

Borough of Palisades Park
Regular Meeting of the Mayor and Council
October 15, 2013

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 1/09/13, with the Newark Star Ledger, official newspaper 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	Present
"	Kim	Present
"	Lee	Present
"	Pirrera	Present
"	Ruh	Present
"	Testa	Present

Borough Attorney Joseph R. Mariniello, Jr. Present

ACCEPTANCE OF PREVIOUS MONTHS MINUTES

From: Mayor & Council Regular Meeting: September 17, 2013

Motion Made By Councilperson: Donohue

Seconded By Councilperson: Kim

To Accept Previous Month's Minutes

ROLL CALL:

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

CONSENT AGENDA:

CA-1: Authorize Payroll:

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that warrants drawn in the amount of \$620,215.34, payable to the Borough of Palisades Park – Payroll Account be approved and charged to the following appropriations:

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Current Account	
9/27/13	\$271,373.07
10/11/13	<u>\$340,773.99</u>
	\$612,147.06

Swim Pool Operation	
9/27/13	\$ 4,505.80
10/11/13	<u>\$ 3,562.48</u>
	\$ 8,068.28

Grand Total \$620,215.34

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 \$2,694,674.23 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	\$	2,672,840.27
Capital Account	\$	0
Swim Pool Account	\$	9,895.37

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Unemployment Trust	\$	12.74
Recycling Trust	\$	9,493.85
Municipal Alliance Trust Account	\$	2,432.00

Total \$2,694,674.23

Developers Escrow Account	\$	1,500.00
COAH III	\$	0
Tree Preservation	\$	0
Library	\$	358.32
Affordable Senior Facility	\$	37,843.85

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

CA3: Authorize Board of Education Monies:

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector shall be and is hereby authorized to draw warrants in the amount of \$1,762,809.00 for the month of September 2013, payable to the Palisades Park Board of Education, in accordance with the following schedule, same to be charged to the School Acct:

September 2013	<u>\$ 1,762,809.00</u>
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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 the Collector is hereby authorized to draw warrants for the following period endings:

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Period Ending	Amount
9/27/13	\$ 13,475.33
10/11/13	\$ 16,357.90

Total \$29,833.23

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

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

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

1. Chief Financial Officer
2. Collector

CA-5: Tax Court Judgment (RE: 302 Grand Avenue):

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector shall be and is hereby authorized to issue a check in the amount of \$15,830.15, payable to "Saverio V. Cereste, Esq." as a result of a Tax Court Judgment, covering the years 2011, 2012 & 2013 dated August 9, 2013, on property known as Block 203, Lot 8, 1E, 302 Grand Avenue.

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 (RE: 1E. Harriet Avenue):

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Collector shall be and is hereby authorized to issue a check in the amount of \$4,210.29, payable to "Nathan P. Wolf," as a result of a Tax Court Judgment, covering the year 2012 dated August 9, 2013, on property known as Block 623, Lot 15, 1 E. Harriet Avenue.

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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-7: Duplicate Tax Payment (225 10th Street):

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 **\$7,308.00**, payable to “Hudson City Savings Bank” for a duplicate tax payments made on the 1st & 2nd quarters of 2013, on property known as Block 705, Lot 3.16, 225 10th Street.

BE IT FURTHER RESOLVED, both “Core Logic Tax Service” & “Hudson City Savings Bank” made payments on the mother lot and the split lots of “A” & “B” side.

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

1. Chief Financial Officer
2. Collector

CA-8: Resolution Authorizing Renewal of Membership in JIF:

WHEREAS, the Borough of Palisades Park is a member of the South Bergen Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2013 unless earlier renewed by Agreement between the Borough of Palisades Park and the Fund; and

WHEREAS, the Borough of Palisades Park desires to renew said membership.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Palisades Park agrees to renew its membership in the South Bergen Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules
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and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.

2. The Mayor and Clerk shall be and are hereby authorized to execute the Agreement to renew membership annexed hereto and made a part hereof and to deliver same to the South Bergen Municipal Joint Insurance Fund evidencing the Borough of Palisades Park's intention to renew its membership.

CA-9: Resolution Authorizing Acceptance of Junior Firefighter (RE: Jonathan Ulloa):

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

Jonathan V. Ulloa 139 Columbus Avenue Palisades Park, NJ 07650

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

1. Fire Chief
2. Payroll Department
3. Jonathan V. Ulloa

CA-10: Resolution Authorizing Contract for Disposal of Compacted Leaves (RE: Environmental Renewal):

WHEREAS, the Borough of Palisades Park Department of Public Works solicited for the receipt of quotes for the: **Disposal of Compacted Leaves for 2013 Season**; and

WHEREAS, the Department of Public works has secured the following quotations:

- | | |
|--------------------------|----------------------------|
| 1. Natures Choice | \$12.00 per yard compacted |
| 2. Environmental Renewal | \$12.00 per yard |
| 3. Abma's Farm | No Response |
| 4. Generated Ltd. | No Response |

WHEREAS, Joseph Ferguson, Recycling Coordinator has recommended that a contract be awarded to **Environmental Renewal**; and

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NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park that, the Borough Clerk be and he is hereby authorized

and directed to enter into a contract with Environmental Renewal, 27 Andrews Drive, West Paterson, NJ 07424 ; 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 following:

1. Chief Financial Officer
2. Supt. of D.P.W.
3. Borough Administrator
4. Environmental Renewal

CA-11: Resolution Authorizing Street Fair (RE: Chamber of Commerce):

WHEREAS, the Palisades Park Chamber of Commerce has requested permission to conduct a Street Fair on Broad Avenue on October 24, 2013 thru October 26, 2013 from 10:00 AM to 8 PM; and

WHEREAS, no materials shall be placed in the public right of way;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council that permission to conduct a Street Fair be granted; and

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

1. Chief of Police
2. Palisades Park Chamber of Commerce

CA-12: Resolution Appointing Sewer Inspector:

WHEREAS, the Borough of Palisades Park on September 17, 2013 created by ordinance, the position of Inspector of Sewerage Connections & Seepage Pits; and

WHEREAS, the need exists to have this position filled,

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NOW THEREFORE BE IT RESOLVED, that the position of Part Time Inspector of Sewerage Connections & Seepage Pits shall be filled by Austin Ashley at a salary of \$2,500.00 per annum per salary ordinance.

NOW THEREFORE BE IT RESOLVED, by the Borough of Palisades Park that

Austin Ashley shall be appointed Inspector of Sewerage Connection & Seepage Pits for the Borough of Palisades Park

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

1. Chief Financial Officer
2. Payroll Department
3. Building Department
4. Austin Ashley

CA-13: Resolution Authorizing Liquor License Transfer (RE: #0245-33-024-008):

WHEREAS, an application has been filed for a Place-to-Place and Person-to-Person Transfer of Plenary Retail Consumption License #0245-33-024-008, which has been Inactive and previously located at 337 Broad Avenue, Palisades Park, NJ 07650; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term.

NOW THEREFORE BE IT RESOLVED, that the Borough of Palisades Park Governing Body does hereby approve, effective October 15, 2013, the Place-to-Place and Person-to-Person Transfer of the aforesaid Plenary Retail Consumption licensed premises, from its former location at 337 Broad Avenue, Palisades Park, NJ, to its new location at 7 Broad Avenue, Palisades Park, NJ and does hereby direct the Borough Clerk to endorse the license certificate as follows: “This license, subject to all of its terms and conditions, is hereby transferred to premises located at 7 Broad Avenue, Palisades Park, NJ 07650.”

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to furnish copies of this Resolution to the Division of ABC, Police ABC Officer, and Pine Tree Yitaewon, LLC.

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CA-14: Resolution Authorizing Award of Contract (RE: Lindbergh School Track – Phase II):

WHEREAS, pursuant to NJSA 40A:11-1 et seq., the Borough of Palisades Park solicited sealed bids from interested contractors for IMPROVEMENTS TO LINDBERGH SCHOOL TRACK – PHASE II; and

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

and

WHEREAS, on October 1, 2013 one (1) bid was received pursuant to the advertisement; and

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

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

WHEREAS, the Borough Engineer has recommended the award of bid Lou's Landscaping & Design, Inc., located at 7 Falcon Place, Wayne, NJ 07470 in an amount not to exceed \$89,865.00; 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 Lou's Landscaping & Design, Inc.

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

1. That Lou's Landscaping & Design, Inc. is determined to be the lowest responsible bidder.
2. The Mayor and Borough Clerk are authorized to enter into a Contract, in a form approved by the Borough Attorney, with Lou's Landscaping & Design, Inc.
3. The Contract, to be prepared by the Borough Attorney, shall provide payment to Lou's Landscaping & Design, Inc., in the amount of \$89,865.00.
4. The Borough Clerk shall immediately forward a copy of this Resolution to the Chief Financial Officer, Borough Attorney, and Lou's Landscaping & Design, Inc.

CA-15: Resolution Authorizing Sale of Property No Longer Needed by the Borough (Propertyroom.com):

WHEREAS, the Local Unit Electronic Technology Pilot Program and Study Act has been enacted by the New Jersey Legislature to permit local units to purchase bulk commodities and services and sell surplus property through means of the internet

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and related technologies; and

WHEREAS, the Borough of Palisades Park ("Borough") has surplus equipment and vehicles that is no longer used and useful in providing municipal services to the citizens of the borough and wishes to dispose of these goods through an

efficient and effective process; and

WHEREAS, the Borough has determined that the equipment and vehicles constitutes property no longer needed for public use; and

WHEREAS, the Borough desires to sell this property through an online auction at Propertyroom.com ; and

WHEREAS, the sale of surplus through an online auction is to be conducted in accordance with the requirements of Local Finance Notice 2008-09; and

WHEREAS, the auction of surplus pursuant with the terms and condition of the Borough's contract with Propertyroom.com is necessary for the efficient operations of the Borough and the sale of property no longer used or useful by the Borough for the provision of municipal services is in the best interests of its citizens; and

WHEREAS, the contract by and between the Borough and Propertyroom.com setting forth the terms and conditions of the auction services to be provided are available in the Borough Clerk's Office and the website of Propertyroom.com

NOW THEREFORE BE IT RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to enter into an agreement with Propertyroom.com to perform an on-line auction on behalf of the Borough for the following equipment:

1. 2003 Dodge Durango Vin #1D4HS38N83F595151
2. 2006 Dodge Durango Vin #1D4HB38N06F134787
3. 2006 Ford Crown Victoria Vin #2FAFP71W36X156180
4. (2) Motorola MW8000 mobile computers
5. (2) Panasonic Toughbook laptop computers
6. 2002 GMC Yukon Vin #3GKFK16Z92G338113
7. 1993 GMC Yukon Vin #1GKEK18K2PJ725233

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CA-16: Resolution Authorizing Award of Contract (RE: Various Streets):

WHEREAS, pursuant to NJSA 40A:11-1 et seq., the Borough of Palisades Park solicited sealed bids from interested contractors for VARIOUS STREETS - 2012; and

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

WHEREAS, on October 1, 2013, four (4) bids were received pursuant to the
advertisement; and

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

WHEREAS, bids were received by the following contractors:

- 1) J.J. Sinisi, Inc.
- 2) A.J.M. Contractors
- 3) Crossroads Pavement Maintenance
- 4) D & L Paving Contractors, Inc.

The base bid from J.J. Sinisi, Inc. resulted in a bid amount of \$124,040.80. Base bid from A.J.M. Contractors resulted in a bid amount of \$139,362.50. Bid from Crossroads Pavement Maintenance resulted in a bid amount of \$136,204.50. Bid from D & L Paving Contractors resulted in a bid amount of \$142,660.75.

WHEREAS, NJS 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 Engineer has recommended the award of bid to J.J. Sinisi, Inc., located at 272 Broad Avenue, Fairview, NJ 07022 in an amount not to exceed \$124,040.80 and

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

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

1. That J.J. Sinisi, Inc. is determined to be the lowest responsible bidder.

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2. The Mayor and Borough Clerk are authorized to enter into a Contract, in a form approved by the Borough Attorney, with J.J. Sinisi, Inc.
3. The Contract, to be prepared by the Borough Attorney, shall provide payment to J.J. Sinisi, Inc. in the amount of \$124,040.80.

4. The Borough Clerk shall immediately forward a copy of this Resolution to the Chief Financial Officer, Borough Attorney, J.J. Sinisi, Inc. and all Bidders.

CA-17: Resolution Authorizing Acceptance of Junior Firefighter (RE: Ricardo Nunez):

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

Ricardo Nunez 123 East Harwood Terrace Palisades Park, NJ 07650

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

1. Fire Chief
2. Payroll Department
3. Ricardo Nunez

CA-18: Resolution Authorizing Purchase of Holiday Decorations:

WHEREAS, the Borough of Palisades Park wishes to purchase holiday decorations to reduce the annual cost and;

WHEREAS, the Qualified Purchasing Agent has been able to negotiate the original purchase price of \$130 per unit down to \$100 per unit and;

WHEREAS, it is in the best interest of the Borough of Palisades Park to purchase and maintain its own decorating.

NOW THEREFORE BE IT RESOLVED, the Qualified Purchasing Agent is hereby authorized to purchase sixty three (63) units at a total cost of \$6,300 from All American Decoration Company, Inc.

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

1. Qualified Purchasing Agent
2. Superintendent of D.P.W.

CA-19: Resolution Amending Access Agreement (RE: Teledyne Farris):

WHEREAS, the Borough of Palisades Park entered into an Access Agreement dated October 31, 2012 with Birdsall Services Group and TDY; and

WHEREAS, TDY wishes to replace Birdsall with Arcadis as a party to this Access Agreement; and

WHEREAS, the Borough has no objection to this replacement to the Access Agreement;

NOW THEREFORE BE IT RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute the First Amendment to Access Agreement in the form attached hereto; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to TDY Industries, Inc., Birdsall Services Group, Arcadis; the Borough Engineer, and the Borough Attorney.

CA-20 Resolution Authorizing Fugitive Safe Surrender North Jersey:

WHEREAS, on November 6 through November 9, 2013, the New Jersey State Attorney General's Office, in collaboration with various state agencies and in cooperation with the New Jersey Judiciary, will be sponsoring a **FUGITIVE SAFE SURRENDER PROGRAM** designed to offer an opportunity for individuals wanted for nonviolent offenses in New Jersey to turn themselves in and, in the same day, remove any warrant filed against them and to adjust the underlying municipal or state summons or complaint filed against them; and

WHEREAS, individuals that qualify for this program must report to the Evangelismos Greek Orthodox Church at 661 Montgomery St., Jersey City, NJ between the hours of 9:00 AM and 4:00 PM on those days; and

WHEREAS, a Hotline has been established so that residents may get more information as to how they may avail themselves of this opportunity at www.FSSNJ.com or by calling 855-FSS-NJ12; and

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WHEREAS, this governing body supports the Attorney General's Office and the **FUGITIVE SAFE SURRENDER PROGRAM**, as it will allow many otherwise law-abiding citizens to resolve warrants and outstanding complaints and criminal cases against them so that they may no longer live under the cloud of being a fugitive and to get a fresh start.

NOW, THEREFORE, this Mayor and Council does hereby support the

FUGITIVE SAFE SURRENDER PROGRAM, the New Jersey State Office of the Attorney General and all other program collaborators and participants based upon the significant benefit afforded to the residents of the State.

CA-21 Resolution Rejecting Pool Bids:

WHEREAS, on September 3, 2013 the Borough advertised for bids the project known as Repairs to Municipal Swimming Pool; and

WHEREAS, on September 17, 2013 one bid was received; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Palisades Park that said bid is hereby rejected; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the rejected bidder.

CA-22 Resolution Hiring Part Time Help (RE: Celina Tineo):

WHEREAS, the Mayor and Council of the Borough of Palisades Park, upon recommendation from the Tax Office, have deemed it necessary to hire a Part Time employee fifteen (15) days per quarter the month that taxes are due August, November, February & May, the 1st to the 15th of the month; and

NOW THEREFORE BE IT RESOLVED, that the position of Part Time employee shall be filled by Celina Tineo, with the hourly rate of \$15.00, with no benefit package.

BE IT FURTHER RESOLVED, that said individual is hereby appointed as a Part Time employee, effective immediately; and

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

1. Chief Financial Officer
2. Payroll Department
3. Tax Office
4. Celina Tineo

CA-23 Resolution Authorizing Salary Increase (RE; Maria Eleftheriou)

WHEREAS, the Mayor and Council wishes to increase the salary of Maria S. Eleftheriou to \$13.00 per hour; and

WHEREAS, the Mayor and Council agree to the recommendation.

NOW THEREFORE BE IT RESOLVED, that Maria S. Eleftheriou's salary be increased; 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
3. Payroll Department

CA-24 Resolution Awarding Brick Installation Senior Building:

WHEREAS, the Borough has a need for masonry and brick work at the Senior Affordable project, and

WHEREAS, the Borough Administrator has received three quotes for said work;
and

WHEREAS, the Chief Financial Officer certifies that the funds are available; and

WHEREAS, after review of the quotes and upon the recommendation of the Borough Administrator and approval of the Qualified Purchasing Agent, the quote of PBS Construction Corp., 444A Highland Avenue, Palisades Park, New Jersey in the sum of \$29,280.00 was declared the lowest;

NOW THEREFORE BE IT RESOLVED upon the recommendation of the Borough Administrator, PBS Construction Corp. be and is hereby awarded a contract to supply labor and materials as follows:

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Steps: Dig for footings, concrete footings, block work, concrete planks, brick, limestone treads, and angle irons.

Brick veneer: elevator shaft, storage room, and side of building (Centre Place)

All brick materials to be paid for by the Borough; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Chief Financial Officer, the Borough Administrator, the Borough Attorney, who shall prepare the contract, and PBS Construction Corp.

CA-25 Resolution Hiring Two Men for Installation of Fire Sprinkler (RE: Senior Building):

WHEREAS, there is a need to hire personnel for the installation of the sprinkler system at the Senior Affordable Housing site; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Palisades Park upon, recommendation of the Borough Administrator, that the following two persons are hereby hired to perform said work at the

Senior Affordable Housing site at the rate of \$50.00 per hour:

Raymond Monnett, 15 Custer Drive, Ringwood, NJ 07456

John Ricotta, 99 Grand Street, #27, Moonachie, NJ 07074

and

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

CA-26 Resolution Authorizing Clerk to Advertise for Generator for Senior Building:

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:

GENERATOR FOR SENIOR BUILDING

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

1. Chief Financial Officer
2. Borough Administrator

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Motion Made By Councilperson: Testa
Seconded By Councilperson: Donohue
To Approve Consent Agenda CA-1 thru CA-26

ROLL CALL:

Councilperson	Donohue	Yes	
	"	Kim	Yes

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

INTRODUCTION OF NEW ORDINANCE:

#1606 AN ORDINANCE AMENDING REFUSE CONTAINERS/DUMPSTERS

ORDINANCE NO.: 1606

AN ORDINANCE - REFUSE CONTAINERS/DUMPSTERS

NOW THEREFORE 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: Purpose.

An ordinance requiring dumpsters and other refuse containers that are outdoors or exposed to stormwater to be covered at all times and prohibits the spilling, dumping, leaking or otherwise discharge of liquids, semi-liquids or solids from the contains to the municipal separate storm sewer system(s) operated by the Borough of Palisades Park so as to protect public health, safety and welfare and to prescribe penalties for the failure to comply.

SECTION 2: Definitions.

For the purposes of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

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(a) Municipal separate storm sewer system (MS4) - a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels or storm drains) that is owned or operated by the Borough of Palisades Park and is designed and used for collecting and conveying stormwater.

(b) Person - any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

(c) Storm drain inlet- an opening in a storm drain used to collect stormwater runoff and includes, but is not limited to, a grate inlet, curb-opening inlet, slotted inlet, and combination inlet.

(d) Waters of the State - means the ocean and its estuaries, all springs, streams and bodies of surface or ground water, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

SECTION 3: Prohibited Conduct.

Any person who controls, whether owned, leased or operated, a refuse container or dumpster must ensure that such container or dumpster is covered at all times and shall prevent refuse from spilling out or overflowing.

Any person who owns, leases, or otherwise uses a refuse container or dumpster must ensure that such container or dumpster does not leak or otherwise discharged liquids, semi-liquids or solids to the municipal separate storm sewer system(s) operated by the Borough of Palisades Park.

SECTION 4: Exceptions to Prohibition.

- a. Permitted temporary demolition containers
- b. Littler receptacles (other than dumpster or other bulk containers)
- c. Individual homeowner trash and recycling containers
- d. Refuse containers at facilities authorized to discharge stormwater under a valid NJDES permit.
- e. Large bulky items (e.g. furniture, bound carpet and passing, white goods placed curbside for pickup)

SECTION 5: Enforcement.

This ordinance shall be enforced by the Police Department and/or the Department of Public Works.

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SECTION 6: Penalties.

Any person who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$500.00 or be imprisoned for a period not exceeding ninety (90) days, or both, in the discretion of the Court.

SECTION 7: 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 8: 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 9: This Ordinance shall take effect immediately upon passage and publication as provided by law.

—
Motion Made By Councilperson: Testa
Seconded By Councilperson: Donohue
To Introduce Ordinance #1606

ROLL CALL:

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

NOTICE IS HEREBY GIVEN that, Ordinance #1606 was introduced and passed on first reading at a meeting of the Mayor and Council of the Borough of Palisades Park, held on the 15th Day of October 2013 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a meeting held on the 26th Day of November 2013 at 7:00 PM, or soon thereafter as the matter can be reached in the Council Chambers, 275 Broad Avenue, Palisades Park, NJ at which time all persons interested may appear for or against the passage of said Ordinance. A copy of the Ordinance has been posted on the Bulletin Board in the Borough Hall and will be available at the Office of the Borough Clerk

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INTRODUCTION OF NEW ORDINANCE:

#1607 AN ORDINANCE REQUIRING THE RETROFITTING OF EXISTING STORM DRAIN INLETS IN THE BOROUGH OF PALISADES PARK

ORDINANCE NO.: 1607

AN ORDINANCE REQUIRING THE RETROFITTING OF EXISTING STORM DRAIN INLETS IN THE BOROUGH OF PALISADES PARK

NOW THEREFORE 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: Purpose.

An ordinance requiring the retrofitting of existing storm drain inlets which are in direct contact with repaving, repairing, reconstruction, or resurfacing or alterations of facilities on private property, to prevent the discharge of solids and floatables (such as plastic bottles, cans, food wrappers and other litter) to the municipal separate storm sewer system(s) operated by the Borough of Palisades Park so as to protect public health, safety and welfare and to prescribe penalties for the failure to comply.

SECTION 2: Definitions.

For the purposes of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

(a) Municipal separate storm sewer system (MS4) - a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels or storm drains) that is owned or operated by the Borough of Palisades Park and is designed and used for collecting and conveying stormwater.

(b) Person - any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

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(c) Storm drain inlet- an opening in a storm drain used to collect stormwater runoff and includes, but is not limited to, a grate inlet, curb-opening inlet, slotted inlet, and combination inlet.

(d) Waters of the State - means the ocean and its estuaries, all springs, streams and bodies of surface or ground water, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

SECTION 3: Prohibited Conduct.

No person in control of private property (except a residential lot with one single family house) shall authorize the repaving, repairing (excluding the repair of individual potholes), resurfacing (including top coating or chip sealing with asphalt emulsion or a

thin base of hot bitumen), reconstructing or altering any surface that is in direct contact with an existing storm drain inlet on that property unless the storm drain inlet either:

1. Already meets the design standard below to control passage of solid and floatable materials; or
2. Is retrofitted or replaced to meet the standard in Section IV below prior to the completion of the project.

SECTION 4: Design Standard.

Storm drain inlets identified in Section 3 above shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this paragraph, "solid and floatable materials" means sediment, debris, trash and other floating, suspended or settleable solids. For exemptions to this standard see Section V.3 below.

1. Design engineers shall use either of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:

(a) The New Jersey Department of Transportation (NJDOT) bicycle safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines (April 1996); or

(b) A different grate, if each individual clear space in that grate has an area of no more than seven (7.0) square inches, or is no greater than 0.5 inches across the smallest dimension.

Examples of grates subject to this standard include grates in grate inlets, the grate portion (non-curb-opening portion) of combination inlets, grates on storm sewer manholes, ditch grates, trench grates, and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels and stormwater basin floors.

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2. Whenever design engineers use a curb-opening inlet, the clear space in that curb opening (or each individual clear space, if the curb opening has two or more clear spaces) shall have an area of no more than seven (7.0) square inches, or be no greater than two (2.0) inches across the smallest dimension.

3. This standard does not apply:

a. Where the municipal engineer agrees that this standard would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets that meet these standards.

b. Where flows are conveyed through any device (e.g. end of pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed at a minimum to

prevent delivery of all solid and floatable materials that could not pass through one of the following:

- i. A rectangular space four and five-eighths inches long and one and one-half inches wide (this option does not apply for outfall netting facilities); or
- ii. A bar screen having a bar spacing of 0.5 inches.
- c. Where flows are conveyed through a trash rack that has parallel bars with one-inch (1") spacing between the bars; or
- d. Where the New Jersey Department of Environmental Protection determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4-7.2(c) that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

SECTION 5: Enforcement.

This ordinance shall be enforced by the Police Department and/or the Department of Public Works.

SECTION 6: Penalties.

Any person who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$500 or be imprisoned for a period not exceeding ninety (90) day, or both, in the discretion of the Court for each storm drain inlet that is not retrofitted to meet the design standard.

SECTION 7: 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.

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SECTION 8: 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 9: This Ordinance shall take effect immediately upon passage and publication as provided by law.

Motion Made By Councilperson: Testa
Seconded By Councilperson: Ruh

To Introduce Ordinance #1607

ROLL CALL:

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

NOTICE IS HEREBY GIVEN that, Ordinance #1606 was introduced and passed on first reading at a meeting of the Mayor and Council of the Borough of Palisades Park, held on the 15th Day of October 2013 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a meeting held on the 26th Day of November 2013 at 7:00 PM, or soon thereafter as the matter can be reached in the Council Chambers, 275 Broad Avenue, Palisades Park, NJ at which time all persons interested may appear for or against the passage of said Ordinance. A copy of the Ordinance has been posted on the Bulletin Board in the Borough Hall and will be available at the Office of the Borough Clerk

INTRODUCTION OF NEW ORDINANCE:

#1608 AN ORDINANCE AMENDING CHAPTER 153 OF THE CODE OF THE BOROUGH OF PALISADES PARK

ORDINANCE NO.: 1608

AN ORDINANCE AMENDING CHAPTER 153 OF THE CODE OF THE BOROUGH OF PALISADES PARK

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NOW THEREFORE 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: Section 153-8.3 is amended to read as follows:

Sweeping, raking, blowing, or otherwise placing yard waste that is not containerized within the cartway is prohibited. If such placement of yard waste occurs, the party responsible for the yard waste must remove the yard waste from the street or said party shall be deemed in violation of this section. At no time shall yard waste be placed for collection in plastic bags; however, pursuant to Section 153-3B, it may be stored prior to collection in suitable plastic bags.

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

Motion Made By Councilperson: Donohue

Seconded By Councilperson: Pirrera

To Introduce Ordinance #1608

ROLL CALL:

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

NOTICE IS HEREBY GIVEN that, Ordinance #1606 was introduced and passed on first reading at a meeting of the Mayor and Council of the Borough of Palisades Park, held on the 15th Day of October 2013 and ordered published in accordance with the

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law. Said Ordinance will be considered for final reading and adoption at a meeting held on the 26th Day of November 2013 at 7:00 PM, or soon thereafter as the matter can be reached in the Council Chambers, 275 Broad Avenue, Palisades Park, NJ at which time all persons interested may appear for or against the passage of said Ordinance. A copy of the Ordinance has been posted on the Bulletin Board in the Borough Hall and will be available at the Office of the Borough Clerk.

2ND READING/PUBLIC HEARING:

#1605 AN ORDINANCE AMENDING CHAPTER 287 ENTITLED “VEHICLES, REMOVAL AND STORAGE’ OF THE CODE OF THE BOROUGH OF PALISADES

PARK, COUNTY OF BERGEN, STATE OF NEW JERSEY

ORDINANCE NO. 1605

AN ORDINANCE AMENDING CHAPTER 287 ENTITLED "VEHICLES,
REMOVAL AND STORAGE" OF THE CODE OF THE BOROUGH OF PALISADES
PARK COUNTY OF BERGEN, STATE OF NEW JERSEY

BE IT ORDAINED by the Mayor and Council that Section 287-12, Miscellaneous Provisions, shall be amended to include the following:

SECTION 1.

G. Only one license shall be granted to an Applicant. No Applicant who obtains a license shall have any interest, direct or indirect, in any other license. In the event that a Licensee does have an interest in another towing license, that Licensee shall immediately forfeit both licenses.

SECTION 2.

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

SECTION 3.

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

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SECTION 4.

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

Motion Made By Councilperson: Testa
Seconded By Councilperson: Ruh
To Open Ordinance #1605 to Public

PUBLIC PARTICIPATION: NONE

Motion Made By Councilperson: Testa
Seconded By Councilperson: Donohue
To Close & Adopt Ordinance #1605

ROLL CALL:

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

NOTICE IS HEREBY GIVEN that the Mayor and Council of the Borough of Palisades Park adopted Ordinance #1605 after public hearing, at a meeting held on October 15, 2013.

Mayor Rotundo wanted the Council to know that a very hard working PTA member for a long time had passed away after a battle with cancer and that she would be missed. Councilperson Donohue agreed.

COUNCIL REPORTS:

Councilperson	Donohue:	Nothing to report.
“	Kim:	“ “ “
“	Lee:	“ “ “
“	Pirrera:	“ “ “
“	Ruh:	“ “ “
“	Testa:	Wanted to thank the Fire & Police Department for assisting with the 100 anniversary celebration at St. Michael's. Councilperson Testa stated that they carried the statue of St. Michael and did a short work with it on their shoulders. They did a great job.

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

PUBLIC PARTICIPATION:

Marsha Shorer: Questioned Resolution CA-10 regarding compacted leaves. Mayor Rotundo answered question. Also questioned street fair and wanted to know reason because this is the second one in the town. Councilperson Kim answered question.

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Susan Brauer: Questioned Resolution CA-18 regarding holiday decorations. Wanted to know if we were purchasing them and Mayor Rotundo answered question. Also asked about Resolution CA-23 regarding if employee for tax office was full or part time. Mayor Rotundo answered question. Also questioned grant agreement that was not signed. Borough Clerk answered question that it was submitted electronically by our grants consultant. Borough Attorney also answered question regarding grant agreement and OPRA request.

A representative for the Restaurant Association requested a meeting, discussion or resolution regarding the abuse of BYOBs. He stated that he would like to hear from the Council or get a resolution to enforce the law as owners were selling hard liquor (Soju). He brought pictures of owners of BYOB establishments selling liquor (Soju) at their establishments. He would like penalty fee be changed because the restaurant owners don't think the fee is high enough and would like a higher fee and a higher penalty. Borough Attorney questioned pictures. Wanted to know if they were of underage drinkers. Representative stated they were pictures of customers drinking Soju. Borough Attorney asked if pictures were given to the police department since they are the ones to enforce the BYOB rules and issue violations. Borough Attorney advised that the Council did agree to discuss what the penalties would be at the last meeting. Mayor Rotundo advised that he received pictures with a letter regarding this matter.

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

All present in favor by Voice Vote:

Attest:

Martin A. Gobbo, RMC – Borough Clerk

