



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

**MINUTES – PUBLIC MEETING – May 15, 2013**

Call to Order 7:30 PM

According to the Open Public Meetings Act, this meeting of May 15, 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  
                  Comm. Kovalcik - Absent  
                  Comm. Valenzuela  
                  Mayor Scarpa

Pledge of Allegiance was led by Chief Robert Flannelly  
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. Ouellette to approve the agenda. Motion carried on a voice vote – all present voting “Aye”.

A motion was offered by Comm. Valenzuela and seconded by Comm. Kazimir to approve the minutes of the Public Meeting held April 17, 2013. Motion carried on a voice vote – all present voting “Aye”

A motion was offered by Comm. Valenzuela and seconded by Comm. Ouellette to approve the minutes of the special Meeting held May 2, 2013. Motion carried on a voice vote – “Ayes” Valenzuela, Kazimir Abstain – Scarpa, Kazimir

**Presentation**

Ambulance Corp.

Members of the Ambulance Corp. presented a plaque to the Township Committee for their continued and unending support. Comm. Ouellette accepted the plaque on behalf of the Township Committee. Mayor Scarpa thanked the Ambulance Corp. for their countless hours of service and training. Mayor Scarpa suggested passing a resolution opposing further extensive training as it is becoming burdensome on these volunteer groups.

**Proclamation**

National Public Works Week – May 19 – 25, 2013

Comm. Valenzuela thanked the DPW and Superintendent Jim Schmunk and the staff of the DPW. Comm. Valenzuela presented the proclamation to Mr. Schmunk. Comm. Valenzuela reviewed the many accomplishments of the DPW, referencing Super Storm Sandy, Hurricane Sandy and the numerous weather events. He appreciates their hard work. Mayor Scarpa added that the DPW has a small staff and still manages to do a tremendous job.

At a Special Meeting held May 2, 2013 the following resolutions were adopted – all present voting “Aye”.

No. #2013 – 106 – A Resolution to Amend the CY2013 Capital Budget  
See Attached

No. #2013 – 107 – A Resolution – Introduction Bond Ord. 1061-13 – Multi-Purpose Ordinance - \$875,000.00

Be it resolved, by the Township Committee of the Township of Rochelle

Park, Bergen County, New Jersey, that an ordinance entitled **“BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW ADDITIONAL FURNISHINGS AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWNSHIP OF ROCHELLE PARK, IN THE COUNTY OF BERGE, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$875,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS”** be and it is hereby introduced and passed on first reading May 2, 2013 and that said ordinance be further considered for final passage at a meeting to be held on June 19, 2013 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

Reports:

Health Department - April 2013  
Municipal Court - April 2013  
Building Department - April 2013

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

Resolution #2013 – 108

A Resolution – Payment of Bills – May 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 – 109

A Resolution Appointing Ptl. Franklin LaBoy as a Permanent Police Officer

Whereas, on May 1, 2012 the Township Committee, upon the recommendation of the Chief of Police, hired Franklin LaBoy 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 Franklin LaBoy 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 Franklin LaBoy 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 LaBoy probationary term to permanent hiring shall be deemed effective immediately upon adoption of this Resolution but his hiring shall be effective as of May 1, 2012 and all time periods for determination of salary, seniority, etc. shall be effective as of that date.

Now, therefore, be it further resolved, that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to Chief Robert Flannelly, Officer Franklin LaBoy, the Chief Financial Officer for the Township of Rochelle Park and the Township Attorney.

Attest: Virginia De Maria

Resolution #2013 – 110

A Resolution Appointing Ptl. Jarred Shatkin as a Permanent Police Officer

Whereas, on May 1, 2012 the Township Committee, upon the recommendation of the Chief of Police, hired Jared Shatkin 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 Jared Shatkin 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 Jared Shatkin 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 Shatkin probationary term to permanent hiring shall be deemed effective immediately upon adoption of this Resolution but his hiring shall be effective as of May 1, 2012 and all time periods for determination of salary, seniority, etc. shall be effective as of that date.

Now, therefore, be it further resolved, that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to Chief Robert Flannelly, Officer Jared Shatkin, the Chief Financial Officer for the Township of Rochelle Park and the Township Attorney.

Attest: Virginia De Maria

Resolution #2013 – 111

A Resolution – Appointing Violations Clerk – Bertha Sneyer

Whereas, the Rochelle Park Municipal Court requires the appointment of a part time violations clerk in order to adequately staff that office and meet the needs of the public; and

Whereas, BERTHA SNEYER, of Rochelle Park has been a long time employee and volunteer in the Township of Rochelle Park and possesses the qualifications and qualities necessary to fulfill the obligations of the position of Violations Clerk; and

Whereas, the Township Administrator has recommended the hiring of BERTHA SNEYER for this position.

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 conditional offer of employment is hereby extended to BERTHA SNEYER for the position of part time Violations Clerk in the Rochelle Park Municipal Court.
2. This shall be a part time position of twenty five (25) hours per week with the salary to be determined based upon the applicable salary ordinance.
3. This conditional offer of employment is subject to completion of all required background checks and satisfaction of all other requirements of this position.

Now therefore be it further resolved that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to the Rochelle Park Municipal Court, BERTHA SNEYER and the Personnel Department of the Township of Rochelle Park

Attest: Virginia De Maria

Resolution #2013 – 112

A Resolution – Authorizing Installation of Remediation Points – Somerville Street Right-of-Way

Whereas, it has been determined that heating oil contamination existed at the property located at 21 Somerville Street;

Whereas, environmental remediation has been undertaken since 2008 which included removal of contaminated soil from the subject property and the treatment of ground water and;

Whereas, supplemental soil borings taken within the Somerville Street Right-of-Way determined that contaminants had migrated from the subject property into Somerville Street and;

Resolution #2013 – 112 (cont.)

Whereas, based on the soil contaminates “plume” limits GeoWorx has developed a Remedial Action Work Plan/Permit by Rule Request and;

Whereas, said Remedial Action Work Plan/Permit by Rule Request calls for remediating the contaminates within the Somerville Street Right-of-Way by In-situ Bio-Remediation and;

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

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

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

1. GeoWorx is hereby authorized to install temporary Remediation Points (injection wells/monitoring) within the Somerville Street Right-of-Way including the “traveled way” of said street.
2. The approval granted herein is in Accordance with the Remedial Action Work Plan/Permit by Rule Request prepared by GeoWorx dated December 2012.
3. The approval granted herein shall be contingent upon approval by the Township Engineer as to the location of said Remediation Points and compliance with all other direction and requirements of the Township Engineer.
4. Prior to installation of said Remediation Points GeoWorx shall execute an Amended Site Access and Hold Harmless Agreement, and shall supply the Township of Rochelle Park with an Insurance Certificate that shall name the Township of Rochelle Park as the insured party for this project.
5. GeoWorx shall be responsible for repairing and/or replacing any damage within the Somerville Street Right-of-Way, including profiling/resurfacing/“infrareding” of damaged pavement area, and shall also be responsible for all cost and expenses associated with the same including, but not limited to, engineering fees and costs incurred by the Township.
6. GeoWorx shall post, with the Township, a Performance Bond in the amount of \$7,500.00, in a form acceptable to the Township Attorney.

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

Attest: Virginia De Maria

Resolution #2013 - 113

A Resolution – Authorizing Execution Developer’s Agreement – Allied

Developers, LLC

Property Owner : ALLIED DEVELOPERS, LLC

Developer: ALLIED DEVELOPERS, LLC

Address:

Rochelle Park, NJ 07662  
Block 110.01 Lots 2 & 3 and  
Block 110.01 Lot 1

Whereas, the above referenced property owner/developer has received approvals from the Planning Board of Adjustment in connection with a development of the above referenced property; and

Whereas, in accordance with the requirements of Local Ordinance and the Resolution of the Board, the Planning Board Attorney has prepared a Developer’s Agreement for execution by the developer and the Municipality; and

Whereas, this Developer’s Agreement has been reviewed and approved by the Township Engineer, Building Department and Township Attorney; and

Whereas, the Township Committee shall now provide the necessary authorization to execute this Agreement on behalf of the Township.

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 Mayor and Township Clerk be and are hereby authorized to execute a Developer’s Agreement in connection with the above referenced project.
2. The execution of the Developer’s Agreement shall be subject to payment of all fees and escrows as well as submission of all necessary insurance certificates, performance bonds or other documents

Resolution #2013 – 113 (con.)

necessary based upon the review and recommendation of the Township Engineer.

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 Engineer, Building Department and Anthony N. Gallina, Esq., Planning Board Attorney.

Attest: Virginia De Maria

Resolution #2013 – 114

A Resolution – Authorizing Execution Developer’s Agreement – Exxon Mobil Corporation

Whereas, Exxon Mobil Corporation filed an application before the Zoning Board of Adjustment in connection with premises located at 178 Route 17 (Block 43.02, Lot 1.01); and

Whereas, the application was for approval to reconstruct an existing automobile service station and convenience store together with a single car wash; and

Whereas, the Board considered the application as well as the testimony and exhibits submitted on behalf of the Applicant and adopted a Resolution approving said application which Resolution was memorialized on June 23, 2008; and

Whereas, since the date of the adoption of that Resolution, the project has been transferred to a new developer, Ani Holdings, LLC and although the Township Committee previously authorized the execution of a Developer’s Agreement with Exxon Mobil, it is now necessary to reauthorize the execution of the Agreement with the new owner of the project, Ani Holdings, LLC.

Whereas, a condition of the approval Resolution as well as a requirement of Local Ordinance is that a Developer’s Agreement be executed prior to commencement of construction; and

Whereas, a Developer’s Agreement has been prepared by the attorney for the Zoning Board of Adjustment and approved by the Township Attorney.

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 Mayor and Township Clerk be and are hereby authorized to execute, on behalf of the Township, a Developer’s Agreement in the form prepared by the attorney for the Zoning Board of Adjustment and approved by the Township Attorney;
2. This approval is also contingent upon the Developer posting all necessary escrows, bonds and making other financial payments and making other payments to the Township in accordance with the requirements of local law;
3. Developer’s fees, if any, must be paid by the Developer immediately upon execution of the Developer’s Agreement.

Now therefore be it further resolved that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to the Township Attorney, Township Building Department, attorney for the Zoning Board of Adjustment and the Applicant’s attorney, Gregory D. Meese, Esq.

Attest: Virginia De Maria

Resolution #2013 – 115

A Resolution – Authorizing the Extension of 911 “PSAP” Interlocal Agreement w/Paramus

Be it resolved by the Township Committee of the Township of Rochelle Park that the “PSAP” Interlocal Service Agreement for 9 1 1 services be of Paramus.

Be it further resolved that the Township of Rochelle Park shall pay the Borough of Paramus a fee of \$.50 per qualified municipal resident plus the applicable percentage for Language Line Services for a total of \$2,845.00 for the year 2013.

Attest: Virginia De Maria

Resolution #2013 – 116

A Resolution – Appointing 2013 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 \$8.15 to \$14.25 per hour effective July 8, 2013 through August 16, 2013.

Resolution #2013 – 116 (cont.)

Christina Foschini 9 Durand Place Rochelle Park, N.J. 07662	Alyssa Meli 27 North Drive Rochelle Park, N.J. 07662	Nick Komars 20 Forest Place Rochelle Park, N.J. 07662
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Jaclyn Draney 38 Cedar Drive Rochelle Park, N.J. 07662	Nicole Schider 22 Chestnut Street Rochelle Park, N.J. 07662	Brian Miastkowski 36 Susquehanna Avenue Rochelle Park, N.J. 07662
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Sara Mae Neary-Robert A10 Harvey Avenue Rochelle Park, N.J. 07662	Sean Summerville 105 Madison Avenue Rochelle Park, N.J. 07662	Anthony Izzo 14 E. Fairmount Avenue Maywood, N.J. 07607
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Brendan Summerville 105 Madison Avenue Rochelle Park, N.J. 07662	Michael McCarthy 11 Oldis Street Rochelle Park, N.J. 07662	Joseph Schider 22 Chestnut Street Rochelle Park, N.J. 07662
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George Gan  
6 Hazley Court  
Rochelle Park, N.J. 07662

Alternate Counselors Elizabeth Bilka 7 Bennett Avenue Rochelle Park, N.J. 07662	Brendan Reczkowski 27 Oldis Street Rochelle Park, N.J. 07662	Pablo Rancier 241 W. Passaic Street, Apt. 11B Rochelle Park, N.J. 07662
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Nicholas Darragh 66 Hahn Avenue Rochelle Park, N.J. 07662	Arianna Margarito 82 Chestnut Avenue Rochelle Park, N.J. 07662	Alex Tripani 118 Hazley Avenue Rochelle Park, N.J. 07662
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Taylor Lee Behler 81 Chestnut Avenue Rochelle Park, N.J. 07662	Matthew Scully 25 Oldis Street Rochelle Park, N.J. 07662
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Service Hours  
Dylan Trawinski  
127 Forest Place  
Rochelle Park, N.J. 07662

Attest: Virginia De Maria

Resolution #2013 – 117

A Resolution – Endorsing Community Development Project – 12 Overlook Avenue – Shelter Our Sisters

Whereas, a Bergen County Community Development grant of \$500,000 has been proposed by Shelter Our Sisters for renovations to 12 Overlook Avenue, in the Township of Rochelle Park; and

Whereas, pursuant to the State Inter-local Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

Whereas, the aforesaid project is in the best interest of the people of Rochelle Park; and

Whereas, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

Now, therefore, be it resolved, that the Governing Body of the Township of Rochelle Park hereby confirms endorsement of the aforesaid project; and

Be it further resolved, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

Attest: Virginia De Maria

Resolution #2013 – 118

A Resolution – Introduction – 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 introduced and passed on first reading May 15, 2013 and that said ordinance be further considered for final

Resolution #2013 – 118 (cont.)

passage at a meeting to be held on June 19, 2013 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

Resolution #2013 – 119

A Resolution – Authorizing Change Order #1 – State Improvement High Street

Whereas, the Township Committee previously awarded a Contract to 4 CLEAN UP, INC. in connection with the State Aid Improvement of High Street; and

Whereas, the original Contract amount was \$103,877.70; and

Whereas, during the course of construction projects, it sometimes becomes necessary to amend the Contract to provide for additional work that was not anticipated at the time the Contract was awarded; and

Whereas, a contractor in this project has now requested approval of Change Order No. 1 for the supplemental items set forth on the enclosed change order; and

Whereas, the Borough Engineer has reviewed this change order and has recommended its approval

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. Change Order No. 1 in connection with the state aid improvement of High Street be and is hereby approved.
2. The change order is in the amount of \$1,500.00 which will result in an adjusted Contract price of \$105,377.70.
3. The Township Administrator is hereby authorized to execute any documents necessary in order to effectuate the provisions of this resolution.
4. This approval is contingent upon certification by the Chief Financial Officer 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 4 Clean Up Inc. of North Bergen, New Jersey and the Office of the Chief Financial Officer.

Attest: Virginia De Maria

Resolution #2013 – 120

A Resolution – A Resolution – Authorizing Release of Closed Session Minutes – May 8, 2013

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 May 8, 2013 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: Virginia De Maria

Resolution #2013 – 120 (cont.)

CLOSED SESSION MINUTES - May 8, 2013

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. Litigation - The Township Attorney provided the Township Committee with an update regarding the Buonanno –vs- Elmwood Park matter which is pending in the Appellate Division.
2. Liquor License/Potential litigation - The Township Attorney discussed a pending liquor license application to the State of New Jersey Department of Alcoholic Beverage Control a licensed lapsed due to the failure to renew it for a number of consecutive years. As a result, an application is now being filed for a special ruling. The Township Committee determined that it had no objection to such an application.
3. Route 17 – The Township Committee discussed the proposed response to recent correspondence from the County of Bergen. The response will be prepared and submitted.

Attest: Virginia De Maria

Resolution #2013 – 121

A Resolution – Authorizing Contract for Professional Services - AccuTech Environmental Services, Inc.

Whereas, the Municipal Building located at 151 West Passaic Street was the subject of an environmental investigation and clean up subsequent to Hurricane Floyd in 1999; and

Whereas, as a result of that incident, the Township was required to retain the services of an environmental firm to investigate the incident, prepare the necessary notifications to the State of New Jersey and conduct any remediation that may have been necessary; and

Whereas, since 1999, there have been various reporting requirements with which the Municipality has complied; and

Whereas, it has come to the attention of the Township, however, that an additional investigation must now be completed in order to attempt to effectuate the final closure of the file; and

Whereas, in order to complete this final phase of the investigation, an authorized firm must be retained; and

Whereas, one such firm is ACCU TECH ENVIRONMENTAL SERVICES, INC. at 43 West Front Street, Keyport, NJ 07735; and

Whereas, the Township Committee has received a proposal from ACCU TECH in the amount of \$2,500.00 in order to review the required records and enter an appearance on behalf of the Township with the State Department of Environmental Protection.

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. A Professional Services Contract be and is hereby awarded to ACCU TECH ENVIRONMENTAL SERVICES, INC.
2. This Contract shall be in the initial amount of \$2,500.00 for the investigation of open environmental issues surrounding the Municipal building and shall be in accordance with the proposal received from AccuTech dated May 3, 2013.
3. This Contract may be awarded without the necessity of competitive bidding since the amount of the Contract does not exceed the applicable threshold and, furthermore, the Contract is for professional services which are exempt from competitive bidding.
4. The award of this Contract is contingent upon certification by the Chief Financial Officer 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 ACCUTECH ENVIRONMENTAL SERVICES, INC. and to the Office of the Township Administrator.

Attest: Virginia De Maria

Resolution #2013 – 122

A Resolution – Establishing Fees – Razorbacks - Football

Whereas, pursuant to Section 36-6 of the Code of the Township of Rochelle Park, the Township Committee establishes the fees to be charged for various events, services and programs provided by the Township of Rochelle Park Recreation Committee; and

Whereas, the Children’s Football Program is a substantial program operated by the Municipality which provides, football ; and

Whereas, the Township Committee has reviewed the level of fees established in connection with this program and has determined that the fees for the 2013 Summer Program must be established at this time

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 fees in connection with the Township of Rochelle Park Children’s Football Program shall be for the 2013 Program as set forth herein.
2. Families enrolling Pre-K children in this program shall pay \$25.00, families enrolling Kindergarten thru 1<sup>st</sup> Grade shall pay \$40.00, 2<sup>nd</sup> Grade through 8<sup>th</sup> Grade shall pay \$55.00 for participation ; and
3. Any enrollments after June 14, 2013 will be subject to a \$25.00 late fee in addition to the enrollment fee.

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 of Rochelle Park Recreation Committee, the Chief Financial Officer for the Township of Rochelle Park; and the Township Administrator.

Attest: Virginia De Maria

Resolution #2013 – 128

A Resolution – Authorizing Preparation of Bid specifications and Solicitation Of Bids

Whereas, the Township Committee has considered the leasing of a portion of the property located at 151 West Passaic Street, Rochelle Park, New Jersey for the purpose of installation of microwave antennas and support equipment; and

Whereas, the Township Attorney and Township Engineer are in the process of preparing bid specifications for this proposed agreement; and

Whereas, the leasing of a section of the property will not interfere with the operation of the Municipal Complex and will result in some revenue for the Municipality.

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

1. The Township Attorney and Township Engineer are hereby authorized to prepare bid specifications for the aforementioned project .
2. The Township Clerk is hereby authorized to advertise for the solicitation of bids for this project as soon as those specifications have been completed. .
3. The terms, conditions and obligations of the bid specifications shall be in accordance with the previous discussions of 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 Township Attorney and the Township Engineer.

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. Valenzuela and seconded by Comm. Ouellette and reads:

Resolution #2013 – 123

A Resolution – Hearing & Adoption - Ord.#1059 – 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 PROVIDE FOR AN 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. Valenzuela and seconded by Comm. Ouellette 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. Valenzuela and seconded by Comm. Ouellette to adopt the above resolution. Motion carried on a roll call vote – all present voting “Aye”.

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

Resolution #2013 – 124

A Resolution – Hearing & Adoption - Ord. #1060-13 – First Aid And Emergency Squad

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

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

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

Resolution #2013 – 125

A Resolution – Hearing & Adoption – Ord. #1061-13 – Bond Ordinance

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, that an ordinance entitled “**BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW ADDITIONAL FURNISHINGS AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWNSHIP OF ROCHELLE PARK, IN THE COUNTY OF BERGE, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$875,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS”**” be and it is hereby 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. Ouellette to open the hearing to the public. Motion carried on a voice vote – all present voting “Aye”.

No Comments

Minutes of Public Meeting held May 15, 2013 cont.

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

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

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

Resolution #2013 – 126

A Resolution – Amendment to the 2013 Municipal Budget

See Attached

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

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

Resolution #2013 – 127

A Resolution Authorizing Adoption of 2013 Municipal Budget

See Attached

Chief Financial Officer Roy Riggitano explained that permission had been received from the Division of Local Government Services that Rochelle Park was able to adopt their 2013 budget. He explained that Rochelle Park was one of the few municipalities within Bergen County to obtain a zero tax increase.

A motion was offered by Mayor Scarpa and seconded by Comm. 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. Kazimir – No report

Comm. Ouellette – Advised that she and Deputy Clerk Liz Kroll had attended a library trustees meeting on Tuesday, May 14<sup>th</sup>. It was very informative and Continuing Education Units were received for the library allowing them to qualify for state aid. Ouellette thanked the Ambulance Corp. for their hard work and wished them good luck with their new ambulance.

Comm. Valenzuela – Congratulated Jim Schmunk and the DPW staff for their hard work for the Township and its residents. Valenzuela brought everyone’s attention to a rendition of the 9-11 memorial monument. He thanked all the members of the 911 committee which consists of himself, Mayor Scarpa, Administrator Davidson, Police Chief Flannelly, EMS Captain Jacobsen, Fire Chief Brown, American Legion Commander Salvini and Teresa and Richard Cravello. Valenzuela thanked Davidson for sending out a donation letter to approximately 390 businesses as a push for additional funding for completion of this project. The goal is to have the dedication ceremony on September 11<sup>th</sup>, 2013. He wished the residents Happy Memorial Day, and hopes to see everyone at the monument and parade.

Mayor Scarpa – Advised that through the efforts of Administrator Davidson, a donation was received from Shop Rite in the amount of \$10,000.

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

No comments from the public

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 present voting “Aye”.

A motion was offered by Comm. Ouellette and seconded by Mayor Scarpa to open the closed session. Motion carried on a voice vote – all present voting “Aye”.

Resolution #CS-5A 2013

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

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

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

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, New Jersey that a Closed Session is hereby called at 8:00 PM on May 15, 2013 to discuss matters as permitted by law:

\_\_\_\_\_ Matters, which by express provisions of Federal Law or state statute, shall be rendered confidential.

\_\_\_\_\_ Matters in which the release of information would impair a right to receive funds from the Government of the United States.

\_\_\_\_\_ Matters, which if disclosed, would constitute an unwarranted invasion of individual privacy.

\_\_\_\_\_ Collective bargaining agreements or negotiations therefore with public employees and/or their representatives.

\_\_\_\_\_ Matters involving the purchase, lease, or acquisition 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.

X\_\_\_\_\_ Matters involving the employment, appointment, termination or employment, terms and conditions of employment, evaluation, promotions, or disciplinary action of any specific current or prospective public employee(s), unless all the individual(s)

\_\_\_\_\_ Deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty or the suspension or loss of a license or permit of a party as a result of the actions of the party.

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

Attest: Virginia De Maria

Closed Session

Police Personnel

A motion was offered by Comm. Ouellette and seconded by Mayor Scarpa to close the closed session. Motion carried on a voice vote – all present voting “Aye”.

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

A motion was offered by Comm. Valenzuela and seconded by Comm. Kazimir to accept the resignation of Police Officer Michael Gallagher. Motion carried on a roll call vote – all present voting “Aye”.

A motion was offered by Comm. Valenzuela and seconded by Comm. Ouellette to authorize Police Chief Flannelly to advertise hiring of a new police officer. Motion carried on a roll call vote – all present voting “Aye”.

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

Respectfully submitted,

Virginia De Maria  
Municipal Clerk