



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

MINUTES – PUBLIC MEETING – June 19, 2013

Call to Order 7:33 PM

According to the Open Public Meetings Act, this meeting of June 19, 2013 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 8, 2013 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. Ouellette
 Comm. Kazimir - Absent
 Comm. Kovalcik
 Comm. Valenzuela
 Mayor Scarpa

Pledge of Allegiance was led by Ms. O’Brien
Mayor Scarpa asked that everyone remain standing for a moment of silence remembering those in the military

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

A motion was offered by Comm. Ouellette and seconded by Comm. Kovalcik to approve the minutes of the Public Meeting held May 15, 2013. Motion carried on a voice vote – all present voting “Aye”

Reports:
 Health Department - May 2013
 Municipal Court - May 2013
 Building Department - May 2013

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

Resolution #2013 – 129

A Resolution – Payment of Bills – June 2013

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 #2013 – 130

A Resolution – Authorizing the Renewal of 2013/2014 Liquor Licenses

2013/2013

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, 2013

	Plenary Retail Distribution – Fee \$1194.00	
0254-44-006-005	Hometown Liquors LLC	192 Rochelle Avenue
0254-44-007-003	Glass Gardens Inc.	220-232 W. Passaic Street
0254-44-016-006	Mahershree Inc	332 Rochelle Avenue
0254-44-010-012	Askan Corp.	190 W. Passaic Street

Resolution #2013 – 130 (cont.)

	Plenary Retail Consumption – Fee \$1790.00	
0254-33-003-008	Outback/Metropolis Joint Venture	194-198 Route 17 N.
0254-33-009-008	MKT LLC	352 W. Passaic Street
0254-33-008-008	Rare Hospitality International Inc.	160 Route 17 North
0254-33-012-004	Nanni's	53 W. Passaic Street
0254-33-012-005	TNATA, LLC	372 W. Passaic Street
0254-33-001-006	The Lucky Dog Tavern Inc.	55 Route 17, South
	Club License – Fee \$150	
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 #2013 – 131

A Resolution – Authorizing Agreement with Bergen County Utilities Authority in Connection with Solid Waste Cooperative Marketing Program

Whereas, the Bergen County Utilities Authority (BCUA) has implemented a Solid Waste Cooperative Marketing Program; and

Whereas, this program is intended to reduce the cost of solid waste disposal for participating Municipalities; and

Whereas, the BCUA has offered the Township of Rochelle Park the opportunity to participate in this program; and

Whereas, pursuant to a letter from the BCUA dated May 6, 2013, a proposal was made to the Township for such participation; and

Whereas, the proposal has been reviewed by the Township Administrator who has recommended that the Township enter into such an agreement; and

Whereas, this proposal has also been reviewed by the Township Committee and the Committee has determined that it would be in the best interests of the residents and taxpayers of the Township of Rochelle Park to enter into this program; and

Whereas, the proposed agreement has been reviewed by the Township Attorney who has approved the form submitted.

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. A Solid Waste Service Agreement be and is hereby authorized with the Bergen County Utilities Authority.
2. This Agreement shall be in the form submitted to the Township on May 6, 2013.
3. This Agreement shall be for a period commencing on June 1, 2013 through May 31, 2016 and the Municipality shall be billed by the BCUA on a monthly basis at a rate of \$65.35 per ton.
4. This resolution is contingent upon certification, by the Chief Financial Officer of the Township of Rochelle Park that sufficient funds exist for this purpose.
5. The Township Administrator and Township Clerk be and are hereby authorized and directed to execute any necessary agreements in order to effectuate the provisions 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 the Bergen County Utilities Authority (BCUA), the Township Attorney, the Department of Public Works and the Chief Financial Officer.

Attest: Virginia De Maria

Resolution #2013 – 132

A Resolution – Authorization to Prepare Cost Estimates for Bergen County Open Space Trust Application

Be it resolved by the Township Committee of the township of Rochelle Park that the Township Engineer be and is authorized to prepare quantity/cost estimates (Carlock Field playground/resilient) for the Township's 2014 Bergen County Open Space Trust Application in an amount not to exceed \$500.

Attest: Virginia De Maria

Resolution #2013 – 133

A Resolution – Authorizing Emergency Contract

Whereas, on May 28, 2013, a road collapse occurred at or near 201 West Passiac Street in the Township of Rochelle Park; and

Whereas, upon investigation, it was determined by the Department of Public Works that an eight (8) inch sewer main had broken which caused the road to collapse; and

Whereas, the Superintendent of the Department of Public Works, Jim Schmunk had determined that an emergency existed and that immediate action had to be undertaken in order to protect the health, safety and welfare of the residence of the Township; and

Whereas, due to this exigency, it was determined that there was insufficient time to arrange for public bidding or quotations but that immediate action had to be taken; and

Whereas, New Jersey law, specifically, the New Jersey Local Public Contracts Law provides that in such a situation, a Contract may be awarded without the necessity of competitive bidding or quotation; and

Whereas, the Township Administrator, in consultation with the Department of Public Works, retained the services of Coppola Services, Inc. of Ringwood, New Jersey to complete the emergency work necessary to correct this issue

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 emergency contract in the amount of \$29,272.66 with Coppola Services, Inc. of Ringwood, New Jersey be and is hereby approved and authorized.
2. This Contract has been awarded without the necessity of competitive bidding since an emergency existed and the Superintendent of the Department of Public Works has certified that such an emergency did, in fact, exist.
3. The Township Administrator is hereby authorized and directed to execute any and all documents, contracts, invoices or vouchers which may be necessary in order to facilitate this contract and expenditure.
4. The Chief Financial Officer has certified that sufficient funds exist for this purpose.

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 Coppola Services, Inc. of Ringwood, New Jersey, the Department of Public Works, the Chief Financial Officer and the Township Attorney.

Attest: Virginia De Maria

Resolution #2013 - 134

A Resolution – Appointing Inspectors – Fire Prevention

Be it resolved by the Township Committee of the Township of Rochelle Park, County of Bergen that Darryl DeMott be appointed as Fire Official for a term of one year commencing January 1, 2013; and

Be it further resolved that the following be appointed Fire Inspectors for the year 2013:

Bart Giaconia
87 Prospect St. apt. 403
Passaic, N.J. 07055

Charles Grieco, Jr.
46 Peek Street
Rochelle Park, NJ 07662

Attest: Virginia De Maria

Resolution #2013 – 135

A Resolution – Authorizing Payment of Subcontractor in Connection with Department of Public Works Building

Whereas, Mullingar, Inc. was hired as general contractor in connection with the construction of the Department of Public Works building; and

Whereas, due to various deficiencies of the quality of workmanship and performance by Mullingar, the Township has withheld final payment to that company; and

Whereas, it now appears that Mullingar has ceased operations; and

Whereas, Quality Plumbing and Heating of Manasquan, New Jersey is a plumbing contractor which was retained as a subcontractor by Mullingar, LLC in connection with this project and performed work and services on the DPW building; and

Resolution #2013 – 135 (cont.)

Whereas, the Township of Rochelle Park has concluded that the services were, in fact, performed by Quality Plumbing and Heating and were performed in a good and workmanlike manner but due to the circumstances with regard to Mullingar, LLC, this subcontractor has not been paid; and

Whereas, the Township Administrator has, therefore, recommended to the Township Committee that this subcontractor be paid from the balance of the funds on hand in connection with the DPW 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:

1. Payment in the amount of \$6,071.50 be and is hereby authorized for Quality Plumbing and Heating of Manasquan, New Jersey.
2. This payment is contingent upon certification by the Chief Financial Officer that sufficient funds exist for this purpose and is further contingent upon execution of all vouchers which may be required by the CFO in order to facilitate payment.
3. This payment is further contingent upon confirmation, by the Superintendent of the Department of Public Works that all work to be performed by Quality Plumbing and Heating has been completed and all final inspections with regard to those services have been concluded.

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 Quality Plumbing and Heating, the Superintendent of the Department of Public Works, the Chief Financial Officer and the Township Attorney.

Attest: Virginia De Maria

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

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

Resolution #2013 – 136

A Resolution – Hearing & Adoption – Ord. #1062-13 – Amendment 2013 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 AMEND ORDINANCE NO. 1059-13 ENTITLED AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE SALARY OR RATE OF COMPENSATION OF VARIOUS MUNICIPAL EMPLOYEES OF THE TOWNSHIP OF ROCHELLE PARK AND TO ESTABLISH A METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEAR 2013**” 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. Ouellette and seconded by Mayor Scarpa to open the hearing to the public. Motion carried on a voice vote – all present voting “Aye”.

No Comments

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

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

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

Comm. Kovalcik – Provided an update on the 9th Annual Summerfest concert which will held on August 22nd and featuring Shirley Alston Reeves and the Shirelles. This concert continues to be sponsored by Park Avenue/BMW/Acura. Kovalcik hopes there is good weather for the event.

Mayor Scarpa thanked Roy Somerhault, sole supporter of this event, for his continued generosity and support of the Township.

Comm. Ouellette – Advised that the Library’s 2013 Summer Reading Contest will begin on Monday, June 24th. This year’s program, Dig Into Reading, is for people of all ages. All are encouraged to attend Monday, July 8th kick-off party featuring a Mark Zacharia a magician.

Administrator Davidson – No report

Municipal Clerk De Maria – Advised that the Special Election Primary was scheduled for August 13th, Special General Election would be held on October 16th. November 5th would be the General Election and possibly Midland School would need to hold a Special Election on December 10th. All polling places are located at the Municipal Building in the Senior Center, polling hours are 6:00 AM – 8:00 PM.

Mayor Scarpa – Advised that the Special General Election scheduled for October 16th was being held on Wednesday instead of the usual Tuesday.

Comm. Kazimir entered meeting

Comm. Valenzuela – Reported about attendance at a Board of Education meeting held on June 3rd regarding mandatory best practices. He was impressed with the communication between the Board of Education and Township Committee. He introduced Board of Education member Mrs. Leakis and physical education teacher Ms. O’Brien who are in the process of setting up a 5K walk/run throughout the Township in September. Valenzuela advised that erection of the 9-11 monument, thanks to the efforts of Administrator Davidson, were moving forward. Donations were currently being solicited from local businesses. Valenzuela thanked Shop-Rite (Glass Gardens) for generously donating \$10,000 toward the completion of this monument. He also thanked the DPW for their assistance and hard work. He thanked Bergen Landscaping and Rock of Ages as well. Valenzuela advised that due to release of state funds, Midland School would like to place a referendum on the ballot about the bonding and allocation of funds to be used to improve the school and surrounding grounds. They have formed a committee for the discussion of this issue, utilizing Board of Education members as well as residents of the Township. He then spoke of an issue regarding the property at 128 Rochelle Avenue, Prestige Auto Spa. He cited many violations with this property. He advised that the Construction Code Official as well as sub code officials are aware of the violations at this location and are aggressively dealing with them.

A motion was offered by Comm. Valenzuela and seconded by Mayor Scarpa to appoint James Connors as temporary electrical sub-code official. Motion carried on a roll call vote – all voting “Aye”.

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

Gary Sawruk – 20 Eldorado Court – Asked if the Township Committee was monitoring the Saddle River due to past flooding issues. He referenced the Marsellus Street Bridge in Lodi and the failed attempt to dredge underneath it to clear the water passage. Comm. Ouellette advised that as liaison to OEM, the flooding issue will never be forgotten. Gov- I messages will be sent to residents anytime there is the threat of flooding. Mr. Sawruk asked if anyone had been in contact with the Passaic Valley Water Commission regarding blockages in the rivers and removal of downed trees. He was informed that a large tree was being removed from Sprout Brook the next day.

Mr. Sam Allos – Board of Education liaison – Stated that negotiations are underway and 8th Grade graduation was being held the Thursday, June 30th at 7:00 PM, all were welcome.

Erica Vojnich – 22 Parkway – Expressed her displeasure with the responsiveness of the police department. Approximately one year ago she alleged she placed a call to the police regarding an attempted break in and stated that they never responded. Mayor Scarpa asked the resident why she waited a year to make this complaint. She claimed she did go to the Police Department to make the complaint. Mrs. Vojnich explained that the police advised that the “intruders” were Jehovah witnesses who were allowed to canvas the neighborhoods and had clean backgrounds.

Minutes of the Public Meeting held June 19, 2013 cont.

Marc Vojnich – 22 Parkway – Complained about the police department response regarding the Prestige Auto property. He cited the many violations he witnessed. Mayor Scarpa advised Mr. Vojnich that the Building Department was aware of the situation and would be handling it. All complaints should be reported to the Police Department. He also advised that he would follow up with Police Chief Flannelly for response to his and his wife's allegations.

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

Respectfully submitted,

Virginia De Maria
Municipal Clerk