



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

MINUTES – PUBLIC MEETING – August 20, 2014

Call to Order 7:30 PM

According to the Open Public Meetings Act, this meeting of August 20, 2014 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 11, 2014 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. Kazimir
 Comm. Kovalcik
 Comm. Ouellette
 Comm. Scarpa - Let the record show Mr. Scarpa’s arrival - 7:35PM
 Mayor Valenzuela

Pledge of Allegiance was led by Virginia De Maria

Mayor Valenzuela asked that everyone remain standing for a moment of silence remembering those in the military

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

A motion was offered by Comm. Kovalcik and seconded by Comm. Kazimir to approve the minutes of the Public Meeting July 16, 2014. Motion carried on a voice vote – all present voting “Aye”.

At the Work Session held on August 13, 2014 the following resolution was adopted - all present voting “Aye”.

Resolution ##2014 – 133

A Resolution – Authorizing Professional Services Contract in Connection with Sprout Brook

Whereas, the Township of Rochelle Park has received a Grant from the New Jersey Department of Environmental Protection in connection with the Cleaning and Desnagging of Sprout Brook; and

Whereas, the Cleaning and Desnagging of Sprout Brook will require New Jersey Department of Environmental Protection Flood Hazard Area and Fresh Water Wetlands Permit; and

Whereas, the submittal documents required to obtain the New Jersey Department of Environmental Protection Fresh Water Wetlands Permit, including Environmental Evaluation, require engaging an Environmental Consulting firm with specific expertise in this area; and

Whereas, the services to be performed are professional in nature and are, therefore, exempt from public bidding in accordance with the provisions of the Local Public Contracts Law; and

Whereas, the Township Engineer has recommended that the Township retain the services of MianECKI Consulting Engineers of Towaco, New Jersey; and

Whereas, a Contract with MianECKI Consulting Engineers may be awarded without the necessity of competitive bidding since the services to be rendered may exceed the maximum permissible amounts specified in the Public Contract Law but said services constitute "Professional Services" exempt from public bidding pursuant to NJSA 40:11-5(1)(a) of the Public Contracts Law because said services are rendered or performed by a person authorized by law to practice a recognized profession, rendered or performed by a person whose practice is regulated by law, and the performance thereof requires knowledge of an advanced type in the field of learning acquired by a prolonged formal course of specialized instruction and study, as distinguished from general academic training, instruction or apprentices and; and

Resolution #2014 - 133 (cont.)

Whereas, Mianecki Consulting Engineers has submitted a quotation for services to be performed in an amount not to exceed \$35,400.00 and the Township Administrator and Township Engineer have recommended the award of this professional services contract to that company;

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; and

1. A Contract with Mianecki Consulting Engineers, 9 Midvale Avenue, Towaco, New Jersey 07082, be and is hereby authorized
2. The Contract shall be in connection with the Sprout Brook Project and shall be in an amount not to exceed \$35,400.00.
3. The Township Administrator is hereby authorized to execute an Agreement with Mianecki Consulting Engineers on behalf of the Township of Rochelle Park in the form prepared by or approved by the Township Attorney.
4. This Agreement shall become effective on the date of this Resolution and shall be for a period of one (1) year or until such time as this project has been completed.
5. The award of this Contract is contingent upon Certification, by the Chief Financial Officer, that sufficient funds are available for this purpose.
6. This award is in accordance with the April 8, 2014 Proposal submitted by Mianecki Consulting Engineers.

Said Proposal is attached hereto and made a portion of this Resolution.

Be it further resolved, that the Township Clerk be and is hereby authorized and directed to forward a certified copy of the within Resolution to Minecki Consulting Engineers, the Township Engineer, the Township Administrator and the Township Attorney.

Attest: Virginia De Maria

Reports:

Health Department - July 2014
Municipal Court - July 2014
Building Department - July 2014

Presentations – Planning Board

Kathy Baccala, Margaret Collins, Edward Kaniewski, Michael Kazimir, David Kingma, Christine Mueller, Heidi Mullen, Salvatore Viola, Richard Zavinsky
Mayor Valenzuela and Comm. Kazimir thanked members of the Planning Board for their hard work and volunteerism. Ed Kaniewski, Planning Board Chairman, thanked the members past, present and future. They volunteer their time and he appreciates the Board for their hard work, it is a honor and pleasure working with them. Mayor Valenzuela advised that good things would be happening in Rochelle Park with the adoption of the Rehabilitation Plan. The Mayor stated that the Planning Board protects the quality of life in the Township.

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

Resolution #2014 – 134

A Resolution – Payment of Bills – August 2014

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 #2014 –135

A Resolution – Authorizing the issuance Raffle License #443-14 to American Legion Post # 170

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 #443-13 as presented by the AMERICAN LEGION POST #170 ID#427-07-00459 requesting permission to conduct 50/50 Raffle for December 21, 2014 be approved and the requested license be issued.

Attest: Virginia De Maria

Resolution # 2014 - 136

A Resolution – Authorizing Hiring Assistant to Building Department- Annemarie Wells

Whereas, the need exists for the hiring of a part time Building Department Secretary/Assistant; and

Whereas, Township Administrator has solicited resumes for filling this position, evaluated resumes and conducted initial interviews; and

Whereas, as a result of those interviews and evaluation of the background and credentials of the individuals, the Township Committee has selected one of the applicants in order to fill that position; and

Whereas, the candidate selected is Annemarie Wells of Rochelle Park, New Jersey who possesses the background and experience to fulfill the obligations of this position; and

Whereas, the Township Administrator has recommended the selection of this candidate.

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 conditional offer of employment is hereby extended to Annemarie Wells of Rochelle Park, New Jersey for the position of part time Building Department Secretary/Assistant.

2. This offer of employment is conditioned upon completion of all required background checks in accordance with the requirements of Municipal Ordinance.

3. The position will be on a part time basis not to exceed 25 hours per week.

4. Annemarie Wells will be hired on a probationary basis for a period of six months at which time further action of the Township Committee shall be required in order to convert the hiring to a permanent, part time position.

5. Annemarie Wells will be paid at the rate of \$15.00 per hour and the date of commencement of Ms. Wells' employment shall be August 26, 2014 .

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 Annemarie Wells, the Building Department of the Township of Rochelle Park, the Personnel Department of the Township of Rochelle Park and the Township Administrator.

Attest: Virginia De Maria

Resolution # 2014 - 137

A Resolution – Authorizing Hiring Police Dispatcher – Ryan Burke

Whereas, the Township of Rochelle Park hires civilian police dispatchers to work within the Police Department; and

Whereas, pursuant to a prior Resolution, the Township Committee determined that civilian police dispatchers will now be paid pursuant to the established salary guide which will include salary steps providing for annual increases: and

Whereas, the Township Committee has agreed with the recommendations made by the Chief of Police with regard to the individual to be hired.

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 following individual shall be hired as a full-time civilian Police Dispatcher for the Township of Rochelle Park:

Ryan Burke

6 Butler Place

Haskell, NJ 07420

Starting Salary: \$31,223.22 per year

Be it further resolved, that the civilian Police Dispatcher shall be paid pursuant to the Salary Ordinance of the Township of Rochelle Park; and

Be it further resolved, that employment for this individual shall commence as of August 18, 2014; and

Be It further resolved, that the Township Clerk be and she is hereby authorized to forward a certified copy of the within Resolution to the Township Administrator, the Rochelle Park Chief of Police, Ryan Burke and the Township Attorney.

Attest: Virginia De Maria

Resolution # 2014 –138

A Resolution - Authorizing Hiring Violations Clerk to Municipal Court- Nicole Belfiore

Whereas, the need exists for the hiring of a part time Violations Clerk for the Rochelle Park Municipal Court as a recent vacancy; and Municipal Court Judge, and

Resolution #2014 - 138

Municipal Court Administrator and Township Administrator have solicited resumes for filling this position, evaluated resumes and conducted initial interviews; and

Whereas, the result of the initial review of the applicants has resulted in a list of the three most qualified applicants which were interviewed by the Township Committee; and

Whereas, as a result of those interviews and evaluation of the background and credentials of the individuals, the Township Committee has selected one of the applicants in order to fill that position; and

Whereas, the candidate selected is Nicole Belfiore of Edison, New Jersey who possesses the background and experience to fulfill the obligations of this position; and

Whereas, the Municipal Court Judge, Municipal Court Administrator and Township Administrator have all recommended the selection of this candidate.

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 conditional offer of employment is hereby extended to Nicole Belfiore of Edison, New Jersey for the position of part time Violations Clerk.
2. This offer of employment is conditioned upon completion of all required background checks in accordance with the requirements of Municipal Ordinance.
3. The position will be on a part time basis not to exceed 25 hours per week.
4. Nicole Belfiore will be hired on a probationary basis for a period of six months at which time further action of the Township Committee shall be required in order to convert the hiring to a permanent, part time position.
5. Nicole Belfiore will be paid at the rate of \$15.00 per hour and the date of commencement of Ms. Belfiore's employment shall be September 3, 2014 .

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

Attest: Virginia De Maria

Resolution # 2014 - 139

A Resolution – Multi-tone Monitoring Wells

Whereas, environmental remediation has been undertaken in connection with the former Multitone Engraving Facility located at 60 Essex Street; and

Whereas, the project's environmental consultant, WOODARD & CURRAN has now determined that additional remediation work may be required and, in order to determine the extent of the additional work which may be required, WOODARD & CURRAN has requested permission to install monitoring wells in the right of way on Lexington Avenue; and

Whereas, the Township Committee, upon the recommendation of the Township Engineer, has determined that it would be in the best interest of the Municipality to permit such testing to occur.

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. Woodard & Curran is hereby authorized to install monitoring wells in the Lexington Avenue right of way.
2. The approval granted herein is in furtherance of the request by Woodard & Curran in their correspondence of July 30, 2014 together with the exhibits and well construction detail dated July, 2014.
3. The approval granted herein is contingent upon approval by the Township Engineer as to the locations of the monitoring wells and compliance with all other directions and requirements of the Township Engineer.
4. Prior to any work, Woodard & Curran shall be required to execute a Site Access and Hold Harmless Agreement in the form prepared by the Township Attorney and shall also be required to post all escrows and bonds which are required pursuant to the direction of the Township Engineer.
5. Woodard & Curran shall be responsible for repairing and/or replacing any damage caused by the work to be performed and shall also be responsible for all costs and expenses associated with the same including, without being limited to, engineering fees and costs incurred by the Township.

Now, therefore be it resolved that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to Woodard & Curran, the Township Attorney, the Township Engineer and the Department of Public Works.

Attest: Virginia De Maria

Resolution # 2014 –140

A Resolution – Authorizing Retirement Agreement- Municipal Clerk

Whereas, the Township Clerk, Virginia De Maria, has retired to be effective as of August 31, 2014; and

Whereas, Virginia De Maria has been employed as Municipal Clerk by the Township of Rochelle Park since August 23, 1989; and

Whereas, as a result of her years of service Ms. De Maria has become entitled to certain payments and other benefits upon retirement in accordance with the terms, conditions and obligations of State law and Local ordinance as well as the Personnel Policy for the Township of Rochelle Park; and

Whereas, the payments and other benefits to which she is entitled are set forth on the enclosed Agreement; and

Whereas, the Township Attorney and Township Administrator have reviewed this Agreement and have confirmed the entitlement set forth therein; and

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 the Township Administrator are hereby authorized and directed to execute, on behalf of the Township of Rochelle Park, the attached Agreement which sets forth the full and complete Agreement between the Township and Virginia De Maria regarding any payments or other benefits to be received upon her retirement and thereafter.

Now, therefore, be it resolved, that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to Virginia De Maria, the Chief Financial Officer for the Township of Rochelle Park and the Township Auditor.

Attest: Virginia De Maria

Resolution # 2014 - 141

A Resolution- of the Township of Rochelle Park directing the undertaking of a continuing disclosure review and authorizing participation in the municipalities continuing disclosure cooperation initiative of the division of enforcement of the U.S. securities and exchange commission.

Whereas, The Township of Rochelle Park (the “Governmental Entity”) has entered into continuing disclosure agreement(s) in connection with the certain of its prior bond and/or note issuance(s) (the “Prior Issuances”), agreeing to file certain financial information and operating data and/or certain enumerated event notices with the former nationally recognized municipal securities information repositories or the Municipal Securities Rulemaking Board (the “MSRB”) pursuant to the provisions of Rule 15c2-12 of the Securities Exchange Act of 1934, as amended (the “Rule”); and

Whereas, the Governmental Entity has made certain representations regarding its continuing disclosures in bond and/or note offering documents in connection with its Prior Issuances; and

Whereas, in response to widespread concerns that many municipal issuers have not been complying with their obligations to file continuing disclosure documents under the Rule, and furthermore have made false representations concerning compliance in bond and note offering documents, the Division of Enforcement (“the Division”) of the U.S. Securities and Exchange Commission (“the Commission”) has set forth its Municipalities Continuing Disclosure Cooperation Initiative (the “MCDC”), attached hereto as Exhibit A, whereby the Commission will recommend favorable settlement terms to municipal issuers involved in the offer or sale of municipal securities, as well as underwriters of such offerings, if they self-report to the Division by 12:00 A.M. on September 10, 2014, possible violations involving materially inaccurate statements in bond and note offering documents relating to prior compliance with continuing obligations pursuant to the Rule; and

Whereas, pursuant to Local Finance Notice 2014-9, attached hereto as Exhibit B, the Director of the Local Finance Board, Division of Local Government Services of the Department of Community Affairs of The State of New Jersey, has recommended the undertaking of a Review (as hereinafter defined) by all municipal issuers and the participation in the MCDC Initiative, where appropriate, as determined by the facts of each Review (the “LFB Recommendation”)

NOW THEREFORE, IN CONNECTION WITH THE LFB RECOMMENDATION, BE IT RESOLVED BY THE GOVERNMENTAL ENTITY, as follows:

Section 1. The Governmental Entity, through its Chief Financial Officer or a third party disclosure disseminations agent, is hereby directed to conduct a continuing disclosure review of its prior continuing disclosure undertakings (the “Review”), and the

Resolution 2014 - 141 (cont.)

Governmental Entity hereby ratifies any such previously conducted Review. Such Review shall include, but is not limited to, a historical review of a Governmental Entity's continuing disclosure obligations and filings in connection with its Prior Issuances that are presently outstanding and which are no longer outstanding but, as of the date five years prior to the date of submission of the Questionnaire (as hereinafter defined), were outstanding; and the undertaking, at any time, of any applicable remedial filings with the MSRB deemed necessary for compliance with its continuing disclosure obligations.

Section 2. The Governmental Entity, through its Chief Financial Officer, is hereby authorized to participate in the MCDC Initiative, if in the discretion of the Chief Financial Officer after a consultation with Governmental Entity officials, it is determined that the Governmental Entity may have made materially inaccurate statements in its bond and/or note to the Rule in connection with its Prior Issuances issued during the period beginning five years prior to the date of submission of the Questionnaire.

Section 3. The Chief Financial Officer of the Governmental Entity is hereby authorized to execute and deliver any and all documents and instruments, including the Municipalities Continuing Disclosure Cooperation Initiative Questionnaire for Self-Reporting Entities contained in the MCDC Initiative (the "Questionnaire"), and to do and cause to be done any and all acts and things necessary or proper for [participating in the MCDC Initiative and all related transactions, including the Review, contemplated by this resolution.

Section 4. All resolutions or proceedings, or parts thereof, in conflict with the provisions of this resolution are to the extent of such conflict hereby repealed.

Section 5. This resolution shall become effective in accordance with the applicable law.

Attest: Virginia De Maria

Resolution # 2014-142

A Resolution- DeSnagging \$66,500.00

The governing body of the Township of Rochelle Park desires to further public interest by obtaining a grant from the state of New Jersey in the amount of \$65,000 to fund the following project: De-silting and De-snagging of Sprout Brook

Therefore, the governing body resolves that Robert H. Davidson or the successor to the office of Administrator is authorized (a) to make application for such grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$66,500 and not more than \$66,500, and (c) to execute any amendments thereto which do not increase the Grantee's obligations.

* The _____ authorizes and

(Print name Grantee's governing body, e.g., board of chosen freeholders) hereby agrees to match _____% of Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services or property, is hereby certified. _____% of the match will be made up in-kind services (if allowed by grant program requirements and the agreement).*

The Grantee agrees to comply with all applicable federal, State, and municipal laws, rules and regulations in its performance pursuant to the agreement.

*The portion of this form between the asterisks should only be completed if matching funds are required under the terms of the agreement. Where in-kind services are allowed and stipulated by the Grantee, an attachment must be provided and appended hereto, breaking out the in-kind services to be provided by the Grantee.

Attest: Virginia De Maria

Resolution #2014 -143

A Resolution – Introduction of Towing 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 CHAPTER 172 OF THE CODE OF THE TOWNSHIP OF ROCHELLE PARK ENTITLED- TOWING" be and it is hereby introduced and passed on first reading August 20, 2014 and that said ordinance be further considered for final passage at a meeting to be held on September 17, 2014 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

Resolution #2014 - 143 (cont.)

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 # 2014 –144

A Resolution - Authorizing the municipality of Rochelle Park to execute an agreement with the County of Bergen to supercede the cooperative agreement dated July 1, 2000 and amendments thereto establishing the community development program.

Whereas, certain Federal funds are potentially available to the County of Bergen under Title I of the Housing and Community Development Act of 1974, as amended and HOME Investment Partnership Act of 1990, as amended; and Emergency Solutions Grant Act of 2012, and

Whereas, it is necessary to supersede an existing interlocal services cooperative agreement for the County and its people to benefit from this program; and

Whereas, an agreement has been proposed under which the Municipality of Rochelle Park and the County of Bergen in cooperation with other municipalities, will modify an Interlocal Services Program pursuant to N.J.S.A. 40:8A-1 et.seq.; and

Whereas, it is in the best interest of the Municipality of Rochelle Park to enter into such an agreement,

Now, therefore be it resolved, by the Municipality of Rochelle Park that the agreement entitled “Three Year Cooperative Agreement”: An Agreement Superseding the Cooperative Agreement dated July 1, 2000 – June 30, 2003, to clarify the planning and implementation procedures, and to enable the Municipality to make a Three Year irrevocable commitment to participate in the Community Development Program, the HOME Investment Partnership Act Program and the Emergency Solutions Grant program for the Program Years: 2015, 2016, 2017 (July 1, 2015 – June 30, 2018) to be executed by the Mayor and Municipal Clerk in accordance with the provisions of law; and

Be it further resolved, that this resolution shall take effect immediately in accordance with law.

Attest: Virginia De Maria

Resolution # 2014 -145

A Resolution – Declaring October 15, 2015 as the 350th Anniversary of the Naming and Founding of New Jersey

Whereas, James, Duke of York, brother to King Charles II, did grant the mainland lying west of Long and Manhattan Islands, extending to the Delaware River and Bay, to John Berkeley, Baron of Stratton, and Admiral Sir George Carteret on June 24, 1664, forming the colony named *Nova Caesarea* or New Jersey to honor Carteret’s defense of the isle of Jersey in the English Channel on behalf of the Royal family during the English Civil War; and

Whereas, Director-General Peter Stuyvesant did surrender the Dutch colony of New Netherlands, including what is now Bergen County, in August 1664 to English forces sent to seize it; and

Whereas, New Jersey has since played a pivotal role in American history, progressing in times of war and peace from the most culturally diverse colony to the most densely populated state in three and a half centuries; and

Whereas, the Bergen 350 Committee of the Bergen County Historical Society shall honor New Jersey's sesquar-centennial with a gala reception and dinner on October 15 at The Venetian in Garfield, featuring the inaugural *Bergen County Legends Awards* to recognize outstanding individuals whose celebrity or achievements make them legendary in our county’s history; and

Whereas, this gala reception and dinner will benefit the building of a Bergen County Hall of History on the Revolutionary War battleground at Historic New Bridge Landing to thereby preserve an important collection of artifacts and documents redolent of our county's proud place in the history of the State of New Jersey and of these United States of America for the benefit of present and future generations;

Now, therefore, be it resolved that The Township of Rochelle Park hereby designates Wednesday, October 15, 2014, for celebration and commemoration of the 350th anniversary of the founding and naming of the State of New Jersey, and that all citizens are urged and invited to join in special remembrance of our American heritage as part of the Bergen 350 festivities.

Attest: Virginia De Maria

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

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

Resolution # 2014-146

A Resolution – Hearing & Adoption - Ord. #1072 – 14 - Amending Chapter 161– “Streets and Sidewalks”

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 161 OF THE CODE OF THE TOWNSHIP OF ROCHELLE PARK ENTITLED “STREETS AND SIDEWALKS” 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. Ouellette to open 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. Ouellette to close the hearing to the public. Motion carried on a voice vote – all 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 voting “Aye”.

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

Resolution # 2014 -147

A Resolution –Hearing & Adoption - Ord. #1073 – 14 – Amending Chapter 70 – “Brush Grass and Weeds”

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 70 OF THE CODE OF THE TOWNSHIP OF ROCHELLE PARK ENTITLED “BRUSH GRASS AND WEEDS” 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. Ouellette to open the hearing to the public. Motion carried on a voice vote – all voting “Aye”.

Sandy Ross – 180 Chestnut Street – Asked for clarification regarding this ordinance. Mayor Valenzuela explained that after much discussions and recommendations from the Code Official, issues regarding property maintenance were addressed. Al Reiner, Property Maintenance Officer clarified the ordinance regarding the height of grass on the right of way as well as residential lawns. The Building Department is in the process of printing door hangers for property code violations.

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

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

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

Resolution #2014 –148

A Resolution – Hearing & Adoption Ord. #1074 - 14 – Adoption of 2012 International Property Maintenance Code

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 CODE OF THE TOWNSHIP OF ROCHELLE PARK AND, SPECIFICALLY, ADOPTING THE 2012 INTERNATIONAL PROPERTY MAINTENANCE CODE” 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. Kazimir and seconded by Comm. Ouellette to open the hearing to the public. Motion carried on a voice vote – all voting “Aye”.

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

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

Resolution # 2014 – 149

A Resolution – Hearing & Adoption Ord. 1075 – 14 – Various Improvements – Carlock Field Playground – Matching Grant – Total \$220,000

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 VARIOUS IMPROVEMENTS TO CARLOCK FIELD PLAYGROUND IN, BY AND FOR THE TOWNSHIP OF ROCHELLE PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE A COUNTY GRANT, 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. Ouellette and seconded by Comm. Kovalcik to open the hearing to the public. Motion carried on a voice vote – all voting “Aye”.

Administrator Davidson provided information regarding the various improvements to Carlock Field. Rubberized playground mats and some equipment will be installed at the field. Davidson utilized a grant for this project.

Lynn Houghton – 117 W. Oldis Street – Asked if FEMA money was used for the reparation of Carlock Field. Ms. De Maria advised that insurance money is paying for replacement of the field turf damaged in Superstorm Sandy. Bonding monies are going to be used to improve the field. Ms. Houghton advised that children are on the field at night vandalizing the equipment. Davidson advised that he was in the process of installing cameras at the field. Ms. Houghton asked whether the drainage was improved. She was informed that more seepage pits and dry walls had been installed.

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

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

Resolution # 2014 – 150

A Resolution – Authorizing Release of Closed Session Minutes – August 13, 2014

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 July 9, 2014 to the extent that said

Resolution #2014 - 150 (cont.)

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 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

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

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

Comm. Kazimir – Advised that the Recreation’s summer camp program was a success which had 170 children participating. Kazimir advise how much the “new and improved” Carlock field was going to be enjoyed during next year’s camp program. He congratulated and wished Ginny best wishes on her retirement. He thanked her for all the help she had given the Committee over the years.

Comm. Kovalcik – Summerfest is tomorrow, August 21, 2014 at 7:30 behind Midland School, The Mahoney Brothers will be performing; there will also be a car show beginning at 7PM. Advised that Ginny will be missed.

Comm. Ouellette – Thanked Ginny De Maria for her years of service and wished her well.

Comm. Scarpa – Saw the work crews at Midland School preparing the field for tomorrow’s Summerfest Concert. Scarpa wished Ginny well on her retirement. He has worked with her for 23 years, she has been a great asset and done an exception job. He wished her health and happiness.

Administrator Davidson – Emotionally wished Ginny a happy and long retirement.

Attorney Rotolo – Echoed the sentiments of the Committee wishing Ginny good luck. He wished Ginny’s husband Butch good luck as well.

Deputy Clerk Kroll – Thanked Ginny for the last twelve years and wished her the best on her retirement.

Mayor Valenzuela – Advised that he had first met Ginny through the political process. Valenzuela attended an election and was eager to see results. Ms. De Maria and the Mayor butted heads on that evening thereby establishing a long relationship. Valenzuela advised that he was grateful for her expertise; she has done a great job and will be missed. Valenzuela is looking forward to the elevation of the Deputy Clerk as well. He thanked new Deputy Clerk Denise Baragona for attending this meeting. Mayor Valenzuela declared today, Wednesday, August 20th, 2014 “Virginia De Maria” Day in the Township of Rochelle Park. Valenzuela then advised that various employees and professionals of the Township were holding a retirement dinner on September 24, 2014.

Municipal Clerk De Maria – Advised that it is with a heavy heart and joy that she resigns her position as Municipal Clerk. Ms. De Maria chronicled her 25 year history with the Township and its employees. She thanked the many friends both professionally and personally over the past years and will miss them. She stated that it has been both an honor a privilege to serve the Governing Body and residents of Rochelle Park. She looks forward to this new chapter in her life.

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

Kathie Baccala – 38 Meakin Avenue –Wished Ginny a happy retirement and advised that a cruise is better than a plaque.

Gary Sawruck - 20 Eldorado Court – Advised that Senator Gordon and Assemblyman Eustace had been in contact with him regarding the Marsellis Bridge and the flooding problems experienced by the Township. He hopes the Governor will allocate funding.

Walter Houghton – 53 Central Avenue – Expressed his displeasure regarding the on-going PSE&G road work. Administrator Davidson advised that the project was moving slowly; he attempted to explain the specifics of the project. He advised that trenching was needed as this is the installation of underground piping. This trenching is done ahead of the section they will work on and approximately 100 feet per day is worked on. Administrator Davidson stated the end of the Rochelle Avenue project should be completed this week; however work on Central Avenue will begin. Mr. Houghton then asked why Rochelle Avenue is still blocked off. He stated he has driven by on several occasions only to observe no work being done. Mr. Houghton also asked how the town will benefit from all of this construction. Administrator Davidson stated that the work will help the infrastructure between sub-stations; wires are being placed underground so that in the event of a storm power is not lost between substations. The second PSE&G project is Energy Strong. This is an upgrading of gas lines and will have a benefit to the residents residing in the flood zone. Comm. Scarpa advised that PSE&G still must dig under the railroad tracks and Railroad Avenue and Rochelle Avenue. Administrator Davidson advised that this project will close the Railroad Avenue/Rochelle Avenue intersection for approximately one month – 24 hours a day. Comm. Scarpa asked that the Administrator get clarification on the time frame for beginning and completion of these projects.

Mayor Valenzuela stated that he asked Mr. Riggatano, CFO, to attend tonight's meeting in reference to a question about third party billing for the Ambulance Squad posed by Mrs. Lyn Houghton of West Oldis Street at the Work Session. Mr. Riggatano explained to Mrs. Houghton that monies collected through Insurance, Medicare, etc. reimbursements received through billing for use are set aside into an account for personnel and other ambulance expenses. Mrs. Houghton asked why a bond ordinance was introduced to purchase needed equipment when the ambulance brings in significant money. Mr. Riggatano explained that there is a cap on what can be spent; which means even if the funds are available they cannot be spent. Comm. Ouellette asked if an account solely for the ambulance can be setup. Mr. Riggatano stated he will discuss with the Financial Committee. Mr. Scarpa stated there is a possibility of setting up a trust fund account for a significant purchase; such as an ambulance and the monies in that account would not be affected by the cap. The Township Committee is in agreeance with setting up a trust account. Mr. Riggatano stated no action will be taken until January 2015, but he is confident that monies will be available for such an account.

Dave Kingma – 92 Madison Ave – Reviewed the BCCL's calculation of 1/3 million as it pertains to Rochelle Park. After completing these in detail calculations, he advised that if the library was not under the 2% CAP, it would cost the residents approximately \$110 per household. Valenzuela advised that this increase does not include increases by Bergen County, the School or the Municipality.

Catherine Breselin – 41 Sommerville- Advised that 25 Sommerville had been boarded up and was in disrepair for at least two years. Administrator Davidson advised that if the property is bank owned, the process of cleaning up the property moves very slowly. Attorney Rotolo advised that this property is subject to a DEP clean-up plan and make take years to complete. However, this does not exempt them from property maintenance. The Committee will check into the newly adopted International Property Code for possible way of addressing this issue.

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

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

Resolution #CS-8B 2014

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 9:15 PM on August 20, 2014 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
Municipal Clerk – Salary
Library Issues

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

A motion was offered by Comm. Ouellette and seconded by Comm. Kovalcik to pay Elizabeth Kroll \$76,000 in her position as Municipal Clerk effective September 1, 2014. This salary is comprised of Municipal Clerk, Animal Licensing and Election Official. Motion carried on a roll call vote “Ayes” Kovalcik, Ouellette, Valenzuela “Nays” Kazimir, Scarpa

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

Respectfully submitted,

Virginia De Maria
Municipal Clerk