



**TOWNSHIP OF ROCHELLE PARK
151 WEST PASSAIC STREET
ROCHELLE PARK, NEW JERSEY 07662
MINUTES – PUBLIC MEETING – MARCH 16, 2016**

Call to Order at 7:35PM

According to the Open Public Meetings Act, this meeting of March 16, 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 Comm. Scarpa.

Comm. Scarpa asked that everyone remain standing for a moment of silence remembering recently passed former First Lady Nancy Reagan, NJ State Trooper Sean Cullen and our troops overseas.

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

A motion was offered by Comm. Scarpa and seconded by Comm. Hauser to approve the minutes of the Budget Meeting held on February 4, 2016 and the Board of Health Meeting and the Public Meeting held on February 17, 2016. Motion carried on a voice vote – “Ayes” Hauser, Kovalcik, Kazimir, Scarpa “Abstained” Valenzuela

At the Work Session held on March 9, 2016 the following resolution was adopted - all voting “Aye”

Resolution #2016 - 85

A Resolution - Authorizing Request for Proposals for Opportunity Site Projects (Redevelopment)

Whereas, the Township of Rochelle Park previously designated a section of Rochelle Park an “area in need of rehabilitation” on March 19, 2014; and

Whereas, in May 2014, the Township adopted the Rochelle Park Redevelopment Plan establishing a commercial corridor overlay district as a subset of the overall rehabilitation area; and

Whereas, in order to proceed with the potential redevelopment of these areas, the Township intends to enter into a Contract with a qualified entity to construct new mixed use residential/commercial development on the three opportunity sites within the commercial corridor overlay district; and

Whereas, the Township Committee previously authorized Township Planner, Susan Gruel, PP of the firm Heyer, Gruel & Associates, Red Bank, New Jersey to prepare a Request for Proposal in order to facilitate the selection of such a qualified entity; and

Whereas, the Township Committee has reviewed and approved the Request for Proposal in the form which is on file with the Township Clerk; and

Whereas, the Township Committee has now determined that it would be in the best interest of the Municipality to authorize the Request for Proposal in order to seek responses to 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:

1. The Request for Proposals for opportunity sites prepared by the Township Planner be and is hereby approved.
2. The Township Clerk is hereby authorized and directed to take any action which is necessary in order to facilitate the publication of the Request for Proposals in the form submitted by the Township Planner as further by the Township Attorney.

3. The following dates are also established:
 - Issue date: March 17, 2016
 - End of question period: April 23, 2016
 - Due date for submission: May 2, 2016
4. The Authorized contact person as set forth in Request for Proposals shall be, Robert Davidson, Township Administrator.

Now Therefore Be It Resolved, that the Township Clerk and she is hereby authorized and directed to forward certified copies of the within Resolution to the Township Attorney, Township Planner, The Township of Rochelle Park Planning Board and to immediately arrange for the addition of a copy of the within resolution on the Townships Website.

Attest: Elizabeth Kroll

Presentation - Rochelle Park Sacred Heart Eagles 3-4 Grade Boys Basketball Team; Joseph Leonardi ,Garrett Kral, Andrew Cangialosi, Michael Del, Brandon Pomarico, JoJo Farrington, James Irby, Michael Rizzo, Matteo Alessandra, Robert Reynoso, Ed Gunderman -Coaches - Scott Kral, Dan Leonardi, John Farrington, Vitale Alessandra

The Township Committee presented the Sacred Heart 3-4 Grade Boys Basketball Team with Certificates of Recognition congratulating them on an undefeated season and winning the championship game. Members of the team were present to accept their certificates.

Reports:

Health Department - February 2016
Building Department - February 2016

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

Resolution #2016 – 86

A Resolution- Payment of Bills 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 176 NJ Dept. of Health \$152.40

CK 177 Dr. Jay Buckholz \$220.00

CK 178 Denise Baragona \$79.44

CK 179 Inclusion Solutions, LLC \$406.00

CURRENT, TRUST AND GENERAL CAPITAL ACCOUNTS

Current Fund \$2,554,115.68

Capital Fund \$ 66,535.73

Trust Fund \$ 5,184.07

See attached back-up.

Attest: Elizabeth Kroll

Resolution #2016 – 87

A Resolution – A Resolution-Authorizing Calendar Raffle Licenses #463-16 - American Legion

Be It Resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, State of New Jersey, that the application for Raffle License #463-16 as presented by the AMERICAN LEGION POST #170 ID#427-07-00459 requesting permission to conduct Calendar Raffles in July - September 2016 be proved and the requested license be issued.

Attest: Elizabeth Kroll

Resolution #2016 – 88

A Resolution – A Resolution-Authorizing Calendar Raffle Licenses #464-16 - American Legion

Be It Resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, State of New Jersey, that the application for Raffle License #464-16 as presented by the AMERICAN LEGION POST #170 ID#427-07-00459 requesting permission to conduct a Raffle on July 21, 2016 be approved and the

requested license be issued.

Attest: Elizabeth Kroll

Resolution #2016 – 89

A Resolution – A Resolution-Authorizing Bingo License #465 - 16 - Knights of Columbus

Be It Resolved, By The Township Committee Of The Township Of Rochelle Park, Bergen County, State Of New Jersey, That The Application For Raffle License #463-16 As Presented By The K OF C COUNCIL #2842 SACRED HEART ID#427-6-35240 Requesting Permission To Conduct BINGO For April 22, May 20, June 24, July 29, August 26, September 23, October 28, 2016 And February 24, 2017 Be Approved And The Requested License Be Issued.

Attest: Elizabeth Kroll

Resolution #2016 – 90

A Resolution – A Resolution-Authorizing County of Bergen - GIS Data Exchange Agreement

This Agreement is made and entered by and between the County of Bergen, NJ and the Township of Rochelle Park, NJ. Hereinafter referred to as “Party” or “Parties”

Whereas, each of the Parties agree to exchange Geographical Information System Data (hereinafter referred to as “GIS Data”) more particularly described herein; and

Whereas, the exchange and sharing of GIS Data services a public purpose in that it facilitates the development of geographic information systems for the mutual aid and public safety of all the Parties.

Now, Therefore, the Parties agree to the following terms and conditions concerning the exchange of GIS Data:

1. Description of GIS Data to be exchanged. Each of the Parties agrees to provide access to and share its GIS Data with each other for mutual aid and public safety.
2. Sensitive Information. The Parties mutually agree to exchange GIS Data that is considered sensitive and not available to the general public and the Parties agree to take reasonable steps to ensure that sensitive GIS Data is protected from unauthorized use, disclosure, reproductions, or distribution to unauthorized persons or entities, subject however, such disclosure as may be required under applicable provisions of State open records laws.
3. Ownership Rights of GIS Data. This Agreement does not in any way change ownership rights of the GIS Data being shared.
4. Indemnification and Hold Harmless. The Party using any GIS Data shared hereunder agrees to indemnify and hold harmless each other Party and their respective officers, employees, agents and contractors of any kind or character which result or arise from any act or omission arising from or connected with the use of such shared GIS Data in accordance with this Agreement.
5. Accuracy of GIS Data Provided. The Parties agree to verify the GIS Data provided to the best of their ability, but acknowledge that none of the Parties make representations of any kind as to the accuracy, functioning, completeness, or usefulness of their own GIS Data and that none of the Parties guarantee the accuracy, functioning, completeness, or usefulness of any GIS Data furnished hereunder

THE GIS DATA INCLUDED IN THIS AGREEMENT IS EXCHANGED “AS IS” WITHOUT WARRANTY OF ANY KIND, EXPRESSED OR IMPLIED, AND ALL WARRANTIES OF MERCHANTABILITY AND FOR A PARTICULAR PURPOSE ARE EXPRESSLY EXCLUDED WITH RESPECT TO THE GIS DATA PROVIDED UNDER THIS AGREEMENT.

6. Independent Entities. The relationship between the Parties is that independent entities. No joint venture, franchise, partnership, employment agreement, or agency is created hereunder. Nothing herein shall be construed to grant either Party the right or authority to create any obligation, expressed or implied, on behalf of the other Party.
7. Restriction on Use, Sale, or Distribution, of GIS Data. The GIS Data exchanged under this Agreement shall not be used, sold or leased, transferred, loaned, given or distributed, in whole or part to any other entity without the express written permission of the Party that owns that particular GIS Data, subject, however, to such disclosure as may be required under applicable provisions of State open records laws.

8. Errors in or Modification to the GIS Data. Each Party agrees to use reasonable efforts to report errors, changes, modifications, or corrections in the GIS Data they have used or they own to the other Parties to this Agreement, as they case may be, with a reasonable period of time.
9. Agreement Term and Renewal. This Agreement shall be in full force and effect upon the signing of all Parties hereto, and shall remain in effect through the end of the calendar year in which the Agreement is signed. This Agreement shall automatically renew for succeeding calendar year terms unless a Party delivers a written Notice of Intent to Not Renew to the other Parties at least 60 days prior to the automatic renewal date of this Agreement.
10. General Terms.

Entire Agreement. This agreement represents the entire agreement between the Parties.

Governing Law. This Agreement shall be interpreted in accordance with the laws of the State of New Jersey.

Severability. In the event that any provision or portion of this Agreement shall be determined to be invalid or unenforceable to any reason, the remaining provisions of this written Agreement shall be unaffected thereby and shall remain in full force and effect.

Amendments. This Agreement may be amended or modified only by the mutual written agreement of all the Parties to this Agreement.

Assignment. This Agreement may not be assigned by any party without the prior written consent of the other parties.

Authorization. The Parties each warrant to the other Parties that the person signing this agreement for and on behalf of the Party he or she purports to represent is authorized to do so and is empowered to bind that Party to this Agreement.

Notices. All notices, requests, demands, claims and other communications hereunder will be in writing and shall be deemed duly given if it is sent by registered or certified mail, return receipt requested, postage prepaid, to the address of the intended recipient as set forth in this Agreement or as subsequently provided by either the Party as their current notification address.

Attest: Elizabeth Kroll

Resolution #2016 – 91

A Resolution - A Resolution - Award of Bid - Ambulance Floor –MBT Contracting

Whereas, the Township Committee previously authorized the solicitation of bids for the installation of a resinous floor finish for the Township of Rochelle Park Ambulance Corp building; and

Whereas, pursuant to this authorization, the Township Architect, Bilow Garrett Group of Ridgefield Park, New Jersey prepared a bid solicitation and bid specifications; and

Whereas, in furtherance of receipt of bids, the appropriate notices were published specifying a date on which the bids were to be received; and

Whereas, several bids were received from qualified bidders for this project on the date designated for submission of bids, as follows:

NEIE Construction Services, LLC	\$62,900.00
Tsivicos Engineering, Inc.	\$57,223.00
Superior Polymer Surfacing Group	\$52,850.00
Fine Wall Corp.	\$46,500.00
R.J.Michaels & Company	\$40,000.00
MBT Contracting	\$37,900.00

Whereas, one such bidder was MBT Contracting, LLC of Lincoln Park, New Jersey; and

Whereas, the Township Architect, Bilow Garrett Group, reviewed all bids and has determined that MBT Contracting is the lowest responsible bidder and is in compliance with the bid specifications; and

Whereas, Bilow Garrett Group has also determined has also determined that MBT Contracting, LLC is a qualified contractor and would be capable of completing the aforesaid project.

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 contract with MBT Contracting, LLC for installation of a resinous floor finish for the ambulance corp building be and is hereby awarded.

This award is based upon the bid submission by MBT Contracting, LLC dated February 11, 2016.

The contract price for this project shall be in an amount not to exceed \$37,900.00 representing their base bid on this project.

The award of this contract is subject to confirmation, by the Chief Financial Officer, that sufficient funds exist for this purpose.

The successful bidder, MBT Contracting, LLC, shall execute a contract in the form approved by the Township Attorney which shall be consistent with the terms, conditions and obligations of the specifications for this project.

Upon completion of the contract, the Township Administrator and Township Clerk are authorized to execute the same on behalf of the Municipality.

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 MBT Contracting, LLC, the Rochelle Park Ambulance Corp, Bilow Garrett Group and the Township Attorney.

Attest: Elizabeth Kroll

Resolution #2016 – 92

A Resolution - Authorizing the Execution of Quit Claim Deed

Whereas, Ceraolo Family Properties, LLC is the prior owner of Block 32 Lot 315, commonly known as 151 Route 17 South, Rochelle Park, New Jersey; and

Whereas, the Township of Rochelle Park was previously the owner of certain property which is contiguous to the aforesaid property (Lot 12.01 in Block 32); and WHEREAS, this property was sold and conveyed to Joseph Ceraolo, predecessor to Ceraolo Family Properties, LLC a number of years ago; and

Whereas, it has come to the attention of the Township Committee that a title issue exists in connection with a small piece of property which is part of and within the borders of Lot 315, consisting of about 400 square feet; and

Whereas, the Township Engineer, Township Attorney, Applicant's attorney, Applicants Engineer and a title insurance company have all investigated this matter and have not been able to determine the exact ownership of this piece of Lot 315; and

Whereas, notwithstanding the inability to determine the actual ownership of this piece of that lot, it is clear that the lot is shown and designated on the official tax map of the Township of Rochelle Park as part of Lot 315 and has, therefore, been taxed to and maintained by Ceraolo Family Properties, LLC and its predecessor; and

Whereas, the Township Committee has been requested, by this property owner, to execute a "Quitclaim Deed" which will essentially provide that the township does not make any claim to ownership of this piece of the Applicant's lot; and

Whereas, the Tax Assessor for the Township of Rochelle Park, the Township Engineer and the Township Attorney have confirmed that the small piece of property in question has been reflected as part of Lot 315 and Block 32 in the 1986, 2008 and 2015 tax maps and has been included in the calculation of the size of the lot on the records of the Tax Assessor.

Whereas, the Township Attorney and the Township Engineer have recommended that the Township Committee approve the Quitclaim Deed which would convey any right, title and interest that it may have in this particular property; and

Whereas, since ownership cannot be determined, there is no benefit, financial or otherwise to the Township in maintaining any alleged claim to this property and, furthermore, since title has not been determined, the Municipality may execute the requested Quitclaim Deed without any requirement of adopting an ordinance, conducting an auction or any other procedures which may otherwise be required for the sale of real estate.

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 Mayor and the Township Clerk are hereby authorized to execute a Quitclaim Deed in the form approved by the Township Attorney and Township Engineer.

This Quitclaim Deed shall relate to a portion of Lot 315 in Block 32 on the official tax map of the Township of Rochelle Park consisting of approximately 400 square feet.

This Quitclaim Deed shall specifically provide that the conveyance is only to the extent that the Township has any rights in the property and shall contain no representation, guarantee or warranty of title or the quality of same.

The Quitclaim Deed shall be to Eastern Development, LLC, the current owner of the lot. As a condition of executing this Quitclaim Deed, Ceraolo Family Properties LLC, shall reimburse the Township for any legal or engineering bills or cost incurred in connection with the same,

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 J. Lamb, Esq. of the law firm of Beattie Padovano, LLC, the Tax Assessor of the Township of Rochelle Park, the Township Attorney. The Township Engineer and Eastern Development, LLC, 151 Route 17 South, Rochelle Park, New Jersey.

Attest: Elizabeth Kroll

Resolution #2016 – 93

A Resolution -Authorizing Raffle License #466-16-Knights of Columbus

Be It Resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, State of New Jersey, that the application for Raffle License #461-16 as presented by the K OF C COUNCIL #2842 SACRED HEART ID#427-6-35240 requesting permission to conduct BINGO for February 5, 2016 and March 4, 2016 be approved and the requested license be issued.

Attest: Elizabeth Kroll

Resolution 2016 - 98

A Resolution - Authorizing Release of Closed Session Minutes - March 9, 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 9, 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 - MARCH 9, 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 staffing needs within the Department of Public Works in view of an extended sick leave by a current employee. Additionally, a discussion was held regarding the handling of extended sick leave pursuant to the terms of the Township Personnel Policy and Collective Bargaining Agreements. In addition, the Township Committee considered applicants for the positions of Labor Attorney and Public Attorney.
2. Potential Litigation - The Township Attorney provided a status report regarding negotiations with a property owner regarding satisfaction of affordable housing obligations.

Attest: Elizabeth Kroll

A motion was offered by Comm. Scarpa and seconded by Comm. Kovalcik to adopt the Consent Agenda. 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 #2016 – 94

A Resolution - A Resolution - DPW Superintendent Tenure - James Schmunk

Whereas, James Schmunk was appointed Superintendent of the Department of Public Works pursuant to Resolution 2011-75 which was adopted on March 16, 2011; and

Whereas, James Schmunk has served continuously in that position since the date of his initial appointment; and

Whereas, pursuant to the provisions of N.J.S.A. 40:A:9-154.6 and Chapter 31 of the code of the Township of Rochelle Park, a person holding office as full time Municipal Superintendent of Public Works who has held the office continuously for five (5) years shall acquire tenure in that position; and

Whereas, Chapter 31 of the Township Code requires a specific resolution of reappointment and authorization for the acquisition of tenure in office; and

Whereas, the Township Committee has determined that JAMES SCHMUNK has fulfilled all of the duties and obligations of the Office of Superintendent of the Department of Public Works and has done so with distinction since his initial appointment; and

Whereas, based upon the foregoing, the Township Committee desires to reappoint James Schmunk to this position and authorize tenure in office

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. James Schmunk be and is hereby reappointed to the position of Superintendent of the Department of Public Works for the Township of Rochelle Park;
2. Pursuant to Chapter 31 of the Code of the Township of Rochelle Park, James Schmunk is hereby granted tenure of office.

Now Therefore Be It Further Resolved, that the Township Clerk be and she is hereby authorized and directed to forward a certified copy of the within Resolution to James Schmunk, the Township Attorney and the Personnel Department.

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” Hauser, Kovalcik, Scarpa, Valenzuela, Kazimir.

Comm. Valenzuela presented Mr. Schmunk with a Certificate of Appreciation for his hard work and dedication to the Township of Rochelle Park. Comm. Valenzuela stated that Mr. Schmunk has been employed with the Township of Rochelle Park since 2002 in various different capacities within the DPW. He thanked Mr. Schmunk for his efforts and stated that the Township Committee and residents appreciate his work.

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

Resolution- 2016 - 95

A Resolution - Introduction 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 introduced and passed on first reading and that said ordinance be further considered for final passage at a meeting to be held on April 20, 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.

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” Hauser, Kovalcik, Scarpa, Valenzuela, Kazimir.

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

Resolution- 2016 - 96

A Resolution - Hearing & Adoption Ord. #1097-16 - DPW Salary

Be It Resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, that an ordinance entitled "AN ORDINANCE TO PROVIDE FOR AN DETERMINE THE SALARY OR RATE OF COMPENSATION OF THE EMPLOYEES OF THE DEPARTMENT OF PUBLIC WORKS OF THE TOWNSHIP AND TO ESTABLISH A METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEARS, 2016, 2017, 2018 AND 2019" be and it is hereby passed upon second and final reading and that the Municipal Clerk be and she is hereby authorized and directed to advertise the same according to law.

Attest: Elizabeth Kroll

A motion was offered by Comm. Valenzuela 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 – all voting "Ayes"

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

Resolution- 2016 - 97

A Resolution – Authorizing the Adoption of the 2016 Municipal Budget

A copy is on file in the Clerk's Office.

Attest: Elizabeth Kroll

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

Lynn Houghton-117 West Oldis Street- Stated that after reviewing the 2016 Township Budget she has a few questions regarding what is included under each line item. She asked why a small town like Rochelle Park has a budget of \$12 million dollars and a school appropriation of \$98 thousand dollars. Frank DiMaria, Municipal Auditor, stated that included in that money paid to the school is an allocated energy receipt tax that is mandated by the State of New Jersey. She asked why the Township has an appropriation of \$240 thousand dollars for a new ambulance. She stated that the Ambulance third party billing has taken in approximately \$156 thousand dollars over the past few years and it was her understanding that the monies collected from the billing would be used to purchase a new ambulance. Mr. DiMaria, stated that the Township was not bonding for the purchase of this ambulance and that it is being purchased in cash. She asked about Employee Health Benefits and how much each Township employee contributes. CFO, Roy Riggiano, explained that the State has a tiered system and that most Township Employees are paying the maximum of 35% of their health care premium. Comm. Kovalcik advised residents that the Township will see a \$6.00 decrease per \$300 thousand per household on their tax bill. Ms. Houghton asked about the schools budget and stated that when they increase, the Townships taxes will also increase. Mr. DiMaria stated that the School Budget is out of the Townships hands. Ms. Houghton stated that she was not aware of the Budget Meeting on February 3, 2016. Municipal Clerk Kroll stated that the date was advertised in the The Record Newspaper as well as posted on the bulletin board in the Clerk's Office and posted on the Townships website.

Heather Lum-46 Terrace Avenue- Stated that the line items on the budget are confusing as there is no specific breakdown of each line item. Comm. Scarpa stated that it is unrealistic to have to explain line by line each item. She asked if any members of the Township Committee were currently receiving health benefits through the Township. Comm. Valenzuela stated that he was receiving them as he is grandfathered in. Comm. Scarpa stated that back in the 80's the Township Committee was able to receive benefits however now new committee members are not eligible. Ms. Lum asked about the BCCL's fee for the library. She asked how many people utilize the library each day and

if the amount of people who use it justifies such a large expense. Comm. Hauser will obtain this information for the next meeting.

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

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

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

Comm. Kovalcik-Congratulated Mr. Schmunk on his tenure as DPW Superintendent. He stated that Mr. Schmunk does an excellent job and he thanked him for his service to the Township. He welcomed Jersey Mike’s Sub Shop a new business in town.

Comm. Scarpa-Wished everyone a Happy St. Patrick’s Day and Happy Easter. He congratulated Mr. Schmunk on his tenure and thanked him for doing a top notch job in the Township. He stated that even though the department only consists of five men they do an incredible job.

Comm. Valenzuela-Congratulated Mr. Schmunk on his tenure appointment. He stated that he looks forward to working with him in his capacity as Township DPW liaison. He advised that the DPW offers many services to the residents, such as tree trimming and a sidewalk safety program, for town planted trees. He advised that Mr. Schmunk keeps the list fair and orderly and that this service benefits many residents. He wished everyone a Happy Easter.

Comm. Hauser-Advised that last month’s Library Board meeting was canceled last month. He advised residents that he would provide library usage figures for the next meeting. He stated that he believes it is important to know where money is being spent and how many people are utilizing the Library on a daily basis.

Mayor Kazimir- Stated that the Annual Easter Egg Hunt will be held at Carlock Field this Saturday, March 19th at 10AM sharp. He congratulated Mr. Schmunk on his tenure and thanked him for his hard work. He stated that a new business opened in the Township, Jersey Mike’s Sub Shop, and he encouraged residents to check it out. He wished everyone a Happy Easter.

Administrator Davidson-Congratulated Mr. Schmunk on his tenure and stated that it is a pleasure to work with him. He stated that Mr. Schmunk is an asset to the community. He stated that he spoke with PSE&G regarding the paving project on Rochelle and Central Avenues. He advised that he will be having a meeting with PSE&G in two weeks and a tentative start date should be agreed upon at that time.

Municipal Clerk Kroll- No Report.

Attorney Rotolo- No Report.

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

Gary Sawruck-20 Eldorado Court- Stated that he recently attended a Bergen County Freeholder meeting. He advised the Township Committee that at the meeting the Route 17 widening project was discussed as well as the Marsellus Avenue Bridge project. He asked that Township Committee member’s attend Freeholder Meeting’s and support the Marsellus Avenue Bridge project as it will hopefully reduce flooding in the Township in the future.

Linda Boniface-33 Parkway- Stated that at the last Work Session she heard that the cost to wrap the chimneys at the Captain Tyson Home was \$11,000.00. She stated that the chimneys were then unwrapped and further work was done to the roof at the cost of approximately \$35,000.00 and these costly repairs have not corrected the leaking issue. She stated that the money used to make repairs at this home should not be funded by taxpayers. She stated that she believes this house is a waste of taxpayer money and asked the Township Committee to consider selling the property.

A motion was offered by Comm. Kovalcik and seconded by Comm. Valenzuela 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-3A 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 March 16, 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.

X 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 -

- Interviews - Public Defender - Jason Komninos
Nicholas De Palma
- Labor Attorney - Lane Bivano Esq.
Michael Farhi

- Potential Real Estate Litigation
- Recreation Personnel

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. Valenzuela to open the meeting. Motion carried on a voice vote - all voting “Aye”

A Motion was offered by Comm. Scarpa and seconded by Comm. Valenzuela to appoint Nicholas DePalma as Public Defender and Jason Komninos as Alternate Public Defender for 2016. Motion carried on a roll call vote - “Ayes” Hauser, Kovalcik, Scarpa, Valenzuela, Kazimir

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

Respectfully submitted,

Elizabeth Kroll
Municipal Clerk

