

Borough of Palisades Park  
Regular Meeting of the Mayor and Council  
October 18, 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: **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 September 20, 2011

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

**ROLL CALL:**

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

**PRESENTATION BY MAYOR TO VOLUNTEERS**

Borough Clerk requested to Mayor Rotundo to remove CA-8 Hiring of Special Police Officer

Motion Made by Councilperson: Testa  
Seconded by Councilperson: Lee

All Present in Favor by Voice Vote

Mayor Rotundo said a few words regarding Michael Lee and asked for a motion to swear him in tonight as a Special Police Officer.

Motion Made by Councilperson: Testa  
Seconded by Councilperson: Donohue

**ROLL CALL:**

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

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**CONSENT AGENDA:**

**CA1: Authorize Payroll:**

**RESOLVED**, by the Mayor and Council of the Borough of Palisades Park that warrants drawn in the amount of **\$557,614.01**, payable to the Borough of Palisades Park – Payroll Account be approved and charged to the following appropriations:

<b>Current Account</b>	
9/30/11	\$255,593.78
10/14/11	<u>\$295,996.87</u>
	\$551,590.87
<b>Swim Pool Operation</b>	
9/30/11	\$ 3,462.40
10/14/11	<u>\$ 2,560.96</u>
<b>Grand Total</b>	<b>\$557,614.01</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 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 **\$1,032,088.38** 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	\$ 904,929.74
Capital Account	\$ 121,869.46
Swim Pool Account	\$ 5,028.22
Swim Pool Trust Account	\$ .00
Recycling Trust Account	\$ .00
Unemployment Trust	\$ .00
Municipal Alliance Trust	\$ 260.96
	<b>Total \$ 1,032,088.38</b>
Developers Escrow	\$ 7,025.00
Round III COAH	\$ 87,480.85
Library Trust	\$ 1,838.00
Tree Preservation	\$ .00
Night Out Against Crime	\$ .00

**BE IT FURTHER RESOLVED**, that the Borough Clerk be and is hereby authorized to

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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 **\$1,664,435.50** for the month of **October, 2011**, payable to the Palisades Park Board of Education, in accordance with the following schedule, same to be charged to the School Acct:

July 2011	\$ 1,664,435.50
August 2011	\$ 1,664,435.50
September 2011	\$ 1,664,435.50
October 2011	\$ 1,664,435.50
November 2011	\$ 1,664,435.50
December 2011	<u>\$ 1,664,435.50</u>
 Grand Total	 <b>\$ 9,986,613.00</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 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 that Collector is hereby authorized to draw warrants for the following period endings:

Period Ending	Amount
9/30/11	\$12,712.95
10/14/11	\$15,383.91
 <b>Total</b>	 <b>\$28,096.86</b>

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:

3. Chief Financial Officer
4. Collector

**CA-5: Tax Court Judgment – 501 Roosevelt Place:**

**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 **\$11,222.08**, payable to "**Bruce J. Stavitsky**" as a result of a **Tax Court Judgment**, for the year **2010**, dated 8/19/2011, on property known as **Block 101, Lot 6, 501 Roosevelt**

Place.

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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-6: Tax Court Judgment – 232 Broad Avenue & E. Brinkerhoff:

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 \$110,360.06, payable to “Richard A. Hubschman” as a result of a Tax Court Judgment, for the years 2009, 2010, and 2011, dated 8/19 & 26/2011, on property known as Block 602, Lots 4 & 23, 232 Broad Avenue & E. Brinkerhoff.

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-7: Tax Court Judgment – 111 W. Central Blvd.:

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 \$9,948.93, payable to “Michael I. Schneck” as a result of a Tax Court Judgment, for the year 2011, dated 8/26/2011, on property known as Block 107, Lot 7, 111 W. Central Boulevard.

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-8: Hiring of Full Time Special Police Officer:

WHEREAS, NJSA 40A:14-146 enables the governing body to appoint Special Police Officers for a term not exceeding one (1) year whenever they deem it necessary; and

WHEREAS, NJSA 40A:14-146 provides for the appointment of Special Police Officers;

WHEREAS, said statute further requires that before any special appointment is made, the Chief of Police is to ascertain the eligibility and qualifications of the applicant and report them to the governing body; and

WHEREAS, the Chief of Police has recommended to the Mayor and Council of the Borough of Palisades Park, that Michael Lee of 246 E. Brinkerhoff Ave., Palisades Park, NJ 07650, be appointed as a Special Police Officer in accordance with the aforesaid statute:

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park that Michael Lee be appointed as Special Police Officer,

for the Borough of Palisades Park, in accordance with NJSA 40A:14-146, effective  
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immediately, until 12/31/11, with compensation prescribed in the Salary Ordinance.

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

1. Chief Financial Officer
2. Chief of Police
3. Personnel Department
4. Michael Lee

**CA-9: Acceptance of Resignation of senior bus driver:**

**WHEREAS**, the Mayor and Council of the Borough of Palisades Park, received written notification of Resignation from Senior Bus Driver, Mauricio Guterrez.

**NOW THEREFORE BE IT RESOLVED**, with deep regret that the Mayor and Council hereby accept the Resignation of Mauricio Guterrez, effective October 28, 2011.

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

1. Police Chief
2. Payroll Department
3. Mauricio Guterrez

**CA-10: Resolution Authorizing Clerk to enter into agreement with Port of Authority**

**RE: 9/11 Memorial**

**WHEREAS**, on September 11, 2001 the United States of America was attacked by terrorists who knocked down the World Trade Center; and

**WHEREAS**, such attack results in tremendous casualties of innocent civilians; and

**WHEREAS**, the Borough in an ongoing effort to “never forget” the events of September 11, 2001 has been given an opportunity to obtain a certain section of World Trade Center steel to be placed at our 9/11 Memorial; and

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Palisades Park that the Borough Clerk be and is hereby authorized to sign a transfer agreement, in the form attached hereto, between the Borough and the Port Authority of New York and New Jersey, authorizing the Port Authority of New York and New Jersey to release said steel to the Borough for the Borough’s use.

**CA-11: Authorize BYOB Permit – 449 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>
021-12	Dah Ree Won, Inc.	449 Broad Ave. 2-3

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 as of October 18, 2011 and expire on June 30, 2012; 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-12: Resolution authorizing handicap parking space – Morningside Lane

WHEREAS, the Borough of Palisades Park wishes to establish a restrictive parking space for (one) 1 vehicle, located at 145 Morningside Lane, for a handicapped person who has been issued a vehicle identification card by the Division of Motor Vehicles.

NOW THEREFORE BE IT RESOLVED, pursuant to NJSA 39:4-205 and NJSA 39:4-107.5, the Council President and Council of the Borough of Palisades Park County of Bergen, State of New Jersey, hereby authorizes a handicapped parking space at:

<u>Name of Street</u>	<u>Location</u>
MORNINGSIDE LANE	145

No other person shall be permitted to park in this space, any person violating this ordinance, shall be subject to the following penalties for Violation of parking in the restrictive handicapped parking zone.

1. First Offense \$250.00
2. For each subsequent offense \$250.00 and up to 90 days of community service on such terms and in form as the court shall deem appropriate for any combination thereof (Ch200L, 1989 effective November 29, 1989)
3. In addition the violator shall bear full cost of towing, removal and storage of
4. violators vehicle (Ch200L, 1989 effective November 29, 1989)

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of this Resolution to the following: Police Department, Court Administrator, and the Supt. of the DPW.

CA-13: Resolution authorizing CAC to apply for grant RE: Lindbergh School

BE IT RESOLVED by the Mayor and Council of the municipality of PALISADES PARK that application is made to the Commissioner of Transportation for aid under the New Jersey Trust Fund Authority Act, Safe Routes to School program for safety improvements at:

**Lindbergh School**

WHEREAS, the Council has determined that such application(s) should be  
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prepared by Capital Alternatives Corporation, the grants specialists engaged by the municipality for assistance in such matters.

RESOLVED, that Capital Alternatives Corporation is authorized to prepare, assemble, and submit the necessary documentation on behalf of the municipality of PALISADES PARK for the stated project(s).

Introduced by: Kim

Seconded by: Testa

I HEREBY certify that the foregoing is a true and correct copy of a Resolution adopted by the governing body at the

Regular Meeting held  
Signed  
Martin A. Gobbo, Clerk

CA-14: Resolution authorizing Borough clerk to submit grant application to NJDOT  
RE: Safe Routes to School

WHEREAS, the Borough of Palisades Park, County of Bergen, State of New Jersey desires to apply to the New Jersey Department of Transportation (NJDOT) for grant funding under the Safe Routes to School program; and

WHEREAS, the funds are provided under the Safe, Accountable, Flexible, Efficient Transportation Equity Act – A Legacy for Users commonly referred to as SAFETEA-LU; and

WHEREAS, the Lindbergh School project meets all the criteria necessary to receive funding under the Safe Routes to School Program; and

WHEREAS, the Lindbergh School project will promote safe walking and biking along the routes to and from school and improve the quality of life for the residents of Palisades Park; and

WHEREAS, the Mayor and Council agrees to assume a commitment for maintenance of the project after construction is completed for at least a period of twenty (20) years from project completion; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Palisades Park, County of Bergen, State of New Jersey authorizes the Borough Clerk to submit a grant application to the NJDOT for funding under the Safe Routes to School Program for the Lindbergh School Project.

Motion Made By Councilperson: Lee  
Seconded By Councilperson: Pirrera  
To Approve Consent Agenda CA-1 thru CA-14

**ROLL CALL:**

Councilperson Donohue Yes  
“ Kim Yes

	“	Lee	Yes
“	Pirrera	Yes	

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“	Ruh	Yes
“	Testa	Yes

**OFF CONSENT:**

OC-1 Bond Anticipation Note

Motion Made by Councilperson: Testa  
Seconded by Councilperson: Pirrera

**ROLL CALL:**

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

**COUNCIL REPORTS:** None

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

**PUBLIC PARTICIPATION:**

**Susan Brauer:** Questioned the amount of the grant CA-10 dated August 16. Mayor Rotundo was unaware of this Resolution as he was absent from this meeting, so he was not able to give her a figure.

**Marsha Schor:** Requested Mayor & Council purchase new sweeper. Mayor Rotundo replied that the sweeper is presently working and would be looking into purchase of sweeper in the future. Marsha Schor also questioned why someone would get a BYOB permit before they opened for business. Mayor told her it is permitted by law. She also questioned why playground was left opened. Councilperson Donohue explained to her some children like to play after school.

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

All present in favor by Voice Vote

Attest

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Martin A. Gobbo, RMC – Borough Clerk



