

**REGULAR MEETING  
OF THE  
ELMWOOD PARK MAYOR AND COUNCIL  
JANUARY 17, 2019  
8:00P.M.**

**1. CALL TO ORDER:**

**2. ROLL CALL:**

**3. PRAYER AND FLAG SALUTE:**

**4. STATEMENT OF COMPLIANCE:**

Whereas, Chapter 231 of the Public Laws of the State of New Jersey requires at the commencement of every meeting a Statement of Compliance be read by the presiding officer.

Now, Therefore Be Advised, that the meeting requirements for this meeting have been met by publishing a special meeting notice in The Record and Herald News and by posting such notice in the office of the Borough Clerk as well as in a public place within the Municipal Building, and by notifying interested citizens. Said notice was posted on January 3, 2019..

**5. PRESENTATION TO ELMWOOD PARK CREW SC U10 – MORRIS COUNTY YOUTH SOCCER ASSOCIATION DIVISION CHAMPIONS**

**6. ORDINANCES:**

**FIRST READING**

R-50-19

Introduce Ord. #19-01

**AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, “AN ORDINANCE TO ESTABLISH THE WATER DEPARTMENT OF THE BOROUGH OF ELMWOOD PARK, BERGEN COUNTY, NEW JERSEY, TO FIX THE RATES AND PRICES TO BE CHARGED FOR THE USE OF WATER AND ESTABLISH RULES AND REGULATIONS FOR THE DISTRIBUTION, SUPPLY, USE AND PROTECTION OF SAID WATER AND PENALTIES FOR THE VIOLATION OF CERTAIN SAID RULES AND REGULATIONS.**

R-51-19

Introduce Ord. #19-02

**AN ORDINANCE TO AMEND CHAPTER III OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED “DEPARTMENT OF LOCAL GOVERNMENT.” MORE SPECIFICALLY SECTION 2-27 ENTITLED “POLICE DEPARTMENT.”**

R-52-19

Introduce Ord. #19-03

**AN ORDINANCE TO AMEND CHAPTER XXVII OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED “SOLID WASTE MANGEMENT.”**

R-53-19 Introduce Ord. #19-04

**AN ORDINANCE TO AMEND CHAPTER II OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED “ADMINISTRATION” MORE SPECIFICALLY ARTICLE II “OFFICES CREATED” SECTION 2-7 TITLED “MUNICIPAL CLERK” AND SECTION 2-7.5 TITLED “ADMINISTRATIVE DUTIES OF THE MUNICIPAL CLERK.”**

R-54-19 Introduce Ord. #19-05

**AN ORDINANCE ESTABLISHING A “3-WAY STOP” AT THE INTERSECTION OF CADMUS AND FOURNIER CRESCENT AND TO AMEND CHAPTER VII OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED “TRAFFIC” MORE SPECIFICALLY SECTION 7-21 TITLED “MULTI-WAY STOP INTERSECTIONS.”**

R-55-19 Introduce Ord. #19-06

**AN ORDINANCE TO AMEND CHAPTER XIV OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED “FIRE PREVENTION.”**

**7. CONSENT AGENDA:**

- R-56-19 Resolution Authorizing Appointment of Municipal Representatives to the Bergen County Community Development Regional Committee
- R-57-19 Authorize Payment for Borough Clock Installation – Michael Vricella Construction Co.
- R-58-19 Authorize Payment for Recreation Building Wall Repairs – Michael Vricella Construction Co.
- R-59-19 Authorize Payment for Orchard, Franklin, and Lee Street Improvements – American Asphalt & Milling Services
- R-60-19 Authorize Release of Performance Survey Bond & Cash Bonds – Mohammed Ahmed/Sarah Donuts, LLC
- R-61-19 Appointment of Firefighter – Gregory Kiledjian – Company #2
- R-62-19 Appointment of Firefighter – Steven Garcia – Company #2
- R-63-19 Authorize Vacation Buyback – Frank Thorpe
- R-64-19 Authorize Vacation Buyback – Chris Liptak
- R-65-19 Appointment of OEM Deputy Coordinators
- R-66-19 Establishing members of the Stigma-Free Task Force
- R-67-19 Central Bergen Mutual Fire Aid Association Agreement
- R-68-19 Authorizing execution of Risk Management Consultant Agreement
- R-69-19 Appoint Special Legal Counsel – Mark Madaio
- R-70-19 Appoint Special Prosecutor – Albert Wunch
- R-71-19 Approval of Bills List and Payroll
- R-72-19 Resolution Opposing Construction of the North Bergen Liberty Generating Gas-Fired Power Plant
- R-73-19 Authorize Purchase of 2 2019 Police Interceptor SUVs – Fire Prevention Bureau
- R-74-19 Resolution authorizing the use of the All-Purpose Room – Elmwood Park Takes Action
- R-75-19 Retirement compensation - Charles Pensari- Police Department
- R-76-19 Resolution Authorizing Additional Compensation – Debra Bulmer
- R-77-19 Resolution to Accept Consent Agenda

**8. DEPARTMENTAL REPORTS**

Library Board Minutes – November 19, 2018

**9. COUNCIL REPORTS:**

**10. MAYOR'S REPORT:**

**11. PUBLIC HEARING:**

**12. ADJOURNMENT:**

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-50-19**

**RESOLUTION BY:  
SECONDED BY:**

**INTRODUCE ORDINANCE #19-01  
FIRST READING**

**BE IT RESOLVED**, that an ordinance entitled:

**AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, “AN ORDINANCE TO ESTABLISH THE WATER DEPARTMENT OF THE BOROUGH OF ELMWOOD PARK, BERGEN COUNTY, NEW JERSEY, TO FIX THE RATES AND PRICES TO BE CHARGED FOR THE USE OF WATER AND ESTABLISH RULES AND REGULATIONS FOR THE DISTRIBUTION, SUPPLY, USE AND PROTECTION OF SAID WATER AND PENALTIES FOR THE VIOLATION OF CERTAIN SAID RULES AND REGULATIONS.**

be passed and adopted on first reading; and

**BE IT RESOLVED**, that a final hearing on said ordinance will be heard in the Municipal Building on Thursday, February 21, 2019 at 8:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

**BE IT FURTHER RESOLVED**, that the Acting Borough Clerk be, and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 3<sup>rd</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO.: 19-01**

**AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, “AN ORDINANCE TO ESTABLISH THE WATER DEPARTMENT OF THE BOROUGH OF ELMWOOD PARK, BERGEN COUNTY, NEW JERSEY, TO FIX THE RATES AND PRICES TO BE CHARGED FOR THE USE OF WATER AND ESTABLISH RULES AND REGULATIONS FOR THE DISTRIBUTION, SUPPLY, USE AND PROTECTION OF SAID WATER AND PENALTIES FOR THE VIOLATION OF CERTAIN SAID RULES AND REGULATIONS.**

WHEREAS, due to an aggregate 3% increase in water consumption from bulk water supplier, Passaic Valley Water Commission, the following is necessary;

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

Section 1: A fixed charge known as “the service charge,” will be made to each Consumer for each meter based on the size of the meter or connection regardless of the amount of water consumed as follows:

5/8 in. Meter (average 1 and 2 family homes)	\$49.10
¾ in. Meter	\$55.23
1 in. Meter	\$58.91
1 ½ in. Meter	\$63.80
2 in. Meter	\$65.03
3 in. Meter	\$93.18
4 in. Meter	\$110.35
6 in. Meter	\$142.17
Flush tank connection	\$45.39

Section 2: The following water rates and changes are hereby established for water supplied by the Department.

The minimum quarterly bill for metered service shall be “the service charge” entitling the consumer to 5,000 gallons of water per quarter. All water supplied through meters in excess of the minimum quarterly bill, shall be charged to each consumer at the rate of:

\$5.42 per 1,000 gallons over 5,000 gallons	
\$5.88 per 1,000 gallons over 70,000 gallons	
\$6.66 per 1,000 gallons over 150,000 gallons	
\$7.15 per 1,000 gallons over 300,000 gallons	
3 in. Service	\$196.33
4 in. Service	\$306.30
6 in. Service	\$561.55
8 in. Service	\$881.92
10 in. Service	\$1,099.51
12 in. Service	\$1,472.57

The above schedule for stand by fire line and/or sprinkler connections shall be quarterly charges upon presentation of proper bills from the Water Department of the Borough of Elmwood Park.

Section 3:

The following are hereby established as charges for the installation, repair, replacement and other charges in connection with the operation of the Water Department of the Borough of Elmwood Park:

Turn on charge for non-payment of Water Bill	\$144.07
Water Meter Test (if meter found defective, waive fee) Depends on meter size	\$170.98-\$303.36
A. Construction Water:	
One family dwelling per day.....	\$54.03
Two family dwelling per day.....	\$63.04
B. Water Connection.....	\$288.67
C. Hydrant Water:	
Flat rate per day.....	\$54.03
D. Certified mailing, each occurrence.....	\$25.00
E. Residential Meters: (5/8 in. – 1 in.)	
Re-install meter	
Register face	
New dial	
Broken glass	
New bottom	
New disc	
New register	

Installation, replacement, and repair of existing meters shall be charged at actual current cost for labor and material incurred by the Water Department of the Borough of Elmwood Park and/or Passaic Valley Water Commission.

- F. All commercial users having meters in excess of 3/4" must have them in working order at all times. In the event said meter is inoperative, and no attempt is made for repair/replacement of same, the existing estimated bill shall be tripled the existing estimated rate, upon the effective date of this ordinance. In the event no meter in excess of 3/4" exist, in addition to the tripled estimated bill, the landlord shall be required to purchase and install same upon written order of the Superintendent of Public Works.

Section 4: In the event that payment for water charges is in arrears for 30 days from date of billing, the Borough shall send a delinquent notice regular mail, to the owner, occupier, user or responsible party being billed. After 60 days, a door tag shall be hand delivered to terminate water service. On the 67<sup>th</sup> day of non-payment from date of billing, water service will be terminated and not reinstated until all fees, penalties, are paid in full in cash.

\$144.07 turn on fee is made to the Borough of Elmwood Park.

Section 4b: In the event that water charges are in the arrears, after 60 days, a door tag will be hand delivered to terminate water service and a fee of \$40.00 will be assessed on to the delinquent water bill.

Section 5: All unpaid water charges as of 12/31 of the present year shall become a Tax Lien on said premises

Section 6: All ordinance or parts of ordinances inconsistent with or in conflict herewith are hereby repealed to the extent of such conflict or inconsistency. This shall take effect after final passage and publication as required by law.

Section 7: All billings as of January 1, 2019 and thereafter will be subject to said rate.

APPROVED:

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_

Erin Delaney, MPA  
Acting Borough Clerk

Introduced:

Adopted:

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-51-19**

**RESOLUTION BY:  
SECONDED BY:**

**INTRODUCE ORDINANCE #19-02  
FIRST READING**

**BE IT RESOLVED**, that an ordinance entitled:

**AN ORDINANCE TO AMEND CHAPTER III OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED “DEPARTMENT OF LOCAL GOVERNMENT.” MORE SPECIFICALLY SECTION 2-27 ENTITLED “POLICE DEPARTMENT.”**

be passed and adopted on first reading; and

**BE IT RESOLVED**, that a final hearing on said ordinance will be heard in the Municipal Building on Thursday, February 21, 2019 at 8:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

**BE IT FURTHER RESOLVED**, that the Acting Borough Clerk be, and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistrieri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 3<sup>rd</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated



**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO.: 19-02**

**AN ORDINANCE TO AMEND CHAPTER III OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED "DEPARTMENT OF LOCAL GOVERNMENT." MORE SPECIFICALLY SECTION 2-27 ENTITLED "POLICE DEPARTMENT."**

**WHEREAS**, the Mayor and Council have become aware of need to streamline the police department in order to make same more efficient in its operation and in order to protect the health and safety of the residents of the Borough of Elmwood Park.

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

**SECTION 1:** Chapter III of the Code of the Borough of Elmwood Park titled "Department of Local Government" more specifically section 2-27.1 Creation of the Department; Members.

Section a. 2. Shall be amended to read Three (3) Captains. All of the remaining portions of said section shall remain in full force and effect.

Section c. of 2-27.1 shall be totally deleted from said ordinance.

All of the remaining part of the Ordinance relating to Article III known as Department of the Local Government of the Borough of Elmwood Park to the extent that same are not inconsistent with this Ordinance shall remain in full force and effect until modified or repealed pursuant to law. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed as to such inconsistencies.

**SECTION 3: Invalid Provisions**

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.

**SECTION 4: Effective Date.**

This Ordinance shall take effect immediately upon final passage and publication thereof as provide by law.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 3<sup>rd</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-52-19**

**RESOLUTION BY:  
SECONDED BY:**

**INTRODUCE ORDINANCE #19-03  
FIRST READING**

**BE IT RESOLVED**, that an ordinance entitled:

**AN ORDINANCE TO AMEND CHAPTER XXVII OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED “SOLID WASTE MANGEMENT.”**

be passed and adopted on first reading; and

**BE IT RESOLVED**, that a final hearing on said ordinance will be heard in the Municipal Building on Thursday, February 21, 2019 at 8:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

**BE IT FURTHER RESOLVED**, that the Acting Borough Clerk be, and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 3<sup>rd</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated



This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 3<sup>rd</sup> day of January 2019. Signed and sealed before me.

---

Erin Delaney, MPA  
Acting Borough Clerk

---

Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-53-19**

**RESOLUTION BY:  
SECONDED BY:**

**INTRODUCE ORDINANCE #19-04  
FIRST READING**

**BE IT RESOLVED**, that an ordinance entitled:

**AN ORDINANCE TO AMEND CHAPTER II OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED “ADMINISTRATION” MORE SPECIFICALLY ARTICLE II “OFFICES CREATED” SECTION 2-7 TITLED “MUNICIPAL CLERK” AND SECTION 2-7.5 TITLED “ADMINISTRATIVE DUTIES OF THE MUNICIPAL CLERK.”**

be passed and adopted on first reading; and

**BE IT RESOLVED**, that a final hearing on said ordinance will be heard in the Municipal Building on Thursday, February 21, 2019 at 8:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

**BE IT FURTHER RESOLVED**, that the Acting Borough Clerk be, and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 3<sup>rd</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO.: 19-04**

**AN ORDINANCE TO AMEND CHAPTER II OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED "ADMINISTRATION" MORE SPECIFICALLY ARTICLE II "OFFICES CREATED" SECTION 2-7 TITLED "MUNICIPAL CLERK" AND SECTION 2-7.5 TITLED "ADMINISTRATIVE DUTIES OF THE MUNICIPAL CLERK."**

**WHEREAS**, the Mayor and Council have determined that the citizens and residents of the Borough of Elmwood Park would benefit both in cost savings and maximizing the service rendered and to be more efficient in its operation and to protect the health, safety and welfare of the residents of the Borough of Elmwood Park. **And**

**WHEREAS**, this Chapter was previously amended and repealed by Ordinance No. 10-09 whereby the Section was entitled Borough Administrator. Wherein, the duties were set forth therein. **And**

**WHEREAS**, the Mayor and council wish to re-establish the position of **Borough Administrator** and separate the position from the **Municipal Clerk** so as to re-create two separate and distinct position.

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

**SECTION 1:** Chapter II of the code of the borough of Elmwood Park titled "administration" more specifically article ii "offices created" section 2-7 titled "municipal clerk" and section 2-7.5 titled "administrative duties of the municipal clerk."

**Chapter II** of the Code of the Borough of Elmwood Park titled "**Administration**" more specifically **Article II "Offices Created" Section 2-7** shall be and is hereby amended to be referred to and read as "**Municipal Clerk and Borough Administrator**".

**Section 2-7.1** shall be amended to be referred to and be read as **Municipal Clerk Appointment; Term**. All other parts thereto shall remain in full force and effect.

**Section 2-7.2** shall be amended to be referred to and be read as **Municipal Clerk Qualifications**. All other parts thereto shall remain in full force and effect.

**Section 2-7.3** shall be amended to be referred to and be read as **Municipal Clerk Compensation, Additional**. All other parts thereto shall remain in full force and effect.

**Section 2-7.4** shall be amended to be referred to and be read as **Municipal Clerk Powers and Duties**. All other parts thereto shall remain in full force and effect.

**Section 2-7.5** shall be amended to be referred to and be read as follows:

**Section 2-7.5** shall be amended to read **Administrative Duties of the Borough Administrator**.

**Section 2-7.5 (a)** Shall be amended and referred to as **Appointment; Term; Removal**. The mayor shall nominate and appoint with the advice and consent of the Borough council the Borough Administrator. This appointment shall remain in effect at the pleasure of the Governing Body.

**Section 2-7.5 (b)** shall be amended as follows: **Compensation**. The Borough Administrator shall receive compensation as shall be fixed, from time to time, by general salary ordinance. However, said compensation shall not be reduced during the term of office, except by a two-thirds (2/3) majority vote of the Borough Council.

**Section 2-7.5 (c)** shall be amended as follows: **Powers and Duties.** For the purpose of carrying out the duties and responsibilities limitations permitted by authorized staff and appropriations, the Borough Administrator shall:

1. Serve as Administrative Officer representing the Mayor and Council;
2. Make recommendations to the Mayor and Council as to administrative operations of the Borough;
3. Supervise, schedule and coordinate the administrative staff at Borough Hall and serve as the Personnel Officer/Appointing Authority on behalf of the Mayor and Council with relation to the Civil Service Commission and the general day-to-day operation of Borough employees;
4. Oversee personnel and provide minor discipline as necessary, not to exceed five (5) days suspension of any Borough employee, excluding the Police Department;
5. Investigate at any time the affairs of any Department of the Borough, other than the Police Department;
6. Work with the Chief Financial Officer and Municipal Auditor in the preparation, review and presentation of the annual budget document;
7. Report to Mayor and Council as necessary;
8. Operate as the administrative coordinating point for all Departments with the exception of Police Department;
9. Enforce Borough policies.

**SECTION 2: Repealer.**

All of the remaining part of the Ordinance relating to Article II known as Offices Created of the Local Government of the Borough of Elmwood Park to the extent that same are not inconsistent with this Ordinance shall remain in full force and effect until modified or repealed pursuant to law. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed as to such inconsistencies.

**SECTION 3: Invalid Provisions**

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.

**SECTION 4: Effective Date.**

This Ordinance shall take effect immediately upon final passage and publication thereof as provide by law.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 3<sup>rd</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
 Erin Delaney, MPA  
 Acting Borough Clerk

\_\_\_\_\_  
 Dated



**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-54-19**

**RESOLUTION BY:  
SECONDED BY:**

**INTRODUCE ORDINANCE #19-05  
FIRST READING**

**BE IT RESOLVED**, that an ordinance entitled:

**AN ORDINANCE ESTABLISHING A “3-WAY STOP” AT THE INTERSECTION OF CADMUS AND FOURNIER CRESCENT AND TO AMEND CHAPTER VII OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED “TRAFFIC” MORE SPECIFICALLY SECTION 7-21 TITLED “MULTI-WAY STOP INTERSECTIONS.”**

be passed and adopted on first reading; and

**BE IT RESOLVED**, that a final hearing on said ordinance will be heard in the Municipal Building on Thursday, February 21, 2019 at 8:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

**BE IT FURTHER RESOLVED**, that the Acting Borough Clerk be, and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 3<sup>rd</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO.: 19-05**

**AN ORDINANCE ESTABLISHING A “3-WAY STOP” AT THE INTERSECTION OF CADMUS AND FOURNIER CRESCENT AND TO AMEND CHAPTER VII OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED “TRAFFIC” MORE SPECIFICALLY SECTION 7-21 TITLED “MULTI-WAY STOP INTERSECTIONS.”**

**WHEREAS**, the Mayor and Council have become aware of the necessity to regulate the particular three-way intersection of Cadmus Avenue and Fournier Crescent for safety concerns of traffic and pedestrian crossing, in order to protect the health, safety and welfare of the residents of the Borough of Elmwood Park.

**BE IT ORDAINED** by the Mayor and Council of the Borough of Elmwood Park, County of Bergen, and State of New Jersey and pursuant to N.J.S.A. 39:4-140 of the laws of the state of New Jersey the Mayor and Council ordains as follows:

**SECTION 1:** That by way of this Ordinance the Mayor and Council of the Borough of Elmwood Park do hereby designate and establish a “3-Way Stop” at the three intersections Cadmus Avenue and Fournier Crest in the Borough of Elmwood Park.

**SECTION 2:** The designated “3-Way Stop” is in the interest of the public and its health, safety and welfare and the inhabitants in and near said intersection.

**SECTION 3:** The responsible department of the Borough of Elmwood Park shall be responsible and directed through the Borough Administrator to install the necessary “3-Way Stop” signs at the above-mentioned intersection.

**SECTION 4:** Be it further Ordained by the Mayor and Council that Chapter VII of the Code of the Borough of Elmwood Park titled "Traffic" more specifically section 7-21 titled “Multi-Way Stop Intersections is hereby amended so as to include thereto the “3-Way Stop” intersection of Cadmus Avenue and Fournier Crest as follows:

**7-21 Multi-way stop intersections.**

Is hereby amended to include the “3-Way Stop” intersection of Cadmus Avenue and Fournier Crest. That traffic will stop in all direction.

**SECTION 5: Penalties for violation.** Any person who violates the provision of this Ordinance shall, upon conviction thereof, be fined in accordance to the respective and appropriate fine sections of the Borough of Elmwood Park and or as set forth in the Laws of the State of New Jersey.

**SECTION 6:** The Police Chief and the Police Department of the Borough of Elmwood Park, shall assist and enforce the provisions of this Ordinance.

**SECTION 7: Repealer.** All Ordinances of the Borough of Elmwood Park to the extent that same are not inconsistent with this Ordinance shall remain in full force and effect until modified or repealed pursuant to law. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed as to such inconsistencies.

**SECTION 3: Invalid Provisions.:** 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.

**SECTION 4: Effective Date.:** This Ordinance shall take effect immediately upon final passage and publication thereof as provide by law.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-55-19**

**RESOLUTION BY:  
SECONDED BY:**

**INTRODUCE ORDINANCE #19-06  
FIRST READING**

**BE IT RESOLVED**, that an ordinance entitled:

**AN ORDINANCE TO AMEND CHAPTER XIV OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED "FIRE PREVENTION."**

be passed and adopted on first reading; and

**BE IT RESOLVED**, that a final hearing on said ordinance will be heard in the Municipal Building on Thursday, February 21, 2019 at 8:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

**BE IT FURTHER RESOLVED**, that the Acting Borough Clerk be, and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 3<sup>rd</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO.: 19-06**

**AN ORDINANCE TO AMEND CHAPTER XIV OF THE CODE OF THE BOROUGH  
OF ELMWOOD PARK TITLED "FIRE PREVENTION."**

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

**CHAPTER XIV FIRE PREVENTION**

**14-1 UNIFORM FIRE SAFETY ACT ENFORCING AGENCY.**

**14-1.1 Statutory Authority.**

The Uniform Fire Safety Act (P.L. 1983, c.383) was enacted for the purpose of establishing a system for the enforcement of minimum fire safety standards throughout the State of New Jersey. The New Jersey Department of Community Affairs has promulgated minimum fire safety standards which have been made a part of the Uniform Fire Code (N.J.A.C. 5:70-1 et seq.). The Uniform Fire Safety Act authorizes municipalities to provide for local enforcement of these standards and to establish local enforcement agencies for that purpose. It is in the best interest of the Borough of Elmwood Park to have the Uniform Fire Code enforced locally. The local fire service has agreed to the plan, which is set forth herein, for the administration and enforcement of the Uniform Fire Code. (Ord. No. 94-6 Preamble; Ord. No. 04-27 § I; Ord. No. 2015-21)

**14-1.2 Local Enforcement.**

Pursuant to Section 11 of the Uniform Fire Safety Act (P.L. 1983 c.383), the New Jersey Uniform Fire Code (N.J.A.C. 5:70-1 et seq.) shall be locally enforced in the Borough of Elmwood Park. (Ord. No. 94-6 § 1; Ord. No. 04-27 § I; Ord. No. 2015-21)

**14-1.3 Agency Designation.**

- a. The local enforcing agency, under the direction and control of the Fire Official, shall enforce the Uniform Fire Code in all buildings, structures and premises within the established boundaries of the Borough of Elmwood Park, other than one- (1) or two (2)-owner occupied buildings used exclusively for dwelling purposes and buildings, structures and premises owned or operated by the Federal Government, Interstate Agencies, the State of New Jersey or the Borough of Elmwood Park.
- b. The local enforcing agency, under the control and direction of the Fire Official, shall faithfully comply with all of the terms and conditions of the Uniform Fire Safety Act and the Uniform Fire Code.
- c. The local enforcing agency shall be the Bureau of Fire Prevention of the Borough of Elmwood Park which shall be a separate agency from the Fire Department, under the direct supervision and control of the Fire Official.
- d. The Fire Official of the Borough of Elmwood Park shall be the authorized person to be in charge of the Fire Prevention Bureau of the Borough of Elmwood Park.

(Ord. No. 94-6 § 2; Ord. No. 04-27 § II; Ord. No. 2015-21)

**14-1.4 Duties of the Fire Official.**

- a. The Fire Official shall enforce the Uniform Fire Code in all buildings, structures and premises within the established boundaries of the Borough of Elmwood Park other than one (1) and two (2) unit owner-occupied dwellings used exclusively for dwelling purposes and buildings, structures and premises owned or operated by the Federal Government, Interstate Agencies or the State.
- b. The local enforcing agency shall faithfully comply with all the pertinent requirements of the Uniform Fire Safety Act and the Uniform Fire Code.

- c. The Fire Official must maintain a separate, running total for Uniform Fire Code Revenues.
- d. The Fire Official shall comply with all duties and responsibilities as listed in N.J.A.C. 5:71-3.3(a) and (b)

(Ord. No. 94-6 § 3; Ord. No. 2015-21)

**14-1.4A Duties of the Fire Inspector.**

- a. The Fire Inspector shall work under the Fire Official and shall carry out any additional duties and tasks asked of him or her by the Fire Official.
- b. The Fire Inspector shall comply with all duties and responsibilities as listed in N.J.A.C. 5:71-3.3(c).

**14-1.5 Organization.**

- a. The Bureau of Fire Prevention, as the local enforcing agency, established by subsection 14-1.3 shall be a separate agency from the Fire Department, under the direct supervision and control of the Fire Official, who shall report to the Mayor and Borough Council.
- b. The Mayor and Borough Council shall set the hours of operation of the Bureau of Fire Prevention with recommendations from the Fire Official.
- c. The Bureau of Fire Prevention shall have at least one (1) paid inspector.
- d. The local enforcing agency shall be operated by the Fire Official, subject to paragraphs a. and b. above.

(Ord. No. 94-6 § 4; Ord. No. 2015-21)

**14-1.6 Appointments, Qualifications, Term of Office, Removal.**

- a. *Appointment and Qualifications of Fire Official.* The Fire Official shall be certified by the State and appointed by the Governing Body as required by the New Jersey Civil Service Commission.
- b. *Appointment and Qualifications of Inspectors and Other Employees.* Inspectors and other employees of the enforcing agency shall be appointed by the Governing Body upon the recommendation of the Fire Official. All life hazard use inspectors shall be certified by the State.
- c. *Term of Office.* The Fire Official shall serve pursuant to the rules established by the New Jersey Civil Service Commission.
- d. *Removal from Office.* The Fire Official, inspectors and other employees of the agency shall be subject to removal by the Governing Body for just cause. Before removal from office, all persons shall be afforded an opportunity to be heard by the Governing Body or a hearing officer designated by the same and as required by the New Jersey Civil Service Commission.

(Ord. No. 94-6 § 5; Ord. No. 2015-21)

**14-1.7 Life Hazard Uses.**

The Bureau of Fire Prevention established by subsection 14-1.3 shall carry out the periodic inspections of life hazard uses required by the Uniform Fire Code on behalf of the Commissioner of the New Jersey Department of Community Affairs. (Ord. No. 94-6 § 6)

**14-1.8 Non-Life Hazard Uses.**

- a. In addition to the registrations required by the Uniform Fire Code, the following non-life hazard uses shall register with the Bureau of Fire Prevention. These uses shall be inspected once per year and shall pay an annual fee as set forth below:

Use	Description	Fee
A-1	Assembly Occupancy with occupancy load between 1 and 49	\$75
B-1	All buildings and/or occupancies of business use which do not exceed 2,500 square feet	\$60
B-2	All buildings and/or occupancies of business use which are 2,501 square feet but 4,000 square feet or less	\$120
B-3	All buildings and/or occupancies of a business use which are 4,001 square feet but 8,000 square feet or less	\$180
B-4	All buildings and/or occupancies of a business use which are 8,001 square feet but 12,000 square feet or less	\$280
B-5	All buildings and/or occupancies of a business use which are greater than 12,001 square feet	\$350
M-1	All buildings and/or occupancies of mercantile use which do not exceed 2,500 square feet	\$75
M-2	All buildings and/or occupancies of mercantile use which are 2,501 square feet but 4,000 square feet or less	\$150
M-3	All buildings and/or occupancies of mercantile use which are 4,001 square feet but 8,000 square feet or less	\$225
M-4	All buildings and/or occupancies of mercantile use which are 8,001 square feet but 12,000 square feet or less	\$300
M-5	All buildings and/or occupancies of mercantile use which are greater than 12,001 square feet	\$375
S-1	All buildings and/or occupancies of storage use which do not exceed 5,000 square feet	\$200
S-2	All buildings and/or occupancies of storage use which are 5,001 square feet but less than 10,000 square feet	\$400
S-3	All buildings and/or occupancies of storage use which are 10,001 square feet or greater	\$600
R-1	Residential 1 & 2 family non-owner occupied dwellings	\$75
R-2	Residential 3 to 10 units per building	\$175
R-3	Residential 11 to 20 units per building	\$300
R-4	Residential 21 to 30 units per building	\$500
R-5	Residential 31 to 40 units per building	\$550
R-6	Residential 41 to 50 units per building	\$600
R-7	Residential 50 units and up, per building (\$325 + \$15 per every dwelling unit above 50 units)	\$600+\$15per

b. One and two family owner occupied shall be inspected and charged a fee only upon sale or change of tenant.

c. Uses not classified above that are subject to the Uniform Fire Code will be classified as business uses.

d. Uses required to register with the State as life hazard uses shall not be required to register under this section.

e. In the discretion of the Fire Official, vacant buildings will be charged and inspected according to the previous use of the building.

f. All residential uses shall be inspected to comply with the Uniform Fire Code.

(Ord. No. 94-6 § 7; Ord. No. 2017-12)

**14-1.9 Permits and Certificate of Fire Code Status.**

a. The application fees for the permits listed in N.J.A.C. 5:70 et seq. shall be as follows:

Type 1	\$ 54.00
Type 2	\$214.00
Type 3	\$427.00
Type 4	\$641.00
Type 5	Reserved

b. The cost for the issuance of a Certificate of Fire Code Status shall be \$25.00.

(Ord. No. 94-6 § 8; Ord. No. 04-27 § I)

**14-1.10 Technical Amendments.**

a. Smoke Detector and Carbon Monoxide Detector and Portable Fire Extinguisher.

1. Residential Smoke Detectors Required.

(a) Smoke detectors are required upon the sale, rental, transfer or lease of a one (1) or two (2) family dwelling unit. Smoke detectors shall be installed in each dwelling unit, as defined in N.J.A.C. 5:70-4.19 and maintained in accordance with NFPA 72, upon the sale, rental, transfer or lease of any dwelling unit in the Borough of Elmwood Park. As of January 1, 2019 ten-year sealed battery-powered single station smoke alarms shall be installed and shall be listed in accordance with ANSI/UL 217, incorporated herein by reference. However, A/C-powered single or multiple-station smoke alarms installed as part of the original construction or rehabilitation project shall not be replaced with battery-powered smoke alarms.

(b) The installation of an A.C. powered smoke detector system shall be processed as required for new work under the Elmwood Park Building Code.

(c) Each dwelling unit sold, rented, leased or transferred shall have a minimum of one (1) smoke detector on each level. A floor area separated by three (3) or more risers from another floor area shall be considered a separate level. Where a basement exists, a smoke detector shall be installed on the basement ceiling. Smoke detectors may not be required in an unoccupied attic.

(d) In order to achieve compliance with this act, smoke detectors are required to be approved by the Underwriter's Laboratories, Factory Mutual Research Corp., or other approving agency.

(e) Alarm signals from the smoke detectors shall be clearly audible in all the rooms on the level on which the smoke detector is installed when all intervening doors are closed.

(f) Smoke detectors may be powered by either ten-year sealed battery or A.C. electricity. The installation of the smoke detectors shall be governed by the applicable sections of the National Fire Protection Association (NFPA) Standards No. 72E or 74.

(g) Carbon monoxide alarms shall be installed in all dwelling units except for units in buildings that do not contain a fuel-burning device or have an attached garage, as follows:

1. Single station carbon monoxide alarms shall be installed and maintained in the immediate vicinity of any sleeping area(s).

2. Carbon monoxide alarms may be battery-operated, hard-wired or of the plug-in type and shall be listed and labeled in accordance with UL-2034 and shall be installed in accordance with the requirements of this section and NFPA-720.



(h) Portable Fire Extinguishers shall be installed and maintained in accordance with N.J.A.C. 5:70.

2. Maintenance Responsibility.

(a) Sellers, transferors or lessors of any and all dwelling units subject to this chapter shall be responsible for the correct installation and maintenance of smoke detectors and carbon monoxide detectors and portable fire extinguishers.

(b) The owner of a rental unit shall, at the time of installation of the smoke detector, carbon monoxide detector and portable fire extinguisher, and thereafter at the commencement of each new tenancy, provide to the tenant at least one (1) copy of written instruction on the operation, maintenance, and testing of the smoke detector(s) and carbon monoxide detector(s), including the replacement of batteries in the battery operated unit.

(c) The owner of each rental unit shall be responsible for the proper maintenance of the smoke detectors carbon monoxide detectors, including the replacement of batteries, repair or replacement of the unit in accord with the standards hereinabove set forth.

3. Inspections & Records.

Upon the sale of a one- or two-family residence or the rental, lease or transfer of any dwelling unit, the seller, landlord or transferor is required to obtain from the Elmwood Park Fire Prevention Bureau, a smoke detector and carbon monoxide detector and portable fire extinguisher Certificate of Inspection, certifying that the smoke detectors and carbon monoxide detectors and fire extinguishers are in compliance with the provisions of the New Jersey Uniform Fire Code.

4. Fees.

(a) Applications for the smoke detector and carbon monoxide detector and portable fire extinguisher certificate of inspection shall be made to the Elmwood Park Fire Prevention Bureau, 182 Market Street, Elmwood Park, New Jersey 07407, with the application fee prepaid after the receipt of said application, the Fire Official shall have the premises inspected to determine whether the same complies with the terms of the New Jersey Uniform Fire Code. If it complies, a certificate will be issued.

(b) Rental unit inspection fee \$100.00 per unit

(c) Single family residential sale inspection fee \$100.00

(d) Two family residential sale inspection fee \$125.00

(e) Three family residential sale inspection fee \$150.00

(f) Four family residential sale inspection fee \$175.00

(g) Five family residential sale inspection fee \$200.00

(h) Should the inspection reveal a failure five days shall be given to correct the violations and a reinsertion fee of \$25.00 may be imposed and the fee shall be paid before the reinsertion.

(i) Should the re-inspection reveal a second failure three days shall be given to correct the violations and a re-inspection fee of 60.00 shall be imposed and paid before the reinsertion.

(j) Should no one be at the residence to allow the inspector in for inspection a no show fee of \$25.00 shall be imposed and paid before a new inspection date is given.

5. Tampering with System. It is illegal for any person to disable or vandalize any fire detection device or system (N.J.S.A. 5:70 et seq.), and that person shall be subject to a penalty of up to one thousand (\$1,000.00) dollars per occurrence.

6. A penalty may be imposed under N.J.S.A. 52:26D-198.3 Fines for Noncompliance.

Up to \$500.00 (five hundred) for Smoke and or CO noncompliance.

Up to \$100.00 (one hundred) for fire extinguisher noncompliance.

b. Posting of Truss Buildings (P.L. 1991, CH 188).

1. Truss Structures. When the Fire Prevention Bureau shall identify a structure as being of truss-type construction, they shall notify the owner of the building, in writing, of the requirements of this article and in accordance with the New Jersey Uniform Fire Code, 5:70 et seq.

2. Truss Emblem. Upon receipt of such notification, the owner shall be required to permanently affix to said building a truss emblem. The emblem shall be of a bright and reflective color, or made of reflective material. The shape of the emblem shall be an isosceles triangle and the size shall be twelve (12) inches horizontally by six (6) inches vertically. The following letters, of a size and color to make them conspicuous, shall be printed on the emblem: "F" to signify a floor with truss construction: "R" to signify a roof with truss construction: or "F/R" to signify both a floor and roof with truss construction. Along the bottom edge of the sign, it shall be imprinted in 1" green letters "Sprinklered" if the building is sprinklered and "Unsprinklered" if the building is unsprinklered.

3. Truss Emblems on residential structures shall be obtained from the fire prevention bureau and affixed on or near the electrical meter pan.

c. Opening Burning.

The following provisions are general provisions for precautions against fire to be applied to the use of all properties. Any permitted burning must comply with "Control and Prohibition of Open Burning" by the New Jersey Department of Environmental Protection New Jersey Air Pollution-Control Code, effective October 11, 1971, and all subsequent revisions thereof. Proper permits shall be obtained from the Fire Official.

d. Exterior Exits.

1. Obstructions. No person shall at any time place an encumbrance of any kind upon any fire escape, balcony or ladder intended as a means of escape from fire, nor shall any person place or maintain any obstruction or leave standing or park any automobile or other vehicle in any driveway or alleyways which is liable to interfere with the operation of any Fire Department equipment or egress of occupants in case of fire. Any vehicle parked or left standing in violation hereof shall be deemed a nuisance and a menace to safety, and any Fire Inspector or Police Officer of the Borough of Elmwood Park may remove and store or cause said vehicle to be removed and stored and the owner thereof shall pay the reasonable costs for the removal and storage which may result from such removal before regaining possession of the vehicle. In addition to the foregoing, the person who parked or left such vehicle standing in violation hereof shall upon complaint being made and upon conviction, be subject to the penalties provided in N.J.A.C. 5:70-1 et seq.

2. Maintenance. All exterior stairways and fire escapes shall be kept free of snow and ice. They shall be properly painted and maintained in a safe condition at all times. The owners or lessees of any property upon which there is a driveway or alleyway that is or may be used for parking of vehicles which is liable to interfere with the operation of the Fire Department or egress of occupants in case of fire shall, within ten days after notice is given to them therefor by the Fire Official, procure and install appropriate signs approved by the Fire Official giving notice of the prohibition of parking of vehicles or placing or maintaining any obstruction in any such driveway or alleyway. In addition to any signs installed in accordance herewith, the owners and lessees of said property, when further required by the chief inspector, shall also cause word markings, colored yellow, to be placed on the pavement within said driveway or alley containing the following message, "Fire Zone No Parking".

e. Automatic Alarm Systems. To control false alarms and insure proper maintenance of automatic fire reporting systems.

1. Emergency Contacts. Any person or organization using an automatic detection or fire alarm system to report a fire in the Borough of Elmwood Park shall provide the Fire Department and Fire Prevention Bureau with a list of three emergency contact names and telephone numbers of people who can be reached twenty-four (24) hours a day, seven (7) days a week, in case the alarm is activated, within three (3) months following final passage of this chapter. In the absence of this list, or not being able to contact the person on the list, the Fire Department and the Police Department will be empowered to use forcible entry equipment to enter the building to investigate the cause of alarm.

2. Building Complex Indicator. Any location having more than one (1) building in a complex, but reporting the fire location as the main building location, shall have an indicating panel showing the location of the building or area where the fire alarm was activated. This indicating panel shall be visible from the outside of the building.

3. Fire Bell Marking. Any fire detector system with an outside bell or other audible indicator, shall be RED in color and marked "Fire Alarm, when sounding call 911" to indicate it is a part of the Fire Alarm System.

4. False Fire Alarms. Any repeated false fire alarms caused by a malfunctioning detection system, shall be deemed a violation of this Code and subject to the penalties provided. In case of a false alarm, any person having knowledge thereof shall immediately notify the Fire Official. In case of false alarms, the Fire Prevention Bureau shall cause an investigation to be made and keep an annual record of said alarms on file for each given year. For each false alarm, the following penalties are described: for the first false alarm, a verbal warning shall be issued; for the second false alarm a written warning shall be issued, for the third false alarm a fine of two hundred and fifty (\$250.00) dollars; for the fourth false alarm, a fine of five hundred (\$500.00) dollars; for the fifth and subsequent false alarms, a fine of five hundred dollars (\$500.00) dollars per occurrence shall be paid to the Borough of Elmwood Park Fire Prevention Bureau. A successive false alarm shall be defined as an alarm indication on the same system not caused by an actual alarm of fire.

5. Sprinkler Alarm Systems. It is recommended that each separate sprinkler system (automatic fire suppression system) have a separate location code sent to a central station, and have an external indicating alarm. It is required that a maximum of three sprinkler systems may use the same location code to a central station. A floor plan of the building area showing the riser locations and the area protected by each riser must be provided to the Fire Department.

- f. Access to Fire Hydrants. To insure access to fire hydrants in the Borough of Elmwood Park for the safety and welfare of the public, a clear area of five (5) feet must be maintained in all directions from the fire hydrant as well as meeting the road side parking requirements.

The owner or lessee of any property within five (5) feet of a fire hydrant shall be responsible to see that a five (5) foot clear space is provided in all directions from the fire hydrant. The requirements of this paragraph shall be completed by the responsible party not later than twenty-four (24) hours after any natural obstruction such as snow shall prevent access to the fire hydrant and within twelve (12) hours of any other type of obstruction.

Upon the failure of any person in maintaining the open space for all fire hydrants in accordance with this paragraph, shall be deemed a violation of the Fire Safety Code, shall be required to appear in the Borough of Elmwood Park Municipal Court and shall be fined up to five hundred (\$500.00) dollars at the discretion of the Judge of the Borough of Elmwood Park.

The Elmwood Park Police Department and the Elmwood Park Fire Prevention Bureau shall be responsible for the strict enforcement of the aforementioned Access to Fire Hydrants.

- g. Rapid Entry System.

1. Buildings; General. All new commercial and/or manufacturing buildings constructed after the effective date of this section, all existing commercial and/or manufacturing buildings which undergo remodeling in excess of one thousand (\$1,000.00) dollars after the effective date of this section, and all existing commercial and/or manufacturing buildings within twenty-four (24) months of the effective date of this section, shall be provided with a master key KNOX BOX at a location approved by the Fire Prevention Bureau. Such box shall be provided with master keys necessary for

access to all portions of the premises. Such box and keys shall be provided prior to occupancy and/or final inspection.

2. Buildings with Elevators. All buildings equipped with elevators shall be provided with a master key KNOX BOX as in section 1. above.

The building owner/manager shall provide:

(a) Two (2) sets of keys for entry to building and all portions of premises.

(b) Two (2) sets of elevator control keys if elevators are equipped with Fire Department bypass switches.

h. Reserved

i. Fire Zones/Fire Lanes. Fire zones/fire lanes shall be enforced jointly by the Police under Ord. 82-15, and Fire Prevention Bureau under N.J.A.C. 5:70-1 et seq.

1. The Fire Official, with the approval of the chief executive officer of the Fire Department and the Chief of Police of the jurisdiction, may designate fire lanes on private property to which the public is invited or which is devoted to public use, if it is necessary to provide safety for the public or to provide proper access for the Fire Department operations in the event of an emergency.

2. Whenever a determination has been made for the fire lane designation, pursuant to (1) 1 above, the Fire Official shall notify the owner of the property in writing by certified mail, or by hand delivering such notice, specifically describing the area designated and the reason for making the designation.

3. The marking of fire lanes shall be the responsibility of, and at the expense of, the property owner and shall be accomplished within thirty (30) days of the receipt of the notification.

4. It shall be a violation of this Code for any person to park a motor vehicle in or otherwise to obstruct a fire lane.

5. Refer to 14-5.4 Violations and Penalties.

(Ord. No. 94-6 § 9; Ord. No. 04-27 §§ I, II; Ord. No. 11-09 § 2; Ord. No. 2015-11)

j. Mobile Food Truck/Trailer Safety

a. Definitions.

As used in this subsection:

Food cart shall mean a cart or other movable device used on the public sidewalks or in public places or roadways, which uses propane or similar fuel for its operation, and is not licensed as a food truck or food trailer.

Food trailer shall mean a non-motorized vehicle designed to be towed by a motorized vehicle registered and able to be operated on the public roadways of the State of New Jersey, in which ready to eat food is cooked, wrapped, packaged, processed or portioned for sale or distribution.

Food truck shall mean a motorized vehicle registered and able to be operated on the public roadways of the State of New Jersey, in which ready to eat food is cooked, wrapped, packaged, processed or portioned for sale or distribution.

Food vehicle shall mean a food truck, food trailer or food cart.

Food vendor or vendor shall mean the owner, owner's agent or representative, or operator of a food vehicle.

Special event shall mean a private or public sporting, cultural, business, charitable or other type of unique activity, including but not limited to, a party, celebration, fair, festival, fundraiser, promotion, show, concert, presentation, entertainment or film production, occurring for a limited or fixed duration.

b. Application for Annual Inspection: Certificate of Approval.

1. A food vendor shall apply to the Bureau of Fire Prevention for an inspection.
2. The application fee shall be one hundred fifty (\$150.00) dollars. Payment of the fee shall be made at the time the application is filed.
3. If a vendor's application is denied for failure to satisfy inspection requirements, the vendor may file an application for a re-inspection. No fee will be required for the first re-inspection, provided that the application is filed within 30 days of the denial. An application fee shall be required for all other re-inspections.
4. A certificate of approval shall be issued to a vendor whose application for an inspection has been approved by the Bureau of Fire Prevention. The certificate of approval shall be valid from January 1 to December 31 of the year in which it was issued.
5. A certificate of approval shall be displayed prominently in or on the food vehicle.
6. An application for an inspection to renew a certificate of approval shall be filed with the application fee prior to December 31 of the year in which it was issued.
7. A certificate of approval does not give the vendor the approval to operate anytime or anywhere with-in the Borough of Elmwood Park. A certificate of approval means they have been inspected and meet the minimum requirements. This certificate affords them the opportunity to obtain an inspection certificate for an even in order to operate at a reduced rate of ten (10.00) dollars per event. A copy of their certificate of approval shall accompany the ten dollar payment to receive the discount.

c. Inspection Required.

1. No food vehicle shall be operated without first having filed an application for an inspection which has been approved by the Bureau of Fire Prevention.
2. The Bureau of Fire Prevention shall issue a checklist containing the specific requirements for approval of an application for an inspection. The checklist shall be made available to the public.
3. Nothing contained in this subsection shall limit the authority of the Bureau of Fire Prevention to inspect a food vehicle at any time to determine if it meets the specific requirements contained in the checklist.

d. Application for Inspection: Certificate of Approval.

1. A food vehicle for which an inspection is required shall not be operated with-in the Borough of Elmwood Park unless an application for an inspection with the application fee is filed no later than 14 days before the event and a certificate of approval is issued the day of the event.
2. The Bureau of Fire Prevention shall have the discretion to accept an application for an inspection for an event that is filed later than 14 days before the event, provided that the vendor pays an additional late service fee of twenty five (\$25.00) dollars. The Bureau of Fire Prevention shall have the discretion to waive the late service fee in appropriate circumstances.
3. A food vendor shall apply to the Bureau of Fire Prevention for an inspection.
4. The application fee shall be sixty (\$60.00) dollars. Fifty four (\$54.00) dollar permit fee and six (\$6.00) dollar administrative fee. Payment of the fee shall be made at the time the application is filed.
5. A certificate of approval shall be issued to a vendor whose application for an inspection has been approved by the Bureau of Fire Prevention, and a satisfactory inspection has been completed.
6. A certificate of inspection shall be displayed prominently in or on the food vehicle.

e. Checklist Requirements for Food Vehicle Inspection.

1. A vendor shall satisfy the following inspection requirements which shall appear on a checklist issued by the Bureau of Fire Prevention:
  - (a) Fire Extinguisher.
    - (1) The fire extinguisher required to be mounted in a food vehicle shall be an ABC type, minimum of one 5 lb. extinguisher.

(2) A K type of fire extinguisher shall be required and mounted in the food vehicle if the vendor is using any oils or anything that could cause a grease vapor.

(b) Hood Suppression System.

A hood suppression system that meets or exceeds National Fire Protection Association standards for ventilation control and fire prevention (NFPA 96) shall be required for any food vehicle that creates or emits grease vapors.

(c) Propane Storage and Appliances.

(1) Propane hoses shall be free of leaks.

(2) Propane cylinders mounted on the outside of a food vehicle shall be placed and secured in a storage cabinet.

(3) A "no smoking" sign shall be prominently displayed in the area of propane cylinders.

(d) Generator.

(1) A generator shall be free of leaks or sparks emanating from the exhaust system.

(2) A generator shall discharge exhausts in a satisfactory manner.

(3) Exhausts shall not back up into the food vehicle.

(e) Smoke Detectors in Food Trucks.

(1) Smoke detectors shall be placed between the cooking area and the driver's cab.

(2) Smoke detectors shall be in operation while the food truck is in motion.

(f) Carbon Monoxide (CO) Detectors in Food Trucks and Food Trailers.

(1) Food truck: The CO detector shall be mounted between the cooking area and driver's cab.

(2) Food trailer: The CO detector shall be mounted in the area where the generator is located.

(3) The CO detector shall be in operation at all times.

(g) Propane Gas Sensor.

(1) Food trucks and trailers: A propane gas sensor shall be mounted in the area of the propane cylinders and inside of the cooking area.

(2) Nothing contained in this subsection shall limit the authority of the Bureau of Fire Prevention to supplement checklist requirements in a particular case in the interest of public safety.

k. Solar Panel Emblem Posting

(a) Identifying emblems shall be permanently affixed to the front of structures hosting or being powered by photovoltaic electrical power either on the roof or adjacent to the building.

1. The solar emblem shall be a Maltese cross shape, constructed of durable material, with a white reflective background with red letters. Numerals and letters shall be Roman or Latin as required.

i. The sign shall be six inches by six inches (152 mm by 152 mm).

ii. The height or width of each Maltese cross wing area shall be one and one-eighth inches (29 mm) and have a stroke width of one-half inch (13 mm).

iii. The center of the Maltese cross, a circle or oval, shall be three inches (76 mm) in diameter and have a stroke width of one-half inch (13 mm).

iv. All letters and numerals shall be one and one-quarter inch (32 mm) in height and have a stroke width of one-quarter inch (six mm).

v. The letters PV shall be located in the center circle of the Maltese cross to identify the presence of solar photovoltaic systems. The wording ROOF MOUNTED and/or ADJACENT

shall be located immediately beneath the Maltese cross identifying where the solar panels are located.

2. The emblem shall be permanently affixed to the left of the main entrance door at a height between four and six feet above the ground and shall be installed and maintained by the owner of the building.

i. Premises already equipped with a truss construction sign may install the solar sign immediately above the truss sign.

(b) Detached one- and two-family residential structures shall be exempt from the signage provisions.

(c) The owner of any residential structure or nonresidential structure who installed a roof mounted solar photovoltaic system on or after January 17, 2014, or has installed or provided for the installation of a roof mounted solar photovoltaic system prior to January 17, 2014, shall provide a written notification to the local fire official, which shall include, but need not be limited to:

1. The name of the property owner or owners, as well as the address of the residential structure or nonresidential structure upon which the solar photovoltaic system has been installed, and the name of the owner or owners and the address of any other adjacent structure served by the solar photovoltaic system; and
2. The year that the roof mounted solar photovoltaic system was installed on the residential structure or nonresidential structure.

(d) A copy of a permit filed pursuant to N.J.S.A. 52:27D-198.17.1.c or written notification issued pursuant to N.J.S.A. 52:27D-198.17.1.d shall be kept on file by the chief of the local fire department.

1. The address of the residential structure or nonresidential structure, the address of any other adjacent structure served by the solar photovoltaic system, and any additional information regarding the solar photovoltaic system shall be maintained in a registry by the fire department.

2. The information contained in the registry shall serve to alert firefighters, when responding to an emergency situation, that a residential structure or nonresidential structure is equipped with, or is served by, a roof mounted solar photovoltaic system and that reasonable precautions may be necessary when responding to the emergency.

## 1. Fire Watch

### a. Request or Order for Fire Watch.

1. A request for a fire watch shall be made in writing to the Fire Official at least ten days prior to an event where practicable, unless an emergent situation is present.

2. The Fire Official shall have the authority to order a fire watch for an emergent situation or for an event for which the Fire Official determines a fire watch is necessary.

### b. Conditions of Employment of Fire Watch Personnel.

All fire prevention officers or firefighters of the Borough as fire watch personnel shall be treated as employees of the Borough provided, however, that wages earned for such employment shall not be applied toward the pension benefits of regular full-time Borough employees serving as fire watch personnel, and all hours worked in such employment shall not be compensable as overtime.

### c. Assignment of Fire Watch Personnel.

1. The Fire Official shall determine the number of personnel necessary for each event or emergent situation for which a fire watch is required.

a. The fire watch personnel shall be selected from employees serving in the Borough's Bureau of Fire Prevention, or members of the Fire Department.

i. Any member serving as fire watch personnel shall be certified at a minimum of Firefighter One and possess a Fire fighter One certificate issued by the division of fire safety.

- b. Businesses may elect to provide their own fire watch personnel. Should they choose to do this, documentation of ability to perform the duties and responsibilities shall be supplied to the fire official.
  - i. If documentation cannot be supplied, a training class given by the fire prevention bureau shall be supplied at a cost of one hundred fifty (\$150.00) dollars per 15 students.
  - ii. This fee shall be paid directly to the fire prevention bureau.
- 2. Documentation of fire watch inspections with signatures of persons inspecting shall be submitted to the fire prevention bureau for the file.

d. Payment for Fire Watch Services by Property Owners.

Payment for a fire watch on private property shall be made by the property owner or tenant in accordance with the following:

- 1. Compensation for each employee assigned to the fire watch: one hundred dollars (\$100.00) per hour, paid to the Elmwood Park Fire Prevention Bureau
- 2. Administrative fee: twenty dollars (\$20.00) per hour shall be deducted from the one hundred dollars and paid to the fire prevention bureau.
- 3. Personnel Payment: eighty dollars (\$80.00) per hour shall be paid to the individual performing the fire watch.
- 4. Payments for a non-emergent fire watch shall be made in advance in accordance with a statement issued by the Borough. The statement shall include the administrative fee and an estimate of compensation to be paid to employees. If the actual amount of compensation to employees exceeds the estimate, a supplemental statement shall be issued by the Borough. If the estimate exceeds the actual amount of compensation to employees, the property owner shall be reimbursed for the overpayment.
- 5. Payments to fire watch personnel shall be made to the person or persons by the Borough.
- 6. The Fire Official shall have the discretion to waive payment for a fire watch in appropriate circumstances.

**14-1.11 Board of Appeals.**

Pursuant to Sections 15 and 17 of the Uniform Fire Safety Act, any person aggrieved by any action of the local enforcing agency shall have the right to appeal to the local Construction Board of Appeals. If no such body exists, appeals shall be made to the County Construction Board of Appeals. (Ord. No. 94-6 § 10)

**14-1.12 Enforcement, Violations and Penalties.**

Enforcement, violations and penalties shall be managed in conformity with the Uniform Fire Safety Act, the Uniform Fire Code and all other laws of the State of New Jersey. (Ord. No. 94-6 § 11)

**14-2 Hazardous Materials Spills, Fires or Leaks; Reimbursement to Borough.**

**14-2.1 Definitions.**

As used in this section:

*Expendable items* shall mean any items used to extinguish any fire or stop or contain any leak or spill involving any hazardous materials which cannot be reused or cannot be replenished without cost after that particular fire, leak or spill. These shall include, but are not restricted to, firefighting foam, chemical extinguishing agents, absorbent material, sand,



recovery drums and specialized protective equipment to include but not restricted to acid suits, acid gloves, goggles and protective clothing.

*Hazardous material* shall mean any material solid, liquid or gas listed as such under the NFPA Guide of Hazardous Materials or Department of Transportation Guide Book.

*Vehicle* shall mean any motorized equipment, registered or unregistered, including but not limited to passenger cars, motorcycles, trucks, tractor trailers, construction equipment, farm machinery, airplanes and jet planes.

*Vessel* shall mean any container, drum, box, cylinder or tank used to hold or contain or carry or store any hazardous material.

(Ord. No. 95-8 § A)

#### **14-2.2 Purpose.**

a. This section provides for the reimbursement for or the replacement of the specialized and sometimes non reusable equipment required by State and Federal regulations to be made available in the Borough in case of fire, leakage or spillage involving any hazardous material.

b. This section entitles the Borough of Elmwood Park to reimbursement for any expendable items by the Borough or any of its agencies in extinguishing any fire, stopping or containing any leak or controlling any spill of hazardous materials.

(Ord. No. 95-8 § B)

#### **14-2.3 Reimbursement for Expendable Items.**

Reimbursement to the Borough for any expendable items used shall be made by the following parties:

a. The owner or operator of any vehicle responsible for any fire, leak or spill of hazardous material.

b. The owner or person responsible for any vessel containing hazardous material involved in any fire, leak or spill on public or private property whether stationary or transit, whether accidental or through negligence.

c. The owner or person responsible for any property from which any leak or spill of hazardous material emanates, whether accidental or through negligence.

d. Any person responsible for any fire, leak or spill of hazardous material on public or private property, whether accidental or through negligence.

(Ord. No. 95-8 § C)

#### **14-2.4 Reimbursement for Services.**

Any person or company responsible for any fire, leak or spill involving a hazardous material must provide reimbursement in accordance with the schedule which is on file in the office of the Borough Clerk for services rendered by any recovery company, towing company, Fire Department or other technical assistance called for by the Volunteer Fire Department to handle such incident. (Ord. No. 95-8 § D)

#### **14-2.5 Payment.**

Any person, owner or company responsible for any fire, leak or spill of hazardous material shall reimburse the Borough of Elmwood Park for the full price of any expendable items used to extinguish such a fire, stop or contain such a leak or control such a spill within a period of forty-five (45) days after receipt of a bill for such items from the Borough of Elmwood Park. (Ord. No. 95-8 § E)

#### **14-2.6 Violations and Penalties.**

Any person, owner or company responsible for any fire, leak or spill of hazardous material who fails to reimburse the Borough of Elmwood Park within the time set forth in this section shall be liable to the penalty stated in Chapter I, Section 1-5. (Ord. No. 95-8 § F)

#### **14-3 Regulation and Disposal of Flammable Materials.**

##### **14-3.1 Bonfires.**

a. No person shall burn or cause to be burned any trash, lumber, leaves, straw or any other combustible material in any street, alley or vacant lot, without a permit from the Fire Marshall, except when such burning shall be done in screened metallic receptacles approved by him and under such proper safeguards as he may direct.

b. On any lot containing a building, no person shall burn, or cause to be burned, any materials, other than firewood, and then only in an approved device, such as a chimera or patio fireplace. This provision shall be enforced by the Elmwood Park Fire Chief or his or her designee.

(1969 Code § 32-13; Ord. No. 2017-38)

##### **14-3.2 Hot Ashes and Other Dangerous Materials.**

Ashes, smoldering coals or embers, greasy or oily substances and other matter liable to spontaneous ignition, shall not be deposited or allowed to remain within ten (10) feet of any combustible materials, except in metal or other noncombustible receptacles. Such receptacles shall be placed on noncombustible stands, unless resting on a noncombustible floor or on the ground outside the building, and shall be kept at least two (2) feet away from any combustible wall or partition. (1969 Code § 32-14)

##### **14-3.3 Accumulations of Combustible Materials; Disposal.**

a. No person shall permit to remain upon any roof or in any court, yard, vacant lot or open space, any accumulation of wastepaper, hay, grass, straw, weeds, litter or combustible or flammable waste or rubbish of any kind.

b. Every person making, using, storing or having charge or control of any shavings, excelsior, rubbish, sacks, bags, litter, hay, straw or combustible trash, waste or fragments shall at the close of each day cause all such material which is not compactly baled and stacked in an orderly manner to be removed from the premises or stored in suitable vaults or in metal or metal-lined and covered receptacles or bins. Suitable presses shall be installed in stores, apartment buildings, factories and similar places where accumulations of paper and waste materials are not removed at least every second day.

(1969 Code § 32-15)

##### **14-3.4 Flammable Decorations.**

a. Cotton batting, straw, dry vines, leaves, trees, celluloid or other flammable materials shall not be used for decorative purposes in show windows or in stores without a permit from the Fire Official.

b. Paper and other readily flammable materials shall not be used for decorative purposes in any place of public assembly unless such materials have first been treated to render them flameproof to the satisfaction of the Fire Official.

(1969 Code § 32-16)

##### **14-3.5 Violations and Penalties.**

a. A person who shall violate a provision of this section or fail to comply therewith, or who shall violate or fail to comply with any order or regulation made thereunder, or who shall build in violation of a detailed statement or plan submitted and approved thereunder, or of a permit issued thereunder, shall severally for each and every such violation and noncompliance be liable to the penalty stated in Chapter I, Section 1-5. The imposition of a penalty for a violation of this section shall not excuse the violation or permit it to continue, and such violation shall be remedied within a reasonable time; and each ten (10) days that such violation is permitted to exist shall constitute a separate offense.

- b. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.  
(1969 Code § 32-17; New)

#### **14-4 Fire Limits.**

##### **14-4.1 Purpose.**

Fire limits shall be established in conjunction with the adopted Borough Zoning Ordinance Map 78-6 and Municipal Zoning and Site Plan Review Ordinance for the protection of closely built commercial buildings against fire hazards, of fire spreading from building to building, and by supplementing restrictions on construction within such limits. (1969 Code § 32-34; Ord. No. 82-22)

##### **14-4.2 Fire Limits Established.**

- a. District - shall be all C.L. Local Commerce, C.G. General Commerce, and C.O. Office Districts as outlined on the Zoning Map. Designated boundary lines of said districts shall be considered limit areas.
- b. District - shall be all I.R. Restricted Industry and I.G. General Industry as outlined on Zoning Map. Designated boundary lines of said districts shall be considered limit areas. All residential districts or zones shall be considered to be “outside fire limits.”
- c. All nonconforming structures shall be considered within fire limits.
- d. All buildings and structures and all additions to existing buildings and structures hereafter erected within the boundaries of the fire limits shall be of Type 1, 2, 4, or 5 Construction of the Uniform Construction Code.
- e. Fire limits shall comprise the areas containing congested business, commercial and industrial uses or in which such use is developing.  
(1969 Code § 32-35; Ord. No. 82-22)

#### **14-5 Parking in Fire Zones or Fire Lanes Prohibited.**

##### **14-5.1 Purpose.**

The purpose of this section is to control the parking of motor vehicles in certain areas and locations designated as fire zones, pursuant to the provisions of and in accordance with the authority of N.J.S.A. 40:48-2.46. (1969 Code § 80-35; Ord. No. 82-15)

##### **14-5.2 Parking in Fire Lane Prohibited.**

No person shall park or locate a motor vehicle in any area containing more than a three (3) family dwelling unit between the buildings, or between the buildings and any street, road, or driveway which has been designated by the Fire Department as a fire lane. (1969 Code § 80-36; Ord. No. 82-15)

##### **14-5.3 Signs Required.**

Said fire lanes and/or fire zones shall be appropriately signed in the following style or designation, “Fire Lane - No Parking - Violators subject to a fine and towing at owners’ expense.” (1969 Code § 80-38; Ord. No. 82-15)

##### **14-5.4 Violations and Penalties.**

- a. Any person who shall violate the terms and provisions of this section shall be subject to a fine of one hundred dollars (\$100.00) plus costs of court for the first offense, and for second offense, a fine of one hundred fifty dollars (\$150.00) plus costs of court and for a third and subsequent offense a fine of two hundred (\$200.00) dollars plus costs of court.
- b. Second and subsequent offenses shall also subject the motor vehicle to be towed at the cost and expense of the owner thereof.  
(1969 Code § 80-37; Ord. No. 82-15; Ord. No. 91-13)

APPROVED:

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_

Erin Delaney, MPA  
Acting Borough Clerk

Introduced:

Adopted:

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-56-19**

**CONSENT AGENDA**

**RESOLUTION BY:  
SECONDED BY:**

**A RESOLUTION AUTHORIZING APPOINTMENT OF MUNICIPAL  
REPRESENTATIVES TO THE BERGEN COUNTY COMMUNITY DEVELOPMENT  
REGIONAL COMMITTEE**

**WHEREAS**, the Municipality of Elmwood Park has entered into a three year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act N.J.S.A. 40A:8a-1 et seq. and Title 1 of the Housing and Community Development Act of 1974; and

**WHEREAS**, said Agreement requires that the Municipal Council to appoint a representative and alternate and that the Mayor appoint a representative and alternate for the FY 2018-2019 term starting July 1, 2018 and ending on June 30, 2019.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council hereby appoints Francesco Caramagna as its representative and Joseph Dombrowski as its alternate and that the Mayor hereby appoints Michael Foligno as his representative and Erin Delaney as his alternate to serve on the Community Development Regional Committee for FY 2017-2018; and

**BE IT FURTHER RESOLVED** that an original copy of this resolution be sent via postage mail or email to Robert G. Esposito, Director; Bergen County Division of Community Development; One Bergen County Plaza, Fourth Floor; Hackensack, New Jersey 07601 | resposito@co.bergen.nj.us **as soon as possible and no later than Friday, January 18, 2019.**

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-57-19**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**AUTHORIZE PAYMENT FOR BOROUGH CLOCK INSTALLATION – MICHAEL  
VRICELLA CONSTRUCTION CO.**

**WHEREAS**, Michael Vricella Construction Co. completed the Borough Clock Installation located on Market Street; and

**WHEREAS**, the invoice has been reviewed by Alaimo Engineering and a recommendation has been made for the Borough to authorize payment;

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park that the payment of \$9,300.00 to Michael Vricella Construction Co. for their services is hereby authorized.

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

\_\_\_\_\_  
Roy Riggitano, Chief Financial Officer

\_\_\_\_\_  
Dated

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-58-19**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**AUTHORIZE PAYMENT FOR RECREATION BUILDING WALL REPAIRS –  
MICHAEL VRICELLA CONSTRUCTION CO.**

**WHEREAS**, Michael Vricella Construction Co. completed the Recreation Building Wall Repairs; and

**WHEREAS**, the invoice has been reviewed by Alaimo Engineering and a recommendation has been made for the Borough to authorize payment;

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park that the payment of \$2,700.00 to Michael Vricella Construction Co. for their services is hereby authorized.

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

\_\_\_\_\_  
Roy Riggitano, Chief Financial Officer

\_\_\_\_\_  
Dated

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-59-19**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**AUTHORIZE PAYMENT FOR ORCHARD, FRANKLIN, AND LEE STREET  
IMPROVEMENTS – AMERICAN ASPHALT & MILLING SERVICES**

**WHEREAS**, American Asphalt & Milling Services completed the Improvements for Orchard, Franklin, and Lee Streets; and

**WHEREAS**, the invoice has been reviewed by Alaimo Engineering and a recommendation has been made for the Borough to authorize change order #1 in the amount of \$37,383.35 and payment;

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park that change order #1 is approved and the payment of \$232,663.86 to American Asphalt & Milling Services for their services is hereby authorized.

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

\_\_\_\_\_  
Roy Riggitano, Chief Financial Officer

\_\_\_\_\_  
Dated

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated



**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-60-19**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**AUTHORIZE RELEASE OF PERFORMANCE SURVEY BOND & CASH BONDS –  
MOHAMMED AHMED/SARAH DONUTS, LLC**

**WHEREAS**, applicant Mohammed Ahmed/Sarah Donuts, LLC completed the site work at 463 Market Street, Block 1411, Lot 1 and has requested the release of Performance Guarantees posted for the project; and

**WHEREAS**, the request has been reviewed by Boswell Engineering and a recommendation has been made for the Borough to authorize said release;

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park that the following be released to Mohammed Ahmed/Sarah Donuts, LLC for completion of site work and is hereby authorized as follows:

**\$ 33,780.00 Cash Bond**

**\$333,720.00 Performance Surety Bond**

**\$ 2,000.00 Soil Moving Cash Bond**

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

\_\_\_\_\_  
Roy Riggitano, Chief Financial Officer

\_\_\_\_\_  
Dated

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-61-19**

**CONSENT AGENDA**

**RESOLUTION BY:**  
**SECONDED BY:**

**APPOINTMENT OF FIREFIGHTER – GREGORY KILEDJIAN – COMPANY #2**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park that the following named be and is hereby appointed as a Volunteer Firefighter for the Elmwood Park Fire Department Company #2:

**Gregory Kiledjian**

**BE IT FURTHER RESOLVED**, that said appointment is subject to the usual probationary period.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-62-19**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**APPOINTMENT OF FIREFIGHTER – STEVEN GARCIA – COMPANY #2**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park that the following named be and is hereby appointed as a Volunteer Firefighter for the Elmwood Park Fire Department Company #2:

**Steven Garcia**

**BE IT FURTHER RESOLVED**, that said appointment is subject to the usual probationary period.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_

Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-63-19**

**CONSENT AGENDA**

**RESOLUTION BY:  
SECONDED BY:**

**AUTHORIZE VACATION BUYBACK  
FRANK THORPE**

**WHEREAS**, the following employee has accumulated vacation days from previous years as an employee with the Borough of Elmwood Park; and

**WHEREAS**, it has been requested by said employee that he receive payment for such days;

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park that the following employee is hereby approved to receive vacation buyback as stated below:

<u>Employee</u>	<u>Amount of Days</u>	<u>Amount of Compensation</u>
Frank Thorpe	30 Days	\$23,519.30

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

\_\_\_\_\_  
Roy Riggitano, Chief Financial Officer

\_\_\_\_\_  
Dated

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-64-19**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**AUTHORIZE VACATION BUYBACK  
CHRIS LIPTAK**

**WHEREAS**, the following employee has accumulated vacation days from previous years as an employee with the Borough of Elmwood Park; and

**WHEREAS**, it has been requested by said employee that he receive payment for such days;

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park that the following employee is hereby approved to receive vacation buyback as stated below:

<u>Employee</u>	<u>Amount of Days</u>	<u>Amount of Compensation</u>
Chris Liptak	30 Days	\$18,757.06

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

\_\_\_\_\_  
Roy Riggitano, Chief Financial Officer

\_\_\_\_\_  
Dated

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-65-19**

**CONSENT AGENDA**

**RESOLUTION BY:**  
**SECONDED BY:**

**APPOINTMENT OF OEM DEPUTY COORDINATORS**

**WHEREAS**, the appointment of the Emergency Management Coordinator consists of a 3 year term per NJSA App. A:9-41; and

**WHEREAS**, OEM Deputy Coordinators may be appointed on a yearly basis;

**NOW THEREFORE BE IT RESOLVED**, that Captain Frank Thorpe, Nicholas Fedorsin and Kenneth Pressler are appointed as Deputy Emergency Management Coordinators for calendar year 2019; and

**BE IT FURTHER RESOLVED**, the salary is in agreement with the Salary Ordinance.

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

\_\_\_\_\_  
Roy Riggitano, Chief Financial Officer

\_\_\_\_\_  
Dated

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-66-19**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**ESTABLISHING MEMBERS OF THE STIGMA-FREE TASK FORCE**

**WHEREAS**, the Mayor and Council of the Borough of Elmwood Park in an attempt to focus attention and bring awareness to Mental Health and Stigma, wishes to establish members for it's stigma-free task force; and

**WHEREAS**, by the Mayor and Council of the Borough of Elmwood Park that we do hereby establish a Stigma-Free Task Force consisting of 22 members appointed on an annual basis; and

**NOW THEREFORE BE IT RESOLVED**, that the following persons are hereby appointed to the Elmwood Park Stigma-Free Task Force:

Mayor Francesco A. Caramagna  
Council Liaison Sandy Balistrieri  
Nadja Capan-Lopez – EPTA  
Stalin Guzman – EPTA  
Yamilet Capan-Lopez – EPTA  
Chris Liptak – Law Enforcement  
Pete Pais – Ambulance  
Michael Sulick – Fire Department  
Dorin Asparas – Board of Education  
Denise Ingui – Rare is Beautiful  
Jeff Leider – Let Them Be Little  
Councilwoman Lorraine Pellegrine – Board of Health  
Doris Wechtler – EPTA  
Lori Sproviero – EPTA  
Caitlyn Miller – Student  
Nick Balistrieri – Student  
Pastor Mike Capron – Clergy  
Danielle Leva - Schools  
Scott Karcz – DPW  
Chakib Fakhoury – Board of Recreation  
  
Unfilled – Chamber of Commerce  
Unfilled – Library Board

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
 Erin Delaney, MPA  
 Acting Borough Clerk

\_\_\_\_\_  
 Dated



**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-67-19**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**CENTRAL BERGEN MUTUAL FIRE AID ASSOCIATION AGREEMENT**

**WHEREAS**, the Central Bergen Mutual Fire Aid Association of ELMWOOD PARK, FAIR LAWN, GLEN ROCK, MAYWOOD, PARAMUS, ROCHELLE PARK, AND SADDLE BROOK have bonded together in mutual aid agreement to supply equipment and manpower to each other in case of any fire where outside assistance is needed; and

**WHEREAS**, to relieve any department of the financial burden incurred by the use of their extinguishing agent by another department, it is mandatory the replacement be made to the supplying department within forty-eight (48) hours after the use of such agent;

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park, that the Mayor is authorized to execute an approval to supplement the existing mutual aid agreement to require that replacement of extinguishing agent used by another fire department on a mutual aid call be made to the supplying department within forty-eight (48) hours after the use of such extinguishing agent, and that all towns involved be allowed use of each other's radio frequency whenever necessary in connection with mutual aid calls, which approval shall be for a term of two years, effective January 1, 2019; and

**BE IT FURTHER RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park that the Acting Borough Clerk is hereby authorized and directed to forward a copy of the within resolution to the aforementioned municipalities.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_

Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-68-19**

**CONSENT AGENDA**

**RESOLUTION BY:  
SECONDED BY:**

**AUTHORIZING EXECUTION OF RISK MANAGEMENT CONSULTANT  
AGREEMENT**

**WHEREAS**, the Mayor and Council of the Borough of Elmwood Park appointed Professional Insurance Associates, Inc. as the Borough's Risk Management Consultant for a two year period ending December 31, 2019; and

**WHEREAS**, Professional Insurance Associates, Inc. have requested the execution of the consultant agreement for the year 2019,

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park, that the Mayor and Acting Borough Clerk are hereby authorized to execute said agreement; and

**BE IT FURTHER RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park that the Acting Borough Clerk is hereby authorized and directed to forward a copy of the agreement to Professional Insurance Associates, Inc. by February 1, 2019.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-69-19**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**APPOINT SPECIAL LEGAL COUNSEL  
MARK MADAIO**

**WHEREAS**, the need has arisen within the Elmwood Park Volunteer Ambulance Corps. to secure special legal counsel to conduct an administrative investigation into a personnel matter; and

**THEREFORE BE IT RESOLVED**, that the Mayor and Council hereby authorize the appointment of Mark Madaio, Esq. as special legal counsel at the hourly rate of \$150 per hour with a not to exceed amount of \$5,000; and

**BE IT FURTHER RESOLVED**, that Mayor Francesco A. Caramagna is hereby authorized to execute said contract.

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

\_\_\_\_\_  
Roy Riggitano, Chief Financial Officer

\_\_\_\_\_  
Dated

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-70-19**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**APPOINT SPECIAL PROSECUTOR  
ALBERT WUNCH**

**WHEREAS**, the need has arisen within the Elmwood Park Police Department to appoint a Special Prosecutor to represent the Borough and prosecute a disorderly persons case in Teterboro Municipal Court; and

**THEREFORE BE IT RESOLVED**, that the Mayor and Council hereby authorize the appointment of Albert Wunch at the hourly rate of \$150 per hour with a not to exceed amount of \$5,000; and

**BE IT FURTHER RESOLVED**, that Mayor Francesco A. Caramagna is hereby authorized to execute said contract.

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

\_\_\_\_\_  
Roy Riggitano, Chief Financial Officer

\_\_\_\_\_  
Dated

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-71-19**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**APPROVAL OF PAYROLL AND BILLS LIST**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park that the following payrolls and bills list be approved for payment:

AS PER ATTACHED COMPUTER LIST 1/1/2019 TO 1/16/2019	
CURRENT -	\$4,222,917.52
RECREATION -	\$0.00
MUN CT ALCOHOL ED FUND	\$900.00
CAPITAL BUDGET -	\$0.00
WATER BUDGET -	\$28,734.52
WATER CAPITAL -	\$0.00
LIEN REDEMPTION -	\$0.00
FIRE PREVENTION	\$0.00
COMPENSATED ABSENCE	\$127,188.68

AS PER ATTACHED COMPUTER LIST 1/17/2019	
CURRENT -	\$1,292,447.35
RECREATION -	\$3,896.50
CAPITAL BUDGET -	\$241,963.86
WATER BUDGET -	\$195,746.29
WATER CAPITAL -	\$0.00
DOG LICENSE -	\$0.00
LIEN REDEMPTION -	\$0.00
FIRE PREVENTION -	\$580.32
ESCROW	\$0.00

	PAYROLL	CHECK NUMBERS	GROSS PAYROLL	SOCIAL SECURITY
CURRENT	1/17/2019	70016	\$371,353.93	\$21,274.39
WATER		1003	\$13,081.78	\$589.00
COMPENSATED ABSENCE		6101	127188.68	
	\$533,487.78			

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

\_\_\_\_\_  
Roy Riggitano, Chief Financial Officer

\_\_\_\_\_  
Dated

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_

Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**Bill list**

**1/17/2019**

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
<b>Fund: CURRENT</b>			
AIRGOV LLC	549.00	12/3/2018	CURRENT MUNICIPAL CLERK O/E
OPTIMUM	112.54	2019 JAN LIBRARY	CURRENT MUNICIPAL CLERK O/E
<b>Total for: 01- MUNICIPAL CLERK O/E</b>			<b>661.54</b>
SOUTH BERGEN MUN	-23763.00	SBER313-209 JIF	CURRENT FUND OTHER INSURANCE
SOUTH BERGEN MUN	0.25	SBER313-209 JIF	CURRENT FUND OTHER INSURANCE
SOUTH BERGEN MUN	94749.50	SBER313-209 JIF	CURRENT FUND OTHER INSURANCE
<b>Total for: 01- OTHER INSURANCE</b>			<b>70986.75</b>
SOUTH BERGEN MUN	101984.25	SBER313-209 JIF	CURRENT FUND WORKER'S COMPENSATION
<b>Total for: 01- WORKER'S COMPENSATION</b>			<b>101984.25</b>
PTOABC	250.00	PO #182443; 2019	CURRENT FUND POLICE O/E
CHIEF FOLIGNO	500.00	2019 CASH FUND PD	CURRENT FUND POLICE O/E
CHIEF FOLIGNO	500.00	2019 UNDERCOVER FUNDS	CURRENT FUND POLICE O/E
ROBERT LITTLEJOHN,	210.00	PO #182574; POLICE	CURRENT FUND POLICE
<b>Total for: 01- POLICE</b>			<b>1460.00</b>
COMMERCIAL	597.00	024989; 025018; 024979	CURRENT FUND STREETS AND ROADS O/E
<b>Total for: 01- STREETS AND ROADS O/E</b>			<b>597.00</b>
OPTIMUM	107.54	JAN 2019 BIRCHWOOD	CURRENT FUND RECREATION O/E
OPTIMUM	107.54	2019 JAN GALL PARK	CURRENT FUND RECREATION O/E
DONNA PUGLISI -	500.00	2019 PETTY CASH	CURRENT RECREATION O/E
<b>Total for: 01- RECREATION O/E</b>			<b>715.08</b>
SPECTROTEL	3161.26	8912124; 2019 JANUARY	CURRENT FUND TELEPHONE
<b>Total for: 01- TELEPHONE</b>			<b>3161.26</b>
PASSAIC VALLEY	746302.21	2023808; 2019 1ST	CURRENT FUND PASSAIC VALLEY
<b>Total for: 01- PASSAIC VALLEY</b>			<b>746302.21</b>
OPTIMUM	110.55	2019:JAN	CURRENT FUND MUNICIPAL COURT
<b>Total for: 01- MUNICIPAL COURT</b>			<b>110.55</b>
NJIB	46234.72	20190201-S340 863-02	CURRENT FUND EIT LOAN REPLACEMENT
<b>Total for: 01- EIT LOAN REPLACEMENT</b>			<b>46234.72</b>
ATON COMPUTING,	172.50	PO #182516; NOV	CURRENT CLERK/OE
VERIZON WIRELESS	357.51	9821075688; DEC 2018	CURRENT MUNICIPAL CLERK O/E
ALLSTATE BUSINESS	15.70	PO #182489 OCT STORAGE	CURRENT FUND MUNICIPAL CLERK O/E
ALLSTATE BUSINESS	48.81	PO #182489 OCT STORAGE	CURRENT FUND MUNICIPAL CLERK O/E
ALLSTATE BUSINESS	77.49	PO #182489 OCT STORAGE	CURRENT FUND MUNICIPAL CLERK O/E
THOMSON REUTERS -	1276.00	PO #182269;	CURRENT FUND MUNICIPAL CLERK O/E
<b>Total for: 01- MUNICIPAL CLERK O/E</b>			<b>1948.01</b>
ALLSTATE BUSINESS	411.34	PO #182489 OCT STORAGE	CURRENT FUND FINANCIAL
TASTE OF ITALIA	16.00	PO #182583; LUNCH	CURRENT FUND FINANCIAL
<b>Total for: 01- FINANCIAL ADMINISTRATION O/E</b>			<b>427.34</b>
KRONOS	1492.16	11404209: DEC 2018	CURRENT FUND PAYROLL SERVICE
<b>Total for: 01- PAYROLL SERVICE</b>			<b>1492.16</b>
ALLSTATE BUSINESS	25.83	PO #182489 OCT STORAGE	CURRENT FUND TAX ASSESSMENT ADMIN
<b>Total for: 01- TAX ASSESSMENT ADMIN O/E</b>			<b>25.83</b>
J & M REPORTING	350.00	PO #182591; BD METING	CURRENT FUND ZONING BOARD O/E
<b>Total for: 01- ZONING BOARD O/E</b>			<b>350.00</b>
VERIZON WIRELESS	29.43	9821075688; DEC 2018	CURRENT FUND CONSTRUCTION CODE
ALLSTATE BUSINESS	397.39	PO #182489 OCT STORAGE	CURRENT FUND CONSTRUCTION CODE
RODAMANTHI	450.00	PO #182592;	CURRENT FUND CONSTRUCTION CODE
<b>Total for: 01- CONSTRUCTION CODE OFFICIAL O/E</b>			<b>876.82</b>
SOUTH BERGEN MUN	85877.33	SBER313-209 JIF	CURRENT FUND OTHER INSURANCE
<b>Total for: 01- OTHER INSURANCE</b>			<b>85877.33</b>
SOUTH BERGEN MUN	103899.46	SBER313-209 JIF	CURRENT FUND WORKER'S COMPENSATION
<b>Total for: 01- WORKER'S COMPENSATION</b>			<b>103899.46</b>
LAWMEN SUPPLY	465.85	PO #182530; WINTER	CURRENT FUND POLICE O/E
METRO BOWL	100.00	PO #182495; PLAQUE D.	CURRENT FUND POLICE O/E
ATON COMPUTING,	603.75	PO #182516; NOV	CURRENT POLICE

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
LEXIS NEXIS RISK	109.00	1328834-20181231; DEC	CURRENT FUND POLICE O/E
MORRIS COUNTY	25.00	PO #182382; TRAINING	CURRENT FUND POLICE
MORRIS COUNTY	120.00	PO #182491; INV #26903	CURRENT FUND POLICE
PASSAIC COUNTY	700.00	PO #182421; IN-SERVICE	CURRENT FUND POLICE
BERGEN COUNTY LAW	170.00	PO #182494; CLASSES	CURRENT FUND POLICE O/E
ALLSTATE BUSINESS	111.08	PO #182489 OCT STORAGE	CURRENT FUND POLICE
DOUGLAS HABERMANN	157.50	PO #182274; POLICE	CURRENT FUND POLICE
DOUGLAS HABERMANN	175.00	PO #182581; POLICE	CURRENT FUND POLICE
EXTEL	175.00	PO #182558; SERV CALL	CURRENT FUND POLICE
ZAP LUBE & CAR	131.75	PO #182579; NOV 2018	CURRENT FUND POLICE
<b>Total for: 01- POLICE</b>			<b>3043.93</b>
ALLSTATE BUSINESS	7.09	PO #182489 OCT STORAGE	CURRENT FUND FIRE OFFICIALS O/E
ATON COMPUTING,	172.50	PO #182516; NOV	CURRENT FUND FIRE OFFICIALS O/E
ZAP LUBE & CAR	7.75	PO #182579; NOV 2018	CURRENT FUND FIRE OFFICIALS O/E
<b>Total for: 01- FIRE OFFICIALS O/E</b>			<b>187.34</b>
NEW JERSEY FIRE	112.94	PO #182493; INV #58866	CURRENT FUND FIRE O/E
WITMER ASSOCIATES	199.00	PO #182483; INV	CURRENT FUND FIRE O/E
TECHNICAL FIRE	1689.00	PO #182420; INV #6520	CURRENT FUND FIRE O/E
AAA EMERGENCY	67.55	PO #182474;	CURRENT FUND FIRE O/E
AAA EMERGENCY	112.55	PO #182529; AIR PAK	CURRENT FUND FIRE O/E
EASTLAKE'S RENT	91.95	PO #182488;REPAIR TO	CURRENT FUND FIRE O/E
VERIZON WIRELESS	182.20	9821323955; DEC 2018	CURRENT FUND FIRE O/E
FF1 PROFESSIONAL	5220.13	PO #182571; SWIFTWATER	CURRENT FUND FIRE O/E
<b>Total for: 01- FIRE O/E</b>			<b>7675.32</b>
RAMSEY GRAPHICS & CERTIFIED	410.00 495.50	PO #182560; BORO SIGNS PO 182391; DPW	CURRENT FUND STREETS AND ROADS O/E CURRENT FUND STREETS AND ROADS O/E
TRAFFIC SAFETY & AMERICAN GRAPHIC	1072.23 500.00	PO #182496; SUPPLIES PO #182582; LETTERING	CURRENT FUND STREETS AND ROADS O/E CURRENT FUND STREETS AND ROADS O/E
BEYER BROS CORP	2890.37	PO #182427	CURRENT FUND STREETS AND ROADS O/E
GROFF TRACTOR NEW	135.13	PO #182553;	CURRENT FUND STREETS AND ROADS O/E
W.E. TIMMERMAN CO	1212.60	PO #182500	CURRENT FUND STREETS AND ROADS O/E
CINTAS FIRST AID & D & J PLUMBING & D & J PLUMBING & MICHAEL VRICELLA	155.13 650.00 550.00 2700.00	PO #182518 PO #182572; INSTALL PO #182573; SEAL ON R-58-19; RECREATION	CURRENT FUND STREETS AND ROADS CURRENT FUND STREETS AND ROADS CURRENT FUND STREETS AND ROADS CURRENT FUND STREETS AND ROADS
THE BAG LADY INC.	223.00	PO #182473;	CURRENT FUND STREETS AND ROADS
AMERICAN GRAPHIC	325.00	PO #182590; DECAL	CURRENT FUND STREET & ROADS O/E
ATON COMPUTING,	86.25	PO #182516; NOV	CURRENT FUND STREETS AND ROADS O/E
ONE CALL CONCEPTS,	101.25	8125251; DEC 2018	CURRENT FUND STREETS AND ROADS O/E
<b>Total for: 01- STREETS AND ROADS O/E</b>			<b>11506.46</b>
CALI CARTING INC	96845.00	0000178409; DEC 2-18	CURRENT FUND SOLID WASTE
<b>Total for: 01- SOLID WASTE</b>			<b>96845.00</b>
DR. DENISE MULRY	666.27	PO #182480; VET VISIT	CURRENT FUND BOARD OF HEALTH O/E
ATON COMPUTING,	230.00	PO #182516; NOV	CURRENT FUND BOARD OF HEALTH O/E
<b>Total for: 01- BOARD OF HEALTH O/E</b>			<b>896.27</b>
ATON COMPUTING,	805.00	PO #182516; NOV	CURRENT RECREATION O/E
MARTIN SANTINI,	1750.00	PO #182509; REC BLDG &	CURRENT FUND RECREATION O/E
<b>Total for: 01- RECREATION O/E</b>			<b>2555.00</b>
SOUTH JERSEY	200.18	1782847ES - SL;	CURRENT FUND ELECTRICITY, GAS &
<b>Total for: 01- ELECTRICITY, GAS &amp; OIL</b>			<b>200.18</b>
SOUTH JERSEY	1629.94	1782847ES - SL;	CURRENT FUND STREET AREA LIGHTING
<b>Total for: 01- STREET AREA LIGHTING</b>			<b>1629.94</b>
EXTEL	99.00	PO #182531; SERV ORD	CURRENT FUND TELEPHONE
NETWORKFLEET, INC.	581.60	OSV000001646394	CURRENT FUND TELEPHONE
<b>Total for: 01- TELEPHONE</b>			<b>680.60</b>
TIRE MANAGEMENT	117.00	PO #180271; INV	CURRENT FUND CLEAN COMMUNITY ACT
<b>Total for: 01- CLEAN COMMUNITY ACT RECYCLING</b>			<b>117.00</b>
<b>Total for: 01 CURRENT FUND</b>			<b>1292447.35</b>



<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
<b>Fund: RECREATION TRUST FUND</b>			
RAMSEY GRAPHICS &	2132.00	PO #182220; ANNUAL REC	RECREATION TRUST FUND RECREATION
CLARENCE CATO	21.41	PO #182455;	RECREATION TRUST FUND RECREATION
FRANCINE A	21.44	PO #182524;	RECREATION TRUST FUND RECREATION
STEFANO PIZZA	222.75	PO #182521; PIZZA	RECREATION TRUST FUND RECREATION
CARLSTADT REC	450.00	PO 182525; ENTRANCE	RECREATION TRUST FUND RECREATION
EAST COAST DESIGNS	958.75	PO #182428; BASKETBALL	RECREATION TRUST FUND RECREATION
FLAGHOUSE	32.40	PO #182415; HOCKEY	RECREATION TRUST FUND RECREATION
STEFANO PIZZA	57.75	PO #182522; PIZZA	RECREATION TRUST FUND RECREATION
<b>Total for: 03- RECREATION</b>			<b>3896.50</b>
<b>Total for: 03 RECREATION TRUST FUND</b>			<b>3896.50</b>

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
<b>Fund: CAPITAL</b>			
AMERICAN ASPHALT &	232663.86	ORD 18-05;18-23 FOL	CAPITAL FRANKLIN, ORCHARD, LEE CDBG
Total for: 04- FRANKLIN, ORCHARD, LEE CDBG			232663.86
MICHAEL VRICELLA	9300.00	R-57-19 CLOCK PO	CAPITAL STREETSCAPE IMPRVMENTS
Total for: 04- STREETSCAPE IMPRVMENTS MARKET			9300.00
Total for: 04 CAPITAL			241963.86

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
<b>Fund: WATER BUDGET</b>			
NJIB	42485.00	20190201-W0211001-001/	WATER BUDGET WATER OPER/SOC SEC
<b>Total for: 05- WATER OPER/SOC SEC</b>			<b>42485.00</b>
<hr/>			
WATER WORKS SUPPLY	0.00	IP102627	WATER BUDGET O/E WATER
WATER WORKS SUPPLY	159.55	IP102627	WATER BUDGET O/E WATER
DE BLOCK	3261.70	4385;4435 2018 SAMPLES	WATER BUDGET O/E WATER
PASSAIC VALLEY	4556.75	14476	WATER BUDGET O/E WATER
STATE OF N.J. -	1635.10	2018:4TH QRTR WATER	WATER BUDGET O/E WATER
PASSAIC VALLEY	143648.19	14420; NOV 2018	WATER BUDGET O/E WATER OPERATING
<b>Total for: 05- O/E WATER OPERATING</b>			<b>153261.29</b>
<hr/>			
<b>Total for: 05 WATER BUDGET</b>			<b>195746.29</b>

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
<b>Fund: FIRE PREVENTION FEE</b>			
RICOH USA, INC (2)	382.60	5055485782; EXTRA	FIRE PREVENTION FEE FIRE
VERIZON WIRELESS	197.72	9821075688; DEC 2018	FIRE PREVENTION FEE FIRE
Total for: 10- FIRE PREVENTION FEES			580.32
Total for: 10 FIRE PREVENTION FEE			580.32
<b>Total Bill List:</b>	1734634.32		

Bill list

1/1 - 1/16/2019

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
<b>Fund: CURRENT FUND</b>			
PAYROLL DEDUCTION	980.78	PAYROLL W/E 01/04/2019	CURRENT FUND MAYOR AND COUNCIL S/W
PAYROLL DEDUCTION	1750.02	PAYROLL W/E 01/18/2019	CURRENT FUND MAYOR AND COUNCIL S/W
<b>Total for: 01- MAYOR AND COUNCIL S/W</b>			<b>2730.80</b>
PAYROLL DEDUCTION	6929.67	PAYROLL W/E 01/04/2019	CURRENT FUND MUNICIPAL CLERK S/W
PAYROLL DEDUCTION	15365.96	PAYROLL W/E 01/18/2019	CURRENT FUND MUNICIPAL CLERK S/W
<b>Total for: 01- MUNICIPAL CLERK S/W</b>			<b>22295.63</b>
NJCM	220.00	2019 MAYORS WINTER	CURRENT FUND MUNICIPAL CLERK O/E
B.C. LEAGUE OF	150.00	2019 ANNUAL DUES	CURRENT FUND MUNICIPAL CLERK O/E
NJCM	510.00	2019 MEMBERSHIP DUES/	CURRENT FUND MUNICIPAL CLERK O/E
OPTIMUM	117.54	12/23/2018-1/22/2019	CURRENT MUNICIPAL CLERK O/E
OPTIMUM	0.00	12/23/18-1/22/19 AMB.	CURRENT MUNICIPAL CLERK O/E
OPTIMUM	59.95	12/23/18-1/22/19 AMB.	CURRENT MUNICIPAL CLERK O/E
<b>Total for: 01- MUNICIPAL CLERK O/E</b>			<b>1057.49</b>
PAYROLL DEDUCTION	9794.98	PAYROLL W/E 01/04/2019	CURRENT FUND FINANCIAL
PAYROLL DEDUCTION	10856.96	PAYROLL W/E 01/18/2019	CURRENT FUND FINANCIAL
<b>Total for: 01- FINANCIAL ADMINISTRATION S/W</b>			<b>20651.94</b>
PAYROLL DEDUCTION	7737.97	PAYROLL W/E 01/04/2019	CURRENT FUND REV ADMIN/TAX
PAYROLL DEDUCTION	8074.65	PAYROLL W/E 01/18/2019	CURRENT FUND REV ADMIN/TAX
<b>Total for: 01- REV ADMIN/TAX COLLECTION S/W</b>			<b>15812.62</b>
EDMUNDS &	6300.00	19-00252 2019 EDMUNDS	CURRENT FUND REVENUE
<b>Total for: 01- REVENUE ADMINISTRATION O/E</b>			<b>6300.00</b>
POSTMASTER	850.13	REC CALENDAR MAILING	CURRENT FUND REV/ADMIN O/E POSTAGE
POSTMASTER	586.51	BULK MAILING POSTAGE	CURRENT FUND REV/ADMIN O/E POSTAGE
RAMSEY GRAPHICS &	1279.64	BULK RATE FEE FOR	CURRENT FUND REV/ADMIN O/E POSTAGE
<b>Total for: 01- REV/ADMIN O/E POSTAGE</b>			<b>2716.28</b>
PAYROLL DEDUCTION	2810.53	PAYROLL W/E 01/04/2019	CURRENT FUND TAX ASSESSMENT ADMIN
PAYROLL DEDUCTION	4418.53	PAYROLL W/E 01/18/2019	CURRENT FUND TAX ASSESSMENT ADMIN
<b>Total for: 01- TAX ASSESSMENT ADMIN S/W</b>			<b>7229.06</b>
PAYROLL DEDUCTION	194.92	PAYROLL W/E 01/04/2019	CURRENT FUND PLANNING BOARD S/W
PAYROLL DEDUCTION	194.92	PAYROLL W/E 01/18/2019	CURRENT FUND PLANNING BOARD S/W
<b>Total for: 01- PLANNING BOARD S/W</b>			<b>389.84</b>
PAYROLL DEDUCTION	98.56	PAYROLL W/E 01/18/2019	CURRENT FUND RENT LEVELING
<b>Total for: 01- RENT LEVELING</b>			<b>98.56</b>
PAYROLL DEDUCTION	9682.69	PAYROLL W/E 01/04/2019	CURRENT FUND CONSTRUCTION CODE
PAYROLL DEDUCTION	8176.24	PAYROLL W/E 01/18/2019	CURRENT FUND CONSTRUCTION CODE
<b>Total for: 01- CONSTRUCTION CODE OFFICIAL S/W</b>			<b>17858.93</b>
N.J. HEALTH	0.00	JANUARY 2019 HEALTH	CURRENT FUND GROUP INSURANCE FOR
N.J. HEALTH	26058.23	JANUARY 2019 HEALTH	CURRENT FUND GROUP INSURANCE FOR
DELTA DENTAL PLAN	8549.79	JANUARY 2019 DENTAL	CURRENT FUND GROUP INSURANCE FOR
N.J. HEALTH	135211.49	JANUARY 2019 HEALTH	CURRENT FUND GROUP INSURANCE FOR
NEW JERSEY HEALTH	57390.60	JANUARY 2019 RETIREE	CURRENT FUND GROUP INSURANCE FOR
<b>Total for: 01- GROUP INSURANCE FOR EMPLOYEES</b>			<b>227210.11</b>
PROFESSIONAL	1024.00	POLICY #13SR603230;	CURRENT FUND OTHER INSURANCE
<b>Total for: 01- OTHER INSURANCE</b>			<b>1024.00</b>
PAYROLL DEDUCTION	221630.78	PAYROLL W/E 01/04/2019	CURRENT FUND POLICE S/W
PAYROLL DEDUCTION	224674.31	PAYROLL W/E 01/18/2019	CURRENT FUND POLICE S/W
PAYROLL DEDUCTION	666.50	PAYROLL W/E 01/04/2019	CURRENT FUND POLICE S/W, O/T
PAYROLL DEDUCTION	2765.29	PAYROLL W/E 01/18/2019	CURRENT FUND POLICE S/W, O/T
PAYROLL DEDUCTION	109.27	PAYROLL W/E 01/04/2019	CURRENT FUND POLICE S/W
PAYROLL DEDUCTION	160.20	PAYROLL W/E 01/18/2019	CURRENT FUND POLICE S/W
PAYROLL DEDUCTION	13160.00	PAYROLL W/E 01/04/2019	CURRENT FUND POLICE S/W
PAYROLL DEDUCTION	8537.50	PAYROLL W/E 01/18/2019	CURRENT FUND POLICE S/W
PAYROLL DEDUCTION	600.00	PAYROLL W/E 01/04/2019	CURRENT FUND POLICE S/W
PAYROLL DEDUCTION	300.00	PAYROLL W/E 01/18/2019	CURRENT FUND POLICE S/W
<b>Total for: 01- POLICE S/W</b>			<b>472603.85</b>
OPTIMUM	125.30	12/23/2018-1/22/2019	CURRENT FUND POLICE
<b>Total for: 01- POLICE</b>			<b>125.30</b>

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
PAYROLL DEDUCTION	0.00	PAYROLL W/E 01/04/2019	CURRENT FUND CROSSING GUARDS S/W
PAYROLL DEDUCTION	4635.98	PAYROLL W/E 01/04/2019	CURRENT FUND CROSSING GUARDS S/W
PAYROLL DEDUCTION	4453.38	PAYROLL W/E 01/18/2019	CURRENT FUND CROSSING GUARDS S/W
<b>Total for: 01- CROSSING GUARDS</b>		<b>S/W</b>	<b>9089.36</b>
PAYROLL DEDUCTION	13379.17	PAYROLL W/E 01/04/2019	CURRENT FUND OTHER POLICE
PAYROLL DEDUCTION	7681.33	PAYROLL W/E 01/18/2019	CURRENT FUND OTHER POLICE
<b>Total for: 01- OTHER POLICE PERSONNEL</b>			<b>21060.50</b>
PAYROLL DEDUCTION	8087.29	PAYROLL W/E 01/04/2019	CURRENT FUND DISPATCHER 911
PAYROLL DEDUCTION	6616.71	PAYROLL W/E 01/18/2019	CURRENT FUND DISPATCHER 911
<b>Total for: 01- DISPATCHER 911</b>			<b>14704.00</b>
PAYROLL DEDUCTION	3188.22	PAYROLL W/E 01/04/2019	CURRENT FUND FIRE OFFICIALS S/W
PAYROLL DEDUCTION	3010.50	PAYROLL W/E 01/18/2019	CURRENT FUND FIRE OFFICIALS S/W
<b>Total for: 01- FIRE OFFICIALS</b>		<b>S/W</b>	<b>6198.72</b>
OPTIMUM	125.45	12/23/18-1/22/19 DEF 1	CURRENT FUND FIRE O/E
OPTIMUM	117.70	12/23/2018-1/22/2018	CURRENT FUND FIRE O/E
OPTIMUM	125.44	12/23/18-1/22/19 DEF 4	CURRENT FUND FIRE O/E
<b>Total for: 01- FIRE O/E</b>			<b>368.59</b>
PAYROLL DEDUCTION	54.16	PAYROLL W/E 01/18/2019	CURRENT FUND FIREMEN CLOTHING
<b>Total for: 01- FIREMEN CLOTHING ALLOWANCE</b>			<b>54.16</b>
PAYROLL DEDUCTION	764.25	PAYROLL W/E 01/04/2019	CURRENT FUND PROSECUTOR S/W
PAYROLL DEDUCTION	764.25	PAYROLL W/E 01/18/2019	CURRENT FUND PROSECUTOR S/W
<b>Total for: 01- PROSECUTOR S/W</b>			<b>1528.50</b>
PAYROLL DEDUCTION	39122.62	PAYROLL W/E 01/04/2019	CURRENT FUND STREETS AND ROADS S/W
PAYROLL DEDUCTION	39122.62	PAYROLL W/E 01/18/2019	CURRENT FUND STREETS AND ROADS S/W
PAYROLL DEDUCTION	350.00	PAYROLL W/E 01/04/2019	CURRENT FUND STREETS AND ROADS S/W
PAYROLL DEDUCTION	4101.15	PAYROLL W/E 01/04/2019	CURRENT FUND STREETS AND ROADS S/W
PAYROLL DEDUCTION	129.46	PAYROLL W/E 01/18/2019	CURRENT FUND STREETS AND ROADS S/W
PAYROLL DEDUCTION	175.00	PAYROLL W/E 01/18/2019	CURRENT FUND STREETS AND ROADS S/W
PAYROLL DEDUCTION	1329.25	PAYROLL W/E 01/18/2019	CURRENT FUND STREETS AND ROADS S/W
<b>Total for: 01- STREETS AND ROADS S/W</b>			<b>84330.10</b>
OPTIMUM	128.64	12/23/18-1/22/19 DPW	CURRENT FUND STREETS AND ROADS O/E
<b>Total for: 01- STREETS AND ROADS O/E</b>			<b>128.64</b>
PAYROLL DEDUCTION	2754.43	PAYROLL W/E 01/04/2019	CURRENT FUND SOLID WASTE/RECYCLING
PAYROLL DEDUCTION	3203.84	PAYROLL W/E 01/18/2019	CURRENT FUND SOLID WASTE/RECYCLING
<b>Total for: 01- SOLID WASTE/RECYCLING</b>		<b>S/W</b>	<b>5958.27</b>
PAYROLL DEDUCTION	601.46	PAYROLL W/E 01/04/2019	CURRENT FUND BOARD OF HEALTH S/W
PAYROLL DEDUCTION	682.41	PAYROLL W/E 01/18/2019	CURRENT FUND BOARD OF HEALTH S/W
<b>Total for: 01- BOARD OF HEALTH S/W</b>			<b>1283.87</b>
PAYROLL DEDUCTION	19253.27	PAYROLL W/E 01/04/2019	CURRENT FUND RECREATION S/W
PAYROLL DEDUCTION	11390.27	PAYROLL W/E 01/18/2019	CURRENT FUND RECREATION S/W
<b>Total for: 01- RECREATION</b>		<b>S/W</b>	<b>30643.54</b>
OPTIMUM	117.54	12/23/2018-1/22/2019	CURRENT FUND RECREATION O/E
OPTIMUM	236.71	12/23/18-1/22/19	CURRENT FUND RECREATION O/E
<b>Total for: 01- RECREATION</b>		<b>O/E</b>	<b>354.25</b>
OPTIMUM	121.90	12/23/2018-1/22/2019	CURRENT FUND SENIOR CITIZENS
<b>Total for: 01- SENIOR CITIZENS</b>		<b>OTHER EXPENSE</b>	<b>121.90</b>
OPTIMUM	112.54	12/23/18-1/22/19 BORO	CURRENT FUND TELEPHONE
<b>Total for: 01- TELEPHONE</b>			<b>112.54</b>
PAYROLL DEDUCTION	15005.12	PAYROLL W/E 01/04/2019	CURRENT FUND SOCIAL SECURITY
PAYROLL DEDUCTION	0.00	PAYROLL W/E 01/18/2019	CURRENT FUND SOCIAL SECURITY
PAYROLL DEDUCTION	21274.39	PAYROLL W/E 01/18/2019	CURRENT FUND SOCIAL SECURITY
<b>Total for: 01- SOCIAL SECURITY SYSTEM</b>			<b>36279.51</b>
PAYROLL DEDUCTION	6794.47	PAYROLL W/E 01/04/2019	CURRENT FUND MUNICIPAL COURT S/W
PAYROLL DEDUCTION	6794.47	PAYROLL W/E 01/18/2019	CURRENT FUND MUNICIPAL COURT S/W
PAYROLL DEDUCTION	136.97	PAYROLL W/E 01/04/2019	CURRENT FUND MUNICIPAL COURT S/W
PAYROLL DEDUCTION	141.05	PAYROLL W/E 01/18/2019	CURRENT FUND MUNICIPAL COURT S/W
<b>Total for: 01- MUNICIPAL COURT</b>		<b>S/W</b>	<b>13866.96</b>
PAYROLL DEDUCTION	432.09	PAYROLL W/E 01/04/2019	CURRENT FUND PUBLIC DEFENDER
PAYROLL DEDUCTION	432.09	PAYROLL W/E 01/18/2019	CURRENT FUND PUBLIC DEFENDER

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
Total for: 01- PUBLIC DEFENDER			864.18
VERIZON WIRELESS	50.84	9820556230 DEC 2018 PD	CURRENT FUND POLICE
VERIZON WIRELESS	920.32	9820574829 PD 2018 DEC	CURRENT FUND POLICE
VERIZON WIRELESS	636.09	9820833683;	CURRENT FUND POLICE
Total for: 01- POLICE			1607.25
VERIZON WIRELESS	182.11	9819390883 2018 NOV	CURRENT FUND FIRE O/E
Total for: 01- FIRE O/E			182.11
VERIZON WIRELESS	480.75	9820833683;	CURRENT FUND STREETS AND ROADS O/E
Total for: 01- STREETS AND ROADS O/E			480.75
PUBLIC SERVICE	62.44	2018 DEC ELEC	CURRENT FUND ELECTRICITY, GAS &
PUBLIC SERVICE	0.00	12/12-12/27/18	CURRENT FUND ELECTRICITY, GAS &
PUBLIC SERVICE	180.67	12/12-12/27/18	CURRENT FUND ELECTRICITY, GAS &
Total for: 01- ELECTRICITY, GAS & OIL			243.11
MetTel	936.96	INV #0100498703-104-5;	CURRENT FUND TELEPHONE
VERIZON WIRELESS	0.00	9820970885; OEM ROUTER	CURRENT FUND TELEPHONE
VERIZON WIRELESS	60.34	9820970885; OEM ROUTER	CURRENT FUND TELEPHONE
Total for: 01- TELEPHONE			997.30
E.P. BOARD OF	3194355.00	JAN 2019 TAX LEVY	CURRENT FUND SCHOOL TAXES
Total for: 01- SCHOOL TAXES			3194355.00
Total for: 01 CURRENT FUND			4222917.52

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
<b>Fund: TRUST FUND</b>			
PAYROLL DEDUCTION	900.00	PAYROLL W/E 01/04/2019	TRUST FUND MUN.CT.ALCOHOL
Total for: 03- MUN.CT.ALCOHOL EDUCATION FUND			900.00
<hr/>			
Total for: 03 TRUST FUND			900.00



<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
<b>Fund: WATER BUDGET</b>			
PAYROLL DEDUCTION	11159.81	PAYROLL W/E 01/04/2019	WATER BUDGET S/W WATER
PAYROLL DEDUCTION	11159.81	PAYROLL W/E 01/18/2019	WATER BUDGET S/W WATER
PAYROLL DEDUCTION	2977.54	PAYROLL W/E 01/04/2019	WATER BUDGET S/W WATER
PAYROLL DEDUCTION	175.00	PAYROLL W/E 01/18/2019	WATER BUDGET S/W WATER
PAYROLL DEDUCTION	363.99	PAYROLL W/E 01/18/2019	WATER BUDGET S/W WATER
PAYROLL DEDUCTION	1382.98	PAYROLL W/E 01/18/2019	WATER BUDGET S/W WATER
<b>Total for: 05- S/W WATER</b>			<b>27219.13</b>
<hr/>			
DELTA DENTAL PLAN	290.39	JANUARY 2019 DENTAL	WATER BUDGET O/E WATER
<b>Total for: 05- O/E WATER</b>			<b>290.39</b>
<hr/>			
PAYROLL DEDUCTION	0.00	PAYROLL W/E 01/04/2019	WATER BUDGET WATER OPER/SOC SEC
PAYROLL DEDUCTION	636.00	PAYROLL W/E 01/04/2019	WATER BUDGET WATER OPER/SOC SEC
PAYROLL DEDUCTION	0.00	PAYROLL W/E 01/18/2019	WATER BUDGET WATER OPER/SOC SEC
PAYROLL DEDUCTION	589.00	PAYROLL W/E 01/18/2019	WATER BUDGET WATER OPER/SOC SEC
<b>Total for: 05- WATER OPER/SOC SEC</b>			<b>1225.00</b>
<hr/>			
<b>Total for: 05 WATER BUDGET</b>			<b>28734.52</b>

Vendor

Amount Description

Account

Fund: COMPENSATED ABSENCE TRUST

PAYROLL DEDUCTION 127188.68 PAYROLL W/E 01/18/2019 COMPENSATED ABSENCE TRUST

Total for: 13- COMPENSATED ABSENCE TRUST 127188.68

---

Total for: 13 COMPENSATED ABSENCE TRUST 127188.68

**Total Bill List:** 4379740.72

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-72-19**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**RESOLUTION OPPOSING CONSTRUCTION OF THE NORTH BERGEN LIBERTY  
GENERATING GAS-FIRED POWER PLANT**

**WHEREAS**, Los Angeles-based Diamond Generating Corporation, a subsidiary of Mitsubishi, has proposed and has requested permits to build a \$1.5B, 1,200-MW natural gas-fired power plant (aka North Bergen Liberty Generating Station) in North Bergen, NJ on a 15-acre parcel near Railroad Avenue on the banks of Bellman's Creek. The electric energy produced by this plant would be transmitted by a 6.5 mile, 345-kV underground and submarine cable through North Bergen, Fairview, Cliffside Park and Edgewater and a new cable trench under the Hudson River to connect with ConED's substation on West 49<sup>th</sup> Street in Manhattan. All of this electricity would be used by ConED in New York. The project is anticipating permit approvals by the Environmental Protection Agency and the New Jersey Department of Environmental Protection by the end of 2019, and to be operational by 2022; and

**WHEREAS**, this natural gas plant would be one of the largest sources of air pollution and greenhouse gas emissions in New Jersey; and

**WHEREAS**, the municipality and town council of Elmwood Park has a principal responsibility to protect the health and safety of its residents, businesses and institutions; and

**WHEREAS**, the people and environment of New Jersey have been increasingly subjected to a build-out of natural gas infrastructure, including but not limited to pipelines and distribution networks, compressor stations, power plants, combustion heating systems, metering and regulation stations, and pigging stations; and

**WHEREAS**, peer-reviewed scientific studies link exposure between air pollutants emitted from natural gas infrastructure facilities and neurological, cardiovascular and respiratory disease, cancer, birth defects, and other adverse health impacts. Acute health impacts from these toxic exposures can cause burning eyes, headaches, breathing difficulty and nausea for nearby populations and can exacerbate health problems. Chronic health impacts can include certain types of cancer as well as damage to lungs, liver, kidneys, reproductive, nervous and cardiovascular systems; and

**WHEREAS**, the American Medical Association acknowledges the hazards of natural gas infrastructure and associated adverse health impacts; and

**WHEREAS**, the National Ambient Air Quality Standards (NAAQS) are based on average population risks across a large area over a long period of time but do not adequately address human toxicity for residents living in close proximity to natural gas infrastructure or where they are subject to episodic high exposures during events such as blowdowns; and

**WHEREAS**, on February 7, 2010 a gas blow operation was being performed at the Kleen Energy Systems LLC power plant construction site in Middletown, Conn. in which flammable natural gas was pumped under high pressure through new fuel gas lines to remove debris. During this operation, an extremely large amount of natural gas was vented into areas where it could not easily disperse. Welding and other work was being performed nearby, creating an extremely

dangerous situation. An explosion occurred when the gas contacted an ignition source taking the lives of six workers and injuring 50 others; and

**WHEREAS**, the top 11 electric plant operators in the U.S. have been fined over \$13.3B since 2000 for 161 environmental violations' and

**WHEREAS**, current protocols used for assessing compliance with ambient air quality standards do not adequately determine intensity, frequency or durations of actual human exposures to pollutants and mixtures of pollutants emitted from natural gas infrastructure, noting that periodic 24-hour average measures can underestimate actual exposures by an order of magnitude; and

**WHEREAS**, gas infrastructure facilities can annually emit into the air hundreds of tons of pollutants including particulate matter, toxic chemicals such as sulfur dioxide, mercury, and criteria pollutants (such as nitrogen oxides which cause smog, acid rain and contribute to ozone production),<sup>i</sup> some of which are known carcinogens such as benzene and formaldehyde, and can also be sources of radioactive contamination<sup>ii</sup> and are known to increase the severity of asthma and other respiratory diseases. Particulate matter, once inhaled, can affect the heart and lungs and cause serious health effects including lung cancer. Long-term exposure to ozone is linked to aggravation of asthma, emphysema, and chronic bronchitis, and it is likely to be one of many causes of asthma development. Long-term exposures to ozone may also be linked to permanent lung damage, such as abnormal lung development in children. Both ozone and particulate pollution have been linked to premature death, cardiovascular harm and increased susceptibility to infections. Recent studies have also linked air pollution to increases in obesity, diabetes, Parkinson's disease, Alzheimer's and other forms of dementia and stroke. People most at risk from breathing air containing ozone include people with asthma, children, older adults, and people who are active outdoors, especially outdoor workers; and

**WHEREAS**, the best estimates of annual emission from the proposed power plant are based on a careful sample set of EPA data on U.S. gas-fired power plants of the same type (combined-cycle), similar vintage (online since 2012) and comparable size (complexes of over 300 megawatts) but nevertheless may differ from actual results due to a number of variations in the periodicity of EPA data collection and plant operating conditions. However, reasonable annual estimates are expected to be in the range of the amounts shown below. (Note: NO<sub>x</sub> refers to nitrogen dioxide and nitric oxide, SO<sub>x</sub> refers to many types of sulfur and oxygen compounds such as sulfur monoxide, sulfur dioxide, higher sulfur oxides, and disulfur oxides):

- CO<sub>2</sub> = 3.5 million metric tonnes
- NO<sub>x</sub> = up to 375,000 pounds
- Methane = 73 metric tonnes
- SO<sub>x</sub> = up to 30,000 pounds; and

**WHEREAS**, people who live or work in close proximity to natural gas infrastructure facilities such as power plants and compressors are most at risk—particularly developing fetuses, children, the elderly, and those with cardiovascular, lung or respiratory problems and other vulnerable subpopulations, although under certain weather and terrain conditions, these pollutants can have a wider impact. Some homes in New Jersey are within 3,000 feet of the proposed plant and Harlem/Upper Manhattan (where one in four children suffers from asthma), which is downwind of the prevailing winds, is within 3.6 miles; and

**WHEREAS**, based on the American Lung Association "State of the Air 2018" report, the counties of Bergen and Hudson, which will be most impacted by emissions from this power plant already have significant populations (in some cases the largest in New Jersey), with pediatric and

adult asthma, COPD, lung cancer, cardiovascular disease and diabetes,<sup>iii</sup> whose conditions will only be exacerbated by additional volumes of air pollution; and

**WHEREAS**, developing fetuses and children are uniquely vulnerable to exposures as they receive proportionally greater doses of pollutants than adults and have immature organs and detoxification systems; and

**WHEREAS**, methane is the primary ingredient of natural gas and leaks at every system stage, including extraction, processing, transmission, distribution, and end-use consumption; and

**WHEREAS**, methane is an extremely potent greenhouse gas with a global warming potential that is 34 times that of carbon dioxide over a 100-year timeframe and 86 times that of carbon dioxide over a 20-year timeframe; and

**WHEREAS**, methane emissions from gas power plants may be considerably higher than previously thought. A 2017 study found that gas-fired power plants released more than 20 times more methane than the facilities had estimated; and

**WHEREAS**, Bergen and Hudson Counties (proposed site of the North Bergen plant) already receive grades of 'F' from the American Lung Association for ozone air pollution,<sup>iv</sup> the new plant will increase the concentration of ground ozone, increase the health hazards and risks from this pollutant and make it even more difficult to reduce the level of this pollutant. Conditions such as chronic obstructive pulmonary disease (COPD)—a long-lasting obstruction of the airways—can be exacerbated by even small increases in elevated ozone levels (e.g., an increment of 10 ppb), with a corresponding effect on public health and health care costs. As with chronic lung disease, even a small increase in the previous week's average ozone level has substantial effects on death rates. One study showed that a small (10 ppb) increase in ozone pollution was associated with a 0.52 percent increase in deaths per day. This study found that an estimated 3,700 deaths annually in the U.S. could be attributed to this small increase in daily ozone levels; and

**WHEREAS**, New Jersey's environmental justice communities already have some of the worst air quality in the nation, building another massive gas power plant will only exacerbate their plight; and

**WHEREAS**, municipalities to the North and Northeast of the proposed gas-fired plants will be particularly impacted by the Palisades ridge to the East that will prevent pollution from being easily dispersed to the East on prevailing westerly winds; and

**WHEREAS**, the proposed gas-fired electric plant will be approximately one mile from an existing gas-fired electric plant operated by PSE&G that is already one of the largest sources of air pollution in New Jersey and which already produces over 2 million metric tons of CO<sub>2</sub> annually,

**WHEREAS**, of the top 10 companies (parent corporations) most penalized for environmental violations in the US, nine are in the petroleum and energy industry and five are in the electric energy production industry (American Electric Power, Duke Energy, Dominion Energy, FirstEnergy and Alliant Energy); and

**WHEREAS**, the proposed gas-fired plant will produce limited economic benefits to the town of North Bergen and, to a lesser degree, surrounding towns, this will primarily occur during the construction phase<sup>v</sup> (due, in part, to the fact that NJ electrical generating equipment is exempt from property tax) and after that the residents of these towns will continue to incur the health care costs associated with increased pollution for another 30 to 40 years; and

**WHEREAS**, the annual health impacts of burning 1 (one) Bcf/day of gas in the NY/NJ metropolitan area are estimated to be: ; and

<b>Impact</b>	<b>Incidents per year</b>	<b>Societal Value*</b>	<b>Direct Medical and Other Costs</b>
Premature Mortality	35.3	\$238,712,000	\$10,585,000
Chronic Bronchitis	22.3	\$10,554,000	\$2,700,000
Hospital+ER visits	32.8	\$432,000	\$345,000
Asthma Attacks	724.5	\$43,000	\$42,000
Respiratory Symptoms	32,720	\$1,190,000	\$1,190,000
Work Loss Days	6,374	\$1,160,000	\$1,079,000
Mercury Related	NA	\$12,277,000	\$13,277,000
Total		\$265,369,000	\$29,217,000

\*Costs to consumers for which they are not reimbursed.

**WHEREAS**, an alternative approach to producing electricity from solar panels which would avoid all of the environmental and health issues noted in this resolution while still providing new jobs and other financial benefits to local towns and would be in conformance with Governor Murphy’s goal to increase the use of renewable energy even if all of the electricity was sold to New York City, could potentially gain local support and should be considered; and

**WHEREAS**, the NJ Work Environmental Council has stated, “Climate justice is worker justice. We stand together for both worker protections and strong climate policies because we can’t have one without the other. An injury to the planet is an injury to us all; and

**WHEREAS**, the proposed gas-fired plant will provide electric energy to New York only, residents of Hudson and Bergen Counties and the rest of New Jersey will only incur the health care costs and environmental degradation caused by the plant during construction and operation; and

**WHEREAS**, the gas-fired power plant represents a direct threat to one of the state’s most crucial ecological resources. Wetlands such as the Meadowlands serve many beneficial functions. They are a natural filtration system, purifying our water. They preserve biodiversity by hosting a number of plant and animal species. They play a crucial role in flood mitigation by absorbing storm waters, protecting urban or residential communities in nearby flood zones. The construction of and pollution from the proposed plant could affect quantity and quality of water flows, thereby harming the delicate animal and plant habitats in the wetlands and undermining their critical hydrological functions. The rehabilitation of the Meadowlands, which has been a triumph for the local groups that have worked hard to recover this area, would be squandered in order to provide power to New York City residents; and

**WHEREAS**, the plant will be within the half mile US DOT Evacuation Zone for oil train derailments which have been known to explode and can only be handled by letting them burn out; and

**WHEREAS**, location of the plant conflicts with the Regional Plan Association’s 2017 finding of the Meadowlands being at risk from sea level rise. The RPA’s Fourth Regional Plan<sup>vi</sup> found that "of all the places in the tri-state region challenged by increased flooding from climate change, the New Jersey Meadowlands is at greatest risk." It also concluded that "The Meadowlands are also likely to be one of the first places to be permanently inundated from sea-level rise."; and

**WHEREAS**, geological changes along the East Coast are causing land to sink along the seaboard. This is exacerbating the flood-inducing effects of sea level rise, which has been occurring faster in the western Atlantic Ocean than elsewhere in recent years. A 2016 article in

Scientific American<sup>vii</sup> reported that Sandy Hook is sinking at the rate of over one inch per decade while regional sea level is rising at over three inches per decade; and

**WHEREAS**, construction would require digging a 40 foot trench through the Meadowlands to connect to Williams' Transco Pipeline, thus risking damage to sensitive wetlands. The connection to the Williams pipeline may require upgrades to the line and expansion of its compressor station at Riverdale risking increases in dangerous emissions from the compressor station; and

**WHEREAS**, the owners of the proposed gas-fired plant have stated this is being built to replace the energy that will be lost when the Indian Point Nuclear Plant is closed,<sup>viii</sup> a 2017 study by Hudson Riverkeeper and the Natural Resources Defense Council states, "By 2023, assumed new energy efficiency and required new renewable energy [will] provide as much output as IPEC would have produced."; and

**WHEREAS**, the proposed gas-fired plant will require 8.6M gallons of sewage discharge wastewater per day which will allow evaporation of chemicals in the water to contribute to the existing levels of air pollution; and

**WHEREAS**, the proposed plant will require diesel generator backups for winter gas shortage situations which in turn will require storage of 1M gallons of diesel fuel onsite which has inherent risks of spills and leakage which would produce additional air pollution as well as ground pollution to sensitive wetlands and nearby water bodies; and

**WHEREAS**, the gas-fired plant will require on site storage of chemicals such as ammonia, bleach and acids as well as trucks to supply these products this increases the potential for spills into nearby wetlands and streams; and

**WHEREAS**, the proposed gas-fired plant will increase the volume of fracked-gas used in New Jersey which will also increase the drilling and associated environmentally destructive activities associated with its production and transport as well as increased pressure on New Jersey and the Delaware River Basin Commission to accept fracked waste water for disposal; and

**WHEREAS**, the proposed gas-fired plant will utilize fracked natural gas thus increasing the amount of energy produced by fossil fuels in direct opposition to Governor Murphy's commitment to moving New Jersey to 100% clean renewable energy usage. This type of massive fossil fuel infrastructure will last for several decades due to its large sunk costs (\$1.5B). This will increase long-term dependence on dirty fossil fuels and their associated environmental damage and health risks and is incompatible with the administration's energy goals. The average New Jersey gas-fired power plants went online 23 years ago and 13 percent of the state's gas plants went online more than 40 years ago.

**THEREFORE, BE IT RESOLVED**, that the municipality and town council of Elmwood Park in the interest of protecting its residents, businesses and institutions, as of January 17, 2019, strongly opposes construction of the North Bergen Liberty Generating power plant.

**BE IT FURTHER RESOLVED**, that the Borough Clerk shall forward this Resolution to

- New Jersey Governor Phil Murphy
- Commissioner of the NJ Department of Environmental Protection
- State Senator Nellie Pou
- State Assemblypersons Sumter and Wimberly
- Food and Water Watch, 100 Bayard Street, Suite 310, New Brunswick, NJ 08901
- The Sierra Club – New Jersey Chapter, 145 W. Hanover Street, Trenton NJ 08618
- Hackensack Riverkeeper

- Hudson County Freeholders and Administration and all Hudson County Municipal Councils, Boards of Health and Environmental Commissions
- Bergen County Freeholders and Administration and all Bergen County Municipal Councils, Boards of Health and Environmental Commissions
- League of New Jersey Municipalities
- NJ Advance Media

APPROVED: January 17, 2019

\_\_\_\_\_  
 Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_

Erin Delaney, MPA  
 Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
 Erin Delaney, MPA  
 Acting Borough Clerk

\_\_\_\_\_  
 Dated



**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-73-19**

**CONSENT AGENDA**

**RESOLUTION BY:  
SECONDED BY:**

**AUTHORIZE PURCHASE OF 2 2019 POLICE INTERCEPTOR SUVS  
FIRE PREVENTION BUREAU**

**WHEREAS**, the Fire Prevention Bureau has requested to purchase two fire department chief vehicles using funding from fees collected; and

**WHEREAS**, two 2019 Police Interceptor SUVs will be purchased through State Contracting utilizing Cranford Contract #47-CPCPS Item #2 at a cost of \$71,259.50 with Beyer-Ford LLC located in Morristown, New Jersey.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park, County of Bergen, State of New Jersey that they hereby authorize the purchase of 2 2019 Police Interceptor SUVs totaling \$71,259.90 with Beyer-Ford LLC; and

**BE IT FURTHER RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park, that they hereby authorize a purchase with Northeast Communications Inc. for \$15,514.60 for the 2 lighting packages for said vehicles.

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

\_\_\_\_\_  
Roy Riggitano, Chief Financial Officer

\_\_\_\_\_  
Dated

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-74-19**

**CONSENT AGENDA**

**RESOLUTION BY:**  
**SECONDED BY:**

**RESOLUTION AUTHORIZING THE USE OF THE ALL PURPOSE ROOM  
ELMWOOD PARK TAKES ACTION**

**WHEREAS**, a request was made by Elmwood Park Takes Action to use the all-purpose room for meeting purposes only; and

**WHEREAS**, the Mayor and Council has reviewed the request and agreed to allow the group use the all-purpose room for the dates requested;

**NOW THEREFORE BE IT RESOLVED**, that Elmwood Park Takes Action is hereby authorized to use the room on the following dates from 5:30PM-8PM:

- Thursday, January 17, 2019
- Thursday, February 21, 2019
- Thursday, March 21, 2019
- Thursday, April 18, 2019
- Thursday, May 16, 2019
- Thursday, June 20, 2019
- Thursday, July 18, 2019
- Thursday, August 15, 2019
- Thursday, September 19, 2019
- Thursday, October 17, 2019
- Thursday, November 21, 2019
- Thursday, December 19, 2019

**BE IT FURTHER RESOLVED**, that rescheduling of the approved dates must be made no later than 10 days prior to the approved meeting date.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-75-19**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**RETIREMENT COMPENSATION CHARLES PENSARI  
POLICE DEPARTMENT**

**WHEREAS**, it is desirous of Charles Pensari, Police Department , to retire from the Borough of Elmwood Park, effective February 1, 2019;

**WHEREAS**, Charles Pensari is covered under a PBA Local 185 Agreement Contract, Charles Pensari is entitled to:

\$ 0.00 (0 days) Sick  
\$ 13,916.36 (19.6250 days) Vacation  
-----  
\$ 13,916.36

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park, County of Bergen, State of New Jersey, that the Mayor and Council accept Charles Pensari's retirement and all such compensation total of \$13,916.36 shall be approved for payment through payroll office.

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

\_\_\_\_\_  
Roy Riggitano, Chief Financial Officer

\_\_\_\_\_  
Dated

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-76-19**

**CONSENT AGENDA**

**RESOLUTION BY:**  
**SECONDED BY:**

**RESOLUTION AUTHORIZING ADDITIONAL COMPENSATION**

**DEBRA BULMER**

**WHEREAS**, additional duties have been bestowed upon Debra Bulmer with include being the Assistant Records Clerk for the Police Department; and

**WHEREAS**, following discussion by the Governing Body additional compensation in the amount of \$5,000 was agreed upon;

**THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park that Debra Bulmer be and is hereby authorized to receive additional compensation in the amount of \$5,000 for the duties associated with Assistant Records Clerk for the Police Department.

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

\_\_\_\_\_  
Roy Riggitano, Chief Financial Officer

\_\_\_\_\_  
Dated

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

**Record of Council Vote on Passage**

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-77-19**

**CONSENT AGENDA**

**RESOLUTION BY:**  
**SECONDED BY:**

**RESOLUTION TO APPROVE THE CONSENT AGENDA**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park that the actions noted in the Consent Agenda, Resolutions R-50-19 through R-77-19 be and are hereby approved and the proper officers are directed to take necessary action on the same.

APPROVED: January 17, 2019

\_\_\_\_\_  
Francesco A. Caramagna, Mayor

ATTEST: \_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Pellegrine				
Dombrowski					Wechtler				
Ingui					Golabek				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 17<sup>th</sup> day of January 2019. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA  
Acting Borough Clerk

\_\_\_\_\_  
Dated

\_\_\_\_\_