



TOWNSHIP OF ROCHELLE PARK  
151 WEST PASSAIC STREET  
ROCHELLE PARK, N.J. 07662

**MINUTES – PUBLIC MEETING – JUNE 17, 2015**

Call to order at 7:32 PM

According to the Open Public Meetings Act, this meeting of June 17, 2015 was sent to the “Our Town” and published on January 9, 2015, posted on the bulletin board in the Municipal Building 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. M. Kazimir  
Comm. J. Kovalcik  
Comm. J. Scarpa-Absent  
Comm. F. Valenzuela-Absent  
Mayor J. Ouellette

Pledge of Allegiance was led by Police Chief Flannelly

Mayor Ouellette asked that everyone remain standing for a moment of silence for our troops overseas, all that have served before them and continue to serve.

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

A motion was offered by Comm. Kazimir and seconded by Comm. Kovalcik to approve the minutes of the Public Meeting May 20, 2015. Motion carried on a voice vote – all present voting “Aye”.

At the Work Session held on June 10, 2015 the following resolutions were adopted - all present voting “Aye”.

Resolution #2015 - 123

Adoption Ord. #1082 - 15 - Capital Ordinance - \$625,000 - Acquisition of Real Property - 49 E. Passaic Street

Be It Resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, that an ordinance entitled “Capital Ordinance To Appropriate The Sum Of \$625,000 For The Acquisition Of Real Property Located At 49 East Passaic Street For Municipal Purposes In, By And For The Township Of Rochelle Park, In The County Of Bergen, State Of New Jersey, And Providing That Such Sum So Appropriated Shall Be Raised From Capital Surplus Of The Township” be and it is hereby passed upon second and final reading and that the Municipal Clerk be and she is hereby authorized and directed to advertise the same according to law.

Attest: Elizabeth Kroll

Resolution #2015 - 124

A Resolution Authorizing Township Engineer to Prepare Vertical Survey Data- Antenna DPW Site

Whereas the Township of Rochelle Park has been advised that the existing communications antennae at the Department of Public Works site requires a federal aviation administration (FAA) permit; and

Whereas the FAA permits application requires vertical survey data which must be provided by a licensed professional land surveyor.

Now therefore be it resolved, that the Township Engineer be and is authorized to obtain and provide to the Township the survey data needed to prepare the FAA application.

Attest: Elizabeth Kroll

Presentation

Rochelle Park Police Department Promotions

Police Chief Flannelly welcomed the officer's friends and families. He stated there have been several retirements in the past 5 years and with the assistance of the Township Committee he is able to make several well deserved promotions. He complimented each officer on his dedication to the residents of Rochelle Park and spoke of each individual's strengths. He stated that the members of the Police Department are the best and brightest in Bergen County and he looks forward to working closely with his new management team.

Comm. Scarpa entered the meeting.

The following members of the Rochelle Park Police Department were sworn in by Police Commissioner Kovalcik surrounded by family members who held the bible.

Promotion to Lieutenant –

Glenn Brunet, Daniel Urban, Dean Pinto

Promotion to Sergeant –

James DePreta, Kenneth Stapleton, Edward Kukalski, Douglas Arendacs

Reports:

Health Department - May 2015

Building Department - May 2015

Municipal Court - May 2015

The Consent Agenda was offered by Comm. Scarpa and seconded by Comm. Kovalcik and reads:

Resolution # 2015 - 125

A Resolution – Payment of Bills – June 2015

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.

**DOG ACCOUNT**

**CK 167 NJ Dept. of Health \$11.40**

**CURRENT, TRUST AND GENERAL CAPITAL ACCOUNTS**

Current Fund \$1,682,354.74

Capital Fund \$ 73,445.54

Trust Fund \$ 15,574.62

See attached back-up.

Attest: Elizabeth Kroll

Resolution #2015 - 126

A Resolution - Preparation of Plans and Specifications-State Aid Improvement-Lincoln Avenue

Now, Therefore, Be It Resolved that the Township Committee of the Township of Rochelle Park formally approves the grant application for the above stated project

Be It Further Resolved that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2011 Rochelle Park Township – 00125 to the New Jersey Department of Transportation on behalf of the Township of Rochelle Park.

Resolution # 2015-126 cont.

Be It Further Resolved that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Rochelle Park and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Attest: Elizabeth Kroll

Resolution # 2015 - 127

A Resolution - Appointing Community Development Representatives

Be It Resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, New Jersey, that Robert Davidson, Administrator of the Township of Rochelle Park residing at 86 Lexington Avenue, Rochelle Park, is hereby appointed the Community Development Representative for the Township of Rochelle Park effective July 1, 2015 through June 30, 2016; and

Be It Further Resolved, that Elizabeth Kroll, 2 E. Forest Place, Rochelle Park is appointed as Alternate Representative serving the same term.

Attest: Elizabeth Kroll

Resolution# 2015 - 128

A Resolution -Authorization to Make Annual LOSAP Payment

Whereas, the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, has adopted a resolution implementing Length of Service Awards Program (LOSAP), pursuant to Section 457 (e)(11)(13) of the Internal Service Code of 1986 and;

Whereas, the Chief Financial Officer has reviewed and has forwarded certified lists to the Township Committee to disclose Fire Department and Ambulance Corp. recipients who have met the minimum requirements to receive such funds and;

Whereas, a certified list containing the names of the recipients are attached to this resolution in which the auditors have recommended in the audit that this list be available for review in the form of a resolution;

Therefore, Be It Resolved, that the Chief Financial Officer, has certified funds are available in the 2014 appropriation reserve, totaling \$26,250.00 including Volunteer Fire Department and Volunteer Ambulance Corp., and has further audited the documents submitted by the Fire Department and Ambulance Corp. and has determined that the documents meet the intent of the 2014 audit requirements.

Attest: Elizabeth Kroll

Resolution# 2015 - 129

A Resolution – Acknowledging the Annual Report of Audit

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

Whereas, the Annual Report of Audit for the year 2014 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40a: 5-6, and a copy has been received by each member of the governing body; and

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

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

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

Whereas, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

Whereas, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of

New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

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

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

Now, Therefore, Be It Resolved, that the Township Committee of the Township of Rochelle Park, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of the resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON JUNE 17, 2015.

Attest: Elizabeth Kroll

Resolution # 2015 - 130

A Resolution - Approving Conclusion Probationary Term - Brendan Stapleton

Whereas, on July 1, 2014 the Township Committee, upon the recommendation of the Chief of Police, hired Brendan Stapleton as a Police Officer for the Township of Rochelle Park;

Whereas, said Resolution provided for a one (1) year probationary term under the supervision of the Chief of Police;

Whereas, prior to the end of said probationary term, Chief Flannelly was to submit a report with recommendations as to whether said probationary term had been successfully completed together with a recommendation as to conversion of the hiring to a permanent position;

Whereas, Chief Flannelly has, in fact, reported to the Township Committee and recommended that Brendan Stapleton be hired on a permanent basis.

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. Police Officer Brendan Stapleton is hereby hired on a permanent basis after having successfully completed a one (1) year probationary term pursuant to Township Committee.
2. The conversion of Officer Stapleton probationary term to permanent hiring shall be deemed effective immediately upon adoption of this Resolution but his hiring shall be effective as of July 1, 2014 and all time periods for determination of salary, seniority, etc. shall be effective as of that date

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 Chief Robert Flannelly, Officer Brendan Stapleton, the Chief Financial Officer for the Township of Rochelle Park and the Township Attorney.

Attest: Elizabeth Kroll

Resolution #2015 - 131

A Resolution - Authorizing Raffle License 452-15 Knights of Columbus - Bingo License

Be It Resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, State of New Jersey, that the application for Raffle License #451-15 as presented by the K OF C COUNCIL #2842 SACRED HEART ID#427-6-35240 requesting permission to conduct BINGO for June 7, 2015 be approved and the requested license be issued.

Attest: Elizabeth Kroll

The following resolution was offered by Comm. Scarpa And seconded by Comm. Kovalcik and reads:

Resolution #2015 – 132

A Resolution - Introduction Ord. #1089 - 15 – State Aid Lincoln Avenue

Be It Resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, that an ordinance entitled “Bond Ordinance To Authorize The Improvement Of Lincoln Avenue (From Chestnut Avenue To Peek Street) In, By And For The Resolution # 2015-132 cont.

Township Of Rochelle Park, In The County Of Bergen, New Jersey, To Appropriate The Sum Of \$167,000 To Pay The Cost Thereof, To Authorize The Issuance Of Bonds To Finance Such Appropriation And To Provide For The Issuance Of Bond Anticipation Notes In Anticipation Of The Issuance Of Such Bonds” be and it is hereby introduced and passed on first reading June 17, 2015 and that said ordinance be further considered for final passage at a meeting to be held on July 15, 2015 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: Elizabeth Kroll

A motion was offered by Comm. Kovalcik and seconded by Comm. Scarpa to adopt the resolution. Motion carried on a voice vote – “Ayes” Kazimir, Kovalcik, Scarpa, Ouellette “Absent” Valenzuela

Resolution # 2015 - 133

A Resolution - Authorizing Additional Monitoring Wells - Multitone - West End Street

Whereas, environmental remediation has been undertaken in connection with the former MULTITONE ENGRAVING FACILITY located at 60 Essex Street; and

Whereas, the project’s environmental consultant, WOODARD & CURRAN has now determined that additional remediation work may be required and, in order to determine the extent of the additional work which may be required, WOODARD & CURRAN has requested permission to install monitoring wells in the right of way on West End Street; and

Whereas, the Township Committee, upon the recommendation of the Township Engineer, has determined that it would be in the best interest of the Municipality to permit such testing to occur.

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. Woodard & Curran is hereby authorized to install monitoring wells in the West End Avenue right of way.
2. The approval granted herein is in furtherance of the request by Woodard & Curran in their correspondence of June 3, 2015 together with the exhibits dated June 2015 and well construction detail dated July 2014.
3. The approval granted herein is contingent upon approval by the Township Engineer as to the locations of the monitoring wells and compliance with all other directions and requirements of the Township Engineer.
4. Prior to any work, Woodard & Curran shall be required to execute an amended Site Access and Hold Harmless Agreement in the form prepared by the Township Attorney and shall also be required to post all escrows and bonds which are required pursuant to the direction of the Township Engineer.
5. Woodard & Curran shall be responsible for repairing and/or replacing any damage caused by the work to be performed and shall also be responsible for all costs and expenses associated with the same including, without being limited to, engineering fees and costs incurred by the Township.

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 Woodard & Curran, the Township Attorney, the Township Engineer and the Department of Public Works.

Attest: Elizabeth Kroll

The following resolution was offered by Comm. Scarpa and seconded by Comm. Kovalcik and reads:

Resolution # 2015 – 134

A Resolution - Hearing & Adoption Ord. #1084 - 15 - 2015 Salary Ordinance Non-Contractual

Be It Resolved, By The Township Committee Of The Township Of Rochelle Park, Bergen County, New Jersey, That An Ordinance Entitled “An Ordinance To Provide For And Determine The Salary Or Rate Of Compensation Of Various Municipal Employees Of The Township Of Rochelle Park And To Establish A Method Of Payment Of Such Compensation For The Year 2015” Be And It Is Hereby Passed Upon Second And Final Reading And That The Municipal Clerk Be And She Is Hereby Authorized And Directed To Advertise The Same According To Law.

Attest: Elizabeth Kroll

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

No public spoke.

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

A motion was offered by Comm. Scarpa and seconded by Comm. Kovalcik to adopt the above resolution. Motion carried on a roll call vote – All present voting “Aye”

The following resolution was offered by Comm. Kovalcik and seconded by Comm. Kazimir and reads:

Resolution # 2015 – 135

A Resolution - Hearing & Adoption Ord. #1085 - 15 - To Add an Ordinance Regulating Second Hand Dealers

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 To Add An Ordinance Regulating Second Hand Dealers” Be And It Is Hereby Passed Upon Second And Final Reading And That The Municipal Clerk Be And She Is Hereby Authorized And Directed To Advertise The Same According To Law.

Attest: Elizabeth Kroll

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

No public spoke.

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

A motion was offered by Comm. Kovalcik and seconded by Comm. Kazimir to adopt the above resolution. Motion carried on a roll call vote – “Ayes” Kazimir, Kovalcik, Scarpa, Mayor Ouellette “Absent” Comm. Valenzuela

The following resolution was offered by Comm. Kazimir and seconded by Comm. Scarpa and reads:

Resolution # 2015 – 136

A Resolution - Hearing & Adoption Ord. #1086 - 15 - Amend Chapter 161 Entitled “Streets and Sidewalks”

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 Chapter 161 Of The Code Of The Township Of Rochelle Park Entitled “Streets And Sidewalks” Be And It Is Hereby Passed Upon Second And Final Reading And That The

Municipal Clerk Be And She Is Hereby Authorized And Directed To Advertise The Same According To Law.

Attest: Elizabeth Kroll

A motion was offered by Comm. Kazimir and seconded by Comm. Scarpa to open the hearing to the public. Motion carried on a voice vote – all present voting “Aye”  
No public spoke.

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

A motion was offered by Comm. Kazimir and seconded by Comm. Scarpa to adopt the above resolution. Motion carried on a roll call vote – All present voting “Aye”

The following resolution was offered by Comm. Kovalcik and seconded by Comm. Kazimir and reads:

Resolution #2015 – 137

A Resolution - Hearing & Adoption Ord. #1087 - 15 - Amend the Table of Organization in the Police Department

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, To Amend The Table Of Organization In The Rochelle Park Police Department” Be And It Is Hereby Passed Upon Second And Final Reading And That The Municipal Clerk Be And She Is Hereby Authorized And Directed To Advertise The Same According To Law.

Attest: Elizabeth Kroll

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

No public spoke.

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

A motion was offered by Comm. Kovalcik and seconded by Comm. Kazimir to adopt the above resolution. Motion carried on a roll call vote – All present voting “Aye”

The following resolution was offered by Comm. Kazimir and seconded by Comm. Scarpa and reads:

Resolution #2015 – 138

A Resolution - Hearing & Adoption Ord. #1088 - 15 - Amend Section 180-38 “Declaration of Emergency”

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 Section 180-38 Of The Code Of The Township Of Rochelle Park Entitled “Declaration Of Emergency” Be And It Is Hereby Passed Upon Second And Final Reading And That The Municipal Clerk Be And She Is Hereby Authorized And Directed To Advertise The Same According To Law.

Attest: Elizabeth Kroll

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

No public spoke.

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

A motion was offered by Comm. Kazimir and seconded by Comm. Scarpa to adopt the above resolution. Motion carried on a roll call vote – All present voting “Aye”

Committee’s/Administrator’s/Attorney’s Reports-

Comm. Kovalcik-Congratulated all of the Police Officers on their promotions. He stated that this year is the 11<sup>th</sup> Annual Summerfest Concert at Midland School featuring a Neil Diamond tribute band. He commented that this event is privately sponsored each year by Park Ave BMW/Acura. He thanked them for their continuous generosity. The concert will be held August 20<sup>th</sup> at 7:30PM.

Comm. Scarpa-Congratulated all of the Police Officers on their promotions. He stated that it is wonderful to see how proud each officers spouses and children were. He asked residents to please keep Mr. Roy Sommerhalter, owner Park Ave BMW/Acura, in their thoughts and prayers as his health has not been well.

Comm. Kazimir-Congratulated the officers on their new leadership positions within the Police Department. He stated that all of the officers in Rochelle Park have exhibited exceptional training and skills and he is confident in their leadership abilities. He commented that the Library Board members, Administrator Davidson and himself had a meeting to discuss association libraries. He advised that the meeting went very well and he is confident that the relationship between the Library Board and the Township will continue to be positive.

Mayor Ouellette- Congratulated all of the Police Officers on their promotions. She stated that all of the officers to an excellent job protecting the residents of Rochelle Park. She commented that she is pleased to see so many individuals move up in rank. She wished all of the officer’s success and thanked them for their service to the community.

Administrator Davidson-Advised residents that beginning Thursday evening milling and paving is scheduled to begin on Central Avenue near Williams Street. He stated that milling and paving projects are also commencing in the LaVelle section of town. He reminded residents that on July 6<sup>th</sup> Rochelle Avenue will be closed for approximately 45-60 days for 24 hours a day to begin the boring project underneath the railroad tracks.

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

Lina Boniface- Asked the Township Committee if the boring underneath the railroad crossing would be continuous 24 hour project or is the road simply closed for 24 hours. Administrator Davidson stated that work was not planned for 24 hours, he believes most likely the boring will be done for about 10 hours a day.

Comm. Scarpa asked Administrator Davidson if any information has been posted in regards to the street closures. Administrator Davidson stated that yes; all information is posted on the Township website and the Rochelle Park Police Departments Facebook page. He also stated that alerts are available if residents sign up through nixle.

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

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

Respectfully Submitted,

Elizabeth Kroll  
Municipal Clerk