



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

AGENDA – PUBLIC MEETING – May 19, 2010

Call to Order 7:35

According to the Open Public Meetings Act, this meeting of May 19, 2010 was advertised in the notice sent to the “Our Town” and “The Record” and posted on the bulletin board in the Municipal Building on January 9, 2010 and has remained continuously posted as the required notice under the Statute and is being taped. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

Roll Call: Comm. R. Davidson
 Comm. K. J. Kovalcik
 Comm. J. Scarpa - Absent
 Comm. P. Strohmeyer
 Mayor F. Valenzuela

Pledge of Allegiance was led by Helene Reiner

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

A motion was offered by Comm. Strohmeyer 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. Kovalcik and seconded by Comm. Davidson to approve the Minutes of the Public Meeting held on April 21, 2010 and Budget Meeting held on May 3, 2010. Motion carried on a voice vote – all present voting “Aye”.

Proclamation
 ALS Awareness Month

At the Budget Meeting held on May 5th the following resolutions were approved: The following Resolution was offered by Comm. Davidson and seconded by Mayor Valenzuela and was adopted on a roll call vote – all voting “Aye”.

Resolution #2010-84

A Resolution – Authorizing Agreement with Rochelle Park Police Superior Officer’s Association (SOA) and Patrol Officer’s (POA)

Whereas, as a result of various factors, most significantly the reduction or elimination of significant portions of state aid provided by the State of New Jersey, the Township of Rochelle Park has experienced a significant budget crisis for the current year; and

Whereas, in addition to these reductions in state aid, state law requires that the Township introduced a budget within a spending cap imposed by the State of New Jersey; and

Whereas, the Township Committee has engaged in substantial efforts, over many weeks, in order to comply with the requirements of state law and develop a budget for introduction which complies with state law yet continues to offer the high level of services that have always been provided by the Township to its residents and taxpayers; and

Whereas, in furtherance of that objective, the Township Committee has conducted numerous special meetings, engaged in many discussions and has reviewed this matter in detail with the Township Auditor and Chief Financial Officer; and

Whereas, in addition to the foregoing efforts, the Township Committee, through various subcommittees, has reached out and met with all department heads and union leaders in an effort to work with those departments and unions to address this significant budgetary issue; and

Whereas, the Township Committee has successfully worked with various union members, department heads and other employees in an effort to avoid layoffs, in most cases, and to continue to provide necessary services to the Municipality; and

Resolution #2010 – 84 (cont.)

Whereas, Township Committee member, Robert Davidson, who serves as Police Commissioner, has engaged in exhaustive discussions and negotiations with members of Rochelle Park Police SOA and PBA in an effort to arrive at a joint resolution of the issues that may impact upon the Township of Rochelle Park Police Department; and

Whereas, as a result of the cooperation between the Township Committee and the Rochelle Park Police Department and agreement has been reached which will result in significant cost savings for 2010 and will, therefore, avoid the necessity of layoffs of two police officers an action with was initially thought necessary by the Township Committee; and

Whereas, this agreement is set forth in the attached “Memorandum of Agreement” which outlines the various concessions made by the two police bargaining units; and

Whereas, the Township Committee believes that it is in the best interest of the residents and taxpayers to approve such an agreement.

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

1. A “Memorandum of Agreement”, in the form attached to this resolution, be and is hereby approved and authorized.
2. This “Memorandum of Agreement” shall serve to amend and modify the current collective bargaining agreements between Rochelle Park Police Superior Officer’s Association and the Patrol Officer’s Association.
3. This “Memorandum of Agreement” is a temporary agreement and all terms, conditions, and obligations set forth in it shall expire as of midnight on December 31st, 2010, the date on which the current collective bargaining agreements expire.
4. The Mayor and the Township Clerk be and are hereby authorized to execute any and all documents, contract or memoranda which may be necessary in order to effectuate the provisions of this resolution which shall be satisfied by the execution of a copy of the “Memorandum of Agreement” which has been previously signed by all members of each of the aforesaid collective bargaining units.

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:

- (a) the Rochelle Park Superior Officer’s Association
- (b) the Rochelle Park Patrol Officer’s Association (PBA)
- (c) the Township Auditor
- (d) the Township Chief Financial Officer
- (e) the Township Attorney

Attest: Virginia De Maria

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

Resolution #2010-85

A Resolution – Authorizing Layoff of Employee – Dispatcher LaFalce

Whereas, as a result of various fiscal actions taken by the State of New Jersey including, without being limited to, a virtual elimination of all State aid, the Township has been forced to make various difficult decisions, including personnel decisions; and

Whereas, the current Municipal budget has been evaluated during the course of many weeks and various meetings, discussions and negotiations have occurred in an effort to avoid reductions in personnel, layoffs, or other actions which may impact upon the services provided to the Municipality; and

Whereas, although the Township Committee has been successful to a large degree, in avoiding such layoffs, unfortunately there must be a reduction in force among police dispatchers in order to comply with the mandates of State Law and in order to submit a budget with complies with those mandates

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 Committee hereby authorizes and approves a reduction in force among police dispatchers
2. This reduction in force shall result in the layoff of one employee which shall be determined based upon seniority among police dispatchers.
3. The interim Township Administrator is hereby authorized and directed to prepare a layoff notice and deliver the same either personally or by certified mail to Michael LaFalce which notice shall advise this employee that his services will as a police dispatcher for the Township of Rochelle Park will end on June 4, 2010; and

Resolution #2010 – 85 (cont.)

Now therefore be it further resolved that the Township shall maintain this individual's name and personnel records in order that he will be considered for re-employment if and when circumstances permit such consideration for re-employment.

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 Police Department, the Township Auditor, the Township Chief Financial Officer and the Township Attorney.

Attest: Virginia De Maria

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

Resolution #2010-86

Authorizing Layoff of Employee – Laborer Robert Passarella

Whereas, as a result of various fiscal actions taken by the State of New Jersey including, without being limited to, a virtual elimination of all State aid, the Township has been forced to make various difficult decisions, including personnel decisions; and

Whereas, the current Municipal budget has been evaluated during the course of many weeks and various meetings, discussions and negotiations have occurred in an effort to avoid reductions in personnel, layoffs, or other actions which may impact upon the services provided to the Municipality; and

Whereas, although the Township Committee has been successful to a large degree, in avoiding such layoffs, unfortunately there must be a reduction in force in the Department of Public Works in order to comply with the mandates of State Law and in order to submit a budget with complies with those mandates

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 Committee hereby authorizes and approves a reduction in force in the Department of Public Works.
2. This reduction in force shall result in the layoff of one employee which shall be determined based upon seniority in that department.
3. The interim Township Administrator is hereby authorized and directed to prepare a layoff notice and deliver the same either personally or by certified mail to Robert Passarella which notice shall advise this employee that his services for the Township of Rochelle Park will end on June 4, 2010; and

Now therefore be it further resolved that the Township shall maintain this individual's name and personnel records in order that he will be considered for re-employment if and when circumstances permit such consideration for re-employment.

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 Police Department, the Township Auditor, the Township Chief Financial Officer and the Township Attorney.

Attest: Virginia De Maria

At the Work Session held on May 12th the following resolutions were approved.

The following Resolution was offered by Comm. Scarpa and seconded by Comm. Kovalcik and was adopted on a roll call vote – all voting “Aye”.

Resolution #2010 – 87

A Resolution Authorizing Mandatory Furloughs

Whereas, as a result of recent actions by the state legislature and the office of the Governor, the Township of Rochelle Park has been forced to take severe and drastic action; and

Whereas, numerous actions have been taken in order to comply with state mandates and mandatory budget caps; and

Whereas, the Township Committee as well as various other officials have extensively reviewed the current financial status of the Municipality in an effort to comply with these state imposed mandates and to compensate for the virtual elimination of State aid which appears to penalize smaller, suburban communities ; and

Whereas, one of the actions to be taken in this regard is to impose mandatory furloughs for all full time employees

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 Committee hereby authorizes eight (8) mandatory furlough days for all full time Township employees including the Chief of Police but excluding all other police officers.

Resolution #2010 – 87 (cont.)

2. The exact furlough days will be determined by the Township Administrator with the following direction:
 - a. The first furlough day will be June 18th 2010
 - b. The remaining dates will be served in July and August
 - c. With the exception of the Department of Public Works which must operate five days per week, all other full time employees shall serve their furlough days on Fridays which will result in closing of the Municipal Building on the dates of these furloughs.
 - d. In all other respects, the dates and scheduling shall be in the sound discretion of the Township Administrator.

3. The Township Administrator is hereby authorized and directed to forward any notices or take any other action which may be necessary 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 all department heads, the Township Auditor and the Chief Financial Officer.

Attest: Virginia De Maria

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

Resolution #2010 – 88

A Resolution - Authorizing Various Personnel Actions

Whereas, as a result of recent actions by the State of New Jersey, the Township Committee has been forced to consider various actions in order to reduce costs to compensate for the loss of virtually all of the state aid previously provided to the Municipality; and

Whereas, the Township Committee shall hereby authorize the Township Administrator to take any action which may be necessary in order to facilitate for these actions

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 Administrator be and is hereby authorized to take any and all action necessary in order to reduce the Deputy Court Administrator position from a full time position to a part time position as of July 1st, 2010 and to make any additional assignments which may be necessary in order to effectuate this modification.
2. The Township Administrator is authorized and directed to take any and all action which may be necessary within the Township Library in order to reduce hours and work assignments including, without being limited to, closing on certain days. Such action shall be taken in consultation with the Administrator and with other library personnel.
3. To the extent that it is necessary to do so, all reports, recommendations and actions should be forwarded to any applicable County or State agency in order to facilitate the provisions of this resolution including, without being limited to, notice of court modifications to the Superior Court of New Jersey and/or Municipal Division.

Attest: Virginia De Maria

The following Resolution was offered by Comm. Scarpa and seconded by Comm. Strohmeier and was adopted on a roll call vote – all voting “Aye”.

Resolution #2010 – 89

A Resolution – Defeated School Budget Pursuant to N.J.S.A. 18A:22-37

Whereas, pursuant to the provisions of New Jersey Law, the proposed budget for the continued operation of the Rochelle Park school district was submitted to the voters of the Township of Rochelle Park at the regular school election on April 20, 2010; and

Whereas, in accordance with the provisions of law, the budget submitted to the voters proposed a District Tax Levy, current expense portion, in the amount of \$9,397,385.00; and

Whereas, at the regular school board election on April 20, 2010, the voters of the Township of Rochelle Park rejected said proposed current expense Tax Levy; and

Whereas, pursuant to N.J.S.A. 18A:22-37, the municipal Governing Body received, within two (2) days after the annual school election, a copy of the proposed school budget which was defeated; and

Resolution #2010 – 89(cont.)

Whereas, in accordance with the requirements of the aforementioned Statute, meeting was held between the Governing Body and the Board of Education as well as between representatives of these two Bodies, in order to determine the amount which, in the judgment of the Bodies, is necessary to be appropriated for each item appearing in the budget; and

Whereas, said meeting took place on May 3, 2010; and

Whereas, the Chief Financial Officer of the Township of Rochelle Park has reviewed the school board budget, in detail, and has made recommendations to the Governing Body as to recommended reductions in the said budget which, in his opinion, could be made without compromising the efforts of the school system and while allowing the Board of Education the necessary funds in order to provide a thorough and efficient education for the students in the Rochelle Park school district; and

Whereas, the Board of Education has provided extensive documentation to the Governing Body and did, in fact, meet with members of the Governing Body and Administration at which time the Governing Body recommended certain actions which result in a reduction in the Tax Levy; and

Whereas, the Rochelle Park school district has a minimum Tax Levy in the amount of \$7,511,030.00 which has been designated, the Department of Education, as the minimum Tax Levy; and

Whereas, pursuant to provisions of law, the Governing Body may not reduce the amount of the school board current Tax Levy unless it can be determined that any reductions will not adversely affect the district's ability to provide a thorough and efficient education and maintain stability given the need for long term planning and budgeting; and

Whereas, the reduction set forth in this Resolution are based upon such a determination; and

Whereas, the Mayor and Council determined that more significant reductions in the budget were warranted and could be accomplished without detriment to the district's ability to provide a thorough and efficient education, however, they were limited by the provisions of law to the amount of reduction set forth in this Resolution.

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

1. The original Tax Levy on the ballot for current expense portion of the Board of Education budget was \$ 9,397,385.
2. The amount of reductions to the current expense of the Tax Levy shall be \$140,000.00.
3. The amount of Tax Levy being certified by the Township Committee for the base, current expense budget shall, therefore, be \$9,257,385.00.
4. Debt service in the amount requested is also approved by the Governing Body.
5. The specific line item reductions which are recommended by the Mayor and Township Committee are as follows

A.	Line Item No.:	10-303 – Fund Balance
	Amount:	\$93,000.00
B.	Line Item No.	11-000-262-100-000 – Custodial salaries
	Amount:	\$47,000.00

Now therefore be it further resolved that the school budget, as reviewed and revised, presents sufficient funds to provide a thorough and efficient education within the district as required by law and the reductions set forth herein will not adversely affect the district's ability to provide such a thorough and efficient education and maintain stability given the need for long term planning and budgeting;

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 no later than Wednesday, May 19, 2010, to the Rochelle Park Board of Education, the Bergen County Superintendent of Schools, and the Bergen County Board of Taxation as well as to the Township of Rochelle Park Tax Assessor;

Now therefore be it further resolved that the Township Clerk is hereby directed to prepare, based upon the contents of this Resolution, the necessary forms for submission to the County of Bergen, including Form A-4F or other forms reasonably required in order to effectuate the provisions of this Resolution.

Attest: Virginia De Maria

Reports:

- Building Department - April 2010
- Health Department - April 2010
- Municipal Court - April 2010
- Attendance Report - April 2010

A motion was offered by Mayor Valenzuela and seconded by Comm. Strohmeyer to authorize the bidding for the sewer relining of W. Oldis Street. Motion carried on a voice vote – all present voting “Aye”.

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

Resolution #2010 - 90

A Resolution – Payment of Bills – May 2010

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

Attest: Virginia De Maria

Resolution #2010 - 91

A Resolution – Authorizing Total Tax Exemption – Karen Schuitema

Whereas, James Tighe, Tax Assessor, has received from Karen M. Schuitema, paperwork acknowledging Karen M. Schuitema, 21 Somerville Street, Rochelle Park, N.J. 07662, that she is the surviving spouse of William Schuitema, a totally disabled veteran; and

Whereas, the Tax Assessor has acknowledged and has notified the Bergen County Board of Taxation that the above property is exempt from local property taxes under N.J.S.A. 54:4-3.30 et. seq.;L. 1948, c. 259 and;

Whereas, this is a continuance of exemption applied to her husband William Schuitema; and;

Now therefore be it resolved that Karen M Schuitema receive total tax exemption on her property located at 21 Somerville Street, Rochelle Park, Block107.03 Lot 6.

Attest: Virginia De Maria

Resolution #2010 – 92

A Resolution – Appointing Recreation 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 \$8.00 to \$14.00 per hour effective July 5, 2010 through August 13, 2010.

Megan Abrams 238 Howard Avenue Rochelle Park, N.J. 07662	Nathaniel Follmer 38 Thiem Avenue Rochelle Park, NJ 07662	Jennifer Kubitz 144 Madison Rochelle Park, NJ 07662
Brian Schneider 125 Howard Avenue Rochelle Park, N.J. 07662	Kristy Csigi 73 W. Oldis Street Rochelle Park, NJ 07662	John Monacchio 46 Crescent Street Rochelle Park, NJ 07662
Joseph Schider 22 Chestnut Street Rochelle Park, N.J. 07662	Nicole Sneyer 53 Oldis Street Rochelle Park, N.J. 07662	Gabrielle Crespo 147 Chestnut Street Rochelle Park, N.J. 07662
George Gan 6 Hazley Court Rochelle Park, N.J. 07662	Nicole Schider 22 Chestnut Street Rochelle Park, N.J. 07662	Danny McCarthy 11 Oldis Street Rochelle Park, N.J. 07662

Alternate Counselors:

Michael McCarthy 11 Oldis Street Rochelle Park, N.J. 07662	Jaclyn Draney 38 Cedar Drive Rochelle Park, N.J. 07662	Ashley Budinic 31 Chestnut Street Rochelle Park, N.J. 07662
Alyssa Meli 27 North Drive Rochelle Park, N.J. 07662	Lisa Budinic 31 Chestnut Street Rochelle Park, N.J. 07662	Brian Kraljic 64 South Drive Rochelle Park, N.J. 07662

Minutes of the Public Meeting held May 19, 2010 cont.

Resolution #2010 – 92 (cont.)

Delia DeLorenzo 241 W. Passaic Street Apt. 1 Rochelle Park, N.J. 07662	Sara Mae Neary-Robert 1BA10 Harvey Avenue Rochelle Park, N.J. 07662	Kaleigh Benedict 18 Hobart Court Rochelle Park, N.J. 07662
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Kelly Schneider 125 Howard Avenue Rochelle Park, N.J. 07662	Kathryn Kondyra 43 North Drive Rochelle Park, N.J. 07662
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Attest: Virginia De Maria- Municipal Clerk

Resolution #2010 -93

A Resolution – Appointing Summer School Crossing Guards

Be it resolved, by the Township Committee of the Township of Rochelle Park, that the following be and is hereby appointed School Crossing Guard upon the recommendation of the Chief of Police at a salary as provided in the Salary Ordinance of the Township of Rochelle Park, effective , July 5, 2010 to August 13, 2010.

Bertha Sneyer 53 Oldis Street Rochelle Park, N.J. 07662	Edward Obermaier 12 Schlosser Drive Rochelle Park, N.J. 07662	Eloise Bolan 360 Concord Drive Maywood, N.J. 07607
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Antionette Borelli 86 Madison Avenue Rochelle Park, N.J. 07662	William Cottrell 63 Oak Street Rochelle Park, N.J. 07662	Concetta Covino 39 North Drive Rochelle Park, NJ 07662
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Edna Hobbs 241 W. Passaic Street Rochelle Park, N.J. 07662	Denise Courtney 16 Susquehanna Avenue Rochelle Park, N.J. 07662	William Judge 169 Howard Avenue Rochelle Park, N.J. 07662
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Diane Leone
333 Rochelle Avenue
Rochelle Park, N.J. 07662

Attest: Virginia De Maria

Resolution #2010 – 94

A Resolution – Removing Robert Lewisohn as Fire Inspector

Be it therefore resolved that Robert Lewisohn is hereby removed as Fire Inspector at the recommendation of Darryl DeMott, Fire Official.

Attest: Virginia De Maria

Resolution #2010 – 95

A Resolution – Adopting Personnel Policies and Procedures

WHEREAS, it is the policy of the Township of Rochelle Park to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, (the New Jersey Civil Service Act) (the New Jersey Attorney General’s guidelines with respect to Police Department personnel matters,) the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

Whereas, the Township Committee has determined that there is a need for personnel policies and procedures to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations.

Now, thereby, be it resolved by the Township Committee that the Personnel Policies and Procedures Manual attached hereto is hereby adopted.

Be it further resolved that these personnel policies and procedures shall apply to all Township officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

Be it further resolved that this manual is intended to provide guidelines covering public service by Township employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Township Committee.

Resolution #2010 – 95 (cont.)

Be it further resolved that to the maximum extent permitted by law, employment practices for the Township shall operate under the legal doctrine known as “employment at will.”

Be it further resolved that Joseph Rotolo is hereby appointed as Employment Attorney/Advisor title) to advise the Township in personnel matters.

Be it further resolved that the Administrator and all managerial/supervisory personnel are responsible for these employment practices. The Administrator title Joseph Rotolo, Employment Attorney shall implement the policies and procedures in this manual.

Attest: Virginia De Maria

Resolution #2010 – 96

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

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, that an ordinance entitled “**AN ORDINANCE AMENDING THE GENERAL ORDINANCES OF THE TOWNSHIP OF THE TOWNSHIP OF ROCHELLE PARK TO ESTABLISH A JOINT PLANNING BOARD AND ZONING BOARD OF ADJUSTMENT**” be and it is hereby introduced and passed on first reading May 19, 2010 and that said ordinance be further considered for final passage at a meeting to be held on June 16, 2010 at 7:30 PM or as soon thereafter as the matter can be reached at the Municipal Complex, 151 West Passaic Street, Rochelle Park, NJ 07662 and that at or such time and place all persons interested be given an opportunity to be heard concerning same and that the Township Clerk be and she is hereby authorized and directed to publish and post said ordinance, together with a notice of the introduction thereof and the time and place when and where such ordinance will be considered for final passage.

Attest: Virginia De Maria

Resolution #2010 – 97

A Resolution – Authorizing Settlement Tax Appeal – CVS Pharmacies

Whereas, Real Property Tax Appeals have been filed as follows:

Property Owner:	CVS PHARMACIES
Address:	150 Rochelle Avenue
Lot:	21
Block:	108
Docket Nos:	004741-2008
	002079-2009
	XXXX-2010

And

Whereas, these Tax Appeals have been reviewed with the Tax Assessor, Township Attorney and appraisal Expert who have concurred that a fair settlement, as detailed on the attached Stipulation of Settlement, has been reached; and

Whereas, the proposed settlement reflects consideration of all factors, including without being limited to, the cost and expense of defending these appeals and securing Appraisal Reports; and

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

1. The settlement of the Real Property Tax Appeals described in the preamble of this resolution is hereby authorized.
2. The terms of the settlement are as set forth on the attached Stipulation of Settlement which is specifically incorporated herein.
3. The Township Attorney is authorized to execute the attached Stipulation of Settlement on behalf of the Township of Rochelle Park.
4. Any refunds due an owing as a result of the settlement of the Tax Appeal shall be forwarded to Counsel for the Plaintiff and made payable to the attorney trust account of the Plaintiff’s attorney.

Now therefore be it further resolved that the Township Clerk be and she is hereby authorized and directed for forward certified copies of the within Resolution to the Township Attorney, the Tax Assessor of the Township of Rochelle Park and Robert McNerney of McNerney & Associates.

Attest: Virginia De Maria

Resolution #2010 – 98

A Resolution – Introduction Ord. #1016 – Ambulance Corp. Third Party Billing

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, that an ordinance entitled “**AN ORDINANCE TO AMEND CHAPTER 16 OF THE CODE OF THE TOWNSHIP OF ROCHELLE PARK ENTITLED “FIRST AID AND EMERGENCY SQUAD” IN ORDER TO ESTABLISH A THIRD PARTY PAYMENT PLAN FOR EMERGENCY MEDICAL SERVICES**” be and it is hereby introduced and passed on first reading May 19, 2010 and that said ordinance be further considered for final passage at a meeting to be held on June 16, 2010 at 7:30 PM or as soon thereafter as the matter can be reached at the Municipal Complex, 151 West Passaic Street, Rochelle Park, NJ 07662 and that at or such time and place all persons interested be given an opportunity to be heard concerning same and that the Township Clerk be and she is hereby authorized and directed to publish and post said ordinance, together with a notice of the introduction thereof and the time and place when and where such ordinance will be considered for final passage.

Attest: Virginia De Maria

Resolution #2010 – 99

Introduction Ord.#1017- Ambulance Corp. Fees and Licenses

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, New Jersey, that an ordinance entitled “**AN ORDINANCE TO AMEND CHAPTER 100 OF THE CODE OF THE TOWNSHIP OF ROCHELLE PARK ENTITLED “FEES AND LICENSES”**” be and it is hereby introduced and passed on first reading May 19, 2010 and that said ordinance be further considered for final passage at a meeting to be held on June 16, 2010 at 7:30 PM or as soon thereafter as the matter can be reached at the Municipal Complex, 151 West Passaic Street, Rochelle Park, NJ 07662 and that at or such time and place all persons interested be given an opportunity to be heard concerning same and that the Township Clerk be and she is hereby authorized and directed to publish and post said ordinance, together with a notice of the introduction thereof and the time and place when and where such ordinance will be considered for final passage.

Attest: Virginia De Maria

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

Resolution #2010 –101

Hearing 2010 Budget

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

Mayor Valenzuela reiterated in detail the decisions the Township Committee reached to balance the difficult 2010 budget. He cited layoffs, furloughing, contributions to health care, making employees part time, and reductions in pay for professionals.

Frank DiMaria, Municipal Auditor, clarified the budget amendment process which requires advertisement and a specific time frame which must be followed.

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

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

Resolution #2010 – 102

A Resolution – Authorizing Release of Closed Session Minutes of May 12, 2010

Whereas, pursuant to the Open Public Meetings Act (N.J.S.A. 10:4-1 et. seq.) certain issues may be discussed by the Township Committee in a session which excludes the public; and

Whereas, the aforementioned law requires that the minutes of said closed sessions be released as soon a 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

Resolution #2010 – 101 (cont.)

Whereas, pursuant to statute, the purpose of this Resolution is to disclose the information which was discussed in closed session on May 12, 2010 to the extent that said information can be disclosed without adversely affecting the Township of 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

CLOSED SESSION MINUTES – May 12^h, 2010

A motion was made for the Township Committee to go into closed or executive session to discuss matters of personnel, litigation and negotiations. The following represents the minutes of that closed session to the extent that those minutes may be released at this time:

The Township Attorney submitted a written report providing the litigation updates regarding the following matters:

- A. Patricia DiLullo-Vogel
- B. Northern Park
- C. Longo Electrical Mechanical
- D. New York Prime II

In addition, there was a discussion regarding the Route 17 Bottleneck Project and the position which may be maintained by the Municipality regarding that project.

Attest: Virginia De Maria

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

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

Comm. Kovalcik – Announced that the Kenneth J. Kovalcik Summerfest Oldies Concert was being held on Thursday, August 19th featuring the Bronx Wanderers. This concert is proudly sponsored by Park Ave BMW/Park Ave Acura.

Comm. Davidson – Regarding the DPW’s loss of an employee due to budget constraints, they will continue to work diligently to keep up the outstanding work they do. He appreciates their efforts. Davidson also thanked the Police Department for working with the Township Committee regarding the current budget situation.

Comm. Strohmeyer – Advised that after the middle of June, the building inspector would become part time. While part time technical assistant Gloria Cottrell would be out of the office indefinitely, Estephania Gutierrez would be filling in.

A motion was offered by Comm. Strohmeyer and seconded by Comm. Davidson to hire Estephania Gutierrez on a part time basis in the building department. Motion carried on a roll call vote – all present voting “Aye”. Comm. Davidson asked that a background check be performed.

Strohmeyer advised that the part time library employee’s hours were reduced from 15 per week to 10. She also advised that the library would be closed on Friday’s and Saturday’s in July and August. On a positive note, the library would be celebrating it’s 50th anniversary year on May 30th from 1:00 PM – 4:00 PM, with many activities planned for children as well as adults.

Library April Report - Circulated - 1467 items, Loaned – 3949, Borrowed - 1299, New Cards Issued - 310, Computer Usage - 202

Mayor Valenzuela – announced that the Township offices would be closed Friday’s in the months of July and August beginning with July 9th, 2010. He reminded everyone that the ALS walk would be held in the County Park on Saturday, June 6th. He also reminded

Minutes of the Public Meeting held May 19, 2010 cont.

all that the Memorial Day would begin with a service at the monument at Midland School at 9:30 AM. The parade would begin at 11:30 AM at the Mack Building finishing at the American Legion. Mayor Valenzuela explained the cuts the Township Committee suggested to Midland School regarding the Defeated School Budget. The Mayor suggested a freeze in teachers' salaries. He wished everyone a Happy Memorial Day.

Administrator De Maria – Advised that she and Comm. Davidson met with FEMA regarding the storm on March 12th. They completed all necessary paperwork which would be submitted. The Township, hopefully, would receive approximately \$20,000. Ms. De Maria thanked Comm. Davidson for his participation in this process.

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

Helene Reiner – 91 Parkway – Asked why the Lukoil Gas Station was in such disrepair. Comm. Strohmeyer advised that Construction Code Office Bolan has issued several summonses to this location and it was a work in progress.

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

Mayor Valenzuela asked those attending the meeting to acknowledge his friend, Michael DiBartolo.

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

Respectfully submitted,

Virginia De Maria
Municipal Clerk