



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

**MINUTES – PUBLIC MEETING – January 16, 2013**

Call to Order 7:35 PM

According to the Open Public Meetings Act, this meeting of January 16, 2013 was advertised in the notice sent to the “Our Town” and “The Record” and posted on the bulletin board in the Municipal Building on January 8, 2013 and has remained continuously posted as the required notice under the Statute and is being taped. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

Roll Call:      Comm. Ouellette  
                    Comm. Kazimir  
                    Comm. Kovalcik  
                    Comm. Valenzuela  
                    Mayor Scarpa

Pledge of Allegiance was led by Sam Allos

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

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

A motion was offered by Comm. Valenzuela and seconded by Comm. Kovalcik to approve the Minutes of the Sine Die and Reorganization Meeting held January 6, 2013. Motion carried on a voice vote – all voting “Aye”

At the Work Session held on January 9, 2013 the following resolution was adopted - all voting “Aye”.

Resolution #2013 – 33

A Resolution Authorizing the Issuance of Raffle License #430-13 to Rotary Club of Hackensack – Casino Night – February 1, 2013

Be It Resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, State of New Jersey, that the application for **CASINO NIGHT RAFFLE LICENSE #430-13** as presented by the **ROTARY CLUB OF HACKENSACK ID#180-8-19006** requesting permission to conduct a **CASINO NIGHT** on **February 1, 2013** be approved and the requested license be issued.

Attest: Virginia De Maria

Minutes of the Public Meeting held. January 16, 2013 cont.

Mayoral Appointments – Planning Board Members

Edward Kaniewski – 4 year appointment

Margaret Collins - 4 year appointment

Reports:

Health Department - December 2012

Municipal Court - December 2012

Attendance Report - December 2012

Building Department - December 2012

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

Resolution #2013 - 34

A Resolution – Payment of Bills – November 2012

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

Attest: Virginia De Maria

Resolution #2013 – 35

Resolution – Issuing Raffle License #431-13 – Knights of Columbus

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County, State of New Jersey, that the application for CASINO NIGHT RAFFLE LICENSE #431-13 as presented by the ROCHELLE PARK – KNIGHTS OF COLUMBUS - #2842 ID #427-6-35240 requesting permission to conduct a CASINO NIGHT on APRIL 6, 2013 be approved and the requested license be issued.

Attest: Virginia De Maria

Resolution #2013 – 36

A Resolution — Appointing Secretary to the Board of Health -Elizabeth Kroll

Be it resolved by the Township Committee of the Township of Rochelle Park that Elizabeth Kroll of 2 E. Forest Place, Rochelle Park 07662 be and is hereby appointed to a three (3) year term as Secretary to the Board of Health for the Township of Rochelle Park commencing January 1, 2013 thru December 31, 2015.

Attest: Virginia De Maria

Resolution #2013 – 37

A Resolution - Appointing Members to 9 1 1 Committee

Be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen that a 9-1-1 Committee has been established for the purpose of raising funds for the erection of a 9-1-1 Memorial for the residents of the Township of Rochelle Park.

Be it further resolved that the following personnel be appointed to this committee:

Committee Member – Frank Valenzuela

Joseph Scarpa

Administrator

Chief of Police

Resolution #2013 – 37 (cont.)

Teresa Cravello  
Richard Cravello  
EMS Captain – Roland Jacobsen  
Fire Chief

Additional members maybe named at a later day.

Now, therefore, be it resolved by the Township Committee of the Township of Rochelle Park, County of Bergen that above residents and municipal official be appointed to the 9-1-1 Committee commencing on approval of this resolution.

Attest: Virginia De Maria

Resolution #2013 – 38

A Resolution – Authorizing Entering into A Cooperative Pricing Agreement w/Pascack Valley Cooperative Pricing System

Whereas, N.J.S.A. 40A:11-11(5) authorizing contracting units to establish a Cooperative Pricing System and enter into Cooperative Pricing Agreements for its administration; and

Whereas, the Borough of Westwood, hereafter referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

Whereas on January 19, 2011 the Governing Body of the Township of Rochelle Park, County of Bergen, State of New Jersey duly considered participation in a Cooperative Pricing System (#107-PVCPS) for the provision and performance of goods and services;

Now, therefore, be it resolved as follows, this resolution shall be known and cited as the Cooperative Pricing Resolution of the Township of Rochelle Park. Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

Be it further resolved that the Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) and all other provisions of the revised statutes of the State of New Jersey.

Attest: Virginia De Maria

Resolution#2013 - 39

A Resolution – Appointing the Township’s Fund Commissioner And Alternate Fund Commissioner to the Bergen Municipal Employee Benefits Fund

Whereas, the Township is a member of the Bergen Municipal Employee Benefits Fund (hereinafter the BMED) for dental coverage associated with the Employee Health Benefits Program; and

Whereas, in accordance with the by-laws and requirements of membership in the BMED, the Township must appoint a Fund Commissioner and Alternate Fund Commissioner to represent the Township in all pertinent Fund affairs.

Now, therefore be it resolved, by the Mayor and Council of the Township of Rochelle Park, County of Bergen, State of New Jersey, that Robert Davison is hereby appointed as Fund Commissioner for Fund Year 2013 and/or until a successor has been qualified and appointed; and

Be it further resolved, that Virginia De Maria is hereby appointed to serve as the Alternate Fund Commissioner for Fund Year 2013 and/or until a successor has been qualified and appointed, and

Minutes of the Public Meeting held. January 16, 2013 cont.

Resolution #2013 – 39 (cont.)

Be it further resolved, a certified copy of this Resolution shall be forwarded to the Fund through the Township's Risk Management Consultant, PIA McCarthy Forde, 429 Hackensack Street, P.O. Box 818, Carlstadt, NJ 07072.

Attest: Virginia De Maria

Resolution #2013 – 40

A Resolution – Authorizing Action on the POL/EPL Premium Options - JIF

Whereas, the Township of Rochelle Park (hereinafter, the Township) is a member of the South Bergen Municipal Joint Insurance Fund (hereinafter, the JIF) for all Property and Casualty coverages (including but not limited to Property, General Liability, Inland Marine and Workers Compensation) and more specifically, Public Officials Liability and Employment Practices Liability ( hereinafter, POL/EPL) coverage; and

Whereas, the POL/EPL coverage is provided by XL Insurance Company, through a separate insurance contract held by the JIF on behalf of its member municipalities; and

Whereas, the 2013 renewal program offered by XL Insurance Company allows for various options to change both deductibles and co-insurance, at an additional premium; and

Whereas, the Municipal Risk Management Consultant (hereinafter, the RMC) has performed due diligence in reviewing the options and provided a recommendation for consideration during a recent public meeting of the Governing Body; and

Whereas, the Governing Body, after reviewing and discussing the options presented and recognizing the timeframe for action does hereby agree to take action.

Now, therefore be it resolved, by the Mayor and Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey, the Township Clerk and RMC are hereby authorized and directed to effectuate the following option:

\$7,500 Deductible with a 0% Co-Insurance

As stated in the Memorandum issued by the JIF Underwriting Manager and made a part of this Resolution, for a January 1, 2013 effective date; and

Be it further resolved, a certified copy of this Resolution shall be forwarded to Professional Insurance Associates, 429 Hackensack Street, P.O. Box 818 Carlstadt, NJ 07072, Risk Management Consultant to the Township.

Attest: Virginia De Maria

Resolution #2013 – 41

A Resolution – Authorizing Lein Redemption #12-004

Whereas, Roy Riggitano, Tax Collector, has advised that payment was received in the amount of \$4,416.60 from American Universal Insurance LLC to redeem TTL # 12-004 and

Whereas, US Bank Cust. For Pro Capital I, LLC, 50 S. 16<sup>th</sup> St., Suite #1950, Philadelphia, PA 19102

Be it resolved, by the Township Committee of the Township of Rochelle Park, Bergen County that the following checks be issued to US Bank Cust. For Pro Capital I, LLC, in the amount of \$4,416.60 from current and \$2,500.00 from trust premium account for a total redemption of \$6,916.60.

Attest: Virginia De Maria

Resolution #2013 – 41

A Resolution – A Resolution – Authorizing Release of Closed Session Minutes – January 9, 2013

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

Whereas, the aforementioned law requires that the minutes of said closed sessions be released as soon as practicable after the meeting and so long as the release of the minutes will not be adverse to the interests of the public and/or the Township; and

Whereas, pursuant to statute, the purpose of this Resolution is to disclose the information which was discussed in closed session on January 9, 2013 to the extent that said information can be disclosed without adversely affecting the Township or the public interest.

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen and State of New Jersey that the attached closed session minutes may be released to the public in accordance with the requirements of New Jersey State Law; and

Be it further resolved, that any minutes which have not been released pursuant to this Resolution shall be reviewed periodically by the Township Attorney and further recommendation shall be made for the release of additional minutes as the release of same is deemed to be proper.

Attest: Virginia De Maria

CLOSED SESSION MINUTES - January 9, 2013

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

1. Pending litigation - The Township Attorney provided updates for the Township Committee regarding potential litigation concerning the DPW Garage and pending litigation in connection with Allied Developers, an entity which has filed suit against the Municipality challenging a denial of an application before the Zoning Board of Adjustment.
2. Fire Department – The Township Attorney and Township Administrator discussed, with the Township Committee, the procedural history and current status of disciplinary charges pending against a member of the Rochelle Park Fire Department.

Attest: Virginia De Maria

Mayoral Appointment – OEM

Peter Donatello – Coordinator – 3 year term

Sal Antista - Deputy Coordinator – 3 year term

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

Minutes of the Public Meeting held. January 16, 2013 cont.

Committee's/Administrator's/Attorney's Reports  
Comm. Kovalcik –No Report

Comm. Valenzuela – Gave a brief update regarding the DPW, picked up and mulched 300 Christmas trees and one more pick up is scheduled. He also acknowledged the DPW for salting and plowing Township roads beginning at 1:30 AM the previous morning when inclement weather began. Valenzuela advised that Construction Code Official Richard Bolan had resigned, he wishes him well in future endeavors. The Township Committee will discuss options for Mr. Bolan's replacement.

Comm. Kazimir – Stated a meeting was held with the Recreation Committee regarding Carlock Field alterations. It was a productive meeting reviewing the engineers plans. The Fire Department accepted delivery of a new ladder truck this past Monday.

Comm. Ouellette – No Report

Mayor Scarpa – Advised that a meeting was held with Midland School Superintendent, two board of education members, Police Chief Flannely, Comm. Valenzuela and himself regarding security issues at the school. Further meetings will be held possibly on a monthly basis. Due to the nature of the meetings, information will be given out at a later date.

Administrator Davidson – No Report

Municipal Clerk De Maria – No Report

Attorney Rotolo – No Report

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

Diane Verhasselt – 40 Forest Place –Advised that she thought shared services is a wonderful idea. She thanked the Township Committee for having the Fire Prevention vehicle returned to the parking lot. She asked the Administrator if Fire Prevention was a full or part time position. Mr. Davidson advised that all Fire Prevention employees were part-time.

Sam Allos (Midland School Board of Education Member) – 107 Parkway – Congratulated Mayor Scarpa on his new assignment. Mr. Allos advised that he is the new Township Committee – Board of Education liaison. The Township Committee welcomed Mr. Allos.

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

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

Resolution #CS-1A 2013

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

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

Resolution #CS-1A2013 (cont.)

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

Now, therefore, be it resolved, by the Township Committee of the Township of Rochelle Park, County of Bergen, New Jersey that a Closed Session is hereby called at 8:45 PM on January 16, 2013 to discuss matters as permitted by law:

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

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

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

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

\_\_\_\_\_ Matters involving the purchase, lease, or acquisition of real property with public funds, the setting of banking rates, or the investment of public funds where the disclosure could adversely affect the public interest.

\_\_\_\_\_ Tactics or techniques utilized in protecting the safety and property of the public or any investigation of violations or possible violations of the law.

\_\_\_\_\_ Pending or anticipated Litigation or contract negotiations in which the Township may become a party.

\_\_\_\_\_ Matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his or her ethical duties as lawyer.

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

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

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

Attest: Virginia De Maria

Closed Session

Building Department Vacancy

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

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

A motion was offered by Comm. Valenzuela and seconded by Mayor Scarpa authorizing the hiring of Mr. Nick Melfi as Interim Construction Official and a rate of \$45 per hour and Mr. Scott Pomearico as Electrical Inspector at a rate of \$35 per hour. Motion carried on a roll call vote – all voting “aye”

Minutes of the Public Meeting held. January 16, 2013 cont.

A motion was offered by Comm. Valenzuela and seconded by Comm. Ouellette authorizing the Administrator to advertise for the position of Construction Official. Motion carried on a roll call vote – all voting “Aye”.

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

Respectfully submitted,

Virginia De Maria  
Municipal Clerk