Borough of Roselle Park Meeting November 20, 2014

Attendee Name	Organization	Title	Status	Arrived
Michael Yakubov	Borough of Roselle Park	Councilman	P	7:00 PM
Carl Hokanson	Borough of Roselle Park	Councilman	P	7:00 PM
Andrew Casais	Borough of Roselle Park	Councilman	P	7:00 PM
Charlene Storey	Borough of Roselle Park	Councilwoman	P	7:00 PM
Ryan Kelly	Borough of Roselle Park	Councilman	P	7:00 PM
Gino Elmarassy	Borough of Roselle Park	Councilman	A	
Joseph Accardi	Borough of Roselle Park	Mayor	P	7:00 PM

Mayor Accardi called the meeting to order at 7:06 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.

Deputy Borough Clerk Corrigan read a short prayer followed by the Pledge of Allegiance.

REPORT AND RECOMMENDATIONS OF MAYOR

Councilman Hokanson moved to accept the donation of a photo from Lyman Thompson to be placed in Council Chambers; seconded by Councilman Casais and adopted.

Mayor Accardi thanked Mr. Thompson for his generous donation; it will be dedicated at the next Council Meeting.

REPORT OF STANDING COMMITTEES AND OTHER MAYOR AND COUNCIL COMMITTEES

Councilman Yakubov

• No report.

Councilman Hokanson

- The High School will hold a Cabaret Night on November 22nd.
- Alumni Night will be at Frenchy's on November 26th.
- November 28th is the opening of the new Dentist's Office at 201 West Westfield Avenue.
- Has backpacks available for homeless vets.

• Wished all a happy, safe and healthy Thanksgiving.

Councilman Casais

- Continuing the five year plan process for capital improvements in the Borough.
- The Chief Financial Officer has sent out letters for the budget requirements due.

Councilwoman Storey

- Thanked all who attended the Veteran's Day Ceremony.
- Thanked Karen Intile for all her hard work in putting it together.
- December 2nd there will a Foreclosure Seminar at the Assumption Church.
- Thanked the Indo American Senior Citizens for inviting her to one of their events.

Councilman Kelly

- Attended the Board of Education Meeting.
- There are no updates on any litigation matters.

Karen Intile – Administrative Assistant

- Thanked all of the organizations who helped and donated food for Thanksgiving.
- Over 100 attended the Heart Grant program.
- Thanked all who helped with the Veteran's Day event.
- The Tree Lighting will be on Friday, December 5th at 6:30 p.m.
- Casano Center Christmas Party will be on December 4th.
- Poet Laureate had her reception at the Casano Center.

Richard Huxford – Borough Attorney

Has two items for Closed Session.

Ken Blum - Chief Financial Officer

• The Tax Sale was held November 25th.

REPORTS OF DEPARTMENTS

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

- Administrative Assistant Report for October 11, 2014 through November 10, 2014
- Court Report for October 2014

PUBLIC COMMENT

Councilman Hokanson moved at 7:23 p.m. to open the public comment portion of the meeting; seconded by Councilman Casais and adopted.

Jacob Magiera, 612 Sheridan Avenue

- Update on pigeon netting on the Chestnut Street bridge.
- Thanked Dave from Donato Florist for the yellow ribbons.
- Congratulated the successful and unsuccessful candidates in the Municipal election.

Mayor Accardi said that the DPW has taken down the damaged netting under the Chestnut Street Bridge and is in the process of replacing it. He said that he was out of town for two days attending the League of Municipalities Convention, which he attended for the benefit of the Borough.

There being no one else wishing to speak, Councilman Hokanson moved at 7:26 p.m. to close the public portion; seconded by Councilman Casais and adopted.

MINUTES TO BE APPROVED, PENDING ANY CORRECTIONS

Councilman Hokanson moved to approve the following minutes; seconded by Councilman Casais.

• Regular Meeting of October 16, 2014

□ Vote Record – Minutes of October 16, 2014									
			Yes/Aye	No/Nay	Abstain	Absent			
		Yakubov	X						
⊠ Adopted	Hokanson	X							
	Adopted as Amended	Casais	X						
	Defeated Tabled	Storey	X						
☐ Withdrawn	Kelly	X							
	Elmarassy				×				
		Accardi							

MOTION BILLS & PAYROLLS BE NOT READ MOTION BILLS & PAYROLLS BE PASSED FOR PAYMENT

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

PASSAGE OF ORDINANCES

SECOND READING AND PUBLIC HEARING

ORDINANCE NO. 2423

AN ORDINANCE AMENDING CHAPTER 2, SECTIONS 2-61.1 AND 2-61.2 OF THE CODE OF THE BOROUGH OF ROSELLE PARK REGARDING DIRECT DEPOSIT FOR COMPENSATION

Councilman Hokanson moved to open the public hearing on Ordinance No. 2423; seconded by Councilman Casais and adopted.

There being no one wishing to speak, Councilman Hokanson moved to close the public hearing on Ordinance No. 2423; seconded by Councilman Casais and adopted.

Councilman Hokanson moved that Ordinance No. 2423 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Casais.

□ Vote	Record - Ordinance No. 2423					
☒ Adopted☐ Adopted as Amended			Yes/Aye	No/Nay	Abstain	Absent
	A 1 1	Yakubov	X			
	Adopted	Hokanson	X			
1	Defeated	Casais	☒			
	Tabled	Storey	X			
☐ Withdrawn		Kelly	X			
	Withdrawn	Elmarassy				X
		Accardi				

ORDINANCE NO. 2424

AN ORDINANCE FIXING THE SALARIES FOR PERSONNEL IN THE ROSELLE PARK POLICE DEPARTMENT IN THE COUNTY OF UNION, STATE OF NEW JERSEY, FOR THE YEARS 2015, 2016, 2017, 2018 AND 2019

Councilman Casais moved to open the public hearing on Ordinance No. 2424; seconded by Councilwoman Storey and adopted.

There being no one wishing to speak, Councilman Casais moved to close the public hearing on Ordinance No. 2424; seconded by Councilwoman Storey and adopted.

Councilman Casais moved that Ordinance No. 2424 be adopted on second reading and advertised as prescribed by law; seconded by Councilwoman Storey.

Mayor Accardi thanked Councilman Casais because he has been instrumental in this.

□ Vote	Record – Ordinance No. 2424					
			Yes/Aye	No/Nay	Abstain	Absent
✓ Adopted☐ Adopted as Amended	Yakubov	X				
	Hokanson			X		
ΙH	Defeated	Casais	☒			
	Tabled	Storey	X			
ΙH	Withdrawn	Kelly	X			
Withdrawn	Withdrawn	Elmarassy				X
		Accardi				

ORDINANCE NO. 2425

AN ORDINANCE FIXING THE SALARIES FOR PERSONNEL IN THE ROSELLE PARK POLICE DEPARTMENT IN THE COUNTY OF UNION, STATE OF NEW JERSEY, FOR THE YEARS 2015, 2016, 2017, 2018 AND 2019

Councilman Casais moved to open the public hearing on Ordinance No. 2425; seconded by Councilwoman Storey and adopted.

There being no one wishing to speak, Councilman Casais moved to close the public hearing on Ordinance No. 2425; seconded by Councilwoman Storey and adopted.

Councilman Casais moved that Ordinance No. 2425 be adopted on second reading and advertised as prescribed by law; seconded by Councilwoman Storey.

□ Vote	□ Vote Record – Ordinance No. 2425									
			Yes/Aye	No/Nay	Abstain	Absent				
[FZ]	A 1 1	Yakubov	X							
✓ Adopted☐ Adopted as Amended	Adopted	Hokanson			X					
1	Adopted as Amended Defeated	Casais	X							
	Tabled	Storey	X							
☐ Withdrawn		Kelly	X							
	Withdrawn	Elmarassy				X				
		Accardi								

ORDINANCE NO. 2426

AN ORDINANCE AMENDING ORDINANCE 2363 FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE BOROUGH OF ROSELLE PARK, IN THE COUNTY OF UNION STATE OF NEW JERSEY, FOR THE YEARS 2015, 2016, 2017, 2018 AND 2019

Councilman Hokanson moved to open the public hearing on Ordinance No. 2426; seconded by Councilman Casais and adopted.

There being no one wishing to speak, Councilman Hokanson moved to close the public hearing on Ordinance No. 2426; seconded by Councilman Casais and adopted.

Councilman Hokanson moved that Ordinance No. 2426 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Casais.

□ Vote	Record - Ordinance No. 2426					
			Yes/Aye	No/Nay	Abstain	Absent
[27]		Yakubov	X			
□ Adopted □ Adopted as Amended	Hokanson	X				
	Defeated	Casais	X			
1	Tabled	Storey	X			
☐ Withdrawn		Kelly	X			
	Elmarassy				×	
		Accardi				

INTRODUCTION

ORDINANCE NO. 2427

AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF ROSELLE PARK ABOLISHING CHAPTER III, SECTION 17 ENTITLED CURFEW FOR JUVENILES

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union, and State of New Jersey as follows:

<u>SECTION 1</u>: Chapter III Section 17 (3-17) "Curfew for Juveniles" and all accompanying subsections shall be hereby repealed and abolished.

<u>SECTION 2</u>: Upon codification of this amendment to the Borough Code, Chapter/Section 3-17 shall be "Reserved" so as to keep the current numerical sequence and any historical reference accurate.

<u>SECTION 3</u>: If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

<u>SECTION 4</u>: All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

<u>SECTION 5</u>: This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

Councilman Hokanson moved that Ordinance No. 2427 be adopted upon first reading and advertised as prescribed by law for second reading and public hearing on December 4, 2014; seconded by Councilman Casais.

□ Vote	Record - Ordinance No. 2427					
			Yes/Aye	No/Nay	Abstain	Absent
⊠ Adopted	Yakubov	X				
	Adopted Adopted as Amended	Hokanson	X			
1	Adopted as Amended Defeated	Casais	X			
	Tabled	Storey	X			
☐ Withdrawn		Kelly	X			
	W maawn	Elmarassy				×
		Accardi				

ORDINANCE NO. 2428

AN ORDINANCE AMENDING CHAPTER XL, SECTIONS 40-601 AND 40-3002 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED TERMS DEFINED (601) AND SIGNS (3002)

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union, and State of New Jersey as follows:

SECTION 1:

40-601 TERMS DEFINED.

The following words, terms or phrases, when used in Chapter XL, Land Use, shall have the meanings ascribed in this section:

[...]

Sign, Temporary shall mean a sign in place for forty-five (45) days or less, which may be constructed of material of a nonpermanent nature, such as paper, canvas or nondurable plastic. A sign of any political, educational, charitable, philanthropic, civic or religious campaign, drive or event **Such signs shall** not **be** more than six (6) square feet in area and which may be two-sided shall be permitted, provided that such signs are not illuminated and are placed with the property owner's consent and comply with all applicable provisions of this chapter. Election-related signs shall be posted no earlier than thirty (30) days prior to the election and shall be removed no later than two (2) days after the election. The posting of such signs on fire hydrants, public telephone booths, utility poles or on trees in public right-of-way is expressly prohibited. The sign displayed inside the window of a business establishment, to be constructed of a nonpermanent material, shall be permitted, provided that is does not obstruct more than thirty (30%) percent of the window area and is not illuminated.

Sign, Political Campaign shall mean a sign no more than six (6) square feet in area constructed of material of a nonpermanent nature such as paper, canvas, corrugated or nondurable plastic. Content of such Political Campaign Signs shall be consistent with the community standards enumerated in this chapter. Such sign shall not be illuminated, and posting of such signs on fire hydrants, public telephone booths, utility poles or on trees in public right-of-way is expressly prohibited. Should such signs be posted in the window of a business establishment, the same regulations as enumerated in the definition of "Sign, Temporary" as they pertain to window coverage shall apply.

[...]

40-3002 SIGNS.

A. Types and Area of Signs. A sign shall include banners, streamers, whirling or lighting devices or any other type of attention-attracting device and may be a single-faced, double-faced or a V-type structure. The following terms are defined as indicated below:

 $[\ldots]$

5. **Political** Campaign Sign. A temporary sign advertising in favor of or in opposition to the name of the a candidate for election, including a political party, or a public question.

[...]

<u>SECTION 2</u>: If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

<u>SECTION 3</u>: All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

<u>SECTION 4</u>: This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

Councilman Hokanson moved that Ordinance No. 2428 be adopted upon first reading and advertised as prescribed by law for second reading and public hearing on December 18, 2014; seconded by Councilman Casais.

□ Vote	Record - Ordinance No. 2428					
			Yes/Aye	No/Nay	Abstain	Absent
⊠ Adopted	Yakubov	X				
	Hokanson	X				
	Adopted as Amended Defeated	Casais	X			
1	Tabled	Storey	X			
☐ Withdrawn		Kelly	X			
	** marawii	Elmarassy				X
		Accardi				

ORDINANCE NO. 2429

AN ORDINANCE AMENDING CHAPTER 60, SECTIONS 60-2, AND 60-3 OF THE CODE OF THE BOROUGH OF ROSELLE PARK REGARDING SALARIES FOR SCHOOL CROSSING GUARDS FOR THE BOROUGH OF ROSELLE PARK FOR 2015, 2016, 2017, 2018 AND 2019

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey as follows:

<u>SECTION I</u>. Section 60-2 is amended to read as follows: "The school crossing guards governed by the school crossing guards agreement with the Borough of Roselle Park shall be entitled to a daily salary as hereinafter set forth effective on the date indicated:"

Classification

School Crossing Guard or Alternate when serving in the capacity of a School Crossing Guard.

2.00%	2.00%	2.00%	2.00%	2.00%
Effective 1/1/2015	Effective <u>1/1/2016</u>	Effective <u>1/1/2017</u>	Effective 1/1/2018	Effective <u>1/1/2019</u>
\$63.38/Day	\$64.65/Day	\$65.94/Day	\$67.26/Day	\$68.61/Day

<u>SECTION II.</u> Section 60-3 is amended to read as follows: "The salaries and wages herein fixed shall be effective January 1, 2015 or as otherwise provided in this ordinance."

<u>SECTION III</u>. If any portion of this Ordinance shall be determined to be invalid, such determination shall not affect the validity of the remaining portions of this Ordinance.

<u>SECTION IV</u>. This Ordinance shall take effect upon the final passage and publication in accordance with the law.

Councilman Casais moved that Ordinance No. 2429 be adopted upon first reading and advertised as prescribed by law for second reading and public hearing on December 4, 2014; seconded by Councilwoman Storey.

□ Vote	Record - Ordinance No. 2429					
			Yes/Aye	No/Nay	Abstain	Absent
-	A.1 1	Yakubov	X			
⊠ Adopted	Adopted Adopted as Amended	Hokanson			×	
	Defeated Defeated	Casais	X			
	Tabled	Storey	X			
☐ Withdrawn		Kelly	X			
	Withdrawn	Elmarassy				X
		Accardi				

RESOLUTIONS

The following resolutions listed on Consent Agenda were offered by Councilman Casais; seconded by Councilwoman Storey.

RESOLUTION NO. 230-14

WHEREAS, the Borough of Roselle Park and School Crossing Guards Association of the Borough of Roselle Park (hereinafter referred to as the "School Crossing Guards Union") have been engaged in negotiations for the 2015 to 2019 contract years; and

WHEREAS, an Agreement was executed regarding wages, hours of work and other terms and conditions of employment; and

WHEREAS, said Agreement was ratified on November 12, 2014 by the general membership of the School Crossing Guards Union.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park in the County of Union and State of New Jersey, as follows:

1. The collective bargaining agreement between the Borough and the School Crossing Guards Union is hereby extended for the period of January 1, 2015 to December 31, 2019 as stated in the attached agreement.

RESOLUTION NO. 231-14

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that all bids for the project Charles Street Roadway Improvements be and are hereby rejected and authorizing the Borough Clerk to re-advertise.

RESOLUTION NO. 232-14

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Tax Collector hereby authorizes the Treasurer to issue checks totaling \$40,876.05 payable to multiple lien holders for redemption of four (4) Tax Sale Certificates (paperwork available in the Tax Office); and

BE IT FURTHER RESOLVED to issue premium checks from the Tax Collector's Premium Account totaling \$2,500.00

RESOLUTION NO. 233-14

WHEREAS, the Borough of Roselle Park wishes to purchase Police Radio Equipment, Repairs and Upgrades from an authorized vendor under the State of New Jersey Cooperative Purchasing Program; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and

WHEREAS, Procomm Systems, Inc., 823 Uniontown Road, Phillipsburg, New Jersey 08865 has been awarded New Jersey State Contract Number 83931; and

WHEREAS, the Chief Financial Officer recommends the utilization of this contract on the grounds that it represents the best price available; now therefore BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that Procomm Systems, Inc. be awarded a contract for the purchase of Police Radio Equipment, Repairs and Upgrades in the amount not to exceed \$98,400.00.

Councilman Hokanson said he would be abstaining from Resolution No. 230-14.

□ Vote Record – Resolutions #230-14 to #233-14									
			Yes/Aye	No/Nay	Abstain	Absent			
⊠ Adopted	Yakubov	X							
	Adopted as Amended	Hokanson	X						
	Defeated	Casais	☒						
	Tabled	Storey	X						
	Withdrawn	Kelly	X						
	Withdrawn	Elmarassy				X			
		Accardi							

INTERRUPT THE REGULAR ORDER OF BUSINESS

Councilman Hokanson moved at 7:44 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 Cali vs. Roselle Park
- Litigation D'Agostino & Sacred Heart Church vs. Roselle Park

RESUME REGULAR ORDER OF BUSINESS

Councilman Hokanson moved at 7:51 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 Cali vs. Roselle Park
- Litigation D'Agostino & Sacred Heart Church vs. Roselle Park

There being no further business to come before the meeting, Councilman Hokanson moved at 7:54 p.m. to adjourn; seconded by Councilwoman Storey.

Attest:

Deputy Borough Clerk