



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

MINUTES – PUBLIC MEETING – April 15, 2015

Call to Order at 7:31 PM

According to the Open Public Meetings Act, this meeting of April 15, 2015 was advertised in the notice sent to the “Our Town”, posted on the bulletin board in the Municipal Building on January 12, 2015 and on the Township’s web-site 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. Kazimir-Absent
 Comm. Kovalcik
 Comm. Scarpa-Absent
 Comm. Valenzuela
 Mayor Ouellette

Pledge of Allegiance was led by Jonathan Buyck.

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

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

Comm. Scarpa entered the meeting.

A motion was offered by Comm. Valenzuela and seconded by Comm. Kovalcik to approve the minutes of the Public Meeting March 18, 2015. Motion carried on a voice vote – all present voting “Aye”.

Proclamation

Mayor Ouellette asked AnneMarie Wells to come to the dais while the following proclamation was read.

Autism Awareness Month – April

Whereas, Autism Spectrum Disorder (ADS) represents a broad group of disorders that vary widely from mild to severe, and is characterized by difficulty with social interaction, communication, severely limited interests and repetitive behaviors; and

Whereas, the Centers for Disease Control and Prevention (CDC) studies have indicated that New Jersey has among the highest autism prevalence rated in the country; and

Whereas, the nature of Autism and other developmental disabilities requires a variety of types of assistance at different points in an individual’s life; and

Whereas, a variety of public and private organizations and agencies strive to provide quality care, support or service to children and adults with Autism to enable them to live as independently as possible and to reach their full potential; and

Whereas, each organization has a role in identifying, assessing or supporting people with Autism and their families; and

Whereas, the Office on Autism in the Department of Human Services, State of New Jersey provides a central location to address Autism issues;

Now, therefore, I, Jayme Ouellette, Mayor of the Township of Rochelle Park, County of Bergen, State of New Jersey do hereby proclaim APRIL 2015 as

AUTISM AWARENESS MONTH

in the Township of Rochelle Park, and encourage our residents to become educated and informed about programs, services and opportunities to support individuals with Autism.

Child Abuse Prevention and Awareness Month – April

Mayor Ouellette stated this proclamation would be on file in the Clerk’s Office for review.

Presentation

Special Olympics - Rochelle Park Police Department

Comm. Scarpa and Comm. Kovalcik presented Chief Flannelly and members of the Rochelle Park Police Department with a plaque from The Bogota Police Department for their participation in the Special Olympics Torch Run. Chief Flannelly announced that Officer Shatkin is currently coordinating a softball game between Maywood Police Department and the Rochelle Park Police Department as a fundraiser for this cause. The date and time will be announced in the upcoming weeks.

Reports:

- Health Department - March 2015
- Building Department - March 2015
- Municipal Court - February 2015

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

Resolution #2015 – 75

A Resolution – Payment of Bills – April 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.

Attest: Elizabeth Kroll

Resolution #2015 – 76

A Resolution- Endorsing Submission of Recycling Tonnage Grant Application

Whereas, the Mandatory Source separation and Recycling Act, P.L. 1987, c102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

Whereas, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

Whereas, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

Whereas, the recycling regulations impose on municipalities certain requirements as a condition to applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

Whereas, a resolution authorizing this municipality to apply for such tonnage grants 2014 memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

Whereas, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

Now, therefore, be it resolved by the Township Committee of the Township of Rochelle Park the Township of Rochelle Park hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Roland Jacobson to ensure that the application is properly filed; and

Be it further resolved that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Attest: Elizabeth Kroll

Resolution #2015 – 77

A Resolution- Authorizing the Hiring of Co-Directors of the Rochelle Park Recreation Summer Program

Whereas, the Township of Rochelle Park, through the Recreation Department, runs a summer program for the children of the Township of Rochelle Park; and

Whereas, the Recreation Committee and the Township Committee have recommended the hiring of one director and two assistant directors in order to supervise the program for the coming summer; and

Whereas, the following individuals have expressed an interest in acting as directors and assistant directors of the program:

1. Joseph A. Mocera of Pompton Plains, N.J. – Director
2. Kisty Csigi of Rochelle Park, N.J. – Co-Assistant Director
3. Randi M Schmidt of Rochelle Park, N.J. – Co-Assistant Director

And

Whereas, the Township Administrator has reviewed the resumes of these three individuals, has conducted interviews, and has determined, based upon his investigation, that they are qualified and competent for this position; and

Whereas, the Township Administrator has recommended the hiring of these three individuals at the rate to be determined by the Township’s Salary Ordinance.

Whereas, the Township Committee have also reviewed these applicants and have determined that they would be assets to the Township and the summer program.

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. Joseph A. Mocera of Lincoln Park be is hereby hired as Director of the Summer Day Camp in the Township of Rochelle Park. Kristy Cxigi and Randi M. Schmidt of Rochelle Park are hired as Co-Assistant Directors;
2. These individuals shall be compensated at a rate to be determined by the Township’s Salary Ordinance.
3. This appointment is contingent upon certification by the Chief Financial Officer that sufficient funds are available for this purpose.
4. Camp starts on July 6, 2015 and runs through August 14, 2015; attendance is expected on all dates.
5. Director’s camp day hours are 8:30 AM to 1:30 PM.
6. Directors are expected to attend monthly Recreation meetings April through September.
7. Camp set-up time, including phone calls, are capped at 20 hours per annum.

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 Joseph A. Mocera, 17 Libby Avenue, Pompton Plains, NJ 07444; Kristy Csigi, 73 West Oldis Street, Rochelle Park, NJ 07662; Randi M. Schmidt, 61 Colling Avenue, Rochelle Park NJ 07662, the Recreation Committee of the Township of Rochelle Park and the Township Administrator.

Attest: Elizabeth Kroll

Resolution #2015 – 78

A Resolution- Authorizing Entering Into A Cooperative Pricing Agreement With Pascack Valley Cooperative Pricing System (107-PVCPS)

Whereas, N.J.S.A. 40A:11-11(5) authorizing contracting units to establish a Cooperative Pricing System and enter into Cooperative Pricing Agreements for its administration; and

Whereas, the Borough of Westwood, hereafter referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

Whereas on January 19, 2011 the Governing Body of the Township of Rochelle Park, County of Bergen, State of New Jersey duly considered participation in a Cooperative Pricing System (#107-PVCPS) for the provision and performance of goods and services;

Now, therefore, be it resolved as follows, this resolution shall be known and cited as the Cooperative Pricing Resolution of the Township of Rochelle Park. Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

Be it further resolved that the Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) and all other provisions of the revised statutes of the State of New Jersey.

Attest: Elizabeth Kroll

Resolution #2015 – 79

A Resolution- Authorizing 2014 Road Program - Pascack Valley Cooperative Pricing Program

Whereas, on June 11, 2014, bids were received by the Pascack Valley Cooperative Pricing Program for their 2014 Road Program; and

Whereas, the Township of Rochelle Park was one (1) of the participating municipalities; and

Whereas, the low bidder on the overall project was D & L Paving Contractors, 681 Franklin Avenue, Nutley, NJ 07110;and

Whereas, on July 21, 2014, a “Master Contract” for the overall project was executed by the Pascack Valley Cooperative’s Lead Municipality (Borough of Westwood) to D &L Paving Contractors, 681 Franklin Avenue, Nutley, NJ 07110 for an overall contract amount of \$4,041,612.65; and

Whereas, the Pascack Valley Cooperative Bid included the following roadways in the Township of Rochelle Park; and

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Catherine Street	Rochelle Avenue	Lincoln Drive
Cedar Drive	Entire Length	
Hazley Court	Hoffman Avenue	End
Schlosser Drive	Berdan Street	North Drive
Main Fire Headquarters	Side Parking Area	

WHEREAS, based on the unit prices in said Master Contract, including the percentage proportion of the contract’s lump sum items for Site Clearing, Maintenance and Protection of Traffic, Asphalt Price Adjustment and Fuel Price Adjustment, the Township of Rochelle Park’s contract amount is \$276,996.55; and

Now therefore be it resolved that the Township Committee of the Township of Rochelle Park hereby awards a contract to D & L Paving Contractors, 681 Franklin Avenue, Nutley, NJ 07110 in the amount of \$276,996.55; and

Be it further resolved that the Township of Rochelle Park Chief Financial Officer has certified that funds are available from the General Capital fund in the amount not to exceed \$276,996.55; and

Be it further resolved that the Township Attorney be and is hereby directed to prepare the Contracts for same utilizing, as the base document, the Township of Rochelle Park’s Standard Road Resurfacing Program Specifications.

Attest: Elizabeth Kroll

Resolution #2015 – 80

A Resolution- Authorizing Execution of Access Agreement - Stepan Chemical Superfund Site

Whereas, investigations have been ongoing with regard to the Maywood Chemical Company Superfund Site; and

Whereas, Stepan Company is seeking access to a certain Municipal property for installation of additional bedrock monitoring wells in furtherance of the United States Environmental Protection Agency investigation; and

Whereas, Stepan is requesting access to install one bedrock groundwater well and access from time to time to sample that well; and

Whereas, the Township has previously granted requests for such access and has previously authorized a similar access agreement; and

Whereas, the Township Committee has reviewed the instant request and has agreed to grant such access provided, however, that all requests and requirements of the Township Attorney, Township Engineer, Fire Official and Building Department are complied with

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 Township Administrator be and is hereby authorized and directed to execute, on behalf of the

Township of Rochelle Park, the Access Agreement with Stepan Company in the form 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 the Township Attorney, Township Engineer and to Laurie Mathews, Esq., Law Firm of Morgan, Lewis & Bockius, LLP.

Attest: Elizabeth Kroll

Resolution #2015 – 81

A Resolution- Approving Conclusion of Probationary Term and Conversion to Permanent Status - Denise Baragona

Whereas, on August 1, 2014 the Township Committee, upon the recommendation of the Administrator, hired Denise Baragona as Deputy Clerk for the Township of Rochelle Park;

Whereas, said Resolution provided for a 6 month probationary term under the supervision of the Municipal Clerk;

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, Elizabeth Kroll, Municipal Clerk has, in fact, reported to the Township Committee and recommended that Denise Baragona 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. Deputy Clerk Denise Baragona is hereby hired on a permanent basis after having successfully completed a six month probationary term pursuant to Township Committee.
2. The conversion of Denise Baragona's probationary term to permanent hiring shall be deemed effective immediately upon adoption of this Resolution but her hiring shall be effective as of August 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 the Administrator, Denise Baragona, the Chief Financial Officer for the Township of Rochelle Park and the Township Attorney.

Attest: Elizabeth Kroll

Resolution #2015 – 82

A Resolution- Authorizing Installation of Remediation Points "Injection wells/Motorizing wells" Within the Sommerville Street Right-of-Way

Whereas, it has been determined that heating oil contamination existed at the properties located at 13 and 17 Somerville Street;

Whereas, environmental remediation has been undertaken since 2007 which included removal of two underground heating oil tanks (one each at 13 and 17 Somerville Street) and contaminated soil from 17 Somerville Street

Whereas, groundwater monitoring wells have been installed at 13, 17 and 8 Somerville Street and subsequently sampled indicate that fuel oil impacts may have migrated from the subject property into Somerville Street and;

Whereas, based on the soil and groundwater contaminates "plume" limits Resource Control Consultants, LLC (RCC) has developed a Remedial Action Work Plan and submitted a Permit by Rule Request and;

Whereas, said Permit by Rule Request calls for remediating the contaminated within the Somerville Street Right-of-Way by In-situ Remediation and;

Whereas, the In-situ remediation will require the installation of remediation points (injections/monitoring wells) within the Somerville Street Right-of-Way and;

Whereas, the Township Committee has determined that it would be in the best interest of the Municipality to allow such remediation to be undertaken.

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. RCC is hereby authorized to install geoprobe borings within the Somerville Street Right-of-Way including the “traveled way” of said street for delineation and remedial monitoring purposes.
2. RCC is hereby authorized to install temporary Remediation Points (injection wells/monitoring) within the Somerville Street Right-of-Way including the “traveled way” of said street.
3. The approval granted herein is in Accordance with the Permit by Rule Request prepared by RCC dated September 30, 2014 (Patino) and October 7, 2014 (Brophy)
4. The approval granted herein shall be contingent upon approval by the Township Engineer as to the location of said Remediation Points and compliance with all other direction and requirements of the Township Engineer.
5. Prior to installation of said Remediation Points RCC shall execute an Site Access and Hold Harmless Agreement, and shall supply the Township of Rochelle Park with an Insurance Certificate that shall name the Township of Rochelle Park as the insured party for this project.
6. RCC shall be responsible for repairing and/or replacing any damage within the Somerville Street Right-of-Way related to points installed by RCC, including profiling/resurfacing/”infrareding” of damaged pavement area, and shall also be responsible for all cost and expenses associated with the same including, but not limited to, engineering fees and costs incurred by the Township.
7. RCC shall post, with the Township, a Performance Bond in the amount of \$7,500.00, in a form acceptable to the Township Attorney.

Now, therefore, be it resolved, that the Township Clerk be and is authorized and directed to forward copies of this Resolution to RCC, the township Attorney, the Township Engineer, and Department of Public Works.

Attest: Elizabeth Kroll

Resolution #2015 – 83

A Resolution- Authorizing Disposition of Personal Property - Grooming Machine

Whereas, the Township of Rochelle Park, together with the Board of Education of the Township of Rochelle Park, previously jointly acquired a vehicle to be utilized in connection with the maintenance of local parks and fields; and

Whereas, as a result of changes to the turf at the Municipal fields, this particular vehicle, a tractor, is no longer needed by the Township; and

Whereas, the Board of Education maintains a field at which this article of property may be used and has requested that the Municipality transfer the vehicle to the Board.

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 of Rochelle Park hereby transfers any interest that it may have to following vehicle to the Rochelle Park Board of Education:
Grooming Machine ; and
2. The Township Administrator and Township Clerk are authorized and directed to take any action which may be necessary in order to facilitate this transfer.

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 Rochelle Park Board of Education, and the Department of Public Works of the Township of Rochelle Park.

Attest: Elizabeth Kroll

Resolution #2015 – 84

A Resolution- Emergency/Exigency Authorizing Repair of” Sanitary Sewer Force Main” Located on Central Avenue

Whereas, on Tuesday, April 14, 2015, the Township of Rochelle Park observed "surcharging" from an air/vacuum release valve chamber for the Township's 16" diameter

Sanitary Sewer Force Main in Central Avenue, between Durand Place and Lincoln Drive;
and

Whereas, said Sanitary Sewer Force Main handles sanitary sewerage for the entire Township of Rochelle Park; and

Whereas, the "surcharging" condition has resulted in "overland", "surface" flow of sanitary sewerage within the "traveled" way of Central Avenue; and

Whereas, this situation represents a threat to the health, welfare, and safety of the residents of the Township of Rochelle Park;

Whereas, the Department of Public Works does not have the manpower, equipment or expertise to address this situation; and

Whereas, it is the opinion of the Township Engineer and Superintendent of Public Works that this situation must be addressed immediately, without the time needed to prepare Plans, Specifications and advertise for bid; and

Whereas, based on available information, it is estimated that the total cost to undertake the Sanitary Sewer Repair would not exceed \$ 25,000.00.

Now therefore be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey that they hereby declare that an Emergency/Exigency exists in connection with the failure within the existing vacuum/air release valve chamber located on Central Avenue, between Durand Place and Lincoln Drive; and

Be it further resolved that the Township hereby authorizes the engagement of Colonnelli Brothers, Inc., 409 South River Street, Hackensack, New Jersey, 07601, to undertake the sewer repair including bypass pumping; and

Be it further resolved that the Contractor shall post, with the Township of Rochelle Park, a Certificate of Insurance satisfactory to the Township of Rochelle Park Attorney and Engineer.

It is hereby certified that the above is a true and exact copy of a Resolution adopted by the Township Committee of the Township of Rochelle Park at a regular meeting held on April 15, 2015.

Attest: Elizabeth Kroll

Resolution #2015 – 85

A Resolution- Authorizing Tax Court Judgement

Resolved, by the Township Committee of the Township of Rochelle Park that the Tax Collector is hereby authorized to issue a check in the amount of \$65,953.30 payable to "Joel M. Meyers, Esq. Trust Account" as a result of a Tax Court Judgment covering the years 2010, 2011 and 2012 dated February 20, 2015, for the property at 385 W. Passaic St., Rochelle Park, NJ 07662.

Be it further resolved, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Tax Collector

Attest: Elizabeth Kroll

Resolution #2015 – 86

A Resolution- Authorizing Tax Court Judgement

Resolved, by the Township Committee of the Township of Rochelle Park that the Tax Collector is hereby authorized to issue a check in the amount of \$12,243.40 payable to "Michael I. Schneck, Trustee for Alesso Holding Co. NJ Corp." as a result of a Tax Court Judgment covering the year 2014, dated March 6, 2015, for the property: Alesso Holding Co. NJ Corp., 160 Route 17, Rochelle Park, NJ 07662

Be it further resolved, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Tax Collector

Attest: Elizabeth Kroll

Resolution #2015 – 87

A Resolution- Authorizing Tax Court Judgement

Resolved, by the Township Committee of the Township of Rochelle Park that the Tax Collector is hereby authorized to issue a check in the amount of \$15,998.30 payable to "Zipp & Tannenbaum, LLC, Attorneys Trust Account" as a result of a Tax Court

Judgment covering the years 2012 thru 2014, dated February 24, 2015, for the property: 87 W. Passaic Street., Rochelle Park, NJ 07662.

Be it further resolved, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Tax Collector

Attest: Elizabeth Kroll

Resolution #2015 – 88

A Resolution- Authorizing Tax Court Judgement

Resolved, by the Township Committee of the Township of Rochelle Park that the Tax Collector is hereby authorized to issue a check in the amount of \$10,573.94 payable to “Waters, McPherson, McNeill, P.C. Attorneys For Sandra & Jerry Corporation” as a result of a Tax Court Judgment covering the years 2013 and 2014, dated January 16, 2015, for the property: 158 Central Ave., Rochelle Park, NJ 07662.

Be it further resolved, that the Borough Clerk is hereby authorized to furnish Copies of this Resolution to the following:

1. Chief Financial Officer
2. Tax Collector

Attest: Elizabeth Kroll

Resolution #2015 – 89

A Resolution- Authorizing Tax Court Judgement

Resolved, by the Township Committee of the Township of Rochelle Park that the Tax Collector is hereby authorized to issue a check in the amount of \$21,105.50 payable to “Winne, Banta Trust Account” as a result of a Tax Court Judgment covering the years 2012 thru 2014, dated January 5, 2015, for the property: Ani Holdings, Inc. at 178 Route 17 North., Rochelle Park, NJ 07662.

Be it further resolved, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Tax Collector

Attest: Elizabeth Kroll

Resolution #2015 – 90

A Resolution- Authorizing Tax Court Judgement

Resolved, by the Township Committee of the Township of Rochelle Park that the Tax Collector is hereby authorized to issue a check in the amount of \$386,122.37 payable to “The Irwin law Firm, PA, Attorneys for Mack-Cali Realty LP” as a result of a Tax Court Judgment covering the years 2010 thru 2014, for the property: Mack-Cali Realty LP, 365 W. Passaic St., Rochelle Park, NJ 07662.

Be it further resolved, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Tax Collector

Attest: Elizabeth Kroll

Resolution #2015 – 91

A Resolution- Authorizing Tax Court Judgement

Resolved, by the Township Committee of the Township of Rochelle Park that the Tax Collector is hereby authorized to issue a check in the amount of \$212,066.24 payable to “The Irwin Law Group, PA, Attorneys for Coolidge Park, LLC” as a result of a Tax Court Judgment covering the years 2011 thru 2014, for the property: Coolidge Park, LLC at 218 Route 17 North., Rochelle Park, NJ 07662.

Be it further resolved, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Tax Collector

Attest: Elizabeth Kroll

Resolution #2015 – 92

A Resolution- Authorizing Tax Court Judgement

Resolved, by the Mayor and Council of the Township of Rochelle Park that the Tax Collector is hereby authorized to issue a check in the amount of \$1202.11 payable to “Spiotti & Esposito, P. C. - Attorney Trust Account” as a result of a Tax Court Judgment covering the years 2012 and 2013, dated October 17, 2014, for the property: 45 Lexington Ave., Rochelle Park, NJ 07662.

Be it further resolved, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Tax Collector

Attest: Elizabeth Kroll

Resolution #2015 – 93

A Resolution- Authorizing Tax Court Judgement

Resolved, by the Township Committee of the Township of Rochelle Park that the Tax Collector is hereby authorized to issue a check in the amount of \$1,061.23 payable to “Spiotti & Esposito, P. C.” as a result of a Tax Court Judgment covering the year 2013, dated December 19, 2014, for the property: 175 Rochelle Ave., Unit 311., Rochelle Park, NJ 07662.

Be it further resolved, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Tax Collector

Attest: Elizabeth Kroll

Resolution #2015 – 98

A Resolution- Authorizing Release of Closed Session Minutes - April 8, 2015

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

Whereas, pursuant to statute, the purpose of this Resolution is to disclose the information which was discussed in closed session on April 8, 2015 to the extent that said information can be disclosed without adversely affecting the Township or 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.

CLOSED SESSION MINUTES - April 8, 2015

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. Fire Department Disciplinary Matters – The Township Administrator and the Township Attorney provided the Township Committee with a summary of pending disciplinary matters arising out of the Rochelle Park Fire Department. A firefighter was removed by the Fire Department as a result of disciplinary action and an appeal was filed pursuant to the provisions of the Township Code. Procedure for the hearing on appeal were discussed.
2. Zoning Board – Membership and absences among Zoning Board members were discussed.
3. Building Department – A discussion was conducted with the Building Inspector regarding various issues of concern within the Building Department.

4. Northern Park – The Township Attorney was authorized to take action against Northern Park as a result of a failure to comply with Court Order, approval resolution and prior Settlement Agreement.
5. Police Department - Chief of Police made a presentation to the Township Committee regarding the staffing needs within the Department including possible changes in the Table of Organization.

Attest: Elizabeth Kroll

A motion was offered by Comm. Valenzuela and seconded by Comm. Kovalcik to approve the consent agenda. Motion carried on a voice vote - all present voting “Aye”.

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

Resolution #2015 – 94

A Resolution- Introduction 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 \$635,000 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 SUPPLUS OF THE TOWNSHIP” be and it is hereby introduced and passed on first reading on April 15, 2015 and that said ordinance be further considered for final passage at a meeting to be held on May 20, 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. Scarpa and seconded by Comm. Valenzuela to adopt the above resolution. Motion carried on a roll call vote. “Ayes”- Comm. Kovalcik, Comm. Scarpa, Comm. Valenzuela, Mayor Ouellette. Absent- Comm. Kazimir

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

Resolution #2015 – 95

A Resolution- Introduction Bond. Ord. #1083 - 15 - Multi-Purpose Ordinance \$600,000

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 MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWNSHIP OF ROCHELLE PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$600,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, 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 on April 15, 2015 and that said ordinance be further considered for final passage at a meeting to be held on May 20, 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. Valenzuela and seconded by Comm. Scarpa to adopt the above resolution. Motion carried on a roll call vote. "Ayes"- Comm. Kovalcik, Comm. Scarpa, Comm. Valenzuela, Mayor Ouellette. Absent- Comm. Kazimir

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

Resolution #2015 – 96

A Resolution- Authorizing the Adoption of the 2015 Municipal Budget

On file in the Clerks Office.

Attest: Elizabeth Kroll

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

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

Resolution #2015 – 97

A Resolution- Authorizing Self Examination of Budget

Whereas, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the director of the Division of Local Government Services, of conducting the annual budget examination; and

Whereas, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

Whereas, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Township of Rochelle Park has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2014 budget year.

Now, therefore be it resolved by the governing body of the Township of Rochelle Park that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth
 - c. In itemization, form , arrangement and content, the budget will permit the exercise of the comptroller function within the municipality
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget

Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

Be it further resolved, that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

Attest: Elizabeth Kroll

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

Committee's/Administrator's/Attorney's Reports
Comm. Scarpa- No Report.

Comm. Kovalcik- No Report.

Comm. Valenzuela- Stated that this past Friday evening he attended the 15th Annual Hackensack Police Youth Academy graduation ceremony along with Chief Flannelly. He stated he believes this is an excellent program for the Townships youth and he would like to commend the Police Officers that participated; Officer Depreta, Officer Bermudez and Officer Arendacs. He also advised that Mayor Ouellette will be acknowledging the students who participated at next month's meeting by presenting them with certificates. Comm. Valenzuela advised that students from Mr. Grossmans eighth grade were in attendance. They will be receiving extra credit for attending a meeting of the governing body. In attendance were: Olivia Valenzuela, Christian Fuchs, Matthew Mina, Emily Beck, Jonathan Buyck, Jessica Buse, An'Jolae Seabrooks, Kristin Kero, and Briana Castillo.

Attorney Rotolo- No Report.

Administrator Davidson- Advised that United Water recently made repairs on Marinus Street. He also stated that roadway striping will begin in Garfield on Friday and should commence in the Township by early next week.

Mayor Ouellette- Stated on behalf of Comm. Kazimir she is requesting Barbara Guerra be appointed as a member of the Rochelle Park Volunteer Ambulance Corps. She stated Ms. Guerra has graduated EMT school, has passed her State exam and has successfully completed her background check.

A motion was offered by Comm. Valenzuela and seconded by Comm. Scarpa to appoint Barbara Guerra to the Volunteer Ambulance Corps. Motion carried on a voice vote – all present voting "Aye".

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

Sam Allos- Board of Education Liaison- Invited everyone to attend the Board of Education meeting scheduled for April 16th at 7:30PM in Midland Schools Media Center. He stated that Friday, April 17 at 9:30AM is the D.A.R.E Program graduation at Midland School. He commented that he spoke with Officer Arendacs in regards to adding internet safety into the curriculum and thanked Officer Arendacs for his efforts in the program. He also thanked the Rochelle Park Police Department for their dedication to the Hackensack Youth Academy. He commented that Briana Castillo won the Outstanding Sportsman Award. He advised that the construction at the school is ahead of schedule and by next year the "Junior High" should be located on the third floor of the school. He advised that Mr. Grossman won Teacher of the Year Award, thanks to this hard work and dedication to Midland School students. Mayor Valenzuela stated the school looks wonderful.

Linda Boniface- 33 Parkway- Asked the Township Committee several questions in regards to the purchasing of the Historic Home on Passaic Street. She asked the Township Committee if the Township has had the property inspected and did they have documentation of all inspections completed on the property. Mayor Ouellette responded the property has had all proper inspections. She asked about the widening of Route 17 in

that area, as it is on the DOT website. Comm. Scarpa stated it has been in the DOT’s plans for quite some time and if the project ever does come to fruition the DOT would be responsible for providing the Township with the fair market value of the property, however he does not believe this will be the case. Ms. Boniface asked the Township Committee who decided that purchasing this property was a beneficial investment to the Township. The Township Committee responded that each of them believed this property will benefit the Township in many ways. She inquired as to costs to restore the home. Comm. Scarpa responded that the Township Architect is currently drawing plans for the first floor of the home and the Township will seek out contractors willing to donate their services to repair the upper levels of the home. She commented that she believes the costs to restore this home are not beneficial to Township taxpayers.

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

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

Resolution #CS-4A-2015

A Resolution – Authorizing Closed Session Pursuant to N.J.S.A. 10:4-12

Whereas, N.J.S.A. 10:4-12 allows for a public body to exclude the public from a public meeting in certain circumstances, and

Whereas, the Rochelle Park Township Committee is of the opinion that such circumstances now exist.

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, New Jersey that a Closed Session is hereby called at 8:00 PM on April 15, 2015 to discuss matters as permitted by law:

- _____ Matters, which by express provisions of Federal Law or state statute, shall be rendered confidential.
- _____ Matters in which the release of information would impair a right to receive funds from the Government of the United States.
- _____ Matters, which if disclosed, would constitute an unwarranted invasion of individual privacy.
- _____ Collective bargaining agreements or negotiations therefore with public employees and/or their representatives.
- _____ Matters involving the purchase, lease, or acquisition or real property with public funds, the setting of banking rates, or the investment of public funds where the disclosure could adversely affect the public interest.
- _____ Tactics or techniques utilized in protecting the safety and property of the public or any investigation of violations or possible violations of the law.
- _____ Pending or anticipated Litigation or contract negotiations in which the Township may become a party.
- _____ Matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his or her ethical duties as lawyer.
- X _____ Matters involving the employment, appointment, termination or employment, terms and conditions of employment, evaluation, promotions, or disciplinary action of any specific current or prospective public employee(s), unless all the individual(s)
- _____ Deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty or the suspension or loss of a license or permit of a party as a result of the actions of the party.

Be it further resolved that the matters so discussed will be disclosed to the public as soon as possible and to the extent that such disclosure can be made without adversely affecting the public interest or without violation of the confidentiality of personnel.

Closed Session

Resolution #CS-4A 2015

Police Department - Sergeant Interviews

- 8:00 - Officer Arendacs
- 8:15 - Officer Bermudez
- 8:30 - Officer Cassidy
- 8:45 - Officer Depreta
- 9:00 - Officer Kukalski

9:15 - Officer Pinto

9:30 - Officer Stapleton

A motion was offered by Comm. Kovalcik and seconded by Comm. Scarpa to close the closed session. Motion carried on a voice vote- all voting "Aye".

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

Respectfully submitted,

Elizabeth Kroll
Municipal Clerk