

Borough of Roselle Park Meeting of March 21, 2013

Attendee Name	Organization	Title	Status	Arrived
Michael Yakubov	Borough of Roselle Park	Councilman	P	6:30 PM
Modesto Miranda	Borough of Roselle Park	Councilman	P	6:40 PM
Carl Hokanson	Borough of Roselle Park	Councilman	P	6:30 PM
Tanya Torres	Borough of Roselle Park	Councilwoman	P	7:20 PM
Andrew Casais	Borough of Roselle Park	Councilman	P	6:30 PM
Charlene Storey	Borough of Roselle Park	Councilwoman	P	6:30 PM
Joseph Accardi	Borough of Roselle Park	Mayor	P	6:30 PM

Mayor Accardi called the Special Meeting to order at 6:35 p.m. and said it is being held in accordance with the Open Public Meetings Act and adequate notice of this meeting has been provided as required by law.

All contracts awarded by Mayor and Council must comply with the affirmative action requirements of P.L. 1975, C.172. (NJAC 17:27).

As required by the Fire Prevention Code, he indicated the fire exits and the procedure to be followed in case of fire.

DOMUS PRESENTATION

- Are working diligently to get through the process to get this project funded.
- Were told they would need \$750,000 for cleanup.
- Met with HUD because at the time there were funds available, which no longer are available.
- Met with the DEP and were told there may be some money, but they were running out of money also.
- Put in an application, but were denied because they didn't have enough money.
- Were turned over to the New Jersey Mortgage Authority at the State.
- Are working on how to get \$750,000 funded for the project and to sustain itself going forward.
- There is a point system and 93 is a 100% score for them.
- Are here to ask for some things Council must approve to get a better score.
- There is a lot more money available through the Housing Mortgage Finance due to the Hurricane Sandy disaster.
- Are close to getting a good score on this project.
- Has been working with the Engineers and town on this project.

Councilman Miranda moved the following resolution; seconded by Councilman Yakubov.

RESOLUTION NO. 79-13

**RESOLUTION OF THE BOROUGH COUNCIL
OF THE BOROUGH OF ROSELLE PARK, COUNTY OF UNION
REQUESTING THE BOROUGH MUNICIPAL LAND USE BOARD TO REVIEW AND
PROVIDE RECOMMENDATIONS AS TO WHETHER 180 WEBSTER AVENUE IN THE
BOROUGH OF ROSELLE PARK SATISFIES THE CRITERIA TO BE DESIGNATED AS
AN AREA IN NEED OF REHABILITATION**

WHEREAS, the *Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.* (the “*LRHL*”) authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of rehabilitation; and

WHEREAS, in accordance with the *LRHL* the Mayor and Borough Council of the Borough of Roselle Park (the “Borough Council”) believes that the approximately 1.49 acre site at 180 West Webster Avenue described as Lot 1, Block 506 on the official assessment map of the Borough of Roselle Park (the “Rehabilitation Area”) satisfies the criteria to be designated as an area in need of rehabilitation and should be designated as an area in need of rehabilitation; and

WHEREAS, *N.J.S.A. 40:12A-14* requires planning board review of the resolution designating the area in need of rehabilitation; and

WHEREAS, the Borough of Roselle Park Municipal Land Use Board (the “Planning Board”) is requested to review pursuant to *N.J.S.A. 40A:12A-14*, the proposed Resolution to be adopted by the Borough attached hereto as Exhibit “A” and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Roselle Park as follows:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Borough Council hereby authorizes and directs the Borough of Roselle Park Municipal Land Use Board (the Planning Board) to review the proposed Resolution designating the Rehabilitation Area as an area in need of rehabilitation, and provide its recommendations to the Borough Council.
3. A copy of this resolution shall be available for public inspection at the offices of the Borough Clerk.
4. This Resolution shall take effect immediately.

Vote Record – Resolution #79-13		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Withdrawn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Accardi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Mayor Accardi called the Regular Meeting to order at 7:10 p.m.

CELEBRATION OF 112TH BIRTHDAY OF THE BOROUGH OF ROSELLE PARK

Mayor Accardi introduced Ms. Pat Pagnetti, Borough Historian and leader of the Roselle Park Historical Society.

- Ms. Pagnetti spoke about the 112th Birthday and celebration on Friday.
- Mr. Ed Leonard gave a speech on the history of Roselle Park.
- Mayor Accardi signed a proclamation with the original 1901 pen.
- Ms. Leona Seufert read an original poem for the occasion.
- Ms. Pagnetti spoke about and unveiled the framed maps the Historical Society presented to the Borough.
- Said the Museum will be open on Friday from 2:00 p.m. to 8:00 p.m.
- Coffee and cake will be served for those who visit.

COMMUNICATIONS

Councilman Miranda moved the following communication; seconded by Councilman Casais, all members present voting Aye, said motion was adopted.

- Request from the Dad's Club to use certain DPW equipment (rakes, shovels, leaf blowers and other equipment) to clean the ballfields for their Annual Baseball Tournament on April 12, 13 and 14, 2013.

Councilman Miranda moved the following communication; seconded by Councilman Casais; all members present voting Aye, said motion was adopted.

- Request from the Relay for Life Committee of Roselle Park to "Paint Roselle Park Purple" by tying purple ribbons on telephone poles, trees, etc., up and down Chestnut Street, around Michael Mauri Park and the Library on Sunday May 5, 2013; and they will remove the ribbons after the Relay is over on June 2nd.

CERTIFICATES/PROCLAMATIONS

Certificate

- Alex Balaban

REPORT AND RECOMMENDATIONS OF MAYOR

- Has one item for Closed Session regarding security, which is of a sensitive nature.
- Spoke about several points when he was running for Mayor.
- One cause of the Borough being formed was the infrastructure and location.
- Roselle Park rail line is a huge selling point.
- Roselle Park must utilize our transportation hub status as a selling point.
- Our train station does leave a little bit to be desired.
- Has been talking to New Jersey Transit personnel who are responsible for upgrading the facilities.
- At this time, they do not want to invest in our train station.
- Spoke about the Ryan property and its development.
- Hopefully, we will see real progress for Roselle Park in the future.
- Discussed the focus of the home inventory in Roselle Park.

- The prices of homes are going up.
- We need to welcome the diverse cultures that want to come into our community.
- Spoke about the reality of the Senior Housing by Domus Corporation.
- Has asked Code Enforcement to review all the multiple dwellings in the Borough.
- Continues to welcome the input of Roselle Park residents.
- Working together, we can make Roselle Park all that it can be.

INTERRUPT THE REGULAR ORDER OF BUSINESS

Councilman Miranda moved at 7:52 p.m. to interrupt the regular order of business for a Closed Session Meeting; seconded by Councilman Casais and adopted.

Mayor Accardi read the Closed Session resolution and said Council would be discussing the following matter:

- Litigation – D’Agostino vs. Roselle Park

RESUME REGULAR ORDER OF BUSINESS

Councilman Miranda moved at 8:28 p.m. to resume the regular order of business; seconded by Councilwoman Storey and adopted.

Mayor Accardi said that during Closed Session, Council discussed the following matter:

- Litigation – D’Agostino vs. Roselle Park

PUBLIC COMMENT

Councilwoman Torres moved at 8:29 p.m. to open the public comment portion of the meeting; seconded by Councilwoman Storey and adopted.

Jacob Magiera, 612 Sheridan Avenue

- There should be free parking in the town for Roselle Park’s Birthday.
- Explain Resolution #82-13; is Mrs. Capaldo retiring.
- Regarding Resolution #86-13, why is there an increase in hours.
- No pay increase for Mayor and Council.

Mayor Accardi responded as follows:

- Regarding Roselle Park’s Birthday, he said they can discuss the issue regarding free parking.
- Regarding Resolution #82-13, Mrs. Capaldo is resigning as the Zoning Officer.
- Regarding Resolution #86-13, the DPW Superintendent is a very responsible position.
- They want to make sure they have the appropriate coverage and are increasing the hours.

- Mayor and Council are not taking a pay increase in 2013.

Leona Seufert, 22 East Westfield Avenue

- Roselle Park has great access to public transportation.
- Invited everyone to the reception at the Art Gallery on April 3rd from 5:30 p.m. to 7:30 p.m.

There being no one else wishing to speak, Councilman Miranda moved at 8:36 p.m. to close the public portion; seconded by Councilman Casais and adopted.

REPORT OF STANDING COMMITTEES AND OTHER MAYOR AND COUNCIL COMMITTEES

Councilwoman Torres

- On Saturday from 10:00 a.m. to 11:30 a.m. at Acker Park, there will be the Annual Holiday Candy Hunt for residents only.
- There has been a delay in the tree removal on East Grant Avenue.

Councilman Miranda

- Attended the Budget Meeting.
- Attended the Municipal Land Use Board Meeting.
- Attended the Municipal Services Meeting.
- Has one item regarding personnel for Closed Session.

Councilman Yakubov

- Thanked the Historical Society for their work on the Borough's birthday events.
- Several businesses are taking place in the celebration.
- Alex Balaban is an incredible volunteer and friend to the Community.
- The County will be hosting a new business event on Thursday, March 28th.
- Has notified the management for Woodside Gardens, Webster Gardens and Westfield Commons about furniture and cardboard being put in the trash; they must enforce recycling.

Councilman Hokanson

- Attended the Budget Meeting on Tuesday.
- Congratulated Councilman Casais for chairing the meeting.
- Attended the Special Meeting of the Board of Health on March 19th.
- March 20th was the first Capital Budget Meeting.
- Asking Council to work with him in starting a trap and release program for animals.

Councilman Casais

- Thanked Mr. Blum for his work on the Budget.
- Current Budget will be on for Public Hearing on May 2nd.
- Depending on a few bids that are going out, they may need to amend it.
- There is a lot of sewer work taking place in the First Ward.
- Tree removal is being done by the DPW; commended Councilwoman Torres and Rich Graves for coordinating those efforts.
- Gave his report on the Joint Meeting of Union and Essex Counties.
- At the Capital Budget Meeting, they discussed the Fire and First Aid Department's requests.
- Scheduled the next Capital Budget Meeting for April 2nd at 6:00 p.m.
- Read a statement regarding the public comment session of the meeting.

Councilwoman Storey

- Union County Electrical Recycling will be at Alcatel-Lucent in New Providence from 9:00 a.m. to 2:00 p.m. on Saturday, March 23rd.
- Residents can drop off E-Waste at the Cranford Conservation Center anytime, whenever the Center is open.
- Attended two Environmental Commission Meetings.
- Discussed an idea for groups, stores, etc., to adopt a planter along Westfield Avenue.
- Those adopting a planter would be responsible for planting and maintenance.
- Discussed the idea of Technology Commercialization in Roselle Park.
- Since on Council, she has looked into bringing new businesses into Roselle Park.
- This idea was generated by a Second Ward resident who contacted her.
- It is the process of moving research products into commercial application.
- Many ideas have come from universities and established companies.
- A common way it is done is through incubators and co-worker spaces.
- Incubators and co-worker spaces are usually common areas.
- Some other towns in New Jersey are doing this.
- No town in Union County is actively promoting this.
- Roselle Park's location is very good; we are close to Rutgers, NJIT, and Kean.
- This would add to the foot traffic and help attract new businesses.
- There is grant money available.
- Roselle Park should consider hiring a consultant that has experience in this field.

Mayor Accardi reminded Council to get their information in for the Borough newsletter.

Karen Intile – Administrative Assistant

- Asked if she should go forward with the information pamphlet this year.
- Asked for definition of E-waste.
- Thanked all who have donated to the Food Pantry.

- They will be receiving a new Senior Citizen Bus through a grant.
- Fourth of July Celebration will be on July 6th this year.
- Thanked all who helped with the Saint Patrick's Day Luncheon.
- There was a presentation on fraud held at the Casano Center.
- The application for the grant for the generator must be redirected to another department through FEMA.

Richard Huxford – Borough Attorney

- Four matters for Closed Session.

Ken Blum – Chief Financial Officer

- Budget Meeting scheduled for April 2nd at 6:00 p.m. in the Conference Room.
- Introducing Budget tonight and the Public Hearing will be on May 2nd.

REPORT OF DEPARTMENTS

Councilman Miranda moved to approve the following report; seconded by Councilman Casais, all members present voting Aye, said motion was adopted.

- Administrative Assistant Report for February 9, 2013 through March 8, 2013

MOTION BILLS & PAYROLLS BE NOT READ

MOTION BILLS & PAYROLLS BE PASSED FOR PAYMENT

Councilman Miranda moved that bills and payrolls be not read and passed for payment; seconded by Councilman Casais, all members voting Aye, said motion was adopted.

INTRODUCTION

ORDINANCE NO. 2380

BOROUGH OF ROSELLE PARK

CALENDAR YEAR 2013

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK**

(N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said 2013 budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and

the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Governing Body of the Borough of Roselle Park, in the County of Union, finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Governing Body hereby determines that a 1.5% increase in the budget for said year, amounting to \$173,459.84 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Roselle Park, in the County of Union, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Borough of Roselle Park shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$404,739.62, and that the CY 2013 municipal budget for the Borough of Roselle Park be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Councilman Miranda moved that Ordinance #2380 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on April 4, 2013; seconded by Councilman Yakubov.

Vote Record – Ordinance #2380		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Torres	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Casais	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Accardi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTIONS

The following resolutions listed on consent agenda, were offered by Councilman Miranda; seconded by Councilman Casais.

RESOLUTION NO. 77-13

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Tax Collector hereby authorizes the Treasurer to issue a check in the amount of \$2,078.93 payable to Chase Bank for an overpayment on Block 121/Lot 8 (otherwise known as 532 Amsterdam Ave., Roselle Park, N.J.) and assessed in the name of Vincent & Susan O'Donnell.

RESOLUTION NO. 78-13

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Tax Collector hereby authorizes the Treasurer to issue a check in the amount of \$1,923.49 payable to Corelogic for an overpayment of 1st quarter taxes 2013 on Block 110/Lot 13 (otherwise known as 614 Willow Ave., Roselle Park, N.J.) and assessed in the name of Kevin & Sarah Becker.

RESOLUTION NO. 80-13

WHEREAS, the Borough of Roselle Park no longer has use for the attached automobiles therefore, be it

RESOLVED, by the Mayor and Council of the Borough of Roselle Park that the Borough Clerk be and is hereby authorized to sell the attached items, as is, at public sale at a date within 60 calendar days. The auction will be advertised in the following media, Union Leader and Star Ledger and Borough of Roselle Park Web Site.

1. Said sale shall be conducted by the Borough Clerk or by any person so designated by her.
2. Said property is being sold "as is".
3. All prospective purchasers are put on notice to personally inspect the property.
4. At the Time of said sale, the purchaser shall deposit the entire purchase price with the Borough Clerk in cash or certified check made payable to the Borough of Roselle Park.
5. If the purchaser fails to take title and possession within ten (10) days of the date of purchase, the Governing Body of the Borough of Roselle Park may declare the contract of sale to be terminated and may retain all monies paid there under as liquidated damages, and the Borough may resell said property or pursue such other and further legal and equitable remedies as it may have. If the purchaser fails to take title or possession within said ten (10) days, purchaser will be liable for reasonable storage fees.
6. If the title to this property shall prove to be unmarketable, the liability of the Borough shall be limited to the repayment of the amount of any sums paid by said purchaser to the Borough without any further costs, expense, damage, claim against or liability upon the Borough.
7. The Borough of Roselle Park reserves the right to reject all bids and shall not be obligated to accept any bids
8. All prospective purchasers are put on notice that no employee, agent, officer, body or subordinate body has any authority to waive, modify or amend any of the within conditions of sale.

<u>Year</u>	<u>Make</u>	<u>Identification Number</u>	<u>Minimum Bid</u>
1997	Ford Van	1FTHE24L5VHA19933	\$175.00

RESOLUTION NO. 81-13

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Tax Collector hereby authorizes the Treasurer to issue a check in the amount of \$23,920.74 payable to lien holder for redemption of Tax Sale Certificate for the meeting of March 21, 2013 (paperwork available in the Tax Office); and

BE IT FURTHER RESOLVED to issue a premium check from the Tax Collectors' Premium Account in the amount of \$10,000.00.

RESOLUTION NO. 82-13

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that the resignation of Sandy Capaldo from the position of Zoning Officer in the Construction Department, effective upon finding a replacement, be and is hereby accepted.

RESOLUTION NO. 83-13

WHEREAS, it shall become necessary to expend for some of the purposes specified in the budget, an excess of the respective sums appropriated, and

WHEREAS, there is an excess in one or more appropriation reserve over and above the amount deemed necessary to fulfill the purposes of such appropriations, and

WHEREAS, N.J.S.A. 40A:4-59 provides for the transfer of such amounts deemed in excess, to appropriations the amount of which are deemed to be insufficient to fulfill the purpose of such appropriations, and

WHEREAS, the transfers about to be authorized do not affect any appropriation reserves to which or from which transfers are prohibited under the statutes, and

NOW, THERFORE BE IT RESOLVED, that the following transfers between appropriation reserves to be authorized pursuant to N.J.S.A. 40A:4-59:

TRANSFERS TO:

<u>ACCOUNT #</u>	<u>ACCOUNT NAME</u>	<u>AMOUNT</u>
01-0140-00-01192-205	Public Buildings and Grounds OE - Prof. Fees & Outside	\$ 50,000.00
01-0140-00-01392-204	Traffic Control Schools OE - Maint. of Equipment	\$ 3,500.00
Total		<u>\$ 53,500.00</u>

TRANSFERS FROM:

<u>ACCOUNT #</u>	<u>ACCOUNT NAME</u>	<u>AMOUNT</u>
01-0140-00-01802-210	Street Lighting OE - Miscellaneous	\$ 7,000.00
01-0140-00-01842-210	Electricity OE - Miscellaneous	\$ 5,000.00
01-0140-00-01842-235	Electricity OE - Traffic Light Electric Service	\$ 2,000.00
01-0140-00-01852-210	Water OE - Miscellaneous	\$ 5,000.00
01-0140-00-01862-210	Natural Gas OE - Miscellaneous	\$ 6,000.00
01-0140-00-01872-210	Gasoline OE - Miscellaneous	\$ 19,500.00
01-0140-00-02012-210	Social Security OE - Miscellaneous	\$ 9,000.00
Total		<u>\$ 53,500.00</u>

BE IT FURTHER RESOLVED, that a copy of this resolution be filed forthwith with the Chief Financial Officer.

RESOLUTION NO. 84-13

Introduction of the 2013 Municipal Budget

RESOLUTION NO. 85-13

WHEREAS, an emergent condition has arisen wherein the appropriations set forth in the 2013 temporary budget are insufficient to meet the financial obligations as set forth below and the payroll for municipal officers and employees, and

WHEREAS, the permanent budget for the year 2013 has not yet been adopted, and

WHEREAS, the total emergency temporary resolutions adopted in the year 2013 pursuant to the provisions of N.J.S.A.40A:4-20 including this resolution total \$15,560,750.41 and utility budget \$1,438,520.00

NOW, THEREFORE, BE IT RESOLVED by (not less than two-thirds (2/3) of all the members thereof affirmatively concurring) that in accordance with the aforementioned statute the 2013 temporary budget be and the same is hereby amended to provide for an emergency temporary appropriation in the amount of \$10,398,367.50 and utility budget \$1,005,474.65, said appropriations as follows:

<u>APPROPRIATIONS</u>	<u>SALARIES & WAGES</u>	<u>OTHER EXPENSES</u>
Mayor and Council	\$ 41,201.87	\$ 3,687.50
Municipal Clerk	\$ 184,891.47	\$ 63,111.56
Financial Administration	\$ 135,448.75	\$ 24,621.44
Audit Services	\$ -	\$ 36,561.25
Assessment of Taxes	\$ 10,024.94	\$ 3,615.62
Revenue Administration	\$ 54,473.25	\$ 12,271.19
Liquidation of Tax Title Liens	\$ -	\$ -
Legal Services & Costs	\$ -	\$ 44,250.00
Human Resources	\$ -	\$ 19,500.00
Tax Appeals	\$ -	\$ 22,125.00
Municipal Prosecutor's Office	\$ -	\$ -
Engineering Services & Costs	\$ -	\$ 19,155.82
Buildings & Grounds	\$ -	\$ 87,568.75
Planning Board	\$ -	\$ -
Municipal Land Use Board	\$ 1,676.44	\$ 7,146.25
Board of Adjustment	\$ -	\$ -
Employee Group Insurance	\$ -	\$ 1,277,372.50
Health Benefits Waiver	\$ -	\$ 45,968.75
Liability Insurance	\$ -	\$ 229,137.50
Workers Compensation Insurance	\$ -	\$ 340,279.37
Other Public Works Functions	\$ -	\$ -
Fire	\$ 29,075.00	\$ 65,847.69
Supplemental Fire Services	\$ -	\$ -
Fire Protection	\$ 9,282.19	\$ 1,106.25
Police	\$ 2,363,436.25	\$ 223,351.87
Traffic Control (Schools)	\$ 180,147.25	\$ 11,616.87
Aid to Volunteer Ambulance Company	\$ -	\$ 9,550.62
Office of Emergency Management	\$ 5,941.69	\$ 2,950.00
Maintenance of Vehicles	\$ -	\$ 86,287.50
Streets & Roads Maintenance	\$ 489,462.50	\$ 128,147.50
Solid Waste Disposal Costs	\$ -	\$ 243,375.00
Solid Waste Collection	\$ -	\$ 260,750.00

<u>APPROPRIATIONS</u>	<u>SALARIES & WAGES</u>	<u>OTHER EXPENSES</u>
Recycling	\$ 2,773.44	\$ 201,615.00
Recycling Tax	\$ -	\$ 1,106.25
Board of Health	\$ 3,321.87	\$ 97,841.11
Animal Control	\$ -	\$ 3,540.00
Communiity Alliance Program	\$ -	\$ -
Recreation Services	\$ 1,671.44	\$ 13,201.25
Maintenance of Parks	\$ -	\$ -
Celebration of Public Events	\$ -	\$ 1,511.87
Youth Center	\$ -	\$ 51,315.00
Community Center	\$ 30,924.75	\$ 1,917.50
Historical Sites Office	\$ -	\$ 7,375.00
Senior Citizen Activities	\$ -	\$ -
Environmental Services	\$ -	\$ -
State Uniform Construction Code	\$ 97,721.12	\$ 25,001.25
Shuttle Bus	\$ -	\$ -
Union County S.L.A.P. Program	\$ -	\$ -
Municipal Services Act	\$ -	\$ -
Farmers Market	\$ 2,575.37	\$ 885.00
Compensated Absences	\$ 22,125.00	\$ -
Utilities:		
Street Lighting	\$ -	\$ 147,200.00
Fire Hydrant Service	\$ -	\$ 87,862.50
Cable TV 34	\$ -	\$ 2,146.87
Telephone	\$ -	\$ 54,150.00
Electricity	\$ -	\$ 70,862.50
Water	\$ -	\$ 10,750.00
Natural Gas	\$ -	\$ 26,875.00
Gasoline	\$ -	\$ 111,400.00
Contingent	\$ -	\$ 1,475.00
Contribution to:		
PERS	\$ -	\$ 188,750.00
DCRP	\$ -	\$ 3,245.00
Social Security (OASI)	\$ -	\$ 162,612.50
Consolidated PFRS	\$ -	\$ -
PFRS	\$ -	\$ 516,595.89
State Unemployment Insurance	\$ -	\$ 44,572.50
Municipal Court	\$ 167,740.50	\$ 10,236.50
Public Defender	\$ -	\$ -
Maintenance of Free Public Library	\$ -	\$ 275,000.00
Police Dispatch/"911"	\$ 56,435.00	\$ 35,834.25
PEOSHA Act/Board of Health	\$ -	\$ -
L.O.S.A.P. Program	\$ -	\$ 46,646.87
Snow Emergency	\$ -	\$ -
COAH - Fair Housing	\$ -	\$ 22,125.00
Matching Funds For Grants	\$ -	\$ -
Municipal Alliance Program	\$ -	\$ 27,298.00
Municipal Alliance Program Match	\$ -	\$ 6,825.00

<u>APPROPRIATIONS</u>	<u>SALARIES & WAGES</u>	<u>OTHER EXPENSES</u>
Clean Communities Grant	\$ -	\$ -
Safe and Secure Grant	\$ -	\$ 60,000.00
Safe and Secure Grant Match	\$ -	\$ 210,220.00
Drunk Driving Enforcement Fund Grant	\$ -	\$ -
Union County Recycling Enhancement Grant	\$ -	\$ -
Body Armor Grant	\$ -	\$ -
Recycling Tonnage Grant	\$ -	\$ -
Capital Improvement Fund	\$ -	\$ 86,875.00
Bond Principal	\$ -	\$ -
Interest on Bonds	\$ -	\$ -
Green Trust Loan Program	\$ -	\$ -
Reserve for Uncollected Taxes	\$ -	\$ 623,794.00
Deficit in Dedicated Trust Assessment	\$ -	\$ -
	<hr/>	<hr/>
Total Current Fund	\$ 3,890,350.09	\$ 6,508,017.41
	<hr/> <hr/>	<hr/> <hr/>

Sewer Utility Budget

<u>APPROPRIATIONS</u>	<u>SALARIES & WAGES</u>	<u>OTHER EXPENSES</u>
Joint Meeting Sewer	\$ -	\$ 474,166.65
Rahway Valley Sewerage Authority	\$ -	\$ 478,341.36
Operations	\$ 7,145.87	\$ 39,293.75
PERS	\$ -	\$ (1,775.48)
Social Security	\$ -	\$ 1,250.00
Unemployment Compensation Insurance	\$ -	\$ (322.50)
Capital Outlay	\$ -	\$ 3,687.50
Maintenance of Vehicles	\$ -	\$ 3,687.50
Bond Principal	\$ -	\$ -
Interest on Bonds	\$ -	\$ -
	<hr/>	<hr/>
Total Sewer Utility	\$ 7,145.87	\$ 998,328.78
	<hr/> <hr/>	<hr/> <hr/>

RESOLUTION NO. 86-13

BE IT RESOLVED that Mayor and Council of the Borough of Roselle Park hereby amend Resolution No. 267-12 increasing the hours from twenty hours per week to a maximum of forty hours per week at an annual rate of \$80,000 to perform the duties of the position of Superintendent of Public Works effective April 1, 2013.

Vote Record – Resolutions #77-13 , #78-13 and #80-13 to #86-13					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Torres	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Casais	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Accardi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

MATTERS FOR REFERRAL TO COMMITTEE OR COUNCIL

MAYOR ACCARDI

- Appointing Vinny Picarelli as a member of the Roselle Park Fire Patrol, effective immediately, to be assigned to the Faitoute Engine Company.

Mayor Accardi asked Councilman Casais if he would like to discuss the issue of the public comment portion of the meeting or have it go back to Committee.

Councilman Casais said if it is going to Committee, he does not want to be on it. His position is what he stated in his statement, he would like to see it return to dialogue. It will be an opportunity for dialogue. There is no guarantee that anyone will get seven minutes to talk. There will be a seven minute dialogue between the public and Governing Body.

Councilwoman Storey said she was going to ask that this be revisited, since this was discussed at a meeting where she was not present. She takes the same position as Councilman Casais of having the back and forth.

Councilman Hokanson said there were questions brought up that some people will have dialogue and some will just ask a question. The time frame will be different from person to person. He is in favor of going back to the dialogue within reason.

Councilman Yakubov said he has spoken to a number of residents that feel dialogue is important. It gives the residents in the community an opportunity to bring up issues and get answers right away. He said it would be seven minutes of dialogue and once the seven minutes expires, that's it; the conversation on both sides cease. He agrees with that and is willing to support it.

Councilman Miranda said if there is dialogue, then they should stick to the agenda and not go off of it.

Mr. Huxford said any questions from the members of the public must be addressed to the Chair; that is Robert's Rules. They have been advised there will be people who will speak for different periods of time, so this will cause them to be treated differently which, could possibly lead to a lawsuit.

Councilman Hokanson said the dialogue has to come back in some way and does not see a lawsuit happening.

Mr. Huxford said keeping it at seven minutes will keep everyone the same. He said you can keep it as is, or you have the prerogative to change it. You may have someone speak for three minutes and the Council may answer for four minutes and then the time will be up. Someone may want to rebut the answer, but the seven minutes would be up. He said they would have to come to the next meeting or contact Council outside of the office.

Mayor Accardi said he was not there when the initial decision was made. It was not planned, but he was also not there when the decision was made to change the time of the public portion. He has his own ideas and kept quiet because he does not have a vote on what Council wants to do. They have a legal responsibility and once they have the information, it is up to Council to decide what is best. He said no member on Council is not responsive to any residents' questions under any circumstances. He said there is never been a time that I have not been responsive to resident's questions. He said he leaves it up to Council as to how they wish to proceed with this matter.

Councilman Casais said he understands the legal arguments Mr. Huxford explained. He said this will provide us with the most transparent way to go about it.

Mayor Accardi said it needs to be clear, however you want to run. He thinks dialogue is great. He said no one is not responsive to residents' comments. He said he responds via cellphone, email and facebook. He said he does not feel that people are not getting the opportunity to speak to Mayor and Council.

Councilman Casais said from the time a resident says their name and address and asks questions would be their seven minutes. Between those two times, there could be a dialogue between Council. If someone comes up and said they would like to address Mayor and Council and asks questions for seven minutes, it is up to us not to interject in their conversation.

Ms. Cali said if the person asks seven minutes of questions, then they will get no answers.

Councilman Casais said yes.

Councilwoman Storey said yes; if they want answers, they can wait until the next time.

Ms. Cali said for the record, there was a person that came up and spoke for one minute and the Council answered for six minutes. Then the next person got up and talked for six minutes and Council spoke for 30 seconds; there was a lawsuit and the residents won against the municipality for not treating people equally.

Councilman Casais said he has heard this and would not make this decision without getting all the information. He said it would be clouding all the good things that are done in the Chamber. He said they are all readily available and has their best interest in mind. He said he just wants the residents to understand that through their policy.

Councilwoman Torres agrees with Councilman Casais' decision and supports him.

Mayor Accardi said for the next agenda that Councilman Casais get legal approval.

Mr. Huxford said for the record, he will review it and make sure that what Council wants in the resolution is appropriate.

Councilman Yakubov asked if they would like him to find out what the process is in other municipalities.

Councilman Casais said there is not many times that this comes up on other municipalities.

Mayor Accardi asked that he research it and get back to Council. He asked that they discuss this at the next meeting and asked that it be put on the agenda.

Mayor Accardi asked if they would like to discuss the Adopt a Planter project.

Councilwoman Torres said she has a concern that in the past something like this was done and the plants were neglected. She said that they could try it again.

Councilwoman Storey said the planters are there and that they give it another shot.

Mayor Accardi said this is the time to address this and asked that Councilwoman Storey come up with an idea.

Mayor Accardi asked if they would like to discuss the Birthday Celebration free parking. He said it is a little late to get the word out and they can try that next year.

Mayor Accardi said he has offered the Mayor's Office to Congressman Donald Payne to use along with his staff two days a week. He said he received a request from Congressman Payne's Office. He said the office is underutilized and this would be a way to get residents into Borough Hall to discuss issues they may have with their Congressman.

Councilwoman Torres said she has a concern this may flow over to the Conference Room and does not want any conflicts to happen. She also said she does not want it to be used for political reasons.

Mayor Accardi said it is not for political reasons and only the office upstairs; they will not be using any Borough equipment.

Councilman Casais asked if it would be during regular operation hours.

Mayor Accardi said it would be from 9:00 a.m. to 4:00 p.m. two days a week.

Councilwoman Torres asked how big a staff; and the Mayor said one person, either the Congressman or a representative.

Mayor Accardi said they would only be using the electricity for light and their laptop computer.

Council Casais said they will have a Congressman here with no extra security.

Mayor Accardi said he may have someone sitting in the office with him. There will be no increased security measures; the security in the building would remain the same. He said he was comfortable speaking with Congressman Payne.

Councilwoman Storey agreed and said she thinks it is an excellent idea.

Councilwoman Torres said she would have been more comfortable if she had already known that he had offered the Borough building.

Mayor Accardi said they have just received the request. He said they do not need to approve it tonight.

Councilman Casais asked if they can discuss this at the next meeting.

INTERRUPT THE REGULAR ORDER OF BUSINESS

Councilman Miranda moved at 9:50 p.m. to interrupt the regular order of business for a Closed Session Meeting; seconded by Councilman Casais and adopted.

Mayor Accardi read the Closed Session resolution and said Council would be discussing the following matters:

Potential Litigation:

- NJDEP vs. Occidental
- D'Agostino vs. Roselle Park
- Kaufers vs. Kessler
- Sevell's vs. Roselle Park

Contract Negotiations:

- Fiber Tech
- Personnel Matter

Personnel – Court Matter

Security Issue – Cameras

RESUME REGULAR ORDER OF BUSINESS

Councilman Miranda moved at 10:20 p.m. to resume the regular order of business; seconded by Councilwoman Storey and adopted.

Mayor Accardi said that during Closed Session, Council discussed the following matters:

Potential Litigation:

- NJDEP vs. Occidental
- D'Agostino vs. Roselle Park
- Kaufers vs. Kessler
- Sevell's vs. Roselle Park

Contract Negotiations:

- Fiber Tech
- Personnel Matter

Personnel – Court Matter

Security Issue – Cameras

There being no further business to come before the meeting; Councilman Miranda moved at 10:21 p.m. to adjourn; seconded by Councilman Casais and adopted.

Attest

Borough Clerk