

REGULAR MEETING – DECEMBER 6, 2018

READ PUBLIC MEETINGS LAW ARTICLE

ROLL CALL

MOMENT OF SILENCE/PRAAYER

PLEDGE OF ALLEGIANCE

COMMUNICATIONS

None

PROCLAMATIONS & PRESENTATIONS

- U-12 RPYBSL Fall Ball Team

*** APPROVAL OF MEETING MINUTES, PENDING ANY CORRECTIONS**

Regular Meeting of September 20, 2018

Special Meeting Closed Session of November 29, 2018

*** MOTION BILLS & PAYROLLS BE NOT READ**

*** MOTION BILLS & PAYROLLS BE PASSED FOR PAYMENT**

PUBLIC PORTION (Time Limit of 7 Minutes; Limited to Agenda Items Only)

ORDINANCES FOR 2ND READING: COUNCILMAN FAHOURY

None

ORDINANCES FOR INTRODUCTION: COUNCILMAN FAHOURY

- ORD. No. 2556 AN ORDINANCE AMENDING CHAPTER II, ARTICLE VI, SECTION 2-55 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, "ADMINISTRATION, ADMINISTRATIVE POLICIES AND PROCEDURES, PROCEDURES FOR APPROVAL OF CLAIMS"
- ORD. No. 2557 AN ORDINANCE AMENDING CHAPTER II, ARTICLE VI, "ADMINISTRATION, ADMINISTRATIVE POLICIES AND PROCEDURES" OF THE CODE OF THE BOROUGH OF ROSELLE PARK, INSERTING SECTION 2-63 TO BE ENTITLED, "HIRING OF BOROUGH EMPLOYEES"
- ORD. No. 2558 AN ORDINANCE AMENDING CHAPTER II, ARTICLE IV, "ADMINISTRATION, BOARDS, COMMITTEES AND COMMISSIONS" OF THE CODE OF THE BOROUGH OF ROSELLE PARK, INSERTING SECTION 2-42 TO BE ENTITLED, "ROSELLE PARK GREEN TEAM"

ORD. No 2559 AN ORDINANCE PROVIDING FUNDING FOR ACQUISITION OF RECREATIONAL EQUIPMENT, BIKE PATH IMPROVEMENTS, BANDSTAND AND TREES FOR THE BOROUGH OF ROSELLE PARK, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING \$160,000.00 FOR SUCH PURPOSE

CONSENT AGENDA

"ALL MATTERS LISTED WITH AN ASTERISK (*) ARE CONSIDERED TO BE ROUTINE AND NON-CONTROVERSIAL BY THE COUNCIL AND WILL BE APPROVED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A MEMBER OF THE GOVERNING BODY SO REQUESTS, IN WHICH CASE THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA AS PART OF THE GENERAL ORDERS."

RESOLUTIONS:

- * **#332-18** – Authorizing Amended Utility Agreement No. UECA-6-Rt. 28 with the New Jersey Department of Transportation
- * **#333-18** – Accepting the Resignation of Michael Maiorelli from the Position of Alternate Crossing Guard
- * **#334-18** – Accepting the Resignation of Thomas Thompson from the Position of Crossing Guard
- * **#335-18** – Promoting Alternate Crossing Guard Gerald E. Vitale to the Position of Crossing Guard
- * **#336-18** – Accepting the Retirement of Harold Breuninger from the Position of Sergeant in the Roselle Park Police Department
- * **#337-18** – Authorizing the Police Department to Cover the Parking Meters in the Downtown Business Area for the Holiday Season
- * **#338-18** – Revising the Procurement Thresholds of the Borough of Roselle Park
- * **#339-18** – Accepting the Resignation of Connie Baña from the Community Center Committee
- * **#340-18** – Accepting the Retirement of Paul W. Morrison from the Position of Chief of Police in the Roselle Park Police Department
- * **#341-18** – Approving a Five Year Tax Abatement for 122 Bender Ave.; Block 1109, Lot 23

- * **#342-18** – Amending Resolution No. 3-18 to Revise the Term of Michele McGlynn LoManto as Clean Communities Coordinator to Reflect a Term that is Indefinite and Terminable Only for Cause or Resignation
- * **#343-18** – Increasing the Hourly Rate of Class II Special Law Enforcement Officer Michael Powers
- * **#344-18** – Approving Insertion of the 2018 Drive Sober or Get Pulled Over Year End Holiday Crackdown Grant as a Special Item of Revenue in the 2018 Municipal Budget in the Amount of \$5,500.00
- * **#345-18** – Setting the Salaries of Certain Officials and Employees of the Borough of Roselle Park for Year 2019
- * **#346-18** – Incorporating Recommendation 1 of 4 from Resolution 2018-009 of the Municipal Land Use Board into the West Webster Avenue Area 1 Redevelopment Plan Dated October 2018
- * **#347-18** – Incorporating Recommendation 2 of 4 from Resolution 2018-009 of the Municipal Land Use Board into the West Webster Avenue Area 1 Redevelopment Plan Dated October 2018
- * **#348-18** – Incorporating Recommendation 3 of 4 from Resolution 2018-009 of the Municipal Land Use Board into the West Webster Avenue Area 1 Redevelopment Plan Dated October 2018
- * **#349-18** – Incorporating Recommendation 4 of 4 from Resolution 2018-009 of the Municipal Land Use Board into the West Webster Avenue Area 1 Redevelopment Plan Dated October 2018

RESOLUTIONS OFF CONSENT:

- #323-18** – Authorizing the Execution of an Amended Redeveloper’s Agreement between the Borough of Roselle Park and Roselle Park VP, LLC for Block 213, Lot 1 and Block 314, Lot 1

MAYOR AND COUNCIL COMMITTEE REPORTS / REPORTS OF DEPARTMENTS

- Community Center Director’s Report for October 2018
- Municipal Court Report for October 2018
- Construction Official’s Report for November 2018
- Borough Clerk’s Report for November 2018
- EMS Report for November 2018
- Mayoral Appointment(s) (No Confirmation from Council Required):
None

WORKSHOP DISCUSSION

Items Carried from Prior Meeting(s):

- Jazz Festival (Councilman DeIorio)

New Items:

- New Jersey American Water Materials at DPW Yard (Mayor Hokanson)
- Regional Bikeshare System (Councilman DeIorio)

PUBLIC PORTION (Time Limit of 5 Minutes; On any Subject)

EXECUTIVE (CLOSED) SESSION

ADJOURNMENT

**NEXT REGULAR SCHEDULED MEETING OF THE MAYOR AND COUNCIL
WILL BE HELD ON DECEMBER 20, 2018**

**SPECIAL MEETINGS OF MAYOR AND COUNCIL WILL BE HELD
DECEMBER 10, 2018 & DECEMBER 19, 2018 AT 7:00 P.M.
TO INTERVIEW PROSPECTIVE 2019 PROFESSIONAL SERVICE VENDORS**

ORDINANCES FOR SECOND READING

NONE

ORDINANCES FOR INTRODUCTION

ORDINANCE NO. 2556

AN ORDINANCE AMENDING CHAPTER II, ARTICLE VI, SECTION 2-55 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, "ADMINISTRATION, ADMINISTRATIVE POLICIES AND PROCEDURES, PROCEDURES FOR APPROVAL OF CLAIMS"

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 VI, Section 2-55 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. ~~2-55 PROCEDURES FOR APPROVAL OF CLAIMS.~~
2-55 PROCEDURES FOR PROCUREMENT AND APPROVAL OF CLAIMS.

~~2-55.1—Procedure for Submission of Claim.~~

~~Any person claiming payment from the Borough of Roselle Park shall first submit a detailed statement of the items or demands necessitating such claim to the responsible executive agency, specifying particularly how the bill or demand is made up, and a certification of the party claiming payment that it is correct. No bill, claim or demand shall be considered for payment unless the voucher has attached to it (or includes) a certification from a designated Borough employee having personal knowledge of the facts that the goods have been received by or the services rendered to the Borough of Roselle Park and that those services or goods are consistent with an existing contract or purchase order. The Chief Financial Officer shall have the duty to audit, warrant and make recommendations on all claims and bills.~~

~~2-55.2—Presentation of Bill to Clerk; Examination.~~

~~The bill or claim duly certified shall be presented to the Municipal Clerk for inclusion in the proceedings of the first formal meeting of the month of the Governing Body, and it shall be the duty of the Clerk to examine all bills or claims submitted for payment in order to ascertain if proper administrative procedures have been followed.~~

~~2-55.3—Approval or Rejection of Claim by Council.~~

~~Claims shall be considered by the Council, which shall approve the same, except that the Governing Body may reject any claim presented to it, stating the reason for such rejection. Any tie votes may be broken by vote of the Mayor. Any disapproved claim shall be referred back to the Municipal Clerk with such instructions as the Governing Body may give at the time of disapproval.~~

~~2-55.4—Record of Claims.~~

~~It shall be the duty of the Municipal Clerk to record all claims in the official minutes or through an appropriate claims register, indicating that the Governing Body has by formal action approved the same, with appropriate records as to any claims disapproved or rejected. All records pertaining to approved or disapproved bills or claims shall be available for public inspection.~~

~~2-55.5—Order for Disbursement.~~

~~The Chief Financial Officer shall make disbursements upon receipt of an order by Borough Council, attested by the Municipal Clerk. In the event that the Mayor vetoes the payment of any claims or bills, the Chief Financial Officer may be authorized to make payment by a vote of the Borough Council whereby at least two thirds (2/3) of all the Councilmembers vote to override such veto of any claim or bill.~~

~~2-55.6—Preparation and Signing of Checks.~~

~~After the Municipal Clerk has certified that the claims have been approved, the Clerk shall turn the same over to the Chief Financial Officer, who shall forthwith prepare the necessary checks for the payment thereof, which checks shall be signed by the Mayor and Clerk and thereafter by the Chief Financial Officer. After preparing checks for the payment of claims, the Chief Financial Officer shall record them in proper books of account and thereafter mail the checks to the claimants.~~

SECTION 2. 2-55.1 Purpose.

The purpose of the forgoing section of the Code shall be to establish and revise the general procedures used by the Borough of Roselle Park to purchase goods and services. Likewise, it is intended to establish a standard of operation for all Departments, Boards, Committees, Commissions, and entities, individually and collectively, which are subordinate to the governing body as a whole.

SECTION 3. 2-55.2 Update of Day-to-Day Policies and Best Practices.

The Qualified Purchasing Agent shall work in concert with the Chief Financial Officer and the Registered Municipal Accountant (Auditor) of the Borough of Roselle Park to establish, update, and review policies of internal control that are in the best interests of the Borough of Roselle Park consistent with all prevailing laws and the procedures set forth in this Section.

SECTION 4. 2-55.3 General Procurement Procedure.

a. For purchases less than the Quotation Threshold:

- 1. Departments and other end-user entities of the Borough of Roselle Park must submit a completed requisition with substantiating materials attached to the Qualified Purchasing Agent who shall review the same for completeness. Upon approval of the requisition, a Purchase Order shall be generated and signed by the Chief Financial Officer, Assistant Treasurer, and Qualified Purchasing Agent, and delivered to the vendor associated with the provision of goods or services outlined within the initial requisition. Upon receipt of a signed Purchase Order and original invoice from the vendor, authorized representatives of end-user entities must certify the delivery of goods and services to the Department of Finance, who shall then present the claim for payment to the governing body.**

b. For purchases equal to or greater than the Quotation Threshold, but less than the Bidding Threshold:

- 1. Departments and other end-user entities of the Borough of Roselle Park must submit a completed requisition with at least two (2) competitive quotes, in accordance with N.J.S.A. 40A:11-6.1.a, to the Qualified Purchasing Agent who shall review the same for completeness. Upon approval of the requisition, a Purchase Order shall be generated and signed by the Chief Financial Officer, Assistant Treasurer, and Qualified Purchasing Agent, and delivered to the vendor associated with the provision of goods or services outlined within the initial requisition. Upon receipt of a signed Purchase Order from the vendor and original invoice, authorized representatives of end-user entities must certify the delivery of goods and services to**

the Department of Finance, who shall then present the claim for payment to the governing body.

c. For purchases greater than the Bidding Threshold:

- 1. Departments and other end-user entities shall determine the need for goods or services above the Bidding Threshold and submit technical specifications to the Qualified Purchasing Agent along with pricing estimates. This may include consultation with members of the governing body during budgeting stages, or as otherwise necessary.**
- 2. The Qualified Purchasing Agent shall compile and create a bidding package for consideration of prospective vendors, and shall advertise the receipt of sealed bids in accordance with N.J.S.A. 40A:11-23. Upon the receipt and opening of sealed bids, the Qualified Purchasing Agent shall make a recommendation to the governing body, in consultation with the end-user entity, for the award or rejection of bids in accordance with the provisions of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.**

Procurements considered of a “Public Works” nature, as defined by the New Jersey Local Public Contracts Law, shall be overseen and managed by the Borough Engineer, unless otherwise designated by the governing body, in consultation with the Qualified Purchasing Agent.

- 3. The governing body shall award all contracts in excess of the Bidding Threshold by Resolution. Upon receipt of a Resolution ordering contract award, a Purchase Order shall be generated and signed by the Chief Financial Officer, Assistant Treasurer, and Qualified Purchasing Agent, and delivered to the vendor associated with the provision of goods or services outlined within the Resolution. Upon receipt of a signed Purchase Order from the vendor and original invoice, authorized representatives of end-user entities must certify the delivery of goods and services to the Department of Finance, who shall then present the claim for payment to the governing body.**

SECTION 5. 2-55.4 Payment of Claims.

- a. The Chief Financial Officer shall compile and submit a complete and certified listing of claims for payment to the governing body for their approval at Regular and Special Open Public Meetings, as necessary.**
- b. Upon approval of claims by the governing body, the Chief Financial Officer shall ensure the prompt preparation of all checks for payment thereof. Checks shall be signed by the Chief Financial Officer, Borough Clerk, and Mayor, and thereafter mailed to claimants.**

SECTION 6. 2-55.5 Contract Signatories.

- a. **Contracts with a value less than the Bidding Threshold shall be signed and formally entered into by the Qualified Purchasing Agent on behalf of the Borough of Roselle Park.**
- b. **Contracts with a value equal to or greater than the bidding threshold, and any contracts requiring formal approval by the governing body, shall be signed and formally entered into by the Mayor on behalf of the Borough of Roselle Park.**

SECTION 7. 2-55.6 Environmentally Preferable Purchasing Policy.

- a. **It is the policy of the Borough of Roselle Park to institute practices that reduce waste by increasing procured product efficiencies and effectiveness. Products that are purchased are intended, to the extent practical, to minimize environmental impacts toxins, pollution, and hazards to worker and community health and safety. Products which include recycled content, exhibit durable and long-lasting qualities, conserve energy and water, use agricultural fibers and residues, reduce greenhouse gas emissions, use unbleached or chlorine free manufacturing processes, are lead-free and mercury-free, and use wood from sustainably harvested forests, are considered to be preferable as a matter of policy.**
- b. **It is the intent of the Borough of Roselle Park to encourage increased use of environmentally preferable products and services. Policy objectives, as intended by this subsection, are as follows:**
 - 1. **Conserve Materials.**
 - 2. **Minimize environmental impacts such as pollution and use of water and energy;**
 - 3. **Eliminate or reduce toxics that create hazards to workers and the community;**
 - 4. **Support strong recycling markets;**
 - 5. **Reduce materials that are routinely land filled or disposed of;**
 - 6. **Increase the use and availability of environmentally preferable products that protect the environment;**
 - 7. **Reward manufacturers and vendors with contracts that reduce environmental impacts in their production and distribution systems or services;**
 - 8. **Collect and maintain up-to-date information regarding manufacturers, vendors and other sources for locating/ordering environmentally preferable products;**
 - 9. **Create a model for successfully purchasing environmentally preferable products that encourages other purchasers in the market to adopt similar goals.**

- c. **The Borough of Roselle Park Green Team shall assist end-user Borough of Roselle Park agencies with research, evaluation, and implementation of environmentally conscious purchasing objectives. The Green Team shall specifically focus on objectives which include the evaluation and consideration of: recycled content products, non-toxic products, energy and water efficient products, natural resource management, pollution reduction, product packaging, and environmentally considerate construction.**
 - 1. **It is recognized that new technologies are constantly emerging, many of which reveal innovative methods for attaining the objectives outlined herein. Therefore, as deemed most practical, the specifications for review and implementation of the same shall be more specifically set forth by Resolution of the governing body.**
 - 2. **As applicable, successful bidders shall certify, in writing, that the environmental attributes claimed in competitive bids are accurate.**
- d. **The priority of the Borough of Roselle Park shall be the health and safety of workers and citizens of the municipality and shall take precedence over all other policies and practices.**

Nothing contained in this policy shall be construed as requiring a department, purchaser or contractor to procure products that do not perform adequately for their intended use, exclude adequate competition, or are not available at a reasonable price in a reasonable period of time. Furthermore, nothing contained in this policy shall be construed as requiring the Borough of Roselle Park, department, purchaser or contractor to take any action that conflicts with local, state or federal requirements.

SECTION 8. Invalidation.

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 9. Inconsistent Ordinances Repealed.

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

SECTION 10. 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 11. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective on January 1, 2019.

ORDINANCE NO. 2557

AN ORDINANCE AMENDING CHAPTER II, ARTICLE VI, "ADMINISTRATION, ADMINISTRATIVE POLICIES AND PROCEDURES" OF THE CODE OF THE BOROUGH OF ROSELLE PARK, INSERTING SECTION 2-63 TO BE ENTITLED, "HIRING OF BOROUGH EMPLOYEES"

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 VI of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. ~~RESERVED.~~
2-63 HIRING OF BOROUGH EMPLOYEES.

SECTION 2. **2-63.1 Purpose.**

The purpose of the forgoing section of the Code shall be to establish the general processes and procedures followed by the governing body and Department Heads when hiring employees of the Borough of Roselle Park.

SECTION 3. **2-63.2 Hiring Authority.**

All employees of the Borough of Roselle Park shall be formally hired by Resolution of the governing body of the Borough of Roselle Park in accordance with the provisions of N.J.S.A. 40A:60-1 et seq.

SECTION 4. **2-63.3 Interview and Vetting of Employees.**

- a. Prospective employees of the Borough of Roselle Park who are subject to appointment as a Department Head shall be solicited, interviewed and otherwise vetted by the governing body, or any committee thereof, in a manner considered to be the most advantageous to the Borough of Roselle Park.
- b. Prospective employees of the Borough of Roselle Park who are subject to appointment as staff-level personnel, or otherwise not a Department Head, shall be solicited, interviewed and otherwise vetted by the head of the department within which the individual may be appointed. Each Department Head shall be required to provide a written recommendation of all prospective hires, along with supporting documentation, to the governing body for their review prior to the final consideration of any appointment.
 1. Members of the governing body shall have no direct involvement in the vetting of staff-level employees, including the interview of prospective employees. Nothing in this Section shall be construed so as to preclude the governing body from consulting with Department Heads to discuss recommendations, including matters of budget, organization, efficiency and operation.

SECTION 5. **2-63.4 Limitations on Professional References.**

The Borough of Roselle Park shall not accept sitting members of the governing body, Department Heads, or other Borough employees as professional references for employment. Applications which contain any of the aforementioned individuals as references will not be considered.

SECTION 6. Invalidation.

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 7. Inconsistent Ordinances Repealed.

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

SECTION 8. 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 9. Effective Date.

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

ORDINANCE NO. 2558

AN ORDINANCE AMENDING CHAPTER II, ARTICLE IV, "ADMINISTRATION, BOARDS, COMMITTEES AND COMMISSIONS" OF THE CODE OF THE BOROUGH OF ROSELLE PARK, INSERTING SECTION 2-42 TO BE ENTITLED, "ROSELLE PARK GREEN TEAM"

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 IV of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. ~~RESERVED.~~
2-42 ROSELLE PARK GREEN TEAM.

SECTION 2. 2-42.1 Roselle Park Green Team Created.

There is hereby established within the Borough of Roselle Park the Roselle Park Green Team in accordance with the policies and requirements of the Sustainable Jersey certification program. The forgoing shall be intended to act in accordance with and otherwise supersede that which is set forth in Borough of Roselle Park Resolution 108-18.

SECTION 3. 2-42.2 Purpose: Mission, Goals and Objectives.

- a. The mission of the Roselle Park Green Team shall be to advise and recommend methods for improving municipal operations with environmentally friendly initiatives which are economically and environmentally sounds through research and evaluation.
- b. The goals of the Roselle Park Green Team shall be to submit reports and recommendations to the governing body which include:
 1. Initiatives involving the Borough of Roselle Park that keep with the Sustainable Jersey program.
 2. Plans, programs, and educational opportunities that support the creation of a sustainable community.
 3. Suggested best practices for more environmentally conscious municipal operations.
- c. The objectives of the Roselle Park Green team shall include:
 1. Collaborating with Borough employees, service providers, and other governmental agencies to share resource information and ideas consistent with its mission.
 2. Encouraging participation of all community stakeholders to solicit ideas on green initiatives.
 3. Researching and analyzing green initiatives which are environmentally and financially practical.

SECTION 4. 2-42.3 Composition.

- d. The Roselle Park Green Team shall consist of not more than forty (40) members, who shall be residents or employees of the Borough of Roselle Park, appointed by the Mayor and confirmed by the Borough Council for the following terms:**
- 1. All forty (40) members shall be appointed for an initial term expiring on December 31, 2019.**
 - 2. Upon the completion of the initial term, all members shall be appointed for a term of two (2) years, expiring on December 31st of each second year after December 31, 2019.**
- e. Any vacancy on the Roselle Park Green Team which occurs during the unexpired term shall be filled by appointment as outlined herein for the unexpired term only.**
- f. The leader of the Roselle Park Green Team shall be appointed from amongst the general membership by the Mayor and confirmed by the Borough Council for the same term as all other members. Such individual shall also serve as the Borough of Roselle Park's agent for Sustainable Jersey Municipal Certification.**
- g. The governing body may remove any members of the Roselle Park Green Team for cause, on written charges served upon the member and after a hearing therein at which the member shall be entitled to be heard in person or by counsel. Reasoning for a removal for cause may include, but shall not be limited to, a continued absence of a member for five (5) consecutive meetings (regular or special meetings) of the Roselle Park Green team without good cause shown.**
- h. The Roselle Park Borough Council shall appoint one of its members to be a liaison to the Roselle Park Green Team for a term of one (1) year, which expires on December 31st of that year.**

SECTION 5. Invalidation.

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 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 in accordance with the law. All appointments made to the Roselle Park Green Team in accordance with Roselle Park Resolution 108-18, prior to the effective date of this Ordinance, shall be considered valid and in full effect until December 31, 2019.

ORDINANCE NO. 2559

AN ORDINANCE PROVIDING FUNDING FOR ACQUISITION OF RECREATIONAL EQUIPMENT, BIKE PATH IMPROVEMENTS, BANDSTAND AND TREES FOR THE BOROUGH OF ROSELLE PARK, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING \$160,000.00 FOR SUCH PURPOSE

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

SECTION 1. The Borough of Roselle Park, in the County of Union, New Jersey, authorizes the acquisition of recreational equipment, bike path improvements, bandstand and trees for the Borough of Roselle Park to be funded from the sources specified in Section 2 of the Ordinance.

SECTION 2. The amount of \$160,000.00 is hereby appropriated for the purposes stated in Section 1 of this Ordinance and which amount was funded from a grant from the Union County Kids Recreation Trust Fund Grant in the amount of \$35,000.00, another grant from Union County Greening Union County in the amount of \$5,000.00 and from Capital Surplus in the amount of \$120,000.00.

SECTION 3. In connection with the purpose and the amount authorized in Sections 1 and 2 hereof, the Borough determines the purpose described in Section 1 hereof is not a Current Expense and is an improvement which the Borough of Roselle Park may lawfully make as a general improvement.

SECTION 4. All Ordinances or parts of Ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 5. This Ordinance shall become effective upon passage and publication in accordance with the law.

RESOLUTIONS

RESOLUTION NO. 332-18

WHEREAS, NJDOT submitted an amendment to Utility Agreement No. UECA-6-Rt. 28 Grove Street to Highland Avenue 124210 to the Borough of Roselle Park for execution by the Borough relating to the possible relocation of certain sanitary sewer facilities on Route 28 between Grove Street to Highland Avenue in the Borough of Roselle Park, Union County; and,

WHEREAS, the initial Utility Agreement No. UECA-6-Rt. 28 was executed by virtue of the adoption of Borough of Roselle Park Resolution 147-16; and,

WHEREAS, the Borough Engineer has reviewed said agreement and finds it acceptable as it protects the interests of the Borough during design and construction of said project, and reimburses the Borough for the cost of engineering services in connection with its review of the design and construction plans up to One Thousand & 00/100 Dollars (\$1,000.00).

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby authorizes, ratifies, and confirms the actions of Robert Krahnert, Assistant Superintendent of Public Works in executing an amendment to Agreement No. UECA-6-Rt. 28 between the NJDOT and the Borough of Roselle Park for the possible relocation of certain sanitary sewer facilities in connection with the construction of the above referenced project.

RESOLUTION NO. 333-18

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 Michael Maiorelli from the position of Alternate Crossing Guard effective November 21, 2018.

RESOLUTION NO. 334-18

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 Thomas Thompson from the position of Crossing Guard effective December 3, 2018.

RESOLUTION NO. 335-18

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby promote Alternate Crossing Guard Gerald E. Vitale to the position of Crossing Guard to be paid \$67.26 per day effective immediately.

RESOLUTION NO. 336-18

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey does hereby accept the retirement of Harold Breuninger from the position of Sergeant in the Roselle Park Police Department effective February 1, 2019.

RESOLUTION NO. 337-18

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Roselle Park Police Department be and is hereby authorized and directed to cover the parking meters in the downtown business area for the holiday season from December 14, 2018 to January 4, 2019.

RESOLUTION NO. 338-18

WHEREAS, Local Finance Notice 2015-20 provided guidance to municipalities and school districts relating to a adjusted bidding thresholds, promulgated by the Governor of the State of New Jersey, that went into effect July 1, 2015; and,

WHEREAS, such promulgation includes the provision of a maximum bidding threshold for municipalities without a Qualified Purchasing Agent to be seventeen thousand five-hundred dollars (\$17,500.00), and the provision of a maximum bidding threshold for municipalities with a Qualified Purchasing Agent to be forty thousand dollars (\$40,000.00); and,

WHEREAS, effective October 1, 2018 the Borough of Roselle Park retained a Qualified Purchasing Agent to oversee purchasing operations for the municipality; and,

WHEREAS, pursuant to New Jersey State Statute and direction of the Division of Local Government Services within the State of New Jersey Department of Community Affairs, the Borough of Roselle Park may implement the bidding threshold associated with municipalities retaining a Qualified Purchasing Agent; and,

WHEREAS, it is the recommendation of the Borough's Qualified Purchasing Agent, Andrew J. Casais, that the governing body formally implement the bidding threshold of forty thousand dollars (\$40,000.00), as promulgated by the Governor, with a quotation threshold of fifteen percent (15%) of that amount, six thousand dollars (\$6,000.00), pursuant to N.J.S.A. 40A:11-6.1(a), with a policy effective date of January 1, 2019.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that procurement thresholds of the Borough of Roselle Park shall be established in accordance with the recommendations of the Qualified Purchasing Agent of the Borough of Roselle Park and the promulgation of the Governor of the State of New Jersey so as to set the Bidding Threshold of the Borough of Roselle Park as forty thousand dollars (\$40,000.00), and the Quotation Threshold as fifteen percent (15%) of the Bidding Threshold, six thousand dollars (\$6,000.00), pursuant to N.J.S.A. 40A:11-6.1(a), with a policy effective date of January 1, 2019; and,

BE IT FURTHER RESOLVED that the Qualified Purchasing Agent is hereby directed to effectively distribute this policy to all departments of the Borough of Roselle Park.

RESOLUTION NO. 339-18

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 Connie Baña from the Community Center Committee effective November 28, 2018.

RESOLUTION NO. 340-18

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey does hereby accept the retirement of Paul W. Morrison from the position of Chief of Police in the Roselle Park Police Department effective March 1, 2019.

RESOLUTION NO. 341-18

WHEREAS, the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey, have adopted an Ordinance implementing a five-year tax abatement program for improvements made to single family and multi-family dwellings; and,

WHEREAS, the ordinance provides that a tax abatement shall not be granted unless approved by Resolution of the Borough Council; and,

WHEREAS, application for tax abatement has been received from the following:

| Name | Address | Block | Lot |
|----------------|---|-------|-----|
| Jorge Casalins | 122 Bender Avenue, Roselle Park, New Jersey 07204 | 1109 | 23 |

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 application listed above for abatement is hereby granted according to the terms of the Ordinance.

RESOLUTION NO. 342-18

WHEREAS, Michele McGlynn LoManto of 28 East Grant Avenue, Roselle Park, New Jersey 07204 was appointed as Clean Communities Coordinator of the Borough of Roselle Park for the year 2018 through the passage of Resolution 3-18; and,

WHEREAS, the governing body wishes to revise the term of appointment for Michele McGlynn LoManto as Clean Communities Coordinator to reflect one that is indefinite and terminable only for cause or resignation; and,

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 term of Michele McGlynn LoManto as Clean Communities Coordinator of the Borough of Roselle Park is hereby amended so as to reflect one that is indefinite, terminable only for cause or resignation; and,

BE IT FURTHER RESOLVED that the above shall constitute the only change to Resolution 3-18 without any change to total compensation or the need for further certification as to the availability of funds.

RESOLUTION NO. 343-18

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the hourly rate of pay of Michael Powers, Class II Special Law Enforcement Officer of the Borough of Roselle Park, be and is hereby increased to \$25.00 per hour effective immediately.

RESOLUTION NO. 344-18

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

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

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$5,500.00 which item is now available as a revenue from the 2018 Drive Sober or Get Pulled Over Year End Holiday Crackdown Grant pursuant to the provisions of statute; and,

BE IT FURTHER RESOLVED, that the like sum of \$5,500.00 is hereby appropriated under the caption of the 2018 Drive Sober or Get Pulled Over Year End Holiday Crackdown Grant; and,

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

RESOLUTION NO. 345-18

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, that pursuant to the provisions of Ordinance 2430, Ordinance 2520 and Ordinance 2540, the annual 2019 salaries of certain officials and employees of the Borough of Roselle Park hereinafter named, be and are hereby fixed in the following amounts set forth opposite each name respectively, and salaries to be effective January 1, 2019 unless an alternative effective date is specified herein:

| Title | 2.00% Effective 1/1/2019 |
|-------------------------------|--------------------------|
| Qualified Purchasing Agent | \$ 15,300.00 |
| Economic Development Director | \$ 85,680.00 |
| Municipal Court Administrator | \$ 81,600.00 |
| Assistant Treasurer – K.L. | \$ 51,000.00 |
| Animal Control Officer | \$ 7,650.00 |

RESOLUTION NO. 346-18

WHEREAS, the Municipal Land Use Board (hereinafter, "Land Use Board") of the Borough of Roselle Park (hereinafter, "Borough") held a Regular Meeting on Monday, November 5, 2018 where the West Webster Avenue Area 1 Redevelopment Plan (the "Plan"), encompassing Block 506, Lots 2, 3, 4 and 5 of the tax map of the Borough, dated October 2018 was reviewed as referred by the Mayor and Council (hereinafter, "Governing Body") in Resolution 308-18; and,

WHEREAS, the Land Use Board of the Borough adopted Resolution 2018-009, formalizing its recommendations in accordance with N.J.S.A. 40A:12A-7(e) to the Governing Body regarding the Plan; and,

WHEREAS, the Governing Body wishes to incorporate certain recommendations of the Land Use Board into the Plan as referenced in Resolution 2018-009.

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 October 2018, referred in Resolution 308-18, be amended to effectuate and incorporate the following recommendation of the Land Use Board of the Borough:

Land Use Board Resolution: 2018-009

Recommendation No.: 1 of 4

Recommendation: "Shared parking should not be automatically allowed in this Plan. The Board suggests the issue of shared parking remain an issue for the Board's consideration and something to be determined on a case by case basis."

RESOLUTION NO. 347-18

WHEREAS, the Municipal Land Use Board (hereinafter, "Land Use Board") of the Borough of Roselle Park (hereinafter, "Borough") held a Regular Meeting on Monday, November 5, 2018 where the West Webster Avenue Area 1 Redevelopment Plan (the "Plan"), encompassing Block 506, Lots 2, 3, 4 and 5 of the tax map of the Borough, dated October 2018 was reviewed as referred by the Mayor and Council (hereinafter, "Governing Body") in Resolution 308-18; and,

WHEREAS, the Land Use Board of the Borough adopted Resolution 2018-009, formalizing its recommendations in accordance with N.J.S.A. 40A:12A-7(e) to the Governing Body regarding the Plan; and,

WHEREAS, the Governing Body wishes to incorporate certain recommendations of the Land Use Board into the Plan as referenced in Resolution 2018-009.

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 October 2018, referred in Resolution 308-18, be amended to effectuate and incorporate the following recommendation of the Land Use Board of the Borough:

Land Use Board Resolution: 2018-009

Recommendation No.: 2 of 4

Recommendation: "The Plan should provide more clarity as to who maintains the lighting at the premises forth [sic] in the plan."

RESOLUTION NO. 348-18

WHEREAS, the Municipal Land Use Board (hereinafter, "Land Use Board") of the Borough of Roselle Park (hereinafter, "Borough") held a Regular Meeting on Monday, November 5, 2018 where the West Webster Avenue Area 1 Redevelopment Plan (the "Plan"), encompassing Block 506, Lots 2, 3, 4 and 5 of the tax map of the Borough, dated October 2018 was reviewed as referred by the Mayor and Council (hereinafter, "Governing Body") in Resolution 308-18; and,

WHEREAS, the Land Use Board of the Borough adopted Resolution 2018-009, formalizing its recommendations in accordance with N.J.S.A. 40A:12A-7(e) to the Governing Body regarding the Plan; and,

WHEREAS, the Governing Body wishes to incorporate certain recommendations of the Land Use Board into the Plan as referenced in Resolution 2018-009.

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 October 2018, referred in Resolution 308-18, be amended to effectuate and incorporate the following recommendation of the Land Use Board of the Borough:

Land Use Board Resolution: 2018-009

Recommendation No.: 3 of 4

Recommendation: "The Plan should (if appropriate) add language addressing affordable housing."

RESOLUTION NO. 349-18

WHEREAS, the Municipal Land Use Board (hereinafter, "Land Use Board") of the Borough of Roselle Park (hereinafter, "Borough") held a Regular Meeting on Monday, November 5, 2018 where the West Webster Avenue Area 1 Redevelopment Plan (the "Plan"), encompassing Block 506, Lots 2, 3, 4 and 5 of the tax map of the Borough, dated October 2018 was reviewed as referred by the Mayor and Council (hereinafter, "Governing Body") in Resolution 308-18; and,

WHEREAS, the Land Use Board of the Borough adopted Resolution 2018-009, formalizing its recommendations in accordance with N.J.S.A. 40A:12A-7(e) to the Governing Body regarding the Plan; and,

WHEREAS, the Governing Body wishes to incorporate certain recommendations of the Land Use Board into the Plan as referenced in Resolution 2018-009.

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 October 2018, referred in Resolution 308-18, be amended to effectuate and incorporate the following recommendation of the Land Use Board of the Borough:

Land Use Board Resolution: 2018-009

Recommendation No.: 4 of 4

Recommendation: "The Plan seems to use Shall, should and strongly encourages interchangeably or otherwise haphazardly. This Board would like the Borough to review same and ensure that the usage is deliberate."