

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

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 1/4/11, with the Record, Jersey Journal 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: **Frank Donohue**
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 February 15, 2011

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

ROLL CALL:

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

PROCLAMATION:

Month of March – National Colorectal Cancer Awareness
March 20th thru 26th – Poison Prevention Week

CONSENT AGENDA:

CAI: **Authorize Payroll:**

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that warrants drawn in the amount of **\$499,858.99**, payable to the Borough of Palisades Park – Payroll Account be approved and charged to the following appropriations:

Current Account	
12/23/10	\$254,523.39
01/07/11	\$240,213.68
Swim Pool Operation	
12/23/10	\$ 2,560.96
01/07/11	\$ 2,560.96
Grand Total	\$499,858.99

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: Authorize 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 \$2,034,502.22, 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 FURTHER RESOLVED, that the Mayor, Borough Clerk, and Collector are hereby authorized to draw warrants in payment of said claims:

Current Account	\$ 1,952,390.62
Add to Current Account	\$ 7,272.50
Capital Account	\$ 47,774.67
Swim Pool Account	\$ 1,556.25
Swim Pool Capital Trust	\$.00
Recycling Trust	\$.00
Unemployment Trust	\$ 25,415.81
Food Handlers Trust	\$ 92.37
Municipal Alliance Trust	<u>\$.00</u>
Total	\$2,034,502.22
Developers Escrow	\$ 3,676.05
Round III COAH	\$.00
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: 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 \$1,700,00.00 for the month of March 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	\$10,381,669.00

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.

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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
2/18/11	\$ 12,374.91
3/04/11	\$ <u>11,566.21</u>
Total	\$23,941.12

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: Authorize 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 \$2,282.00, payable to "Jonathan Lim" for duplicate tax payment for the 1st Quarter 2011, on property known as Block 614, Lot 9, Qualifier C0001, 50A E. Edsall Blvd.

BE IT FURTHER RESOLVED, that Mr. Lim refinanced his home in November 2010. As a result of the refinance "Title Source" and the new bank paid the 4th Quarter taxes for November 2010.

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-6: Authorize 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 \$3,032.00, payable to "Gilberto N. Garcia" for duplicate tax payment for the 1st Quarter 2011, on property known as Block 304, Lot 4, 36 E. Palisades Blvd.

BE IT FURTHER RESOLVED, that Mr. Garcia refinanced his home in January 2011. As a result of the refinance "Accurate Land Title Agency" and "Corelogic Tax Service" paid the 1st Quarter taxes of 2011 due February 1st 2011.

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-7: Authorize 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 \$3,988.00, payable to "BAC Service" for duplicate tax payment for the 1st Quarter 2010, on property known as Block 728, Lot 8, 334A E. Ruby Avenue.

BE IT FURTHER RESOLVED, that "Bank of America" paid the mother lot in error. The bank should have paid on 334A E. Ruby Avenue

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.

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CA-8: Authorize Redemption of Tax Sale Certificate:

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 \$31,959.17, payable to “Stonefield Investment Fund I LLC” for the Redemption of Tax Sale Certificate #3129, dated 12/09/10 on property known as Block 317, Lot 7, Qualifier C0002, 528B Roff Avenue. This amount includes a premium of \$9,000.00.

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 a \$9,000.00 as a premium to the Borough of Palisades Park on the day of sale for Tax Sale Certificate #3129; and

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 CFO and Collector.

CA-9: Authorize Award of Quotes – 2011 Senior Citizen Bus Trips:

WHEREAS, the Borough Clerk’s Office has solicited quotes to furnish transportation for six (6) trips for the 2011 Senior Citizen Trips; and

WHEREAS, the Clerk’s Office has secured the following quotations:

- | | |
|-----------------------|-------------|
| 1. Saddle River Tours | \$ 4,580.00 |
| 2. Coach USA | \$ 5,300.00 |
| 3. Academy Bus | \$ 5,639.00 |

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park that, Saddle River Tours is the lowest responsible quote; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to prepare a purchase order to Saddle River Tours, 480 Main Avenue, Wallington, NJ 07057, in an amount not to exceed \$4,580.00; and

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

BE IT FURTHER RESOLVED, that the Borough Clerk be and he is hereby authorized and directed to furnish copies of this Resolution to the CFO, Saddle River Tours, Coach USA, Academy Bus, and the Senior Citizen Coordinator.

CA-10: Authorize Raffle License #RL-609 – St. Michaels Church:

WHEREAS, St. Michael’s Church, located at 19 E. Central Blvd., Palisades Park, NJ 07650, Registration ID #371-1-7777, has filed an application to conduct a 50/50 Raffle, to be held on Sunday, June 19, 2011 at 2:30PM; and

WHEREAS, said application has been investigated and it is the determination of the Mayor and Council of the Borough of Palisades Park that it be approved.

NOW THEREFORE BE IT RESOLVED, that the Borough Clerk is hereby authorized to issue Raffle License # RL609, to St. Michael’s Church, and that the licensee shall submit a fee of \$20.00 payable to the State of New Jersey, Legalized Games of Chance Control Commission, and a fee of \$20.00 payable to the Borough of Palisades Park.

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized to furnish copies of this Resolution to the State of NJ – Legalized Games of Chance and St. Michaels Church.

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CA-11: Authorize Additional Reimbursement of Co-Pay for Retired Police Officer:

WHEREAS, The Borough of Palisades Park offers a Prescription Co-Pay program for retired Police Officers enrolled in the Health Benefit system provided by the Borough of Palisades Park; and

WHEREAS, On June 1, 2010 the Borough entered into the State Health Benefits Program resulting in a change in the Prescription Co-pay for retired Police Officers; and

WHEREAS, Retired Borough Police Officers were covered under the PBA collective bargaining agreement which provided a \$1.00 Co-Pay; and

WHEREAS, net prescription co-pay expenses resulting in out-of-pocket expenses in excess of \$1.00 per prescription may be submitted for reimbursement on a Borough of Palisades Park voucher provided that adequate supporting documentation is provided; and

WHEREAS, A review of the reimbursement requests was conducted by the Borough.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park that they hereby approve a onetime reimbursement of Prescription Co-Pay in excess of \$1.00 for the following eligible retired Police Officers:

William Catona	\$ 899.67
Total:	\$ 899.67

CA-12: Authorize Award of Contract – Fire House Garage Renovations:

WHEREAS, pursuant to N.J.S.A. 40A:11-1 et seq., the Borough of Palisades Park solicited sealed bids for proposed renovation to the fire house garage in the Borough of Palisades Park; and

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

WHEREAS, on March 10, 2011 four (4) bids were received pursuant to the advertisement; and

WHEREAS, the bids were reviewed by the Perry Chevestick, Architect; and

WHEREAS, N.J.S.A. 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 has determined that the lowest responsible bidder is Adamo Brothers Construction, Inc., 1033 Alexander Avenue, Ridgefield, New Jersey 07657 in an amount not to exceed \$106,156.00; 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 Adamo Brothers Construction, Inc.; and

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

1. That Adamo Brothers Construction, 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 prepared by the Borough Attorney, with Adamo Brothers Construction, Inc.
3. The Borough Clerk shall immediately forward to the successful bidder, the Chief Financial Officer, the Borough Engineer, the Borough Attorney, Perry Chevestick,

CA-13: Authorize Rejection of Bids – 13th Street Road Improvements:

WHEREAS, the Borough advertised for bids for “13th Street Road Improvement” ; and

WHEREAS, eight (8) bids were received, the lowest numerical bidder being in the amount of \$351,848.10; and

WHEREAS, this road improvement program is necessitated by a resolution of the Board of Adjustment approving plans to construct certain units on 13th Street and E. Palisades Avenue; and

WHEREAS, said Developers Agreement provides that the Borough would make such road improvements in order to assist in the construction of the low and moderate income housing; and

WHEREAS, the Borough committed to making off site improvements in the amount of \$288,655.00; and

WHEREAS, these bids greatly exceed the Engineer’s estimate of the work,

NOW THEREFORE BE IT RESOLVED that the bids received herein are rejected as greatly exceeding the estimate of the Borough Engineer; and

BE IT FURTHER RESOLVED that the Borough Attorney is hereby authorized to negotiate a Third Party Agreement with the Borough of Palisades Park and the Developer of said project which would bind the Developer to make the off-site improvements as set forth in the specifications and the Borough to contribute no more than the amount as set forth in Developer’s Agreement.

CA-14: Authorize Award of Contract – 2011 Pool Chemicals:

WHEREAS, pursuant to N.J.S.A. 40A:11-1 et seq., the Borough of Palisades Park solicited sealed bids for the purchase of pool chemicals for the 2011 pool season; and

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

WHEREAS, on March 10, 2011, three (3) bids were received pursuant to the advertisement; and

WHEREAS, N.J.S.A. 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 has determined that the lowest responsible bidder is Basic Chemical Solutions LLC, 5 Steel Road East, Morrisville, Pennsylvania 19067, in an amount not to exceed \$1.81 per gallon of sodium hypochlorite (chlorine) and \$3.99 per gallon of muriatic acid (15 gallon carboys); 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 Basic Chemical Solutions, LLC; and

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

1. That Basic Chemical Solutions, LLC is determined to be the lowest responsible bidder.
2. The Mayor and Borough Clerk are authorized to enter into a Contract, in a form prepared by the Borough Attorney, with Basic Chemical Solutions LLC.
3. The Borough Clerk shall immediately forward to the successful bidder, the Chief Financial Officer, the Swim Pool Manager, the Borough Attorney and the Borough Administrator a copy of this Resolution.

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CA-15: Authorize Rejection of Bids & Re-Advertise – 2011 Swim Club Snack Bar:

WHEREAS, the Borough Clerk advertised for bids for the operation of the swim pool snack bar for the 2011 pool season pursuant to specifications; and

WHEREAS, two bids were received by the Borough on March 10, 2011; and

WHEREAS, the bids have been reviewed and a fatal flaw has been found in the specifications, therefore the bids be should be rejected.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Palisades Park that all bids are hereby rejected and that the Borough Clerk is authorized to return to said bidders all checks along with a copy of this Resolution; and

BE IT FURTHER RESOLVED that the Borough Clerk be authorized to re-advertise for receipt of bids.

CA-16: Authorize Engineer to Prepare Plans & Specs – Stormwater By-Pass 3rd Street:

WHEREAS, a need presently exists for Storm-Water By Pass Repairs on 3rd Street; 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:

STORMWATER BY PASS ON 3RD STREET

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-17: Authorize Reimbursement of Legal Fees:

WHEREAS, charges were filed against the Swimming Pool Manager, Anthony Falco in the course of and directly related to his employment at the Palisades Park Swim Pool Complex; and

WHEREAS, those charges resulted in a dismissal of the charges against Anthony Falco and a guilty plea by Sarah Guzman-Marte.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Treasurer be and is hereby authorized to issue a check in the amount of \$1,500.00 to Anthony Falco as and for reimbursement of his legal expenses expended in this matter.

CA-18: Authorize Rejection of RFP – Bank Services:

WHEREAS, the Borough Clerk advertised for bids for banking services for the Borough of Palisades Park pursuant to a Request for Proposals; and

WHEREAS, two responses to the Request for Proposals were received by the Borough on March 10, 2011; and

WHEREAS, the Request for Proposals have been reviewed by the Chief Financial Officer who has raised several questions concerning the applicability of certain Federal laws to the proposals and therefore requests that the Request for Proposal be rejected; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Palisades Park that the Request for Proposals are hereby rejected and that the Borough Clerk is authorized to re-advertise for receipt of Request for Proposals for Banking

thru 2:00 AM on Fridays and Saturdays, and 12:00 PM thru 8:00 PM on Sundays; and

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WHEREAS, said application has been investigated, and it is the determination of the Mayor and Council of the Borough of Palisades Park that it be approved; and

NOW THEREFORE BE IT RESOLVED, that the Borough Clerk is hereby authorized to issue Raffle License #RL610, to BPOE #2475 Palisades Park, and that the licensee shall submit a fee of \$750.00, payable to the State of NJ, Legalized Games of Chance Control Commission for a one year period, and the fee payable to the Borough of Palisades Park is hereby waived.

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized to furnish copies of this Resolution to the State of NJ – Legalized Games of Chance & BPOE #2475.

Motion Made By Councilperson: Donohue
Seconded By Councilperson: Testa
To Approve Consent Agenda CA-1 thru CA-21:

ROLL CALL:

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

OFF CONSENT:

OC-1: Authorize Combining Several Authorizations of Bonds – 3,735,000 General Improv:
RESOLUTION COMBINING SEVERAL AUTHORIZATIONS OF BONDS INTO A SINGLE ISSUE AND PRESCRIBING THE DETAILS AND BOND FORM THEREOF FOR \$3,735,000 GENERAL IMPROVEMENT BONDS – DATED APRIL 15, 2011

NOTE: Full Resolution Attached to Minutes herewith:

Motion Made By Councilperson: Testa
Seconded By Councilperson: Donohue
To Authorize Combining Bonds – 3,735,000 General Improvements:

ROLL CALL:

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

OC-2: Authorize Publication, Printing & Distribution of Bonds – 3,735,000 General Imp:
RESOLUTION AUTHORIZING THE PUBLICATION, PRINTING & DISTRIBUTION OF A NOTICE OF SALE AND THE PUBLICATION OF A SUMMARY NOTICE OF SALE AND PRESCRIBING THE FORMS THEREOF FOR \$3,735,000 GENERAL IMPROVEMENT BONDS DATED APRIL 15, 2011, APPROVING THE PREPARATION, DISTRIBUTION AND EXECUTION OF A PRELIMINARY AND A FINAL OFFICIAL STATEMENT FOR SUCH BONDS, UNDERTAKING TO PROVIDE CONTINUING DISCLOSURE OF FINANCIAL INFORMATION, DESIGNATING SUCH BONDS AS “QUALIFIED TAX-EXEMPT OBLIGATIONS” FOR PURPOSES OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, AND AUTHORIZING VARIOUS MATTERS IN CONNECTION WITH ELECTRONIC BIDDING FOR THE BONDS.

NOTE: Full Resolution Attached to Minutes herewith:

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Motion Made By Councilperson: Testa
Seconded By Councilperson: Ruh
To Authorize Publication, Printing & Distribution – 3,735,000 General Improvement:

ROLL CALL:

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

OC-3: Authorize Self Examination of 2011 Budget:

WHEREAS, NJSA 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, NJAC 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to NJAC 5:30-7.2 thru 7.5 the Borough of Palisades Park has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2011 budget year.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Palisades Park, that in accordance with NJAC 5:30-7.6a & b and based upon the Chief Financial Officers certification. The Governing Body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the Budget:
 - a. Payment of interest and debt redemption charges.
 - b. Deferred charges and statutory expenditures.
 - c. Cash deficit of preceding year.
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items.
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to NJSA 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met (complies with the “CAP” Law)
3. That the Budget is in such form, arrangement, and content as required by the Local Budget Law and NJAC 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and correctly stated.
 - b. Items of appropriation are properly set forth.
 - c. In itemization, form, arrangement, and content the Budget will permit the exercise of the comptroller function within the municipality.
5. The Budget and associated amendments have been introduced, publicly advertised, and in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of NJSA 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the Director of the Division of Local Government Services.

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Motion Made By Councilperson: Kim
Seconded By Councilperson: Pirrera
To Authorize Self Examination of Budget:

ROLL CALL:

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

OC-4: Authorize Increase in Deferred School Taxes for Local School Taxes:

WHEREAS, the Division of Local Government Services requires that the Governing Body of any municipality which has Deferred School Taxes must authorize any increase in the deferral of any additional amounts; and

WHEREAS, the Governing Body has decided that an increase in Deferred School Taxes is in the best interest of the Borough at this time,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the following Deferred School Taxes be hereby increased for the year ended December 31, 2011 as follows:

	<u>Deferred Local School Taxes</u>
Amount Deferred 12/31/10	\$9,890,834.50
Amount Deferred 12/31/09	\$9,410,741.00

BE IT FURTHER RESOLVED, by the Governing Body that a certified copy of this Resolution be filed with the Director of the Division of Local Government Services.

Motion Made By Councilperson: Donohue
Seconded By Councilperson: Kim
To Authorize Increase in Deferred School Taxes for Local School Taxes:

ROLL CALL:

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

OC-5: Authorize Introduction of 2011 Municipal Budget:

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2011; and

BE IT FURTHER RESOLVED, that said Budget be published in The Record, in the issue of March 22, 2011.

The Governing Body of the Borough of Palisades Park does hereby approve the following as the Budget for the Year 2011:

Notice is hereby given that the Budget and Tax Resolution was approved by the Mayor and Council of the Borough of Palisades Park, County of Bergen, on March 15, 2011.

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A hearing on the Budget and Tax Resolution will be held in the Municipal Building on April 19, 2011, at 7:00 PM, at which time and place objections to said Budget and Tax Resolution for the year 2009 may be presented by taxpayers or other interested persons.

Revenue and Appropriation Summaries

Summary of Revenues	Anticipated	
	2011	2010
1. Surplus	1,215,000.00	552,478.08
2. Total Miscellaneous Revenues	3,324,915.24	3,659,983.78
3. Receipts from Delinquent Taxes	1,125,000.00	1,140,000.00
4. a) Local Tax for Municipal Purposes	13,915,850.72	13,750,676.74
b) Addition to Local District School Tax		
Tot Amt to be Rsd by Taxes for Sup of Mun. Bud	13,915,850.72	13,750,676.74
Total General Revenues	19,580,765.96	19,103,138.60

Summary of Appropriations	2011 Budget	Final 2010 Budget
1. Operating Expenses: Salaries & Wages	6,596,647.00	6,456,895.00
Other Expenses	8,891,565.00	9,277,614.52
2. Deferred Charges & Other Appropriations	1,762,003.96	989,638.08
3. Capital Improvements	75,000.00	75,000.00
4. Debt Service (Include for School Purposes)	862,550.00	910,991.00
5. Reserve for Uncollected Taxes	1,393,000.00	1,393,000.00
Total General Appropriations	19,580,765.96	19,103,138.60
Total Number of Employees		

2011 Dedicated Swim Pool Utility Budget		
Summary of Revenues	Anticipated	
	2011	2010
1. Surplus	96,254.00	90,524.00
2. Miscellaneous Revenues	418,000.00	403,500.00
3. Deficit (General Budget)		
Total Revenues	514,254.00	494,024.00
Summary of Appropriations	2011 Budget	Final 2010 Budget
1. Operating Expenses: Salaries & Wages	244,000.00	255,000.00
Other Expenses	214,000.00	214,000.00
2. Capital Improvements		
3. Debt Service	56,254.00	25,024.00
4. Deferred Charges & Other Appropriations		
5. Surplus (General Budget)		
Total Appropriations	514,254.00	494,024.00
Total Number of Employees		

Balance of Outstanding Debt		
	General	Utility - Other
Interest	148,552.00	
Principal	595,000.00	
Outstanding Balance	3,735,000.00	

Motion Made By Councilperson: Pirrera
 Seconded By Councilperson: Kim
 To Authorize Introduction of 2011 Municipal Budget:

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ROLL CALL:

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

STATEMENT: From Councilman Joseph Testa, Chairman of the Finance Committee:

As Chairman of the Borough Finance Committee, I am pleased to announce the introduction of our Local Municipal Budget for the year 2011 tonight. This years budget reflects a minimal tax increase of only \$35.61 on the average home in the borough assessed at \$472,711. This was done in spite of a cut in state aid in the amount of \$250,505 that had to be made up from last years budget. I want to extend a vote of thanks to my fellow members and the Mayor & Council for working so diligently in keeping our budget costs to a minimum. I would also like to thank all members of our staff for their untiring efforts in making this a truly bare bones budget without sacrificing the many services that make Palisades Park the great place to live in that we all call home. I make a motion that the Public Hearing on this Budget be held in the Borough Hall on Tuesday, April 19th, 2011 at 7:00 PM

2nd READING & PUBLIC HEARING

#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.

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

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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.

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 Open Bond Ordinance #1568 to the Public:

PUBLIC PARTICIPATION:

Susan Brauer – Asked if anyone had the total amount the Borough has received from Grants and Bonds for the purpose of Roff Avenue.

Motion Made By Councilperson: Testa
Seconded By Councilperson: Kim
To Close & Adopt Bond Ordinance #1568:

ROLL CALL:

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

Bond Ordinance **1568** has been finally adopted by the Borough Council of the Borough of Palisades Park, County of Bergen, State of NJ, on March 15, 2011 and the 20-day period of limitation within which a suit, action or proceeding questioning the validity of such Ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full Ordinance are available at no cost and during regular business hours, at the Clerk’s Office for members of the general public who request the same.

INTRODUCTION OF NEW ORDINANCES:

#1569 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS & ESTABLISH CAP BANK FOR CALENDAR YEAR (NJSA 40A:4-45.14)

WHEREAS, the Local Government CAP Law, NJSA 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by Ordinance to increase it to 3.5% over the previous year’s final appropriation, subject to certain exceptions; and

WHEREAS, NJSA 40A: 4-45.15a provides that a municipality may, when authorized by Ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Borough Council of the Borough of Palisades Park in the County of Bergen finds it advisable and necessary to increase its **CY2011** budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety, and welfare of the citizens; and

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WHEREAS, the Borough Council hereby determines that a 1.5% increase in the budget for said year, amounting to \$196,998.54 in excess of the increase in final appropriations otherwise permitted by the Local Government CAP Law, is advisable and necessary; and

WHEREAS, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Palisades Park, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY2011 budget year, the final appropriations of the Borough of Palisades Park shall, in accordance with this Ordinance and NJSA 40A: 4-45.14, be increased by 3.50%, amounting to \$459,663.26, and that the CY2011 municipal budget for the Borough of Palisades Park be approved and adopted in accordance with this Ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to the final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this Ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this Ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Motion Made By Councilperson: Kim
Seconded By Councilperson: Ruh
To Introduce Ordinance #1569:

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 April 19, 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.

Mayor Rotundo thanked Councilman Testa and the Finance Committee for a fine job on putting together this years Budget.

COUNCIL REPORTS:

Councilperson Kim: NONE AT THIS TIME

Councilperson Pirrera: Pool Applications have been sent and memberships are coming in! All memberships have stayed the same only increase is daily passes, now 12.00 each.

Councilperson Lee: NONE AT THIS TIME

Councilperson Donohue: Advised that a Preconstruction Meeting will be held tomorrow at Lindbergh School Field regarding track renovations.

Councilperson Ruh: NONE AT THIS TIME

Councilperson Testa: Planning of Memorial Day Parade festivities actively going on. Asked for help from Councilman Kim and Lee to reach out to the Korean American Community for their assistance.

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

PUBLIC PARTICIPATION:

Mayor Rotundo asked all present that if they had any questions regarding the Budget to please ask them first so that Borough Auditor Steve Wielkocz may answer them.

Susan Brauer – asked about Insertion of Revenue Resolution the Borough authorized in December 2010, then rescinded in January 2011, Steve Wielkocz advised that these were grants received to be inserted into the 2010 budget however the State had a cutoff to insert into 2010 Budget and the Borough missed it, so it was inserted into 2011 Budget.

Marsha Schor – Questioned Resolution CA-17 wanted to know who and why the legal fees were being reimbursed for.

Susan Brauer – Questioned Resolution CA-16 Stormwater Bypass, CA-18, CA-19, OC-4 all were answered. She had questions regarding Resolutions from Reorganization regarding Borough Attorney's appointment and fees (Borough Attorney believes there is a typo in the Resolution she is questioning), Capital Alternatives fees, Temporary Budget, Borough Administrator's Reappointment and new Contract done in February 2011 regarding longevity, health benefits, vacation and sick leave. Questioned the put out time of garbage, some are putting it out at 9:00 AM for tomorrow pickups.

Marsha Schor – Asked how the Council feels about the BCUA presentation during tonight's work Session. Mayor Rotundo believes it is a great idea, only time will tell after they complete their study.

Na bo Park – 325 Roff Avenue – Has concerns for the children's safety by the school. Asked if speed bumps can be installed. Mayor Rotundo will contact the Police Dept.

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

All present in favor by Voice Vote

Attest:

Martin A. Gobbo, RMC – Borough Clerk