



**TOWNSHIP OF ROCHELLE PARK  
151 WEST PASSAIC STREET  
ROCHELLE PARK, NEW JERSEY 07662  
MINUTES – PUBLIC MEETING – APRIL 20, 2016**

Call to Order at 7:30 PM

According to the Open Public Meetings Act, this meeting of April 20, 2016 was sent to the “The Record”, published on January 7, 2016, posted on the Township web-site and posted on the bulletin board in the Municipal Building and has remained continuously posted as the required notice under the Statute and is being recorded. 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. Hauser  
                  Comm. Kovalcik  
                  Comm. Scarpa  
                  Comm. Valenzuela  
                  Mayor Kazimir

Pledge of Allegiance was led by the Township Committee.

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

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

A motion was offered by Comm. Valenzuela and seconded by Comm. Hauser to approve the minutes of the Public Meeting held on March 16, 2016. Motion carried on a voice vote – all voting “Aye.”

At the Work Session held on April 13, 2016 the following resolution was adopted - all present voting “Aye”

Resolution #2016 - 99

A Resolution - Authorizing the Township Engineer to Review Documents  
NJDOT - ADA Improvements

Whereas the Township of Rochelle Park has been notified by the New Jersey Department of Transportation through the RBA Group that the New Jersey Department of Transportation is planning an ADA improvement project for south bound New Jersey State Highway Route 17 from West Saddle River Road in the Borough of Paramus to Terrace Avenue in the Borough of Hasbrouck Heights; and

Whereas said project will address deficient sidewalks and barrier free handicapped ramps; and

Whereas the New Jersey Department of Transportation has requested information regarding municipal utilities for those areas where the work will be undertaken; and

Whereas the New Jersey Department of Transportation will require execution of a Utility Agreement with the Township; and

Whereas the municipality will be reimbursed for all costs associated with this project including an initial engineering review and questionnaire completion.

Now, therefore, be it resolved by the Township Committee of the Township of Rochelle Park that they hereby authorize the Township Engineer to undertake a review of the documents provided by the RBA group and whereas said review cost shall not exceed \$750.00.

Attest: Elizabeth Kroll

Proclamations -

Nancy Croot  
National Volunteer Week

Mayor Kazimir read each proclamation aloud and thanked the many volunteers who serve the Township. He also thanked Nancy Croot for year 30 years of volunteerism to

the Township of Rochelle Park. He congratulated her on her retirement and wished her well.

Reports:

- Health Department - March 2016
- Building Department - March 2016
- Municipal Court - March 2016

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

Resolution #2016 – 100

A Resolution- Payment of Bills April 2016

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 181 NJ Dept. of Health \$19.80

CK 180 Synch/Amazon \$76.90

CURRENT, TRUST AND GENERAL CAPITAL ACCOUNTS

Current Fund	\$1,761,740.59
Capital Fund	\$ 73,076.71
Trust Fund	\$ 5,030.40

See attached back-up.

Attest: Elizabeth Kroll

Resolution #2016 – 101

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 2015 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 #2016 – 103

A Resolution- Approving Conclusion of Probationary Term and Conversion to Permanent Status-Police Officer Ryan Burke

Resolution # 2016-103 cont.

Whereas, on February 20, 2015 the Township Committee, upon the recommendation of the Chief of Police, hired Ryan Burke 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 Ryan Burke 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 Ryan Burke 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 Ryan Burke probationary term to permanent hiring shall be deemed effective immediately upon adoption of this Resolution but his hiring shall be effective as of February 20, 2016 and all time periods for determination of salary, seniority, etc. shall be effective as of February 20, 2015.

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 Ryan Burke, the Chief Financial Officer for the Township of Rochelle Park and the Township Attorney.

Attest: Elizabeth Kroll

Resolution #2016 – 104

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 2015 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

Resolution # 2016-104 cont .

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 APRIL 20, 2016.

Attest: Elizabeth Kroll

Resolution #2016 – 105

A Resolution- Authorizing Town-Wide Garage Sale - May 14, 2016

Whereas, members of the community are interested in conducting a Township wide garage sale; and

Whereas, the Township Committee believes that such an event would be beneficial to the residents of the Municipality and would like to encourage participation in the same

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:

A Township wide garage sale shall take place on May 14, 2016.

The Township Clerk shall make available, to all members of the community such signs which are generally distributed for individual garage sales.

The Township Administrator is authorized to arrange for dissemination of information regarding conducting this event by all means possible including the Township website.

All residents of the Township of Rochelle Park are encouraged to participate in this even.

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 all local newspapers, the Website Administrator and Township Administrator.

Attest: Elizabeth Kroll

Resolution #2016 – 106

A Resolution- Authorizing Hiring of Full - Time Court Personnel -Christina Fredette

Whereas, pursuant to Resolution No. 2015-106, Christina Fredette was appointed as Deputy Court Administrator for the Township of Rochelle Park and

Whereas, the initial terms of the position were that Ms. Fredette would be paid at the rate of \$16.00 per hour not to exceed 25 hours per week; and

Whereas, the Municipal Court Administrator and Judge have requested an expansion of those hours due to the fact that an additional Court session has been added 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 position of Deputy Court Administrator is now converted to a full time position in accordance with the personnel policies of the Township of Rochelle Park.

The appointment of Christina Fredette is hereby amended accordingly.

2. This authorization shall be for the period commencing May 2, 2016 and shall continue through December 31, 2016 at a rate of \$38,000 annually; and at which time it will be reevaluated by the Township Committee.

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 Municipal Court Administrator, Municipal Court Judge, Christina Fredette and the Municipal Division.

Attest: Elizabeth Kroll

Resolution #2016 – 107

A Resolution- Authorizing the Hiring of Temporary Summer Intern -Samantha Arnold

Whereas, the Administration office has requested that the Township Committee hire a summer intern in order to assist in the Municipal Court;

Resolution # 2016-107 cont

Whereas, the Township Committee has reviewed that request and has agreed to hire such a summer intern with no compensation; and

Whereas, Samantha Arnold, 18 Marinus Street, Rochelle Park, N.J. has applied for that position and possesses the skills necessary in order to perform in that position.

Whereas, this employment shall be temporary in nature with no compensation.

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. SAMANTHA ARNOLD, 18 Marinus Street, Rochelle Park, be and is hereby hired as a temporary intern to work with the Rochelle Park Municipal Court office.
2. This position shall commence on June 1, 2016 and shall continue until September 1, 2016.

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 Personnel Department of the Township of Rochelle Park, and to SAMANTHA ARNOLD, 18 Marinus Street, Rochelle Park, New Jersey 07662.

Attest: Elizabeth Kroll

Resolution #2016 – 108

A Resolution- Supporting Denial of Parole for Christopher Righetti

Whereas, on August 31, 1976. Kim Montelaro, a resident of New Milford, Bergen County, then 20 years old, was forcibly abducted, brutally assaulted and murdered by repeat offender, Christopher Righetti; and

Whereas, Christopher Righetti, Prisoner #59431, is currently incarcerated for the killing of Kim Montelaro; and

Whereas, Christopher Righetti, has gone many times before the Parole Board of Northern State Prison. His release was denied each time, as the parole board found that Christopher Righetti was unwilling to take responsibility for abducting, assaulting and murdering Kim Monterlaro; and

Whereas, Christopher Righetti has never shown any remorse for his crime and has made no substantial progress in addressing the issues that led him to murder Kim Montelaro and has demonstrated a substantial risk for recidivism; and

Whereas, Kim's family should not be made to relive this horrible crime every few years where this is a parole hearing. They are forced to travel long distances from their current residence in Florida each time there is a parole hearing for their daughter's killer. They continue to suffer unnecessarily on Christopher Righetti's account; and

Whereas, in addition to efforts of the Montelaro Family, The Township of Rochelle Park hereby supports the position that Christopher Righetti should not be granted parole and should serve out full remainder of life sentence. If a future eligibility date is set, we urge the Board to select a date at least 35 years from now. The abduction, rape and murder of an innocent young woman is a serious crime that demands justice; and the family of Kim Montelaro should be given the peace of mind of knowing that their daughter's murderer will remain behind bars for the rest of his life, as ordered by the court.

Now, Therefore, Be It Resolved that the Township of Rochelle Park hereby aides by the conclusion that Christopher Righetti be denied parole and be made to serve out his life sentence, otherwise this creates a grave injustice to the family of Kim Monterlaro as well to society.

Be It Further Resolved that a copy of this resolution shall be sent to the Bergen County Police Chiefs Association, the New Jersey PBA, the Office of the Bergen County Prosecutor, Keep NJ Safe, and to Chairman James T. Plousis of the New Jersey State Parole Board.

Attest: Elizabeth Kroll

Resolution #2016 – 109

A Resolution- Opposing Change in Flight Plan - Teterboro Airport and Introduction to the Public

Whereas, there has been an ongoing study conducted by the Port Authority of New York and New Jersey regarding the flight paths approaching Teterboro Airport ; and

Resolution # 2016-109 cont.

Whereas, various meetings have been conducted and studies have been presented; and

Whereas, the apparent intent is to redirect flight paths to Teterboro Airport for them to run along Route 17 from Mahwah to Teterboro; and

Whereas, the Township of Rochelle Park and its residents and taxpayers will be affected by any potential change in flight path yet the Township of Rochelle Park has not been included in the discussions nor has the Township been notified of the progress of the same or the hearings to be conducted; and

Whereas, a review of the proposed change in flight path reveal that there will be a direct effect on sensitive facilities within Rochelle Park such as schools and medical facilities; and

Whereas, as a result of this evaluation, the Township Committee opposes the proposed changes and wishes to voice its objection to the fact that the Township was not directly included in these considerations

Now, Therefore, Be It Resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey as follows:

The Township Committee hereby expresses its objection to the proposed flight path changes to Teterboro Airport which are pending with the Port Authority of New York and New Jersey.

The Township Committee further objects to the procedures utilized for the consideration of these changes in that the Township was not included as a direct participant in the discussions. .

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 Port Authority of New York and New Jersey, all local legislators and all other parties and interests.

Attest: Elizabeth Kroll

Resolution #2016 – 110

A Resolution- Authorizing Settlement Of Affordable Housing Obligations And Payment From Housing Trust Fund – Rochelle 47, LLC

Whereas, Rochelle 47, LLC is the owner of property located at 47-53 Central Avenue; and

Whereas, this property is currently utilized as a multi-family residential apartment building; and

Whereas, the Zoning Board of the Township of Rochelle Park approved this development more than ten (10) years ago and a condition of the approval was that the property would include a total of seven (7) low or moderate income units; and

Whereas, the property, at the time of its development, was owned by a difference property owner, has changed ownership several times and was subject to a foreclosure and/or bankruptcy; and

Whereas, notwithstanding the history of ownership of the property, the current owner is responsible for providing those units; and

Whereas, since the units have not yet been provided for at the location, the current property owner has proposed that the parties enter into an agreement with United way of Bergen County to develop a contiguous location for a group home for developmentally disabled individuals in order to satisfy its affordable housing obligation at the above described location; and

Whereas, after a substantial amount of consideration and discussion, the Township Committee has agreed to that proposal and has further agreed to contribute the sum of \$100,000.00 from its affordable housing trust fund to help facilitate the development; and

Whereas, United Way of Bergen County or the State of New Jersey will make a significant contribution to this development and the property owner will contribute the property on which the development will take place and shall also fund all other costs of construction and development;.

Now, Therefore, Be It Resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey as follows:

A Settlement Agreement with Rochelle 47, LLC and United Way of Bergen County is hereby authorized based upon the terms described above.

Resolution # 2016-109 cont.

The final Settlement Agreement will be in the form approved by the Township Attorney, Special Affordable Housing Counsel, Jeffrey Surenian, Esq., the Township Planner and the Township Administrator.

Upon completion of the final Settlement Agreement, the Mayor and Township Clerk are hereby authorized and directed to execute the same on behalf of the Township. The Agreement shall provide *inter alia* an expenditure by the Township of no more than \$100,000.00 from the Township's Housing Trust Fund. All other costs and expenses including construction and property acquisition shall be borne by Rochelle 47, LLC and/or United Way of Bergen County and the State of New Jersey.

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, Special Affordable Housing Counsel, Jeffrey Surenian, Esq., the Township Planner, the Township Administrator, the Building Department and the Planning Board of the Township of Rochelle Park.

Attest: Elizabeth Kroll

Resolution #2016 – 111

A Resolution- Authorizing Assignment Of Solid Waste Collection Contract

Whereas, FUTURE SANITATION AND RECYCLING, INC. was awarded a solid waste collection contract by the Township of Rochelle Park in 2012; and

Whereas, FUTURE SANITATION AND RECYCLING, INC. has performed pursuant to that Contract since the time of its award; and

Whereas, several months ago, the Township of Rochelle Park was advised, by FUTURE SANITATION AND RECYCLING, INC, that it was requesting the Township's consent to assign the remaining term of the Contract to JOSEPH SMENTKOWSKI, INC. dba GALAXY CARTING; and

Whereas, the Township Attorney, Township Administrator and Superintendent of the Department of PublicWorks have reviewed the request, discussed the matter with all parties and also conducted several phone conferences with representatives of the Department of Environmental Protection and, based upon those discussions and an evaluation of the request, they recommend that the Township consent to the assignment; and

Whereas, JOSEPH SMENTKOWSKI, INC. dba GALAXY CARTING is a qualified contractor and meets all of the legal requirements for the performance of this Municipal Contract; and

Whereas, JOSEPH SMENTKOWSKI, INC. dba GALAXY CARTING shall also be required to obtain all performance bonds, insurance e certificates and other requirements of the Contract pursuant to the terms of the same; and

Whereas, as a result of the foregoing, the Township Committee has determined that it would be in the best interest of the Municipality to consent to the assignment, however, subject to a confirmation that the Contract shall expire and end of December 31, 2016.

Now, Therefore, Be It Resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey as follows:

The Township of Rochelle Park hereby consents to the assignment of its solid waste collection contract with Future Sanitation and Recycling, Inc. to Joseph Smentkowski, Inc. dba Galaxy Carting. .

The term of the Contract shall end on December 31, 2016.

All other terms, conditions and obligations of the Contract shall remain unaffected by this assignment and the Assignee shall be required to comply, in all respects, with the terms, conditions and obligations of the same.

The Township Administrator and Township Clerk are hereby authorized and directed to execute and documents which may be necessary in order to effectuate the terms of this resolution.

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 John Chiaia, Esq., Future Sanitation and Recycling, Inc., Joseph Smentkowski, Inc., the Township Attorney, the Superintendent of the Department of Public Works and the State of New Jersey Department of Environmental Protection.

Attest: Elizabeth Kroll

Resolution #2016 – 114

A Resolution- Authorizing Release of Closed Session Minutes March 16, 2016

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 March 16, 2016 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.

Attest: Elizabeth Kroll

Resolution #2016 – 115

A Resolution- Authorizing Release of Closed Session Minutes April 13, 2016

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 13, 2016 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 13, 2016**

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. **Personnel** – The Township Committee discussed the possible hiring of Special Labor Counsel and differed decisions on that topic.
2. **2016 Towing Contract** - The Township Attorney provided a report to the Township Committee regarding letters received from a local towing company who was not included on the rotational towing list for 2016.
3. **Rochelle 47, LLC** – The Township Attorney provided updates to the Township Committee regarding the satisfaction of affordable housing obligations from this property owner, owner of property located on Central Avenue and a tentative resolution was recommended and approved by the Township Committee.

Attest: Elizabeth Kroll

A motion was offered by Comm. Hauser and seconded by Comm. Valenzuela to adopt the Consent Agenda. Motion carried on a roll call vote – “Ayes” Hauser, Kovalcik, Scarpa, Valenzuela, Kazimir.

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

Resolution # 2016-102-

A Resolution - Appointing Summer Camp Counselors-

Be It Resolved by the Township Committee of the Township of Rochelle Park recommended by the Recreation Commission that the following be appointed to the position of Camp Counselors at a rate of \$8.38 to \$14.25 per hour effective July 5, 2016 through August 12, 2016.

Christina Foschini  
9 Durand Place  
Rochelle Park, N.J. 07662

Ryan Tempio  
12 Chestnut Street  
Rochelle Park, N.J. 07662

Nick Komars  
20 Forest Place  
Rochelle Park, N.J. 07662

Kristina Gorgone  
56 Susquehanna Ave.  
Rochelle Park, N.J. 07662

Hope Ortiz  
19 Grove Ave.  
Maywood, N.J. 07607

Anthony Moreno  
109 James Street  
Rochelle Park, N.J. 07662

Shally Ilima-Jimenez  
35 Maybrook Drive  
Maywood, N.J. 07607

Matthew Scully  
25 Oldis Street  
Rochelle Park, N.J. 07662

Anthony Izzo  
14 E. Fairmount Avenue  
Maywood, N.J. 07607

George Gan  
6 Hazley Court  
Rochelle Park, N.J. 07662

Matthew Moreno  
109 James Street  
Rochelle Park N.J. 07662

Kayla Presutti  
55 Becker Ave.  
Rochelle Park, N.J. 07662

Maria Summerville  
105 Madison Ave.  
Rochelle Park, N.J. 07662

Alternate Counselors

Danny Poidomani  
65 Forest Place  
Rochelle Park, N.J. 07662

Toros Asadour  
21 Crescent Street  
Rochelle Park, N.J. 07662

Evan Vomero  
10 Grove Ave.  
Rochelle Park, N.J. 07662

Megan Hickey  
22 Chestnut Street  
Rochelle Park N.J. 07662

Service Hours

Megan Ouellette  
22 Crescent Street  
Rochelle Park, N.J. 07662

Allison Brown  
260 Howard Ave.  
Rochelle Park, N.J. 07662

Attest: Elizabeth Kroll

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

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

Resolution # 2016-112

A Resolution- Introducing Ord. #1110-16

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 CHESTNUT STREET (FROM ROCHELLE AVENUE TO WESTERLY TERMINUS) IN, BY AND FOR THE TOWNSHIP OF ROCHELLE PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$220,000 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 and that said ordinance be further considered for final passage at a meeting to be held on May 18, 2016 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.

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

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

Resolution #2016 – 113

A Resolution- Hearing & Adoption Ord. 1098 - 16 Multi-Purpose Bond - \$1,500,000

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 AND A NEW FIRE ENGINE, 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 \$1,500,000 TO PAY THE COST THEREOF, TO APPROPRIATE A COUNTY GRANT, TO MAKE A DOWN PAYMENT, TO APPROPRIATE CAPITAL SURPLUS, 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 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.

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

No members of the public spoke.

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

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” Hauser, Kovalcik, Scarpa, Valenzuela, Kazimir

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

Comm. Hauser- Stated that he was unable to attend the most recent Library meeting however, he did speak with the Library Director, Julia Perrotta, and she advised him of several upcoming events. He stated that on Saturday, April 30 at 1PM there will be an event called “Gotcha! Photos that made history.” He added that light refreshments will be served. He encouraged residents to attend the 2016 Summer Reading Program. A kick-off party on June 18<sup>th</sup> with entertainment for children has been planned.

Comm. Valenzuela- Advised residents that on May 1<sup>st</sup> from 1:30-5:30 the Boy Scouts will be hosting a Spaghetti Dinner at the American Legion. He advised residents that this Saturday, April 23<sup>rd</sup> from 9AM-1PM is the Bi-Annual Shredding Event at the Municipal Complex, residents are limited to ten boxes each. He commented that a meeting was recently held between the Building Department and Fire Prevention. He stated that the two departments will be working more closely together to provide more efficient services to residents.

Comm. Kovalcik- Advised that Park Avenue Acura/BMW will once again be sponsoring the Annual Summerfest Concert. He stated that the final stages of planning are underway and more information will be provided in the coming months. He stated that the Police Department is currently interviewing potential candidates for patrolman and that the job advertisement has been posted online.

Comm. Scarpa-Stated that he would like to see movement made on the painting and roof repair at the Captain Tyson Home. He stated that the painters equipment is DEP certified and the home does not need to be encapsulated as that is an additional expense that the Township does not need to incur.

Mayor Kazimir-Stated that he would like to wish his Daughter, Sasha Rose, a very Happy 1<sup>st</sup> Birthday.

Municipal Clerk Kroll-No Report.

Administrator Davidson-Stated that he had a meeting with the architect and vendors today at the Captain Tyson Home. He stated that he was able to schedule both companies to work at the same time on the home which will expedite the exterior work. He advised that he spoke with the painting company and they stated that the only municipality in New Jersey that requires homes to be encapsulated is Montclair. Mayor Kazimir asked Administrator Davidson to have the painting company write a letter that would indicate that not encapsulating the home is standard practice. Administrator Davidson stated that if the Township encapsulated the home it would cost an additional \$90,000. Attorney Rotolo commented that to his knowledge encapsulating the home is not a requirement. Davidson stated that the Township will be receiving a grant from the Bergen County Freeholders in the amount of \$75,000. He commented that this type of grant would require the Township to have half of the monies that they plan to utilize towards repairs set aside. He commented that he would like to use some of the grant money to repair the roof. He stated that availability of this grant money should be approved at the Freeholder meeting in May. Comm. Valenzuela suggested that the Township Committee wait until the grant monies are approved at the Freeholder meeting and make a decision in May on painting and roof repairs. Mayor Kazimir stated that he is confident that the monies will be received from the County. Comm. Kovalcik stated the roof needs to be repaired sooner rather than later and it makes sense to correct the appearance of the home as soon as possible.

A motion was offered by Comm. Scarpa and seconded by Comm. Kovalcik to authorize Roof Menders to repair the roof at the Captain Tyson Home and Walls to Floors to paint the cupola. Motion carried on a roll call vote. "Ayes" Kovalcik, Scarpa, Kazimir "Nay" Hauser, Valenzuela.

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

Mayor Kazimir - stated that from this meeting forward residents will be limited to five minutes to express their concerns to the Township Committee during the public portion of the meeting. He advised that the Township Committee will respond to questions at the end of resident's comments.

Linda Boniface-33 Parkway- Stated that last week she asked the Township Committee to consider a referendum regarding utilizing taxpayer funds for the Captain Tyson Home. Mayor Kazimir stated that no determination was made and this issue will be discussed at the May work session. Ms. Boniface asked if the company that will work on the home pay their workers prevailing wage, as required by law. She asked if the former home owners provided the Township with any news articles when they purchased the Historic Home. Administrator Davidson stated that no articles were provided but some pictures were received. She asked if any volunteers had signed up to do repairs or assist at the home. Comm. Scarpa stated that several residents have volunteered to do landscaping at the home and that a historic committee will be established within the upcoming weeks. Comm. Valenzuela stated that it is important that the Township Committee establish a historic committees as soon as possible as there are many issues that need to be addressed at the home. Comm. Hauser stated that there needs to be a solid plan for the future of the Captain Tyson Home. Ms. Boniface asked if the roof that the Township plans to put on is rubberized. Administrator Davidson commented that the roof will be a liquid roof and that the pieces that are visible will be preserved with clear coat.

Robert Kazimir-114 Hazley- Stated that on behalf of Sacred Heart Church , himself and Mr. William Sanchez he would like to thank the Township Committee, Police, the Volunteer Fire Department as well as EMS for their assistance with the production of the living Stations of the Cross.

Diane Verhasselt-40 Forest Place- Commented that the new format for speaking at a meeting is frustrating as the public has to wait to have their questions answered at the end of their comments. She asked when the architect inspected the home if there was an issue with the ceiling. Administrator Davidson stated that at this time there was no structural issue with the ceiling. She asked about the Township vehicles being utilized by part time employees. She stated that she notices several vehicles that are taken home with employees and she thought that only the Fire Chief was entitled to take the vehicle home. She stated that there is an excessive amount of police cars in the parking lot that don't appear to be utilized. Administrator Davidson stated that all but two of the vehicles are utilized daily and that those two cars will be sold at county Auction. Comm. Scarpa explained that Code Enforcement shares a truck with Recycling. He stated that Township vehicles are utilized while Township employees are working and performing their inspections. He commented that if part time employees utilized their personal vehicles they would be reimbursed mileage and gas. He stated that it proves to be more safe and authoritative when an employee shows up to do an inspection in a Township vehicle. Comm. Scarpa asked that the Chief of Police provide him with a list of vehicles and who utilizes each vehicle. Comm. Scarpa stated that the Chief could more than justify that each vehicle is utilized for various assignments.

Mark Vojnich-22 Parkway- Stated that at the last Township meeting it was brought to residents attention that Sage Day is a for profit school operating out of non-profit Sacred Heart Church. He advised that he did some research and found that there is a NJ Statute that requires the business to be taxed on half the value. He stated that the Township could generate approximately \$25,000.00 in tax revenue from this school. Comm. Scarpa asked that the Tax Assessor prepare a report in regards to this matter and asked why this wasn't addressed sooner. Mr. Vojnich provided the Township Committee with a copy of his findings. Attorney Rotolo advised that he is aware of the Statue and the Assessor will submit a report with his findings. Mr. Vojnich commented that Prestige Auto Body still needs to remove vehicles with no license plates from their property as it is unsightly.

Henry Fenix-98 Forest- Stated that earlier in the week he spoke with Administrator Davidson in regards to planting a tree in front of his home between the sidewalk and the curb. He stated that after reading the Townships Code he believes he is allowed to plant a tree in front of his home. Administrator Davidson stated that he advised Mr. Fenix that there have been several issues where trees that have been planted are uprooting sidewalks and causing damage and that if Mr. Fenix wanted to plant a tree it had to be a specific type of tree. DPW Superintendent, James Schmunk, stated that there is a list of trees that can be planted and in his office. He advised that Mr. Comery, the Townships arborist, recommends planting trees at least fifteen feet in from the curb to avoid major sidewalk damage. Mr. Schmunk advised that there has been approximately \$20,000.00 in damages to Township sidewalks over the past year caused by trees. Mr. Fenix stated that he would like a tree planted there and asked to be placed on the Townships tree list. Administrator Davidson stated that the Township has not planted trees in several years due to budgetary issues.

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

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

Resolution #CS-4A 2016

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 8:45 PM on April 20, 2016 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.
- X  \_\_\_\_\_ Matters involving the purchase, lease, or acquisition of 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.
- \_\_\_\_\_ 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 -  
Potential Real Estate Litigation

A motion was offered by Comm. Scarpa and seconded by Comm. Kovalcik 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 open the meeting. 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