

Minutes of the Public Meeting held on September 22, 2010 cont.



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

**MINUTES – PUBLIC MEETING – Sept. 22, 2010**

Call to Order 7:35 PM

According to the Open Public Meetings Act, this meeting of Sept. 22, 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. Strohmeier  
                    Mayor F. Valenzuela

Pledge of Allegiance was led by Fred Jones

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. Kovalcik and seconded by Comm. Davidson to approve the agenda. Motion carried on a voice vote – all present voting “Aye”.

A motion was offered by Comm. Strohmeier and seconded by Comm. Davidson to approve the Minutes of the Public Meeting held on August 18, 2010. Motion carried on a voice vote – all voting “Aye”.

**Discussion**

Fire Truck Repairs – Ladder Truck issues – Fire Chief Ted Reighard explained to the Township Committee that during servicing on a ladder truck, a repair issue came into play. The total for the repair would be \$10,225. Administrator De Maria informed the Township Committee that she had contacted the CFO for funding. Mr. Riggitano advised the money should be taken out of the line item for vehicle maintenance, however there was \$20,000 left in this account and monies had to be split between DPW, Ambulance, and Police as well. Chief Reighard also advised that 10 tires are needed for two fire trucks, at a cost of \$4,800. Comm. Strohmeier advised holding off on this purchase and assessing other vehicles for their needs before reaching a decision.

A motion was offered by Mayor Valenzuela and seconded by Comm. Strohmeier to authorize repair of the ladder truck by Campbell Supply not to exceed \$10,225.49. Motion carried on a roll call vote – all present voting “Aye”.

Minutes of the Public Meeting held on September 22, 2010 cont.

Part Time Dispatcher

Comm. Davidson advised the Township Committee that due to an illness, a dispatcher would be out of work approximately 3 weeks. He asked the Committee's opinion regarding utilization of a part time employee. The Committee had no objections.

Reports:

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

At the Work Session held on September 8, 2010 the following resolutions were adopted all voting "Aye".

Resolution #2010 - 165

A Resolution Amending Resolution #2010-25 Public Meeting Date Change from September 15, 2010 to September 22, 2010

Be it resolved by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey that Resolution No. 2010 – 25 entitled "Meeting Dates" is hereby amended as follows:

Public Meeting – September 15, 2010 moved to  
Public Meeting – September 22, 2010 – Meeting begins at 7:30 PM  
Formal action may or may not be taken at the rescheduled meetings.

The Clerk is directed to publish this resolution and post on the Municipal Bulletin Board.

Attest: Virginia De Maria

Resolution #2010 – 166

Lien Redemption – 51 Terrace Avenue - \$25,951.20

Whereas, the owner of 51 Terrace Avenue has paid the Tax Title Lien Certificate #2009-04 2009;

Whereas, Robert Rothman, 411 Grand Avenue, Englewood, NJ 07631 is the present owner of said certificate and;

Whereas, funds have been deposited into a suspense account and;

Now therefore, be it resolved, that the C.F.O. is hereby authorized to issue a check to Robert Rothman in the amount of \$25,951.20 for the redemption of Tax Title Lien #2009-04 2009.

Attest: Virginia De Maria

Resolutions:

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

Resolution #2010 – 164

A Resolution – Establishment of a Dedicated Trust by Rider for Self-Insurance Program

Requesting approval of the Director of the Division of Local Government Service to Establish a Dedicated Trust by Rider for Disposal of Forfeited Property Pursuant to P.L. 1986, c. 135

Whereas, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

Minutes of the Public Meeting held on September 22, 2010 cont.

Whereas, N.J.S.A. 40A:4-39 provides that the Director of the division of Local Government Services may approve expenditures of monies by dedication by rider,

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 Mayor and Township Committee hereby request permission of the Director of the division of Local Government Services to pay expenditures for Disposal of Forfeited Property Pursuant to P.L. 1986, c. 135.
2. The Municipal Clerk of the township of Rochelle Park is hereby directed to forward two certified copies of this resolution to the director of the Division of Local Government Services.

Attest: Virginia De Maria

Resolution #2010 - 167

A Resolution – Payment of Bills – September 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.

Attest: Virginia De Maria

Resolution #2010 – 168

A Resolution – To Amend CY2010 Municipal Budget – \$200,000 Homeland Security Grant

Whereas, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

Whereas, the Director may also approve the insertion of an item of appropriation for an equal amount, and

Whereas, the Township of Rochelle Park has available \$200,000.00 from the State of New Jersey Office of Homeland Security and Preparedness, Buffer Zone Protection Program, and wishes to amend its CY2010 municipal budget to include said amount as a revenue,

Now, therefore, be it resolved by the Mayor and Township Committee of the Township of Rochelle Park, that permission be requested by the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the CY2010 municipal budget in the sum of \$200,000.00 which is now available as a revenue from:

General Revenues

3. Miscellaneous Revenues – Section F: Special Items of General Revenue Anticipated With Prior Written Consent of Director of Local Government Services –  
Public and Private Revenues Offset With Appropriations:  
Buffer Zone Protection Program \$200,000.00

General Appropriations

8. Public and Private Revenues Offset With Revenues:  
Buffer Zone Protection Program \$200,000.00

Attest: Virginia De Maria

Minutes of the Public Meeting held on September 22, 2010 cont.

Resolution #2010 – 169

A Resolution – Establishment of a Dedicated Trust by Rider For Animal License Fees

Requesting approval of the Director of the Division of Local Government Services to Establish a Dedicated Trust by Rider for Animal License Fees Pursuant to the Rider approved under blanket provision approved by Local Finance Board

Whereas, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

Whereas, the Rider approved under blanket provision approved by Local Finance Board allows municipalities to receive amounts for costs incurred for Animal License Fees, and

Whereas, N.J.S.A. 40A:4-39 provides that the Director of the division of Local Government Services may approve expenditures of monies by dedication by rider,

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 Mayor and Township Committee hereby request permission of the Director of the Division of Local Government Services to pay expenditures for Animal License Fees.
2. The Municipal Clerk of the Township of Rochelle Park is hereby directed to forward two certified copies of this resolution to the director of the Division of Local Government Services.

Attest: Virginia De Maria

Resolution #2010 - 170

A Resolution – Acknowledging the Annual Report of Audit

Whereas, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

Whereas, the Annual Report of Audit for the year 2009 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40a: 5-6, and a copy has been received by each member of the governing body; and

Whereas, R.S. 52:27BB-34 authorizes the Local finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

Whereas, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations; and

Whereas, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

Whereas, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

Whereas, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

Whereas, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

Minutes of the Public Meeting held on September 22, 2010 cont.

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

Now, therefore, be it resolved, that the Township Committee of the Township of Rochelle Park, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of the resolution and the required affidavit to said Board to show evidence of said compliance.

I hereby certify that this is a true copy of the resolution passed at the meeting held on September 22, 2010.

Attest: Virginia De Maria

Resolution #2010 – 171

A Resolution – Appointing Crossing Guards 2010/2011

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 , September 7, 2010 to June 24, 2011.

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 - 172

A Resolution – Opposing Best Practices Questionnaire

Whereas, Governor Chris Christie has sent a questionnaire to all New Jersey municipalities, including the Borough of Emerson, the answers to which will directly affect the state's final payment of municipal funding for 2010; and,

Whereas, the Governor will cut a portion of the final payment already approved by the state if municipalities answer "no" to more than 12 questions or 14 % of the total number of questions in the questionnaire; and,

Whereas, the Governor did not provide the questionnaire until well after the municipal

Minutes of the Public Meeting held on September 22, 2010 cont.

budget process was completed nor alert municipal governing bodies beforehand; and,

Whereas, municipalities have been given a little over a month to answer the questionnaire, an insufficient amount of time to implement most of the actions and policies to which the questions refer; and,

Whereas, the questionnaire fails to accurately reflect the efficiency of municipalities, insofar as there are efficiencies not covered by the questionnaire, there are questions not applicable to all municipalities, and the questions are given equal weight despite the fact that they refer to actions and policies of varying impact, cost and difficulty of implementation; and,

Whereas, there is no apparent enforcement mechanism to guarantee an equitable process and ensure that every municipality is answering the questions honestly and accurately; and,

Whereas, the questionnaire represents yet another attempt by the Governor to reduce state funding to municipalities in violation of state statute (P.L. 2010, C.35 p. 44 & 201); and,

Whereas, the potential further reduction in state funding is particularly unfair, insofar as the legislature shows no sense of urgency to enact the Governor's proposed "Toolkit of Reforms," which would help municipalities reduce costs.

Now, therefore, be it resolved that while the Township Committee of the Township of Rochelle Park has vigorously pursued and will continue to pursue shared services programs and other efficiencies to relieve the burden on Emerson's taxpayers, it objects to the Governor's questionnaire on the grounds that it is poorly conceived, provides a false determination of a municipality's efficiency and was distributed after the municipal budget process was completed, thus potentially imposing an unfair financial hardship on the Township of Rochelle Park and its taxpayers.

Be it further resolved that the Township Committee of the Township of Rochelle Park implores the Governor and the state legislature to take positive steps to truly help municipalities and their taxpayers by swiftly enacting the Governor's proposed "Toolkit of Reforms" and to stop punishing municipalities for the state's own fiscal mismanagement by restoring the state funding that is mandated by state statute.

Be it further resolved that a true copy of this resolution be forwarded to Governor Chris Christie, Department of Community Affairs Commissioner Lori Grifa, Speaker of the Assembly Sheila Oliver, Senate President Stephen M. Sweeney, Senator Loretta Weinberg, Assemblywoman Vainieri Huttel and Assemblyman Gordon Johnson.

Attest: Virginia De Maria

#### Resolution #2010 – 173

##### A Resolution – Authorizing Interlocal Agreement – Paramus Vehicle Repair

Whereas, municipalities are authorized pursuant to the Interlocal Services Act, N.J.S.A. 40:8A-1, et. seq. to enter into agreements with other municipalities to jointly provide for any lawful service; and

Whereas, the Township Committee has determined that such service is needed in order to maintain and repair motor vehicles owned by the Township; and

Whereas, various employees of the Township have investigated other options for vehicle maintenance and repair and have determined that it would be in the best interests of the Township to authorize such an Interlocal Services Agreement with the Borough of Paramus based upon the terms and conditions set forth in the attached Agreement.

Minutes of the Public Meeting held on September 22, 2010 cont.

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

1. An Interlocal Services Agreement with the Borough of Paramus be and is hereby authorized.
2. The Interlocal Services Agreement shall be for the provision of labor, maintenance and services on all Township of Rochelle vehicles at a rate of \$65.00 per hour.
3. The Agreement between the two municipalities shall be in the form annexed to this Resolution which form has been reviewed and approved by the Township Administrator, the Superintendent of the Department of Public Works and the Township Attorney.
4. The Mayor and the Township Clerk be and are hereby authorized and directed to execute this Agreement on behalf of the municipality upon the adoption of the within Resolution.

Now therefore be it further resolved that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to the Superintendent of the Department of Public Works, the Township Attorney, the Township Auditor and the Borough of Paramus.

Attest: Virginia De Maria

Resolution #2010 – 174

A Resolution – Authorizing Contract for Installation of Surveillance Equipment at the DPW Complex

Whereas, the Department of Public Works construction project has is substantially complete; and

Whereas, the Superintendent of the Department of Public Works has recommended the installation of surveillance equipment at that complex in order to provide better security; and

Whereas, the Township Administrator and Township Committee have agreed with that recommendation and, as a result, have solicited quotations for the installation of the necessary equipment; and

Whereas, USA Security Services, Inc. of Hackensack, New Jersey has provided services to the Township in connection with other buildings and is a recognized expert in this field; and

Whereas, USA Security Services, Inc. has provided Proposal No. VS1008176C which includes all services in connection with this project; and

Whereas, the Township Administrator and Superintendent of the Department of Public Works have reviewed this Proposal and have recommended its acceptance.

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 is hereby authorized with USA Security Services, Inc. of Hackensack, New Jersey for providing surveillance equipment at the DPW complex.
2. The Contract shall be in an amount not to exceed \$16,000.00 and is subject to confirmation, by the Chief Financial Officer, that sufficient funds exist for this purpose.
3. This Contract may be authorized without the necessity of competitive bidding since the amount of the proposed Contract does not exceed the applicable bid threshold.
4. The form of Contract shall be as set forth in Proposal No. VS1008176C and the Township Administrator is hereby authorized to execute any necessary documents on behalf of the municipality in order to facilitate this project.

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 USA Security Services, Inc., the Chief Financial Officer for the Township of Rochelle Park and the Superintendent of the Department of Public Works.

Minutes of the Public Meeting held on September 22, 2010 cont.

Attest: Virginia De Maria

Resolution #2010 – 175

A Resolution – Authorizing Agreement with the Housing Authority of Bergen County

Whereas, under the authorization of the New Jersey Fair Housing Act the Township has implemented a program to provide affordable housing units to low and moderate income households desiring to live within the Township; and

Whereas, the State of New Jersey has promulgated affordability controls in its regulations designed to implement the provisions of the Fair Housing Act; and

Whereas, the purpose of these affordability controls is to assure that low and moderate income units that are created under the Act are occupied by low and moderate income households for an appropriate period of time; and

Whereas, the Law provides that these affordability controls may be administered by an outside administrative agent acting on behalf of the municipality; and

Whereas, the Township Committee has determined that the Housing Authority of Bergen County is one such agency and is satisfied that the Housing Authority of Bergen County would properly serve the Township and has selected it to be its administrative agent for these purposes.

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

1. An Agreement between the Township of Rochelle Park and the Housing Authority of Bergen County be and is hereby authorized.
2. This Agreement shall be for the purpose of providing affordability control services for all affordable housing within the municipality.
3. The term for the Agreement shall be for a period of one (1) year commencing on January 1, 2009 and ending on December 31, 2009 but may also be terminated upon three (3) months' advance notice by either party.
4. Unless terminated, the Agreement shall automatically be renewed for one (1) additional year.
5. The fees to be paid to the Housing Authority of Bergen County shall be as set forth in the Agreement which has been reviewed and approved by the Township Attorney and the Township Planner and shall include, without being limited to, an annual fee of \$2,500.00, a one (1) time setup fee of \$1,500.00 and an annual monitoring / reporting fee of \$1,000.00 per development.
6. The award of the Contract is contingent upon certification, by the Chief Financial Officer of the Township of Rochelle Park that sufficient funds exist for this purpose.

Now therefore be it further resolved that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to the Housing Authority of Bergen County, the Township Planner, Banisch Associates, Inc., the Township Attorney and the Chief Financial Officer for the Township of Rochelle Park.

Attest: Virginia De Maria

Resolution #2010-176

A Resolution – Authorizing Award for the Purchase of a Sewer Jet Truck –  
Jet-Vac, Inc. \$163,022

Whereas, on Tuesday, September 21, 2010 bids were received for the Furnishing and Delivering to the Township of Rochelle Park Department of Public Works, One (1) New, Unused 1500 Gallon Truck Mounted Sewer Jet; and



Minutes of the Public Meeting held on September 22, 2010 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 AJM Contractors, Inc., the Township Engineer and the Chief Financial Officer for the Township of Rochelle Park.

Attest: Virginia De Maria

Resolution #2010 – 178

A Resolution – Authorizing Change Order #1 – 2009 Road Program

Whereas, a Contract was awarded to D & L Paving Contractors of Nutley, New Jersey in connection with the 2009 Road Improvement Program in the Township of Rochelle Park; and

Whereas, the contractor has now submitted a request for Change Order No. 1 in the amount of \$650.00 for supplemental work to be performed at or near 239 Howard Avenue; and

Whereas, the amount of this change order is \$650.00 which change order has been reviewed by the Township Engineer who has approved the same and recommended that the Township Committee approve this change order as well.

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

1. Change Order No. 1 in the amount of \$650.00 in connection with the 2009 Road Program be and is hereby approved.
2. This change order relates to the Contract awarded to D & L Paving Contractors, 185 High Street, Nutley, New Jersey and is in accordance with the change order approved by the Township Engineer dated September 9<sup>th</sup>, 2010.
3. The award of this change order is subject to confirmation, by the Chief Financial Officer, that sufficient funds exist for this purpose.

Now therefore be it further resolved that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within resolution to D & L Paving Contractors, the Township Engineer and the Chief Financial Officer for the Township of Rochelle Park.

Attest: Virginia De Maria

Resolution #2010 – 179

A Resolution – Introduction Ord. #1022 – Amending Chapter 28 of the Code of the Township of Rochelle Park

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 28 OF THE CODE OF THE TOWNSHIP OF ROCHELLE PARK**” be and it is hereby introduced and passed on first reading September 22, 2010 and that said ordinance be further considered for final passage at a meeting to be held on October 20, 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

Minutes of the Public Meeting held on September 22, 2010 cont.

Resolution #2010 – 180

A Resolution – Introduction Ord. #1023 – Amending the Code Designating “Appropriate Authority

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 TO DESIGNATE THE “APPROPRIATE AUTHORITY” PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:14-118**” be and it is hereby introduced and passed on first reading September 22, 2010 and that said ordinance be further considered for final passage at a meeting to be held on October 20, 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 – 181

A Resolution – Authorizing Hiring – Court Personnel Lucia Rodriguez

Whereas, the Court Administrator, Lynda Lasini, has requested a Violation Clerk in her office; and

Whereas, the Township Committee has reviewed this request and has determined that the Court Administrator is in need of a Violation Clerk for that Department; and

Whereas, the Chief Financial Officer for the Township of Rochelle Park has confirmed 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. Lucia Rodriguez be and is hereby hired as a Violation Clerk for the Court to serve under the direction of the Court Administrator at the pleasure of the Township Committee.
2. This employee shall work when needed, with no benefits, holidays or sick pay.
3. This employee shall be paid at the rate of sixteen dollars (\$16.00) per hour.
4. This appointment shall take place immediately upon the adoption of this Resolution.

Now therefore be it further resolved that the Township Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to the Court Administrator Lynda Lasini, Lucia Rodriguez and the Personnel Department for the Township of Rochelle Park.

Attest: Virginia De Maria

Resolution #2010 – 182

A Resolution – Community Block Grant Senior Citizens \$5,000

Be it resolved, that the Township Committee of the Township of Rochelle Park wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$5,000.00 in 2010 Community Development Block Grant funds for Senior Citizen Activities located at 151 W. Passaic Street

Be it further resolved, that the Township Committee hereby authorizes Frank Valenzuela to be a signatory for the aforesaid grant agreement; and

Minutes of the Public Meeting held on September 22, 2010 cont.

Be it further resolved, that the Township Committee hereby authorizes Virginia De Maria, RMC to sign all County vouchers submitted in connection with the aforesaid project; and

Be it further resolved, that the Township Committee recognizes that the Township of Rochelle Park is liable for any funds not spent in accordance with the Grant Agreement; and that liability of the Township Committee is in accordance with HUD requirements.

This resolution was adopted by the Township Committee of the Township of Rochelle Park at a meeting on September 22, 2010.

Attest: Virginia De Maria

Resolution #2010 – 183

A Resolution – Authorizing Execution of Grant Agreement – \$200,000 – DEA Trust Funds

Whereas, the State of New Jersey, Office of Homeland Security and Preparedness has granted a total of \$200,000.00 in grant funds to the Rochelle Park Police Department under the fiscal year 2009 Buffer Zone Protection Program; and

Whereas, as a condition of receipt of those funds the Township must execute a Grant Agreement; and

Whereas, the Township Administrator and the Police Chief have reviewed the terms of this Program and have recommended the acceptance of the Grant and execution of the Grant 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 Grant Agreement with the State of New Jersey, Office of Homeland Security and Preparedness be and is hereby authorized.
2. The Mayor and Township Clerk are hereby authorized and directed to executed this Grant Agreement on behalf of the municipality.

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 Administrator, the Chief of Police, Richard Zavinsky, and the State of New Jersey, Office of Homeland Security and Preparedness

Attest: Virginia De Maria

Resolution #2010 – 184

A Resolution –Confirming Endorsement of Community Development Project – ADA Doors – Municipal Building

Whereas, a Bergen County Community Development grant of \$8,000 has been proposed by the Township Committee for Handicapped Accessibility in the Township of Rochelle Park, and

Whereas, pursuant to the State Interlocal services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

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

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

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

Minutes of the Public Meeting held on September 22, 2010 cont.

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

Attest: Virginia De Maria

Resolution #2010 – 185

A Resolution – Confirming Endorsement of Community Development Project - \$5,000 – Senior Citizens

Whereas, a Bergen County Community Development grant of \$4,500 has been proposed by the Township Committee for Senior Citizen Activities in the Township of Rochelle Park, and

Whereas, pursuant to the State Interlocal services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

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

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

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

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

Attest: Virginia De Maria

Resolution #2010-186

A Resolution – Authorizing Bank Account DEA Trust Fund

Whereas, the Township of Rochelle Park, County of Bergen, State of new Jersey, has applied to the Drug Enforcement Agency (DEA), administered in conjunction with the U.S. Marshalls Service/SDNY and;

Whereas the Rochelle Park Police Department is required to open a separate trust checking account to receive such ACH funds and;

Whereas, TD Bank is a depository of record, and an account has been established entitled “DEA Trust Fund” Account #4255 065 215 and;

Now therefore be it resolved that the Township of Rochelle Park, has opened an account for the purposes of receiving federal funds via ACH payment(s).

Attest: Virginia De Maria

Resolution #2010-187

A Resolution – Municipal Alliance Grant Acceptance

Whereas, the Township Committee of Rochelle Park has appointed a Municipal Alliance Committee for the purpose of providing to the community Educational Programs for Drug and Alcohol awareness; and

Whereas, the Municipal Alliance committee annually applies to the County Board of Freeholders for necessary funds to provide Drug and Alcohol awareness programs for the community; and

Whereas, the County of Bergen has advised the Township that the Municipal Alliance Committee is to receive \$10,356.00 total for the program identified in the grant application; and

Minutes of the Public Meeting held on September 22, 2010 cont.

Now, therefore, be it resolved that the Township Committee of the Township of Rochelle Park does hereby approve the acceptance of total grant funds of \$10,356.00; and

Be it finally resolved, that a copy of this resolution be provided to the County of Bergen and to the Chairman of the Municipal Alliance Committee.

Attest: Virginia De Maria

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

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

Resolution #2010 – 188

A Resolution – Authorizing Release of Closed Session Minutes – September 8, 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 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 September 8, 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 – September 8, 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:

1. Litigation – The Township Attorney provided an update regarding all pending litigation including Northern Park LLC, DiLullo, Longo and Buonanno.
2. Negotiations - The Police Liaison, Commissioner Davidson provided an update regarding Police contract negotiations, which, it is anticipated, will commence shortly.
3. DPW Garage – The Township Attorney and Commissioner Davidson conducted a discussion regarding an update in connection with the construction at the DPW Garage which involves potential litigation.

Attest: Virginia De Maria

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 present voting “Aye”.

Minutes of the Public Meeting held on September 22, 2010 cont.

#### Committee's/Administrator's/Attorney's Reports

Comm. Strohmeyer -

Library July/August Report - Circulated – 3,553 items, Loaned – 800, Borrowed – 3,221, New Cards Issued - 42, Computer Usage - 474

Strohmeyer announced the winners of the 2010 Summer Reading Contest: Katelyn Cox – 94 Books, Grade 1; Skylar Cappucci – 83 Books, Grade 2; Claudia Allos – 35 Books, Grade 4.

Strohmeyer advised that after furloughs, library hours would be – Monday – Thursday 9:00 AM – 8:30 PM, Friday 9:00 AM – 4:00 PM and Saturday 9:00 AM – 3:00 PM

Comm. Kovalcik – asked if the Closed Session Resolution could become part of the Consent Agenda. Attorney Rotolo advised that it should be reviewed for accuracy, thereby staying off of the Consent Agenda.

Ambulance July/August Report – July – 99 calls; August 104 calls. He thanked the Ambulance Corp. for their hard work and dedication.

He then reported on the success of the Sixth Annual Kenneth J. Kovalcik Summerfest Concert which had been held on Thursday, August 26<sup>th</sup>. He advised that it was a wonderful turnout with approximately 1,100 attendees. The featured artist was the Bronx Wanderers. The entire event was sponsored by Park Avenue/BMW.

Comm. Davidson – Thanked the American Legion for their outstanding 9-11 Ceremony. He thanked those who attended the recent freeholder meeting. Davidson referenced the two resolutions regarding the grant monies for homeland security, he advised that Police Chief Zavinsky and Capt. Flannelly would be attending the next work session to explain how these monies were obtained and the distributed. Davidson reminded residents to lock their vehicles and not to leave any valuables in them due to a recent rash of robberies within the Township.

Mayor Valenzuela – made the following appointments to the Rochelle Park Fire Department: A motion was offered by Mayor Valenzuela and seconded by Comm. Kovalcik to appoint Franklin Bay and Nicholas Notarfrancesco to the Rochelle Park Fire Department. Motion carried on a voice vote – all present voting “Aye”.

A motion was offered by Mayor Valenzuela and seconded by Comm. Davidson to appoint Charles Alexander Grieco and Tim Wanco, Jr. as Junior Members of the Rochelle Park Fire Department. Motion carried on a voice vote – all present voting “Aye”.

Mayor Valenzuela informed the residents of a recently attended Board of Chosen Freeholders meeting held Wednesday, September 15th designed to discuss the proposed Route 17 Bottleneck project. The Mayor addressed Freeholder Chairman James Carroll on behalf of the residents.

Mr. Carroll advised Mayor Valenzuela that this was a State project and he should address Governor Christie. Mr. Carroll also stated that there were no plans for the project, and that no county monies had been spent. Freeholder member Driscoll referenced a piece of correspondence and resolution which had been excluded from the agenda. He was silenced by Mr. Carroll and informed that it was pulled from the agenda and he also referred to it as “scrap paper”. Residents of Rochelle Park addressed the freeholder board with little success. Mr. Carroll was very closed off to the discussion and questions of the residents. He advised Mayor Valenzuela to make an appointment with County Administrator Dacey to discuss this project. Mayor Valenzuela also questioned the attendance of union workers all in favor of the “non existent” project.

Comm. Kovalcik asked Chairman Carroll for a resolution opposing the Route 17 Bottleneck Project. He was denied this request. His goal was to bring additional light and possibly getting more information about this project.

Minutes of the Public Meeting held on September 22, 2010 cont.

Mayor Valenzuela advised Attorney Rotolo to OPRA the Freeholder Board regarding this piece of numbered "scrap paper". Administrator De Maria advised requesting a copy of the tape used during their Work Session where this correspondence was discussed and resolution prepared.

Diane Davidson – 86 Lexington Avenue – Reminded the Township Committee that the Freeholder Board claimed they had not received a letter mailed to them by the Clerk's office. She also asked why the "scrap paper" referred to by Chairman Carroll was numbered 1351 and 1349 if it was scrap.

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

Fred Jones – 72 Lincoln Drive – Referenced the Freeholder meeting recently attended by the Township Committee and residents. He reminded everyone that Freeholder Chairman James Carroll stated that Rochelle Park should contact "our" governor. He stated that we were a one for all and all for one democracy. Mr. Jones attended meetings in Paramus and two in Maywood and an open discussion was never held. He stated that he felt Mayor Valenzuela, Comm. Kovalcik, Comm. Davidson and the residents did an admirable job addressing the Freeholder Board.

Stephanie Schwartz – County Seat Newspaper – Asked the Township Committee why the union members were at the Freeholder Meeting. Mayor Valenzuela explained in detail the time line of this proposed project dating back to August 2009.

Fred Jones – 72 Lincoln Drive – Asked if local streets are closed within the Township and an Exit off Route 17 onto Central Avenue is created, where will the traffic go? He feels there is already an abundance of traffic on local roads in Rochelle Park.

A motion was offered by Comm. Davidson 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

