



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

MINUTES – PUBLIC MEETING – November 12, 2008

Call to Order 8:00 PM

According to the Open Public Meetings Act, this meeting of November 12, 2008 was advertised in the notice sent to the “Our Town” and “The Record” and posted on the bulletin board in the Municipal Building on July 16, 2008 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. K. J. Kovalcik
Comm. W. Lotz
Comm. P. Strohmeyer
Comm. F. Valenzuela - Absent
Mayor J. Scarpa

Pledge of Allegiance was led by Mr. Jerry Cronin

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

A motion was offered by Comm. Lotz 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. Lotz to approve of the Minutes of the Public Meetings held September 24, 2008 and October 15, 2008. Motion carried on a voice vote – all present voting “Aye”.

Reports:

Building Department - October 2008
Health Department - October 2008
Municipal Court - October 2008
Attendance Report - October 2008

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

Resolution #2008 – 214

A Resolution – Payment of Bills – November 2008

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 #2008 – 215

A Resolution – Municipal Lien – 26 Bennett Ave.

Whereas, the premises known as 26 Bennett Avenue, Rochelle Park, N.J.; has unsanitary conditions and;

Whereas, the said property was in a state of requiring immediate clean up of the premises as well as requiring extensive cleanup; and

Whereas, said conditions violated 106.3, 302.4 of the 2003 International Property Maintenance Code as well as other local and state codes, regulations and ordinance; and

Whereas, as a result of the violations has caused the Township of Rochelle Park to hire an outside company to do the necessary clean up, as substantiated by the Construction Code Official, who deemed the property as unsanitary, causing potential harboring of rodents, accumulation of low spots which contribute to insect infestation, and;

Resolution #2008-215 (cont.)

Whereas, as a result of the foregoing, and in order to protect the health and safety of the residents of the Township of Rochelle Park engaged an outside contractor in order to secure the cleanup and perform the required work; and

Whereas, the Township ordered the clean up from TJ Unlimited, LLC, Landscape & Development, P.O. Box 1607, Paramus, N.J. 07653 for a fee of \$200.00 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:

The Tax Collector be and is hereby authorized and directed to impose a lien on the property located at 26 Bennett Ave., Rochelle Park, NJ in the amount of \$200.00 for cleanup costs which were necessary in order to protect the health and safety of the residents of the Township of Rochelle Park.

The Township Attorney is directed to take any and all action which he deems necessary and appropriate to seek collection of those amounts.

The Chief Financial Officer of the Township of Rochelle Park is hereby directed to forward all copies of all payment records, invoices, vouchers and bills incurred in connection with this matter to the Tax Collector in order to facilitate the imposition of the lien described herein.

Be it further resolved, that the Township Clerk be and she if hereby authorized and directed to forward a certified copy of the within resolution to the homeowner known as 26 Bennett Ave., Rochelle Park, N.J., Tax Collector, Township Attorney and Chief Financial Officer for the Township of Rochelle Park.

Attest: Virginia De Maria

Resolution #2008 – 216

A Resolution – Authorizing Release of Performance Bond – Northern Park

Whereas, Northern Park, LLC is the Owner / Developer of Park Terrace, a proposed 57 unit residential project located at 102 Terrace Avenue; and

Whereas, as a result of the passage of time, changes in the proposed development and other required Board approvals, the approval which was previously granted is no longer viable; and

Whereas, Northern Park, LLC has now made application to the Planning Board for new approvals, however, no formal approvals have been granted; and

Whereas, as a result of the foregoing, the Performance Bond previously secured by the proposed Developer may be released; and

Whereas, at such time as a new approval is granted, if any, a new Performance Bond will be required.

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey that Performance Bond No. 5023519 in the amount of \$360,930.60 may be released; and

Now therefore be it further resolved prior to commencement of any work in the event of a new approval, new Performance Bond requirements will be established and must be complied with by the Developer.

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, Northern Park, LLC, the Township Engineer and the Building Department.

Attest: Virginia De Maria

Resolution #2008 – 217

A Resolution – Authorizing the Preparation of Requests for Proposals for Revaluation

Whereas, pursuant to the provisions of New Jersey law, all municipalities must, periodically, conduct a municipal-wide revaluation of all real property; and

Whereas, the Township of Rochelle Park has received an Order from the Bergen County Board of Taxation which requires that the Township conduct its municipal revaluation; and

Whereas, in order to complete such a municipal revaluation, a professional services firm which has the technical skills and expertise required for this project; and

Whereas, the Tax Assessor for the Township of Rochelle Park has provided a list of companies which perform the work which will be required for the revaluation; and

Whereas, a contract for municipal revaluation may be awarded without the necessity of competitive bidding since the same is a contract for professional services and is, therefore, exempt from competitive bidding pursuant to the Local Public Contracts Law; and

Resolution #2008 – 217 (cont.)

Whereas, in order to commence this process, requests for proposals must be prepared.

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 Tax Assessor, in consultation with the Township Attorney is hereby authorized to prepare a formal request for proposal for required revaluation services on behalf of the Township of Rochelle Park, conforming to New Jersey Division of Taxation revaluation requirements.
2. The Township Administrator/Chief Financial Officer is hereby authorized to commence the process which may be necessary to secure the necessary appropriation for this project pursuant to the Local Budget Law.
3. Although the contract for revaluation services may be awarded without the necessity of competitive bidding, this contract shall be advertised on the Township's website for a period of at least ten (10) days prior to the date for the receipt of proposals as the same will be awarded pursuant to the "fair and open" process.

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 Tax Assessor and the Chief Financial Officer for the Township of Rochelle Park.

Attest: Virginia De Maria

Resolution #2008 – 218

A Resolution – Authorizing Contract for Security Services & Equipment – USA Securities

Whereas, at the request of the Police Chief, Richard Zavinsky, quotations were solicited for certain necessary security services and equipment with the municipal building; and

Whereas, the quotations sought by the Police Chief included, among other things, the following:

- Intercom systems for allowing handicapped visitors to communicate with personnel inside the building in order to provide assistance with wheelchair access.
- Access control equipment within the Police Department including electronic door strikes, card readers.
- Employee access cards; and

Whereas, a quotation was received for this work, among other items, from USA Security Services, Inc.; and

Whereas, this specialized work cannot be performed by any contractor but must be performed by a company which has the experience and background in providing security and access services; and

Whereas, three separate proposals were received by the Chief of Police and reviewed by the Township Administrator for all of the work which is needed, in the following amounts:

1. \$ 1,579.50 (proposal No. VS0801035C)
2. \$ 7,115.50 (proposal No. VS0801036C)
3. \$20,089.50 (proposal No. VS0801024C); and

Whereas, the Police Chief and Township Administrator have reviewed these proposals and have recommended that a contract be awarded for all of the work outlined in said proposals; and

Whereas, this contract may be awarded without the necessity of competitive bidding since the award falls within the exception set forth in N.J.S.A. 40A:11-5(dd) as confirmed by the Township Auditor and 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. A contract with USA Security Services, Inc. of Hackensack, New Jersey be and is hereby authorized.
2. The contractor shall consist of the total work and services outlined in the three proposals described above and shall be in a total amount not to exceed \$28,784.50.
3. The specific work to be performed shall be all work which is set forth on the proposals described in this Resolution, copies of which are attached to this Resolution.
4. The award of this contract is contingent upon certification by the Chief Financial Officer that sufficient funds exist for this purpose.

Resolution #2008 – 218 (cont.)

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 Police Chief, Richard Zavinsky, the Chief Financial Officer for the Township of Rochelle Park and USA Security Services, Inc. and the township Auditor, Frank DiMaria.

Attest: Virginia De Maria

Resolution #2008 – 219

A Resolution – Hiring Court Officer – Kelly Tompkins

Be it resolved, by the Township Committee of the Township of Rochelle Park that the following be and are hereby appointed as court officers at the pleasure of the Township Committee effective November 12, 2008. Salary shall be in accordance with the Salary Ordinance.

Kelly Tompkins
149 Cedar Avenue
Rochelle Park, N.J. 07662

Attest: Virginia De Maria

Resolution #2008 – 220

A Resolution – Authorizing Rehabilitation (Relining) of Inverted Siphon

Whereas, on Thursday, October 30, 2008 bids were received for the above captioned project; and

Whereas, one (1) bid was received, opened and read; and

Whereas, the sole bidder for the project was EnTech Corporation, 304 Harrington Avenue, Closter, NJ 07624, for the bid amount of \$44,400.00; and

Whereas, upon review of the bids submitted, the Township Engineer has recommended that the bid be awarded to EnTech Corporation, 304 Harrington Avenue, Closter, NJ 07624

Now therefore be it resolved by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey, that the Contract for the Rehabilitation (Relining) of Inverted Siphon at Sprout Brook is hereby awarded to was EnTech Corporation, 304 Harrington Avenue, Closter, NJ 07624, the sole bidder, whose bid amounted to \$44,400.00;

Be it further resolved that the Chief Financial Officer has certified that funds are available from the Capital fund in the amount not to exceed \$44,400.00;

Be it further resolved that the Township Attorney be and is hereby directed to prepare the Contract for same.

Attest: Virginia De Maria

Resolution #2008 - 221

A Resolution – Authorizing Preparation of Bid Specifications - Air Conditioning – Police Department

Whereas, it has been determined that the air conditioning units which are utilized to service the Police Department are in need of repair or replacement; and

Whereas, informal quotations received by the Township Administrator have indicated that the cost of such repair or replacement will exceed the applicable bid threshold; and

Whereas, as a result of the foregoing, formal bid specifications must be prepared and competitive bidding will be required.

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey that the Township Engineer be and is hereby authorized and directed to prepare bid specifications for the rooftop air conditioning unit servicing the Rochelle Park Police Department; and

Now therefore be it further resolved that, upon completion of the bid specifications, the Township Engineer in consultation with the Township Attorney shall take any and all action which may be necessary in order to comply with the requirements of the Local Public Contracts Law.

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 Engineer and the Township Attorney.

Attest: Virginia De Maria

Resolution #2008 - 222

A Resolution – Authorizing Tax Settlement – Rochelle Park Holding LLD – 96 Parkway

Whereas, Rochelle Park Holding, LLC is the owner of property located at 96 Parkway in the Township of Rochelle Park (Block 19.02 Lot 1); and

Whereas, the aforesaid property owner has filed real property tax appeals for the tax years 2005, 2006, 2007 and 2008; and

Whereas, the Township attorney in consultation with the Tax Assessor and the expert Real Estate Appraiser retained by the Township have entered into extensive negotiations with regard to these tax appeals; and

Whereas, in addition, the Township’s expert, Robert McNerney has prepared a full trial ready appraisal report in connection with these appeals; and

Whereas, after a review of the reports, documents and after numerous court appearances and settlement conferences, the Township Attorney, Tax Assessor and expert real estate appraiser have recommended a settlement of the within tax appeals; and

Whereas, the Township Committee has determined that it would be in the best interest of the Municipality to settle the Tax Appeals on the following 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. A settlement of the 2005 real property tax appeal (docket no. 003652-2005 is hereby approved on the following basis:

	<u>Original Assessment</u>	<u>Requested Tax Court Judgment</u>
Land:	\$4,800,000.00	\$ 4,800,000.00
Improvements:	<u>9,600,000.00</u>	<u>9,600,000.00</u>
Total:	\$14,400.00.00	\$ 14,400,000.00

2. A settlement of the 2006 real property tax appeal (docket no. 0003666-2006 is hereby approved on the following basis:

	<u>Original Assessment</u>	<u>Requested Tax Court Judgment</u>
Land:	\$4,800,000.00	\$ 4,800,000.00
Improvements:	<u>9,600,000.00</u>	<u>9,600,000.00</u>
Total:	\$14,400.00.00	\$ 14,400,000.00

3. A settlement of the 2007 real property tax appeal (docket no. 001179-2007 is hereby approved on the following basis:

	<u>Original Assessment</u>	<u>Requested Tax Court Judgment</u>
Land:	\$4,800,000.00	\$ 4,800,000.00
Improvements:	<u>9,600,000.00</u>	<u>9,600,000.00</u>
Total:	\$14,400.00.00	\$ 14,400,000.00

4. A settlement of the 2008 real property tax appeal (docket no. 001033-2008 is hereby approved on the following basis:

	<u>Original Assessment</u>	<u>Requested Tax Court Judgment</u>
Land:	\$4,800,000.00	\$ 4,800,000.00
Improvements:	<u>9,600,000.00</u>	<u>8,600,000.00</u>
Total:	\$14,400.00.00	\$ 13,400,000.00

Whereas, be it further resolved that the assessment for Tax Year 2009 shall be \$13,000,000.00; and

Whereas, be it further resolved that statutory interest due on any refund shall be waived provided that the refund is paid within 60 days of date of judgment; and

Whereas, be it further resolved that all refunds due as a result of the settlement set forth in this resolution shall be made payable to: “Waters, McPherson, McNeill, PC, attorneys for Rochelle Park Holding, LLC”.

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 Tax Assessor and the Law Firm of Waters, McPherson, McNeill.

Attest: Virginia De Maria

Resolution #2008 – 223

A Resolution – Authorizing Removal Electrical – DPW

Whereas, the Township Committee has previously determined to demolish the existing Department of Public Works Building and will enter into an agreement for the reconstruction of that facility; and

Whereas, as part of the demolition process, it will become necessary to remove all existing wiring and removal of the entire electrical system at that Building; and

Whereas, in addition, it will be required to rewire the existing gas pumps and to relocate certain other electrical service; and

Whereas, the anticipated cost for this project will not exceed the applicable bid threshold and, therefore, no competitive bidding will be required, however, it was necessary to secure quotations for this project; and

Whereas, the Department of Public Works in consultation with the Township Administrator received several quotations for this project, one of which was received from Roberge Electric Company, Inc. of Dumont, New Jersey in the amount of \$19,750.00; and

Whereas, the Department of Public Works and the Township Administrator have determined that this contractor possesses the qualifications and skills necessary to complete this project; and

Whereas, the Chief Financial Officer of the Township of Rochelle Park has certified that sufficient funds exist for this purpose.

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 Contract be and is hereby awarded to Roberge Electric Company, Inc. 150 Johnson Avenue, Dumont, New Jersey for removal of existing wiring and installation of new wiring in connection with the fuel pumps and other facilities at the Department of Public Works Building.
2. The Contract to be awarded is in accordance with the proposal submitted by Roberge Electric Company, Inc. dated November 1, 2008.
3. The award of this Contract is contingent upon certification by the Chief Financial Officer that sufficient funds exist for this purpose.
4. The within Contract may be awarded without the necessity of competitive bidding since the amount of the Contract does not exceed the applicable bid threshold.

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 Roberge Electric Company, Inc., 150 Johnson Avenue, Dumont, New Jersey, the Township Administrator, the Department of Public Works and the Chief Financial Officer for the Township of Rochelle Park.

Attest: Virginia De Maria

Resolution #2008 – 224

A Resolution – Authorizing the Issuance of Request for Qualifications for Professional Services

Whereas, as of January 1, 2006 the “New Jersey Local Unit Pay to Play Law” enacted by the New Jersey State Legislature, became effective; and

Whereas, pursuant to the local public contracts law, contracts for the provision of professional services are not subject to competitive bidding, however, they are subject to the requirements of the above referenced law if the contract is anticipated to exceed \$17,500.00; and

Whereas, pursuant to N.J.S.A. 19:44A-20.1, et seq a municipality may not award a contract with a value in excess of \$17,500.00 to a business entity that has made a contribution within one (1) year of the date of the contract that is reportable by the recipient pursuant to N.J.S.A. 19:44A-1, et seq to a municipal political party committee in that municipality if a member of that party is serving in elective public office when such contract is awarded or to any candidate committee of any person who is serving in an elective public office of the municipality when such contract is awarded, unless the contract is awarded under a “fair and open process”; and

Whereas, the Township Committee has determined that it would be in the best interests of the Township to make certain professional appointments pursuant to a “fair and open process”.

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 is authorized and directed to prepare a Legal Notice and Criteria for Submission of Qualifications for the following positions:

Township Attorney
Township Engineer

Resolution #2008 - 224 (cont.)

- Township auditor
- Township Bond counsel
- Township Planner
- Risk Management Consultant
- Attorney for Tax Appeals (2)
- Municipal Prosecutor
- Township Architect
- Revaluation Company
- Tax Appeal Expert Witness (Appraiser)
- Township Redevelopment Planner

2. These requests for qualifications shall solicit submissions which shall be due at 3:00 p.m. on December 10, 2008.

3. Appointments to this professional position shall be considered at the reorganization meeting scheduled for 7:00 p.m. on January 4, 2009.

4. The Criteria for selection shall be as permitted by the aforementioned Law and contracts shall be awarded on the basis most advantageous to the Township.

Now, therefore, be it further resolved, that the Township Clerk be and she is hereby authorized and directed to post the Legal Notice and Criteria for Submission of Qualifications on the Township of Rochelle Park website for a period of not less than ten (10) days prior to the due date described in this Resolution; and

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 together with copies of the Legal Notice and Criteria to the Township Attorney as well as to any professional currently holding the position described in this Resolution.

Attest: Virginia De Maria

Resolution #2008 – 225

A Resolution – Approving Transfers within the 2008 Budget Appropriations

Whereas, there are certain appropriations which unexpended balances and certain accounts on which commitments to be entered into which possibly exceed the amount of the original 2008 appropriations; and

Whereas, under Title 40A:4-58 Revised Statutes of New Jersey permission is given to transfer from one budget account into another during the last two months of the fiscal year.

Now, therefore, be it resolved, that the Finance Officer, Michael Mariniello of the Township of Rochelle Park be and is hereby authorized and directed to transfer as follows:

Inside CAP			
20-1201	TO:	Municipal Clerk S/W	\$13,000.00
20-1452	TO:	Revenue Admin O/E	5,000.00
		Total	\$18,000.00
Inside CAP			
20-1552	FROM:	Legal Services O/E	\$5,000.00
43-4901	FROM:	Municipal Court	5,000.00
27-3301	FROM:	Public Health S/W	8,000.00
		Total	\$18,000.00
Outside CAP			
44-9002	TO:	Capital Improvement O/E	\$30,000.00
Inside CAP			
23-2202	FROM:	Insurance	\$30,000.00

Attest: Virginia De Maria

Resolution #2008 – 226

A Resolution – Introduction Ordinance #995-08 – Amending the Personnel Policies and Procedures Manual

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 THE CODE OF THE TOWNSHIP OF ROCHELLE PARK AND, SPECIFICALLY, TO AMEND THE PERSONNEL POLICIES AND PROCEDURES ORDINANCE OF THE TOWNSHIP OF ROCHELLE PARK**” be and it is hereby introduced and passed on first reading November 12, 2008 and that said ordinance be further considered for final passage at a meeting to be held on December 17, 2008 at 8:00 PM or as soon thereafter as the matter can be reached at the

Resolution #2008 – 226 (cont.)

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 #2008 – 227

A Resolution – Introduction Ordinance #996-08 – Towing Fees

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” AND, SPECIFICALLY, TO AMEND SECTION 172-4 ENTITLED “LIST OF CHARGES”**” be and it is hereby introduced and passed on first reading November 12, 2008 and that said ordinance be further considered for final passage at a meeting to be held on December 17, 2008 at 8:00 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 #2008 – 229

A Resolution – Authorizing the Preparation of Requests for Proposals for Revaluation

Whereas, pursuant to the provisions of New Jersey law, all municipalities must, periodically, conduct a municipal-wide revaluation of all real property; and

Whereas, the Township of Rochelle Park has received an Order from the Bergen County Board of Taxation which requires that the Township conduct its municipal revaluation; and

Whereas, in order to complete such a municipal revaluation, a professional services firm which has the technical skills and expertise required for this project; and

Whereas, the Tax Assessor for the Township of Rochelle Park has provided a list of companies which perform the work which will be required for the revaluation; and

Whereas, a contract for municipal revaluation may be awarded without the necessity of competitive bidding since the same is a contract for professional services and is, therefore, exempt from competitive bidding pursuant to the Local Public Contracts Law; and

Whereas, in order to commence this process, requests for proposals must be prepared.

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 Tax Assessor, in consultation with the Township Attorney is hereby authorized to prepare a formal request for proposal for required revaluation services on behalf of the Township of Rochelle Park, conforming to New Jersey Division of Taxation revaluation requirements.
2. The Township Administrator / Chief Financial Officer is hereby authorized to commence the process which may be necessary to secure the necessary appropriation for this project pursuant to the Local Budget Law.
3. Although the contract for revaluation services may be awarded without the necessity of competitive bidding, this contract shall be advertised on the Township’s website for a period of at least ten (10) days prior to the date for the receipt of proposals as the same will be awarded pursuant to the “fair and open” process.

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 the Township Attorney, Township Tax Assessor and the Chief Financial Officer for the Township of Rochelle Park.

Attest: Virginia De Maria

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

Minutes of Public Meeting held November 12, 2008 cont.

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

Resolution #2008 – 228

A Resolution - Authorizing Release of Closed Session Minutes of November 5, 2008

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 November 5, 2008 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

CLOSED SESSION MINUTES – November 5, 2008

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. Personnel: The Township Committee conducted an interview with a prospective new employee (a Municipal Court Officer).
2. New York Prime II: The Township Attorney provided the Township Committee with an updated status report regarding the pending litigation involving the New York Prime II liquor license.

Attest: Virginia De Maria

A motion was offered by Comm. Strohmeyer and seconded by Mayor Scarpa 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 – No Report

Comm. Strohmeyer - Library October Report - Circulated 1796 items, Added 171 New Items, New Cards Issued - 20, Computer Usage 306
Strohmeyer wished all Rochelle Park residents a Happy Thanksgiving.

Comm. Lotz – Congratulated Lead laborer Jim Schmunk on passing his course entitled Management Task Responsibilities
Municipal Court October Report – 293
DPW October Report – Most time sweeping the street, secondly collecting leaves, thirdly maintaining the Lotz Lane sewer pump station. They have also spent numerous
Police Department October Report – Motor Vehicle Accidents 55, Total Police Calls 1,150, Total Summons Issued 261, Total Patrol Mileage 9,215, Total Arrests 23

Mayor Scarpa - Fire Department October Report – Calls 24

A motion was offered by Comm. Lotz and seconded by Comm. Kovalcik to appoint Joseph Brito, Stephen Sudol as junior fire fighters. Motion carried on a voice call vote – all present voting “Aye”.

Scarpa attended a Recreation Meeting where Matt Spagnolo, architect for the Bilow Group, asking the Recreation Committee’s input regarding the interior fixtures required for the Houghton Hall renovations. The contract has been signed to proceed with the refurbishing of the building. The Recreation Committee has announced that the Annual Christmas Tree Lighting will be held on Friday December 5th at 6:30 PM. The Mayor

Minutes of Public Meeting held November 12, 2008 cont.

thanked everyone for their support during the recent General Election. He wished everyone a Happy Thanksgiving. Mayor Scarpa clarified an article published in the Community News regarding his position on consolidation of small communities. He is and always has been in favor of shared services.

Administrator Mariniello – No report

Virginia De Maria – Municipal Clerk – Congratulated Joseph Scarpa and Frank Valenzuela on their recent reappointment to the Township Committee. She advised that over 70% of the registered voters of Rochelle Park turned out to vote in the General Election. There were 134 absentee ballots, and Bergen County Election Division is still counting provisional ballots.

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

Jerry Cronin – 175 Rochelle Ave. – Windsor Court – Advised the Township Committee of certain deficiencies within the Windsor Court Condominium building. The residents of this condominium have fire sprinkler problems and clarification of flood zone issues was requested. Mayor Scarpa asked that Attorney Rotolo investigate the particulars of these issues for possible intervention from Township officials. Mr. Cronin advised that paperwork would be provided to the Municipal Clerk to be forwarded to the Township Attorney.

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

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

Respectfully submitted,

Virginia De Maria
Municipal Clerk