

Borough of Palisades Park  
 Regular Meeting of the Mayor and Council  
 February 15, 2011

Mayor Rotundo opened the meeting:

Statement: This is a Regular Meeting of the Mayor & Council notice was given as follows:

- a. Notice filed on 1/4/11, with the Record and Press 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: **Joseph Testa**  
 Moment of Silence for our Troops

**ROLL CALL:**

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

Borough Attorney Joseph R. Mariniello, Jr. Yes

**\*ACCEPTANCE OF PREVIOUS MONTHS MINUTES\***

From: Mayor & Council Meeting January 19, 2011

Motion Made by Councilperson: Pirrera  
 Seconded by Councilperson: Donohue  
**To Accept Previous Months Minutes**

**ROLL CALL:**

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

**CONSENT AGENDA:**

**CAI: Authorizing Payroll:**

**RESOLVED**, by the Mayor and Council of the Borough of Palisades Park that warrants drawn in the amount of **\$615,439.11**, payable to the Borough of Palisades Park – Payroll Account be approved and charged to the following appropriations:

<b>Current Account</b>	
12/23/10	\$322,610.42
01/07/11	\$287,115.42
<b>Swim Pool Operation</b>	
12/23/10	\$ 3,152.31
01/07/11	\$ 2,560.96
<b>Grand Total</b>	<b>\$615,439.11</b>

**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 CFO and Collector.

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**CA2: Authorizing Payment of Claim(s): Complete Voucher List attached to Minutes RESOLVED**, by the Mayor and Council of the Borough of Palisades Park that the following claims aggregating **\$876,051.47**, as approved and so ordered by the Finance Committee; and

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

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

Current Account	\$ 620,172.63
Add to Current Account	\$ 7,365.00
Capital Account	\$ 239,083.00
Swim Pool Account	\$ 3,635.79
Swim Pool Capital Trust	\$ .00
Recycling Trust	\$ 3,000.00
Unemployment Trust	\$ .00
Food Handlers Trust	\$ 2,795.05
Municipal Alliance Trust	<u>\$ .00</u>
Total	\$ 876,051.47
Developers Escrow	\$ 8,330.35
Round III COAH	\$ 10,307.50
Library Trust	\$ .00
Tree Preservation	\$ .00
UFC Fines & Penalties	\$ .00

**NOW THEREFORE BE IT RESOLVED**, that the Clerk is hereby authorized to furnish copies of this Resolution to the Chief Financial Officer, and the Collector

**CA3: Authorizing 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 **\$1,981,669.00** for the month of **February 2011**, payable to the Palisades Park Board of Education, in accordance with the following schedule, same to be charged to the School Acct:

January 2010	\$ 1,600,000.00
February 2010	\$ 1,981,669.00
March 2010	\$ 1,700,000.00
April 2010	\$ 1,700,000.00
May 2010	\$ 1,700,000.00
June 2010	<u>\$ 1,700,000.00</u>
Grand Total	<b>\$10,381,669.00</b>

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

**BE IT FURTHER RESOLVED**, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the CFO and Collector.

**CA4: Authorizing 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
1/21/11	\$ 17,600.02

2/04/11

\$ 15,433.49

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Total \$33,033.51

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 CFO and Collector.

CA-5: Authorizing Liquor License Hearing - #0245-33-023-010 – 280 Broad Avenue:  
WHEREAS, charges have been filed against consumption liquor license #0245-33-023-010, One Star Entertainment (d/b/a Sok Cho Restaurant) 280 Broad Avenue, Palisades Park, by the Police Department.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council that the license holder and the person in possession of the premises, operator of the premises, the owner and or leaser of the premises shall be served with the following Notice of Charges:

On 12/18/10 N.J.A.C. 13:2-23.1(b) Serving an Intoxicated Patron(s) – 1<sup>st</sup> Offense  
On 12/18/10 N.J.A.C. 13:2-23:13(a)3 No E-141a Form – 1<sup>st</sup> Offense

BE IT FURTHER RESOLVED, that a hearing in this matter is scheduled for Tuesday, March 15, 2011, at 5:30 PM, in the Council Chambers in the Municipal Building 275 Broad Avenue, Palisades Park.

BE IT FURTHER RESOLVED, that a copy of this Resolution and the attached Notice of charges be sent to the Liquor Licensee, ABC Officer of the Borough, the Borough Attorney, Borough Prosecutor, landlord of the premises, and any other person in possession and or control of this premises.

CA-6: Authorizing Clerk to Advertise for Bids – 2011 Swim Club Pool Chemicals:  
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:  
2011 – SWIM CLUB POOL CHEMICLAS

NOW THEREFORE BE IT RESOLVED, that the bid proposals will be accepted by the Borough Clerk on Thursday, March 10, 2011, at 10:00 AM.

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized to furnish copies of this Resolution to the CFO, and Swim Club Manager.

CA-7: Authorizing Clerk to Advertise for Bids – 2011 Swim Club Snack Bar:  
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:  
2011 – SWIM CLUB SNACK BAR

NOW THEREFORE BE IT RESOLVED, that the bid proposals will be accepted by the Borough Clerk on Thursday, March 10, 2011, at 10:15 AM.

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized to furnish copies of this Resolution to the CFO, and Swim Club Manager.

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**CA-8: Authorizing State Contracted Vendor List for 2011:**

WHEREAS, the Chief Financial Officer of the Borough of Palisades Park, has identified various state contracted items that have been purchased during the 2010 fiscal year budget; and

WHEREAS, the Chief Financial Officer has complied and now requires a full disclosure of all items procured, over the bid threshold of \$21,000, under state contract, be presented to the Mayor and Council so as to be in compliance with N.J.S.A. 40A:11-12 for the year 2011.

NOW THEREFORE BE IT RESOLVED, that the following list of vendors, are hereby procured under N.J.S.A. 40A:11-1 et seq.:

**2011 Vendors with Contract Numbers**

<u>Vendor #</u>	<u>Vendor Name</u>	<u>State Contract #</u>
V#1376	AAA Emergency Supply	76365
V#3695	American Hose & Hydraulics	69730
V#2901	Atlantic Salt	72770
	Automotive Brake/Autozone	71188
V#2912	B&C Communications	53824
	B&C Communications	53803
V#3203	Ben Shaffer	59054
V#238	Beyer Brothers	73475
	Boyce Assoc., Inc.	59064
V#790	Cliffside Body	71152
	Cliffside Body	75724
	Cliffside Body	73499
	Cliffside Body	73781
	Cliffside Body	74178
V#3610	Commercial Interiors	59063
	Commercial Interiors	65751
	Commercial Interiors	69976
	Commercial Interiors	66900
	Commercial Interiors	67366
V#240	Custom Bandag	71687
	Custom Bandag	71688
V#2217	Dell Marketing	70256
	Dell Marketing	62812
V#242	Delta Products	73769
	Draeger Safety, Inc.	68566
	Extel Communication	42291
	Fleet Fuel	58885
V#1706	Foley, Inc.	69705
V#5171	Grainger	72605
V#2611	Hewlett Packard	70262
V#3790	Howard Technologies	70264
V#257	Jet-Vac, Inc.	69719
	Ken Smith Motors, Inc.	07-193
V#2107	Lacal Equipment, Inc.	69722
	Lacal Equipment, Inc.	76925
V#1603	Lawmen Supply Co.	73992
	Lawmen Supply Co.	73995
V#1664	Levy's Sporting Goods	66831
V#2970	Library Interiors	62172
	Library Interiors	66898
	Matthew Bender-Lexis Nexis	61379
	Matthew Bender-Lexis Nexis	68459
	Motorola Communications	53804

	Nextel Communications	64429
	Paterson Paper	58413
V#164	Sanitation Equipment	69718
V#1888	Sanofi Pasteur (FLU)	73936

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Vendor #	Vendor Name	State Contract #
	Siperstein's Paint	73152
	Stan's Sporting Goods	66832
	Staples	74337
	Storr Tractor	76921
V#1082	T.M. Fitzgerald & Assoc	72330
	Tilcon-New York	73454
	Trico Equipment	76917
	Tumino's Towing	69257
	Van Dine's	76350
V#3628	Van Orden Sand & Gravel	73450
V#2368	Warnock Dodge & Jeep	73961
	Warnock Dodge & Jeep	74060
	Warnock Dodge & Jeep	74001
	Warnock Dodge & Jeep	73671
	Wearguard	74222

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to all Department Heads, Chief Financial Officer, Borough Administrator, Borough Clerk and the Borough Attorney.

**CA-9: Authorizing Refund – Duplicate Tax Payment:**

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 \$3,514.00, payable to "Kyoung Soo Won" for duplicate tax payment for the 4<sup>th</sup> Quarter 2010, on property known as Block 603, Lot 10, 215 3<sup>rd</sup> Street.

BE IT FURTHER RESOLVED, that the duplicate tax payment is the result of a refinance; where Stewart Title Agency, New Jersey and Mr. Won paid the 4<sup>th</sup> Quarter taxes. The title company has requested their payment to be refunded to the homeowner.

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

**CA-10: Authorizing Refund – County Board Judgment:**

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 \$1,827.05, payable to "Hong Dong & Cong Cong Wang" as a result of a County Board Judgment, covering a 2010 Added Assessment Bill, dated 12/08/10, on property known as Block 610, Lot 26, 31 Units "A&B" W. Edsall Avenue.

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

**CA-11: Authorizing Refund – Tax Court Judgment:**

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 \$10,641.60, payable to "Brach Eichler LLC & Evergreen Co, LLC % M. Furer" as a result of a State Tax Court Judgment, covering years 2009 & 2010, dated 12/17/10, on property known as Block 722, Lot 6, 428 Northwood Way.

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

**CA-12: Authorizing Engineer to Prepare Plans & Specs – Roff Aveune – DOT Grant:**  
WHEREAS, a need presently exists for Road Improvements on Roff Avenue (from Lindbergh School, north of E. Palisades Blvd, to the Borough of Ridgefield Line); and

WHEREAS, said project requires Plans and Specifications for the Receipt of Bids.  
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NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park, that the Borough Engineer is hereby authorized to prepare Plans and Spec's for Receipt of Bids for the following project: ROFF AVENUE ROAD IMPROVEMENTS.

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized and directed to furnish copies of this Resolution to the CFO, Administrator, Engineer, and the DPW.

**CA-13: Authorizing Engineer to Prepare Plans & Specs – 12<sup>th</sup> & Portion of Roff – CD Grant:**  
WHEREAS, a need presently exists for Road Improvements on 12<sup>th</sup> Street (from State Hwy 63, southerly to Dead End) and a Portion of Roff Avenue (from E. Edsall Blvd. to Dead End of Oakdene Avenue; and

WHEREAS, said project requires Plans and Specifications for the Receipt of Bids.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park, that the Borough Engineer is hereby authorized to prepare Plans and Spec's for Receipt of Bids for the following project: 12<sup>TH</sup> STREET & PORTION OF ROFF AVENUE.

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized and directed to furnish copies of this Resolution to the CFO, Administrator, Engineer, and the DPW.

**CA-14: Authorizing Clerk to Advertise for Bids – Fire Dept Garage Renovations:**

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:

**FIRE DEPARTMENT RENOVATIONS**

NOW THEREFORE BE IT RESOLVED, that the sealed bid proposals will be accepted by the Borough Clerk on Thursday, March 10, 2011, at 10:30 AM; and

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized to furnish copies of this Resolution to the CFO, Administrator, Engineer, Fire Department.

**CA-15: Authorizing BYOB Permit – Re: Gam Mee Ok – 110-116 Broad Avenue #S9**

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>
015-11	Gam Mee Ok	110-116 Broad Avenue #S-9

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 expire on June 30, 2011; 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.

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**CA-16: Authorizing Re-Appointment of Borough Administrator:**

BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park that David Lorenzo is hereby Re-appointed to the position of Administrator for the Borough of Palisades Park pursuant to N.J.S.A. 40A:9-136 and Ordinance #1497 of the Borough of Palisades Park creating the position of Municipal Administrator of the Borough of Palisades Park; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute the Agreement between the Borough of Palisades Park and David Lorenzo as Administrator of the Borough of Palisades Park which Agreement is attached hereto.

**CA-17: Authorizing Extension of Scavenger Contract on Month to Month Basis:**

WHEREAS the Borough has not yet received bids for solid waste services; and

WHEREAS it is necessary and in the publics interest to continue the pick up of garbage and refuge within the Borough pending an award of a new Contract; and

WHEREAS the present solid waste service, has agreed to extend the present contract on a month to month basis.

NOW THEREFORE BE IT RESOLVED, by the Mayor & Council of the Borough of Palisades Park that the contract between Waste Management Services for garbage waste collection for the Borough of Palisades Park is extended on a month to month basis, not to exceed six months, on the same terms and conditions as presently exist.

Motion Made By Councilperson: Donohue

Seconded By Councilperson: Kim

To Approve Consent Agenda CA-1 thru CA-17:

**ROLL CALL:**

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

**OFF CONSENT:**

**OC-1: Authorizing Appropriation Reserve Transfers:**

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

<u>Appropriation Reserves From:</u>	<u>Appropriation Reserves To:</u>
Admin & Exec O/E	\$ 6,500.00
Admin & Exec S&W	\$ 900.00
Printing & Supplies	\$ 3,800.00
Collection of Taxes S&W	\$ 2,000.00
Collection of Taxes O/E	\$ 1,000.00
Assessment of Taxes O/E	\$ 27,050.00
Insurance Group	\$ 3,000.00

Fire Stand By	\$ 5,000.00
Housing Officer	\$ 3,500.00
Fire Dept. Clothing Allowance	\$ 13,800.00
Summer Youth Program	\$ 8,000.00
Senior Citizens S&W	\$ 7,000.00

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Board of Adjustment O/E	\$ 2,200.00
Police O/E	\$ 5,000.00
Streets & Roads O/E	\$ 8,000.00
Fire Dept. Stipend	\$ 37,000.00
Recreation O/E	\$ 5,000.00
Sewer Repairs	\$ 100.00
Unclassified Electric	\$ 7,900.00
Telephone	\$ 1,000.00
Street Lighting	\$ 10,500.00
Unclassified Natural Gas	\$ 4,600.00
911 O/E	\$ 250.00
Totals	\$ 81,550.00

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

Motion Made By Councilperson: Lee  
Seconded By Councilperson: Donohue  
To Authorize Appropriation Reserve Transfers:

**ROLL CALL:**

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

**OC-2: Authorizing Amendment to Temporary Capital Budget:**

WHEREAS, the Borough of Palisades Park desires to constitute the 2011 Temporary Capital Budget of said municipality by inserting therein the following project:

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

**SECTION 1:** The 2011 Temporary Capital Budget of the Borough of Palisades Park is hereby constituted by the adoption of the schedule to read as follows:

Temporary Capital Budget  
Borough of Palisades Park, County of Bergen, NJ  
Projects Scheduled for 2011  
Method of Financing

Project	Est. Cost	Grants	Budget Appr. Fund	Capital Imp. Fund	Bonds	Self-Liquidating Bonds
Resurfacing of Roff Avenue	280,000	150,000			130,000	

**SECTION 2:** The Clerk be and is authorized and directed to file a certified copy of this Resolution with the Division of Local Government Services Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for 2010 Temporary Capital Budget, to be included in the 2011 Permanent Capital Budget as adopted.

Motion Made By Councilperson: Testa  
Seconded By Councilperson: Ruh  
To Authorize Amendment to Temporary Budget:

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**ROLL CALL:**

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

**2<sup>nd</sup> READING & PUBLIC HEARING**

**#1564 AN ORDINANCE AMENDING CHAPTER 58, ARTICLE IV, SECTION 58-18 OF THE CODE OF THE BOROUGH OF PALISADES PARK**

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

**SECTION 1:** That Section 58-18, Minimum number of hours, shall be amended to read as follows:

Outside contractors or others availing themselves of this service shall pay a minimum of four hours. All details that exceed four hours will default to a minimum eight hour charge, then hourly for every respective hour thereafter.

**SECTION 2 – EFFECTIVE DATE:** This Ordinance shall take effect immediately upon passage and publication as provided by law.

**SECTION 3 – 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 4 – 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: Testa  
Seconded By Councilperson: Kim  
To Open Ordinance #1564 to the Public:

**PUBLIC PARTICIPATION:**

Marsha Schor – Asked for clarification of what Ordinance is for? Was advised they are guaranteed 4 minimum hours and anything over 4 will jump to 8 hours.

Motion Made By Councilperson: Testa  
Seconded By Councilperson: Pirrera  
To Close & Adopt Ordinance #1564:

**ROLL CALL:**

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

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**#1565 AN ORDINANCE AMENDING CHAPTER 20, SECTION 20-10 OF THE CODE OF THE BOROUGH OF PALISADES PARK REPRESENTATION BY MUNICIPAL PUBLIC DEFENDER; FEES**

BE IT ORDAINED, by the Mayor and Council of the Borough of Palisades Park, County of Bergen, State of New Jersey as follows:

**SECTION 1:**

Chapter 20 of the Code of the Borough of Palisades Park, Section 20-10 is hereby amended as follows:

- a. In the event that a person appearing before the Municipal Court of the Borough of Palisades Park applies for representation by a Municipal Public Defender, it shall be a requirement for such appointment that any such person applying for representation by a Municipal Public Defender shall pay an application fee of \$200.00 (Two Hundred Dollars) to the Municipal Court of the Borough of Palisades Park. The Municipal Court may waive any required application fee, in whole or in part, if the Court determines in its discretion, that the application fee constitutes an unreasonable burden to the person seeking representation.

**SECTION 2 – 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 3 – 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.

**SECTION 4 – EFFECTIVE DATE:**

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

Motion Made By Councilperson: Testa  
Seconded By Councilperson: Kim  
To Open Ordinance #1565 to the Public:

**PUBLIC PARTICIPATION:**

Marsha Schor – Asked for clarification thought a public defender was to defend people who can't afford. Joseph Mariniello advised that the judge will determine if a defendant should pay portion of the 200.00 or nothing.

Motion Made By Councilperson: Testa  
Seconded By Councilperson: Donohue  
To Close & Adopt Ordinance #1565:

**ROLL CALL:**

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

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**#1566 AN ORDINANCE AMENDING SECTION 116-3 OF THE CODE SETTING FORTH AMENDED FEE SCHEDULE FOR CONSTRUCTION CODES**

WHEREAS, the Construction Official has reviewed the fees set forth in the Borough Ordinance and recommended amendments to such fees to comply with the state regulations and present costs.

NOW THEREFORE BE IT ORDAINED as follows:

**SECTION I:**

The fees contained herein shall amend those contained in Section 116-3 of the Code of the Borough of Palisades Park.

**SECTION II:**

The following fees shall amend the schedule as set forth in Section 116-3 of the Code of the Borough of Palisades Park:

**BUILDING FEES:**

**NEW CONSTRUCTION**

(per cubic foot of volume)

\$ 0.025

**RENOVATION/ALTERATION/REPAIR**

(per \$1,000 of estimated cost)

\$ 25.00

Minimum-

\$ 50.00

**ROOFING AND SIDING 1 & 2 FAMILY**

All others by cost of the job

\$ 50.00

(\$25 per \$1000 cost of construction)

**DEMOLITION - NO D.C.A. FEE**

One- to two-family residential

\$ 200.00

Garage/accessory

\$

100.00

Multifamily

\$

300.00

Each unit over 3 add

\$

50.00

Commercial to 1,000 square feet

\$ 400.00

Each additional 1,000 square feet, add

\$ 50.00

Underground storage tank

(remove or install)

Up to 2,000 gallons  
(removal or closure)  
\$ 150.00

Over 2,000 gallons

\$

300.00

Installation of Lawn Irrigation

\$ 100.00

Installation of Retaining Walls <550 square feet

\$ 100.00

Installation of Retaining Walls >550 square feet  
Any size on other than 1-2 Family Cost of

\$ 200.00

\$

25.00

Construction per \$1,000.00 cost of construction

CERTIFICATE OF OCCUPANCY

One- to two-family  
residential

\$

100.00

Multifamily (each unit)

\$

100.00

Business/mercantile/assembl  
y

\$ 300.00

Accessory use

\$

35.00

Factory/industrial/storage/up to 10,000 square feet

\$ 300.00

Each additional 1,000  
square feet, add

\$ 50.00

SIGNS

(per square foot of surface)

\$ 4.00

Awning/canopy per \$1,000.00 cost of construction

\$ 25.00

SWIMMING POOLS

Above ground more than 2 feet deep

\$ 150.00

In ground pool

\$ 200.00

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ASBESTOS REMOVAL

\$ 127.00

MECHANICAL SYSTEMS/EQUIPMENT (H.V.A.C.) 15% OF BUILDING FEE

STATE TRAINING FEE

Per cubic foot of volume

\$0.00334

All other work by cost of construction

(alteration \$1.70 per \$1,000)

From \$0.00 to \$881.00 - Minimum of \$ 1.00

**ELECTRICAL FEES:**  
**SWITCHING/LIGHTING/RECEPTACLE/OUTLETS/ALARMS**

1-50 \$  
 45.00  
 Each additional 25 \$ 15.00

**SERVICES PANELS/ENTRANCE/SUB-PANELS**

0-200 amps \$ 100.00  
 Over 200 to 300 amps \$ 150.00  
 Each additional 100 amps - add 150.00 \$

**MOTORS/FANS/SPAS/JACUZZIS**

Fractional up to one h.p. \$ 15.00  
 Over 1 h.p./k.w. to 10 h.p./k.w. \$  
 25.00  
 Over 10 h.p./k.w. to 50 h.p./k.w. \$  
 95.00  
 Over 50 h.p./k.w. to 100 h.p./k.w. \$  
 200.00  
 Over 100 h.p./k.w. \$ 500.00

**ELECTRIC DEVICES/GENERATORS/TRANSFORMERS/VAULTS**

Up to 45 k.v./k.w. \$ 75.00  
 Over 45 k.v./k.w. to 112.5 k.v./k.w. 150.00 \$  
 Over 112.5 to k.v./k.w. \$ 500.00

**LINE ITEMS**

Range/oven/surface unit \$ 25.00  
 Dishwasher/dryer \$ 25.00  
 Water heater \$ 25.00  
 Garbage disposal (replacement only) \$  
 25.00  
 Intercom system \$ 25.00  
 Heating unit (wiring) \$ 25.00  
 Sign \$  
 25.00  
 Pool bonding (including g.f.i. recp) \$  
 150.00  
 Smoke/heat detectors 1-5 \$ 35.00  
 Smoke/heat each additional 3 add \$ 15.00  
 Outdoor light, poles each \$ 100.00  
 A/C units (residential) \$ 65.00  
 A/C units (commercial) \$ 100.00  
 Heat pump (by h.p. size)  
 Temporary pole

Whirlpool/spa (by h.p. size)	\$ 60.00
Pool filter (by h.p. size)	
Visual bonding yearly	\$ 50.00

**STATE TRAINING FEE**

Per cubic foot of volume, new construction	\$0.00334
All other works by cost of construction	\$ 1.70

**PLUMBING SUBCODE FEES:**

**FIXTURES/STACKS:**

Bathrooms, showers, lavatory, sump hosebib stacks, diverter (NEW OR REPLACEMENT) each	\$ 15.00
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**GAS PIPING PER APPLIANCE** \$ 30.00

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<b><u>BACKFLOW PREVENTER ½ " TO 1"</u></b>	\$ 30.00
Each additional inch in diameter add	\$
	25.00
Yearly backflow certification	\$ 30.00

**DISHWASHER/WASHING MACHINE** \$ 30.00

**SPECIAL DEVICES**

Gas service connect EACH	\$ 100.00
Domestic boiler	\$ 100.00
Steam boiler	\$ 100.00
Water heater	\$ 100.00
Sewer pump	\$ 100.00
Oil separator/interceptor	\$
	100.00
Grease trap	\$ 100.00
Water cooled a/c or refrigerator unit	\$
	100.00

**WATER SERVICE INSTALLATION/REPLACEMENT**

Up to 1 inch	\$ 75.00
1 2 inch	\$ 75.00
2 inches	\$ 75.00
2 2 inches	\$ 100.00
3 inches	\$ 125.00
4 inches	\$ 300.00

5 inches and over		\$ 400.00
<b><u>SEWER INSTALLATION/REPLACEMENT</u></b>		
4 inches		\$ 75.00
5 inches		\$ 75.00
6 inches		\$ 250.00
over 6 inches		\$
	500.00	
<b><u>STATE TRAINING FEE</u></b>		
Per cubic foot of volume, new construction		\$0.00334
All other work by cost of construction		\$ 1.70
<b><u>FIRE SUBCODE FEES:</u></b>		
<b><u>SUPRESSION SYSTEM</u></b>		
Up to 25 heads		\$ 125.00
26 to 75 heads		\$ 200.00
76 to 100 heads		\$ 300.00
Each 100 heads thereafter add	\$ 200.00	
<b><u>STAND PIPE PER RISER</u></b>		
Up to 6 inches diameter	\$ 300.00	
Over 6 inches		\$ 400.00
<b><u>SUPRESSION SYSTEM IN HOOD OVER STOVE</u></b>		
Restaurants		\$ 300.00
<b><u>AUTOMATIC FIRE ALARM SYSTEM</u></b>		
(Supervised-annunciator panel etc.)		\$
	300.00	
<b><u>SMOKE AND HEAT DETECTORS</u></b>		
1 to 20		\$ 65.00
21 to 100		\$ 120.00
101 to 200		\$ 219.00
201 to 400		\$ 594.00
401 to 1,000		\$1050.00
<b><u>KITCHEN EXHAUST SYSTEM</u></b>		
		\$ 100.00
<b><u>GAS OR OIL FIRED APPLIANCES</u></b>		
Not connected to the plumbing system		\$ 100.00
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<b><u>FIRE PUMP</u></b>		
		\$ 300.00
<b><u>PRE-ENGINEERED SUPRESSION SYSTEM</u></b>		
(Halom, co2, foam, wet, dry, chemical)		
\$20.00 Per thousand of construction cost-minimum		\$ 300.00
<b><u>WOOD BURNING OVENS/STOVES</u></b>		
		\$ 100.00
<b><u>STATE TRAINING FEE</u></b>		

Per thousand of cost of construction	\$0.00334	
All other work by cost of construction		\$ 1.70

**ELEVATORS:**  
**PLAN REVIEW**

R-3,R-4 (Use Group)		\$ 62.50	
R-2 (Wholly within Dwelling Unit)			\$
	62.50		
All other Use Groups		\$ 312.50	

**WITNESSING ACCEPTANCE & PERFORMING**

Traction & Winding Drum Elevators			
One to Ten Floors		\$ 243.00	
Over Ten Floors		\$ 194.00	
Hydraulic Elevators, Escalators			\$ 216.00
Roped Hydraulic Elevators			\$
	243.00		
Dumbwaiters, Chairlifts, Manlifts, Etc		\$ 54.00	
Additional Charges:			
Oil Buffers		\$ 43.00	
Counter Weight Governor Safeties			\$ 108.00
Auxiliary Generators		\$ 81.00	

**SIX MONTH ROUTINE CYCLE INSPECTION**

Traction & Winding Drum Elevators			
One to Ten Floors		\$ 151.00	
Over Ten Floors		\$ 194.00	
Hydraulic Elevators		\$ 108.00	
Roped Hydraulic, Escalators, Moving Walks		\$ 151.00	
Oil Buffers			\$ 43.00
Counter Weight Governor Safeties			\$
	108.00		
Generators			\$ 81.00

**ONE YEAR PERIODIC INSPECTION AND WITNESSING OF TESTS, WHICH SHALL INCLUDE SIX MONTH ROUTINE INSPECTION**

One to Ten Floors		\$ 216.00	
Over Ten Floors		\$ 259.00	
Hydraulic Elevator		\$ 162.00	
Roped Hydraulic Elevators		\$ 216.00	
Escalator, Moving Walks		\$ 346.00	
Manlifts, Chairlifts, Etc.		\$ 130.00	
Dumbwaiters			\$ 86.00

**THREE AND FIVE YEAR INSPECTIONS**

Traction and Drum Winding			
One to Ten Floor (5yr Inspection)			\$ 367.00

Over Ten Floors (5 yr Inspection)

\$ 410.00

Hydraulic & Roped Elevators  
(3 yr Inspection)

\$ 162.00

(5 yr Inspection)

\$ 270.00

**SECTION III:**

Construction Official is authorized to send this to State Department of Buildings for filing.

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**SECTION IV:**

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 V:**

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 VI:**

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

Motion Made By Councilperson: Donohue  
Seconded By Councilperson: Kim  
To Open Ordinance #1566 to the Public:

**PUBLIC PARTICIPATION:** NONE

Motion Made By Councilperson: Testa  
Seconded By Councilperson: Donohue  
To Close & Adopt Ordinance #1566:

**ROLL CALL:**

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

**#1567 AN ORDINANCE AMENDING CHAPTER 80, SECTION 80-12B AND SECTION 80-24 OF THE CODE OF THE BOROUGH OF PALISADES PARK**

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

**SECTION 1:** That Section 80-12, Installation of alarm device or local alarm; fee; inspections; existing devices, Sub-section B. shall be amended to read as follows:

The subscriber or central station or installer of each alarm system shall register each alarm system with the Borough of Palisades Park Police Department. A registration fee of \$25.00 shall accompany each application submitted payable to the Borough of Palisades Park, except that no registration fee shall be charged to any owner of an alarm currently in existence at the time of the adoption of this Chapter, if such registration takes place within 90 days of said

adoption. Any permit granted hereunder shall be granted upon the express condition that the permittee shall indemnify and hold the Borough harmless from and on account of any and all damages arising out of the activities of the permittee, its alarm contractor of the alarm console license of the Borough.

**SECTION 2:** That Section 80-24, Application fee, is hereby amended to read as follows:

An annual administrative charge of \$10.00 shall be charged to each owner of an alarm system prorated for the first year during which the application shall take effect.

**SECTION 3 – EFFECTIVE DATE:**

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

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**SECTION 4 – 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 5 – 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: Kim  
Seconded By Councilperson: Donohue  
To Open Ordinance #1567 to the Public:

**PUBLIC PARTICIPATION:** NONE

Motion Made By Councilperson: Donohue  
Seconded By Councilperson: Testa  
To Close & Adopt Ordinance #1567:

**ROLL CALL:**

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

**INTRODUCTION OF NEW ORDINANCES:**

**#1568** IBOND ORDINANCE TO AUTHORIZE THE RESURFACING OF ROFF AVENUE (FROM LINDBERGH ELEMENTARY SCHOOL NORTH OF EAST PALISADES BLVD. TO THE RIDGEFIELD BORDER) IN, BY AND FOR THE BOROUGH OF PALISADES PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$280,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED, by the Borough Council of the Borough of Palisades Park, in the County of Bergen, New Jersey, as follows:

**SECTION 1:** The Borough of Palisades Park, in the County of Bergen, New Jersey (the “Borough”) is hereby authorized to resurface Roff Avenue (from Lindbergh Elementary School north of East Palisades Boulevard to the Ridgefield border), including handicapped-access ramps and drainage improvements, where necessary, in, by and for said Borough. Said improvement shall include all work, materials and appurtenances necessary and suitable therefore and shall be undertaken in accordance with plans and specifications prepared by the Borough Engineer and hereby approved and incorporated herein by this reference thereto. Such plans and specifications are on file or shall be placed on file with the Borough Clerk and made available for

public inspection during regular business hours. It is hereby determined and stated that such road to be improved is of AClass B@ or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the ALocal Bond Law@).

**SECTION 2:** The sum of \$280,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 of this ordinance (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the State grant appropriated by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by a State grant. Said improvement shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefited.

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**SECTION 3:** It is hereby determined and stated that (1) the making of such improvement is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law, and (3) the estimated cost of said purpose is \$280,000, and (4) \$150,000 of said sum is to be provided by the State grant hereinafter appropriated, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$130,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$40,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

**SECTION 4:** It is hereby determined and stated that the sum of \$150,000 received or to be received as a grant from the State of New Jersey Department of Transportation is hereby appropriated to the payment of the cost of such purpose.

**SECTION 5:** To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$130,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

**SECTION 6:** To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$130,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

**SECTION 7:** Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

**SECTION 8:** It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

**SECTION 9:** It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$130,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations

prescribed by said Local Bond Law.

**SECTION 10:** Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose (other than the State grant hereinbefore appropriated which shall be applied to the cost of such purpose, but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

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**SECTION 11:** The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

**SECTION 12:** The Borough intends to issue the bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

**SECTION 13:** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

**SECTION 14:** This ordinance shall take effect twenty days after the first publication thereof after final passage.

Motion Made By Councilperson: Testa  
Seconded By Councilperson: Pirrera  
To Introduce Bond Ordinance #1568:

**ROLL CALL:**

Councilperson	Donohue	Yes
“	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 **March 15, 2011** 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.

**COUNCIL REPORTS:**

Councilperson Kim: NONE AT THIS TIME

Councilperson Pirrera: 2011 Pool Preparation in the works – only changes, changing daily admission Monday thru Friday will be \$12.00 per person

Councilperson Lee: NONE AT THIS TIME

Councilperson Donohue: Updated ongoing Recreation Activities

Councilperson Ruh: NONE AT THIS TIME

Councilperson Testa: Memorial Day Parade festivities in the works. Commended the DPW for a great job during the last few snow storms. Stressed concerns regarding speeding on several of the blocks coming up from Grand Avenue. Discussion ensued regarding turning blocks into one-ways.

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

**PUBLIC PARTICIPATION:**

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**Susan Brauer** – Thanked the Presbyterian Church for helping the Senior Citizens with shoveling out their homes. Questioned CA-5, CA-17. She questioned why Police Officer Cieslak is still working with the Prosecutors Office if he is on Borough Payroll and since the Police Dept has lost some officers it would be nice to get him back. Questioned why the Auto Body shop on Roosevelt Place (Lotte) is still parking huge car carriers in the Public Right of Way. Mayor Rotundo advised that he will ask the Police Dept. to look into the matter and enforce. Asked if GPS are in all the police cars, was advised only about 75% are. In December the Council approved 24 hour operation to King Spa. Wanted to know what makes them different than any other businesses that offer the same thing. Unless they offer something that you can't get anywhere else doesn't feel it should be open 24 hours. Questioned Salaries and some new positions added. Asked how the Master Plan Re-Examination is going. Questioned again the many free newspaper boxes located on Broad Avenue.

**Marsha Schor** – asked if between the hours of 1:30 PM and 2:00 PM someone can go look at the parking by the library. Parents from both schools, park, and double park to pick up their kids and it makes for dangerous situations, and then no one can park to go to library.

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

All present in favor by Voice Vote

Attest:

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Martin A. Gobbo, RMC – Borough Clerk