

Borough of Roselle Park Regular Meeting of December 6, 2007

Attendee Name	Organization	Title	Status	Arrived
Ricky Badillo	Borough of Roselle Park	Councilman	P	7:30 PM
Loren Harms	Borough of Roselle Park	Councilman	P	7:30 PM
Rick Matarante	Borough of Roselle Park	Councilman	A	-
Rob Rubilla	Borough of Roselle Park	Councilman	P	7:30 PM
Larry Dinardo	Borough of Roselle Park	Councilman	P	7:30 PM
Michael Yakubov	Borough of Roselle Park	Councilman	P	7:30 PM
Joseph DeIorio	Borough of Roselle Park	Mayor	P	7:30 PM

Mayor DeIorio called the meeting to order at 7:30 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 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.

Mayor DeIorio invited newly elected Councilwoman-Elect Larissa Chen-Hoerning and Councilman-Elect Modesto Miranda up to the dais.

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

Councilman Harms moved to interrupt the regular order of business for the adoption of Resolution 251-07, promoting the new Police Chief, seconded by Councilman Badillo.

Councilman Badillo moved the following resolution, seconded by Councilman Harms.

RESOLUTION NO. 251-07

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that Paul Morrison be and is hereby promoted to the position of Chief of Police effective January 1, 2008 at the annual salary of \$107,000.00.

✓ Vote Record – Resolution 251-07					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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	Withdrawn	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"/>
	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Mayor DeIorio welcomed the new Police Chief Paul Morrison and conducted the swearing in ceremony.

Chief Morrison thanked the Mayor and Council and said that he will serve the community to the best of his ability. He also thanked his family for their continued support.

Retiring Police Chief Warren Wielgus said Chief Morrison will do a wonderful job and wished him the best of luck in his new position.

Councilman Badillo said Paul has worked very hard and has earned this. He congratulated and thanked him saying he will do a great job.

Councilman Rubilla congratulated Paul Morrison and they appreciate his service to the Borough.

Councilman Yakubov congratulated Chief Morrison on his promotion saying he will do a wonderful job.

Councilman Harms congratulated Chief Morrison on his promotion.

Mayor DeIorio thanked everyone for being present at the swearing in of the new Police Chief Paul Morrison.

COMMUNICATIONS

None

REPORT AND RESOMMENDATIONS OF MAYOR

- Mayor DeIorio said on Thursday, December 27th there will be a Redevelopment Meeting held in Council Chambers at 6:30 p.m.
- He said the new revised code book will be online in January and he thanked the Borough Clerk for her efforts in working on this project.

REPORTS OF STANDING COMMITTEES AND OTHER MAYOR AND COUNCIL COMMITTEES

Councilman Yakubov

- He said the Police have been on Colfax and Webster Avenues monitoring speeding.
- He said he is still working with the Board of Education to remove the graffiti signs that are causing an eyesore by the tennis courts.
- He said he spoke to Wessex Management that handles Woodside and Webster Gardens and asked how they are handling the snow removal for their tenants.
- He said in reference to the Neighborhood Watch that he had a resident from Valley Road contact him about an abandoned car.

- He thanked everyone that participated in the Holiday Parade and the Rotary Breakfast.

Mayor DeIorio said on December 20th there will be a meeting with the Catholic Charities and they will give a presentation on senior housing.

Councilman Rubilla

- Councilman Rubilla thanked Warren Wielgus for his years with the Borough and wished his wife and him well in all future endeavors.

Councilman Badillo

- He congratulated Mo Miranda and Larissa Chen-Hoerning on their Council election. He also thanked Councilman Rubilla for his years of service to Roselle Park.
- He attended a wrestling dinner in Kenilworth which was very successful.
- He attended the Middle School wrestling meeting and there will be a Middle School wrestling tournament.
- Solar do Minho will host a wrestling dinner in honor of Mark Grosso.
- He thanked the Police Department; there have been more people pulled over on Chestnut for not stopping for pedestrians.
- He said he attended the Rotary Breakfast.
- He thanked the Fire Department for the tremendous job they did at the Chestnut Street fire.

Councilman Dinardo

- He said he attended the Tree Lighting Ceremony and the Holiday Parade. He thanked Karen Intile for all the work she has done on the parade.
- He said the code book codification has been worked on for a long time and it is nice to see that be completed.
- He congratulated Robert Gordon on their 100th year anniversary.

REPORTS OF DEPARTMENTS

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

- Engineer's Report for December 6, 2007
- Treasurer's Report for October 2007
- Municipal Court Report for November 2007
- Police Chief's Report for November 2007
- DPW Report for November 2007

Borough Engineer – Tom Solfaro

- He said the Governing Body awarded the contract for the Chester Avenue Reconstruction; Elm Street and Lincoln Avenue Drainage to Jenicar Builders of Kearny, NJ.
- He said the Governing Body awarded the contract for the Madison Avenue Reconstruction to Cifelli & Son General Contractor of Nutley, NJ. He said the contractor completed this work including punch list items, and we are awaiting final quantities from Cifelli to close out this project.
- He said they submitted the Statewide General Permit Application packet to the NJDEP for their review and the NJDEP returned the application with a request the Borough will notify all property owners within 200 feet of the project. He said they have forwarded a sample copy of the Residents Notice Letter along with a list of property owners to the Borough Clerk and upon completion of the mailings we will forward the green slips to the NJDEP for further processing.
- He said the Governing Body approved their proposal for the Webster Avenue (DPW Yard to Laurel Ave) Sanitary Sewer Replacement, which included design and construction management services. He said they have finalized our design and await confirmation to meet with the NJDEP to discuss the need for a Treatment Works Approval Permit. Once they meet with the NJDEP, they can further advise the Governing Body on how quickly they can proceed with public bidding this project.
- He said the Borough accepted bids for the First Aid Squad Emergency Generator on Tuesday, October 16th and the lowest of the three bids was submitted by Industrial Electric Service of Hackensack, NJ. Upon authorization to proceed by the Governing Body, they will set up a preconstruction meeting and commence work.
- He said the Governing Body approved their proposal to prepare a Stormwater Management Plan. He said they have addressed the Annual Report and questionnaire presented by the NJDEP, and they have addressed the Union County Engineer's comments and submitted for their review. Upon review and acceptance of this plan by the County Engineer, the Borough can subsequently adopt this new plan along with the Illicit Connection Ordinance which has not yet been adopted. They recommend the Borough adopt a Mitigation Plan as addressed in the State's Guidance Material for the purpose of identifying problem areas within the Borough, and allows the Borough to grant variances to a developer which in turn the developer would be subject to correcting same.
- He said the Borough Clerk re-advertised for public bids since there were no bids presented on September 19, 2007 and the Borough accepted bids on Tuesday, October 16th. The lowest of the two bids was submitted by Jo-Med Contracting Corporation. Upon authorization by the Governing Body, they will set up a preconstruction meeting and commence work.
- He said the Governing Body awarded a contract for the Faitoute Fire Station Bathroom Renovations to Altec Building Systems of Point Pleasant. The contractor has substantially completed the work under his contract along with the change order items the Governing Body approved. He said they have issued a punch list, and anticipate these items will be finalized by next week, at which point we will close out this project.

- He said as requested by the Governing Body they investigated the resident complaint at 237 Avenue whereby the frontage of this property was prone to flooding. Storm maps and our field inspection revealed there exists a storm sewer along the street right-of-way, and the flooding problem can be alleviated by installing a new inlet along the curblin and connect to the existing chamber in front of house number 237 Sherman Avenue. He said they anticipate the cost to be approximately \$15,000.00, and upon confirmation by the Borough CFO that funds are available, they will solicit quotes for this work.

Borough Attorney – Bill Lane

- He said there is a mediation with Guarriello and Dec vs. Roselle Park, LLC.
- He reported on the status of acquiring property for Senior Housing. He said the Borough currently has five possible sites for Senior Housing: A& B Auto Glass on Valley Road; property on W. Webster Avenue (behind Webster Gardens) which is owned by Conrail; property on Valley Road; and property next to the Casano Center. They will also meet with the Catholic Charities regarding this issue.

PUBLIC COMMENT

Councilman Harms moved at 8:30 p.m. to open the public comment portion of the meeting; seconded by Councilman Badillo and adopted.

Jacob Magiera, 612 Sheridan Avenue

- He acknowledged December 7th as Pearl Harbor Day.
- He asked if the town has received any compensation from the promoter for the businesses on Chestnut Street for the Street Fair.
- He suggested that red flags be put on people's mailboxes so the mail can be picked up and seniors would not have to walk to the mailbox.
- He asked about the inside drain pipes at Leberco property on Hawthorne Street.
- He asked how much the Christmas Decorations cost.

Chief Financial Officer Blum said the cost for putting them up, removing them and storage is \$14,000.

- Mr. Magiera asked if there are any legal issues that have been resolved that can now be discussed.
- He asked for clarification of Ordinance #2229.
- He asked about shared services between towns and schools.
- He asked how much money was received last year from the Comcast franchise fees.
- He asked for an update on the bridges in town pertaining to the cleaning up of pigeon droppings.

Councilman Rubilla said the painting of the bridges has been addressed, but they have not yet received affirmation from Conrail. He said they wanted to put signs up to cover the

entire surface of the bridge. He said because there is rust and a certain amount of erosion, the Code Enforcement Officer would not let that happen. He said that is still being worked out. He said regarding the pigeon droppings and method of clean up will be referred to DPW Chairman Councilman Harms.

- Mr. Magiera said all Councilmembers should have his report from the NJ Coalition Against Air Noise.

Glen Marzewski, 622 Sherman Avenue

- He asked about the Borough sewer system and how much it can handle.
- He asked if everyone is aware of the MERSA outbreak that has recently been in the newspaper.

Bob Zeglarski, Sr., 521 Chester Avenue

- He thanked everyone for their support and participation of the Rotary Pancake Breakfast.

There being no one else wishing to speak, Councilman Harms moved the close the public portion, seconded by Councilman Badillo and adopted.

CERTIFICATES/PROCLAMATIONS

Certificates

- Bill Smith

REPORTS OF DEPARTMENTS – (Continued)

Borough Clerk – Doreen Cali

- She said the County is sending someone in to assist the Clerk's Office with a free service in tagging records that can be destroyed.
- She said she will be emailing the Governing Body a copy of the proposed Interlocal Agreement between the County of Union and Roselle Park for information technology and support services.

Councilman Badillo thanked Ms. Cali for her hard work on the IT services. He said he had the opportunity to meet with the Catholic Charities and thanked her for her work on that as well.

Chief Financial Officer – Ken Blum

- He said on behalf of his wife and himself he thanked everyone for their thoughts and prayers.

Superintendent of Public Works – Frank Wirzbicki

- He said there were some issues with the residents leave pickup.
- He said there was a sewer problem between Roosevelt Street and Willow Avenue. It was checked out to make sure it had not collapsed.

Mayor DeIorio congratulated Mr. Wirzbicki for his receipt of the National Award of Superintendent of the Year in Atlantic City from the Public Works Association.

MINUTES TO BE APPROVED PENDING ANY CORRECTIONS

Councilman Harms moved to approve the following minutes; seconded by Councilman Badillo.

✓ Vote Record - Minutes Acceptance of November 8, 2007					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

✓ Vote Record - Minutes Acceptance of November 19, 2007					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

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

PUBLIC PORTION COMMUNITY BLOCK GRANT HEARING

Councilman Harms moved to open the public portion of the Community Development Block Grant Hearing Year 34 Projects, seconded by Councilman Badillo, all members present voting Aye, said motion was adopted.

Mayor DeIorio said the following projects are for consideration in this year’s Community Development Block Grant:

- Senior Citizen Social Services Program for \$40,000.
- Senior Citizens Handyman Program for \$2,000.
- ADA door installation at Borough Hall and at the Borough Library for \$30,000 each.
- Laurel Avenue paving from Seaton Avenue to Webster Avenue for \$108,270.

- ADA surface compliance at Acker Park for \$195,600.
- ADA surface compliance for Aldene Park for 105,450.

Jacob Magiera, 612 Sheridan Avenue

- Mr. Magiera asked if there is still sewer money available from the Community Development Block Grant.

There being no one else wishing to speak Councilman Harms moved to close the public portion of the Community Development Block Grant Hearing, all members present voting Aye, said motion was adopted.

Passage of Ordinances

Second Reading and Public Hearing

ORDINANCE NO. 2227

AN ORDINANCE AMENDING CHAPTER 51, ARTICLE IV, SECTION 51-15
OF THE CODE OF THE BOROUGH OF ROSELLE PARK

Councilman Harms moved to open the public hearing on Ordinance #2227; seconded by Councilman Badillo and adopted.

Jacob Magiera, 612 Sheridan Avenue

- He asked that the ordinance be elaborated on.

Chief Financial Officer Blum said this ordinance is for third party police pay for outside duty jobs. He said it is increasing the hourly rates for 2008, 2009 and 2010; it was part of their contract negotiations formalized in this ordinance.

There being no one else wishing to speak, Councilman Harms moved to close the public hearing; seconded by Councilman Badillo and adopted.

Councilman Harms moved that Ordinance #2227 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Badillo.

✓ Vote Record – Ordinance 2227					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Tabled	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCE NO. 2228

AN ORDINANCE FIXING THE SALARIES FOR PERSONNEL IN THE
ROSELLE PARK POLICE DEPARTMENT IN THE COUNTY OF UNION,
STATE OF NEW JERSEY, FOR THE YEARS 2006, 2007, 2008, 2009 AND 2010

Councilman Harms moved to open the public hearing on Ordinance #2228; seconded by Councilman Yakubov and adopted.

Jacob Magiera, 612 Sheridan Avenue

- He asked that this ordinance be elaborated on.

Mayor DeIorio said this ordinance is in the conclusion of the negotiations with our Superior Officers. He said they went as far as arbitration to resolve this five year contract.

There being no one else wishing to speak, Councilman Harms moved to close the public hearing; seconded by Councilman Badillo and adopted.

Councilman Harms moved that Ordinance #2228 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Yakubov.

✓ Vote Record – Ordinance 2228		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCE NO. 2229

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2220
WITH RESPECT TO VARIOUS CAPITAL IMPROVEMENTS FINALLY
ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF
ROSELLE PARK, NEW JERSEY ON OCTOBER 4, 2007

Councilman Harms moved to open the public hearing on Ordinance #2229; seconded by Councilman Badillo and adopted.

There being no one else wishing to speak, Councilman Harms moved to close the public hearing; seconded by Councilman Badillo and adopted.

Councilman Harms moved that Ordinance #2229 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Badillo.

✓ Vote Record – Ordinance 2229					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Introduction

ORDINANCE NO. 2230

AN ORDINANCE ADOPTING A REVISION AND CODIFICATION OF THE ORDINANCES OF THE BOROUGH OF ROSELLE PARK, IN THE COUNTY OF UNION, NEW JERSEY

WHEREAS, the Mayor and Borough Council of the Borough of Roselle Park in the County of Union, State of New Jersey, has caused its ordinances of a general and permanent nature to be amended and supplemented and to be compiled and revised and embodied in a revision and codification known as "The Revised General Ordinances of the Borough of Roselle Park, 2007."

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF ROSELLE PARK, UNION COUNTY, NEW JERSEY, AS FOLLOWS:

Section 1. The ordinances of the Borough of Roselle Park in the County of Union, New Jersey, of a general and permanent nature, as codified, in Chapters I through Chapter XL, are hereby ordained as "The Revised General Ordinances of the Borough of Roselle Park, 2007."

Section 2. All of the provisions of "The Revised General Ordinances of the Borough of Roselle Park, 2007," shall be in force and effect on and after the effective date of this ordinance.

Section 3. All ordinances of a general and permanent nature, adopted by the Mayor and Borough Council (hereafter referred to as the "Council") and in force on October 4, 2007, and not contained in "The Revised General Ordinances of the Borough of Roselle Park, 2007," are hereby repealed from and after the effective date of this ordinance, except as hereafter provided in Section 4.

Section 4. The repeal provided for in Section 3 of this ordinance shall not affect:

- a. Any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or occurring before the effective date of this ordinance;
- b. Any prosecution, action, suit or other proceeding pending or any judgment rendered on or prior to the effective date of this ordinance;
- c. Any right of franchise conferred by the Council;
- d. Any right, right-of-way or easement acquired or established in any street, road, highway or other public place within the Borough;
- e. Any ordinance of the Borough providing for laying out, opening, altering, widening, relocating, straightening, acceptance or vacation of any street, road or highway within the Borough;
- f. Any ordinance or resolution of the Borough promising or guaranteeing the payment of money by or for the Borough or authorizing the issuing of bonds or other evidence of the Borough's indebtedness, or any contract of or obligation assumed by the Borough;

g. The annual budget appropriation ordinances or resolutions, and all ordinances and resolutions appropriating or transferring funds;

h. The administrative ordinances or resolutions of the Council not in conflict or inconsistent with the provisions of this Code;

i. Any ordinance or resolution of the Council fixing compensation or salaries of the Borough officials and employees or the pay and compensation of positions and clerical employments which are not provided for in this Code and which are not in conflict or inconsistent therewith;

j. Any ordinance or resolution of the Council creating employments, positions or offices and fixing duties therefor which are not provided for in this Code and which are not in conflict or inconsistent therewith;

k. Concerning the Traffic Chapter, any other provision of this ordinance to the contrary notwithstanding, the repeal provided for in Section 3 of this ordinance shall not become effective with respect to any ordinance regulating traffic or parking on the public streets or highways until the traffic and parking chapters of this Code are finally approved by the Commissioner of the New Jersey Department of Transportation, and said chapters shall not take effect until finally approved by the Commissioners as aforesaid;

l. Ordinances adopted by the Board of Health of the Borough of Roselle Park;

m. Any ordinances of the Borough Council adopted upon final passage after the 4th day of October, 2007.

Section 5. The effects of proposed changes contained in the Code are listed below:

Chapter I: General Provisions. Most of Chapter I is new. Sections 1-1 through 1-4 are new. Section 1-1, Short Title, provides the official title of this Code. Section 1-2, Definitions, establishes definitions for use in the entire Code or when drafting future ordinances of the Borough. Section 1-3, Construction, provides rules of construction and interpretation of general terms used throughout this Code, as well as for all other ordinances adopted by the Borough of Roselle Park and Section 1-4 establishes the Divisions used in the Code.

Section 1-5, Penalty, contains the new penalty provisions as provided by Statute. The general penalty clause is applicable to the entire Code or any other ordinance adopted by the Borough Council. In subsection 1-5.1, Maximum Penalty, a maximum penalty of a fine not exceeding two thousand (\$2,000.00) dollars and/or imprisonment for a term not to exceed ninety (90) days and/or a period of community service not to exceed ninety (90) days is established in accordance with State Statutes. For violation of a housing or zoning ordinance, the penalty may not exceed one thousand two hundred fifty (\$1,250.00) dollars. Subsection 1-5.1 eliminates the need to restate the maximum penalty clause each time a new regulatory ordinance is adopted. Subsection 1-5.2, Minimum Penalty, provides a minimum fine of one hundred (\$100.00) dollars. Subsection 1-5.3, Powers of the Court, provides that the court shall have the power to impose a fine, imprisonment or community service, Subsection 1-5.4, Additional Fine for Repeat Offenders provides that additional fines may be imposed on any person who is convicted of the same violation within one (1) year of the date of the previous violation. Subsection 1-5.5, Default of Payment of Fine, provides that any person who defaults on payment of a fine may be imprisoned in the County Jail or be required to perform community service. Subsection 1-5.6, Violations of Housing or Zoning Codes; Time Permitted to Abate Condition; Hearing, provides for an abatement period of thirty (30) days if a fine greater than one thousand two hundred fifty (\$1,250.00) dollars is imposed. Subsection 1-5.7, Separate Violations, provides that each and

every day a violation exists shall constitute a separate violation. Subsection 1-5.8, Application, provides that the penalty is set at the discretion of the Judge of the Municipal Court.

Section 1-6, Severability, provides for the severability of unconstitutional or unenforceable Code provisions.

Section 1-7, is new and provides that the Code shall be maintained by the Municipal Clerk, provides that the Municipal Clerk shall keep the Code up-to-date and that the Governing Body shall provide for supplements to the Code.

Section 1-8, Additions and Amendments to Code, provides that all amendments or additions to the Code if adopted to be part of the Code shall be deemed to be incorporated and part of the Code.

Section 1-9, provides that copies of the Code may be purchased from the Municipal Clerk and Section 1-10 states that it is unlawful to improperly change, amend or alter the Code without authorization.

Chapter II: Administration. This Administrative Chapter has been organized into eight (8) articles as follows:

Article I	Mayor and Borough Council
Article II	Officers and Employees
Article III	Departments of the Local Government
Article IV	Boards, Committees and Commissions
Article V	Municipal Court
Article VI	Administrative Policies and Procedures
Article VII	Fees for Municipal Services
Article VIII	Guidelines for Photographing, Videotaping and Recording Public Meetings.

Article I, Mayor and Borough Council, is new and provides for the organization of the Governing Body. The establishment of rules of the Council, the powers of the Council, codification of ordinances, filling of a vacancy in elected office and the powers and duties of the Mayor. Provisions on wards and election districts are continued from the prior Code.

Section 2-2, Meetings of the Council, is new and provides for the organizational meeting and regular and special meetings of Council. The section contains the requirements for a quorum and the rules of procedures, and requires that all meetings shall comply with the Open Public Meetings Act.

Section 2-3, Powers and Duties of the Mayor, is new and states the statutory powers concerning meetings, voting, appointments, execution of the laws and supervision of the officers of the Borough.

Section 2-6, President of the Council, is new and provides for the election and duties of the President of Council.

Section 2-8, Municipal Clerk, provides the appointment, term, qualifications, powers and duties and compensation of the Municipal Clerk, and also provides for the appointment of a Deputy Municipal Clerk and the position of Clerk-Stenographer.

Section 2-9, Chief Administrative Officer, provides the establishment of the position, appointment, term, removal, acting position, qualifications, powers and duties.

In Section 2-10, Chief Financial Officer, the term of office was revised to agree with state statute.

Section 2-11, Tax Assessor, is new and provides for the appointment, qualifications, duties, salary and term of office.

Section 2-12, Tax Collector, is new and provides the appointment, duties, term, qualifications, certification required and duties.

In Section 2-13, Borough Attorney, state license requirements were added to Subsection 2-13.1.

Section 2-16, Borough Engineer, is continued from the 1980 Code.

Section 2-17, Auditor, is new.

Section 2-18, Local Historian, is continued from the 1980 Code.

Article III contains the Departments of the Local Government and includes the Police Department, Fire Department, Public Works and Code Enforcement.

Article IV contains Boards, Committees and Commissions and includes the general regulations, the Board of Health, Environmental Commission, Morses Creek Flood Control Commission, Public Assistance and Human Resources Board, Community Center Committee, Technology Commission, Recreation Committee

In Section 2-37 references to the Senior Citizen Services Commission were revised to refer to the Community Center Committee.

Section 2-39, Recreation Committee, was added by Borough Resolution No. 50-79.

Article V, Municipal Court, includes the Municipal Court provisions, Municipal Court Prosecutor, Public Defender and Municipal Court Administrator.

Article VI, Administrative Policies and Procedures contains Approval of Claims, Purchases through County Contracts, Length of Service Awards Program, Payment of Taxes and Assessments Prior to Payment of Fire Insurance Claims, Payment of Taxes Required Prior to Issuance of Permit or License and Reciprocal Agreement for Police Services.

Article VII contains Fees for Municipal Services. In Subsection 2-67.2 the Fees for Police Department escort services were established at twenty-five (\$25.00) per trip.

Article VIII contains guidelines for photographing, videotaping and recording public meetings.

Chapter III: Police Regulations. This chapter contains the regulations enforced by the Police Department which include regulations concerning alcoholic beverages in public places; registration of bicycles; graffiti; drug-free school zone map; DWI school safety zone map; littering and dumping; receptacles required; obscene materials; peace and good order; roller skates, roller blades, skateboards, scooters and other wheeled devices; shopping carts; regulation of vehicles; school property and playgrounds; and registered sex offender prohibition zones.

In many instances the violations and penalty provisions in this Code have been revised to refer to the General Penalty in Chapter I, Section 1-5.

In Subsection 3-2.3 the fee for a bicycle registration decal was established at one (\$1.00) dollar.

In Subsection 3-3.3, additional language was added to permit the Borough to cover graffiti.

In Subsection 3-7.9 the penalty for littering and dumping, requirement for receptacles, was revised to one thousand (\$1,000.00) dollars.

In Subsection 3-15.3, the penalty for violation of the school property and playgrounds regulations was revised to two hundred fifty (\$250.00) dollars.

Chapter IV: Licensing and Business Regulations. This chapter contains the requirements for licensing and regulation of business in the Borough of Roselle Park. Business regulations include Distribution of Advertising Materials; Alarm Devices; Filming; Landscaping and Lawn Maintenance; Livery, Limousines and Shuttle Buses; Massage Businesses; Peddlers, Canvassers

and Transient Merchants; Sale or Purchase of Used Jewelry, Used Electronic Devices, Used Auto-Parts and Used Metals; Billboards, Taxicabs; Towing and Storage; Food and Beverage Vending Machines.

In many instances the violations and penalty provisions in this chapter have been revised to refer to the General Penalty in Chapter I, Section 1-5.

In Subsection 4-1.2, the payment of past due taxes, penalties and fees were required to obtain a license.

In Subsection 4-4.7, the fee for a third false alarm was established at fifty (\$50.00) dollars; the fee for a fourth false alarm was established at seventy-five (\$75.00) dollars; provisions for waiver of the fees by the Police Chief were added.

In Subsection 4-9.3, a criminal history background check was added for massage business applications.

In Subsection 4-19.1 language was added concerning an additional two (2) year term for a towing license.

In Subsection 4-19.4 language was added to provide towing for Borough-owned vehicles.

Chapter V: Licensing and Regulation of Amusements and Entertainments. This chapter controls the licensing of Amusement Devices; Bingo and Raffle Licensing; Circuses, Shows, Exhibitions and Miniature Golf; Pool and Billiard Parlors; Coin-Operated Music Devices and Cabarets; Dances and Entertainment.

In many instances the violations and penalty provisions in this chapter have been revised to refer to the General Penalty in Chapter I, Section 1-5.

In Subsection 5-1.2 the language concerning license fees was revised for clarity.

In Subsection 5-1.3 reference to the Building Inspector was revised to refer to the Construction Official.

In Subsection 5-3.2, reference to the Committee on License and Transportation was revised to refer to the Mayor and Council.

The license fee for circuses, shows and exhibitions was revised in Subsection 5-3.3 to five hundred (\$500.00) dollars.

Chapter VI: Alcoholic Beverage Control. The existing Borough ordinances on this subject have been rearranged for purposes of topical sequence and new text material has been included.

New sections include Subsections 6-3.1, Laws Applicable; 6-3.2, Issuing Authority and 6-3.3, License Required.

Section 6-5, Suspension or Revocation of License is new.

Section 6-6, Persons Under the Legal Age, has been revised to prohibit a licensee from selling, serving, delivering any alcoholic beverage to any person under the legal age, and also to provide the penalty for persons under the legal age as contained in N.J.S.A. 33:1-81.

Chapter VII: Traffic. This chapter contains the Traffic Ordinances of the Borough placed in accordance with the model of organization that has been recommended by the State of New Jersey Division of Motor Vehicles. This chapter may not be enforced until approval is obtained from the Director of the Bureau of Traffic Engineering, New Jersey Department of Transportation. New and revised street regulations are included if they have been recommended by the Police Department or the New Jersey Department of Transportation and approved by the Bureau of Traffic Engineering of the Department of Transportation.

Chapter VIII: Animal Control. This chapter codifies the ordinances dealing with the licensing and control of dogs and cats and the feeding of wildlife on public lands.

Subsection 8-2.1 was added new to require that dogs be licensed.

Subsection 8-2.5 contains new language concerning dog licensing application content and information to be sent to the State Department of Health.

Subsection 8-2.7 contains new language concerning the disposition of the fees collected for a dog license.

Chapter IX: Library Regulations. The regulations adopted by the Borough Council concerning return of over-due books, damage to library property, use of fake information and issuance of a library card to a minor are included in this chapter.

Chapter X: Parks and Recreation Areas. Regulations concerning use of parks and recreation areas are contained herein.

In Subsection 10-3.3, the hours for use of tennis courts were revised to permit use from 6:00 a.m. to 10:00 p.m.

Chapter XI: Reserved.

Chapter XII: Personnel Policies. This chapter contains the personnel policies adopted by the Governing Body and includes terms of employment; insurance; disability; compensation for Police Officers; terminal compensation for Department Heads; retirement benefits; vacations and holidays; part-time employees; waiver of benefits; Alcohol and Drug Policy; Workplace Violence Policy and the prohibition of political fund-raising on public property.

Chapter XIII: Officers and Employees. This chapter contains positions established by ordinance citing the establishment of the position and powers and duties. These are the positions established by a separate ordinance.

A new Section 13-6, Salary, Compensation was added which is applicable to the entire chapter. This section provides that compensation shall be paid in twenty-six (26) installments.

Chapter XIV: Reserved.

Chapter XV: Reserved.

Chapter XVI: Building and Construction. This chapter contains the 1980 Code provisions of Chapter 92 establishing the Enforcing Agency for the State Uniform Construction Code and the building subcode fees.

Chapter XVII: Hotels and Multiple Dwellings. This chapter contains provisions for the maintenance of hotels and multiple dwellings as enforced by the Apartment House Inspector.

Chapter XVIII: Rental Housing. This chapter provides regulation for rental housing.

Chapter XIX: Property Maintenance. The property maintenance standards of the 1980 Code are continued herein. This chapter contains the adoption of the 1966 BOCA National Property Maintenance Code, visual obstructions at intersections, Certificate of Necessity and prohibited activities addressing vegetation, litter and unguarded excavations.

Chapter XX: Swimming Pools. This chapter contains regulations for the construction, erection or installation of a permanent swimming pool.

Chapter XXI: Reserved.

Chapter XXII: Fire Prevention and Protection. This chapter provides for enforcement of the Uniform Fire Safety Act, establishes fees for inspections and establishes regulations for fire lanes.

Chapter XXIII: Streets and Sidewalks. This chapter contains regulations concerning excavations in streets; standards for the construction and repair of sidewalks; construction standards for driveways; depositing materials on streets or sidewalks; snow and ice removal from sidewalks; sidewalk cafe permit and permit for newsracks on public property.

In subsection 23-4.1, language was added requiring a permit to deposit sand, gravel, waste or like matter on a street or sidewalk.

Chapter XXIV: Environmental Regulations. This chapter provides for the reimbursement to the Borough for clean-up of hazardous materials and the removal of gasoline storage tanks.

Chapter XXV: Soil and Soil Removal. The regulations establishing a soil removal permit and the permit for soil or landfill delivery are contained in this chapter.

Chapter XXVI: Trees. This chapter contains provisions for the protection of trees along streets or parks.

Chapter XXVII: Sewers. This chapter contains Regulations and Control for the Use of Public Sewers; Obstructions and Breaks; Cost of Sewer Use; Use Regulations; Industrial Waste; Payment by Industrial Users of Cost Recovery Charges and Sewer Utility.

Chapter XXVIII: Solid Waste Management. This chapter contains the provisions for the collection of garbage, trash, leaves and grass, collection of yard waste, use of dumpsters, recycling and recycling in multi-family housing developments.

The Title of Section 28-1 was revised to include leaves and grass.

Subsection 28-1.1 was revised to permit grass and vegetation debris to be placed in biodegradable bags or standard garbage cans.

Chapter XXIX: Wireless Telecommunications Towers and Antennas. This chapter regulates the location and use of telecommunication towers and antennas.

Chapter XXX: Reserved.

Chapter XXXI: Stormwater Control. The stormwater control regulations as adopted by Ordinance No. 2179 are complete in this chapter.

Chapter XXXII: Cable Television. This chapter contains the municipal consent granted to Comcast of New Jersey, LLC.

Chapter XXXIII: Reserved.

Chapter XXXIV: Special Improvement District. This chapter contains the designation and regulation of the special improvement district in the Borough.

Chapter XXXV through Chapter XXXIX: Reserved.

Chapter XL: Land Use. This chapter contains the Land Use from the 1980 Code in toto and contains four (4) parts: Procedure, Land Subdivision and Site Plan Review, Zoning and Miscellaneous.

In Section 40-401, Appeals to Zoning Board of Adjustment, the time limit for filing a notice of appeal is twenty (20) days pursuant to N.J.S.A. 40:55D-72.

In Section 40-1006, Selling Before (Final Subdivision) Approval; Violations and Penalties, the penalty was revised to one thousand (\$1,000.00) dollars to agree with N.J.S.A. 40:55D-55.

In Section 40-3105, the penalty for violation was revised to refer to the General Penalty in Chapter I, Section 1-5.

The fee in Section 40-3201 for a copy of the Land Use Chapter was revised to \$35.00.

The fee in Section 40-3202 for a copy of the Master Plan was revised to \$60.00.

Section 6. A copy of the "Revised General Ordinances of the Borough of Roselle Park, 2007" has been filed in the office of the Municipal Clerk of the Borough of Roselle Park and shall remain there for the use and examination of the public until final action is taken on this ordinance, and if this ordinance shall be adopted, such copy shall be certified to by the Clerk in

the Borough of Roselle Park by impressing thereon the seal of the Borough of Roselle Park, as provided by law, and such certified copy shall remain on file in the office of the Municipal Clerk of the Borough of Roselle Park to be made available to persons desiring to examine the same during all times while the Code is in effect.

Section 7. Amendments to the Code. Any and all additions, amendments or supplements to the Code when passed and adopted in such form as to indicate the intent of the Borough Council to make them a part thereof shall be deemed to be incorporated into such Codes so that reference to "The Revised General Ordinances of the Borough of Roselle Park, 2007," shall be understood and intended to include such additions and amendments. Whenever such additions, amendments and supplements to the Code shall be adopted, they shall thereafter be printed and, as provided hereunder, inserted in the book containing the Revised General Ordinances as amended and supplemented thereto.

Section 8. It shall be the duty of the Municipal Clerk or someone authorized and directed by the Clerk to keep up-to-date the certified copy of the book containing "The Revised General Ordinances of the Borough of Roselle Park, 2007," required to be filed in the clerk's office for the use of the public. All changes in the Code and all ordinances adopted subsequent to the effective date of this codification shall be adopted specifically as part of the Code and shall, when finally adopted, be included therein by reference until such changes or new ordinances are printed as supplements to the Code, at which time such supplements shall be inserted therein.

Section 9. The Municipal Clerk of the Borough of Roselle Park, pursuant to law, shall cause to be published in the manner required by law a copy of this adopting ordinance in a newspaper of general circulation in the Borough of Roselle Park. Sufficient copies of the Revised General Ordinances of the Borough of Roselle Park 2007 shall be maintained in the office of the Municipal Clerk for inspection by the public, at all times during regular office hours. The enactment and publication of this adopting ordinance coupled with availability of copies of the Code for inspection by the public shall be deemed, held and considered to be due and legal publication of all provisions of the Code for all purposes.

Section 10. Copies of the book containing "The Revised General Ordinances of the Borough of Roselle Park, 2007," may be purchased from the Municipal Clerk upon the payment of a fee to be set by resolution of the Council which may also arrange by resolution the procedures for the periodic supplementation thereof.

Section 11. Each section of "The Revised General Ordinances of the Borough of Roselle Park, 2007" and every part of each section is an independent section or part of a section and the holding of any section or part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other sections or parts thereof.

Section 12. This ordinance shall take effect immediately upon final passage and publication thereof according to law.

Throughout the Code, editorial revisions have been made to refer to the proper municipal official, such as Construction Officer or Chief Financial Officer. Statutory references have been inserted where appropriate. Content has been revised to agree with the New Jersey State Statutes.

In many instances references to a penalty have been revised to refer to "the penalty as stated in Chapter I, Section 1-5.

During the editorial process of preparing this Code, there has been reorganization and editing of the source ordinances, not to effect substantive changes but intended to eliminate word duplications and overlapping and to effect uniformity of expression. In some cases, provisions of the source ordinances have not been included in the Code because they have been expressly or impliedly repealed by later ordinances, are obsolete or no longer apply in the Borough of Roselle Park.

Councilman Harms moved that Ordinance #2230 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on December 20, 2007; seconded by Councilman Badillo.

✓ Vote Record – Ordinance 2230		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Harms <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Matarante <input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Tabled	Rubilla <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Dinardo <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Yakubov <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCE NO. 2231

AN ORDINANCE CREATING THE ROSELLE PARK
BOARD OF RECREATION COMMISSIONERS

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Roselle Park Board of Recreation Commissioners is hereby established for purposes of promoting, conducting, and supervising recreational programs for the benefit of the youth and citizens of the Borough of Roselle Park.

SECTION I.

A. PURPOSE.

The purpose of the Roselle Park Board of Recreation Commissioners shall be to manage and supervise recreational programs, including but not limited to youth athletics (i.e. soccer, wrestling, and women’s softball).

B. COMPOSITION OF THE BOARD OF RECREATION COMMISSIONERS.

1. The Board of Recreation Commissioners will consist of seven members appointed by the Mayor, effective January 1, 2008 for the following terms:
 - a. One member shall be appointed for a term of one (1) year, terminating on December 31, 2008;
 - b. One member shall be appointed for two (2) years, terminating on December 31, 2009;
 - c. One member shall be appointed for a term of three (3) years, terminating on December 31, 2010;
 - d. Two members shall be appointed for a term of four (4) years, terminating on December 31, 2011;
 - e. Two members to be appointed for a term of five (5) years terminating on December 31, 2012.
2. At the completion of each term, the Mayor shall appoint or reappoint members for a term of five (5) years, terminating on December 31st of each subsequent year.

3. Any vacancy on the Board of Recreation Commissioners which occurs during the unexpired term shall be filled by the appointment of an alternate as described in paragraph 4 below with alternate number 1 being appointed to the first vacancy and alternate number 2 being appointed to the next vacancy. These appointments will be for the unexpired term only.
 4. The Mayor shall also appoint two alternate members, effective January 1, 2008 for the following terms:
 - a. Alternate number 2 for a term of four (4) years terminating on December 31, 2012;
 - b. Alternate number 1 for a term of five (5) years terminating on December 31, 2013.
 5. At the completion of each term of the alternate members, the Mayor shall appoint or reappoint members for a term of five (5) years, terminating on December 31st of each subsequent year.
 6. An alternate member may participate in discussions of proceedings but may not vote except in the absence or disqualification of a regular member of the Board of Recreation Commissioners. A vote shall not be delayed in order that a regular member may vote in stead of the alternate member. In the event that a choice must be made as to which alternate is to vote, alternate 1 shall vote.
- C. ABSENCE.
1. Any member of the Board of Recreation Commissioners who is absent at five consecutive meetings of the Board of Recreation Commissioners (regular or special meetings) without good cause shown, shall be subject to removal from the Board of Recreation Commissioners by the Mayor and Council.
- D. COUNSEL LIAISON.
1. The Borough Council shall appoint one of its members to be a liaison to the Roselle Park Board of Recreation Commissioners for a term of one year beginning on January 1, and terminating on December 31st of each year.
- E. MISCELLANEOUS (BUDGET).
1. The Board of Recreation Commissioners shall periodically make recommendations as to recreational plans and programs throughout the Borough of Roselle Park, submitting same to the Mayor and Council for approval.
 2. The Mayor and Council shall provide a budget to the Board of Recreation Commissioners taking into consideration the fees charged to the participant of the activities, plans and programs of the Board of Recreation Commissioners.
 3. The powers, rules and regulations of the Roselle Park Board of Recreation Commissioners shall be governed by N.J.S.A. 40:12-1, et seq.

SECTION II.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION III – SEVERABILITY.

In the event that any section, subsection, paragraph, subdivision or clause of this Ordinance shall be judged invalid by the Court of competent jurisdiction, such judgment shall not affect or invalidate the remainder of the section, subsection, paragraph, subdivision or clause of the Ordinance.

SECTION IV.

This Ordinance shall take effect at a time in a manner prescribed by law.

Councilman Harms moved that Ordinance #2231 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on December 20, 2007; seconded by Councilman Badillo.

✓ Vote Record – Ordinance 2231					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Harms	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Tabled	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Yakubov	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

ORDINANCE NO. 2232

AN ORDINANCE AMENDING CHAPTER 128-39 OF THE CODE OF THE BOROUGH OF ROSELLE PARK REGARDING LAND USE

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that Chapter 128-39 of the Borough Code is hereby amended as follows:

SECTION I. 128-39. Approval By Certain Boards Required.

- A. No Change.
- B. No Change
- C. The Construction Code Official may waive site plan review and approval for alterations to existing buildings where the alteration will not change exterior building dimensions, the use is permitted in the zone district, the alterations will not increase the parking requirements and/or the changes do not cause any other more stringent conditions to be imposed. The Construction Code Official, in order to make such determinations, may require the submission of any proofs, documentation, plans and the like which he deems necessary to determine compliance with these conditions. If the Construction Code Official is not satisfied as to an applicant’s fulfillment of such conditions or if he should determine that site plan review and approval is necessary, he shall not grant a waiver of site plan requirements.

SECTION II. The balance of Chapter 128 shall remain unchanged.

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

SECTION IV. This Ordinance shall take effect at the time and in the manner prescribed by law.

Councilman Harms moved that Ordinance #2232 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on December 20, 2007; seconded by Councilman Badillo.

✓ Vote Record – Ordinance 2232					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Tabled	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTIONS

The following routine resolutions, listed on consent agenda, were offered by Councilman Harms; seconded by Councilman Badillo.

RESOLUTION NO. 244-07

WHEREAS, there exists various outstanding checks of the Borough of Roselle Park’s Current Account, and

WHEREAS, these checks were issued in 2006, and

WHEREAS, sound procedures recommended review and cancellation of checks outstanding over a year old,

NOW, THEREFORE, BE IT RESOLVED that the following outstanding checks in the amount of \$596.00 be and they are hereby canceled:

<u>Check Number</u>	<u>Amount</u>
5856	\$ 96.00
7153	\$500.00

✓ Vote Record – Resolution 244-07					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Tabled	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 245-07

RESOLUTION COMBINING BONDS AGGREGATING THE PRINCIPAL SUM OF \$4,099,000 AUTHORIZED BY SEVEN BOND ORDINANCES HERETOFORE ADOPTED TO FINANCE PART OF THE COST OF VARIOUS GENERAL IMPROVEMENTS IN THE BOROUGH OF ROSELLE PARK, COUNTY OF UNION, NEW JERSEY INTO ONE CONSOLIDATED ISSUE OF BONDS AND PROVIDING FOR THE FORM, MATURITIES AND OTHER DETAILS OF SAID CONSOLIDATED ISSUE.

WHEREAS, the Borough Council of the Borough of Roselle Park, in the County of Union, New Jersey (the “Borough”), has heretofore adopted seven ordinances authorizing bonds to finance part of the cost of various general improvements in said Borough; and

WHEREAS, it is necessary to issue bonds pursuant to said ordinances in an aggregate principal amount of \$4,099,000 and it is deemed advisable and in the best interests of the Borough, for the purpose of the orderly marketing of said bonds and for other financial reasons, to combine the bonds authorized under said seven ordinances into one consolidated issue in the aggregate principal amount of \$4,099,000 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey; NOW, THEREFORE,

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, NEW JERSEY that:

Section 1. There shall be issued bonds of the Borough in the following principal amounts pursuant to the following bond ordinances:

A. \$971,000 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 2121)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,367,339 FOR VARIOUS CAPITAL IMPROVEMENTS BY AND FOR THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$971,214 IN BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 11.02 years.

B. \$142,000 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 2144)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$150,000 FOR THE ACQUISITION OF A FRONT END LOADER BY AND FOR THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$142,500 IN BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.”

heretofore finally adopted. The period of usefulness stated in said ordinance is 5 years.

C. \$856,000 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 2157)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$901,742 FOR VARIOUS CAPITAL IMPROVEMENTS BY AND FOR THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$856,655 IN BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 18.43 years.

D. \$490,000 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 2184)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$809,420 FOR VARIOUS CAPITAL IMPROVEMENTS BY AND FOR THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$490,000 IN

BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.”

which was amended by an ordinance entitled (Ord. No. 2196):

“BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2184 WITH RESPECT TO VARIOUS CAPITAL IMPROVEMENTS FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE PARK, NEW JERSEY ON AUGUST 3, 2006.”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 21.72 years.

E. \$192,000 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 2211)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$270,000 FOR VARIOUS CAPITAL IMPROVEMENTS BY AND FOR THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$192,000 IN BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 18.46 years.

F. \$1,433,000 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 2220)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,815,219 FOR VARIOUS CAPITAL IMPROVEMENTS BY AND FOR THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$1,433,000 IN BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.”

which was amended by an ordinance entitled (Ord. No. 2229):

“BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2220 WITH RESPECT TO VARIOUS CAPITAL IMPROVEMENTS FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE PARK, NEW JERSEY ON OCTOBER 4, 2007.”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 18.77 years.

G. \$15,000 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 2122)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$16,500 FOR VARIOUS LOCAL IMPROVEMENTS AND PURPOSES CONSISTING OF THE INSTALLATION OF CURBS FOR AND BY THE BOROUGH OF ROSELLE PARK, IN THE COUNTY OF UNION, NEW JERSEY, DIRECTING A SPECIAL ASSESSMENT OF THE COST THEREOF IN THE AMOUNT OF \$16,500 AND AUTHORIZING THE ISSUANCE OF \$15,675 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE COST THEREOF.”

heretofore finally adopted. The period of usefulness stated in said ordinance is 10 years.

Section 2. The bonds referred to in Section 1 hereof are hereby combined into one consolidated issue of bonds in the aggregate principal amount of \$4,099,000 and are sometimes hereinafter collectively referred to as the “Bonds.” The bonds referred to in subsections A through F of Section 1 shall each be designated “General Improvement Bonds, Series 2008” and shall be numbered with the prefix G from one consecutively upward. The bonds referred to in subsection G of Section 1 shall each be designated “Special Assessment Bonds, Series 2008” and shall be numbered with the prefix S from one consecutively upward. The bonds of said consolidated issue shall be dated the date of delivery and will be issued in fully registered form. When issued, the Bonds will be registered in the name of and held by Cede & Co., as the owner thereof and nominee for The Depository Trust Company, New York, New York (“DTC”), an automated depository for securities and clearinghouse for securities transactions.

Upon issuance, the Bonds will be delivered to DTC in single denominations for each maturity of the General Improvement Bonds, Series 2008 and Special Assessment Bonds, Series 2008. Individual purchases of beneficial interests in the Bonds will be made in book-entry form (without certificates) in the denomination of \$1,000 each or any integral multiple thereof (with a minimum purchase of \$5,000).

Principal of the Bonds will be paid annually (at maturity, unless designated as mandatory sinking fund payments in the manner prescribed herein), subject to prior optional redemption, on the fifteenth day of January in the following years and in the following aggregate amounts:

\$4,084,000 General Improvement Bonds, Series 2008, maturing in the principal amount of \$72,000 in the year 2009; \$97,000 in the year 2010; \$122,000 in each of the years 2011 and 2012; \$147,000 in the year 2013; \$175,000 in each of the years 2014 and 2015; \$390,000 in each of the years 2016 and 2017; \$395,000 in the year 2018; \$400,000 in each of the years 2019 through 2022, inclusive, and; \$399,000 in the year 2023.

\$15,000 Special Assessment Bonds, Series 2008, maturing in the principal amount of \$3,000 in each of the years 2009 through 2013, inclusive.

The combined maturity schedule for the Bonds is as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2009	\$ 75,000	2017	\$390,000
2010	100,000	2018	395,000
2011	125,000	2019	400,000
2012	125,000	2020	400,000
2013	150,000	2021	400,000
2014	175,000	2022	400,000
2015	175,000	2023	399,000
2016	390,000		

Bidders may designate in their proposal two or more consecutive annual principal payments as a term bond, which matures on the maturity date of the last annual principal payment of the sequence. Any term bond so designated shall be subject to mandatory sinking fund redemption in each year on the principal payment date and in the entire principal amount for each annual principal payment designated for inclusion in such term bond. There is no limitation on the number of term bonds.

The Bonds maturing on or prior to January 15, 2018 shall not be subject to redemption prior to their respective maturity dates. The Bonds maturing on or after January 15, 2018 shall be subject to redemption prior to their respective maturity dates, on or after January 15, 2018 at the option of the Borough, either in whole or in part at any time in any order of maturity at one hundred percent (100%) of the principal amount of the Bonds being redeemed (the "Redemption Price"), plus in each case accrued interest thereon to the date fixed for redemption.

Notice of Redemption shall be given by publishing such notice once a week for two (2) successive weeks in a newspaper of general circulation that carries financial news, is printed in the English language and is customarily published on each business day in the State of New York, the first of such publications to be at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. A Notice of Redemption shall also be mailed by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Borough. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, Notices of Redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds, nor shall the notice be published as provided herein. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the Borough determines to redeem a portion of the Bonds of a maturity, such Bonds shall be selected by the Borough by lot. If Notice of Redemption has been given as described herein, the Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the Bonds redeemed.

Section 3. It is hereby found, determined and declared that the average period of usefulness of the improvements or purposes for which the said General Improvement Bonds are to be issued, taking into consideration the amount of such General Improvement Bonds to be issued for said improvements or purposes, is 16.71 years. It is hereby found, determined and declared that the period of usefulness of the improvements or purposes for which the said Special Assessment Bonds are to be issued, taking into consideration the amount of such Special Assessment Bonds to be issued for said improvements or purposes, is 10 years.

Section 4. The Bonds shall bear interest from their date based on their outstanding principal amount at a rate to be determined as hereinafter set forth in Section 6 of this Resolution, shall be payable as to principal in lawful money of the United States of America at the administration office of the Borough in Roselle Park, New Jersey, payable semi-annually on the fifteenth day of January and July in each year until maturity, commencing on July 15, 2008, by check or draft mailed on such interest payment date to the owners thereof registered as such as of each next preceding January 1 and July 1. Interest on the Bonds shall be calculated on the basis of a 360-day year of twelve 30-day calendar months.

Notwithstanding any other provision herein to the contrary, so long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and

interest on the Bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Letter of Representations to be executed by the Borough and DTC. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the bonds is the responsibility of the DTC participants.

Section 5. The Bonds shall be signed by the Mayor or Deputy Mayor and the Borough Chief Financial Officer, by their manual or facsimile signatures, and the corporate seal of the Borough shall be affixed thereto, or imprinted or reproduced thereon and shall be attested by the manual or facsimile signature of the Clerk or Deputy Clerk of the Borough.

Section 6. The Borough Chief Financial Officer is hereby authorized and directed to take all actions necessary to offer the Bonds for public sale upon the submission of electronic proposals in accordance with all applicable statutes and to determine in his discretion the date for receipt for such proposals, all in accordance with the terms set forth in the Notice of Sale. The Borough Chief Financial Officer is further hereby authorized and delegated the authority to sell and award the Bonds in accordance with the terms of the Notice of Sale and directed to report in writing to the Borough Council at the next meeting succeeding the date when any sale or delivery of the Bonds pursuant to this resolution is made, such report to include the principal amount, description, interest rate and maturities of the Bonds sold, the price obtained and the name of the purchaser. The "Notice of Sale" shall comply in all respects with the applicable statutes relating thereto and shall be substantially in the form attached hereto as Exhibit A, with such additions, modifications or deletions as determined by the Borough Chief Financial Officer. The Notice of Sale shall be published in a newspaper published and circulated in the Borough as the Borough Chief Financial Officer may select and a summary of the Notice of Sale shall be published in The Bond Buyer at least once at least seven (7) days prior to the date of public sale. The Borough Chief Financial Officer is authorized and delegated the authority to postpone a public sale without readvertisement in accordance with all applicable statutes relating thereto.

Section 7. The Bonds and the registration provisions endorsed thereon shall be in substantially the following form:

No. 2008 G-__ or 2008 S-__

UNITED STATES OF AMERICA
STATE OF NEW JERSEY

BOROUGH OF ROSELLE PARK,
IN THE COUNTY OF UNION

GENERAL IMPROVEMENT BOND, SERIES 2008
OR
SPECIAL ASSESSMENT BOND, SERIES 2008

Date of Bond: January 30, 2008

Principal Amount: \$

Date of Maturity: January 15, 20__

CUSIP:

The BOROUGH OF ROSELLE PARK, a municipal corporation of the State of New Jersey, (the "Borough") hereby acknowledges itself indebted and for value received promises to pay to Cede & Co. or registered assigns, the sum specified above as the Principal Amount on the

date specified above as the Date of Maturity, upon presentation and surrender of this Bond, and to pay to the registered owner hereof interest on such sum, from the Date of Bond specified above until the Date of Maturity specified above, at the rate of _____ and _____ Hundredths per centum (____%) per annum payable on July 15, 2008 and thereafter semi-annually on the fifteenth day of January and July and in each year. Principal of this Bond will be paid in lawful money of the United States of America, at the administration office of the Borough in Roselle Park, New Jersey. Interest on this Bond will be payable in lawful money of the United States of America by check or draft mailed on such interest payment date to the registered owner hereof as shown on the books of the Borough kept for such purpose by the Chief Financial Officer of the Borough (the "Bond Registrar") as of the first day of the month preceding the date on which the payment of interest is to be made.

All of the bonds, of which this Bond is one, shall be initially issued as one fully registered bond for each maturity in the name of Cede & Co., as registered owner and nominee for The Depository Trust Company ("DTC"). Notwithstanding any other provision herein to the contrary, so long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Letter of Representations executed by the Borough and DTC relating to the Bonds. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the Bonds is the responsibility of the DTC participants.

The Bonds maturing on or prior to January 15, 2018 shall not be subject to redemption prior to their respective maturity dates. The Bonds maturing on or after January 15, 2018 shall be subject to redemption prior to their respective maturity dates, on or after January 15, 2018 at the option of the Borough, either in whole or in part at any time in any order of maturity at one hundred percent (100%) of the principal amount of the Bonds being redeemed (the "Redemption Price"), plus in each case accrued interest thereon to the date fixed for redemption.

Notice of Redemption shall be given by publishing such notice once a week for two (2) successive weeks in a newspaper of general circulation that carries financial news, is printed in the English language and is customarily published on each business day in the State of New York, the first of such publications to be at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. A Notice of Redemption shall also be mailed by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Borough. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, Notices of Redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds, nor shall the notice be published as provided herein. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the Borough determines to redeem a portion of the Bonds of a maturity, such Bonds shall be selected by the Borough by lot. If Notice of Redemption has been given as described herein, the Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the Bonds redeemed.

This Bond is transferable only upon the books of the Bond Registrar, by the registered owner hereof in person or by his attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the Borough duly executed by the

registered owner or such duly authorized attorney, and thereupon the Borough shall issue in the name of the transferee a new bond or bonds of the same aggregate principal amount, series, designation, maturity and interest rate as the surrendered bond. The Borough and any paying agent of the Borough may treat and consider the person in whose name this Bond is registered as the holder and absolute owner hereof for the purpose of receiving payment of, or on account of, the principal and interest due hereon and for all other purposes whatsoever.

This Bond is one of an authorized issue of bonds of the Borough and is issued pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey, a resolution of the governing body of the Borough entitled: "Resolution Combining Bonds Aggregating the Principal Sum of \$4,099,000 Authorized by Seven Bond Ordinances Heretofore Adopted to Finance Part of the Cost of Various General Improvements in the Borough of Roselle Park, County of Union, New Jersey Into One Consolidated Issue of Bonds and Providing for the Form, Maturities and Other Details of Said Consolidated Issue," adopted December 6, 2007 and by virtue of certain bond ordinances referred to therein.

The full faith and credit of the Borough are hereby irrevocably pledged for the punctual payment of the principal of and interest on this Bond according to its terms. This Bond shall not be or be deemed to be a debt or liability of the State of New Jersey or a pledge of the faith and credit of the State of New Jersey.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this Bond exist, have happened and have been performed, and that the issue of bonds of which this is one does not exceed any limitation imposed thereon by said Constitution or statutes.

In the event the Borough determines that the beneficial owners of the Bonds (the actual purchasers of the Bonds) shall be able to obtain certificated bonds, the Borough shall notify DTC of the availability of bond certificates. In such event, the Borough will appoint a paying agent and the Borough will issue, transfer and exchange bond certificates in appropriate amounts as required by DTC and others. DTC may determine to discontinue providing its services with respect to the bonds at any time by giving a reasonable amount of notice in writing to the Borough. In the event of such determination, if the Borough fails to identify another qualified securities depository as successor to DTC, the Borough will appoint a paying agent and the Borough will issue and deliver replacement bonds in the form of fully registered certificates. Whenever DTC requests the Borough to do so, the Borough will cooperate with DTC in taking appropriate action (a) to make available one or more separate certificates evidencing the bonds to any DTC participant (participants of DTC) having bonds credited to its DTC account or (b) to arrange for another securities depository to maintain custody of certificates evidencing the bonds.

IN WITNESS WHEREOF, THE BOROUGH OF ROSELLE PARK has caused this Bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Borough Chief Financial Officer, and its corporate seal (or facsimile thereof) to be affixed, imprinted or reproduced hereon, and this Bond and said seal to be attested by the manual or facsimile signature of the Borough Clerk, and this Bond to be dated the 30th day of January, 2008.

ATTEST:

Doreen Cali
Borough Clerk

Joseph R. DeIorio
Mayor

Ken Blum
Chief Financial Officer

The following abbreviations, when used in the inscription on this bond, shall be construed as though they were written out in full according to applicable laws or regulations (additional abbreviations may also be used though not in the following list):

TEN COM as tenants in common

UNIF GIFT MIN ACT

TEN ENT as tenants by the
entireties

__Custodian__
(Cust) (Minor)

JT TEN as joint tenants with
right of survivorship
and not as tenants
in common

under Uniform Gifts
to Minors Act

(State)

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto
PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF
ASSIGNEE (FOR COMPUTER RECORD ONLY)

(Please Print or Typewrite Name and Address of Transferee)

the within bond, and all rights thereunder, and hereby irrevocably constitutes and appoints

Attorney, to transfer the within bond on the books kept for the registration thereof, with full
power of substitution in the premises.

Dated:

NOTICE: The signature to this assignment must correspond with the name as it appears upon
the first page of the within bond in every particular, without alteration or enlargement or any
change whatever.

CERTIFICATE AS TO LEGAL OPINION

The undersigned Clerk of the Borough of Roselle Park, New Jersey hereby certifies that a true and correct copy of the original legal opinion of the law firm of Gibbons P.C., Newark, New Jersey as to the validity of the issue of Bonds of which the within bond is one is available for inspection at the Office of the Clerk of the Borough of Roselle Park, New Jersey and a copy thereof may be obtained by the registered or beneficial owner hereof upon request.

Borough Clerk

Section 8. The Borough Chief Financial Officer is hereby authorized and directed (a) to cause a copy of the written opinion with respect to the Bonds which is to be rendered by the firm of Gibbons P.C. (complete except for omission of its date) to be printed or referred to on the Bonds, and at the time of the original delivery of payment for the Bonds and when such written opinion is rendered, to cause the Borough Clerk to certify to the truth and correctness of such copy of opinion by executing on each of said Bonds, by manual or facsimile signature, a certificate subjoined to each such copy, and to file a signed duplicate of such written opinion in such Clerk's office and at each place at which the Bonds are payable, (b) to cause the applicable CUSIP number (if any) assigned for each of said Bonds by the CUSIP Service Bureau of Standard & Poor's Ratings Service of New York, New York, to be printed on each of the Bonds, and (c) to cause, in the event that the Bonds shall qualify for issuance of any policy of municipal bond insurance at the option of the purchaser thereof, such legend or reference (if any) of such insurance to be printed (at the expense of such purchaser) on the Bonds.

Section 9. Upon the date of issue of the Bonds, being the date of delivery of the Bonds to DTC on behalf of the successful bidder and the payment of the purchase price thereof in accordance with the Notice of Sale, the Borough Chief Financial Officer is hereby authorized and directed as of said date of issue, to execute and deliver to said successful bidder (a) an arbitrage certification with respect to the Bonds under and for the purpose of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), and (b) an accompanying opinion of Gibbons P.C. as of said date of issue with respect to said arbitrage certification for the purposes of said Section 148.

Section 10. The proceeds of the Bonds shall be applied in the amounts and for the purpose provided in Section 1 hereof, and to pay and fund any bond anticipation notes theretofore issued for such purpose and then outstanding.

Section 11. The Mayor or Deputy Mayor and Borough Chief Financial Officer are hereby authorized and directed to approve the Preliminary Official Statement of the Borough issued in connection with the Bonds, the Official Statement of the Borough issued in connection with the Bonds, the Notice of Sale and the DTC Letter of Representation and their use in connection with the sale of the Bonds and are further authorized, as is the Borough Clerk, to execute all documents, including, but not limited to, the Continuing Disclosure Certificate, the Preliminary Official Statement, the Official Statement, the Notice of Sale and the DTC Letter of Representation, necessary for the sale and delivery of said Bonds.

Section 12. An amount of the Bonds equal to \$4,099,000 are hereby designated as "Qualified Tax-Exempt Obligations" for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code") (relating to an exception to the disallowance of the deduction of interest expense of certain financial institutions allocable to tax-exempt interest). The Borough Chief Financial Officer is hereby authorized and directed to satisfy any reporting

requirements made necessary by any Federal rules and regulations with respect to such designation of the Bonds. In calendar year 2008, there are no entities that will be subject to substantial control by the Borough. Accordingly, there are no entities “subordinate” to the Borough (within the meaning of Section 265(b) of the Code) in calendar year 2008. There are no entities which issue obligations “on behalf of” the Borough. No entities have been or will be “formed or availed of” (within the meaning of Section 265(b)(3)(E)(iii) of the Code) in calendar year 2008 for the purpose of issuing tax-exempt obligations to avoid the aggregation rules of Section 265(b)(3) of the Code.

The aggregate amount of tax-exempt obligations issued by the Borough during calendar year 2008 prior to the date of issuance of the Bonds, together with the aggregate amount of the Bonds, will not exceed \$4,099,000. The Borough reasonably anticipates that the aggregate amount of new money tax-exempt obligations issued and to be issued in calendar year 2008 by the Borough, all entities subordinate to the Borough, and all entities which issue Bonds on behalf of the Borough will not exceed \$10,000,000.

For purposes of calculating the amount of tax-exempt obligations issued or to be issued by the Borough during the 2008 calendar year, the Borough shall take into account all tax-exempt obligations issued by the Borough, all tax-exempt obligations issued by any issuers which issue obligations “on behalf of” the Borough and all tax-exempt obligations issued by any entities “subordinate” to the Borough except the following: (i) private activity bonds, other than qualified 501(c)(3) bonds (within the meaning of Sections 141 and 145 of the Code); (ii) obligations issued to refund (other than to advance refund within the meaning of Section 149(d) of the Code) obligations, to the extent that the amount of the refunding obligations do not exceed the outstanding amount of the refunded obligations, provided that (A) the average maturity of the issue of which the original qualified tax-exempt obligation was a part (and the issue of which the obligation to be refunded is a part) is three years or less, and (B) the refunding obligations have a final maturity date no more than thirty (30) years after the date the original tax-exempt obligation was issued; and (iii) in the case of an issue of tax-exempt obligations with respect to which more than one governmental unit receives benefits, if all of the governmental entities receiving benefits from such issue irrevocably agree (before the date of issuance of such issue) on an allocation of the amount of such issue which bears a reasonable relationship to the benefits received by such entities, only the amount of such issue allocated to the Borough need be taken into account. For purposes of this Section, the term “tax-exempt obligations” includes financing leases and any other debt arrangements, however labeled, constituting tax-exempt obligations under Section 265(b)(3) of the Code.

Section 13. This resolution shall take effect immediately.

AYES:

NAYS:

ABSTAIN:

ABSENT:

EXHIBIT A

BOROUGH OF ROSELLE PARK,
IN THE COUNTY OF UNION,
NEW JERSEY
NOTICE OF SALE OF
\$4,099,000

GENERAL OBLIGATION BONDS
CONSISTING OF
\$4,084,000 GENERAL IMPROVEMENT BONDS
AND
\$15,000 SPECIAL ASSESSMENT BONDS

(BOOK-ENTRY BONDS) (CALLABLE)
(BANK-QUALIFIED)

ELECTRONIC PROPOSALS (the "Proposals"), via BiDCOMP/PARITY Competitive Bidding System ("PARITY") only, will be received by the Chief Financial Officer of the Borough of Roselle Park in the County of Union, New Jersey (the "Borough"), on January 17, 2008 until 11:00 a.m., New York City time, at which time they will be announced, for the purchase of all, but not less than all, of the Borough's General Obligation Bonds, Series 2008 (the "Bonds"). Bidders are required to submit their Proposal for the purchase of the Bonds in accordance with the terms of the Notice of Sale.

Principal Amortization

Principal of the Bonds will be paid annually (at maturity, unless designated as mandatory sinking fund payments in the manner prescribed herein), subject to prior optional redemption, on the fifteenth day of January in the following years and in the following aggregate amounts:

\$4,084,000 General Improvement Bonds, Series 2008, maturing in the principal amount of \$72,000 in the year 2009; \$97,000 in the year 2010; \$122,000 in each of the years 2011 and 2012; \$147,000 in the year 2013; \$175,000 in each of the years 2014 and 2015; \$390,000 in each of the years 2016 and 2017; \$395,000 in the year 2018; \$400,000 in each of the years 2019 through 2022, inclusive, and; \$399,000 in the year 2023.

\$15,000 Special Assessment Bonds, Series 2008, maturing in the principal amount of \$3,000 in each of the years 2009 through 2013, inclusive.

The combined maturity schedule for the Bonds is as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2009	\$ 75,000	2017	\$390,000
2010	100,000	2018	395,000
2011	125,000	2019	400,000
2012	125,000	2020	400,000
2013	150,000	2021	400,000
2014	175,000	2022	400,000

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2015	175,000	2023	399,000
2016	390,000		

Interest Payment Dates

The Bonds will be dated the date of delivery (which is expected to be January 30, 2008) and will bear interest at the rate per annum specified by the successful bidder therefor in accordance herewith, payable on July 15, 2008 and semi-annually thereafter on the fifteenth day of January and July in each year until maturity or prior redemption.

Term Bond Option

Bidders may designate in their proposal two or more consecutive annual principal payments as a term bond, which matures on the maturity date of the last annual principal payment of the sequence. Any term bond so designated shall be subject to mandatory sinking fund redemption in each year on the principal payment date and in the entire principal amount for each annual principal payment designated for inclusion in such term bond. There is no limitation on the number of term bonds.

Optional Redemption Provisions

The Bonds maturing on or prior to January 15, 2018 shall not be subject to redemption prior to their respective maturity dates. The Bonds maturing on or after January 15, 2019 shall be subject to redemption prior to their respective maturity dates, on or after January 15, 2018 at the option of the Borough, either in whole or in part at any time in any order of maturity at one hundred percent (100%) of the principal amount of the Bonds being redeemed (the "Redemption Price"), plus in each case accrued interest thereon to the date fixed for redemption.

Notice of Redemption shall be given by publishing such notice once a week for two (2) successive weeks in a newspaper of general circulation that carries financial news, is printed in the English language and is customarily published on each business day in the State of New York, the first of such publications to be at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. A Notice of Redemption shall also be mailed by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Borough. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, Notices of Redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds, nor shall the notice be published as provided herein. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the Borough determines to redeem a portion of the Bonds of a maturity, such Bonds shall be selected by the Borough by lot. If Notice of Redemption has been given as described herein, the Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the Bonds redeemed.

Book-Entry-Only System

As long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC, which will credit payments of principal of and interest on the Bonds to the DTC participants as listed in the records of DTC as of each next preceding January 1 and July 1, respectively (the "Record Dates" for payment of interest on the Bonds), which participants will in turn credit such payments to the beneficial owners of the Bonds.

All bidders of the Bonds must be participants of The Depository Trust Company, New York, New York ("DTC") or affiliated with its participants. The Bonds will be issued in fully registered form, and when issued will be registered in the name of and held by Cede & Co., as the registered owner thereof and nominee for DTC, an automated depository for securities and clearinghouse for securities transactions.

Individual purchases of beneficial ownership interests in the Bonds will be made in book-entry form (without certificates) in the denomination of \$1,000 each or any integral multiple thereof (with a minimum purchase of \$5,000). It shall be the obligation of the successful bidder to furnish to DTC an underwriter's questionnaire and the denomination of the Bonds not less than seventy-two (72) hours prior to the delivery of the Bonds.

In the event that either DTC determines not to continue to act as securities depository for the Bonds or the Borough determines that the beneficial owners of the Bonds be able to obtain bond certificates, the Borough will appoint a paying agent and will issue and deliver replacement Bonds in the form of fully registered certificates.

Electronic Bidding Procedures

Bids may be submitted electronically via PARITY in accordance with this Notice of Sale, until 11:00 a.m., New York City time, on January 17, 2008, but no bid will be received after the time for receiving bids specified above. To the extent any instructions or directions set forth in PARITY conflict with this Notice of Sale, the terms of this Notice of Sale shall control. For further information about PARITY, potential bidders may contact PARITY at (212) 849-5021. In the event that a bid for the Bonds is submitted via PARITY, the bidder further agrees that:

1. The Borough may regard the electronic transmission of the bid through PARITY (including information about the purchase price of the Bonds, the interest rate or rates to be borne by the various maturities of the Bonds, the initial public offering price of each maturity and any other information included in such transmission) as though the same information were submitted directly to the Borough and executed by a duly authorized signatory of the bidder. If a bid submitted electronically by PARITY is accepted by the Borough, the terms of the Proposal for Bonds and this Notice of Sale and the information that is electronically transmitted through PARITY shall form a contract, and the successful bidder shall be bound by the terms of such contract.

2. PARITY is not an agent of the Borough, and the Borough shall have no liability whatsoever based on any bidder's use of PARITY, including but not limited to any failure by PARITY to correctly or timely transmit information provided by the Borough or information provided by the bidder.

3. The Borough may choose to discontinue use of electronic bidding via PARITY by issuing a notification to such effect via TM3 News Services, or by other available means, no later than 3:00 p.m. (New York City Time) on the last business date prior to the bid date set forth above.

4. Once the bids are communicated electronically via PARITY to the Borough as described above, each bid will constitute a Proposal for Bonds and shall be deemed to be an irrevocable offer to purchase the Bonds on the terms provided in this Notice of Sale. For purposes of submitting all Proposal for Bonds, whether by hand delivery or electronically via Parity, the time as maintained on PARITY shall constitute the official time.

5. Each bidder choosing to bid electronically shall be solely responsible to make necessary arrangements to access PARITY for purposes of submitting its bid in a timely manner and in compliance with the requirements of this Notice of Sale. Neither the Borough nor Parity shall have any duty or obligation to undertake such registration to bid for any prospective bidder or to provide or assure access to any qualified prospective bidder, and neither the Borough nor Parity shall be responsible for the proper operation of, or have any liability for any delays or interruptions of, or any damages caused by PARITY. The Borough is using PARITY as a communication mechanism, and not as the Borough's agent, to conduct the electronic bidding for the Bonds. By using PARITY, each bidder agrees to hold the Borough harmless for any harm or damages caused to such bidder in connection with its use of PARITY for bidding on the Bonds.

Bid Specifications

Each Proposal submitted must name the rate or rates of interest per annum to be borne by the Bonds bid for and the rate or rates named must be multiples of one-eighth or one-twentieth of one per centum. Not more than one rate may be named for Bonds of the same maturity. There is no limitation on the rates that may be named. If more than one rate of interest is named, no interest rate named for any maturity may be less than the interest rate named for any prior maturity, and the difference between the highest and lowest rates of interest named in the Proposal shall not exceed three percent (3%). Each Proposal submitted must be for a portion of the bonds and the purchase price specified in the proposal must be not less than 100% of the aggregate par value of the Bonds or for more than 101% of the aggregate par value of the Bonds.

Award, Delivery And Payment

The Bonds will be awarded to the bidder on whose bid the total loan may be made at the lowest net interest cost. Such net interest cost shall be computed, as to each bid, by adding to the total principal amount of Bonds the total interest cost to maturity in accordance with such bid and by deduction therefrom of the amount of premium, if any, bid, which premium shall not exceed one percent (1%) of par value of the aggregate principal amount of the Bonds. No Proposal shall be considered that offers to pay an amount less than the principal amount of Bonds offered for sale or under which the total loan is made at an interest cost higher than the lowest net interest cost to the Borough under any legally acceptable proposal. If two or more such bidders offer to pay the lowest net interest cost, then the Bonds will be sold to one of such bidders selected by lot from among all such bidders. The bidder to which the Bonds are awarded (in the manner specified above) is herein referred to as the "Successful Bidder."

It is expected that delivery of the Bonds to DTC and payment for the Bonds will take place on or about, January 30, 2008 at the offices of Gibbons P.C., bond counsel to the Borough ("Bond Counsel"), in Newark, New Jersey or at such other place as may be agreed upon with the Successful Bidder. The Bonds will be delivered to DTC in single denominations for each maturity of each type of bond. PAYMENT FOR THE BONDS AT THE TIME OF ORIGINAL ISSUANCE AND DELIVERY SHALL BE IN IMMEDIATELY AVAILABLE FUNDS.

Change of Bid Date and Closing Date

The Borough reserves the right to postpone, from time to time, the date established for the receipt of bids and will undertake to notify registered prospective bidders via notification published on Thomson Municipal Market Monitor ("TM3") (www.tm3.com). Prospective bidders may request notification by facsimile transmission of any such changes in the date or time for the receipt of bids by so advising, and furnishing their telecopier numbers to the Chief Financial Officer of the Borough at (908) 245-0819 by 12:00 Noon, New York City time, on the day prior to the announced date for receipt of bids. In addition, the Borough reserves the right to make changes to this Notice of Sale. Such changes will be announced on the TM3.

A postponement of the bid date will be announced via TM3 not later than 11:00 a.m., New York City time, on the last business day prior to any announced date for receipt of bids, and an alternative sale date and time will be announced via TM3 by Noon, New York City time, not less than forty-eight (48) hours prior to such alternative date for receipt of bids.

On any such alternative date and time for receipt of bids, the Borough will accept electronic bids for the purchase of the Bonds, such bids to conform in all respects to the provisions of this Notice of Sale, except for the changes in the date and time for receipt of bids and any other changes announced via TM3 at the time the date and time for receipt of bids are announced.

Right To Reject Bids; Waive Irregularities

The right is reserved to reject all bids, and any bid not complying with the terms of this Notice of Sale will be rejected. The Borough reserves the right to reject any or all Proposals and so far as permitted by law, to waive any irregularity or informality in any or all Proposals.

Good Faith Deposit

A good faith deposit (the "Deposit"), in the form of a financial surety bond (the "Financial Surety Bond") in the amount of \$81,980 is required for each bid for the Bonds to be considered. The Financial Surety Bond must be from an insurance company licensed to issue such a bond in the State of New Jersey and approved by the Director of the Division of Local Government Services of New Jersey (the "Director"). At present, the Director has approved the use of Sure-Bid, a division of Financial Security Assurance Inc. Use of any other Financial Surety Bond must be approved by the Director prior to the bid and will not be accepted by the Borough unless evidence of such approval is provided prior to the bid. The Financial Surety Bond must be submitted to the Borough prior to 10:30 a.m. New York City time on the date for receipt of bids, and must be in the form and substance acceptable to the Borough. A Financial Surety Bond must identify the bidder whose Deposit is guaranteed by such Financial Surety Bond. The Successful Bidder for the Bonds is required to submit its Deposit to the Borough in the form of a wire transfer not later than 1:00 p.m. New York City time on the next business day following the award. If such Deposits are not received by that time, the Financial Surety Bond may be drawn by the Borough to satisfy the Deposit requirement. The Deposit of the Successful Bidder will be collected and the proceeds thereof retained by the Borough to be applied in partial payment for the Bonds and no interest will be allowed or paid upon the amount thereof, but in the event the Successful Bidder shall fail to comply with the terms of its respective bid, the proceeds thereof will be retained as and for full liquidated damages. Award of the Bonds to the Successful Bidder or rejection of all bids is expected to be made within five hours after opening of the bids, but such Successful Bidder may not withdraw its Proposal for Bonds until after 5:00

p.m. of the day of such bid-opening and then only if such award has not been made prior to the withdrawal.

Bond Insurance

If the Bonds qualify for issuance of any policy of municipal bond insurance, any purchase of such policy shall be at the sole option and expense of the Successful Bidder. If the Bonds are to be insured, the Successful Bidder shall pay the premium therefor prior to the delivery of the Bonds. Any failure of the Bonds to be so insured or of any such policy of insurance to be issued shall not in any way relieve the Successful Bidder of its contractual obligations arising from the acceptance of its Proposal for Bonds for the purchase of the Bonds.

CUSIP Numbers

It is anticipated that CUSIP identification numbers will be printed on the Bonds, but neither the failure to print such number on any Bond nor any error with respect thereto shall constitute cause for the failure or refusal of the Successful Bidder to accept delivery of and pay for the Bonds. The CUSIP Service Bureau charges for the assignment of CUSIP numbers on the Bonds shall be the responsibility of and shall be paid for by the Successful Bidder.

Undertakings of the Successful Bidder

THE SUCCESSFUL BIDDER SHALL MAKE A BONA FIDE PUBLIC OFFERING OF THE BONDS AT THEIR RESPECTIVE INITIAL REOFFERING PRICES AND SHALL PROVIDE THE RELATED CERTIFICATION DESCRIBED BELOW. THE SUCCESSFUL BIDDER MUST SELL TO THE PUBLIC 10% OR MORE IN PAR AMOUNT OF THE RESPECTIVE SERIES OF THE BONDS FROM EACH MATURITY THEREOF AT THE INITIAL REOFFERING PRICES.

The successful bidder shall within thirty (30) minutes after being notified of the award of the Bonds, advise the Borough in writing (via facsimile transmission) of the initial reoffering prices to the public of each maturity of the Bonds (the "Initial Reoffering Prices"). The successful bidder must, by facsimile transmission or delivery received by the Borough within twenty-four (24) hours after notification of the award, furnish the following information to the Borough to complete the Official Statement in final form, as described below:

- A. Selling compensation (aggregate total anticipated compensation to the underwriters expressed in dollars, based on the expectation that all the Bonds are sold at the prices or yields at which the successful bidder advised the Borough that the Bonds were initially offered to the public).
- B. The identity of the underwriters if the successful bidder is part of a group or syndicate.
- C. Any other material information that the Borough determines is necessary to complete the Official Statement in final form.

After the award of the bonds, the Borough will prepare copies of the final Official Statement and will include therein such additional information concerning the reoffering of the bonds as the successful bidder may reasonably request. The successful bidder will be responsible to the Borough in all aspects for the accuracy and completeness of information provided by such successful bidder with respect to such reoffering.

SIMULTANEOUSLY WITH OR BEFORE DELIVERY OF THE BONDS, THE SUCCESSFUL BIDDER SHALL FURNISH TO THE BOROUGH A CERTIFICATE ACCEPTABLE TO BOND COUNSEL TO THE EFFECT THAT (I) THE SUCCESSFUL

BIDDER HAS MADE A BONA FIDE PUBLIC OFFERING OF THE BONDS AT THE INITIAL REOFFERING PRICES AND (II) SUBSTANTIAL AMOUNTS OF THE BONDS WERE SOLD TO THE PUBLIC (EXCLUDING BOND HOUSES, BROKERS AND OTHER INTERMEDIARIES) AT THEIR RESPECTIVE INITIAL REOFFERING PRICES. Bond counsel advises that (i) such certificate must be made on the best knowledge, information and belief of the successful bidder, (ii) the sale to the public of 10% or more in par amount of the bonds of each maturity at the initial reoffering prices would be sufficient to certify as to the sale of a substantial amount of the bonds, and (iii) reliance on other facts as a basis for such certification would require evaluation by bond counsel to assure compliance with the statutory requirement to avoid the establishment of an artificial price for the Bonds.

Legal Opinions

The obligations hereunder to pay for and to accept delivery of the Bonds shall be conditioned on the availability and the delivery at the time of delivery of the Bonds of the approving opinion of the law firm of Gibbons P.C., Newark, New Jersey, bond counsel to the Borough, which will be furnished without cost to the Successful Bidder, substantially in the form set forth in the Official Statement distributed in preliminary form in connection with the sale of the Bonds. Such opinion shall state to the effect that the Bonds are valid and legally binding obligations of the Borough, and that all the taxable property therein will be subject to the levy of ad valorem taxes, without limitation as to rate or amount, to pay the principal of the Bonds and the interest thereon; and will also state that under existing law, interest on the Bonds is excluded from gross income for purposes of Federal income taxation. The obligations hereunder to pay for and to accept delivery of the Bonds shall be further conditioned on the availability and delivery to the Successful Bidder, at the time of delivery of the Bonds, of (i) certificates from the Borough Chief Financial Officer in form satisfactory to Bond Counsel evidencing the proper execution and delivery of the Bonds, the receipt of payment therefor and the fact the Bonds will not be arbitrage obligations within the meaning of the Code; (ii) a certificate from the Borough Attorney, in form and tenor satisfactory to Bond Counsel and dated as of the date of such delivery, to the effect that there is no litigation pending or (to the knowledge of the signer or signers thereof) threatened affecting the validity of the Bonds; and (iii) a certificate from the Borough Chief Financial Officer, in form and tenor satisfactory to Bond Counsel and dated as of the date of such delivery, to the effect that to the best of his knowledge of such and belief, and after reasonable investigation: (1) neither the Official Statement relating to the Bonds nor any amendment, or supplement thereto contains any untrue statement of a material fact or omits to state any material fact necessary to make the statements therein, in the light of the circumstances in which they were made, not misleading; (2) since the date of the Official Statement (or the date of the most recent amendment or supplement thereto) no event has occurred which would make the statements therein untrue or, in the light of the circumstances in which they were made, misleading, and (3) there has not been any material adverse change in the operation or financial affairs of the Borough since the date of such Official Statement.

Bank Qualified

The Bonds will be designated as “qualified tax-exempt obligations” for purposes of Section 265(b)(3) of the Code.

Concerning The Preliminary Official Statement

The Borough has issued an Official Statement with respect to the sale of the Bonds in preliminary form (the "Preliminary Official Statement") which the Borough has deemed final as of its date for purposes of paragraph (b)(1) of Rule 15c2-12 under the Securities Exchange Act of 1934 ("Rule 15c2-12"), except for certain omissions permitted thereunder and except for changes permitted by other applicable law.

The Preliminary Official Statement may be accessed via the Internet at www.i-dealprospectus.com. A printed version is also available upon request made to the Chief Financial Officer of the Borough at the Borough Hall, 110 East Westfield Avenue, Roselle Park, New Jersey 07204 (telephone (908) 245-0819).

Official Statement

The Borough agrees to provide the successful bidder with up to two hundred (200) copies of the final Official Statement adopted by the Borough in relation to the sale by the Borough of the Bonds within the period of time allowed under Rule 15c2-12, at the sole cost and expense of the Borough, with any additional copies which the successful bidder shall reasonably request to be provided at the sole cost and expense of the successful bidder.

Continuing Disclosure

In order to assist the successful bidder in complying with Rule 15c2-12, the Borough agrees to deliver on the Closing Date a Continuing Disclosure Certificate to be dated as of the Closing Date pursuant to which the Borough shall agree to provide at the times and to the information repositories and other persons described in Rule 15c2-12 the financial or operating data required to be disclosed on a continuing basis pursuant to Rule 15c2-12.

Ken Blum
Chief Financial Officer

Dated: January __, 2008

SUMMARY NOTICE OF BOND SALE

\$4,099,000
BOROUGH OF ROSELLE PARK
IN THE COUNTY OF UNION
NEW JERSEY
GENERAL OBLIGATION BONDS
CONSISTING OF
\$4,084,000 GENERAL IMPROVEMENT BONDS
AND
\$15,000 SPECIAL ASSESSMENT BONDS

(BOOK-ENTRY BONDS) (CALLABLE)
(BANK-QUALIFIED)

ELECTRONIC PROPOSALS (the "Proposals"), via BiDCOMP/PARITY Competitive Bidding System ("PARITY") only, will be received by the Chief Financial Officer of the Borough of Roselle Park, New Jersey (the "Borough"), on

January 17, 2008

until 11:00 a.m., New York City time, at which time they will be announced, for the purchase of all, but not less than all, of the Borough's \$4,099,000 General Obligation Bonds, Series 2008, dated the date of delivery (the "Bonds").

Principal of the Bonds will be paid annually (at maturity, unless designated as mandatory sinking fund payments in the manner prescribed in the hereinafter described Notice of Sale), subject to prior optional redemption, on the fifteenth day of January in the following years and in the following aggregate amounts:

\$4,084,000 General Improvement Bonds, Series 2008, maturing in the principal amount of \$72,000 in the year 2009; \$97,000 in the year 2010; \$122,000 in each of the years 2011 and 2012; \$147,000 in the year 2013; \$175,000 in each of the years 2014 and 2015; \$390,000 in each of the years 2016 and 2017; \$395,000 in the year 2018; \$400,000 in each of the years 2019 through 2022, inclusive, and; \$399,000 in the year 2023.

\$15,000 Special Assessment Bonds, Series 2008, maturing in the principal amount of \$3,000 in each of the years 2009 through 2013, inclusive.

The combined maturity schedule for the Bonds is as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2009	\$ 75,000	2017	\$390,000
2010	100,000	2018	395,000
2011	125,000	2019	400,000
2012	125,000	2020	400,000
2013	150,000	2021	400,000
2014	175,000	2022	400,000
2015	175,000	2023	399,000
2016	390,000		

Individual purchases of beneficial ownership interests in the Bonds will be made in book-entry form (without certificates) in the denomination of \$1,000 each or any integral multiple thereof (with a minimum purchase of \$5,000). The Bonds will bear interest at a rate or rates of interest in a multiple of 1/8 or 1/20 of 1% per annum specified by the successful bidder payable on July 15, 2008 and semi-annually thereafter on the fifteenth day of January and July in each year until maturity or prior redemption. The Bonds are subject to redemption at the option of the Borough in accordance with the Notice of Sale dated January __, 2008 (the "Notice of Sale").

The Bonds will be awarded to the bidder on whose bid the total loan may be made at the lowest net interest cost in accordance with the terms of the Notice of Sale.

For further information relating to the Bonds, reference is made to the Preliminary Official Statement, including the Notice of Sale as an appendix and the form of legal opinion of Gibbons P.C., Newark, New Jersey, bond counsel to the Borough, which can be accessed via the Internet at www.i-dealprospectus.com. Copies of the Preliminary Official Statement, the Notice of Sale and the form of the legal opinion may be obtained from the Chief Financial Officer of the Borough at the Borough Hall, 110 East Westfield Avenue, Roselle Park, New Jersey 07204 (telephone (908) 245-0819).

Dated: January __, 2008

Ken Blum
Chief Financial Officer

✓ Vote Record – Resolution 245-07					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Tabled	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 247-07

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park hereby authorize the Extension of Conditional Lease between the Roselle Park Board of Education and the Borough of Roselle Park for use of the Youth Center, effective September 2007 thru March 2008, as per the attached Lease Agreement.

✓ Vote Record – Resolution 247-07					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Tabled	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 248-07

WHEREAS, the Borough of Roselle Park has applied for and has been awarded a grant in the amount of \$120,903.00 from the Hazardous Discharge Site Remediation Fund Municipal Grant Program through the Department of Environmental Protection and the New Jersey Economic Development Authority for the Remedial Investigation along with Report Preparation of the Youth Baseball Field Complex property;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Roselle Park that the above referenced grant is hereby accepted and the (Mayor, Administrator, etc.) is hereby authorized to execute grant documents as an authorized representative thereunder, as the representative for the Borough of Roselle Park; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the New Jersey Economic Development Authority.

✓ Vote Record – Resolution 248-07					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Tabled	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 249-07

WHEREAS, the Borough of Roselle Park wishes to purchase a 10-Print Live Scan System (fingerprint scanner); and

WHEREAS, Cross Match Technologies, Inc., 3960 RCA Boulevard, Suite 6001, Palm Beach Gardens, Florida 33410 has been awarded New Jersey State Contract No. A68462; and

WHEREAS, the Purchasing Agent recommends the utilization of this contract on the grounds that it represents the best price available; and

WHEREAS, the cost for the purchase of a 10-Print Live Scan System (fingerprint scanner) is not to exceed \$19,783.25; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that a Purchase Order be issued to Cross Match Technologies, Inc. for the purchase of a 10-Print Live Scan System (fingerprint scanner) under State Contract No. A68462 according to law.

✓ Vote Record – Resolution 249-07					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Tabled	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 250-07

WHEREAS, Warren Wielgus, Police Chief has notified the Borough of Roselle Park that he will be retiring effective December 31, 2007 after thirty-five years of service to the Borough; and

WHEREAS, as Police Chief, Warren Wielgus is entitled to certain compensation upon retirement as indicated in the Borough of Roselle Park Department Head Agreement as adopted in April 1998 which includes terminal leave, accumulated sick, personal and vacation days; and

WHEREAS, it has been agreed by the Mayor and Council of the Borough of Roselle Park and Warren Wielgus, Police Chief that the above compensation will be paid as follows:

One-half to be paid in January, 2008

One-half to be paid in January, 2009

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Chief Financial Officer is hereby directed to pay Warren Wielgus, Police Chief, the entitled compensation due upon retirement at the above schedule.

✓ Vote Record – Resolution 250-07					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Tabled	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 253-07

WHEREAS, bids were received by the Borough Clerk for the project Chestnut Street Crosswalks; and

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

1. All bids be and hereby are rejected.
2. The Borough Clerk is hereby authorized to readvertise for new bids.

✓ Vote Record – Resolution 253-07					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Tabled	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

RESOLUTION NO. 246-07

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that Gabrielle Olivo be and is hereby appointed to the position of Junior Clerk in the Roselle Park Police Department, effective January 1, 2008, at the current annual salary of \$27,500.

✓ Vote Record – Resolution 246-07					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Tabled	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Councilman Harms moved the following resolution; seconded by Councilman Badillo.

RESOLUTION NO. 252-07

WHEREAS, the Governing Body of the Borough of Roselle Park has been studying the potential of developing senior housing in the Borough and has been investigating various land sites to accomplish same; and

WHEREAS, the Governing Body of the Borough of Roselle Park has been researching and discussing with various agencies interested in assisting the Borough in accomplishing same; and

WHEREAS, Domus Corporation/Catholic Charities has indicated a sincere interest in assisting the Borough of Roselle Park in developing senior housing within the Borough; and

WHEREAS, of all of the sites located throughout the Borough, Lot 14 in Block 505 (West Webster Avenue) appears to be the most desirable property (considering location and topography); and

WHEREAS, the Governing Body of the Borough of Roselle Park has been soliciting the current owner of the property, Consolidated Rail (Conrail), in an attempt to acquire said lot for the purposes of senior housing; and

WHEREAS, Consolidated Rail has indicated an interest in negotiating with the Borough of Roselle Park, subject only to any and all interest expressed by the County of Union; and

WHEREAS, the County of Union, by virtue of correspondence by Robert Barry, County Council, dated November 29, 2007, has indicated that the County no longer has any interest in Block 505, Lot 14, releasing Consolidated Rail to negotiate directly with the Borough of Roselle Park; and

WHEREAS, a waiver of interest from the County of Union has been transmitted to Consolidated Rail; and

WHEREAS, through e-mail communication from Consolidated Rail to the Borough Attorney, Consolidated Rail has indicated an interest to proceed with negotiations with the Borough of Roselle Park; and

WHEREAS, the Mayor and Council of the Borough of Roselle Park deems it in the best interest of the Borough, its elderly citizens and the elderly citizens throughout the County of Union, that the Borough of Roselle Park pursue an interest in developing senior residences;

NOW, THEREFORE, BE IT RESOLVED that the Mayor, the Borough Clerk and the Borough Attorney of the Borough of Roselle Park are hereby authorized to proceed to negotiate with Consolidated Rail and continue researching the opportunity to acquire the lot located on West Webster Avenue known as Block 505, Lot 14 and report to the Mayor and Council of the Borough of Roselle Park the progress of this research and negotiation.

✓ Vote Record – Resolution 252-07		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Harms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Rubilla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

- Roselle Park LLC vs. the Borough of Roselle Park

INTERRUPT REGULAR ORDER OF BUSINESS

Councilman Harms moved to interrupt the regular order of business for a Closed Session meeting; seconded by Councilman Badillo and adopted.

RESUME REGULAR ORDER OF BUSINESS

Councilman Harms moved to resume the regular order of business; seconded by Councilman Badillo and adopted.

Mayor DeIorio said that during closed session Council discussed the following matter:

- Roselle Park LLC vs. the Borough of Roselle Park

There being no further business to come before the meeting, Councilman Harms moved to adjourn, seconded by Councilman Badillo and adopted.

Attest:

Borough Clerk