

Borough of Palisades Park
 Regular Meeting of the Mayor and Council
 December 18, 2012

Mayor Rotundo opened the meeting at 7:00 PM:

- Statement: This is a Regular Meeting of the Mayor & Council notice was given as follows:
- a. Notice filed on 1/9/12, with the Record, Jersey Journal, official newspapers of the Borough of Palisades Park.
 - b. Posting of a notice on the Bulletin Board
 - c. Preserving a copy in the Clerk's Office

Pledge of Allegiance led by Councilperson: JASON KIM
 Moment of Silence for our Troops

ROLL CALL:

Councilperson	Donohue	Excused Absence
"	Kim	Present
"	Lee	Present
"	Pirrera	Present
"	Ruh	Present
"	Testa	Present
Borough Attorney		Joseph R. Mariniello, Jr. Present

ACCEPTANCE OF PREVIOUS MONTHS MINUTES

From: Mayor & Council Regular Meeting: November 20, 2012

Motion Made By Councilperson: Testa
 Seconded By Councilperson: Kim
 To Accept Previous Month's Minutes

ROLL CALL:

Councilperson	Donohue	Excused Absence
"	Kim	Yes
"	Lee	Yes
"	Pirrera	Yes
"	Ruh	Yes
"	Testa	Yes

PRESENTATION: Certificates of Appreciation

CONSENT AGENDA:

CA-1: Authorize Payroll:

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that warrants drawn in the amount of **\$643,752.62**, payable to the Borough of Palisades Park – Payroll Account be approved and charged to the following appropriations:

Current Account	
11/21/12	\$364,706.12
12/07/12	<u>\$276,845.16</u>
	\$641,551.28
 Swim Pool Operation	
11/21/12	\$ 1,100.67
12/07/12	<u>\$ 1,100.67</u>
	\$ 2,201.34

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Grand Total **\$643,752.62**

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified the availability of funds.

NOW THEREFORE BE IT RESOLVED, that the Borough Clerk be and is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Collector

CA2: Authorize Payment of Claims(s): Complete Voucher List attached to Minutes: RESOLVED, by the Mayor and Council of the Borough of Palisades Park, that the following claims, aggregating \$575,601.64 as so ordered and approved by the Finance Committee; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified the availability of funds; and

NOW THEREFORE BE IT RESOLVED, that the Mayor, Borough Clerk and Collector shall and are hereby authorized to draw warrants in payment of said claims:

Current Account	\$	505,979.91
Capital Account	\$	24,476.49
Swim Pool Account	\$	42,181.26
Recycling Trust	\$	0
Unemployment Trust	\$	0
Dog Trust Account	\$	0
Food Handling Trust	\$	1,170.00
Municipal Alliance Trust Account	\$	1,793.98

Total \$575,601.64

Developers Escrow Account	\$	6,460.00
Round III	\$	990.00
Tree Press Account	\$	975.00
Library Account	\$	3,438.72
Affordable Senior Account	\$	86,918.50

BE IT FURTHER RESOLVED, that the Borough Clerk be and is hereby authorized to furnish copies of this Resolution to the Chief Financial Officer and the Collector.

CA3: Authorize Board of Education Monies: RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector shall be and is hereby authorized to draw warrants in the amount of \$1,603,112.50 for the month of December, 2012, payable to the Palisades Park Board of Education, in accordance with the following schedule, same to be charged to the School Acct:

December 2012	<u>\$ 1,603,112.50</u>
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BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified the

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availability of funds; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Collector

CA4: Authorize Social Security Payment:

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector is hereby authorized to draw warrants for the following period endings:

Period Ending	Amount
11/21/12	\$ 20,087.47
12/07/12	\$ 13,799.95

Total \$33,887.42

payable to Chase Manhattan Bank, representing the employer's share of Social Security for the above payroll periods is hereby approved and ratified; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified the availability of funds in line item # 01-2010-36-4722-001; and

NOW THEREFORE BE IT RESOLVED, that the Borough Clerk be and is hereby authorized and directed to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Collector

CA-5: Resolution Authorizing Acceptance of new Firefighter (Theodore Christolias):

BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park, that the following application(s) submitted to be a Firefighter for the Borough of Palisades Park, in Hose Company #1, is hereby approved effective immediately:

Theodore Christolias 440 7th Street Palisades Park, NJ 07650

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Fire Chief
2. Payroll Department
3. Theodore Christolias

CA-6: Resolution Accepting Resignation of Library Trustee (Dennis Petersen):

WHEREAS, the Mayor and Council of the Borough of Palisades Park, received written notification of Resignation from Dennis Petersen from the position of Library Board Trustee.

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NOW THEREFORE BE IT RESOLVED, with deep regret that the Mayor and Council hereby accept the Resignation of Dennis Petersen, effective November 26, 2012.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Dennis Petersen
2. Chief Financial Officer

CA-7: Resolution Authorizing B.Y.O.B. (1 Route 46 West):

WHEREAS, on September 15, 2009 Ordinance #1539 was adopted by the Mayor and Council of the Borough of Palisades Park permitting B.Y.O.B in non-licensed premises; and

WHEREAS, said Ordinance stated that establishments must file an application along with a non-refundable fee of \$250.00 and be investigated by the Police Department; and

WHEREAS, the application(s) have been investigated by the Police Department and it is the determination of the Police Chief that the following be approved:

<u>PERMIT #</u>	<u>NAME</u>	<u>ADDRESS</u>
034-13	Nara Vegetable, LLC	1 Route 46 West

NOW THEREFORE BE IT RESOLVED, that the Borough Clerk is hereby authorized and directed to issue B.Y.O.B. Permit(s) to each applicant upon receipt of the initial payment of \$2000.00 payable to the Borough of Palisades Park by certified check or money order; and

BE IT FURTHER RESOLVED, that said permit(s) shall take effect upon receipt of the prescribed fee and expire on June 30, 2013; and

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized to furnish copies of this Resolution to the Chief of Police, Building Department, Health Department and each applicant.

CA-8: Resolution Establishing Reorganization Meeting – January 5, 2013 – 11:00 AM:

BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park, that the Reorganization Meeting will be held on Saturday, January 5, 2013 at 11:00 AM, in the Council Chambers located at 275 Broad Avenue, Palisades Park, at which time the public is invited and official action may be taken.

CA-9: Resolution Authorizing Medicare Reimbursement:

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector shall be and is hereby authorized to reimburse the following retired employees for hospitalization premiums paid to Social Security for Part B and Part D under Medicare in accordance with Chapter 75, P.L. 1972.

<u>Period</u>	<u>Employee</u>	<u>Address</u>	<u>Amount</u>
7/12 – 12/12	Dolly M. Caiazzo	424 E. Brinkerhoff Ave.	\$ 599.80
7/12 – 12/12	Anthony & Lorraine Casbar	45 W. Palisades Blvd.,	

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		\$1,198.80
7/12 – 12/12	Joe & Marilyn Cali	49 Franklin Rd., Teaneck, NJ 07666 \$1,198.80
7/12 – 12/12	Leonard & Regina Cottrell	543 2 nd Street \$1,198.80
7/12 – 12/12	Remo Framarin	218 11 th Street \$ 599.40
7/12 – 12/12	John & Diane Genovese	9130 Season Terrace \$1,198.80 Vero Beach, Fla. 32963-3163
7/12 – 12/12	John Mattessich	354 East Homestead Ave. \$ 599.40
7/12 – 12/12	Yolanda Iacobino	516 6 th Street \$ 599.40
7/12 – 12/12	Ronald Kida	79 Harrington Street \$ 958.80 Bergenfield, NJ 07621
7/12 – 12/12	Alan & Eileen Lustman	529 3 rd Street \$1,198.80
7/12 – 12/12	Frank & Diane Martini	458 2 nd Street \$1,198.80
7/12 – 12/12	Nicolina Ostuni	1124 14 th St., Fort Lee, NJ 07024 \$ 599.40
7/12 – 12/12	Michael Paladino	128 Sun View Lane \$ 599.40 Kerrville, Tx. 78028-8645
7/12 – 12/12	Nicholas M. Pallotta	13860 Rt. #28, Forestport, NY 13338 \$1,018.80
7/12 – 12/12	Barbara & Sal Palazzola	5 Meadow Court \$2,397.60 Foxfire Village, Foxfire, NC 27281
7/12 – 12/12	James T. Ring	475 Grand Ave. Apt. #1H \$ 599.40
7/12 – 12/12	Henry & Margaret Ruh	205 2 nd Street \$ 1,198.80
7/12 – 12/12	Michael & Maryann Vietri	436B 1 st Street \$2,397.60
7/12 – 12/12	John & Elaine Vanore	46 Maine Avenue, Whiting, NJ 08759 \$ 1,198.40
	TOTAL	\$20,559.00

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Collector

CA-10: Tax Court Judgment (441 Lawn Ave.):

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector is hereby authorized to issue a check in the amount of **\$4,077.70**, payable to “**Michael I. Schneck**” as a result of a **Tax Court Judgment**, covering year **2012** dated **October 16th**, 2012, on property known as **Block 205, Lot 16, 441 Lawn Ave.**

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Collector

CA-11: Tax Court Judgment (509 Broad Ave.):

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector is hereby authorized to issue a check in the amount of **\$5,751.09**, payable to “**Frank A. Carlet, Esq.**” as a result of a **Tax Court Judgment**, covering years **2010 & 2011** dated **October 12th**, 2012, on property known as **Block 220, Lot 20,**

509 Broad Ave.

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BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Collector

CA-12: Tax Court Judgment (110 E. Columbia Ave):

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector is hereby authorized to issue a check in the amount of \$12,195.99, payable to "Frank A. Carlet, Esq." as a result of a Tax Court Judgment, covering years 2010 & 2011 dated October 12th, 2012, on property known as Block 624, Lot 5, 110 E. Columbia Ave.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Collector

CA-13: Tax Court Judgment (420 Highland Ave.):

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector is hereby authorized to issue a check in the amount of \$8,822.19, payable to "Frank A. Carlet, Esq." as a result of a Tax Court Judgment, covering years 2010 & 2011 dated October 12th, 2012, on property known as Block 219, Lot 1, 420 Highland Ave.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Collector

CA-14: Tax Court Judgment (10 Henry Ave.):

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector is hereby authorized to issue a check in the amount of \$33,835.00, payable to "Michael I. Schneck", as a result of a Tax Court Judgment, covering years 2010, 2011 & 2012 dated October 31st, 2012, on property known as Block 601, Lot 18, 10 Henry Ave.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Collector

CA-15: Resolution Authorizing Redemption of Tax Sale Certificate (201 12th St.):

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector is hereby authorized to issue a check in the amount of \$1,582.15, payable to "Isaac Moradi" for the Redemption of Tax Sale Certificate #3109, dated

December 15, 2005, on property known as Block 707, Lot 9, Qualifier COP30, 201 12th Street. This amount does not include a premium.

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BE IT FURTHER RESOLVED, that the taxpayer has paid to the Borough Tax Collector the full amount of said redemption, less the premium, to the Borough of Palisades Park.

BE IT FURTHER RESOLVED, that the Lien Holder bid and received, 0% on the Certificate in the amount of \$59.95 on the day sale for Tax Sale Certificate #3109.

BE IT FURTHER RESOLVED, that this check is to reimburse the Buyer of the lien; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Collector

CA-16: Resolution Authorizing Redemption of Tax Sale Certificate (464 11th St.):

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector is hereby authorized to issue a check in the amount of \$75,774.37, payable to "Plymouth Park Tax Services, LLC" for the Redemption of Tax Sale Certificate #3118, dated December 4, 2008, on property known as Block 420, Lot 14, 464 11th Street. This amount includes a premium of \$20,000.00.

BE IT FURTHER RESOLVED, that the taxpayer has paid to the Borough Tax Collector the full amount of said redemption, less the premium, to the Borough of Palisades Park.

BE IT FURTHER RESOLVED, that the Lien Holder bid and paid, 20,000.00, as a Premium to the Borough of Palisades Park on the day sale for Tax Sale Certificate #3118.

BE IT FURTHER RESOLVED, that this check is to reimburse the Buyer of the lien; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Collector

CA-17: Resolution Authorizing Tax Refund of Duplicate Payment (448 8th St.):

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector is hereby authorized to issue a check in the amount of \$2,555.00, payable to "Wells Fargo Home Mortgage", for a duplicate tax payment made on the 4th quarter 2011, on property known as Block 411, Lot 11, 448 8th Street.

BE IT FURTHER RESOLVED, Mr. Riggi refinanced his home in October of

2011. As a result of the refinance, their “title company” and “Wells Fargo Home Mortgage” paid the 4th quarter taxes for 2011 due November 1st, 2011.

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BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Collector

CA-18: Resolution Authorizing Settlement of Tax Appeal (411 Brinkerhoff Ave.):

WHEREAS, Madison House Holdings, LLC the owner of 411 Brinkerhoff Avenue, has filed a tax appeal for the 2012 tax year in the New Jersey Tax Court under Docket No. 00650-2012; and

WHEREAS, the assessment placed on this building was done with the anticipation that the property would be developed as a condominium and the individual units sold; and

WHEREAS, Madison House Holdings, LLC has advised the Borough that the property has become a "failed" condominium and that it is currently used and will be used in the future as an apartment building; and

WHEREAS, Madison House Holdings, LLC has advised that they will take all actions necessary to register the property as an apartment building including but not limited to the possible revocation of its Master Deed; and

WHEREAS, the Tax Assessor has advised that the building, if only operated as an apartment building, has a reduced assessed value of \$11,500,000.00 for purposes of settlement only and recommends a reduction to that amount,

NOW THEREFORE BE IT RESOLVED that the Borough Attorney and Tax Assessor are authorized to settle the above mentioned tax appeal for the total assessed value of \$11,500,000.00 allocated in whatever manner the Tax Assessor deems appropriate; and

BE IT FURTHER RESOLVED that the Borough Attorney is authorized to enter into a Stipulation of Settlement to reflect that Agreement; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the Tax Assessor, Madison House Holdings, LLC, and the Borough Attorney.

CA-19: Resolution Supporting BPU and New Jersey Legislature to Conduct an Investigation of PSE&G of the Information management, Communication & Emergency Preparedness and Response Capabilities and making Certain Recommendations in that Regard:

RESOLUTION REQUESTING THAT THE NEW JERSEY BOARD OF PUBLIC UTILITIES (BPU) AND NEW JERSEY LEGISLATURE CONDUCT AN INVESTIGATION OF THE INFORMATION MANAGEMENT, COMMUNICATION AND EMERGENCY PREPAREDNESS AND RESPONSE

CAPABILITIES OF NEW JERSEY PUBLIC UTILITIES, SPECIFICALLY PUBLIC
SERVICE ELECTRIC AND GAS (PSE&G) AND MAKING CERTAIN
RECOMMENDATIONS IN THAT REGARD

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WHEREAS, on October 29, 2012, due to Hurricane Sandy, the Northeast experienced an historic and crippling loss of power, leaving 4.5 million people in the Northeast and almost all residents and businesses within the Borough of Palisades Park without power and causing billions in damage and devastation statewide; and

WHEREAS, almost all residents within the Borough were without power for up to thirteen days, a situation which severely impacted many economically and compromised their physical and emotional well-being; and

WHEREAS, neither those without power nor government officials were able to consistently obtain reliable information regarding the status or timeframes for restoration; and

WHEREAS, many local officials and other elected and political leaders have made public their individual but unified frustration with the above-mentioned concerns; and

WHEREAS, the BPU should require utilities to provide authoritative, informed spokespeople to take complaints from customers and provide information in the municipal building of any municipality where more than 5% of customers are without services for more than one day; and

WHEREAS, BPU should set and enforce stronger standards for accuracy and timeliness of the information, specially online information, utilities provide about outages and projected restoration timelines; and

WHEREAS, the BPU should re-evaluate and improve the process by which utilities collect, manage and assign repairs during extreme events, including for out-of-state workers; and

WHEREAS, the BPU should require utilities to issue pre-scheduled twice-daily detailed reports to officials in municipalities experiencing service interruptions, which would include an update to previously reported status of restoration as well as a schedule of intended repairs for a minimum the next twelve hours; and

WHEREAS, all state utility companies, including PSE&G, should be required to have its climate change preparedness plan and emergency preparedness and response plan approved by the State of New Jersey; now

THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Palisades Park, on behalf of Borough residents and businesses, recommends that the BPU and New Jersey Legislature conduct an investigation of how PSE&G manages information, communicates and prepares and responds to extreme power outages and for the New Jersey Legislature to compel PSE&G and all public utility companies through legislative action to adopt the recommendations resulting from this investigation; and

BE IT FURTHER RRESOLVED, that this resolution shall be sent to all municipalities which experienced a prolonged loss of power for consideration of passage of sister resolutions and be sent to Palisades Park's county, state and federal legislators and officials as well as the Office of the Governor, the white

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House Office of Intergovernmental Affairs, the New Jersey Board of Public Utilities, Public Service Electric & Gas and the New Jersey League of Municipalities.

I HEREBY CERTIFY that the above is a true copy of a resolution passed by the Council of the Borough of Palisades Park at the meeting held on December 18, 2012.

CA-20: Resolution Authorizing Clerk to Advertise for Bids for Vending Machines:

BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park, that the Borough Clerk, is hereby authorized to advertise for the receipt of bids for the following purpose:

INSTALLATION, OPERATION & MAINTENANCE OF VENDING MACHINES

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Borough Administrator

CA-21: Resolution Authorizing Yellow Curb -10th St. -200 Ft. North From Homestead:

WHEREAS, complaints have been received by residents of 10th Street regarding blocked driveway; and

WHEREAS, the Mayor and Council wish to correct the problem;

NOW THEREFORE BE IT RESOLVED, that the curb 200 feet from the corner of Homestead Ave, North on one side of the street be painted yellow to restrict parking in that area;

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to:

1. DPW Superintendent
2. Chief of Police
3. Court Administrator

CA-22: Resolution Authorizing Attorney to File Law Suit RE: Delta Paper

WHEREAS, the Borough Attorney and Delta Paper Corrugated have been involved in negotiations to settle outstanding sewer fees; and

WHEREAS, it is the opinion of the Borough Attorney that it appears that this matter cannot be settled through negotiation and further steps are necessary, which include the institution of suit;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Palisades Park that the Borough Attorney be and is hereby authorized to institute suit against Delta Corrugated Paper for the collection of said fees.

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CA-23: Resolution for Cancellation of Stale Checks:

WHEREAS, the Chief Financial Officer of the Borough of Palisades Pak has identified the following checks to be stale dated and;

WHEREAS, the Chief Financial Officer has deemed to cancel of record the following checks which are dated prior to January 1, 2012 and;

WHEREAS, all balances shall be treated as MRNA, as to the treasurer's bank statement reconciliation:

Bank of America Escrow Account

Check #	Dollar Amount
1756	\$325.00
1757	\$150.00

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

1. Collector
2. Payroll Department
3. Chief Financial Officer

CA-24: Resolution Authorizing Inter-Local Agreement with Northwest Bergen County Utilities Authority for Sanitary Sewer Cleaning Services:

WHEREAS, there is a need for sanitary sewer cleaning services on an as needed basis for the Borough; and

WHEREAS, Northwest Bergen County Utilities Authority offers this public service,

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Palisades Park that the Borough Clerk and the Mayor are hereby authorized to enter into a contract, a copy of which is attached to this Resolution, for a term of one year, with Northwest Bergen County Utilities Authority for sanitary sewer jetting services on an as needed basis for the Borough at a cost as set forth in the contract attached hereto.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to Northwest Bergen County Utilities Authority, the Borough Administrator, and the Borough Attorney.

CA-25: Resolution Authorizing Inter-Local Agreement with Northwest Bergen County

Utilities Authority for Low Cost Camera and Jet Vac Services:

WHEREAS, Northwest Bergen County Utilities Authority is providing low cost

camera and jet vac services; and

WHEARAS, it is in the best interest of the Borough of Palisades Park to participate in such program; and

WHEREAS, N.J.S.A. 4A:11-5(1)(a)(i) necessitates the passage of this Resolution as a professional service; and

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NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Palisades Park that the Mayor and Borough Clerk are hereby authorized to sign the necessary contracts to participate in this program and that a copy of each contract be forwarded to:

1. DPW Superintendent
2. Chief Financial Officer
3. Borough Attorney

CA-26: Resolution Awarding of Contract for Paving of Northwood Way & Princeton Place (J.J. Sinisi):

WHEREAS, pursuant to NJSA 40A:11-1 et seq., the Borough of Palisades Park solicited sealed bids from interested contractors for PAVING – NORTHWOOD WAY & PRINCETON PLACE; and

WHEREAS, the Borough Clerk has caused the required notice to be advertised; and

WHEREAS, on December 14, 2012, six (6) bids were received pursuant to the advertisement; and

WHEREAS, the bids were reviewed by the Borough Engineer, Steve Collazuol; and

WHEREAS, six (6) bids were received by the following contractors:

- 1) AJM Contractors, Inc.
- 2) 4 Clean-Up, Inc.
- 3) Mark Paving Company, Inc.
- 4) Sanzari Services
- 5) J.J. Sinisi
- 6) D & L Paving Contractors, Inc.

The base bid from J.J. Sinisi Asphalt Paving In. resulted in a bid amount of \$81,881.61. The base bid from Mark Paving Co. Inc. resulted in a bid amount of \$97,144.40. The base bid from D & L Paving Contractors, Inc. resulted in a bid amount of \$90,005.53. The base bid from A.J.M. Contractors resulted in a bid amount of \$90,685.00. The base bid from 4-Cleanup Inc. resulted in a bid amount of \$85,883.00. The base bid from Sanzari Asphalt Maintenance, LLC resulted in a bid amount of \$107,790.00.

WHEREAS, NJSA 40A:11-1 et seq., requires that public contracts be awarded to the lowest responsible bidder who is responsive to the specifications; and

WHEREAS, the Borough Engineer has recommended the award of bid to J.J. Sinisi, Inc., located at 272 Broad Ave., Fairview, NJ 07022 in an amount not to exceed \$81,881.61 and

WHEREAS, the Chief Financial Officer of the Borough of Palisades Park has certified to the Mayor and Council that sufficient funds are available in order to execute an agreement with J.J. Sinisi, Inc.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park as follows:

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1. That J.J. Sinisi, Inc. is determined to be the lowest responsible bidder.
2. The Mayor and Borough Clerk are authorized to enter into a Contract, in a form approved by the Borough Attorney, with J.J. Sinisi, Inc.
3. The Contract, to be prepared by the Borough Attorney, shall provide payment to J.J. Sinisi, Inc. in the amount of 81,881.61.
4. The Borough Clerk shall immediately forward a copy of this Resolution to the Chief Financial Officer, Borough Attorney, and all Bidders.

CA-27: Resolution Appointing Police Director (Michael Vietri):

WHEREAS, the Borough Ordinance provides that a Director shall direct the Police Department and be the "Appropriate Authority" as provided by law; and

WHEREAS, the Director shall be responsible for the overall performance of the Police Department and shall report to and be subject to the Mayor; and

WHEREAS, the Governing Body appointed Michael Vietri as Police Director for the last three years to provide experience and advice especially because of the lack of experience of the newly appointed Chief; and

WHEREAS, the Governing Body believes it necessary to continue this appointment.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Palisades Park that Michael Vietri is hereby appointed to the position of Police Director pursuant to the Borough Ordinance; and

BE IT FURTHER RESOLVED that said position shall be part time with the Director devoting not more than 20 hours per week to the performance of his duties and to be available to the Mayor and Council for his consultation and advice; and

BE IT FURTHER RESOLVED that said appointment shall be pursuant to Ordinance No. 1545 creating the position of Police Director and Michael Vietri shall perform all such duties; and

BE IT FURTHER RESOLVED that Michael Vietri's salary shall be \$33,000.00 and shall be without any benefits; and

BE IT FURTHER RESOLVED that this appointment shall take effect immediately and shall be for a period of three years, terminating on December 31, 2015; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to Michael Vietri, the Chief Financial Officer and the Borough Administrator.

CA-28: Resolution Authorizing B.Y.O.B. (446 Broad Ave.):

WHEREAS, on September 15, 2009 Ordinance #1539 was adopted by the Mayor and Council of the Borough of Palisades Park permitting B.Y.O.B in non-licensed premises; and

WHEREAS, said Ordinance stated that establishments must file an application along with a non-refundable fee of \$250.00 and be investigated by the Police Department; and

WHEREAS, the application(s) have been investigated by the Police Department

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and it is the determination of the Police Chief that the following be approved:

<u>PERMIT #</u>	<u>NAME</u>	<u>ADDRESS</u>
035-13	Duri Duri, Inc.	446 Broad Avenue

NOW THEREFORE BE IT RESOLVED, that the Borough Clerk is hereby authorized and directed to issue **B.Y.O.B. Permit(s)** to each applicant upon receipt of the initial payment of **\$2000.00** payable to the Borough of Palisades Park by certified check or money order; and

BE IT FURTHER RESOLVED, that said permit(s) shall take effect upon receipt of the prescribed fee **and expire on June 30, 2013**; and

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized to furnish copies of this Resolution to the Chief of Police, Building Department, Health Department and each applicant.

CA-29: Resolution Authorizing B.Y.O.B. (138 W. Central Blvd.):

WHEREAS, on September 15, 2009 Ordinance #1539 was adopted by the Mayor and Council of the Borough of Palisades Park permitting B.Y.O.B in non-licensed premises; and

WHEREAS, said Ordinance stated that establishments must file an application along with a non-refundable fee of \$250.00 and be investigated by the Police Department; and

WHEREAS, the application(s) have been investigated by the Police Department and it is the determination of the Police Chief that the following be approved:

<u>PERMIT #</u>	<u>NAME</u>	<u>ADDRESS</u>
036-13	K-Pop Karaoke	138 W. Central Blvd., Unit C

NOW THEREFORE BE IT RESOLVED, that the Borough Clerk is hereby authorized and directed to issue **B.Y.O.B. Permit(s)** to each applicant upon receipt of the initial payment of **\$2000.00** payable to the Borough of Palisades Park by certified check or money order; and

BE IT FURTHER RESOLVED, that said permit(s) shall take effect upon receipt of the prescribed fee **and expire on June 30, 2013**; and

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized to furnish copies of this Resolution to the Chief of Police, Building Department, Health Department and each applicant.

CA-30: Resolution Authorizing Refund of Registration Fee (Rosemary Quintana):
RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector shall be and is hereby authorized to issue a check in the amount of **\$90.00**, payable to Rosemary Quintana, 568 68th Street, Guttenberg, NJ 07093, for refund of registration fee for recreation soccer and football programs.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following:

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1. Chief Financial Officer
2. Collector
3. Director of Recreation
4. Rosemary Quintana

Motion Made By Councilperson: Testa
 Seconded By Councilperson: Pirrera
 To Approve Consent Agenda CA-1 thru CA-30

ROLL CALL:

Councilperson	Donohue	Excused Absence
"	Kim	Yes
"	Lee	Yes
"	Pirrera	Yes
"	Ruh	Yes
"	Testa	Yes

OFF CONSENT:

OC-1: Budget Transfers:

RESOLVED, by the Mayor and Council of the Borough of Palisades Park, that the Collector-Treasurer shall and is hereby authorized to make the following transfers as per instructions from the Chief Financial Officer as follows:

	From	Appropriations To
Police S & W	\$205,000.00	
First Aid O & E	\$ 50,000.00	
Police Clothing Allowance	\$ 25,000.00	
Administrative & Executive O & E		\$ 8,000.00
A & E Printing & Supplies		\$ 2,000.00
Tax Appeal		\$45,000.00
Engineering O & E		\$ 5,500.00
Group Insurance		\$130,000.00
Communication Services O & E		\$ 7,500.00
Fire Stipend		\$ 20,000.00
Uniform Fire Safety Act		\$ 40,000.00
Recycling S & W		\$ 1,000.00
Buildings & Grounds O & E		\$ 6,000.00
Unclassified Fire Hydrant		\$ 15,000.00

\$ 280,000.00

\$280,000.00

Motion Made By Councilperson: Testa
Seconded By Councilperson: Pirrera
To Approve Off Consent OC-1

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ROLL CALL:

Councilperson	Donohue	Excused Absence
"	Kim	Yes
"	Lee	Yes
"	Pirrera	Yes
"	Ruh	Yes
"	Testa	Yes

INTRODUCTION OF NEW ORDINANCE:

#1590 AN ORDINANCE CHANGING SECTIONS OF 3RD STREET AND ROFF AVENUE TO ONE-WAY STREETS

ORDINANCE #1590

AN ORDINANCE AMENDING SECTION 282-46 "SCHEDULE II: ONE-WAY STREETS" OF THE CODE OF THE BOROUGH OF PALISADES PARK.

SECTION 1.

That Roff Avenue shall become one way southbound from East Palisades Boulevard to East Edsall Avenue, two-way traffic flow remains from Route 46 to East Edsall Avenue.

SECTION 2.

That Third Street shall become one way northbound from Homestead Avenue to East Palisades Boulevard and Roff Avenue, one way southbound from East Palisades Boulevard to East Edsall Avenue.

SECTION 3.

The remainder of "Schedule II: One-Way Streets" shall remain the same.

SECTION 4. EFFECTIVE DATE

This Ordinance shall take effect immediately upon passage and publication as provided by law.

SECTION 5. SEVERABILITY

If any section, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair, or invalidate the remainder of this Ordinance, but shall be confined in its effect to the section, sentence or other part of this Ordinance directly involved in the controversy which such judgment shall be rendered.

SECTION 6. REPEALER.

All Ordinances of the Borough of Palisades Park which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Motion Made By Councilperson: Ruh
Seconded By Councilperson: Testa
To Introduce Ordinance #1590

ROLL CALL:

Councilperson	Donohue:	Excused Absence
“	Kim	Yes
“	Lee	Yes
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“	Pirrera	Yes
“	Ruh	Yes
“	Testa	Yes

INTRODUCTION OF NEW ORDINANCE:
#1591 AN ORDINANCE ENTITLED “SEWER EASEMENT”

ORDINANCE #1591
AN ORDINANCE ENTITLED “DEED OF SEWER EASEMENT FOR WEST OAKDENE AVENUE FROM HILLSIDE AVENUE TO LAWN AVENUE” IN THE BOROUGH OF PALISADES PARK

WHEREAS, there presently exists sewer lines running parallel with West Oakdene Avenue from Hillside Avenue to Lawn Avenue through the lands of Lots 1, 2, 3, 4.01, 4.02 and 5.01 in Block 208 on the tax map of the Borough of Palisades Park; and

WHEREAS, Deeds of Easement have not previously been filed; and

WHEREAS, the sewer lines presently existing on Lots 1, 2, and a portion of 3 in Block 208 are old and in need of substantial repair and/or replacement; and

WHEREAS, the Borough has received consent by the owners of such lots to file Deeds of Easement for each lot; and

WHEREAS, N.J.S.A. 40A:12-3 authorizes the acquisition of lands for municipal public purposes,

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Palisades Park that the Borough is hereby authorized as follows:

Section 1. To accept Deeds of Easement for Lots 1, 2, 3, 4.01, 4.02 and 5.01 in Block 208 in accordance with descriptions prepared by the Borough Engineer as follows:

Description of Proposed Completed Sanitary Sewer Easement

Beginning at a point on the northwesterly side of Hillside Avenue (60 feet wide) which point is distance 115.66 feet southwesterly from the intersection of the southwesterly side of West Oakdene Avenue (50 feet wide) with the said side of Hillside Avenue and running thence;

1. N 44°-39'-30" W a distance of 150.00 feet to a point thence;
2. S 45°-20'-30" W a distance of 15.00 feet to a point thence;
3. N 44° -39'-30" W a distance of 150.00 feet to a point thence;

4. N 45°-20'-30" E along the southeasterly side of Lawn Avenue (60.00 feet wide) a distance of 10.00 feet to a point thence;
5. S 44°-39'-30" E a distance of 100.00 feet to a point thence;
6. N 45°-20'-30" E a distance of 2.00 feet to a point thence;
7. S 44°-39'-30" E a distance of 38.00 feet to a point thence;
8. N 45°-20'-30" E a distance of 15.00 feet to a point thence;
9. S 44°-39'-30" E a distance of 162.00 feet to a point thence;
10. S 45°-20'-30" W along the said side of Hillside Avenue a distance of 12.00 feet to the point and place of beginning.

Containing 3,580.00 S.F.

The above description is intended to provide a continuous sanitary sewer and maintenance access easement across the rear of Lots 1, 2, 3, 4.01, 4.02& 5.01 Block 208 as shown on the Tax Map of the Borough of Palisades Park, N.J.

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As shown on a map prepared by John E. Collazuol & Associates, PE & LS dated November 16, 2012 entitled "Sewer Easement."

Section 2. The description of the proposed sanitary sewer easement across premises known as 540 Lawn Avenue, Lot 1 Block 208 in the Borough of Palisades Park, New Jersey is as follows:

Beginning at a point on the southeasterly line of Lawn Avenue (60' wide) which point is the intersection of the division line between Lots 4102 and 4103 as shown on a certain map entitled , "Second Map of Edsall Bros., at Palisades Park, Bergen Co., N.J." filed in the Bergen County Clerk's office on April 12, 1895 as Map No. 725 with the said southeasterly line of Lawn Avenue, which point is also distant 128.09 feet southwesterly from the intersection of the southwesterly line of West Oakdene Avenue with the said southeasterly line of Lawn Avenue, and running thence

1. N 45° 20' 30" E along the said southeasterly line of Lawn Avenue, 10.00 feet thence;
2. S 44° 39' 30" E 50.00 feet, thence;
3. S 45° 20' 30" W, 10.00 feet, thence
4. N 44° 39'30" W, along the said division line between Lots 4102 4103, 50.00 feet to the point or place of Beginning.

Containing 500 square feet.

Section 3. The description of the proposed sanitary sewer easement across premises known as 66 West Oakdene Avenue, Block 208 Lot 2 in the Borough of Palisades Park, New Jersey is as follows:

Beginning at a point on the southwesterly corner of Lot 2 in Block 208 and running thence;

1. N 45°-20'-30" E a distance of 10.00 feet to a point thence;
2. S 44°-39'-30" E a distance of 50.00 feet to a point thence;
3. S 45°-20'-30" W a distance of 10.00 feet to a point thence;
4. N 44°-39'-30" W a distance of 50.00 feet to the point and place of beginning.

Contained 500.00 S.F.

As shown on a map prepared by John E. Collazuol & Associates, PE & LS dated November 16, 2012 entitled "Proposed Easement".

Section 4. The description of the proposed sanitary sewer easement across premises known as Block 208, Lot 3 in the Borough of Palisades Park, New Jersey is as follows:

Beginning at a point on the southeasterly line of Lot 2, Block 208, said point being

distant the following courses from the point of intersection of the southwesterly sideline of West Oakdene Avenue, (50.00 foot right-of-way), and the southeasterly sideline of Lawn Avenue, (60.00 foot right-of-way), thence;

A) South 45 Degrees 14 Minutes 30 Seconds East, 100.00 feet along West Oakdene Avenue to a point on the southeasterly line of Lot 2, Block 208, thence;

B) South 45 Degrees 20 Minutes 30 Seconds West, 116.62 feet, along the southeasterly line of Lot 2, Block 208, to the point and place of beginning, and running thence;

1. South 44 Degrees 39 Minutes 30 Seconds East, 38.00 feet, into Lot 3, Block 208, to a point, thence;

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2. North 45 Degrees 20 Minutes 30 Seconds East, 15.00 feet, to a point, thence;

3. South 44 Degrees 39 Minutes 30 Seconds East, 12.00 feet, to a point on the northwesterly line of Lot 4.01, Block 208, thence;

4. South 45 Degrees 20 Minutes 30 Seconds West, 27.00 feet, along the northwesterly line of Lot 4.01, Block 208, thence;

5. North 44 Degrees 39 Minutes 30 Seconds West, 50.00 feet, along the northeasterly line of Lot 23, Block 208, to a point on the southeasterly line of Lot 2, Block 208, thence;

6. North 45 Degrees 20 Minutes 30 Seconds to the point and place of beginning. East, 12.00 feet, along said line

Containing 780.00 Square Feet.

Section 5. The description of the proposed 12 feet wide sanitary sewer easement across premises known as 537-541 Hillside Avenue, Block 208, Proposed Lots 4.01, 4.02 and 5.01 in the Borough of Palisades Park, New Jersey, is as follows:

Beginning at a point on the northwesterly side of Hillside Avenue (60.00 feet wide) which point is distant 115.66 feet southwesterly from the intersection of the southwesterly side of West Oakdene Avenue (50 feet wide) with the said side of Hillside Avenue and running thence;

1. N 44° - 39'-30" W a distance of 150.00 feet to a point thence;
2. N 45° - 20'-30" E a distance of 12.00 feet to a point thence;
3. N 44° - 39'-30" E a distance of 150.00 feet to a point thence;
4. S 45° - 20'-30" W along the said northwesterly side of Hillside Avenue a distance of 12.00 feet to the point and place of beginning.

Containing 1,800.00 S.F.

As shown on a map prepared by Koestner Associates, PE & LS dated March 15,

2012 with addition to July 19, 2012 entitled "Proposed Minor Subdivision".

Section 6. All Ordinances of the Borough of Palisades Park which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 7. If any section, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair, or invalidate the remainder of this Ordinance, but shall be confined in its effect to the section, sentence or other part of this Ordinance directly involved in the controversy which such judgment shall be rendered.

Section 8. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

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Motion Made By Councilperson: Testa
Seconded By Councilperson: Pirrera
To Introduce Ordinance #1591

ROLL CALL:

Councilperson	Donohue	Excused Absence
"	Kim	Yes
"	Lee	Yes
"	Pirrera	Yes
"	Ruh	Yes
"	Testa	Yes

INTRODUCTION OF NEW ORDINANCE:

#1592 AN ORDINANCE REGULATING GENERATORS IN THE BOROUGH OF PALISADES PARK

ORDINANCE #1592

AN ORDINANCE REGULATING THE INSTALLATION AND USE OF STAND BY GENERATORS IN THE BOROUGH OF PALISADES PARK

WHEREAS, due to the recent increase in inquiries and building permit applications for standby generators it has now become necessary to regulate the installation and use of said standby generators, and

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Palisades Park that the following regulations be and they are hereby determined to be applicable in all instances where standby generators are to be located and installed.

SECTION 1: PERMIT REQUIREMENTS

1. Regardless of whether generators are to be serviced by (i) natural gas (ii) diesel (iii) propane or (iv) gasoline, application must be made to the Building Department on forms provided by the Borough.

2. Provide two (2) copies of a property survey showing the proposed location and size in dimensions of the generator.
3. Generators may be located in the rear yards only.
4. If premises are a condominium, a letter of approval from the condominium association granting approval shall be required prior to issuance of a permit.

SECTION 2: BUILDING SUBCODE REQUIREMENTS

1. Provide a copy of manufactures, specifications to include size of generator and with all required clearances to building structures, trees, shrubs, roof overhangs, doors, windows, wall air conditioners and wall openings and vents.
2. Provide a concrete pad or impervious concrete paving stone for placement of generator. Pad dimension shall be a minimum of 6" larger than generator unit on all sides or according to generator manufactures specifications, whichever requirement is more stringent.

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SECTION 3: ELECTRICAL SUBCODE REQUIREMENTS

1. Installation of generator must comply with NEC Article 702.
2. Provide load calculations of all loads connected to generator in accordance with Article 220.
3. Provide two (2) copies of wiring diagram showing generator, transfer switch and service panel, complete with grounding.
4. Provide one copy of generator and transfer switch specifications.
5. If generator has an automatic transfer switch, it must be equipped with load management.
6. Portable generators require a permit for the male receptacles, transfer switch or interlock on existing panel. Interlock must be listed and labeled by a recognized testing lab (provide cut sheet for interlock).
7. Show size of generator in KW, size of transfer switch in amps and size of subpanel in amps.
8. Contractor must be present at final inspection with a complete start-up checklist.
9. Test start and run times must be in accordance with Borough Noise Ordinance, "Peace and Good Order."

SECTIION 4: PLUMBING SUB-CODE REQUIREMENTS

1. Submit a list of required pipe material.
2. If CSST is used provide installer certification.
3. Submit a gas riser diagram including length of pipe run, pipe size and btu's of generators.

SECTION 5: FIRE PROTECTIION SUB-CODE REQUIREMENTS

1. If generator is to be fueled by diesel or propane, a separate fire permit is also required from the Chief of the Fire Department.

SECTION 6: If any section, sentence or other part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impact, or invalidate the remainder of this ordinance, but shall be confined in its effect to the section, sentence or other part of this ordinance involved in the controversy which such judgment shall be

rendered.

SECTION 7: This ordinance shall take effect immediately upon passage and publication as provided by law.

Motion Made By Councilperson: Kim
Seconded By Councilperson: Testa
To Introduce Ordinance #1592

ROLL CALL:

Councilperson	Donohue	Excused Absence
“	Kim	Yes
“	Lee	Yes
“	Pirrera	Yes
“	Ruh	Yes
“	Testa	Yes

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INTRODUCTION OF NEW ORDINANCE:

#1593 AN ORDINANCE ESTABLISHING CHIEF INSPECTOR –FIRE

ORDINANCE #1593

AN ORDINANCE AMENDING CHAPTER 143 OF THE CODE OF THE BOROUGH OF PALISADES PARK TITLED "FIRE PREVENTION" AND CREATING THE FULL TIME POSITION OF CHIEF FIRE INSPECTOR AND PROVIDING FOR COMPENSATION THEREOF.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF PALISADES PARK that the following sections are hereby added to Chapter 143 of the Code of the Borough of Palisades Park as follows:

SECTION 1. There is hereby created the position of full time Chief Fire Inspector.

SECTION 2. The Chief Fire Inspector shall have an initial salary of \$55,000 to \$65,000 per year and thereafter the salary will be as set forth in the annual Salary Ordinance.

SECTION 3. The Chief Fire Inspector shall be a resident of Palisades Park and shall be appointed by the Mayor and Council.

SECTION 4. Section 143-29 (B) is repealed.

SECTION 5. Section 143-29 (C) is amended to the delete the words "Chief Fire Inspector".

SECTION 6. The Chief Fire Inspector shall have fire experience within the Borough for a minimum of fifteen (15) years and must possess the following certifications:

1. Fire Official
2. Firefighter I
3. Hazardous Materials Operations
4. Incident Management Level 2.

SECTION 7. DUTIES.

A. The Chief Fire Inspector duties shall enforce the Uniform Fire Safety Act and all codes and regulations adopted under it in all buildings, structures, and premises within the Borough, other than owner occupied one and two family dwellings, and shall faithfully comply with the requirements of the Uniform Fire Safety Act and the Uniform Fire Code.

B. The Chief Fire Inspector shall be the first responder to all fire calls and alarms and shall immediately determine the necessity for response from the Fire Department.

C. The Chief Fire Inspector shall make all inspections required by the Uniform Safety Act and/or the Department of Consumer Affairs including necessary annual inspection of all buildings; annual registration of all buildings; and collection of fees established by the Uniform Fire Code.

D. The Chief Fire Inspector shall be charged with the issuance of notice of any violation and prosecute same.

E. The Chief Fire Inspector shall have suitable identification and shall establish an office within the office of the Fire Chief.

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SECTION 8. HOURS AND OFFICE.

The Chief Fire Inspector shall be considered a full time employed and shall be present in his office for at least two hours a day between the hours of 9 and 4 and shall inspect and perform all necessary functions outside of the office for the balance of his day. The Chief Fire Inspector shall set his hours so that they can be as uniform as possible.

SECTION 9. The Chief Fire Inspector shall be the sole inspector performing the duties of the Uniform Fire Safety Act and the Uniform Fire Code.

SECTION 10. All prior Fire Inspectors terms of office and part-time employees are hereby terminated.

SECTION 11. All Ordinances of the Borough of Palisades Park which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 12. If any section, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair, or invalidate the remainder of this Ordinance, but shall be confined in its effect to the section, sentence or other part of this Ordinance directly involved in the controversy which such judgment shall be rendered.

SECTION 13. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

Motion Made By Councilperson: Testa
Seconded By Councilperson: Pirrera
To Introduce Ordinance #1593

ROLL CALL:

Councilperson	Donohue	Excused Absence
“	Kim	Yes
“	Lee	Yes
“	Pirrera	Yes
“	Ruh	Yes

“ Testa Yes

INTRODUCTION OF NEW ORDINANCE:

#1594 AN ORDINANCE CREATING THE POSITION OF BOROUGH FACILITY MANAGER

ORDINANCE #1594

ORDINANCE CREATING THE POSITION OF FACILITIES MANAGER IN THE BOROUGH OF PALISADES PARK

Section 1. Position Established. There is hereby established the position of Facilities Manager.

Section 2. Term. The Facilities Manager for Borough Hall shall serve at the pleasure of the Mayor and Council and can be removed at any time for cause or no cause.

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Section 3. Appointment. The Facilities Manager shall be appointed to the position by nomination of the Mayor with the advice and consent of the Council of the Borough of Palisades Park.

Section 4. Duties and Responsibilities. The Facilities Manager shall be responsible for housekeeping, general repairs, carpentry and maintenance of municipal buildings.

Section 5. Qualifications. The Facilities Manager shall have experience in the area of housekeeping, general repairs, carpentry and maintenance and at a minimum, the person:

- A. Is fluent in English.
- B. Is in good mental and physical condition.
- C. Is of good moral character.
- D. Has not been convicted of any crime.

Section 6. Compensation. The annual salary for the Facilities Manager shall be established and fixed by the Mayor and Council of the Borough of Palisades Park through its Annual Salary Ordinance but the initial salary range shall be from \$35,000.00 to \$45,000.00.

Section 7. All Ordinances of the Borough of Palisades Park which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Motion Made By Councilperson: Pirrera

Seconded By Councilperson: Testa

To Introduce Ordinance #1594

ROLL CALL:

Councilperson Donohue Excused Absence

“	Kim	Yes
“	Lee	Yes
“	Pirrera	Yes
“	Ruh	Yes
“	Testa	Yes

All introduced Ordinances will be further considered for final passage at a meeting to be held on **January 15, 2013 at 7:00 PM**, or as soon thereafter as the matter can be reached in the Council Chambers, 275 Broad Avenue, Palisades Park, NJ at which time and place all persons interested will be given the opportunity to be heard concerning same. A copy of the Ordinances will be posted on the Bulletin Board in Borough Hall and are available in the Borough Clerk’s Office.

Councilperson Pirerra made a motion denying passage of **Ordinance #1587 & 1588**.
Seconded by Councilperson Kim

THE FOLLOWING ORDINANCE **WAS NOT ADOPTED** BY THE MAYOR & COUNCIL AT A MEETING HELD ON DECEMBER 18, 2012:

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#1587 AN ORDINANCE CREATING THE POSITION OF FACILITIES MANAGER FOR BOROUGH HALL IN THE BOROUGH OF PALISADES PARK

Motion Made By Councilperson: Pirrera
Seconded By Councilperson: Kim
Not To Adopt Ordinance #1587

ROLL CALL:

Councilperson	Donohue	Excused Absence
“	Kim	Yes
“	Lee	Yes
“	Pirrera	Yes
“	Ruh	Yes
“	Testa	Yes

THE FOLLOWING ORDINANCE **WAS NOT ADOPTED** BY THE MAYOR AND COUNCIL AT A MEETING HELD ON DECEMBER 18, 2012.

#1588 AN ORDINANCE CREATING THE POSITION OF FACILITIES MANAGER FOR THE PUBLIC LIBRARY BUILDING IN THE BOROUGH OF PALISADES PARK

Motion Made By Councilperson: Pirrera
Seconded By Councilperson: Kim
Not To Adopt Ordinance #1588

ROLL CALL:

Councilperson	Donohue	Excused Absence
“	Kim	Yes
“	Lee	Yes
“	Pirrera	Yes
“	Ruh	Yes
“	Testa	Yes

2nd READING/PUBLIC HEARING & ADOPTION:

#1586 AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE BOROUGH OF PALISADES PARK ADDRESSING THE LANDSCAPING REQUIREMENTS OF LANDSCAPING GRAVEL AND STONE

ORDINANCE NO. 1586

ORDINANCE AMENDING THE ZONING ORDINANCE OF THE BOROUGH OF PALISADES PARK ADDRESSING THE LANDSCAPING REQUIREMENTS OF LANDSCAPING GRAVEL AND STONE

WHEREAS, in September of 2012, the Governing Body discussed the issue of replacing grass on front lawns with gravel including issues such as aesthetics, maintenance, impervious surface coverage, etc.; and

WHEREAS, the Governing Body has determined that the use of landscaping gravel should be confined to planting or landscaping beds; and

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WHEREAS, the Governing Body has determined that landscaping gravel shall not be permitted as a replacement of grassed lawn areas.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Palisades Park as follows:

Section 1. Chapter 300, Article III, titled “General Regulations” is amended to add the following section:

S300-24.3. Landscaping Requirements:

- A. Landscaping gravel and stone should be confined to planting/landscaping beds and not general use for complete yard coverage.
- B. Landscaping gravel and stone shall be maintained by property owner.
- C. Landscaping gravel and stone shall be utilized and be constructed in a manner that allows storm water to permeate the ground, thus not increasing impervious surface coverage.

Motion Made By Councilperson: Pirrera

Seconded by Councilperson: Kim

To Open Ordinance #1586 to Public

PUBLIC PARTICIPATION:

Susan Brauer: Wanted to know who would enforce ordinance and mayor Rotundo advised that the Zoning Officer would enforce it.

Motion Made By Councilperson: Pirrera

Seconded By Councilperson: Testa

To Close & Adopt Ordinance #1586

ROLL CALL:

Councilperson	Donohue	Excused Absence
“	Kim	Yes

“	Lee	Yes
“	Pirrera	Yes
“	Ruh	Yes
“	Testa	Yes

NOTICE IS HEREBY GIVEN that the Mayor and Council of the Borough of Palisades Park adopted Ordinance #1586 after public hearing, at a meeting held on December 18, 2012. A copy of the Ordinance has been posted on the Bulletin Board in the Borough Hall and will be available at the office of the Borough Clerk.

2ND READING/PUBLIC HEARING & ADOPTION:

#1589 AN ORDINANCE REPEALING CHAPTER 183 ENTITLED “LUNCH WAGONS AND HOT DOG STANDS” OF THE CODE OF THE BOROUGH OF PALISADES PARK

ORDINANCE NO. 1589

ORDINANCE REPEALING CHAPTER 183 ENTITLED "LUNCH WAGONS AND HOT DOG STANDS" OF THE BOROUGH CODE OF THE BOROUGH OF PALISADES PARK, COUNTY OF BERGEN, NEW JERSEY

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BE IT ORDAINED by the Mayor and Council of the Borough of Palisades Park as follows:

Section 1. That Chapter 183 entitled "Lunch Wagons and Hot Dog Stands" of the Borough Code of the Borough of Palisades Park, is hereby repealed in its entirety.

Section 2. All Ordinances of the Borough of Palisades Park which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 3. If any section, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair, or invalidate the remainder of this Ordinance, but shall be confined in its effect to the section, sentence or other part of this Ordinance directly involved in the controversy which such judgment shall be rendered.

Section 4. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law. Motion Made By Councilperson:

Motion Made By Councilperson: Pirrera
Seconded By Councilperson: Ruh
To Open Ordinance #1589 to Public

PUBLIC PARTICIPATION: NONE

Motion Made By Councilperson: Pirrera
Seconded By Councilperson: Testa
To Close & Adopt Ordinance #1589

ROLL CALL:

Councilperson	Donohue	Excused Absence
“	Kim	Yes
“	Lee	Yes
“	Pirrera	Yes

“ Ruh Yes
“ Testa Yes

NOTICE IS HEREBY GIVEN that the Mayor and Council of the Borough of Palisades Park adopted **Ordinance #1589** after public hearing, at a meeting held on **December 18, 2012**. A copy of the Ordinance has been posted on the Bulletin Board in the Borough Hall and will be available at the office of the Borough Clerk.

COUNCIL REPORTS:

Councilperson Lee: NONE
“ Kim: Advised that volunteers were helping seniors with cutting nails because it was hard for them. Will continue to help the seniors.
Advised that the next session will be on December 27, 9 – 11 AM
Mayor Rotundo acknowledged Councilperson Kim for all the time he put in to make this project a success.
“ Pirrera: NONE
“ Ruh: NONE
“ Testa: NONE

Borough of Palisades Park
Regular Meeting of the Mayor and Council
December 18, 2012

Motion Made By Councilperson: Pirrera
Seconded By Councilperson: Kim
To Open Meeting to the Public

PUBLIC PARTICIPATION:

Marsha Shorer: Wanted to know if the Borough Facilities Manager was the same person doing it now. Mayor answered the question. Asked if he was taking care of both the library and borough hall and Mayor answered question. Questioned resolution, passed at the November meeting, regarding repairs to the street that collapsed. Mayor Rotundo answered question.

Motion Made By Councilperson: Testa
Seconded By Councilperson: Pirrera
To Close Public Portion & Adjourn Meeting

All present in favor by Voice Vote:

Attest

Martin A. Gobbo, RMC – Borough Clerk

