

Borough of Roselle Park Meeting of May 18, 2017

Attendee Name	Organization	Title	Status	Arrived
Charlene Storey	Borough of Roselle Park	Councilwoman	P	7:00 PM
Eugene Meola	Borough of Roselle Park	Councilman	P	7:00 PM
Joseph Petrosky	Borough of Roselle Park	Councilman	P	7:00 PM
Thos Shipley	Borough of Roselle Park	Councilman	P	7:00 PM
William Fahoury	Borough of Roselle Park	Councilman	P	7:00 PM
Michael Connelly	Borough of Roselle Park	Councilman	P	7:00 PM
Carl Hokanson	Borough of Roselle Park	Mayor	P	7:00 PM

Boy Scout Troop #56 sitting in for Mayor and Council

Mayor Hokanson called the meeting to order at 7:00 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.

A statement was read by the Mayor indicating that use of electronic devices by members of the governing body and Borough staff should be limited to Borough business. All communications are subject to the New Jersey Open Public Records Act.

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

COMMUNICATIONS

Councilman Shipley moved the following communications; seconded by Councilman Connelly, all members present voting Aye, said motion was adopted.

- Request from the West End Community Center to change the date of their Annual Picnic from Saturday, May 20, 2017 to Saturday, June 17, 2017 from 12:00 Noon to 7:00 p.m.
- Request from the Feast of Saint Anthony Committee to Hang a Two-sided Vented Banner on Chestnut Street near the Gazebo.
- Request from the parents of Robert Gordon School to prepare for the end of year celebration.
- Request from the residents of the 200 block of Charlotte Terrace to hold a Block Party on Saturday, July 15, 2017 from 12:00 Noon until 10:00 p.m., with a rain date of Sunday, July 16, 2017.

Councilman Shipley moved to reorder the agenda; seconded by Councilman Connelly, all members present voting Aye, said motion was adopted.

APPROVAL OF MINUTES

Councilman Shipley moved to approve the following minutes; seconded by Councilman Connelly.

- Regular Meeting & Closed Session of April 20, 2017

<input type="checkbox"/> Vote Record – Regular Meeting & Closed Session of April 20, 2017					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Meola	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Shipley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

- Budget Meeting & Closed Session of April 26, 2017

<input type="checkbox"/> Vote Record – Budget Meeting & Closed Session of April 26, 2017					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Meola	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Shipley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

MOTION BILLS & PAYROLLS BE NOT READ

MOTION BILLS & PAYROLLS BE PASSED FOR PAYMENT

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

MAYOR AND COUNCIL COMMITTEE REPORTS

Councilman Connelly

- Attended the Spanish Heritage Festival at the High School.
- Attended the Capital Budget Meeting.
- Attended the Fire Department Memorial Service.
- Memorial Day Parade is May 29th, please come out and support our veterans.

Councilman Shipley

- There will be a Car Wash at the High School on Saturday from 10:00 a.m. to 3:00 p.m.
- May 24th from 6:00 p.m. to 9:00 p.m. there will be a combination High School Concert and Roselle Park High School Achievements.
- Can be reached at tshipley@rosellepark.net.
- Attended the Mr. Roselle Park Contest fundraiser for Project Graduation.
- Attended the Carnival at the Big Top at the High School.
- Thanked local restaurants for their donations.
- Attended the Roselle Park Firemen’s Memorial Service at Kelly Kaulfers Park.
- Roselle Park Arts Committee is seeking people to serve on the committees.
- Attended the Capital Budget Meeting.
- The Bond Ordinance will be introduced at the June 1st Council Meeting and will be adopted at the June 15th Council Meeting.

Councilwoman Storey

- The Library will be open on Tuesday and Friday evenings to 5:00 p.m. all year long.
- The Library will be closed on Saturdays in the summer.
- Saturday is Video Game Day at the Library.

Councilman Meola

- Attended the Hispanic Festival on May 7th.
- Attended the Capital Budget Meeting on May 10th.
- Hope everyone had a good Mother's Day.
- Attended the Firemen's Memorial on May 17th.
- There will be a Car Wash at the High School on May 20th from 9:00 a.m. to 3:00 p.m.

Councilman Petrosky

- Attended the Capital Budget Meeting.
- Attended the Fire Department Memorial.
- Can be reached at jpetrosky@rosellepark.net or at 908-666-7821.

Councilman Fahoury

- The Casano Community Center will be closed for regular services on May 29th in observance of Memorial Day.
- Casano Center thanked the USPS and the PBA for their donations to the Food Pantry.
- June 17th will be the Cruisin' Car Show on Chestnut Street.
- Met with the Deputy Code Enforcement Officer on May 15th.
- Met with the Lighting Committee on Tuesday, May 16th.
- Sent a request to the Board of Education for the High School field to be used for the USO 5k Run.
- If anyone is interested in participating, they can contact him.
- Wished all a safe Memorial Day.

Mayor Hokanson

- May 7th attended the Hispanic Festival at the High School.
- May 8th attended the ceremony for Kevin Murphy at Kean University for his work with veterans.
- May 16th attended the Capital Budget Meeting.
- May 17th attended the Firemen's Memorial Service.
- May 21st attended the Indo American Celebration at the Casano Center.
- May 29th will be the Memorial Day Parade.

Ken Blum – Chief Financial Officer

- Will be voting on the sewer rate ordinance this evening.
- Bills will be mailed on May 26th with due date of July 1, 2017.

Andrew Casais – Borough Clerk

- Preparing for the Primary Election.
- Working on a lighting ordinance and others for the June 1st Meeting.

Richard Huxford – Borough Attorney

Has three matters for Closed Session:

- Ongoing Litigation – Jackie Taluba vs. Roselle Park
- Potential Litigation – Residential Permit Parking
- Contract Negotiations – Construction Official

REPORTS OF DEPARTMENTS

Councilman Shipley moved to approve the Reports of Departments; seconded by Councilman Connelly, all members present voting Aye, said motion was adopted.

- Police Chief's Report for April 2017
- Fire Chief's Report for April 2017
- Treasurer's Report for January, February, March 1027
- Casano Center Director's Report for April 19 – May 12, 2017

Councilman Shipley moved at 7:34 p.m. to adopt the actions taken by the Boy Scouts; seconded by Councilman Connelly, all members present voting Aye, said motion was adopted.

PROCLAMATIONS & PRESENTATIONS

- Recreation Wrestling Team
- Business of the Month: Tommy's Joint
- Frank Orlando – 50 Years in Business in Roselle Park
- Sofia Ortiz & Ying Chow – 1st and 3rd Place in "My County Poster Contest"
- Alexander Balaban – Work with Animals in Roselle Park

PUBLIC COMMENT

Councilman Shipley moved at 8:12 p.m. to open the public comment portion of the meeting on agenda items only; seconded by Councilman Connelly and adopted.

Saul Qersdyn, 150 Berwyn Street

- Asked if Ordinance #2487 indicated per connection or per unit.
- Regarding Ordinance #2491, what is the purpose of moving section number one; is it for clarification
 - Mr. Casais explained it is because the "no parking" regulation must be removed from the Code in order for the regulation to be consistent.
- Regarding Resolution #147-17; stated that the pricing jumps are not consistent year-to-year
- Asked if there any other bids for solid waste collection.
 - Mr. Casais stated that there were not; Suburban Disposal was the sole bidder.
- Asked about the roll offs and how they work.

- Asked about the increase in Resolutions #150-17 and #151-17.
 - Mr. Blum explained that the first is a change order, and the second one authorizes final payment and close out of the project.
- Asked about Resolution #152-17.
 - Mayor Hokanson stated that it related to contract negotiations that will be discussed in closed session later in the meeting.
- Spoke about the Resolution #156-17, the site of former Sullivan Chevrolet. Asked if eminent domain was planned.
 - Mr. Casais stated that at this time the Borough does not plan on using eminent domain on the site, however the Resolution reserves the Borough's rite to do so in the future if it so chooses and sees the need.
- Asked about the TV34 items for discussion in the Workshop session.
 - Councilwoman Storey stated that those items will either be eliminated or held over to the next meeting for additional information can be prepared and provided.
- Asked about the grease trap ordinance.
 - Mr. Casais stated that it will be discussed during the workshop portion of the meeting, but that it is being worked on and revised.

Dave Robertson, 220 West Sumner Avenue

- Spoke about Ordinance #2491 regarding preferential parking zones.
- Disputed the need for the 800 block of Pine Street to be given preferential parking.
- Stated that there are three different sign configurations on the streets.
- Asked if Ordinance #2493 was for the PILOT program and if there would be any provisions for school funding.
- Understands that some businesses were not happy about the grease trap ordinance. Stated that he was surprised more were not present at the meeting that evening.

Monique Filbert, Colfax Manor Resident

- Stated that Colfax Manor has no more parking permits for purchase for the tenants.
- Stated that residents must park on the street.
- Stated that the street near the condos is not owned by the Association.
- Stated that there are Ordinances in the area that prohibit parking from 2:00 a.m. to 5:00 a.m.
- Stated that there are times that she has to park many blocks away and does not feel safe walking that distance at night.
- Asked if there she is able to get a parking permit or have the ordinances removed.
 - Councilman Shipley stated that he is her councilperson and that he understands what she is saying. Stated that it is an ongoing and constantly reviewed problem facing that area and the whole Borough.
- Stated that she has thought of calling the Police to escort her to her unit.
- Said parking is also a problem when there are sports events at the high school field.

Councilman Shipley agreed that the whole parking ordinance should be straightened out. He said he will have another discussion with Captain McCaffery in terms of what can be done.

Jacob Magiera, 612 Sheridan Avenue

- Agreed that there are too many parking signs.

- Spoke about the issues with grease traps.
- Surprised to see Mrs. Caliendo leaving.
- Asked if there is not more than one bid, does it have to be rebid.
 - Mr. Casais stated that if there is one bidder and they are responsive and responsible, pursuant to law, it must be accepted as long as it is within budget and as long as no other statutory reasons for rejection exist. He further stated that the law does not allow the rejection of a bid simply because it is the only bid.
- Asked if any development on the Sullivan property be made public.

There being no one else wishing to speak, Councilman Shipley moved at 8:35 p.m. to close the public comment portion on agenda items only; seconded by Councilman Connelly and adopted.

PASSAGE OF ORDINANCES

SECOND READING AND PUBLIC HEARING

ORDINANCE NO. 2487

AN ORDINANCE AMENDING CHAPTER XXVII, ARTICLE VII
OF THE CODE OF THE BOROUGH OF ROSELLE PARK ADDING
SECTION 17 TO BE ENTITLED, “SEWER CONNECTION FEES”

The public hearing on Ordinance No. 2487 was held on May 4, 2017.

Councilman Shipley moved that Ordinance No. 2487 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Connelly.

<input type="checkbox"/> Vote Record – Ordinance No. 2487		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"/>
	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Meola	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Shipley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCE NO. 2489

AN ORDINANCE AMENDING CHAPTER XXVII, ARTICLE III, SECTION 27-6.3
OF THE CODE OF THE BOROUGH OF ROSELLE PARK FOR THE PURPOSE OF
ESTABLISHING THE RATE OF CHARGES FOR SEWER USERS IN THE BOROUGH

Councilman Shipley moved to open the public hearing on Ordinance No. 2489; seconded by Councilman Connelly and adopted.

There being no one wishing to speak, Councilman Shipley moved to close the public hearing on Ordinance No. 2489; seconded by Councilman Connelly and adopted.

Councilman Shipley moved that Ordinance No. 2489 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Connelly.

<input type="checkbox"/> Vote Record – Ordinance No. 2489					
		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"/>
	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Meola	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Shipley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCE NO. 2490

AN ORDINANCE AMENDING CHAPTER II, ARTICLE I, SECTION 5
OF THE CODE OF THE BOROUGH OF ROSELLE PARK INSERTING
“POWERS AND DUTIES OF THE COUNCIL”

Councilman Shipley moved to open the public hearing on Ordinance No. 2490; seconded by Councilman Connelly and adopted.

Jacob Magiera, 612 Sheridan Avenue

- Asked if this ordinance means that the Council runs the town or the people run the town.

Mr. Huxford said the people elect their representatives when they vote for the Mayor and Council.

Saul Qersdyn, 150 Berwyn Street

- Addressed the last section regarding committee requirements.
- Asked if this ordinance would require a change in the by-laws.
 - Mr. Huxford said that he did not think so, but he will review them with the Borough Clerk to ensure consistency.
- What is the penalty
 - Mr. Casais stated that there is no penalty per se, absent of a vote to censure a member of the governing body. He stated that this binds the minimum requirements of a member of Council who is ultimately judged by the residents and voters of the Borough.

Joe DeIorio, 824 Larch Street

- Is looking at this as the Mayor and Governing Body as a whole and each having one Liaison Committee.

There being no one else wishing to speak, Councilman Shipley moved to close the public hearing on Ordinance No. 2490; seconded by Councilman Connelly and adopted.

Councilman Shipley moved that Ordinance No. 2490 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Connelly.

<input type="checkbox"/> Vote Record – Ordinance No. 2490					
		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"/>
	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Meola	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Shipley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

INTRODUCTION

ORDINANCE NO. 2491

AN ORDINANCE AMENDING CHAPTER VII, SECTION 17.2 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, “PREFERENTIAL PARKING ZONES: LOCATIONS AND RESTRICTIONS” AND SECTION 17.5 ENTITLED, “PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS” SPECIFICALLY IN REFERENCE TO THE 800 BLOCK OF PINE STREET

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter VII, Sections 17.2 and 17.5 be and hereby are amended as follows:

SECTION 1. 7-15 Parking Prohibited During Certain Hours on Certain Streets

No person shall park or stand a vehicle between the hours specified any day (except Sundays and public holidays) upon any of the streets described.

(Ord. No. 1184 § 2-3, § 2-8; Ord. No. 1260; Ord. No. 1300; Ord. No. 1366; Ord. No. 1372; Ord. No. 1384; Ord. No. 1423; Ord. No. 1461; Ord. No. 1473; Ord. No. 1477; Ord. No. 1484; Ord. No. 1536; Ord. No. 1754; Ord. No. 1778; Ord. No. 1816; Ord. No. 1827; Ord. No. 1829; Ord. No. 1866; Ord. No. 1877; Ord. No. 1900; Ord. No. 1977; Ord. No. 1858; Ord. No. 2243 § 1; Ord. No. 2283 § 1; Ord. No. 2393; Ord. No. 2449-2016; Ord. No. 2452-2016)

[...]

Pine Street	Both	2:00 a.m. to 5:00 a.m.	Between West Roselle Avenue and West Sumner Avenue
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[...]

SECTION 2. 7-17.2 Preferential Parking Zones: Locations and Restrictions.

The following is a list of designated preferential parking zones wherein on the specified dates and times no parking shall be allowed except by permit and to that extent shall be considered an exception to the provisions of Section 7-15, No Parking Certain Hours on Certain Streets. (Ord. No. 2469-2016; Ord. No. 2470-2016)

[...]

Pine Street (Ord. No. 2469-2016)	Both	2:00 a.m. to 5:00 a.m.	700 Block Between West Roselle Avenue and West Colfax Avenue
	Both	2:00 a.m. to 5:00 a.m.	800 Block Between Roselle

			Avenue and West Sumner Avenue
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[...]

SECTION 3. Invalidation

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.

SECTION 4. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 5. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

SECTION 6. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

Councilman Shipley moved that Ordinance No. 2491 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on June 1, 2017; seconded by Councilman Connelly.

<input type="checkbox"/> Vote Record – Ordinance No. 2491					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Meola	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Shipley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCE NO. 2492

AN ORDINANCE AMENDING CHAPTER III, SECTION 8.3 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, “OBSCENE MATERIALS; DEFINITIONS”

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter III, Section 8.3 be and hereby are amended as follows:

SECTION 1. 3-8.3 Definitions.

As used in this chapter:

Communication shall mean any electronic audio or visual transmission by radio, cable television or a closed-circuit broadcast, explicit verbal description or narrative account.

Material shall mean any printed matter, visual representation or sound recording. The term includes but is not limited to books, magazines, motion-picture films, pamphlets, newspapers, pictures, photographs, drawings, sculptures and tapes or wire recordings or advertisements thereof.

Offensive Nakedness shall mean uncovered or less than opaquely covered post-pubertal human male or female genitals, pubic areas or buttocks or the human female breast, including the area within the outer ring of the nipple (or the breast with the nipple and immediately adjacent area only covered), or the covered human male genitals in a discernibly turgid state.

Performance shall mean any play, motion-picture film, dance or other exhibition, whether pictured, animated, live or recorded, performed in a place of public accommodation before an audience, whether or not restricted exclusively to persons over eighteen (18) years of age.

Sexual Conduct shall mean acts or simulations of masturbation, fondling of genitals, ~~homosexuality~~, bestiality, ~~lesbianism~~,—oral or anal intercourse, sexual intercourse, sadomasochistic abuse, depicting flagellation or torture with or without physical restraint by or upon a person nude or clad in a revealing bizarre costume, excretory function or any lewd exhibition of the genitals.
(1980 Code § 152-3)

SECTION 2. Invalidation

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.

SECTION 3. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

SECTION 5. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

Councilman Shipley moved that Ordinance No. 2492 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on June 1, 2017; seconded by Councilman Connelly.

<input type="checkbox"/> Vote Record – Ordinance No. 2492					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Storey <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Meola <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Petrosky <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Shipley <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Fahoury <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Connelly <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Hokanson <input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCE NO. 2493

ORDINANCE OF THE BOROUGH OF ROSELLE PARK, COUNTY OF UNION, NEW JERSEY APPROVING AN APPLICATION FOR A LONG TERM TAX EXEMPTION AND AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT FOR A TAX EXEMPTION FOR AN URBAN RENEWAL PROJECT WITH RESPECT TO THE PROPERTY COMMONLY KNOWN AS BLOCK 314/LOTS 8, 9, 10, 11 AND 12 ON THE TAX MAP OF THE BOROUGH

WHEREAS, the Borough Council of the Borough of Roselle Park, in the County of Union, State of New Jersey (the “Borough”), a public body corporate and politic of the State of New Jersey (the “State”), is authorized pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”), to determine whether certain parcels of land within the Borough constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

WHEREAS, in accordance with the criteria set forth in the Redevelopment Law, the Borough identified and designated the property commonly known as Block 314, Lots 8, 9, 10, 11 and 12 on the tax map of the Borough as an “area in need of redevelopment” (the “Redevelopment Area”); and

WHEREAS, the Borough adopted a redevelopment plan for the Redevelopment Area titled the “West Westfield Avenue Redevelopment Plan I” (as may be amended and supplemented from time to time, the “Redevelopment Plan”); and

WHEREAS, the redevelopment of the Redevelopment Area (the “Project”) shall conform to the Redevelopment Plan and will be in conformance with the master plan of the Borough; and

WHEREAS, despite Meridia on Westfield Urban Renewal, Roselle Park, LLC’s (“Meridia”) substantial investment of equity and borrowed funds, such amounts are insufficient to pay for all of the costs associated with the development and construction of the Project; and

WHEREAS, in order to enhance the economic viability of and opportunity for a successful project, Meridia has submitted an application for the approval of the Project (the “Exemption Application”) and a form of financial agreement (the “Financial Agreement”) to the Borough for the approval of an urban renewal project, all in accordance with the Long Term Tax Exemption Law (the “LTTE Law”), specifically N.J.S.A. 40A:20-8; and

WHEREAS, pursuant to N.J.S.A. 40A:20-8, the Mayor has reviewed the Exemption Application and the Mayor has submitted the Exemption Application and Financial Agreement to the Borough Council with his recommendation for approval, subject to the condition that Meridia pay, in lieu of tax payments on the Project, an annual service charge, such that the combined tax payment on the land and the annual service charge paid by Meridia each year shall be no less than the amount of the total property taxes that the Borough has received from the Redevelopment Area, prior to redevelopment; and

WHEREAS, upon review of the proposed Project, the Exemption Application and the Mayor’s recommendation, the Borough has made the following findings with respect to the Project pursuant to N.J.S.A. 40A:20-11:

1. The Redevelopment Area is not currently developed to its maximum potential. The Redevelopment Area is sparsely developed and underutilized and generates minimal taxes for the Borough. Development in the Redevelopment Area is financially infeasible without financial assistance. Upon expiration of the exemption, the Project shall be fully assessed and conventionally taxed;
2. Given the costs as well as the uncertainty and instability of current economic and market conditions as well as aggressive competition within the region, the investment risk makes the financing of the Project infeasible in the absence of a tax exemption provided by the Borough;
3. The construction of the Project will result in the remediation of the Redevelopment Area, substantial improvements to the infrastructure on the site as well as community benefits in the form of increased jobs and ratables;
4. The Project is consistent with the Redevelopment Plan, will further its objectives and will contribute to the economic growth of the Borough;
5. The Financial Agreement was a material inducement to Meridia to undertake the Project in the Borough and facilitate the redevelopment of the Redevelopment Area; and

WHEREAS, in accordance with the provisions of the LTTE Law, the Borough desires to approve the Project and authorize the execution of the Financial Agreement.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE BOROUGH OF ROSELLE PARK, NEW JERSEY AS FOLLOWS:

SECTION 1. The forgoing recitals are incorporated herein as if set forth in full.

SECTION 2. Meridia is hereby approved as the Redeveloper to implement the Project and the terms of the Conditional Redeveloper’s Agreement, subject to approval and execution of a redevelopment agreement.

SECTION 3. An exemption from taxation as set forth in the Exemption Application is hereby approved and granted to Meridia, with respect to the Project in the Redevelopment Area in accordance with the term set forth in the Financial Agreement; provided that in no event shall the term of the Financial Agreement exceed the earlier of (i) thirty-five (35) years from the date of execution of the Financial Agreement or (ii) to the extent permitted by the LTTE Law, thirty (30) years from Meridia’s receipt of a Certificate of Occupancy (as defined in the Financial Agreement) for the Project and only so long as Meridia remains subject to and in compliance with the Financial Agreement and the LTTE Law.

SECTION 4. The form of Financial Agreement submitted by Meridia, attached hereto as Exhibit A and made a part hereof, is hereby approved in accordance with Section 8 of the LTTE Law.

SECTION 5. The Mayor, in consultation with counsel to the Borough, is hereby authorized to execute the Financial Agreement and prepare, amend or execute any other agreements necessary to effectuate this ordinance, subject to modification or revisions, as deemed necessary and appropriate.

SECTION 6. The Clerk of the Borough is hereby authorized and directed, upon execution of the Financial Agreement by the Mayor, to attest to the signature of the Mayor and to affix the corporate seal of the Borough upon such document.

SECTION 7. The executed copy of the Financial Agreement shall be certified by and filed with the Office of the Borough Clerk. Further, the Clerk shall file certified copies of this ordinance and the Financial Agreement with the Tax Assessor of the Borough and the Director of the Division of Local Government Services with the Department of Community Affairs, in accordance with Section 12 of the LTTE Law.

SECTION 8. The Project shall conform with all Federal, State, and Borough laws, ordinances and regulations relating to its construction and use.

SECTION 9. Meridia shall, in the operation of the Project, comply with all laws so that no person of race, religious principles, color, national origin or ancestry will be subject to discrimination.

SECTION 10. This ordinance shall take effect in accordance with all applicable laws.

Councilman Shipley moved that Ordinance No. 2493 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on June 1, 2017; seconded by Councilman Connelly.

Mr. Casais noted that when this was discussed previously, there was a Special Meeting scheduled for May 24th. This will now be on the Regular Meeting of June 1st and there will be no Special Meeting advertised.

<input type="checkbox"/> Vote Record – Ordinance No. 2493		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Meola	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Shipley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTIONS

The following resolutions listed on Consent Agenda were offered by Councilman Shipley; seconded by Councilman Connelly.

RESOLUTION NO. 144-17

BE IT RESOLVED the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby appoint Tyler J. Damm, 535 East Grant Avenue, Roselle Park, New Jersey 07204 as a probationary Police Dispatcher in the Roselle Park Police Department at the annual salary of \$35,694.29 effective May 22, 2017.

RESOLUTION NO. 145-17

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park hereby accept the retirement of Nancy Caliendo from the positions of Registrar of Vital Statistics, Board of Health Clerk, and Multiple Dwelling Administrator for the Borough of Roselle Park, and all other positions held within her scope of employment with the Borough, effective July 1, 2017.

RESOLUTION NO. 146-17

WHEREAS, the Borough Clerk received sealed bids at 12:30 p.m. on May 10, 2017 for Bulk Waste Collection Services.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby award a contract pursuant to Alternate "A" of the advertised bid specifications in the amount not to exceed \$52,000.00 to Suburban Disposal, Inc., 54 Montesano Road, Fairfield, New Jersey 07004, the sole and lowest responsible bidder, for two bulk waste pickups to be held on the following dates:

June 15, 2017 (East Side)

June 16, 2017 (West Side)

October 19, 2017 (East Side)

October 20, 2017 (West Side)

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute any and all documents in furtherance of this contract.

RESOLUTION NO. 147-17

WHEREAS, the Borough Clerk received sealed bids at 10:30 a.m. on May 10, 2017 for Solid Waste Collection Services.

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

1. The contract for the collection of solid waste in the Borough of Roselle Park be and the same is hereby awarded to Suburban Disposal, Inc., 54 Montesano Road, Fairfield, New Jersey 07004, the sole bidder.
2. The term of contract award shall be for five (5) years pursuant to Option 3 of the advertised bid specifications for the total sum of One Million Nine Hundred Eighty Nine Thousand dollars (\$1,989,000.00) beginning August 1, 2017 with a yearly cost breakdown as follows:

YEAR 1:	\$382,000.00
YEAR 2:	\$390,000.00
YEAR 3:	\$397,000.00
YEAR 4:	\$406,000.00
YEAR 5:	\$414,000.00
3. The Mayor and Borough Clerk are authorized to execute any and all documents in furtherance of this contract.

RESOLUTION NO. 148-17

WHEREAS, the Borough Clerk received sealed bids at 11:00 a.m. on May 10, 2017 for Recycling Collection Services.

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

1. The contract for the collection of recycling in the Borough of Roselle Park be and the same is hereby awarded to Suburban Disposal, Inc., 54 Montesano Road, Fairfield, New Jersey 07004, the sole bidder.
2. The term of contract award shall be for three (3) years pursuant to Option C of the advertised bid specifications for the total sum of Four Hundred Sixty Nine Thousand Nine Hundred Seventy Four Dollars (\$469,974.00) beginning September 1, 2017 with a yearly cost breakdown as follows:

YEAR 1: \$156,658.00
 YEAR 2: \$156,658.00
 YEAR 3: \$156,658.00

3. The Mayor and Borough Clerk are authorized to execute any and all documents in furtherance of this contract.

RESOLUTION NO. 149-17

WHEREAS, the Borough Clerk received sealed bids at 12:00 p.m. on May 10, 2017 for Refuse Roll-Off Services.

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

1. The contract for refuse roll-off services in the Borough of Roselle Park be and the same is hereby awarded to Waste Management of New Jersey, Inc., 107 Silvia Street, Ewing, NJ 08628.
2. The term of contract award shall be for three (3) years pursuant to Option 3 of the advertised bid specifications beginning June 1, 2017 with a yearly cost breakdown as follows:

	<u>30 Yard - Trash</u>	<u>30 Yard - Metal</u>	<u>20 Yard - Concrete</u>	<u>20 Yard - Street Sweeping</u>
	<u>Trucking Only</u>	<u>Trucking Only</u>	<u>Per Container</u>	<u>Trucking Only</u>
YEAR 1	\$ 170.00	\$ 175.00	\$ 450.00	\$ 170.00
YEAR 2	\$ 175.00	\$ 175.00	\$ 460.00	\$ 175.00
YEAR 3	\$ 180.00	\$ 180.00	\$ 470.00	\$ 180.00

3. The Mayor and Borough Clerk are authorized to execute any and all documents in furtherance of this contract.

RESOLUTION NO. 150-17

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that upon the recommendation of the Borough Engineer the Change Order for the Contract listed below be and is hereby approved:

TITLE OF JOB: Roselle Park Police OEM Storage Building
 CONTRACTOR: Hull-Vicci Construction Corp., 107 Walnut Street, Cranford, NJ 07016
 CHANGE ORDER N°: 1

AMOUNT OF CHANGE THIS RESOLUTION: \$6,650.00 (8.00% Increase) for an updated contract amount of \$89,750.00; and,

BE IT FURTHER RESOLVED that this resolution to take effect immediately upon final adoption and upon certification by the Borough Treasurer that sufficient funds are available.

RESOLUTION NO. 151-17

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the contract for the Roselle Park Police OEM Storage Building having been constructed by Hull-Vicci Construction Corp., Cranford, NJ 07016, in accordance with the Plans and Specifications and any approved Change Orders, as directed by the Borough Engineer; the Contractor having supplied a 25% Guarantee Bond No. 71895773 for a period of two (2) years from April 11, 2017; the said construction is hereby accepted, the contract closed, and final payment in the amount of Twenty-Seven Thousand Four Hundred Twenty-Two Dollars and Zero Cents (\$27,422.00) is hereby approved.

RESOLUTION NO. 154-17

WHEREAS, N.J.S.40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and,

WHEREAS, the Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2017 in the sum of \$5,500.00 which item is now available as a revenue from the Distracted Driving Crackdown. U Drive. U Text. U Pay. Grant pursuant to the provisions of statute; and,

BE IT FURTHER RESOLVED, that the like sum of \$5,500.00 is hereby appropriated under the caption of the Distracted Driving Crackdown. U Drive. U Text. U Pay. Grant; and,

BE IT FURTHER RESOLVED, that the Borough Clerk forward a certified copy of this resolution with enclosures to the Chief Financial Officer to submit the resolution electronically to the Director of the Division of Local Government Services.

RESOLUTION NO. 155-17

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Tax Collector hereby authorizes the Treasurer to issue a check in the amount of \$923.86 payable to one (1) lien holder on one (1) property (see attached); and,

BE IT FURTHER RESOLVED that a check shall be issued in the amount of \$1,200.00 from the Tax Collector's Premium Account on one property.

BOROUGH OF ROSELLE PARK TAX COLLECTOR ANALYSIS OF LIEN REDEMPTIONS 5/18/2017														
TSC #	BLOCK	LOT	QUAL.	PREMIUM	TOTAL AMOUNT REDEEMED	CERTIFICATE AMOUNT	REDEMPTION PENALTY PERCENTAGE	INTEREST ON CERTIFICATE DATE 5/18/2017	SEARCH FEE	RECORDING FEE	SUBSEQUENT TAXES PAID	INTEREST ON SUBSEQUENTS TO 5/18/2017	6% INTEREST PENALTY	LEGAL FEES
US BANK/CUST/PCS STERLING NATIONAL	14-044	909	22	\$ 1,200.00	\$ 923.86	\$ 398.64	\$ 7.97		\$ 12.00	\$ 43.00	\$ 322.57	\$ 139.68		
					\$ -									
					\$ -									
					\$ -									
					\$ -									
					\$ -									
					\$ -									
					\$ -									
					\$ -									
					\$ -									
TOTAL				\$ 1,200.00	\$ 923.86	\$ 398.64	\$ 7.97	\$ -	\$ 12.00	\$ 43.00	\$ 322.57	\$ 139.68		\$ -

RESOLUTION NO. 156-17

WHEREAS, there exists an area of the Borough of Roselle Park upon which sits industrial retail and other properties that have experienced discontinuance of use, that were formerly fully utilized and which have become increasingly dilapidated, underutilized or are disused, and obsolete or faulty in their layout and design for feasible uses in today’s market; and,

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq. (the “Redevelopment Law”) provides a mechanism to empower and assist local governments in efforts to promote programs of redevelopment; and,

WHEREAS, the Governing Body wishes to investigate and explore whether the above described area, more specifically described by lot and block below, might benefit from the tools available under the Redevelopment Law, to provide a means to facilitate a comprehensive redevelopment plan and to address the underutilization, vacancies and deteriorating conditions of the area and other surrounding properties or impacted properties; and,

WHEREAS, the Redevelopment Law sets forth a specific procedure for establishing an area in need of redevelopment; and,

WHEREAS, pursuant to N.J.S.A. 40A:12A-6, prior to the Governing Body making a determination as to whether an area qualifies as an area in need of redevelopment, the Governing Body must authorize the Planning board, by resolution, to undertake a preliminary investigation to determine whether the area meets the criteria of an area in need of redevelopment set forth in 40A:12A-5; and,

WHEREAS, the Governing Body wishes to direct the Land Use Board to conduct a preliminary investigation to determine whether the following area, inclusive of the following properties, qualifies as an area in need of redevelopment;

<u>STREET ADDRESS</u>	<u>BLOCK</u>	<u>LOT</u>
10 W. Westfield Avenue	610	1
10 W. Westfield Avenue	610	3

WHEREAS, pursuant to N.J.S.A. 40A:12A-6(a), the Governing Body must state in its referral resolution whether it wishes to maintain all of the powers available under the Redevelopment Law, including the power of eminent domain and thus establish a “condemnation redevelopment area; under the Redevelopment Law; and,

WHEREAS, the Governing Body wishes to direct the Land Use Board to undertake a preliminary investigation to determine whether the following area, qualifies as an area in need of redevelopment, pursuant to N.J.S.A. 40A:12A-5 and further state that, if the Study Area was so designated, it shall

authorize the Borough to exercise all of the redevelopment powers within such redevelopment area, including eminent domain, so the designated Study Area would be a condemnation redevelopment area with respect to the referenced properties.

NOW THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Roselle Park hereby directs the Land Use Board to conduct the necessary investigations and to hold a public hearing to determine whether the Study Area, inclusive of the properties listed above herein, does or does not qualify as an area in need of redevelopment under the criteria set forth in N.J.S.A. 40A:12A-1, et seq.; and,

BE IT FURTHER RESOLVED, that prior to the public hearing on the matter, the Land Use Board shall prepare a map showing the boundaries of the Study Area and the location of the parcel(s) of property included therein, and appended to the map shall be a statement setting for the basis for the investigation; and,

BE IT FURTHER RESOLVED, that the Land Use Board shall specify a date for and give notice of the hearing for the purpose of hearing persons who are interested in or would be affected by a determination that the Study Area is a condemnation redevelopment area, as set forth herein; and,

BE IT FURTHER RESOLVED, that the hearing notice shall set forth the general boundaries of the Study Area and state that a map has been prepared and can be inspected at the office of the Borough Clerk and shall further state that a redevelopment area determination shall authorize the municipality to exercise the power of eminent domain to acquire properties in the delineated area, as set forth herein; and,

BE IT FURTHER RESOLVED, that a copy of the notice shall be published in a newspaper of general circulation in the Borough of Roselle Park once each week for two consecutive weeks, and the last publication shall be not less than ten (10) days prior to the date set for the hearing, and that a copy of the notice shall be mailed at least ten (10) days prior to the date set for the hearing to the last owner, if any, of each parcel of property within Study Area according to the assessment records of the Borough of Roselle Park, as well as all persons at their last known address, if any, whose names are noted on the assessment records as claimants of an interest in any such parcel; and,

BE IT FURTHER RESOLVED, that the Land Use Board shall hear all persons who are interested in or would be affected by a determination that the Study Area qualifies under the redevelopment criteria. All objections to such a determination and evidence in support of those objections, given orally or in writing, shall be received and considered and made part of the public record; and,

BE IT FURTHER RESOLVED, that the land Use Board shall submit its findings and recommendations to the Governing Body in the form of a Resolution with supportive documentation.

Councilman Meola wished his congratulations to Nancy Caliendo on her well-deserved retirement.

Mayor Hokanson thanked Nancy Caliendo for her dedication and hard work for the Borough.

Mr. Casais thanked her for all she has done for his office and for the Borough.

<input type="checkbox"/> Vote Record – Resolutions #144-17 to #151-17 and #154-17 to #156-17					
		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"/>
	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Meola	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Shipley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The following resolution was offered by Councilman Shipley; seconded by Councilman Connelly.

RESOLUTION NO. 153-17

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby accept the resignation of Jackie Taluba from the Recreation Committee effective May 11, 2017.

<input type="checkbox"/> Vote Record – Resolution #153-17					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Meola	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Shipley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Hokanson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

WORKSHOP DISCUSSION

Items Carried from Prior Meeting(s)

- Maintenance of Casano Center Bus (Councilman Fahoury)
 - Councilman Fahoury stated that this will be held over until the next meeting in order to gather additional information.

New Items:

- Amending to Director & Dept. of Code Enforcement Ordinances (Councilman Shipley)
 - Councilman Shipley asked Mr. Casais to explain the proposed changes.
 - Mr. Casais explained that the changes being proposed are in an effort to make the Borough Code consistent with itself, and with the current practices of the Borough government. He stated that the changes, if adopted, would not change the way the Borough operates, but it would eliminate unnecessary confusion.
 - The governing body agreed that these changes should be introduced.
- Ordinance for TV-34 Items (Councilwoman Storey)
 - Councilwoman Storey stated that this item was no longer necessary.
- Purchasing Pictures from a Stock Company for Borough Use (Councilwoman Storey)
 - Councilwoman Storey stated that this will be held over until the next meeting in order to gather additional information.
- 311 App (Councilwoman Storey)
 - Councilwoman Storey stated that this will be held over until the next meeting in order to gather additional information.
- Revisit Grease Trap Ordinance (Councilwoman Storey)
 - Councilwoman Storey stated that she spoke to many of the local business, and stated that they had some serious concerns with the Ordinance that was discussed. She was surprised that more were not present at the meeting.
 - Councilwoman Storey stated that there should be more discussion on this matter before it is brought up again.
 - Mr. Casais stated that he was on a conference call with the Mayor and the Borough’s Health Officer earlier that week. He further stated that the Health Officer was willing to sit down with him, and anyone else, in order to make sure the governing body comes up with an Ordinance that protects the Borough and does not overburden local business owners.

- Mr. Casais further stated the Health Officer indicated that a majority of the issues the Borough faces as it pertains to grease traps can be addressed by just a few sections of the Ordinance originally proposed.
- The governing body agreed to have the Borough Clerk speak with the Health Officer and report back to the governing body for further action.
- Abandoned Properties Act (Councilman Fahoury)
 - Councilman Fahoury and Mr. Huxford gave an overview of the Act and how it could benefit the Borough if enacted.
 - After some discussion, Councilman Fahoury stated that he would like to put together a committee to explore how the act could be used effectively in the Borough. The governing body agreed.
- Clear Boarding to Replace Plywood Boarding and Blighting (Councilman Fahoury)
 - Councilman Fahoury stated that clear boarding is a type of plexiglas
 - Councilwoman Storey asked if this was being done in other towns; Councilman Fahoury stated that is was.
 - This would replace the existing plywood requirement which can be unsightly, and is unfair to the property owners who comply with Code and keep-up their homes
 - The governing body agreed to move forward with introducing the change.
- Donation of Light Pole Banners from Kean University (Councilman Shipley)
 - Councilman Shipley distributed information about the artwork donated in connection with the Roselle Park Arts Festival. He stated that he will be working with DPW to have them hung along Chestnut Street and Westfield Avenue.
 - He commended the professional work done by a very talented local resident of Kean University, and noted that this was being donated at no cost the Borough.
 - The governing body agreed that the artwork was wonderful and stated they looked forward to seeing the banners around the community.
- Placement of Lawn Signs on Public Property/Request from Feast of Saint Anthony Committee to Place Lawn Signs Advertising the 2017 Feast on Public Property (Councilwoman Storey)
 - Councilwoman Storey stated that she did not think that this was appropriate as the Borough already consents to the hanging of a banner which advertises the event. In addition, she stated that she feels this sets an unreasonable precedent for the Borough to follow in the future.
 - Mayor Hokanson stated that he did not agree and that it was simply as request asking permission to place signs on public property. He stated that it has been done in other towns for other events.
 - Mr. Casais read a letter from the Township of Cranford that was provided to him by the Feast Committee which allowed the placement of signs with certain restrictions.
 - Discussion ensued amongst the governing body about how they would go about restricting the placement of signs if this were to move forward.
 - Councilman Shipley stated that an excessive number of signs would not be appropriate and suggested five signs in total as a limitation on quantity.
 - Councilwoman Storey asked the Borough Attorney if it were possible to remove such permissions in the future if this were to move forward.
 - Mr. Huxford stated that the Borough could try to do so, but it would be difficult once a precedent is set.

Councilman Shipley moved to authorize five signs to be placed on Borough property, without a restriction on where they could be placed, two weeks before the event and must be taken down the day

after the event; seconded by Councilman Meola, all members present voting Aye, except for Councilwoman Storey and Councilman Petrosky voting No, said motion was adopted.

Mr. Casais said he has one Closed Session matter: General Personnel Matter in the Clerk's Office. He also requested that a motion be made for the placement of a Garage Sale Banner over Chestnut Street.

Councilman Shipley moved to place the Garage Sale Banner over Chestnut Street; seconded by Councilman Connelly, all members present voting Aye, said motion was adopted.

PUBLIC PORTION

Councilman Shipley moved at 9:43 p.m. to open the public comment of the meeting on any subject matter; seconded by Councilman Connelly and adopted.

Dave Robertson, 220 West Sumner Avenue

- Stated that the Borough seems to be making good progress with the grease trap ordinance.
- Stated that he has been complaining about the parking permits for over a year.
- Stated that the parking permit Ordinance needs to be totally rewritten and addressed soon.
- Suggested that the governing body hold public hearings on this issue.

Jeff Regan, 231 Sherman Avenue

- Asked if angled parking on the roadways has been considered.
- Spoke about churches being able to advertise to make money.
- Stated that Churches have closed in the past due to financial issues, and that it was a shame because they are part of the community.

Jacob Magiera, 612 Sheridan Avenue

- Congratulated the Boy Scouts of America.
- Stated that Roselle Park has a lot of talent and diversity.
- Stated that a light has been out behind the Library for a few days and that it should be looked into.

Saul Qersdyn, 150 Berwyn Street

- Spoke about resolution #152-17 regarding the payment of a new Construction Official.
- Asked if there was any mention of a percentage in the PILOT Ordinance.
 - Mr. Casais stated that the percentages were in the Ordinance and were broken down by year.
- Asked if the agreement was part of the ordinance.
 - Mr. Casais stated that it was.
- Stated that it was confirmed that there will be no summer hours at Borough Hall this year.
- Spoke about the signs for the Church and a potential conflict of interest.

Joe DeIorio, 824 Larch Street

- Stated that there will be a Spring Concert at the High School next week.

- Stated that Council should consider getting a list of businesses that should comply with the grease trap ordinance.
- Suggested that those businesses that do not have a grease trap undergo a phase in period.
- Stated that he disagrees with the vote on the signs because it allows signs regardless of the organization and regardless of their placement and location on public property.

There being no one else wishing to speak, Councilman Shipley moved at 10:05 p.m. to close the public portion; seconded by Councilman Meola and adopted.

INTERRUPT THE REGULAR ORDER OF BUSINESS

Councilman Shipley moved at 10:05 p.m. to interrupt the regular order of business for a Closed Session Meeting; seconded Councilman Connelly and adopted.

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

- Ongoing Litigation – Jackie Taluba vs. Roselle Park
- Contract Negotiations – Construction Office
- Potential Litigation – Residential Parking
- Personnel Matter – Clerk’s Office

RESUME REGULAR ORDER OF BUSINESS

Councilman Shipley moved at 10:55 p.m. to resume the regular order of business; seconded by Councilman Connelly.

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

- Ongoing Litigation – Jackie Taluba vs. Roselle Park
- Contract Negotiations – Construction Office
- Potential Litigation – Residential Parking
- Personnel Matter – Clerk’s Office

Mr. Huxford said that during Closed Session the matter of Taluba vs. Roselle Park was resolved.

Councilman Shipley moved to amend Resolution No. 152-17; seconded by Councilman Meola.

RESOLUTION NO. 152-17

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that Frank J. Genova, 17 Bluff Street, Cranford, NJ 07016 be and is hereby appointed to the positions of Director of Code Enforcement, Construction Official, Building Subcode Official, and Building Inspector for a four (4) year term pursuant to N.J.S.A. 52:27D-126.8.b. effective June 24, 2017 at a salary of \$85,000.00 per annum as per the contract between the Borough of Roselle Park and Frank J. Genova; and,

BE IT FURTHER RESOLVED that effective January 1, 2018, and thereafter, he shall receive adjustments in salary consistent with those received by all other Department Heads.

<input type="checkbox"/> Vote Record – Amend Resolution #152-17					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Meola	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Shipley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Councilman Shipley moved to adopt Resolution #152-17 as amended; seconded by Councilman Connelly.

<input type="checkbox"/> Vote Record – Resolution #153-17 as Amended					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn	Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Meola	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Shipley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

There being no further business to come before the meeting, Councilman Shipley moved at 10:59 p.m.; seconded by Councilman Connelly and adopted.

Attest:

Andrew Casais, RMC
Borough Clerk