



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

MINUTES – PUBLIC MEETING – June 16, 2010

Call to Order 7:32 PM

According to the Open Public Meetings Act, this meeting of June 16, 2010 was advertised in the notice sent to the “Our Town” and “The Record” and posted on the bulletin board in the Municipal Building on January 9, 2010 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. R. Davidson
 Comm. K. J. Kovalcik - Absent
 Comm. J. Scarpa
 Comm. P. Strohmeier
 Mayor F. Valenzuela

Pledge of Allegiance was led by Officer Doug Arendacs

Mayor Valenzuela asked that everyone remain standing for a moment of silence remembering those in the military stationed overseas and for recently passed former Fire Chief Steve Wilson.

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

A motion was offered by Comm. Scarpa and seconded by Comm. Strohmeier to approve the Minutes of the Public Meeting held on May 19, 2010. Motion carried on a voice vote – all present voting “Aye”.

Proclamation

Scleroderma Awareness Month – June 2010

Mayor Valenzuela read a proclamation naming June 2010 Scleroderma Awareness Month.

Presentation

2010 Youth Academy Graduates

Lauren Gan, Nick Darragh, Emilio Belen, Chandler Dizon, Emily Bergonzi, Kaelyn Rupinski, Janice Rodriguez, Erik van der Wilt, Jay Locquiao, Alex Hajdukiewicz, Vincent Eckardt, Silio Garcia, Justin Gordick, Jonathan Barrios, Justine Daubner, Taylor Borsina

Comm. Davidson gave an overview of the Hackensack Police Youth Academy program. It consists of students who will be attending Hackensack High School in the future from local municipalities such as Hackensack, Maywood, South Hackensack and Rochelle Park. The program is run by Rochelle Park Police Department officers Lieutenant William Flannelly, Officer Doug Arendacs and Detective Jim DePreta. The program consists of physical training, bomb detonation, weekly competitions and field trips to various locations. Davidson was impressed with the student’s dedication giving their free time to attend the program. He thanked them for their participation.

Mayor Valenzuela thanked Comm. Davidson, Midland School Superintendent Oberkehr, School Board Member Teresa Cravallo, Lieutenant Flannelly, Officer Arendacs and Detective DePreta for their participation. He then presented the students with certificates on behalf of the Township. Former police officer Vincent Caragliano presented the certificate to his grandson Nick Darragh. Lieutenant Flannelly advised that Rochelle Park had been presented a plaque representing four year’s of graduated cadets. He stated that all were welcome to tour police headquarters to view the plaque.

Resolutions

At the Work Session held on June 9th the following resolutions were approved.

Minutes of the Public Meeting held on June 15, 2010 cont.

The following resolutions was offered by Mayor Valenzuela and seconded by Comm. Davidson and was adopted on a roll call vote – all voting “Aye”.

Resolution #2010 – 103

A Resolution - Rejection of Bids-Sewer Relining – West Oldis Street

Whereas, on Thursday, May 27, 2010, proposals were received for the relining of a portion of the West Oldis Street Sanitary Sewer Main and;

Whereas, a single proposal was received, opened and read and;

Whereas, the proposal submitted by the En-Tech Corporation in the amount of \$18,250.00 exceeded the Engineer’s Estimate for the project;

Now, therefore, be it resolved, by the Township Committee of the township of Rochelle Park that the proposal submitted by the En-Tech Corporation, 304 Harrington Road, Closter, New Jersey 07624 be and is hereby rejected and

Be it further resolved that the Township Engineer be and is authorized to resolicit for proposals for said relining project.

Attest: Virginia De Maria

Resolution #2010 – 104

Special Emergency Amendment to the 2010 Temporary Budget Appropriations

Whereas, N.J.S.A. 40A:4-16 provides that where contracts, commitments or payments are to be made prior to the adoption of the 2010 Budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided, and

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park, that the following special emergency appropriations be amended to the temporary budget, which is effective January 1, 2010, be made and a certified copy of this resolution be transmitted to the Township Chief Financial Officer for his records.

Attest: Virginia De Maria

Resolution #2010 – 105

Eliminating Medical Benefits for Members of the Township Committee Including Retired Members

Whereas, members of the Township Committee have, for many years, received medical benefits from the Township which are comparable to other Township employees;

Whereas, in addition to current members of the Township Committee, the Township has provided medical benefits to at least one retired member of the Township of Rochelle Park who served the municipality for many years;

Whereas, as a result of budgetary constraints, the Township Committee has determined that it would be in the best interest of the municipality to eliminate such benefits for members of the Township Committee as well as to the retired member;

Whereas, the elimination of these benefits will result in a significant savings to the Township of Rochelle Park which will assist in closing the budget short-fall caused as a result of recent actions by State Legislature and Governor.

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. Medical benefits shall no longer be provided to members of the Township Committee.
2. The medical benefits shall no longer be provided to any retired members of the Township Committee including, without being limited to, WILBUR LOTZ, who, pursuant to a prior Resolution of the Township Committee was provided with such medical benefits.
3. The Acting Township Administrator be and is hereby authorized and directed to take any and all action which may be necessary in order to facilitate the provisions of this Resolution.
4. This Resolution shall also confirm and ratify any actions taken in this regard by the Acting Township Administrator which had taken place prior to the adoption of the within Resolution provided that the same was consistent with the previous, informal, direction of the Board.

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 members of the Township Committee, the Township Attorney, the Personnel Department of the Township of Rochelle Park and former Committee member, WILBUR LOTZ.

Attest: Virginia De Maria

Motions carried on a roll call vote – all voting “Aye”.

Reports:

Health Department - May 2010
Municipal Court - May 2010
Attendance Report - May 2010

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

Resolution #2010 - 106

A Resolution – Payment of Bills – June 2010

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

Attest: Virginia De Maria

Resolution #2010 - 107

A Resolution Renewing Compliant Liquor Licenses for 2010/2011

Whereas, the licensees as noted below have filed applications for renewal of their liquor licenses at premises noted; and

Whereas, all applications are in proper order, the license fees have been paid;

Now, therefore, be it resolved by the Township Committee of the Township of Rochelle Park, County of Bergen, New Jersey that the Municipal Clerk is hereby authorized to issue renewal licenses as follows effective July 1, 2010

	<u>Plenary Retail Distribution – Fee \$995.00</u>	
0254-44-006-004	Hometown Liquors LLC	192 Rochelle Avenue
0254-44-007-002	Glass Gardens Inc.	220-232 W. Passaic Street
0254-44-016-005	Mahershree Inc	332 Rochelle Avenue
0254-44-010-012	Askan Corp.	190 W. Passaic Street
	<u>Plenary Retail Consumption – Fee \$1492.00</u>	
0254-33-003-005	Outback/Metropolis Joint Venture	194-198 Route 17 N.
0254-33-009-006	MKT LLC	352 W. Passaic Street
0254-33-008-008	Rare Hospitality International Inc.	160 Route 17
0254-33-012-004	Kim Peek	Pocket Status
	<u>Club License – Fee \$150</u>	
0254-31-018-001	R.P. Post 170 American Legion	33 W. Passaic Street
0254-31-019-001	Columbian Club of Rochelle Park	232 Rochelle Avenue

Attest: Virginia De Maria

Resolution #2010 -108

A Resolution Authorizing an Agreement w/Saddle Brook BOE – Sale of Gasoline

Whereas, N.J.S.A. 40A:65-1, *et seq.* authorizes contracts between municipalities for shared services; and

Whereas, the Township of Rochelle Park and the Saddle Brook Board of Education have entered into discussions in connection with such an agreement for the provision of motor vehicle fuel to the Saddle Brook Board of Education by the Township of Rochelle Park; and

Whereas, the Township Administrator has recommended entering into such an agreement and the Township Committee has agreed that it would be in the best interests of the residents and taxpayers of the Township of Rochelle Park in order to enter into such an inter-local agreement.

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

1. An inter-local services agreement be and is hereby authorized with the Saddle Brook Board of Education for the sale of motor vehicle fuel;
2. The cost of the fuel to the Saddle Brook Board of Education will be the average monthly cost to the Township of Rochelle Park plus twenty cents per gallon;
3. The fuel pumps shall be available 24 hours per day, seven days per week.
4. The Township shall provide, to the Saddle Brook Board of Education, a key for each vehicle at a cost of between \$10.00 and \$15.00 per key. A specific code shall be assigned to each key as identified by the last four digits of the particular employee's social security number;
5. The Township of Rochelle Park shall provide monthly invoiced to the Saddle Brook Board of Education in accordance with the provisions of this Resolution and payments shall be due within thirty days of receipt.

Minutes of the Public Meeting held on June 15, 2010 cont.

6. The Saddle Brook Board of Education shall also be responsible for sharing the cost of repairing equipment including fuel pumps, fuel tanks and computers as well as sharing in the cost of software used for the storage, dispensing and calculation of gasoline. The percentage of responsibility for these costs will be determined by the number of municipalities who have entered into similar inter-local agreements.
7. The term of the within agreement shall be five years from that date of the execution of an agreement between the parties to be reviewed by and approved by the Township Administrator and the township Attorney. The contract shall provide that either party may cancel the agreement upon thirty days written notice.

Now therefore be it further resolved that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to the Township Attorney, the Township Administrator and the Saddle Brook Board of Education.

Attest: Virginia De Maria

Resolution #2010 - 109

A Resolution Authorizing 2010/2011 Snow Plowing Agreement with the County of Bergen

Whereas, the Bergen County Board of Chosen Freeholders is authorized, pursuant to law, to cause snow to be plowed from County owned or county controlled roads; and

Whereas, the County of Bergen requests, on an annual basis, that the municipality conduct snow plow operations on the county roads located within each municipality; and

Whereas, the County of Bergen thereafter compensates the municipality for conducting said snow plow operations pursuant to a price schedule issued annually by the County; and

Whereas, the Township Committee has reviewed the proposal dated June 17, 2008 from the county of Bergen Department of Public Works and agrees that it will be in the best interests of the Township of Rochelle Park to enter into the 2010-2011 Municipal Snow Plowing Agreement with the County of Bergen.

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 Agreement with the county of Bergen for Municipal Snow Plowing Services for the 2010-2011 season be and is hereby authorized;
2. The Mayor is hereby authorized and directed to execute the agreement with the County of Bergen in the form submitted to the Township with the County of Bergen's letter of May 12, 2010;
3. The County of Bergen shall compensate the Township of Rochelle Park for conducting these snow plowing operations pursuant to the price scheduled which has been made a part of the Snow Plow Agreement.

Be it further resolved that Mayor Frank Valenzuela and Township Clerk, Virginia De Maria be and are hereby authorized to execute said Agreement with the County of Bergen in the form to be approved by the Township Attorney; and

Be it further resolved, that the Township Clerk be and is hereby authorized and directed to forward certified copies of the within Resolution to the County of Bergen Department of Public Works and the Rochelle Park Department of Public Works.

Attest: Virginia De Maria

Resolution #2010 – 110

A Resolution Appointing Fire Prevention Inspectors – Robert Sands and Daniel Dugo

Be it resolved that at the request of Fire Official Darryl DeMott the following be appointed Fire Inspectors for the year 2010:

Robert Sands
37 Schlosser Drive
Rochelle Park, NJ 07662

Daniel Dugo
18 Howard Avenue
Rochelle Park, NJ 07662

Attest: Virginia De Maria

Resolution #2010 – 111

A Resolution – Introduction Ord. 1019-10 – 2010 Salary Ordinance

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, that an ordinance entitled “**AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE SALARY OR RATE OF COMPENSATION**”

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OF VARIOUS MUNICIPAL EMPLOYEES OF THE TOWNSHIP OF ROCHELLE PARK AND TO ESTABLISH A METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEAR 2010” be and it is hereby introduced and passed on first reading June 16, 2010 and that said ordinance be further considered for final passage at a meeting to be held on July 21, 2010 at 7:30 PM or as soon thereafter as the matter can be reached at the Municipal Complex, 151 West Passaic Street, Rochelle Park, NJ 07662 and that at or such time and place all persons interested be given an opportunity to be heard concerning same and that the Township Clerk be and she is hereby authorized and directed to publish and post said ordinance, together with a notice of the introduction thereof and the time and place when and where such ordinance will be considered for final passage.

Attest: Virginia De Maria

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

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

Resolution #2010 – 112

A Resolution – Hearing & Adoption - Ord. #1015-10 – Establishing A Joint Planning Board and Zoning Board of Adjustment

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, that an ordinance entitled “**AN ORDINANCE AMENDING THE GENERAL ORDINANCES OF THE TOWNSHIP OF THE TOWNSHIP OF ROCHELLE PARK TO ESTABLISH A JOINT PLANNING BOARD AND ZONING BOARD OF ADJUSTMENT**” 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: Virginia De Maria

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

No comments from the public

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

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

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

Resolution #2010 – 113

A Resolution – Hearing & Adoption Ord. #1016 – Ambulance Corp. Third Party Payment Plan

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, that an ordinance entitled “**AN ORDINANCE TO AMEND CHAPTER 16 OF THE CODE OF THE TOWNSHIP OF ROCHELLE PARK ENTITLED “FIRST AID AND EMERGENCY SQUAD” IN ORDER TO ESTABLISH A THIRD PARTY PAYMENT PLAN FOR EMERGENCY MEDICAL SERVICES**” 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: Virginia De Maria

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

No comments from the public

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

Minutes of the Public Meeting held on June 15, 2010 cont.

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

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

Resolution #2010 – 114

A Resolution – Hearing & Adoption Ord. #1017 – Ambulance Corps Fees and Licenses

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, that an ordinance entitled “**AN ORDINANCE TO AMEND CHAPTER 100 OF THE CODE OF THE TOWNSHIP OF ROCHELLE PARK ENTITLED “FEES AND LICENSES”**” 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: Virginia De Maria

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

No comments from the public

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

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

The following resolution was offered by Comm. Davidson and seconded by Comm. Strohmeyer and reads:

Resolution #2010 – 115

A Resolution – Hearing & Adoption Ord.#1018 – Amend Chapter #141 – Parking On Posted Lands

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, that an ordinance entitled “**AN ORDINANCE TO AMEND CHAPTER 141 OF THE CODE OF THE TOWNSHIP OF ROCHELLE PARK ENTITLED “PARKING ON POSTED LANDS”**” 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: Virginia De Maria

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

No comments from the public

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

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

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

Resolution #2010 – 116

A Resolution – Authorizing Release of Closed Session Minutes of June 9, 2010

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 June 9, 2010 to the extent that said information can be disclosed without adversely affecting the Township of the public interest.

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

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

Attest: Virginia De Maria

CLOSED SESSION MINUTES – June 9, 2010

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. Route 17 Project: The Township Attorney reported, to the Township Committee, on the status of this project as well as the review of plans and other exhibits which were recently delivered to the Township by the County of Bergen
2. Litigation Report: The Township Attorney reported on the status of the Northern Park, LLC litigation, the litigation with Longo Electrical Mechanical, Inc. and also reported on a newly filed lawsuit entitled *Valencia vs. Rochelle Park, et. al.*
3. Personnel: Discussion was conducted by the Township Committee and the Acting Township Administrator concerning possible personnel changes within the Building Department and a possible shared services agreement with the Borough of Elmwood Park.

Attest: Virginia De Maria

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

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

Comm. Scarpa – Asked for an update regarding the progress of a shared service agreement between Rochelle Park and Elmwood Park concerning our building inspector Richard Bolan. Administrator De Maria advised that Attorney Rotolo had provided a proposed agreement to Elmwood Park for their review. Ms. De Maria advised that hours of the building department inspector would be three mornings and two afternoons between 7:00 AM – 11:00 AM and 1:00 PM and 4:00 PM, alternating weeks. Salary and benefits package would be split between the municipalities. This is a six month trial agreement; if amenable it would be extended for four years. Scarpa then addressed a letter from Police Chief Zavinsky citing a lack in manpower regarding the picking up and delivering of subjects. Scarpa had read a response letter from Comm. Davidson and wanted to add another point to the letter as to why police detectives were not utilized for these pick ups. More information will be available at the July work session. He then thanked the American Legion for their excellent Memorial Day Parade.

Comm. Davidson – Thanked the DPW for their hard work throughout the Township. He appreciates their efforts. Regarding the Hackensack Police Youth Academy graduation he once again thanked all participants. This program makes Rochelle Park a nice town to grow up in.

Comm. Strohmeyer – Reported on the success of the library’s 50th Anniversary celebration. She acknowledged the workers and volunteers.

Library May Report - Circulated - 1340 items, Loaned – 319, Borrowed - 1225, New Cards Issued - 11, Computer Usage - 202

Strohmeyer advised that the building department would shortly become part time. The Technical Assistant will be there Monday thru Friday from 10:00 AM to 2:00 PM, except for Friday’s in July and August when the municipal building will be closed. On a different note, Strohmeyer then advised that the flowers planted around the municipal building were planted and paid for by a resident who would like to remain anonymous.

Mayor Valenzuela – Advised that due to the tough economic climate, he would be reaching out to surrounding municipalities for more shared service agreements. All departments will be considered. He will report his progress to the Township Committee at a later date. Valenzuela congratulated the two newly appointed fire inspectors, Robert Sands and Daniel Dugo and thanked them for their dedication to the Township. He then spoke regarding information from the New Jersey League of Municipalities and the 13th Annual Elected Officials Hall of Fame. He will be nominating Comm. Scarpa. He then thanked Comm. Scarpa for his 20 years in

Minutes of the Public Meeting held on June 15, 2010 cont.

government. Valenzuela recently attended some ribbon cutting ceremonies, citing the implement used in cutting the various ribbons. He wished everyone a Happy Fathers Day and 4th of July.

Administrator/Municipal Clerk De Maria – Advised that a resolution had just been passed entering into an agreement to have Saddle Brook Board of Education purchase gasoline from the Township. She reminded everyone that the municipal offices including the DPW will be closed on Fridays beginning July 9th and ending August 27th. She advised that new hours would be posted on the web site and placed on doors. She will be meeting the department heads on Friday to get back to the business of running smoothly. Mayor Valenzuela stated that he would be attending the meeting to advise employees to respect the chain of command and advised to provide all information to Administrator De Maria for dissemination.

Mayor Valenzuela advised that Rochelle Park has a Face Book page, he is an administrator to the page.

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

Public Portion

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

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

Respectfully submitted,

Virginia De Maria
Municipal Clerk

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