

**Borough of Roselle Park Meeting of July 19, 2018**

<b>Attendee Name</b>	<b>Organization</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
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
Jayne Lynn Negron	Borough of Roselle Park	Councilwoman	P	7:00 PM
Joseph DeIorio	Borough of Roselle Park	Councilman	P	7:00 PM
Carl Hokanson	Borough of Roselle Park	Mayor	P	7:00 PM

Mayor Hokanson 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.

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 Fahoury moved the following communications; seconded by Councilman Connelly.

- Request from the residents of the 300 block of Sheridan Avenue to hold a Block Party on Saturday, July 28, 2018 from 12:00 Noon until 10:00 p.m., with a rain date of Saturday, August 4, 2018.
- Request from the Peruvian Community to hold a Flag Raising Ceremony at Borough Hall on Saturday, July 28, 2018 at 12:00 Noon to celebrate Peruvian Independence Day.
- Request from the residents of the 100 block of Berwyn Street to hold a Block Party on Saturday, August 4, 2018 from 12:00 p.m. until 10:00 p.m., with a rain date of Sunday, August 5, 2018.
- Request from the residents of the 800 block of Filbert Street to hold a Block Party on Saturday, July 21, 2018 from 12:00 p.m. until 10:00 p.m., with a rain date of Sunday, July 22, 2018.

Councilman DeIorio suggested approving the flag raising to be held on the library grounds in an effort to better adhere to flag etiquette. The membership of the governing body generally agreed.

All members present voted Aye on the motion; said motion was adopted.

PROCLAMATIONS & PRESENTATIONS

- Business of the Month: Brennan & Sons

APPROVAL OF MEETING MINUTES

Councilman Fahoury moved to approve the following minutes, pending any corrections; seconded by Councilman Connelly.

- Regular Meeting Minutes of April 19, 2018

<input type="checkbox"/> <b>Vote Record –Regular Meeting Minutes of April 19, 2018</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/> Adopted	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	ShipleY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<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"/>

- Special Meeting Minutes of April 30, 2018

<input type="checkbox"/> <b>Vote Record – Special Meeting Minutes of April 30, 2018</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/> Adopted	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	ShipleY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<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"/>

- Regular Meeting Minutes of May 3, 2018

<input type="checkbox"/> <b>Vote Record – Regular Meeting Minutes of May 3, 2018</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/> Adopted	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	ShipleY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<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"/>

- Closed Session Minutes of June 21, 2018

<input type="checkbox"/> <b>Vote Record – Closed Session Minutes of June 21, 2018</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/> Adopted	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	ShipleY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<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 Fahoury moved that bills and payrolls be not read and passed for payment; seconded by Councilman Connelly, all members present voting Aye, said motion was adopted.

## PUBLIC PORTION

Councilman Fahoury moved at 7:15 p.m. to open the public comment portion of the meeting on agenda items only; seconded by Councilman Connelly and adopted.

### Denise DeVaughn, 617 Filbert Street

- Stating that she would be speaking from a resident's perspective, but does work for Capodgli Property Company (CPC).
- Stated that she works for the charitable division of CPC.
- Stated that she sees CPC as a company with a vision and investment in the town.
- Stated that she hopes the governing body follows the guide of the residents.
- Noted for the record that she has historically been coming to meetings; made particular note of coming to Avalon Bay and Ryan property meetings.

### Jacob Magiera, 612 Sheridan Avenue

- Stated that he thinks Denise DeVaughn is sincere.
- Asked for clarification on Resolutions 201-18 through 205-18.

Mayor Hokanson stated that these reflected the recommendations from the Municipal Land Use Board with respect to the 10 West Westfield Avenue Redevelopment Plan for the Sullivan property. He noted that these would be acted upon by the governing body; to accept or deny their recommendations.

### Dave Robertson, 220 West Sumner Avenue

- Asked that Resolutions 201-18 to 205-18 be removed from the Consent Agenda.
- Stated that it seems like there are obstacles that are continually thrown in the way of developers when the present idea to the municipalities; provided some examples.
- Stated that he believes that everyone feet need to be held to the fire on COAH and the municipalities affordable housing obligations.
- Asked about Resolution 212-18; particularly asked about the implementation of items 5, 6 and 7.

Councilman Fahoury stated that Resolution 212-18 was a part of the Borough's Sustainable Jersey efforts.

### Leeor Shapira, 209 East Grant Avenue

- Stated his belief that Ordinance 2535 has language that is too sweeping and broad to the point where it may be unenforceable.
- Stated his thoughts that it would be imprudent to limit square footage in the 10 West Westfield Avenue Redevelopment Plan.
- Questioned the intent of the outdoor seating discussion from the previous meeting.

Councilman DeIorio noted that the discussion was about the frontage setback number within the backdrop of NJDOT Complete Street standards.

Keith Heyman, 65A Woodside Garden

- Stated his sentiments that taking out a supermarket is a bad idea based on the crowds and clientele it might draw.
- Stated that he felt that taking out affordable housing options would not be a wise choice based on future options.

Saul Qersdyn, 150 Berwyn Street

- Asked what Resolution 212-18 is.

Councilman Fahoury stated that it was part of the planning process for Sustainable Jersey.

- Confirmed that the tax due date extension is due to lack of a final rate from the State.
- Confirmed that Resolution 219-18 was in connection with credit card payments for property taxes.
- Asked about the Workshop Discussion for possible added bulk pickups.

Councilman Shipley stated that he would like to discuss the prospect of having a third or additional town wide pickup at the request from residents.

- Stated that Ordinance 2540, the Salary Ordinance, may need to be corrected.
- Discussed the hypothetical basis for monies collected in connection with redevelopment and the potential tax impacts.

Mayor Hokanson explained his rationale and how he came up with some of the figures he's been projecting.

Craig Ryno, Capodagli Property Company, 210 West Westfield Avenue

- Stated that the Redevelopment Plan review started in December 2017.
- Noted CPC's involvement in redevelopment in other municipalities in Union County.
- Stated that the Borough is COAH-exempt until 2025.
- Asked that the Council vote on the Redevelopment Plan that evening.

There being no one else wishing to speak, Councilman Fahoury moved at 7:46 p.m. to close the public comment portion of the meeting on agenda items only; seconded by Councilman Connelly and adopted.

PASSAGE OF ORDINANCES

SECOND READING AND PUBLIC HEARING

ORDINANCE NO. 2535

AN ORDINANCE AMENDING CHAPTER III, SECTION 3-9.1  
OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED,  
“POLICE REGULATIONS; PEACE AND GOOD ORDER; PROHIBITIONS”

Councilman Fahoury moved to open the public hearing on Ordinance No. 2535; seconded by Councilman Connelly and adopted.

Leo Shapiro, 209 East Grant Avenue

- Stated his objections to the word “annoying”; thinks it is unenforceable.

Dave Robertson, 220 West Sumner Avenue

- Asked about why the public health provision exemption was taken out.

Borough Attorney Huxford stated that, in speaking with the Police Department and Code Enforcement, this would be understood and assumed and would not need to be stated.

Saul Qersdyn, 150 Berwyn Street

- Asked questions about why there is no definitive time of dusk; suggested that a definitive time be added.

There being no one else wishing to speak, Councilman Fahoury moved to close the public hearing on Ordinance 2535; seconded by Councilman Connelly and adopted.

Councilman Fahoury moved that Ordinance No. 2535 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Connelly.

Councilman DeIorio stated he has reservations because Code Enforcement has not signed-off on this item. Moreover, he clarified the public health exemption issue raised by Mr. Robertson.

Discussion ensued amongst the governing body about changes they would like to make to the Ordinance to have it address the voiced concerns of the public; including the insertion of a definitive time for dusk as 7:00 p.m.

<input type="checkbox"/> <b>Vote Record – Ordinance No. 2535</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input type="checkbox"/> Adopted	Petrosky	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Shiple	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Defeated	Fahoury	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Connelly	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Negron	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	DeIorio	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCE NO. 2536

AN ORDINANCE AMENDING CHAPTER II, ARTICLE IV, SECTION 2-34.2  
OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED,  
“ADMINISTRATION; BOARDS, COMMITTEES, AND COMMISSIONS;  
ENVIRONMENTAL COMMISSION; MEMBERS, TERMS, VACANCIES”

Councilman Fahoury moved to open the public hearing on Ordinance No. 2536; seconded by Councilman Connelly and adopted.

There being no one wishing to speak, Councilman Fahoury moved to close the public hearing on Ordinance 2536 seconded by Councilman Connelly and adopted.

Councilman Fahoury moved that Ordinance 2536 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Connelly.

<input type="checkbox"/> Vote Record – Ordinance No. 2536		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"/>
	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"/>
	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	DeIorio	<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. 2537

AN ORDINANCE AMENDING CHAPTER II, ARTICLE IV, SECTION 2-39.2  
OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED,  
“ADMINISTRATION; BOARDS, COMMITTEES, AND COMMISSIONS;  
RECREATION COMMITTEE; COMPOSITION OF THE RECREATION COMMITTEE”

Councilman Fahoury moved to open hearing on Ordinance 2537; seconded by Councilman Connelly and adopted.

There being no one wishing to speak, Councilman Fahoury moved to close the public hearing on Ordinance 2537 seconded by Councilman Connelly and adopted.

Councilman Fahoury moved that Ordinance 2537 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Connelly.

Borough Clerk Casais brought a historic typographical error that has existed in the subject section of the code since its inception; stated that it was up to the governing body if they wished to correct it.

Councilman DeIorio moved to amend Ordinance 2537 to correct the non-sustentative historic typographical error changing the number “2” to a number “1”; seconded by Councilman Fahoury, and adopted.

Councilman Fahoury moved that Ordinance No. 2537 as amended be adopted on second reading and advertised as prescribed by law; seconded by Councilman Connelly.

<input type="checkbox"/> <b>Vote Record – Ordinance No. 2537 as Amended</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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"/>
	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"/>
	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	DeIorio	<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. 2538

AN ORDINANCE AMENDING CHAPTER II, ARTICLE VII, SECTION 2-68.8 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, “ADMINISTRATION; FEES FOR MUNICIPAL SERVICES; FEES FOR DOCUMENTS AND SERVICES; BOROUGH-WIDE YARD SALE”

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter II, Article VII, Section 2-68.8 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. 2-68.8 Borough-Wide Yard Sale.

a. *Definition.* As used in this section:

*Borough-Wide Yard Sale* is the sale of small, personal household items that are sold by individuals from the front yard of their residences, on the days announced by the Mayor and Council, during the hours of 9:00 a.m.-6:00 p.m., after obtaining a permit from the Borough Clerk. **No tangible personal property from any commercial business enterprise shall be included in a garage-yard sale for the purpose of resale.**

1. In addition to the above, permits may also be issued to residents for the sale of small, personal household items to be sold during the hours of 9:00 a.m.-6:00 p.m. occupying one assigned parking space located in the rear of Michael Mauri parking lot. Additionally, the Friends of the Library shall be permitted to use the front lawn of the Veterans Memorial Library during the hours of 9:00 a.m. – 6:00 p.m.

~~No tangible personal property from any commercial business enterprise shall be included in a garage-yard sale for the purpose of resale.~~

~~\_\_\_\_\_ b. *Limited.* Only applicable to Borough Wide Yard Sale as stipulated by a formal resolution of the Governing Body.~~

**eb.** *Registration.* Any individual seeking to participate in the Borough-Wide Yard Sale shall register with the Borough Clerk's office prior to participation in such sale a minimum of ~~ten (10)~~ **days one (1) day** prior to the scheduled event.

1. **Except that those residents seeking use of space at Michael Mauri parking lot shall register with the Borough Clerk three (3) days prior to the scheduled event to ensure proper space reservations.**

**dc.** *Fees.* The ~~Municipal~~**Borough** Clerk shall collect a permit fee for Borough-Wide Yard Sale. All license fees shall be paid in advance by cash, money order, certified check or bank check at the Office of the ~~Municipal~~**Borough** Clerk. ~~Personal checks are prohibited. The following~~ A fee of ten (\$10.00) dollars is hereby established for such sale.

**ed.** *Violations and Penalties.* **The Director of Code Enforcement and the Deputy Code Enforcement Officer shall be explicitly empowered to enforce the provisions of this subsection.** Violations of the provisions of this subsection shall be punishable as in Chapter I, Section 1-5, General Penalty.

## SECTION 2. Invalidity

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 Fahoury moved that Ordinance No. 2538 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on August 16, 2018; seconded by Councilman Connelly.

Councilman DeIorio stated that he would like to proceed ahead with the introduction of this Ordinance, but would like Code Enforcement to sign-off of the changes before adoption.

<input type="checkbox"/> <b>Vote Record – Ordinance No. 2538</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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"/>
	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"/>
	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	DeIorio	<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. 2539

AN ORDINANCE AMENDING CHAPTER II, ARTICLE VII, SECTION 2-68.9 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, “ADMINISTRATION; FEES FOR MUNICIPAL SERVICES; FEES FOR DOCUMENTS AND SERVICES; GENERAL GARAGE-YARD SALE”

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter II, Article VII, Section 2-68.9 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. 2-68.9 General Garage-Yard Sale.

a. *Definition.* As used in this section:

*General Garage-Yard Sale* is the sale of small, personal household items that are sold by individuals from the front yard of their residences after obtaining a permit from the Borough Clerk. No tangible personal property from any commercial business enterprise shall be included in a **general** garage-yard sale for the purpose of resale.

~~No tangible personal property from any commercial business enterprise shall be included in a garage yard sale for the purpose of resale.~~

b. *Registration.* Any individual seeking to ~~participate in the~~**hold a** general garage-yard sale shall register with the Borough Clerk’s office prior to the commencement of such sale at a minimum of

~~ten (10)~~ **one (1)** days prior to the scheduled event. Permits shall be issued only upon written applications, which shall include the following:

1. The name of the person conducting the sale;
- ~~2. The name of the owner of the property where the sale is to be conducted;~~
- ~~3.~~ 2. The address of the location at which the sale is to be conducted;
- ~~4.~~ 3. The date or dates of the sale;
- ~~5. The date or dates of any prior garage yard sales at the same premises, and~~
6. The date of the application and the signature of the applicant.

NOTE: Intentional misstatements in the application shall constitute a violation of this subsection.

c. *Fees.* The ~~Municipal~~**Borough** Clerk shall collect a permit fee for any garage-yard sale. All license fees shall be paid in advance by cash, **personal check**, money order, certified check, or bank check at the office of the ~~Municipal~~**Borough** Clerk. ~~Personal checks are prohibited. The following~~A fee of five (\$5.00) dollars is hereby established for such sale, except when there is a designated fee by ordinance for the Borough-Wide Garage Sale.

1. A permit may be issued for any residential premises no more than four (4) times in any one (1) calendar year.
2. A garage-yard sale may be no more than two (2) days<sup>2</sup> duration. All garage-yard sales may be conducted between the hours of 8:00 a.m. and 6:00 p.m. only.

d. *Signs.* Signs advertising the sale may be erected in the Borough of Roselle Park, including the premises where the sale is to be held as permitted by law. No such sign shall exceed eighteen (18) inches in height or eighteen (18) inches in width. All such signs shall be removed within twenty-four (24) hours after the completion of the sale. All such signs shall contain:

1. The address and location at which the sale is to be conducted;
2. The date or dates of the sale;
3. The hours of the sale, and
4. The Permit No. issued.

e. *Violations and Penalties.* **The Director of Code Enforcement and the Deputy Code Enforcement Officer shall be explicitly empowered to enforce the provisions of this subsection.** Violations of the provisions of this subsection shall be punishable as in Chapter I, Section 1-5, General Penalty.

#### SECTION 2. Invalidity

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 Fahoury moved that Ordinance No. 2539 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on August 16, 2018; seconded by Councilman Connelly.

<input type="checkbox"/> <b>Vote Record – Ordinance No. 2539</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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"/>
	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"/>
	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<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. 2540**

**AN ORDINANCE FIXING THE SALARIES OF CERTAIN OFFICIALS AND EMPLOYEES OF THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, STATE OF NEW JERSEY FOR THE YEARS 2018 AND 2019**

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

**SECTION 1.** The following named officials and employees of the Borough of Roselle Park shall be entitled to an annual salary as hereinafter set forth opposite each respective classification:

<u>Title</u>	<u>Minimum</u>	<u>Maximum</u>
Economic Development Director	\$50,000.00	\$100,000.00
Municipal Court Administrator	\$25,000.00	\$95,000.00
Qualified Purchasing Agent	\$15,000.00	\$50,000.00
Class II Special Law Enforcement Officer	\$15.00/hour	\$50.00/hour
Part-Time Laborer	\$10.00/hour	\$25.00/hour

**SECTION 2.** The salaries and wages herein fixed shall be effective upon publication as required by law.

**SECTION 3.** The salaries and wages fixed pursuant to Section I shall be payable in twenty-six (26) equal installments or in such installments as may hereinafter be determined by resolution of the Governing Body. Said salaries shall be in lieu of all fees which may be collected by said officer or employee.

**SECTION 4.** All ordinances and parts of ordinances inconsistent with the terms hereof are repealed to the extent of such inconsistency.

**SECTION 5.** This ordinance shall take effect at the time and in the manner prescribed by law.

Councilman Fahoury moved that Ordinance No. 2540 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on August 16, 2018; seconded by Councilman Connelly.

Councilman DeLorio moved to amend Ordinance No. 2540 to reflect a maximum of \$95,000.00 for the Economic Development Director position; seconded by Councilman Connelly and adopted.

Councilman Fahoury moved that Ordinance No. 2540 as amended be adopted on first reading and advertised as prescribed by law for second reading and public hearing on August 16, 2018; seconded by Councilman Connelly.

<input type="checkbox"/> <b>Vote Record – Ordinance No. 2540 as Amended</b>		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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"/>
	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"/>
	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	DeLorio	<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. 2541

AN ORDINANCE AMENDING CHAPTER II, ARTICLE III, SECTION 2-25  
OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED,  
“SPECIAL LAW ENFORCEMENT OFFICERS”

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter II, Article III, Section 2-25 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. 2-25 SPECIAL LAW ENFORCEMENT OFFICERS.

2-25.1 Creation of Positions.

There is hereby created the positions of Special Law Enforcement Officer, Class One, and Special Law Enforcement Officer, Class Two, of the Borough of Roselle Park.

2-25.2 Duties.

a. *Class One.* Special Law Enforcement Officers, Class One, shall be authorized to perform routine traffic detail, spectator control and similar duties. Special Law Enforcement Officers, Class One, shall also have the power to issue summonses for disorderly persons offenses, violations of municipal ordinances and violations of N.J.S.A. 39:1-1 et seq. (Motor Vehicle Code). The use of a firearm by an Officer of Class One shall be strictly prohibited, and no Special Law Enforcement Officer, Class One, shall be assigned any duties which may require the carrying or using of a firearm.

b. *Class Two.* Officers of this class shall be authorized to exercise all the powers of a Class One Officer and full powers and duties similar to those of a permanent, regularly appointed full-time Police Officer. The use of a firearm by an Officer of this class may be authorized only after the Officer has been fully certified as having successfully completing the necessary training as prescribed by the Police Training Commission.

c. All Special Law Enforcement Officers shall comply with the rules and regulations applicable to the conduct and decorum of regular Officers, as well as with any rules and regulations that are specifically applicable to Special Officers.

d. *Firearms.*

1. No Special Law Enforcement Officer may carry a firearm except while engaged in the actual performance of the Officer's official duties and when specifically authorized by the Police Chief to carry a firearm, provided that the Officer has satisfactorily completed the basic firearms course required by the Police Training Commission for regular Police Officers and the semi-annual requalification examinations as required for permanent, regularly-appointed full-time Police Officers in the Roselle Park Police Department.

2. Any firearm utilized by a Special Law Enforcement Officer shall be returned at the end of the Officer's workday to the Officer in Charge of the stationhouse, unless the firearm is owned by the Special Law Enforcement Officer and was acquired in compliance with the condition of employment established by the Roselle Park Police Department. Any Special Law Enforcement Officer first appointed after the effective date of this chapter shall only use a firearm supplied by the Roselle Park Police Department.

3. No Special Law Enforcement Officer shall carry a firearm or other similar weapon when off duty.

e. *On Duty; Supervision.*

1. A Special Law Enforcement Officer shall be deemed to be on duty only while he is performing the public safety functions on behalf of the Roselle Park Police Department pursuant to this chapter, the Borough Code or article and when he is receiving compensation, if any, from the Borough of Roselle Park at the rates or stipends as established or shall be established by ordinance. A Special Law Enforcement Officer shall not be deemed to be on duty, for purposes of this chapter, the Borough Code or ordinance while performing private security duties for private employers, which duties are assigned by the Police Chief, or while receiving compensation for those duties from a private employer. A Special Law Enforcement Officer may, however, be assigned by the Police Chief to perform public safety functions for a private entity if the Police Chief or other chief law enforcement officer supervises the performance of the public safety functions. If the Police Chief assigns the public safety duties and supervises the performance of those duties, then, notwithstanding that the Borough of Roselle Park is reimbursed for the cost of assigning a Special Law Enforcement Officer at a private entity, the Special Law Enforcement Officer shall be deemed to be on duty.

2. A Special Law Enforcement Officer shall be under the supervision and direction of the Police Chief wherein the Officer is appointed and shall perform his duties only in the Borough of Roselle Park unless in fresh pursuit of any person pursuant to N.J.S.A. 2A:156-1 et seq.

f. *Number of Hours of Work; Number of Officers.*

1. Special Law Enforcement Officers may not work more than twenty (20) hours in any one (1) week, including those duties assigned pursuant to subsection 2-25.2e. herein, except in cases of emergency, as defined in N.J.S.A. 40A:14-146.9, except for one (1) Special Law Enforcement

Officer, who may be assigned by the Borough Police Chief to be employed without regard to this limitation.

2. The number of Class Two Special Law Enforcement Officers appointed by the Borough of Roselle Park can be no more than one (1) for every four (4) regularly appointed full-time Police Officers.

#### 2-25.3 Qualifications.

- a. No person may be appointed as a Special Law Enforcement Officer unless he/she:
  1. Is a resident of the State of New Jersey during his/her term of appointment.
  2. Is able to read, write and speak the English language well and intelligently and has a high school diploma or its equivalent.
  3. Is of good moral character, is sound in body and in good health.
  4. Has not been convicted of any offense involving dishonesty or which would make him/her unfit to perform the duties of the office.
  5. Has successfully undergone the same psychological testing that is required of all regular Police Officers in the Roselle Park Police Department.
- b. No public official or regular Police Officer may be appointed as a Special Law Enforcement Officer.
- c. No individual may serve as a Special Law Enforcement Officer if that person is currently or at any time concurrent to the within appointment serving as a Special Law Enforcement Officer for any other municipality.
- d. No person shall be appointed as a Special Law Enforcement Officer until the Chief of Police has conducted a background investigation in order to ascertain the eligibility of the applicant and has reported his/her findings in writing to the Mayor and Council. Fingerprints of all applicants must be taken and filed with the State Police and the Federal Bureau of Investigation.
- e. All Special Law Enforcement Officers shall successfully complete a training course approved by the Police Training Commission before commencing their duties, except those officers appointed and in service on or before January 13, 1986, as long as they will have completed all training and certification requirements before January 13, 1988.

#### 2-25.4 Terms of Appointment.

Special Law Enforcement Officers shall be appointed for one (1) year terms ending January 1 of each year. Special Law Enforcement Officers may only be terminated during their term for cause and after a hearing.

#### 2-25.5 Compensation.

- a. **Special Law Enforcement Officers shall receive such salary as may be established within the guides of the prevailing Salary Ordinance of the Borough.**

**1. Should any such Special Law Enforcement Officer concurrently serve as a Civilian Court Officer in the Roselle Park Municipal Court, such Special Law Enforcement Officer shall receive the same rate of pay as they do for their duties in the Roselle Park Municipal Court.**

SECTION 2. Invalidity

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 Fahoury moved that Ordinance No. 2541 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on August 16, 2018; seconded by Councilman Connelly.

<input type="checkbox"/> <b>Vote Record – Ordinance No. 2541</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/>	Adopted	Petrosky <input checked="" type="checkbox"/>	Shiple <input type="checkbox"/>	Fahoury <input type="checkbox"/>	Connelly <input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Connelly <input checked="" type="checkbox"/>	Negron <input type="checkbox"/>	Delorio <input type="checkbox"/>	Hokanson <input type="checkbox"/>
<input type="checkbox"/>	Defeated				
<input type="checkbox"/>	Tabled				
<input type="checkbox"/>	Withdrawn				

ORDINANCE NO. 2542

AN ORDINANCE AMENDING CHAPTER II, ARTICLE II, SECTION 2-14 OF THE CODE OF THE BOROUGH OF ROSELLE PARK TO BE ENTITLED, “ECONOMIC DEVELOPMENT DIRECTOR”

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter II, Article II, Section 2-14 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1.                    2-14    ~~RESERVED.~~

## **ECONOMIC DEVELOPMENT DIRECTOR.**

### **SECTION 2.                    2-14.1 Position Created.**

**There is hereby created the position of Economic Development Director.**

### **SECTION 3.                    2-14.2 Appointment and Term.**

**The position of Economic Development Director shall be appointed by the Mayor with the advice and consent of the Borough Council. Such individual shall serve for a term as contractually agreed between the Borough of Roselle Park and the appointee.**

### **SECTION 4.                    2-14.3 Compensation.**

**The Economic Development Director shall receive such salary as may be established within the guides of the prevailing Salary Ordinance of the Borough.**

### **SECTION 5.                    2-14.4 Qualifications.**

**The Economic Development Director shall be appointed on the basis of executive and administrative abilities and qualifications.**

### **SECTION 6.                    2-14.5 Duties and Responsibilities.**

- a. Generally and regularly assist current and prospective businesses communicate and interact with the Borough government to promote a business-friendly environment;**
- b. Identify existing businesses seeking to expand and assist in furthering their goal;**
- c. Identify prospective businesses seeking to locate to the area and market Roselle Park as a viable business opportunity;**
- d. Assist businesses in the permitting process, including, but not limited to, health, building, and zoning;**
- e. Assist in the redevelopment process with the objective of securing new commercial or mixed-use spaces;**
- f. Market the local business community to interested developers, customers, and investors;**
- g. Maintain a running list of commercial and retail locations available for rent or purchase;**
- h. Research grants and programs available for business improvements;**
- i. Create networking opportunities for realtors, developers and chambers of commerce;**
- j. Create welcome and educational materials for the local business community;**
- k. Periodically host workshops and gatherings on various commerce-related topics for the benefit of the local business community;**
- l. Regularly monitor and report on the conditions of the local business community to the Mayor and Council as a whole;**



- m. **Make recommendations to the Mayor and Council as to how to improve processes of the Borough to gain efficiencies;**
- n. **Perform such other duties as may be assigned to them by the Mayor and Council.**

SECTION 7. Invalidity

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 8. Inconsistent Ordinances Repealed.

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

SECTION 9. 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 10. Effective Date.

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

Councilman Fahoury moved that Ordinance No. 2542 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on August 16, 2018; seconded by Councilman Connelly.

<input type="checkbox"/> <b>Vote Record – Ordinance No. 2542</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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"/>
	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Shpley	<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"/>
	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<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. 2543

AN ORDINANCE AMENDING CHAPTER II, ARTICLE III, SECTION 2-28  
OF THE CODE OF THE BOROUGH OF ROSELLE PARK TO BE ENTITLED,  
“DEPARTMENT OF ECONOMIC DEVELOPMENT”

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter II, Article III, Section 2-28 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1.                    2-28    ~~RESERVED.~~  
**DEPARTMENT OF ECONOMIC DEVELOPMENT.**

SECTION 2.                    **2-28.1 Department Created.**

**There is hereby created the Department of Economic Development. The head of the Department shall be known as the “Economic Development Director.”**

SECTION 3.                    **2-28.2 Duties of the Department Head.**

**The Economic Development Director, as head of the Department of Economic Development, shall have such duties and responsibilities as established and set forth in Section 2-14.5 of the Borough Code.**

SECTION 4.                    **2-28.3 Duties of the Department.**

**The Department of Economic Development shall serve as the premier professionalized function of the Borough government that interacts with and promotes the local business community. The general objectives of the Department shall be to assist and promote existing local businesses, attract prospective businesses, and promote the ideas of sustainable and innovative commercial growth within the local community.**

SECTION 5.    Invalidity

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 6.    Inconsistent Ordinances Repealed.

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

SECTION 7.    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 8.    Effective Date.

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

Councilman Fahoury moved that Ordinance No. 2543 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on August 16, 2018; seconded by Councilman Connelly.

<input type="checkbox"/> <b>Vote Record – Ordinance No. 2543</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/> Adopted	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Shipley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<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 Fahoury; seconded by Councilman Connelly.

### RESOLUTION NO. 200-18

WHEREAS, the following licensee complied with the provisions of the Act of the Legislature entitled, “An Act Concerning Alcoholic Beverages”, being Chapter 436 of the Laws of 1933, its supplements and amendments, and with the Rules and Regulations issued or to be promulgated by the State Commissioner of Alcoholic Beverage Control applicable, thereto; and,

WHEREAS, the following licensee has received a special ruling from the Director of the Division of Alcoholic Beverage Control of the State of New Jersey pursuant to N.J.S.A. 33:1-12.39 for the 2018-2019 and 2019-2020 licensing terms.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Borough Clerk be and is hereby authorized to renew the following inactive license effective July 1, 2018 to expire June 30, 2019:

#### PLENARY RETAIL CONSUMPTION LICENSE - \$1,385.00

2015-33-002-005      Cascios Taverne II, Inc. t/a Cascios Taverne II  
400 Seaton Avenue, Roselle Park, New Jersey 07204

### RESOLUTION NO. 208-18

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 Victor Pozsonyi from the position of Police Dispatcher effective July 5, 2018.

### RESOLUTION NO. 209-18

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 Victor Pozsonyi from the Roselle Park Auxiliary Police Force effective July 5, 2018.

### RESOLUTION NO. 210-18

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby appoint Ryan Urban, 617 Filbert Street, Roselle Park, New Jersey 07204 as a member of the Roselle Park Fire Department, effective immediately, to be assigned to the Central Firehouse.

### RESOLUTION NO. 211-18

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby appoint Christian Marquez, 77 East Westfield Avenue, Roselle Park,

New Jersey 07204 as a member of the Roselle Park Fire Department, effective immediately, to be assigned to the Central Firehouse.

RESOLUTION NO. 212-18

WHEREAS, the governing body of the Borough of Roselle Park recognizes that cats and dogs are an integral and valuable part of all communities, and contribute to the well-being of humans, whether as companions, service animals, or therapy pets; and,

WHEREAS, the governing body of the Borough of Roselle Park understands that municipalities have an important role in ensuring the well-being of animals while balancing the needs of pet owners and non-pet owners; and,

WHEREAS, legislators and municipal officials report that the number of calls from citizens about animal related issues rival any other issue(s); and,

WHEREAS, there are approximately 2.2 million owned dogs and 2.5 million owned cats in New Jersey; and,

WHEREAS, New Jersey was the first state in the nation to develop an innovative state-wide spay/neuter program and all proceeds from the sale of Animal Friendly License Plates are used to reimburse participating veterinarians for spaying and neutering surgeries; and,

WHEREAS, State responsibility for promoting responsible pet care and ensuring that pets do not suffer due to abuse, neglect, or lack of proper care in kennels, pet shops, shelters, and pounds (animal facilities) is vested in the Office of Animal Welfare within the New Jersey Department of Health and Senior Services; and,

WHEREAS, municipal Animal Cruelty Investigators (ACIs) are responsible for investigating and acting as officers for the detection, apprehension, and arrest of offenders against the animal cruelty laws; and,

WHEREAS, New Jersey mandates training requirements for animal control officers and Animal Cruelty Investigators; and,

WHEREAS, New Jersey impounds over 100,000 animals per year in animal shelters and impoundment facilities; and,

WHEREAS, approximately 37% of the animals that enter New Jersey's impoundment facilities are euthanized, at a rate of around 3000 every month; and,

WHEREAS, free-roaming unvaccinated cats and dogs present a potential health threat to humans through the spread of such zoonotic diseases as rabies, leptospirosis, toxoplasmosis, roundworms, animal bites, and environmental contamination from animal feces; and,

WHEREAS, stray and unwanted pets place an enormous financial burden on municipalities and non-profit humane agencies organized to care for these animals; and,

WHEREAS, it is more humane and cost-effective to reduce the number of unwanted animals than it is to impound and euthanize unwanted or unclaimed dogs and cats; and,

WHEREAS, all dogs are required to be licensed in the municipality where they are housed and the majority of municipalities also require licensure of cats; and,

WHEREAS, all municipalities are required to canvass their residents to locate unlicensed dogs.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby agree to take the following steps with regard to its municipal responsibilities with the intent of making the Borough of Roselle Park a truly sustainable community:

It is the intent of the governing body to do its utmost, within the bounds of its jurisdiction, to ensure that companion animals are treated humanely, respectfully, and responsibly through public education and through exercise of powers vested within New Jersey municipalities as follows:

Authority of Municipalities

Pursuant to New Jersey Statutes, all municipalities must appoint a certified Animal Control Officer who shall be responsible for animal control within the jurisdiction of the municipality, including providing emergency veterinary care for injured stray animals and coverage outside of normal working hours.

The municipality in which an animal facility is located is responsible for issuing the license for that facility to operate.

The New Jersey Vicious Dog Law establishes a state-wide standard for municipalities to effectively address situations of vicious or potentially dangerous dogs, regardless of breed.

The Animal Population Control Program provides for low-cost spaying and neutering for pet owners adopting dogs and cats from New Jersey shelters, pounds, and animal adoption referral agencies and pet owners participating in one of several Public Assistance Programs.

The Borough of Roselle Park pledges to:

1. Enforce all animal and rabies control statutes and regulations, including the requirement to pick up and impound all stray dogs and cats, excepting stray and feral cats in managed TNR programs; and,
2. Work to improve the enforcement of animal cruelty statutes; and,
3. Educate our community, including school children, about their responsibilities towards the pet animals they chose to keep; and,
4. Institute, as appropriate, cat licensing ordinances and increase the percentage of licensed dogs and cats through ease of licensing and licensing enforcement measures; and,
5. Identify and work to implement best practices to prevent unwanted breeding through effective animal control, availability of low-cost pet spaying and neutering services, public education, and pet-friendly rental and senior housing; and,
6. Identify alternatives to euthanasia of adoptable companion animals, including utilizing foster homes, adoption networks and providing remedial behavior training services to existing and future owners; and,
7. Assist in identifying resources to improve the conditions and increase the capacity of animal shelters and impoundment facilities and animal control services.

#### RESOLUTION NO. 213-18

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

TITLE OF JOB: Butler Avenue Improvements

CONTRACTOR: Cifelli & Son General Construction, Inc.

CHANGE ORDER N<sup>o</sup>: 1

AMOUNT OF CHANGE THIS RESOLUTION: \$1,152.90 (0.62% Increase) for an updated contract amount of \$187,940.40; 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. 214-18

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 project: Butler Avenue Improvements was constructed by Cifelli & Son General Construction, Inc., 81 Franklin Avenue, Nutley, NJ 07110, 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. S304437 for a period of two (2) years from November 15, 2017; the said construction is hereby accepted, the contract closed, and final payment in the amount of Thirty-Two Thousand One-Hundred Ninety-Seven dollars and Zero Cents (\$32,197.00) is hereby approved.

**RESOLUTION NO. 215-18**

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby authorize the extension of the due date for the payment of 3<sup>rd</sup> quarter taxes for the year 2018 until August 31, 2018.

**RESOLUTION NO. 216-18**

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

TITLE OF JOB: West Colfax Avenue - Section III  
 CONTRACTOR: Cifelli & Son General Construction, Inc.  
 CHANGE ORDER N<sup>o</sup>: 2

AMOUNT OF CHANGE THIS RESOLUTION: \$11,605.00 (4.93% Decrease) for an updated contract amount of \$223,647.85; 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. 217-18**

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 project: West Colfax Avenue - Section III was constructed by Cifelli & Son General Construction, Inc., 81 Franklin Avenue, Nutley, NJ 07110, 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. S303424 for a period of two (2) years from November 15, 2017; the said construction is hereby accepted, the contract closed, and final payment in the amount of Seventeen Thousand Five-Hundred Sixty-Two dollars and Eleven Cents (\$17,562.11) is hereby approved.

**RESOLUTION NO. 218-18**

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 two (2) checks totaling \$35,919.99 payable to two (2) lien holders on two (2) properties; and,

BE IT FURTHER RESOLVED that two (2) checks be issued in the total amount of \$34,300.00 from the Tax Collector's Premium Account.

BOROUGH OF ROSELLE PARK TAX COLLECTOR ANALYSIS OF LIEN REDEMPTIONS 7/19/2008															
TSC #	BLOCK	LOT	QUAL.	PREMIUM	TOTAL AMOUNT REDEEMED	CERTIFICATE AMOUNT	REDEMPTION PENALTY PERCENTAGE	INTEREST ON CERTIFICATE DATE 7/19/2018	SEARCH FEE	RECORDING FEE	SUBSEQUENT TAXES PAID	INTEREST ON SUBSEQUENTS TO 7/19/2018	6% INTEREST PENALTY	LEGAL FEES	
					\$ -										
COMMUNITY CAPITAL INVESTMENTS 2656, LLC	16-035	608	6	\$ 33,000.00	\$ 32,821.86	\$ 8,263.44	\$ 330.54		\$ 12.00	\$ 43.00	\$ 20,343.20	\$ 3,829.68			
TWR/CUST EBURY FUND 2 NJ LLC	15-030	805	21	\$ 1,300.00	\$ 3,098.13	\$ 420.40	\$ 8.42		\$ 12.00	\$ 43.00	\$ 2,075.68	\$ 538.63			
					\$ -										
					\$ -										
					\$ -										
					\$ -										
					\$ -										
					\$ -										
					\$ -										
					\$ -										
<b>TOTAL</b>				\$ 34,300.00	\$ 35,919.99	\$ 8,683.84	\$ 338.96	\$ -	\$ 24.00	\$ 86.00	\$ 22,418.88	\$ 4,368.31	\$ -	\$ -	

RESOLUTION NO. 219-18

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby authorize the Chief Financial Officer to execute any and all documents in furtherance of establishing credit card payments for property taxes.

RESOLUTION NO. 220-18

WHEREAS, the Borough Clerk received sealed bids at 10:00 a.m. on June 19, 2018 for 2018 Miscellaneous Concrete Repairs.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park hereby award a contract to Cifelli & Son General Construction, Inc., 81 Franklin Avenue, Nutley, NJ 07110 pursuant to the advertised specifications for a one (1) year period commencing August 1, 2018 with an itemized cost breakdown as follows:

Item No. 1:	Square Yard of Concrete Sidewalk, 4" Thick	\$90.00
Item No. 2:	Square Yard of Concrete Driveway Apron	\$95.00
Item No. 3:	Linear Foot of Concrete Vertical Curb	\$35.00

BE IT FURTHER RESOLVED that the foregoing contract award shall be in the total sum not to exceed Fifty-Thousand Dollars and Zero Cents (\$50,000.00); and,

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption and certification on this Resolution by the Borough Treasurer that sufficient funds are available.

RESOLUTION NO. 221-18

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that a Professional Service Contract for survey, design, and construction management services for the project:

**WEST CLAY AVENUE IMPROVEMENTS**

be awarded to Neglia Engineering Associates of Lyndhurst, New Jersey for the sum not to exceed Sixty-Four Thousand Three-Hundred Thirty Dollars and Zero Cents (\$64,330.00). This Resolution to take effect upon certification on this Resolution by the Borough Treasurer that sufficient funds are available.

RESOLUTION NO. 222-18

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that a Professional Service Contract for survey, design, and construction management services for the project:

**MADISON AVENUE IMPROVEMENTS**

be awarded to Neglia Engineering Associates of Lyndhurst, New Jersey for the sum not to exceed Forty-One Thousand Six-Hundred Eighty Dollars and Zero Cents (\$41,680.00). This Resolution to take effect upon certification on this Resolution by the Borough Treasurer that sufficient funds are available.

RESOLUTION NO. 223-18

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

WHEREAS, pursuant to N.J.S.A. 40A:12A-6, the Council (the "Borough Council") of the Borough of Roselle Park, in the County of Union, New Jersey (the "Borough") by Resolution #156-17, adopted May 18, 2017, authorized and directed the Land Use Board of the Borough (the "Land Use Board") to undertake a preliminary investigation to determine if a specific area located at Block 610, Lots 1 and 3 on the tax map of the Borough (the "Study Area") constituted an area in need of redevelopment according to the criteria set forth in the Redevelopment Law; and,

WHEREAS, the aforesaid resolution authorized the Land Use Board to investigate the Study Area as a Condemnation Redevelopment Area (as defined in N.J.S.A. 40A:12A-6(a) of the Redevelopment Law), within which the Borough may use all of those powers provided under the Redevelopment Law for use in a redevelopment area, including the power of eminent domain; and,

WHEREAS, the Redevelopment Law requires the Land Use Board to conduct a public hearing prior to making its determination whether the Study Area should be designated as an area in need of redevelopment, at which hearing the Land Use Board shall hear all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area; and,

WHEREAS, the Land Use Board properly noticed a public hearing on the preliminary investigation of the Study Area which conformed to the Redevelopment Law; and,

WHEREAS, on October 16, 2017, the Land Use Board, conducted a public hearing in accordance with the Redevelopment Law and by resolution, after due consideration of the preliminary investigation and the comments and objections from the public made part of the public record and after consulting appropriate municipal departments and counsel, adopted a resolution recommending the Borough Council designate the Study Area as an area in need of redevelopment pursuant to the Redevelopment Law, including the power of eminent domain; and,

WHEREAS, on October 19, 2017, the Borough Council adopted Resolution #293-17 designating the Study Area as an area in need of redevelopment under the Redevelopment Law, such designation authorizing the Borough and Borough Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, including the power of eminent domain (the "Redevelopment Area"); and,

WHEREAS, Benecke Economics prepared a redevelopment plan for the Redevelopment Area entitled: "10 West Westfield Avenue Redevelopment Plan Block 610, Lots 1 and 3" (the "Redevelopment Plan") providing the development standards for the Redevelopment Area; and,

WHEREAS, the Borough Council has made certain changes to the Redevelopment Plan referred to the Land Use Board in Resolution 173-18; and,

WHEREAS, pursuant to the Redevelopment Law, the Borough Council directs the Land Use Board to review the revised Redevelopment Plan and transmit its recommendations relating to the Redevelopment Plan to the Borough Council in accordance with the provisions of N.J.S.A. 40A:12A-7(e).

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

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The Borough Council hereby directs the Land Use Board to review the Redevelopment Plan and transmit its recommendations relating to the Redevelopment Plan (the "Land Use Board Report") to the Borough Council within forty-five (45) days of the date hereof in accordance with the Redevelopment Law.

Section 3. If the Land Use Board Report is not transmitted to the Borough Council within forty-five (45) days of the date hereof, the Borough Council shall be relieved of the requirement to obtain a Land Use Board Report for the Redevelopment Plan in accordance with N.J.S.A. 40A:12A-7(e).

Section 4. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

Section 5. The Borough Clerk is hereby directed to transmit a copy of this Resolution to the Mayor and Land Use Board.



Section 6. This Resolution shall take effect immediately.

**RESOLUTION NO. 224-18**

WHEREAS, the Mayor and Council adopted Resolution 169-18 awarding a contract for Real Estate Appraisal Services to the firm Realty Appraisal, Co., 4912 Bergenline Avenue, Suite 4, West New York, New Jersey 07093 for calendar year 2018; and,

WHEREAS, a typographical error has been brought to the attention of the Borough as it relates to the price structure of such appraisal services, specifically as they relate to the appraisal of “Apartment Houses;” and,

WHEREAS, the Borough of Roselle Park wishes to correct the aforementioned typographical error so as to ensure clarity and consistency.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby amend Resolution 169-18, authorizing a contract with Realty Appraisal, Co., 4912 Bergenline Avenue, Suite 4, West New York, New Jersey 07093 for the acquisition of Real Estate Appraisal Services in an amount not to exceed eighteen-thousand dollars and zero cents (\$18,000.00), so as to reflect the following corrected price structure for the appraisal of “Apartment Houses:”

Apartment Houses:

5 – 20* Families Inclusive	\$ 600.00 each
21 – 50 Families	\$ 800.00 each
Over 50 Families	By Agreement

\* Stated as “5-11 Families Inclusive” in Resolution 169-18 in error.

BE IT FURTHER RESOLVED that the above shall constitute the only change to Resolution 169-18 without any change to total compensation or the need for further certification as to the availability of funds.

<input type="checkbox"/> Vote Record – Resolutions #200-18; 208-18 to 222-18; and 224-18					
		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"/>
	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Shiple	<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"/>
	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	DeIorio	<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 Fahoury; seconded by Councilman Connelly.

**RESOLUTION NO. 201-18**

WHEREAS, the Municipal Land Use Board (hereinafter, “Land Use Board”) of the Borough of Roselle Park (hereinafter, “Borough”) held a Regular Meeting on Monday, June 11, 2018 where the 10 West Westfield Avenue Redevelopment Plan (the “Plan”), encompassing Block 610, Lots 1 and 3 of the tax map of the Borough, dated May 14, 2018 was reviewed; and,

WHEREAS, the Land Use Board of the Borough adopted Resolution 2018-005, formalizing its recommendations in accordance with N.J.S.A. 40A:12A-7(e) to the Mayor and Council (hereinafter, “Governing Body”) regarding the Plan; and,

WHEREAS, the Governing Body wishes to incorporate certain recommendations of the Land Use Board into the Plan from Section 2 of Resolution 2018-005.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Plan dated May 14, 2018 be amended to effectuate and incorporate the following recommendation of the Land Use Board of the Borough:

Land Use Board Resolution: 2018-005

Recommendation No.: 1 of 5

Recommendation: “Omit the option of a ‘Supermarket’ as permitted use at the location.”

Councilman DeIorio asked if omitting the supermarket would be advantageous to the Borough.

Planner Benecke and Redevelopment Counsel Baumann provided input. Mr. Benecke noted that it was his recommendation to reject such a proposal to eliminate the use on the basis that a small, niche grocer may be something the Borough finds desirable at the location.

Mr. Baumann noted that eliminating such a use would eliminate any possibility of such a use becoming something build and operation on that site, barring the arduous process of amending the Redevelopment Plan in the future.

Borough Clerk Casais and Mr. Baumann explained the implication of a “yea” or “nay” vote on the Resolution. Mr. Baumann also confirmed that, should the governing body choose to disregard the recommendation of the Land Use Board, it would be because the governing body wishes to maintain the flexibility of having a “supermarket” as a permitted use.

<input type="checkbox"/> <b>Vote Record – Resolutions #201-18</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input type="checkbox"/>	Adopted	Petrosky <input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Shipley <input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Defeated	Fahoury <input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Connelly <input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Negron <input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		DeIorio <input type="checkbox"/>	<input checked="" 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 Fahoury; seconded by Councilman Connelly.

**RESOLUTION NO. 202-18**

WHEREAS, the Municipal Land Use Board (hereinafter, “Land Use Board”) of the Borough of Roselle Park (hereinafter, “Borough”) held a Regular Meeting on Monday, June 11, 2018 where the 10 West Westfield Avenue Redevelopment Plan (the “Plan”), encompassing Block 610, Lots 1 and 3 of the tax map of the Borough, dated May 14, 2018 was reviewed; and,

WHEREAS, the Land Use Board of the Borough adopted Resolution 2018-005, formalizing its recommendations in accordance with N.J.S.A. 40A:12A-7(e) to the Mayor and Council (hereinafter, “Governing Body”) regarding the Plan; and,

WHEREAS, the Governing Body wishes to incorporate certain recommendations of the Land Use Board into the Plan from Section 2 of Resolution 2018-005.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Plan dated May 14, 2018 be amended to effectuate and incorporate the following recommendation of the Land Use Board of the Borough:

Land Use Board Resolution: 2018-005

Recommendation No.: 2 of 5

Recommendation: “Omit the option of ‘Auto Retail’ as a permitted use at the location.”

Planner Benecke and Redevelopment Counsel Baumann provided input. Mr. Benecke provided a more in-depth insight into what “auto retail” entails. Particularly, Mr. Benecke noted that “auto retail” did not include on-site auto service.

Councilman DeIorio noted that he believed the Land Use Board was concerned that they could be contradictory if they were to consent to the inclusion of auto retail. He went on to reference the denial of an application for an “Auto Zone” establishment on the site in previous years.

Mr. Benecke noted that the Board’s concern about consistency is a valid one, but stated that the situation is a slightly different now due to the entirety of the envisioned redevelopment of the site.

<input type="checkbox"/> <b>Vote Record – Resolutions #202-18</b>		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input type="checkbox"/> Adopted	Petrosky	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Shpley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Defeated	Fahoury	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Connelly	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Negron	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	DeIorio	<input type="checkbox"/>	<input checked="" 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 Fahoury; seconded by Councilman Connelly.

**RESOLUTION NO. 203-18**

WHEREAS, the Municipal Land Use Board (hereinafter, “Land Use Board”) of the Borough of Roselle Park (hereinafter, “Borough”) held a Regular Meeting on Monday, June 11, 2018 where the 10 West Westfield Avenue Redevelopment Plan (the “Plan”), encompassing Block 610, Lots 1 and 3 of the tax map of the Borough, dated May 14, 2018 was reviewed; and,

WHEREAS, the Land Use Board of the Borough adopted Resolution 2018-005, formalizing its recommendations in accordance with N.J.S.A. 40A:12A-7(e) to the Mayor and Council (hereinafter, “Governing Body”) regarding the Plan; and,

WHEREAS, the Governing Body wishes to incorporate certain recommendations of the Land Use Board into the Plan from Section 2 of Resolution 2018-005.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Plan dated May 14, 2018 be amended to effectuate and incorporate the following recommendation of the Land Use Board of the Borough:

Land Use Board Resolution: 2018-005

Recommendation No.: 3 of 5

Recommendation: “Omit the 15% Affordable Housing Obligation.”

Councilman DeIorio provided his opinion, knowledge, and experience with the Borough’s affordable housing. He noted that while the Borough is COAH compliant until 2025, it is not that far away. He noted his desire to avoid repeating history and future problems that could arise. He concluded by asking the governing body to seriously consider rejecting the Land Use Board’s recommendation to eliminate COAH provisions from the Redevelopment Plan.

Councilwoman Negron noted that this was not a 15% mandate, but simply a range within which to negotiate.

Mr. Baumann agreed with the Councilman Negron, and noted that this would simply restrict negotiations above 15%.

<input type="checkbox"/> <b>Vote Record – Resolutions #203-18</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input type="checkbox"/> Adopted	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Shipley	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Defeated	Fahoury	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Negron	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input checked="" 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 Fahoury; seconded by Councilman Connelly.

**RESOLUTION NO. 204-18**

WHEREAS, the Municipal Land Use Board (hereinafter, “Land Use Board”) of the Borough of Roselle Park (hereinafter, “Borough”) held a Regular Meeting on Monday, June 11, 2018 where the 10 West Westfield Avenue Redevelopment Plan (the “Plan”), encompassing Block 610, Lots 1 and 3 of the tax map of the Borough, dated May 14, 2018 was reviewed; and,

WHEREAS, the Land Use Board of the Borough adopted Resolution 2018-005, formalizing its recommendations in accordance with N.J.S.A. 40A:12A-7(e) to the Mayor and Council (hereinafter, “Governing Body”) regarding the Plan; and,

WHEREAS, the Governing Body wishes to incorporate certain recommendations of the Land Use Board into the Plan from Section 2 of Resolution 2018-005.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Plan dated May 14, 2018 be amended to effectuate and incorporate the following recommendation of the Land Use Board of the Borough:

Land Use Board Resolution: 2018-005

Recommendation No.: 4 of 5

Recommendation: “Change the requirement of impervious coverage to 90%.”

Planner Benecke and Redevelopment Counsel Baumann provided input. Mr. Benecke noted that he believes the larger focal point should be on the building coverage restrictions.

Councilman DeLorio noted that the concern expressed by the Municipal Land Use Board was run-off.

Mr. Benecke reiterated his earlier comments where noted that a key factor in ensuring that flood is not an issue, it the percentage restriction on building coverage on the site. The Borough’s engineer can more adequately address storm water management once the project is in Site Plan review.

<input type="checkbox"/> <b>Vote Record – Resolutions #204-18</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/> Adopted	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Shipley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Fahoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Connelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<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 Fahoury; seconded by Councilman Connelly.

**RESOLUTION NO. 205-18**

WHEREAS, the Municipal Land Use Board (hereinafter, “Land Use Board”) of the Borough of Roselle Park (hereinafter, “Borough”) held a Regular Meeting on Monday, June 11, 2018 where the 10 West Westfield Avenue Redevelopment Plan (the “Plan”), encompassing Block 610, Lots 1 and 3 of the tax map of the Borough, dated May 14, 2018 was reviewed; and,

WHEREAS, the Land Use Board of the Borough adopted Resolution 2018-005, formalizing its recommendations in accordance with N.J.S.A. 40A:12A-7(e) to the Mayor and Council (hereinafter, “Governing Body”) regarding the Plan; and,

WHEREAS, the Governing Body wishes to incorporate certain recommendations of the Land Use Board into the Plan from Section 2 of Resolution 2018-005.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Plan dated May 14, 2018 be amended to effectuate and incorporate the following recommendation of the Land Use Board of the Borough:

Land Use Board Resolution: 2018-005

Recommendation No.: 5 of 5

Recommendation: “Set minimal Retail/Professional Office/Bank/Restaurant space to 1750 sq. ft.”

Planner Benecke provided insight as to how the square footages in the existing plans came to be calculated; also confirmed that this was a minimum, and that lower minimums, along with the existing safeguards for business diversity, allow the municipal maintain optimal flexibility for the successful redevelopment of the site.

<input type="checkbox"/> <b>Vote Record – Resolutions #205-18</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input type="checkbox"/>	Adopted	Petrosky <input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Shiple <input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Defeated	Fahoury <input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Connelly <input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Negron <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Delorio <input type="checkbox"/>	<input checked="" 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 Fahoury; seconded by Councilman Connelly.

**RESOLUTION NO. 206-18**

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and,

WHEREAS, the Annual Report of Audit for the fiscal year ending December 31, 2017 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled “Comments and Recommendations;” and,

WHEREAS, the members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations,” as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the governing body no later than

forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and,

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby states that it has complied N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this Resolution and the required affidavit to said Board to show evidence of said compliance.

Borough Auditor Mike McGuire explained the resolution, accepting the audit and gave his findings and recommendations for the correction. Mr. McGuire noted that the sole audit comment dealt with the Bureau of Fire Prevention and the failure to collect and record inspection fees as directed by Borough Ordinance.

<input type="checkbox"/> Vote Record – Resolutions #206-18					
		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"/>
	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"/>
	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<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 Fahoury; seconded by Councilman Connelly.

**RESOLUTION NO. 207-18**

WHEREAS, in accordance with the Single Audit Act, US Office of Management and Budget Circular A-133 and the New Jersey Office of Management and Budget Circular Letter 15-08, and regulations of the Division of Local Government Services, all municipalities are required to prepare and file a Corrective Action Plan; and,

WHEREAS, this plan must be filed with the Division within sixty (60) days from the date the statutory audit is received by the governing body; and,

WHEREAS, such a plan was prepared by the Chief Financial Officer and reviewed by the members of the governing body of the Borough of Roselle Park.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Corrective Action Plan is hereby approved and is to be filed with the Division of Local Government Services.

**CORRECTIVE ACTION REPORT**

Borough of Roselle Park  
Union County

Audit Year December 31, 2017  
Audit Received June 29, 2018

Finding #2017-01

1. Description: That annual fees should be collected from all establishments required to pay such fees in accordance with Chapter XXII Fire Prevention and Protections Section 22-1.13 New Jersey Uniform Fire Safety Code – Required Inspections and Fees. Also, a list of establishments required to have annual inspections should be provided.
2. Analysis: That Fire Prevention did not provide a list of establishments required to have annual inspections. Also, that Fire Prevention did not collect required fees in accordance with Chapter XXII Fire Prevention and Protections Section 22-1.13 New Jersey Uniform Fire Safety Code – Required Inspections and Fees.
3. Corrective Action: Fire Prevention will be brought into a Finance Committee Meeting to discuss these issues and to insure that the proper fees be collected in accordance with Chapter XXII Fire Prevention and Protections Section 22-1.13 New Jersey Uniform Fire Safety Code – Required Inspections and Fees by September 30, 2018. Also, the Borough set aside money in the 2018 Municipal Budget to purchase a new program to assist Fire Prevention with these tasks.
4. Implementation Date: This directive will be given at the meeting that will happen by September 30, 2018.

Councilman DeIorio noted that the adoption of a Corrective Action Plan is a requirement; asked Mr. McGuire to read the “Analysis” portion of the Resolution into the record.

Mr. McGuire read the “Analysis” portion of the Resolution.

<input type="checkbox"/> Vote Record – Resolutions #207-18					
		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"/>
	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"/>
	Negron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	DeIorio	<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"/>

MAYOR AND COUNCIL COMMITTEE REPORTS

Paul Morrison – Police Chief

- Made note of openings in 2018 Youth Academy.
- Officers were honored by MADD for drunk driving arrests in 2017.
- Noted the Police Department’s participation in “Click It or Ticket It.”

Rupen Shah – Casano Center Director

- Thanked the volunteers at July 4<sup>th</sup> Event.
- Stated that there was a great turnout for the annual fireworks display.

### Councilman Connelly

- Congratulated the Roselle Park High School Class of 2018.
- Noted that the Municipal Services Committee met to review applications for Superintendent.
- Can be reached at (908) 403-0391 or by email at [mconnelly@rosellepark.net](mailto:mconnelly@rosellepark.net).
- Extended his condolences to the Cooney family upon the passing of Jim Cooney, a good friend of his.

### Councilman Shipley

- Made note of the grand opening for Abby's Attic.
- Made note of the 60<sup>th</sup> Anniversary of Joe & Jodi's.
- Noted that the Municipal Services Committee met; will be interviewing before the end of the month.
- Congratulated the Roselle Park High School STEAM Team.
- Congratulated the Roselle Park High School Class of 2018.

### Councilwoman Negron

- Thanked those who offered condolences for her Stepfather.
- Congratulations to the Roselle Park High School Class 2018 for their work.
- Provided an update on the DOT communication about pedestrian safety on Westfield Avenue.
- Encouraged resident outreach and involvement in the government process.
- Noted her pride in the hiring process for the Economic Development Director and the Finance and Administration Committee's recent actions.
- Can be reached at (908) 666-7824 or by email at [jnegron@rosellepark.net](mailto:jnegron@rosellepark.net).

### Councilman DeIorio

- Met with the Borough Engineer for Capital Street Planning.
- Stated that the Motion Picture and Television Commission was in town the last week scouting locations for future filming.
- Noted his pride in the Economic Development review process.
- Suggested the painting of a grid near Acker Park for pedestrian crossing safety.

### Councilman Petrosky

- Condolences to the Debari Family and Mary Summers.
- Congratulated all students of the Roselle Park School District.
- Noted the annual senior summer indoor picnic at the Casano Center.
- Thanked the Attorney and Engineer for work on East Colfax Avenue issues.
- Stated that he felt the Fireworks display went well.
- Noted National Night Out was coming up.
- Can be reached (908) 666-7821 or by email at [jpetrosky@rosellepark.net](mailto:jpetrosky@rosellepark.net).

### Councilman Fahoury



- Dates for 2019 Independence Day Fireworks show could be July 3<sup>rd</sup> and a rain date of July 7<sup>th</sup> for next year.
- Provided information for volleyball league at the Casano Center.
- Noted that a local resident has a piano that she would like to donate to the municipality or one of the arts groups.
- Stated that the Casano Center Committee will not meet in July or August.
- Provided information on the Combat Wounded Signs.
- Provided information about Killa Seasoning event.
- Congratulated Victor Pozsonyi for his hire in Linden.
- Noted that the JMEUC adopted their capital plan as presented.

Tom Solfaro – Borough Engineer

- Made note of closed-out projects as of the ongoing meeting.
- Made note of ongoing projects and provided updates; particularly noted coordination with Elizabethtown Gas in connection with the Borough's Madison Avenue and West Clay Avenue projects.

Ken Blum – Chief Financial Officer

- Noted the extension of 3<sup>rd</sup> quarter tax bills due August 31<sup>st</sup>. He indicated that the delay in billing was due to the Borough not receiving a certified tax rate from the State.
- Actively working on credit cards.

Andrew Casais – Borough Clerk

- Noted that his office implemented Public Participation Plan for the environmental issues being dealt with at the current Public Works site.
- Stated that the Clerk's Office digitalized and modernized ward/district map; he indicated that this information is live on the website for all of the public to see and use. Thanked those that have sharing this information to residents throughout the Borough.
- Stated that the Greening Union County Grant is due at the end of August; gave an overview of the grant and the efforts made to compile the grant.

Richard Huxford – Borough Attorney

- Has four matters for Closed Session:
  - Contract Negotiations – Timpat
  - Contract Negotiations – Board of Education
  - Potential Litigation – Casano Center
  - Ongoing Litigation – Bozzi vs. Roselle Park

REPORTS OF DEPARTMENTS

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

- Animal Control Officer's Report for June 2018
- Municipal Court Report for June 2018
- Treasurer's Report for June 2018

- Police Chief's Report for June 2018
- EMS Report for June 2018
- Community Center Director's Report for June 2018
- Borough Clerk's Report for June 2018

## WORKSHOP DISCUSSION

### Items Carried from Prior Meeting(s):

- Sullivan Property Redevelopment Plan (Mayor Hokanson)

Planner Bob Benecke and Redevelopment Attorney Joseph Baumann were invited to re-join the conversation as it related to the Redevelopment Plan for the Sullivan Property.

Mr. Baumann provided a procedural overview of the actions taken thus far by the governing body during the evening's meeting. He also provided an overview of next steps regarding the introduction and consideration of an Ordinance.

Borough Clerk Casais confirmed that the governing body had submitted questions and comments about the Plan to him for consideration and deliberation by Mr. Benecke and Mr. Baumann. Mr. Baumann confirmed as well, and indicated that they were ready to discuss the same.

The questions and comments submitted by the governing body were discussed between Mr. Baumann, Mr. Benecke, and the members of the governing body.

Particular conversation ensued regarding the setbacks on the property. Mr. Benecke explained that it would be hard to accommodate such a building in its current proposed form with significant setbacks. Mr. Benecke suggested roll up windows and frontage for retail spaces.

Several members of the governing body suggested that there was a concern about a zero-foot setback due to restrictive sidewalk spacing.

Mr. Benecke again noted that he believed it would be even more deleterious to the overall plan, and the ability to build such a project, should more than a zero-foot setback be considered; if not impossible, he noted his belief that it would make things very difficult.

Discussion ensued about the visioning process for this plan. Councilman Shipley stated his feelings that the process being followed was to benefit the Borough, not one developer or another. He joined with other members of the governing body stating that the Plan, and associated documents, should encourage what the Borough wants, not necessarily something that would be pragmatic for a particular developer.

Discussion ensued about the potential for Bus Rapid Transit in the rear portion of the property. A question was posed to the professionals as to whether or not the Plan could adequately accommodate access to such a transit hub should it ever be constructed.

Bob Benecke reviewed the conditional use section of the Plan to note strengths in this regard; in the Borough's ability to accommodate access.

A brief discussion ensued regarding terrace and rooftop spaces.

Mr. Baumann noted that each idea was allowable within the Plan, and further negotiable.

Councilman Fahoury noted that there was also an item referencing the use of green and sustainable energies.

Mr. Baumann noted that specific language in that regard is something that could be negotiated during the Redevelopment Agreement phase as opposed to the current time.

Councilman DeIorio raised the matter of incorporating Complete Streets policies with the Redevelopment Plan, particularly as it related to tree wells and planting in public areas.

Mr. Baumann noted that it was important to note those types of items as the Borough moves toward negotiating the Redevelopment Agreement.

Councilman DeIorio moved to table Resolution No. 223-18 indefinitely; seconded by Councilman Fahoury.

#### RESOLUTION NO. 223-18

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

WHEREAS, pursuant to N.J.S.A. 40A:12A-6, the Council (the “Borough Council”) of the Borough of Roselle Park, in the County of Union, New Jersey (the “Borough”) by Resolution #156-17, adopted May 18, 2017, authorized and directed the Land Use Board of the Borough (the “Land Use Board”) to undertake a preliminary investigation to determine if a specific area located at Block 610, Lots 1 and 3 on the tax map of the Borough (the “Study Area”) constituted an area in need of redevelopment according to the criteria set forth in the Redevelopment Law; and,

WHEREAS, the aforesaid resolution authorized the Land Use Board to investigate the Study Area as a Condemnation Redevelopment Area (as defined in N.J.S.A. 40A:12A-6(a) of the Redevelopment Law), within which the Borough may use all of those powers provided under the Redevelopment Law for use in a redevelopment area, including the power of eminent domain; and,

WHEREAS, the Redevelopment Law requires the Land Use Board to conduct a public hearing prior to making its determination whether the Study Area should be designated as an area in need of redevelopment, at which hearing the Land Use Board shall hear all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area; and,

WHEREAS, the Land Use Board properly noticed a public hearing on the preliminary investigation of the Study Area which conformed to the Redevelopment Law; and,

WHEREAS, on October 16, 2017, the Land Use Board, conducted a public hearing in accordance with the Redevelopment Law and by resolution, after due consideration of the preliminary investigation and the comments and objections from the public made part of the public record and after consulting appropriate municipal departments and counsel, adopted a resolution recommending the Borough Council designate the Study Area as an area in need of redevelopment pursuant to the Redevelopment Law, including the power of eminent domain; and,

WHEREAS, on October 19, 2017, the Borough Council adopted Resolution #293-17 designating the Study Area as an area in need of redevelopment under the Redevelopment Law, such designation authorizing the Borough and Borough Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, including the power of eminent domain (the “Redevelopment Area”); and,

WHEREAS, Benecke Economics prepared a redevelopment plan for the Redevelopment Area entitled: “10 West Westfield Avenue Redevelopment Plan Block 610, Lots 1 and 3” (the “Redevelopment Plan”) providing the development standards for the Redevelopment Area; and,

WHEREAS, the Borough Council has made certain changes to the Redevelopment Plan referred to the Land Use Board in Resolution 173-18; and,

WHEREAS, pursuant to the Redevelopment Law, the Borough Council directs the Land Use Board to review the revised Redevelopment Plan and transmit its recommendations relating to the Redevelopment Plan to the Borough Council in accordance with the provisions of N.J.S.A. 40A:12A-7(e).

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

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The Borough Council hereby directs the Land Use Board to review the Redevelopment Plan and transmit its recommendations relating to the Redevelopment Plan (the “Land Use Board Report”) to the Borough Council within forty-five (45) days of the date hereof in accordance with the Redevelopment Law.

Section 3. If the Land Use Board Report is not transmitted to the Borough Council within forty-five (45) days of the date hereof, the Borough Council shall be relieved of the requirement to obtain a Land Use Board Report for the Redevelopment Plan in accordance with N.J.S.A. 40A:12A-7(e).

Section 4. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

Section 5. The Borough Clerk is hereby directed to transmit a copy of this Resolution to the Mayor and Land Use Board.

Section 6. This Resolution shall take effect immediately.

Vote Record – Table Resolutions #223-18					
		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/>	Adopted	Petrosky <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Shipley <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Fahoury <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Tabled	Connelly <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Negron <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		DeIorio <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"/>

- Compete Streets (Councilman DeIorio)

Councilman DeIorio presented a draft Complete Streets Policy for the Mayor and Council to review. Would like it to be considered and approved at the next meeting because there are several grant opportunities.

There were no objections to moving forward with the request for further consideration.

NEW ITEMS:

- Additional Bulk Pickup Days (Councilman Shipley)

Councilman Shipley noted that residents would like to have four bulk days instead of two a year. Chief Financial Officer Blum stated that the contract for 2018 Bulk expires in October, and the Borough will have to go for bid for 2019 bulk waste collection and disposal. Borough Clerk Casais stated he will look into it, including bidding the project with alternates for 1, 2, 3 and 4 pickups.

- Organizing Grant Opportunities (Councilman DeIorio)

Councilman DeIorio said the Borough now has a grant portal. He noted that the Borough Clerk has established this portal, at the governing body's request, to have the information about each grant opportunity, the application status, and who is working on it. He recommended that, going forward, the governing body send their suggestions to the Borough Clerk and he will enter them.

- Amending Canvassing Ordinance (Councilman Fahoury)

Councilman Fahoury handed out recommendations from the Police Department and the Borough Attorney. Councilman Fahoury asked Borough Attorney Huxford to check with the Borough's insurance company before moving forward.

Borough Attorney Huxford stated that he would do so and have an update for the next meeting.

- Animal Control Officer Ordinance (Mayor Hokanson)

Mayor Hokanson deferred to Borough Clerk Casais to explain the intent of this item.

Mr. Casais gave an overview of the reasoning behind the suggested need for such an Ordinance; he noted that there appeared to be some confusion about the role, duties, and powers of a local Animal Control Office, though such items are set by statute. The suggestion is to enact an Ordinance that echoes statute so that there is local clarity and ease of reference on the matter of Animal Control.

The governing body agreed with the comments of Mr. Casais and advised that an Ordinance be drafted for introduction at the next meeting.

- Recreation Basketball Registration Fees (Councilman Petrosky)

Councilman Petrosky stated that the Recreation Committee would like to increase fees to offset the traveling team, scorekeepers, and hall monitors.

Chief Financial Officer Blum suggested meeting to discuss before finalizing new fee numbers. Mr. Blum noted that the objective is not to make money, but to cover the cost of the season.

Councilman Petrosky agreed with Mr. Blum and noted he would speak with the head of recreation to set up a meeting.

- "No Knock" Registry (Councilman DeIorio)

Councilman DeIorio stated that the Borough of Roselle Park does have a "No Knock" Ordinance on the books already, but has not been used in recent history. He stated that the Borough Clerk found this Ordinance on the books upon the public's interest in similar actions taken in surrounding municipalities.

Councilman DeIorio further stated that he would wait to get feedback from residents regarding the soliciting times stated in the Ordinance, but is happy that the Borough can move forward with a registry without any further legislative action needed.

Borough Clerk Casais provided information on the “No Knock” registry and how one could sign-up online or in-person at Borough Hall. He also noted that some information may be subject to the Open Public Records Act.

- Transit Village Resolution (Councilman Fahoury)

Councilman Fahoury handed out a model Transit Village Resolution. Would like Mayor and Council to review and consider this. Stated that this is one of the requirements to become a Transit Village. Would like this scheduled the same for the next meeting.

The governing body generally agreed to move forward with this Resolution at the next meeting.

Councilman Fahoury moved at 10:51 p.m. to suspend the bylaws and extend the meeting past 11:00 p.m.; seconded by Councilman Connelly, all members present voting Aye, said motion was adopted.

- Jobs 4 Blue / Police Scheduling (Mayor Hokanson)

Mayor Hokanson stated that the PBA brought up making it easier for payroll purposes for the outside jobs. He noted that it would be easier to keep track of the officer’s outside working hours in lieu of having an officer constantly review records and take up manpower.

Chief Financial Officer Blum stated that an amendment needs to be made by either a Resolution or an Ordinance for the next meeting.

- Regulating Bamboo Planting (Councilman Petrosky)

Councilman Petrosky stated that he received calls from residents asking if anything can be done about the bamboo.

Borough Attorney Huxford noted there is nothing on the books specifically about bamboo, but will research it and get back to the governing body.

## PUBLIC PORTION

Councilman Fahoury moved at 10:55 p.m. to open the public comment portion of the meeting on any subject matter; seconded by Councilman Connelly and adopted.

### Elisabeth Qersdyn, 150 Berwyn Street

- Asked for update on Aldene and Acker Parks.

Mayor Hokanson noted that the Borough recently received a grant for play surface repairs at Aldene Park, and the restoration project must go out to bid. Regarding Acker Park, Mayor Hokanson noted that new bridges and decking were going to be ordered to improve safety at the park.

- Presented issue with a Borough tree that is near the Verizon utility lines at her home; asked for guidance as to how to proceed with getting the matter resolved.

Councilman Shipley stated that he would call the Department of Public Works in the morning about the matter so that it can be addressed.

Joshua Castillo, World Mission Society, Church of God

- Explained the efforts of his group.
- Would like to do volunteer service activities within the Borough.
- Stated that his group has done everything from blood drives to clean-ups.

Pam Reinoso, 335 Pershing Avenue

- Reminded all that the Arts Festival is coming up.
- Gave an overview of the collection initiatives for donations for the festival.
- Spoke about the potential donation of a piano.
- Noted the upcoming “Arts in the Park” events during the summer.
- Stated that forms for creative assets inventory are ready and being used.

Eugene Meola, 226 Sheridan Avenue

- Provided information by the NJ Transportation Planning Authority (NJTPA) as provided at a recent Union County Transportation Advisory Board meeting.
- Provided an overview of NJTPA electric car ideas.
- Suggested a Special Meeting in August to introduce the Redevelopment Plan for the Sullivan Property.

Mayor Hokanson stated that he would look into a Special Meeting.

Leor Shapira, 209 East Grant Avenue

- Stated that he thinks that a Special Meeting would be a good idea.
- Stated that he thinks the Redevelopment Plan should be moved forward; noted that it appears that the Plan leaves the development open to creativity.
- Noted that he reviewed the State’s Complete Streets Policy as noted by Councilman DeIorio, and refuted certain claims made by the Councilman about design standards for tree pits.

Councilman DeIorio noted the pages that he was looking at; agreed that the Borough should implement policy that is in its best interests.

Dave Robertson, 220 West Sumner Avenue

- Wished the Mayor, Borough Clerk, and Councilman Shipley a Happy Birthday.
- Regarding Economic Development Director; provided suggestions about performance measures.
- Regarding the Sullivan Property, stated that the Mayor and Council is starting to micro-manage the project.

Craig Ryno, 210 West Westfield Avenue

- Questioned the statements made by Councilman Shipley that the buildings are garbage.

Councilman Shipley stated that he does not believe that Mr. Ryno's buildings are garbage, nor did he believe that's what he stated. He noted that he has seen things, elsewhere where buildings have gone up and deteriorated almost immediately after they are built.

- Asked if the By-Laws could have been suspended to introduce the Redevelopment Plan that evening for the Sullivan Property. He noted that the governing body suspended the By-Laws to allow the meeting extend past 11:00 p.m.

Several members of the governing body responded by stating that such an action would not be permissible based on the body's operating policies.

Councilman DeIorio particularly noted that he would not support such an action as it would not lend itself to the distribution of information to the public prior to a vote being taken.

Borough Clerk Casais explained that while he understands Mr. Ryno's frustration there is a process that is followed when the governing body considers any public, formal action.

- Thanked the governing body for the conversation, and for the clarity on some of the comments that were made during the evening.

Jacob Magiera, 612 Sheridan Avenue

- Stated that the developers have the experience to build.
- Asked questions about pools and inspections.

Mayor Hokanson stated that there are inspections when pools are under construction.

- Noted that some years ago the County was looking to install a light rail system behind Borough Hall.
- Made note about conditions at Aldene Park.

Mayor Hokanson reiterated his earlier comments that the Borough will be going out to bid for improvements.

Saul Qersdyn, 150 Berwyn Street

- Asked who the Economic Development Director would report to, and who would be the liaison.

Borough Clerk Casais noted that the individual would report directly to Mayor and Council, and that the Commerce Liaison would be the liaison for that position.

- Asked procedural questions about Resolution No. 223-18, which was tabled.

Borough Clerk Casais stated that the Resolution was drafted as a contingency in the event the governing body were to refer the Plan back to the Municipal Land Use Board for review. He stated that because no further referral action was needed or requested, the Resolution is, in effect, a non-action. He concluded by explaining that by tabling it indefinitely, any further action eligible for such a measure expires at the end of the legislative session on December 31<sup>st</sup>.



- Discussed all the areas in Roselle Park that still need to be redeveloped; noted that the Master Plan identified eleven (11) areas. Stated that he thinks there should be a map.

Denise DeVaughn, 617 Filbert Street

- Stated Meridia buildings are high end.
- Stated that she understands the concern about the quality of development, but that Meridia is open to additional tours and vetting of their current and new facilities.

There being no one else wishing to speak, Councilman Fahoury moved at 11:36 p.m. to close the public comment portion of the meeting on any subject matter; seconded by Councilman Connelly and adopted.

#### INTERRUPT THE REGULAR ORDER OF BUSINESS

Councilman Fahoury moved at 11:39 p.m. to interrupt the regular order of business for a Closed Session Meeting; seconded by Councilman Connelly and adopted.

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

- Contract Negotiations – Timpat
- Contract Negotiations – Board of Education
- Potential Litigation – Casano Center
- Ongoing Litigation – Bozzi vs. Roselle Park

#### RESUME REGULAR ORDER OF BUSINESS

Councilman Fahoury moved at 12:00 a.m. to resume the regular order of business; seconded by Councilman Connelly and adopted.

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

- Contract Negotiations – Timpat
- Contract Negotiations – Board of Education
- Potential Litigation – Casano Center
- Ongoing Litigation – Bozzi vs. Roselle Park

Mayor Hokanson said the four matters discussed in Closed Session were not resolved.

There being no further business to come before the meeting, Councilman Fahoury moved at 12:01 a.m. to adjourn; seconded by Councilman Connelly and adopted.

Attest:

Andrew J. Casais, RMC  
Borough Clerk