



**TOWNSHIP OF ROCHELLE PARK  
151 WEST PASSAIC STREET  
ROCHELLE PARK, NEW JERSEY 07662**

**MINUTES – PUBLIC MEETING – January 21, 2009**

Call to Order 7:30 PM

According to the Open Public Meetings Act, this meeting of January 21, 2009 was advertised in the notice sent to the “Our Town” and “The Record” and posted on the bulletin board in the Municipal Building on January 7, 2009 and has remained continuously posted as the required notice under the Statute and is being taped. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

Roll Call

Comm. K. J. Kovalcik  
Comm. W. Lotz  
Comm. J. Scarpa - Absent  
Comm. P. Strohmeyer  
Mayor F. Valenzuela

Pledge of Allegiance was led by Salvatore Viola

Mayor Valenzuela asked that everyone remain standing for a moment of silence remembering those in the military stationed overseas.

A motion was offered by Comm. Lotz and seconded by Comm. Strohmeyer to approve the agenda. Motion carried on a voice vote – all present voting “Aye”.

Presentation – Salvatore Viola

Mayor Valenzuela presented Constable Salvatore Viola a certification honoring him for his 25 years of volunteer service to the residents of Rochelle Park. Police Chief Zavinsky informed residents that Sal was a dedicated individual and thanked him for his help within the police department and the community whenever needed.

Comm. Scarpa arrived at 7:40 PM.

Reports:

Building Department - December 2008  
Health Department - December 2008  
Municipal Court - December 2008  
Attendance Report - December 2008

Resolutions:

The Consent Agenda was offered by Comm. Lotz seconded by Comm. Strohmeyer and reads:

Resolution #2009 – 34

A Resolution – Payment of Bills – January 2009

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, that the following bills be turned over to the Treasurer, and if found to be correct, be paid provided there is sufficient funds in the various accounts. (see attached)

Attest: Virginia De Maria

Resolution #2009 – 35

A Resolution – Authorizing Contract for Preparation of District Wide Revaluation

Whereas, the last district-wide revaluation for the Township of Rochelle Park was completed in 2002; and

Whereas, the Bergen County Board of Taxation ordered on January 11, 2006 that the Township implement a municipal-wide revaluation to be completed by October 1, 2007 and to be effective for the 2008 tax year; and

Whereas, the Bergen County Board of Taxation has granted several extensions to this deadline and has currently ordered the Township to complete its district-wide revaluation by October 1, 2009 to be effective for the 2010 tax year; and

Resolution #2009 – 35 (cont.)

Whereas, in furtherance of completing the mandated district-wide revaluation, the Township Committee has authorized the Township Engineer to update and revise its tax assessment maps; and

Whereas, in addition, pursuant to Resolution No. 2008-217 the Township authorized the preparation of requests for proposals for this revaluation; and

Whereas, in response to this requests for proposals, several proposals were received; and

Whereas, one such proposal was received from Appraisal Systems, Inc. with offices located at 266 Harristown Road, Glen Rock, New Jersey; and

Whereas, Appraisal Systems, Inc. performed the 2002 district-wide revaluation on behalf of the Township of Rochelle Park and the Township Committee was satisfied with the services which it performed at that time; and

Whereas, the proposal received from Appraisal Systems, Inc. provided for a cost in the amount of \$126,000.00 together with additional services to be performed at its hourly rate of \$90.00; and

Whereas, the Township Committee has determined that it would be in the best interests of the residents and taxpayers of the Township of Rochelle Park to award this Contract to Appraisal Systems, Inc. as it is familiar with the municipality and has submitted a competitive proposal for its services; and

Whereas, the within Contract may be awarded without the necessity of competitive bidding since it provides for a Contract of professional services and is therefore exempt from competitive bidding pursuant to the Local Public Contracts Law.

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey as follows:

1. A Contract be and is hereby awarded to Appraisal Systems, Inc., 266 Harristown Road, Glen Rock, New Jersey in accordance with its recently submitted proposal.
2. The Contract awarded to Appraisal Systems, Inc. shall be to provide all services necessary in connection with the performance of a district-wide revaluation pursuant to the requirements of law and in accordance with the order of the Bergen County Board of Taxation dated January 11, 2006.
3. The cost of performing the services shall be \$126,000.00 together with additional services for testimony and other matters at a rate of \$90.00 per hour in accordance with the aforementioned proposal.
4. The award of this Contract is contingent upon certification, by the Chief Financial Officer, that sufficient funds exist for this purpose.
5. A Contract shall be executed by Appraisal Systems, Inc. and the Township of Rochelle Park on a form prepared by or approved by the Township Attorney.

now therefore be it further resolved that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to Appraisal Systems, Inc., the Tax Assessor for the Township of Rochelle Park, the Bergen County Board of Taxation, the Township Attorney and all other companies submitting proposals for these services.

Attest: Virginia De Maria

Resolution #2009 – 36

A Resolution – Authorizing Contract for Emergency Standby Generator Replacement Main Pump Station – C Academy Electric

Whereas on Monday, December 15, 2008 were received for the Emergency Standby Generator Replacement Main Pump Station; and

Whereas five (5) bids were received, opened and read; and

Whereas the low bidder for the base bid plus alternate bid was Academy Electrical Contractors, 20 Carver Avenue, Westwood, New Jersey 07675 with the bid amount \$87,208.00; and

Whereas upon review of the bid's submitted, the Borough Engineer has recommended that the bid be awarded to Academy Electrical Contractors, 20 Carver Avenue, Westwood, New Jersey 07675; and

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey, that the contract for the Township of Rochelle Park be awarded C Academy Electrical Contractors, 20 Carver Avenue, Westwood, New Jersey 07675 for the bid amount of \$87,208.00.00; and

Be it further resolved that the Chief Financial Officer has certified that the funds are available from General Capital Account in amount not to exceed \$87,208.00.

Attest: Virginia De Maria

Resolution #2009 – 37

A Resolution – Authorizing Execution of Developers Agreement – Metro PCS New York, LLC

Whereas, METRO PCS NEW YORK, LLC filed a Site Plan and Variance Application before the Township of Rochelle Park for the development of property located at 365 West Passaic Street, Rochelle Park, known as Block 103.01, Lot 1.02 through 10 Rochelle Park, New Jersey for the installation of six (6) panel antennas, two (2) GPS antennas and related equipment; and

Whereas, on December 22, 2008 a Resolution was adopted by the by the Zoning Board of Adjustment which provided the necessary approvals for said development; and

Whereas, in addition to the Zoning Board of Adjustment approval there were several Township Engineer reviews of the application, the resolution and the plans submitted; and

Whereas, pursuant to the approvals granted by the Zoning Board of Adjustment, a Developer's Agreement was to be prepared by the Attorney for the Planning Board, Anthony N. Gallina, Esq., prior to commencement of construction; and

Whereas, the aforesaid Developer's Agreement was prepared by the Attorney for the Planning Board and reviewed by the Township Attorney who has approved the content and form of the same; and

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park County of Bergen and State of New Jersey as follows:

1. The Mayor be and he is hereby authorized and directed to execute, on behalf of the Township of Rochelle Park, a Developer's Agreement in the matter of the Site Plan and Variance Application of METRO PCS NEW YORK, LLC.
2. The Developer's Agreement shall include copies of all resolution and engineering review reports prior to its execution;
3. The approval shall be subject to appropriate escrow deposits and performance bonds in accordance with the directions of the Township Engineer.

Be it further resolved, that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to the Zoning Board of Adjustment, Anthony N. Gallina, Esq., the Township Attorney, Joseph J. Rotolo, Esq.

Attest: Virginia De Maria

Resolution #2009 – 38

A Resolution – Authorizing Execution of Developers Agreement – Pascack Community Bank

Whereas, PASCACK COMMUNITY BANK, filed a Site Plan and Variance Application before the Township of Rochelle Park for the development of property located at 1, 11 & 19 East Passaic Street, known as Block 49, Lots 1 through 10 Rochelle Park, New Jersey for the construction of a bank / financial institution and related improvements; and

Whereas, on May 21, 2007 a Resolution was adopted by the by the Zoning Board of Adjustment which provided the necessary approvals for said development; and

Whereas, in addition to the Zoning Board of Adjustment approval there were several Township Engineer reviews of the application, the resolution and the plans submitted; and

Whereas, pursuant to the approvals granted by the Zoning Board of Adjustment, a Developer's Agreement was to be prepared by the Attorney for the Planning Board, Anthony N. Gallina, Esq., prior to commencement of construction; and

Whereas, the aforesaid Developer's Agreement was prepared by the Attorney for the Planning Board and reviewed by the Township Attorney who has approved the content and form of the same; and

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park County of Bergen and State of New Jersey as follows:

1. The Mayor be and he is hereby authorized and directed to execute, on behalf of the Township of Rochelle Park, a Developer's Agreement in the matter of the Site Plan and Variance Application of PASCACK COMMUNITY BANK.
2. The Developer's Agreement shall include copies of all resolution and engineering review reports prior to its execution;
3. The approval shall be subject to appropriate escrow deposits and performance bonds in accordance with the directions of the Township Engineer.

Be it further resolved, that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to the Zoning Board of Adjustment, Anthony N. Gallina, Esq., the Township Attorney, Joseph J. Rotolo, Esq.

Attest: Virginia De Maria

Resolution #2009 - 40

A Resolution – Authorizing Transfer of Liquor License – Corporation to Individual

Whereas, an application for a person-to-person transfer of a Plenary Retail Consumption License No. 0254-33-012-003 ( inactive License)has been received from KIM PEEK for the License previously owned by JOY RELATY CO.INC. ; and

Whereas, a consent to the transfer has been published twice in the newspaper "The Our Town" on January 8<sup>th</sup> and 15<sup>th</sup>, 2009; and

Whereas, no objections have been received respecting said transfer; and

Whereas, following an investigation by the Police Department of the Township of Rochelle Park, no objections have been raised respecting the qualifications of the applicant; and

Whereas, the applicant has paid the required transfer fees (\$149.20 – 10% for person-to-person) and have submitted the required affidavit with regards to the source of funds used to acquire the license.

Now, therefore, be it resolved by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey that the Plenary Retail Consumption License No. 0254-33-012-003 issued to Joy Realty Co. Inc. be transfer to Kim Peek mailing address 900 Palisades Avenue, Apt. 3A, Fort Lee, New Jersey 07024; and

Be it further resolved, that the Municipal Clerk is hereby authorized and directed to endorse the license certificate as follows: “This license, subject to all of its terms and conditions, is hereby transferred to Kim Peek mailing address 900 Palisades Avenue, Apt. 3A, Fort Lee, New Jersey 07024 and forward a certified copy of this resolution to the Director of the Division of Alcoholic Beverage Control.

Attest: Virginia De Maria

Resolution #2009 - 41

A Resolution – Authorizing The Bilow Group - Clerk of The Works - \$35,000

Whereas, the Township Committee has previously awarded a Contract for the construction of the Department of Public Works Garage; and

Whereas, the Township Committee has determined that it would be in the best interests of the residents and taxpayers of the Township of Rochelle Park to secure the services of a firm or on-site construction observation and reporting for this substantial construction project; and

Whereas, as a result of having made that determination the Township authorized the preparation of Requests for Proposals for these services; and

Whereas, several Proposals were received from various engineers and / or architects in order to perform these services on behalf of the municipality; and

Whereas, one such Proposal was from The Bilow Group Architects and Planners, LLP of Ridgefield Park, New Jersey; and

Whereas, The Bilow Group has previously performed architectural services on behalf of the Township and the Township Committee has been satisfied with the quality of the work performed by this professional services company; and

Whereas, the Proposal from The Bilow Group for the services, in accordance with their Proposal received from this company provided for a total fee not to exceed \$35,000.00; and

Whereas the Township Committee has determined that The Bilow Group possesses the professional qualifications to perform such services on behalf of the Township.

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey as follows:

1. A Contract be and is hereby authorized with The Bilow Group Architects and Planners, LLP, 161 Main Street, Ridgefield Park, New Jersey.
2. This Contract shall be for on-site construction observation and reporting for the Township of Rochelle Park, Department of Public Works Garage.
3. The Proposal shall be in accordance with the terms and conditions set forth in the Proposal of The Bilow Group dated October 20, 2008 as well as their amendatory Proposal submitted thereafter.
4. The total fee for these services shall be in amount not to exceed \$35,000.00.
5. The award of this Contract is contingent upon certification by the Chief Financial Officer that sufficient funds exist for this purpose.

Now therefore be it further resolved that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to The Bilow Group, the Township Administrator, and the Township Attorney. The Township Clerk is also authorized and directed to advise all other companies that submitted Proposals of this award.

Attest: Virginia De Maria

Resolution #2009 – 42

A Resolution – Authorizing Raffle License – River Dell Jr. Football Association

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, State of New Jersey, that the application for Texas Hold'em License #387-08 as presented by the RIVER DELL JUNIOR FOOTBALL ASSOCIATION ID#423-5-37253 requesting permission to conduct a Texas Hold'em Tournament on March 28, 2009 be approved and the requested license be issued.

Attest: Virginia De Maria

Resolution #2009 – 43

A Resolution – Authorizing Re-Bid – Lease Space – 151 W. Passaic Street

Whereas, the Township Committee previously authorized the solicitation of bids for the leasing of municipal property which is not needed for public purposes; and

Whereas, the bid solicitation provided that sealed bids for such a rental agreement were to be submitted no later than December 30, 2008; and

Whereas, the bid solicitation further provided for minimum requirements for the submission of this bid; and

Whereas, in response to this bid solicitation one bid was submitted to the Township Committee, said bid being submitted by Complete Executive Offices, Inc., the current tenant of that property; and

Whereas, the bid submitted failed to meet the minimum bid requirements as set forth in the bid notice and, therefore, pursuant to Resolution No. 2009-32 it was rejected; and

Whereas the Township Committee has determined that it would be in the best interests of the municipality to once again solicit bids for this purpose and also to take other steps which may be necessary in order to secure the best possible response on behalf of the Township.

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey as follows:

1. The Township Attorney be and is hereby authorized and directed to prepare a revised public notice for the purpose of re-bidding for the leasing of this municipal property.
2. The Township Administrator is hereby authorized and directed to contact local commercial real estate brokers in order to secure such assistance as he may deem appropriate in connection with this matter including, without being limited to, determining the fair market rental for the property and making proposals to the Township Committee for utilizing the services of a broker to secure a replacement tenant.
3. The Township Clerk is authorized to, upon receipt of the necessary bid documents, publish the required public notice in additional newspapers and other venues in order to secure the best possible response to this bid solicitation.

Now therefore be it further resolved that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to the Township Attorney, the Township Administrator, Complete Executive Offices, Inc. and the Building Department for the Township of Rochelle Park.

Attest: Virginia De Maria

Resolution #2009 – 46

A Resolution – Emergency to Temporary Budget Resolution #1 of 2009

Whereas an emergency condition has arisen with respect to VARIOUS LINE ITEMS (see attached) and no adequate provisions have been make in the 2009 temporary budget for the purpose above mentioned, and

Whereas, the total emergency temporary resolution adopted in the year 2009 pursuant to the provisions of N.J.S.A. 40A:4-20 (Chapter 96, O.L. 1951 as amended) including this resolution total \$2,542,457.96.

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park (not less than two thirds of all members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A: 4-20,

1. An emergency temporary appropriations be and the same is hereby made for the account listed in the amount of \$110,000.

Inside CAP

20-1402	Computerized Data	\$50,000.00
25-2403	Police Cars	10,000.00
	Total	\$60,000.00

Resolution #2009 – 46 (cont.)

Add Outside CAP

45-9302	Interest on Bonds	\$50,000.00
	Grand Total	\$110,000.00

Attest: Virginia De Maria

Resolution #2009 – 47

A Resolution – Approving Transfers Within The 2008 Budget Appropriations

Whereas, there are certain appropriations which unexpended balances and certain accounts on which commitments to be entered into which possibly exceed the amount of the original 2008 appropriations; and

Whereas, under Title 40A:4-58 Revised Statutes of New Jersey permission is given to transfer from one budget account into another during the last two months of the fiscal year.

Now, therefore, be it resolved, that the Finance Officer, Michael Mariniello of the Township of Rochelle Park be and is hereby authorized and directed to transfer as follows:

Inside CAP			
20-1652	TO:	Engineering Service O/E	\$10,000.00
23-2103	TO:	Workers Insurance O/E	3,700.00
25-2401	TO:	Police S/W	8,500.00
25-2752	TO:	Municipal Prosecutor O/E	1,400.00
25-2403	TO:	Police Cars O/E	1,100.00
26-2901	TO:	Streets & Roads S/W	2,400.00
26-3102	TO:	Buildings & Grounds O/E	2,800.00
26-3152	TO:	Vehicle Maintenance O/E	4,700.00
35-4452	TO:	Utilities/Water	4,900.00
31-4462	TO:	Utilities/Gas	11,000.00
31-4602	TO:	Utilities/Gasoline	6,500.00
		Total	\$57,000.00
Inside CAP			
23-2202	FROM:	Health Ins O/E	\$57,000.00
Outside CAP			
44-4022	TO:	Township of Saddle Brook	\$ 4,300.00
23-2202	FROM:	Health Ins	\$ 4,300.00

Attest: Virginia De Maria

Resolution #2009 – 48

A Resolution – Authorizing Raffle License

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, State of New Jersey, that the application for an off-premise Raffle License #388-08 as presented by the SALT WATER ANGLERS OF BERGEN COUNTY ID#427-8-37906 requesting permission to conduct an Off-Premise Raffle on May 19, 2009 be approved and the requested license be issued.

Attest: Virginia De Maria

A motion was offered by Comm. Strohmeyer and seconded by Comm. Lotz to adopt the Consent Agenda. Motion carried on a roll call vote – all present voting “Aye”.

The following Resolution was offered by Comm. Lotz and no second was offered.

Resolution #2009 – 39

A Resolution – Authorizing Agreement with the Housing Authorizing of Bergen County

Whereas, under the authorization of the New Jersey Fair Housing Act the Township has implemented a program to provide affordable housing units to low and moderate income households desiring to live within the Township; and

Whereas, the State of New Jersey has promulgated affordability controls in its regulations designed to implement the provisions of the Fair Housing Act; and

Whereas, the purpose of these affordability controls is to assure that low and moderate income units that are created under the Act are occupied by low and moderate income households for an appropriate period of time; and

Whereas, the Law provides that these affordability controls may be administered by an outside administrative agent acting on behalf of the municipality; and

Resolution #2009 - 36

Whereas, the Township Committee has determined that the Housing Authority of Bergen County is one such agency and is satisfied that the Housing Authority of Bergen County would properly serve the Township and has selected it to be its administrative agent for these purposes.

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey as follows:

1. An Agreement between the Township of Rochelle Park and the Housing Authority of Bergen County be and is hereby authorized.
2. This Agreement shall be for the purpose of providing affordability control services for all affordable housing within the municipality.
3. The term for the Agreement shall be for a period of one (1) year commencing on January 1, 2009 and ending on December 31, 2009 but may also be terminated upon three (3) months' advance notice by either party.
4. Unless terminated, the Agreement shall automatically be renewed for one (1) additional year.
5. The fees to be paid to the Housing Authority of Bergen County shall be as set forth in the Agreement which has been reviewed and approved by the Township Attorney and the Township Planner and shall include, without being limited to, an annual fee of \$2,500.00, a one (1) time setup fee of \$1,500.00 and an annual monitoring / reporting fee of \$1,000.00 per development.
6. The award of the Contract is contingent upon certification, by the Chief Financial Officer of the Township of Rochelle Park that sufficient funds exist for this purpose.

Now therefore be it further resolved that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to the Housing Authority of Bergen County, the Township Planner, Banisch Associates, Inc., the Township Attorney and the Chief Financial Officer for the Township of Rochelle Park.

Attest: Virginia De Maria

A motion was offered by Comm. Lotz with no second offered. Resolution NOT ADOPTED.

The following Resolution was offered by Comm. Strohmeyer and seconded by Comm. Kovalcik and reads:

Resolution #2009 – 44

A Resolution – Introduction Ordinance #997-09 – An Ordinance Amending the Personnel Policies and Procedures Manual

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, that an ordinance entitled “**AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF ROCHELLE PARK AND, SPECIFICALLY, AMENDING THE PERSONNEL POLICIES AND PROCEDURES MANUAL**” be and it is hereby introduced and passed on first reading January 21, 2009 and that said ordinance be further considered for final passage at a meeting to be held on February 18, 2009 at 7:30 PM or as soon thereafter as the matter can be reached at the Municipal Complex, 151 West Passaic Street, Rochelle Park, NJ 07662 and that at or such time and place all persons interested be given an opportunity to be heard concerning same and that the Township Clerk be and she is hereby authorized and directed to publish and post said ordinance, together with a notice of the introduction thereof and the time and place when and where such ordinance will be considered for final passage.

Attest: Virginia De Maria

A motion was offered by Comm. Strohmeyer and seconded by Comm. Kovalcik to adopt the above resolution. Motion carried on a roll call vote – “Ayes” - Kovalcik, Lotz, Strohmeyer, Valenzuela, “Nay” - Scarpa

The following Resolution was offered by Comm. Strohmeyer and seconded by Comm. Scarpa and reads:

Resolution #2009 – 45

A Resolution - Authorizing Release of Closed Session Minutes of January 14, 2009

Whereas, pursuant to the Open Public Meetings Act (N.J.S.A. 10:4-1 et. seq.) certain issues may be discussed by the Township Committee in a session which excludes the public; and

Whereas, the aforementioned law requires that the minutes of said closed sessions be released as soon as practicable after the meeting and so long as the release of the minutes will not be adverse to the interests of the public and/or the Township; and

Resolution #2009 – 45 (cont.)

Whereas, pursuant to statute, the purpose of this Resolution is to disclose the information which was discussed in closed session on January 14, 2009 to the extent that said information can be disclosed without adversely affecting the Township of the public interest.

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen and State of New Jersey that the attached closed session minutes may be released to the public in accordance with the requirements of New Jersey State Law; and

Be it further resolved, that any minutes which have not been released pursuant to this Resolution shall be reviewed periodically by the Township Attorney and further recommendation shall be made for the release of additional minutes as the release of same is deemed to be proper.

Attest: Virginia De Maria

**CLOSED SESSION MINUTES – January 14, 2009**

A motion was made for the Township Committee to go into closed or executive session to discuss matters of personnel, litigation and negotiations. The following represents the minutes of that closed session to the extent that those minutes may be released at this time.

1. Department of Public Works Superintendent A discussion was held between the Township Administrator and the Township Committee regarding the status of the Superintendent of the Department of Public Works and the Interlocal Agreement with the Borough of Paramus for his continued services.
2. Township Administrator Contract A discussion was held in connection with the Contract of the Township Administrator which expired in November, 2008 and has been extended for a period of approximately one (1) year. The Township Attorney was authorized to prepare a Contract confirming the terms of that Extension Agreement.
3. Leasing of 151 West Passaic Street The Township Attorney reported concerning the bid for the leasing of the second floor of the municipal building. A decision was made to re-advertise and solicit bids once again for a new Lease Agreement and to solicit the assistance of commercial real estate brokers in this regard.

Attest: Virginia De Maria

A motion was offered by Comm. Strohmeier and seconded by Comm. Scarpa to adopt the above resolution. Motion carried on a voice vote – all voting “Aye”.

**Committee’s/Administrator’s/Attorney’s Reports**

Comm. Kovalcik – Reminded everyone of the Annual Rabies Clinic being held at the Fire House on Lotz Lane this coming Saturday between the hours of 10:00 AM – 12:00 PM. The shots are at no cost to the residents and animal licenses are available. No license may be issued unless the dog’s rabies shot does not expire prior to November 1, 2009.

Comm. Scarpa – Advised the Township Committee that at the next work session he had scheduled a Recycling Company to make a presentation. This company provides recycling trash cans throughout the Township high traffic areas, empties and maintains them. Revenue will be recognized by the municipality through advertising and sponsorship.

Comm. Lotz – Read a letter commending Let. Det. William Flannelly for his assistance during a bike fall in the County Park..

DPW Year-End Report – Most time lawn mowing, secondly brush chipping, thirdly general work. Lotz thanked the DPW staff for their snow removal efforts during recent storms.

Lotz thanked the Police Department, Fire Department, DPW and Construction Code Official for their helping hand during the evacuation of Windsor Court Condominiums during a flooding situation due to frozen pipes.

Municipal Court Report December – Cases Disposed 352

Comm. Strohmeier – Congratulated Sal Viola, she stated that when he makes a commitment, he gives 100% effort.

Library December Report - Circulated 1813 items, Loaned 463, Borrowed 897, Added 154 New Items, New Cards Issued - 7, Computer Usage 243

YTD Loaned 5,384, Borrowed 13,873

Minutes of Public Meeting held January 21, 2009 cont.

Strohmeyer advised that there would be no VITA program in the library this year due to volunteer restrictions.

Strohmeyer also spoke regarding Windsor Court and the burst pipe, it happened before 9:00 AM Sunday morning, with damages to the fire suppression systems, electric panels and numerous units. The building had to be evacuated as it became a hazardous situation. She thanked Fire Prevention Officer Darryl DeMott and Construction Code Official Rich Bolan for working together and keeping residents informed of all steps needed to be taken. She wished all residents of Windsor Court the best. She also thanked the DPW, the Police Department and the Fire Department for their efforts as well.

Mayor Valenzuela – Echoed the sentiments of Comm. Lotz and Comm. Strohmeyer regarding the situation at Windsor Court. He thanked all the volunteers for their time and efforts. Valenzuela attended the recent Board of Education meeting and advised them of the tough financial times facing the municipality. He asked them to keep this in mind during their upcoming budget preparation. Valenzuela spoke of the inauguration of President Barack Obama and was impressed by the smooth transfer of power. He wished the president good luck in the future.

Administrator Mariniello – Advised that he had scheduled a meeting for this Friday, January 23<sup>rd</sup> with emergency management department heads regarding the situation that had occurred the previous Sunday at Windsor Court. He would like to review the situation and discuss possible improvements.

A motion was offered by Comm. Lotz and seconded by Comm. Strohmeyer to open the meeting to the public. Motion carried on a voice vote – all present voting “Aye”.

Police Chief Zavinsky – Rochelle Park Police Department – commended all the residents of Windsor Court for their cooperation and an orderly evacuation of their homes. He thanked all responding volunteers for their hard work.

Jerry Cronin – 175 Rochelle Avenue – Windsor Court – President of the Association – Thanked the Township Committee for their outreach at their time of need. He cited a warm sense of community feeling. He thanked Construction Code Official Rich Bolan, Police Chief Zavinsky, the Fire Department and the Ambulance Corp., they did a remarkable job and he thanked them for their support. He reiterated previous concerns regarding problems with the sprinkler system, designation of flood zone, release of a performance bond and the municipal monies owed the condo association for garbage collections. Administrator Mariniello advised that a check would be forthcoming for reimbursement for recycling/garbage for 2008.

Comm. Scarpa asked the Administrator to cut a check for reimbursement of garbage collection as soon as possible. Scarpa also asked the procedure of releasing a performance bond. Attorney Rotolo advised that a performance bond is in place until the developer fulfills all requirements of the building department, it is not kept in place during the change over from developer to homeowner. He then asked who was overseeing the construction and consequent inspections of this building. Attorney Rotolo will investigate and report back to the Township Committee.

A motion was offered by Comm. Lotz and seconded by Comm. Strohmeyer to close the meeting to the public. Motion carried on a voice vote – all present voting “Aye”.

A motion was offered by Comm. Lotz and seconded by Comm. Strohmeyer to adjourn the meeting. Motion carried on a voice vote – all present voting “Aye”.

Respectfully submitted,

Virginia De Maria  
Municipal Clerk