

**REGULAR MEETING
OF THE
ELMWOOD PARK MAYOR AND COUNCIL
SEPTEMBER 21, 2023
7:00 P.M.**

1. CALL TO ORDER:

2. PRAYER AND FLAG SALUTE:

3. 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 and transmitted on January 6, 2023 and published on January 10, 2023.

4. RESOLUTIONS:

R-344-23 Authorizing the Hiring of Entry Level Police Officer – Jimmie Rivera

5. ORDINANCES: FIRST READING

R-345-23 Introduce Ord. #23-34

**BOND ORDINANCE TO AUTHORIZE THE MAKING OF
VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION
OF A NEW FIRE ENGINE, INCLUDING ORIGINAL APPARATUS
AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF
ELMWOOD PARK, IN THE COUNTY OF BERGEN, STATE OF
NEW JERSEY, TO APPROPRIATE THE SUM OF \$730,000 TO
PAY THE FULL OR SUPPLEMENTAL COST THEREOF, TO
MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE
OF BONDS TO FINANCE SUCH APPROPRIATION AND TO
PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION
NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH
BONDS.**

R-346-23 Introduce Ord. #23-35

**AN ORDINANCE TO AMEND ORDINANCE 23-18 FIXING THE
SALARY, WAGE AND COMPENSATION OF THE OFFICERS,
EMPLOYEES AND SERVANTS OF THE BOROUGH OF ELMWOOD
PARK, FOR THE YEAR 2023**

SECOND READING

R-347-23 Introduce Ord. #23-27

**BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF
STORM AND SANITARY SEWER IMPROVEMENTS AT
VARIOUS LOCATIONS IN, BY AND FOR THE BOROUGH OF
ELMWOOD PARK, IN THE COUNTY OF BERGEN, NEW
JERSEY, TO APPROPRIATE THE SUM OF \$130,000 TO PAY
THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO
AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH
APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF
BOND ANTICIPATION NOTES IN ANTICIPATION OF THE
ISSUANCE OF SUCH BONDS.**

R-348-23 Introduce Ord. #23-28

**BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM
OF \$850,000 FOR THE INSTALLATION OF A SYNTHETIC TURF**

ATHLETIC FIELD AT BOROUGH PARK IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

- R-349-23 Introduce Ord. #23-29
BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO ELMWOOD DRIVE PARK IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$600,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.
- R-350-23 Introduce Ord. #23-30
ORDINANCE ADDING SECTION 37-2, ET SEQ., “MANDATORY DEVELOPMENT FEE” TO CHAPTER 37 “AFFORDABLE HOUSING” OF THE MUNICIPAL CODE OF THE BOROUGH OF ELMWOOD PARK
- R-351-23 Introduce Ord. #23-31
ORDINANCE REPEALING AND REPLACING INCONSISTENCIES FOUND IN SECTION 37-1, ET SEQ., “AFFORDABLE HOUSING OBLIGATION” OF THE MUNICIPAL CODE OF THE BOROUGH OF ELMWOOD PARK
- R-352-23 Introduce Ord. #23-32
AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF ELMWOOD PARK, NEW JERSEY AMENDING THE BOROUGH CODE AND ALL GENERAL ORDINANCES OF THE BOROUGH; MORE SPECIFICALLY, CHAPTER 34, MORE SPECIFICALLY SECTION 43-31.14.e; OF THE CANNABIS ORDINANCE WITHIN THE BOROUGH OF ELMWOOD PARK.
- R-353-23 Introduce Ord. #23-33
AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF ELMWOOD PARK, NEW JERSEY AMENDING THE BOROUGH CODE AND ALL GENERAL ORDINANCES OF THE BOROUGH; MORE SPECIFICALLY, CHAPTER 4, LICENSING AND BUSINESS REGULATIONS, SECTION 4.7 (CLARIFYING APPLICATION FEES AND LICENSE FEES; CLARIFYING TYPES AND NUMBERS OF LICENSES THAT MAY BE ISSUED);

6. CONSENT AGENDA:

- R-354-23 Approval of Payroll
R-355-23 Approval of Bills List
R-356-23 Amendment to Resolution R-308-23
R-357-23 Capital Budget Amendment
R-358-23 Appointment of Part-Time Public Safety Telecommunicator – Police Department - Kevin Wilkins
R-359-23 Authorize Vacation Buyback
R-360-23 Resolution Authorizing - Tax Exemption for Disabled Veteran
R-361-23 Resolution to Redeem Third Party Tax Lien
R-362-23 Resolution to Refund Overpayment

- R-363-23 Authorize Change Order #1 & Current Estimate #1 – Improvements to Rosemont Park
- R-364-23 Authorize Current Estimate #2 – FY 2021 NJDOT – Mola Boulevard Improvements
- R-365-23 Authorize Current Estimate #3 – FY 2021 NJDOT – Mola Boulevard Improvements
- R-366-23 Appoint Part-Time Keyboarding Clerk I - Anna DiPasquale - Finance Office
- R-367-23 Authorize Purchase of Equipment - Police Department
- R-368-23 Resolution to Enter into a Grant Agreement FY 2023 Community Development Block Grant
- R-369-23 Appointment of Recreation Department Staff for the 2023/2024 School Year After-School Program
- R-370-23 Approve 2023-2024 Flu Professional Services Agreement Between County of Bergen and Borough of Elmwood Park
- R-371-23 Authorizing and Granting the Chief of Police and or Its Designated Agent to Execute Any and All Documentations Presented by a Recovery Automobile Title Service
- R-372-23 Hiring Employees to Staff the Elmwood Park Emergency Medical Service Unit
- R-373-23 Appointment of Firefighters
- R-374-23 Approve Block Party Request
- R-375-23 Appointment of Special Officer
- R-376-23 Resignation of Firefighter
- R-377-23 Removal of Firefighter
- R-378-23 Leave of Absence of Firefighter
- R-379-23 Resolution Recognizing the Month of September as Hunger Action Month
- R-380-23 Hiring Employees to Staff the Elmwood Park Emergency Medical Service Unit
- R-381-23 Resolution to Approve the Consent Agenda

7. DEPARTMENTAL REPORTS:

Board of Health Meeting Minutes – June 12, 2023

8. APPLICATIONS:

Mission: Kid Success – Raffles – October 14, 2023

V.F.W Post 281 Auxiliary – Raffle – September 30, 2023

9. COUNCIL REPORTS:

10. MAYOR’S REPORT:

11. PUBLIC HEARING:

12. EXECUTIVE:

13. ADJOURNMENT:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-344-23**

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING THE HIRING OF ENTRY LEVEL POLICE
OFFICER – JIMMIE RIVERA**

WHEREAS, N.J.S.A. 11A:4-1.3 authorizes the appointment of entry level police officers who have successfully passed a Basic Course for Police Officers training course at a school approved and authorized by the New Jersey Police Training Commission without the need to take an entry-level Civil Service examination so long as certain prerequisites are met; and

WHEREAS, the Borough meets the prerequisites for appointments pursuant to N.J.S.A. 11A:4-1.3; and

WHEREAS, the Mayor and Council have determined that authorizing appointments pursuant to N.J.S.A. 11A:4-1.3 is in the best interest of the Borough; and

WHEREAS, that individuals who have successfully completed a Basic Course for Police Officers training course at a school approved and authorized by the New Jersey Police Training Commission may be appointed to entry level police officer positions within the Borough without the need to take an entry-level Civil Service examination pursuant to N.J.S.A. 11A:4-1.3;

NOW, THEREFORE, 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 Police Officer in the Police Department of the Borough of Elmwood Park, effective September 22, 2023:

Jimmie Rivera

and;

BE IT FURTHER RESOLVED, that remuneration is set at the rate as per the 2018-2025 PBA Contract effective March 15, 2018.

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-345-23**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #23-34
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF A NEW FIRE ENGINE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$730,000 TO PAY THE FULL OR SUPPLEMENTAL COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

be 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, October 19, 2023 at 7:00PM 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 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: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 23-34**

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF A NEW FIRE ENGINE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$730,000 TO PAY THE FULL OR SUPPLEMENTAL COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Borough of Elmwood Park, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to make various public improvements and to acquire a new fire engine, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the full or supplemental cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Construction of a replacement salt shed at the Department of Public Works Facility.

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$515,000 |
| Down Payment Appropriated | \$ 24,525 |
| Bonds and Notes Authorized | \$490,475 |

Period of Usefulness

20 years

B. Supplemental funding for the acquisition of a new pumper fire engine, including original apparatus and equipment. It is hereby determined and stated that the Borough has heretofore appropriated the sum of \$985,000 for such improvement pursuant to Ord. No. 22-03 adopted on February 17, 2022.

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$155,000 |
| Down Payment Appropriated | \$ 7,615 |
| Bonds and Notes Authorized | \$147,385 |
| Period of Usefulness | 10 years |

C. Supplemental funding for the undertaking of various improvements to Rosemont Park. It is hereby determined and stated that the Borough has heretofore appropriated the sum of \$595,000 for such improvement pursuant to Ord. No. 20-04 adopted on March 19, 2020.

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$60,000 |
| Down Payment Appropriated | \$ 2,860 |
| Bonds and Notes Authorized | \$ 57,140 |
| Period of Usefulness | 15 years |

| | |
|--|-----------|
| Aggregate Appropriation and Estimated Cost | \$730,000 |
| Aggregate Down Payment Appropriated | \$ 35,000 |
| Aggregate Amount of Bonds and Notes Authorized | \$695,000 |

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$70,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 6. It is hereby determined and stated that moneys exceeding \$35,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$35,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$695,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$695,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 17.46 years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$695,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond

anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 14. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

APPROVED: _____

Robert Colletti, Mayor

Introduced:

Adopted:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-346-23**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #23-35
FIRST READING**

WHEREAS, a public notice has been given by the Borough Clerk that an ordinance entitled:

**AN ORDINANCE TO AMEND ORDINANCE 23-18 FIXING THE SALARY,
WAGE AND COMPENSATION OF THE OFFICERS, EMPLOYEES AND
SERVANTS OF THE BOROUGH OF ELMWOOD PARK, FOR THE YEAR 2023**

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, October 19, 2023 at 7:00PM 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 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: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 23-35**

**AN ORDINANCE TO AMEND ORDINANCE 23-18 FIXING THE SALARY,
WAGE AND COMPENSATION OF THE OFFICERS, EMPLOYEES AND
SERVANTS OF THE BOROUGH OF ELMWOOD PARK, FOR THE YEAR 2023**

WHEREAS, the Mayor and council have hired and appointed a Tax Collector for the Borough of Elmwood Park; and

WHEREAS, the Mayor and Council wish to amend the salary for said position to reflect the sum of \$94,588.03 – \$112,530.00 per year.

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Elmwood Park, County of Bergen, and State of New Jersey that the Salary Ordinance is hereby amended as follows:

SECTION 1: that SECTION II entitled “Department Head & Non-Union Employees” more specifically the chart under paragraph 1 shall be amended to reflect the yearly salary of the Tax Collector to be \$94,588.03 – \$112,530.00.

SECTION 4: That in the event any section, part or provision of this amended Ordinance shall be held unconstitutional or invalid by any Court, such holding shall not affect the validity of this rest of the amended Ordinance, or any remaining part of this amended Ordinance other than the part held unconstitutional or invalid.

SECTION 5: That all ordinances or parts thereof, which are inconsistent with the provisions of this amendment, are hereby repealed to the extent of their inconsistencies.

SECTION 6: This amendment to the Ordinance shall take effect immediately upon its final passage and publication as required by law.

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

APPROVED: _____

Robert Colletti, Mayor

Introduced:

Adopted:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-347-23**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #23-27
SECOND READING**

WHEREAS, a public notice has been given by the Borough Clerk that an ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF STORM AND SANITARY SEWER IMPROVEMENTS AT VARIOUS LOCATIONS IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$130,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

was introduced and passed at a meeting held on Thursday, August 17, 2023 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, that an ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF STORM AND SANITARY SEWER IMPROVEMENTS AT VARIOUS LOCATIONS IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$130,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

pass on final reading.

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 23-27**

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF STORM AND SANITARY SEWER IMPROVEMENTS AT VARIOUS LOCATIONS IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$130,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Borough of Elmwood Park, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to undertake storm and sanitary sewer improvements at various locations in, by and for said Borough. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$130,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$130,000, and (4) \$6,200 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$123,800, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$30,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$6,200, appropriated for down payments on capital improvements or for the capital improvement fund in

budgets heretofore adopted for said Borough, are now available to finance said purpose. The sum of \$6,200 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$123,800 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$123,800 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

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

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

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk

of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$123,800 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

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

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

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

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

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

APPROVED: _____

Robert Colletti, Mayor

Introduced: August 17, 2023

Adopted:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-348-23**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #23-28
SECOND READING**

WHEREAS, a public notice has been given by the Borough Clerk that an ordinance entitled:

BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$850,000 FOR THE INSTALLATION OF A SYNTHETIC TURF ATHLETIC FIELD AT BOROUGH PARK IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

was introduced and passed at a meeting held on Thursday, August 17, 2023 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, that an ordinance entitled:

BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$850,000 FOR THE INSTALLATION OF A SYNTHETIC TURF ATHLETIC FIELD AT BOROUGH PARK IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

pass on final reading.

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 23-28**

BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$850,000 FOR THE INSTALLATION OF A SYNTHETIC TURF ATHLETIC FIELD AT BOROUGH PARK IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

WHEREAS, the Borough Council of the Borough of Elmwood Park has heretofore authorized the installation of a synthetic turf athletic field at Borough Park in, by and for said Borough, and appropriated the sum of \$2,310,000 therefor pursuant to ordinance no. 23-07 adopted by the Borough Council of said Borough on March 16, 2023; and

WHEREAS, the Borough Council now finds and determines that the additional sum of \$850,000 is required for such improvement, NOW, THEREFORE,

BE IT ORDAINED by the Borough Council of the Borough of Elmwood Park, in the County of Bergen, New Jersey (the "Borough"), as follows:

Section 1. The additional sum of \$850,000 is hereby appropriated to the payment of the cost of the improvement authorized by ordinance no. 23-07 adopted by the Borough Council of the Borough on March 16, 2023 (the "Prior Ordinance"). Said additional appropriation shall be met from the down payment appropriated and from the proceeds of the sale of the bonds authorized by this ordinance. Said improvement has been and shall be made as a general improvement and no part of the cost thereof has been nor shall be assessed against property specially benefited.

Section 2. It is hereby determined and stated that (1) the making of such improvement (hereinafter referred to as "purpose") is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose authorized by the Prior Ordinance is \$3,160,000, including the sum of \$2,310,000 appropriated by the Prior Ordinance and the \$850,000 appropriated by this ordinance, and (4) \$460,000 of said sum is to be provided by the down payment, including the \$110,000 appropriated by the Prior Ordinance and the \$350,000 hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$2,700,000, including the \$2,200,000 authorized by the Prior Ordinance and the \$500,000 hereinafter authorized, and (6) the cost of such

purpose includes the aggregate amount of \$300,000, including the sum of \$250,000 stated in the Prior Ordinance and the sum of \$50,000 hereby stated, which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 3. It is hereby determined and stated that the sum of \$350,000 in the Borough's Recreation Trust Fund is now available to serve as the down payment on said purpose. The sum of \$350,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 4. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$500,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$500,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated

to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 8. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$500,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 9. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 10. The Borough intends to issue the bonds or notes to finance the cost of the improvement authorized by the Prior Ordinance and described herein. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 11. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 12. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 13. This ordinance shall take effect twenty days after the first publication thereof after final passage.

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

APPROVED: _____

Robert Colletti, Mayor

Introduced: August 17, 2023

Adopted:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-349-23**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #23-29
SECOND READING**

WHEREAS, a public notice has been given by the Borough Clerk that an ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO ELMWOOD DRIVE PARK IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$600,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

was introduced and passed at a meeting held on Thursday, August 17, 2023 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, that an ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO ELMWOOD DRIVE PARK IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$600,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

pass on final reading.

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 23-29**

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO ELMWOOD DRIVE PARK IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$600,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Borough of Elmwood Park, in the County of Bergen, State of New Jersey (the "Borough"), is hereby authorized to undertake various improvements to Elmwood Drive Park in, by and for the Borough. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$600,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 of this ordinance (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by a State grant. It is anticipated that a Green Acres Grant in the amount of \$269,619 from the State of New Jersey Department of Environmental Protection shall be received by the Borough to finance the cost of the improvements described in Section 1 hereof. Any of said grant funds so received shall be applied as set forth in Section 9 hereof. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefitted.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of the Borough, (2) it is necessary to finance said purpose by the issuance of obligations of the Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), (3) the estimated cost of said purpose is \$600,000, (4) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$600,000, and (5) the cost of said purpose, as hereinbefore stated, includes the aggregate amount of \$100,000, which is estimated to be necessary to finance the cost of said purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses,

including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$600,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, bond anticipation notes of the Borough of an aggregate principal amount not exceeding \$600,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance, and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of fifteen years computed from the date of said bonds.

Section 8. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of the Borough, and that such statement so filed shows that the gross debt of the Borough, as

defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$600,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 9. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of said purpose shall be applied to the payment of the cost of said purpose or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for said purpose shall be reduced accordingly.

Section 10. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 11. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Section 1 of this ordinance. If the Borough incurs such costs prior to the issuance of such bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this ordinance.

Section 12. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 13. This ordinance shall take effect twenty days after the first publication thereof after final passage.

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

APPROVED: _____

Robert Colletti, Mayor

Introduced: August 17, 2023

Adopted:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-350-23**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #23-30
SECOND READING**

WHEREAS, a public notice has been given by the Borough Clerk that an ordinance entitled:

ORDINANCE ADDING SECTION 37-2, ET SEQ., “MANDATORY DEVELOPMENT FEE” TO CHAPTER 37 “AFFORDABLE HOUSING” OF THE MUNICIPAL CODE OF THE BOROUGH OF ELMWOOD PARK

was introduced and passed at a meeting held on Thursday, August 17, 2023 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, that an ordinance entitled:

ORDINANCE ADDING SECTION 37-2, ET SEQ., “MANDATORY DEVELOPMENT FEE” TO CHAPTER 37 “AFFORDABLE HOUSING” OF THE MUNICIPAL CODE OF THE BOROUGH OF ELMWOOD PARK

pass on final reading.

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 23-30**

ORDINANCE ADDING SECTION 37-2, ET SEQ., “MANDATORY DEVELOPMENT FEE” TO CHAPTER 37 “AFFORDABLE HOUSING” OF THE MUNICIPAL CODE OF THE BOROUGH OF ELMWOOD PARK.

§37-2 MANDATORY DEVELOPMENT FEE

§37-2.1 Purpose

This article establishes standards for the collection, maintenance, and expenditure of development fees that are consistent with COAH's regulations developed in response to P.L. 2008, c. 46, Sections 8 and 32-38 (N.J.S.A. 52:27D-329.2), the Statewide Non-Residential Development Fee Act (N.J.S.A. 40:55D-8.1 through 8.7), and the Borough's 2018 Settlement Agreement with Fair Share Housing Center (BER-L-6375-15). Fees collected pursuant to this article shall be used for the purpose of providing very-low, low- and moderate-income housing in accordance with a Court-approved spending plan.

§37-2.2 Basic Requirements

- a. This chapter shall not be effective until approved by Superior Court.
- b. The Borough of Elmwood Park shall not spend development fees until the Court has approved a plan for spending such fees (spending plan).

§37-2.3 Definitions

The following terms when used in this Ordinance shall have the meaning given in this Section.

“Affordable Housing Development” shall mean a development included in the Housing Element and Fair Share Plan, and includes, but is not limited to, an inclusionary development, a municipally-sponsored construction project or a 100% affordable housing development.

“COAH or the Council” shall mean the New Jersey Council on Affordable Housing established under the Fair Housing Act, or any successor agency charged with the administration of the Act.

“Court” shall mean the Superior Court of New Jersey, Law Division, Bergen County.

“Developer” shall mean the legal or beneficial owner or owners of a lot or of any land proposed to be included in a proposed development, including the holder of an option or contract to purchase, or other person having an enforceable proprietary interest in such land.

“Development Fee” shall mean money paid by a developer for the improvement of property as authorized by Holmdel Builder's Association v. Holmdel Borough, 121 N.J. 550 (1990) and the Fair Housing Act of 1985, N.J.S.A. 52:27d-301, et seq., and regulated by applicable COAH Rules.

“Equalized Assessed Value” shall mean the assessed value of a property divided by the current average ratio of assessed to true value for the municipality in which the property is situated, as determined in accordance with Sections 1, 5, and 6 of P.L. 1973, c. 123 (N.J.S.A. 54:1-35a through c).

“Green Building Strategies” shall mean strategies that minimize the impact of development on the environment, and enhance the health, safety and well-being of residents by producing durable, low-maintenance, resource-efficient housing while making optimum use of existing infrastructure and community services.

§37-2.4. Residential Development Fees

- a. Imposed Fees.
 1. Within all districts, residential developers, except for developers of the types of development specifically exempted below, shall pay a fee of 1.5% of the equalized assessed value for residential development, provided no increased density is permitted.
 2. When an increase in residential density is permitted pursuant to a "d" variance granted under N.J.S.A. 40:55D-70d(5), developers shall be required to pay a "bonus" development

fee of 6% of the equalized assessed value for each additional unit that may be realized, except that this provision shall not be applicable to a development that will include affordable housing. If the zoning on a site has changed during the two-year period preceding the filing of such a variance application, the base density for the purposes of calculating the bonus development fee shall be the highest density permitted by right during the two-year period preceding the filing of the variance application. Example: If an approval allows four units to be constructed on a site that was zoned for two units, the fees could equal 1.5% of the equalized assessed value on the first two units; and 6% of the equalized assessed value for the two additional units, provided zoning on the site has not changed during the two-year period preceding the filing of such a variance application.

b. Eligible extractions, including extractions for residential developments.

1. Affordable housing developments and/or developments where the developer has made a payment in lieu of on-site construction of affordable units, if permitted by ordinance or by agreement with the Borough of Elmwood Park, shall be exempt from the payment of development fees.
2. Developments that have received preliminary or final site plan approval prior to the adoption of the Borough's initial development fee ordinance shall be exempt from the payment of development fees, unless the developer seeks a substantial change in the original approval. Where site plan approval does not apply, a zoning and/or building permit shall be synonymous with preliminary or final site plan approval for this purpose. The fee percentage shall be vested on the date that the building permit is issued.
3. Owner-occupied residential structures demolished and replaced as a result of a fire, flood, or natural disaster shall be exempt from paying a development fee.
4. Development fees shall be imposed and collected when there is an addition to an existing structure, or when an existing structure undergoes a change to a more intense use or is demolished and replaced. The development fee shall be calculated on the increase in the equalized assessed value of the improved structure.
5. No fee shall be charged pursuant to this section for any addition or improvement to an existing residential structure, so long as such addition or improvement does not increase the equalized assessed value of the existing structure, as of the date thereof, by more than fifty percent (50%).
6. Not-for-profit developers shall be exempt.

§37-2.5. Non-Residential Development Fees

a. Imposed Fees.

1. Within all zoning districts, non-residential developers, except for developers of the types of development specifically exempted, shall pay a fee equal to two and one-half (2.5) percent of the equalized assessed value of the land and improvements, for all new non-residential construction on an unimproved lot or lots.
2. Non-residential developers, except for developers of the types of development specifically exempted, shall also pay a fee equal to two and one-half (2.5) percent of the increase in equalized assessed value resulting from any additions to existing structures to be used for non-residential purposes.
3. Development fees shall be imposed and collected when an existing structure is demolished and replaced. The development fee of two and a half percent (2.5%) shall be calculated on the difference between the equalized assessed value of the pre-existing land and improvement and the equalized assessed value of the newly improved structure, i.e. land and improvement, at the time final certificate of occupancy is issued. If the calculation required under this section results in a negative number, the non-residential development fee shall be zero.

b. Eligible exactions, ineligible exactions and exemptions for non-residential development.

1. The non-residential portion of a mixed-use inclusionary or market rate development shall be subject to the two and a half (2.5) percent development fee, unless otherwise exempted below.
2. The 2.5 percent fee shall not apply to an increase in equalized assessed value resulting from alterations, change in use within existing footprint, reconstruction, renovations and repairs.
3. Nonresidential developments shall be exempt from the payment of nonresidential development fees in accordance with the exemptions required pursuant to the Statewide Non-Residential Development Fee Act (N.J.S.A. 40:55D-8.1 through 8.7), as specified in Form N-RDF "State of New Jersey Non-Residential Development Certification/Exemption." Any exemption claimed by a developer shall be substantiated by that developer.
4. A developer of a nonresidential development exempted from the nonresidential development fee pursuant to the Statewide Non-Residential Development Fee Act shall be subject to the fee at such time as the basis for the exemption no longer applies, and shall make the payment of the nonresidential development fee, in that event, within three years after that event or after the issuance of the final certificate of occupancy for the nonresidential development, whichever is later.
5. If a property which was exempted from the collection of a nonresidential development fee thereafter ceases to be exempt from property taxation, the owner of the property shall remit the fees required pursuant to this section within 45 days of the termination of the property tax exemption. Unpaid nonresidential development fees under these circumstances may be enforceable by the Borough of Elmwood Park as a lien against the real property of the owner.

§37-2.6. Collection procedures

- a. Upon the granting of a preliminary, final or other applicable approval for a development, the applicable approving authority or entity shall notify or direct its staff to notify the construction official responsible for the issuance of a building permit.
- b. For non-residential developments only, the developer shall also be provided with a copy of Form N-RDF "State of New Jersey Non-Residential Development Certification/Exemption" to be completed as per the instructions provided. The developer of a non-residential development shall complete Form N-RDF as per the instructions provided. The construction official shall verify the information submitted by the non-residential developer as per the instructions provided in the Form N-RDF. The Tax assessor shall verify exemptions and prepare estimated and final assessments as per the instructions provided in Form N-RDF.
- c. The construction official responsible for the issuance of a building permit shall notify the local tax assessor of the issuance of the first building permit for a development which is subject to a development fee.
- d. Within 90 days of receipt of that notice, the municipal tax assessor, based on the plans filed, shall provide an estimate of the equalized assessed value of the development.
- e. The construction official responsible for the issuance of a final certificate of occupancy shall notify the local assessor of any and all requests for the scheduling of a final inspection on property which is subject to a development fee.
- f. Within 10 business days of a request for the scheduling of a final inspection, the municipal assessor shall confirm or modify the previously estimated equalized assessed value of the improvements of the development; calculate the development fee; and thereafter notify the developer of the amount of the fee.
- g. Should the Borough of Elmwood Park fail to determine or notify the developer of the amount of the development fee within 10 business days of the request for final inspection, the developer may estimate the amount due and pay that estimated amount consistent with

the dispute process set forth in Subsection b. of Section 37 of P.L. 2008, c. 46 (N.J.S.A. 40:55D-8.6).

- h. Fifty percent of the development fee shall be collected at the time of issuance of the building permit. The remaining portion shall be collected at the time of issuance of the certificate of occupancy. The developer shall be responsible for paying the difference between the fee calculated at building permit and that determined at the issuance of the certificate of occupancy. No certificate of occupancy shall be issued to the developer until all remaining developer fees have been paid in full.
- i. Appeal of development fees
 - 1. A developer may challenge residential development fees imposed by filing a challenge with the County Board of Taxation. Pending a review and determination by the Board, collected fees shall be placed in an interest bearing escrow account by Millburn Township. Appeals from a determination of the Board may be made to the tax court in accordance with the provisions of the State Tax Uniform Procedure Law, R.S.54:48-1 et seq., within 90 days after the date of such determination. Interest earned on amounts escrowed shall be credited to the prevailing party.
 - 2. A developer may challenge non-residential development fees imposed by filing a challenge with the Director of the Division of Taxation. Pending a review and determination by the Director, which shall be made within 45 days of receipt of the challenge, collected fees shall be placed in an interest bearing escrow account by Elmwood Park Borough. Appeals from a determination of the Director may be made to the tax court in accordance with the provisions of the State Tax Uniform Procedure Law, R.S.54:48-1 et seq., within 90 days after the date of such determination. Interest earned on amounts escrowed shall be credited to the prevailing party.

§37-2.7. Affordable Housing Trust Fund

- a. There is hereby created a separate, interest-bearing Housing Trust Fund to be maintained by the Chief Financial Officer for the purpose of depositing development fees collected from residential and nonresidential developers and proceeds from the sale of units with extinguished controls.
- b. The following additional funds shall be deposited in the Affordable Housing Trust Fund and shall at all times be identifiable by source and amount:
 - 1. Payments in lieu of on-site construction of affordable units collected in accordance with §37-1.4.e;
 - 2. Developer-contributed funds to make 10% of the adaptable entrances in a townhouse or other multistory attached dwelling unit development accessible;
 - 3. Rental income from municipally operated units;
 - 4. Repayments from affordable housing program loans;
 - 5. Recaptured funds;
 - 6. Proceeds from the sale of affordable units; and
 - 7. Any other funds collected in connection with the Borough of Elmwood Park's affordable housing program.
- c. In the event of a failure by the Borough of Elmwood Park to comply with trust fund monitoring and reporting requirements or to submit accurate monitoring reports; or a failure to comply with the conditions of the judgment of compliance or a revocation of the judgment of compliance; or a failure to implement the approved spending plan and to expend funds within the applicable required time period as set forth in *In re Tp. of Monroe*, 442 N.J. Super. 565 (Law Div. 2015) (aff'd 442 N.J. Super. 563); or the expenditure of funds on activities not approved by the Court; or for other good cause demonstrating the unapproved use(s) of funds, the Court may authorize the State of New Jersey, Department of Community Affairs, Division of Local Government Services ("LGS"), to direct the

manner in which the funds in the Affordable Housing Trust Fund shall be expended, provided that all such funds shall, to the extent practicable, be utilized for affordable housing programs within the Borough of Elmwood Park, or, if not practicable, then within the County.

1. Any party may bring a motion before the Superior Court presenting evidence of such condition(s), and the Court may, after considering the evidence and providing the municipality a reasonable opportunity to respond and/or to remedy the noncompliant condition(s), and upon a finding of continuing and deliberate noncompliance, determine to authorize LGS to direct the expenditure of funds in the Trust Fund. The Court may also impose such other remedies as may be reasonable and appropriate to the circumstances.
- d. All interest accrued in the Affordable Housing Trust Fund shall only be used to fund eligible affordable housing activities approved by the Court.

§37-2.8. Use of Funds

- a. The expenditure of all funds shall conform to a spending plan approved by the Superior Court. Funds deposited in the Affordable Housing Trust Fund may be used for any activity approved by the Court to address Elmwood Park Borough's fair share obligation and may be set up as a grant or revolving loan program. Such activities include, but are not limited to preservation or purchase of housing for the purpose of maintaining or implementing affordability controls; housing rehabilitation; new construction of affordable housing units and related costs; accessory apartments; a market to affordable program; regional housing partnership programs; conversion of existing nonresidential buildings to create new affordable units; green building strategies designed to be cost saving and in accordance with accepted national or state standards; purchase of land for affordable housing; improvement of land to be used for affordable housing; extensions or improvements of roads and infrastructure to affordable housing sites; financial assistance designed to increase affordability; administration necessary for implementation of the Housing Element and Fair Share Plan; and/or any other activity permitted by the Court and specified in the approved spending plan.
- b. Funds shall not be expended to reimburse Elmwood Park Borough for past housing activities.
- c. At least 30% of all development fees collected and interest earned on such fees shall be used to provide affordability assistance to very low-, low- and moderate-income households in affordable units included in the municipal Fair Share Plan. One-third of the affordability assistance portion of development fees collected shall be used to provide affordability assistance to those households earning 30% or less of the median income for Housing Region 1, in which Elmwood Park is located.
 1. Affordability assistance programs may include down payment assistance, security deposit assistance, low interest loans, rental assistance, assistance with homeowners' association or condominium fees and special assessments, and assistance with emergency repairs. The specific programs to be used for affordability assistance shall be identified and described within the spending plan.
 2. Affordability assistance to households earning 30% or less of median income may include buying down the cost of low- or moderate-income units in the municipal Fair Share Plan to make them affordable to households earning 30% or less of median income. The specific programs to be used for very-low-income affordability assistance shall be identified and described within the spending plan.
 3. Payments in lieu of constructing affordable housing units on site and funds from the sale of units with extinguished controls shall be exempt from the affordability assistance requirement.
- d. Elmwood Park Borough may contract with a private or public entity to administer any part of its Housing Element and Fair Share Plan, including its programs for affordability assistance.

- e. No more than 20% of all revenues collected from development fees may be expended on administration, including but not limited to salaries and benefits for municipal employees or consultants' fees necessary to develop or implement a new construction program, prepare a Housing Element and Fair Share Plan, and/or administer an affirmative marketing program or a rehabilitation program.
 - 1. In the case of a rehabilitation program, no more than 20 percent of the revenues collected from development fees shall be expended for such administrative expenses.
 - 2. Administrative funds may be used for income qualification of households, monitoring the turnover of sale and rental units, and compliance with the monitoring requirements. Legal or other fees related to litigation opposing affordable housing sites or related to securing or appealing a judgment from the Court are not eligible uses of the Affordable Housing Trust Fund.

§37-2.9. Monitoring

- a. The Borough of Elmwood Park shall provide annual reporting of Affordable Housing Trust Fund activity to the New Jersey Department of Community Affairs, COAH or Local Government Services or other entity designated by the State of New Jersey, and Fair Share Housing Center, as well as posting it to the municipal website, using forms developed for this purpose by the New Jersey Department of Community Affairs, COAH or Local Government Services, or any other forms endorsed by the Special Master and Fair Share Housing Center

§37-2.10. Ongoing collection of fees

- a. The ability of Elmwood Park Borough to impose, collect and expend development fees shall be permitted through the expiration of the repose period covered by its judgment of compliance and shall continue thereafter so long as Elmwood Park Borough has filed an adopted Housing Element and Fair Share Plan with the Court or with a designated state administrative agency, has petitioned for a judgment of compliance from the Court or for substantive certification or its equivalent from a state administrative agency authorized to approve and administer municipal affordable housing compliance and has received approval of its development fee ordinance from the entity that will be reviewing and approving the Housing Element and Fair Share Plan.
- b. If the Borough of Elmwood Park fails to renew its ability to impose and collect development fees after the expiration of its judgment of compliance and repose, it may be subject to forfeiture of any or all funds remaining within its Affordable Housing Trust Fund. Any funds so forfeited shall be deposited into the "New Jersey Affordable Housing Trust Fund" established pursuant to Section 20 of P.L. 1985, c. 222 (N.J.S.A. 52:27D-320).
- c. After the expiration of the judgment of compliance and repose, if the Borough does not pursue or obtain continued authorization, Elmwood Park Borough shall not impose a residential development fee on a development that receives preliminary or final site plan approval, retroactively impose a development fee on such a development, or expend any of its collected development fees.

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

APPROVED: _____

Robert Colletti, Mayor

Introduced: August 17, 2023

Adopted:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-351-23**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #23-31
SECOND READING**

WHEREAS, a public notice has been given by the Borough Clerk that an ordinance entitled:

ORDINANCE REPEALING AND REPLACING INCONSISTENCIES FOUND IN SECTION 37-1, ET SEQ., “AFFORDABLE HOUSING OBLIGATION” OF THE MUNICIPAL CODE OF THE BOROUGH OF ELMWOOD PARK

was introduced and passed at a meeting held on Thursday, August 17, 2023 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, that an ordinance entitled:

ORDINANCE REPEALING AND REPLACING INCONSISTENCIES FOUND IN SECTION 37-1, ET SEQ., “AFFORDABLE HOUSING OBLIGATION” OF THE MUNICIPAL CODE OF THE BOROUGH OF ELMWOOD PARK

pass on final reading.

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 23-31**

**ORDINANCE REPEALING AND REPLACING INCONSISTENCIES
FOUND IN SECTION 37-1, ET SEQ., “AFFORDABLE HOUSING
OBLIGATION” OF THE MUNICIPAL CODE OF THE BOROUGH
OF ELMWOOD PARK**

PURPOSE

It is the intent of the Mayor and Council of the borough of Elmwood Park to establish and clarify the Borough code to assure that low- and moderate-income units ("affordable units") are created with controls on affordability over time and that low- and moderate-income households shall occupy these units. This section shall apply excerpts where inconsistent with applicable law. This chapter will implement and incorporate the Housing Element and Fair Share Plan pursuant to the Municipal Land Use Law at N.J.S.A. 40:55D-1 et seq. ("Fair Share Plan"), in accordance with the Settlement Agreement entered into between the Borough and the Fair Share Housing Center ("FSHC") on March 8, 2018 and addresses the requirements of N.J.A.C. 5:93, as may be amended and supplemented.

§ 37-1 AFFORDABLE HOUSING OBLIGATION.

§ 37-1.1 General Provisions.

- a. This section is intended to assure that low- and moderate-income units ("affordable units") are created with controls on affordability over time and that low- and moderate-income households shall occupy these units. This section shall apply except where inconsistent with applicable law.
- b. This chapter implements and incorporates the Housing Element and Fair Share Plan pursuant to the Municipal Land Use Law at N.J.S.A. 40:55D-1 et seq. ("Fair Share Plan"), in accordance with the Settlement Agreement entered into between the Borough and the Fair Share Housing Center ("FSHC") on March 8, 2018 and addresses the requirements of N.J.A.C. 5:93, as may be amended and supplemented. The Settlement Agreement was found to be fair by the Honorable Christine A. Farrington, J.S.C. by order issued on July 30, 2018.
- c. Consistent with that Settlement Agreement, this chapter of the Borough Code sets forth regulations regarding the low- and moderate-income housing units in the Borough to fulfill the constitutional obligation to provide a realistic opportunity for the construction of its fair share of the regional need for affordable housing for low- and moderate-income households, the provisions known as the Substantive Rules of the New Jersey Council on Affordable Housing ("COAH rules"), N.J.A.C. 5:93 et seq., and the Uniform Housing Affordability Controls ("UHAC"), N.J.A.C. 5:80-26.1 et seq., except that the requirements for very-low-income affordable housing as established in P.L. 2008, c. 46 (the "Roberts Bill," codified at N.J.S.A. 52:27D-329.1) shall supersede those of the UHAC.
- d.
- e. The Borough of Elmwood Park Planning Board adopted a Third Round Housing Element and Fair Share Plan on November 9, 2022 pursuant to the Municipal Land Use Law at N.J.S.A. 40:55D-1, et seq., the Settlement Agreement with Fair Share Housing Center, the Fair Housing Act, and applicable rules promulgated by the Council on Affordable Housing (COAH). This chapter implements that Housing Element and Fair Share Plan and addresses the requirements of N.J.A.C. 5:93, as may be amended and supplemented. On or about each anniversary of the Court's filing of the Judgment of Compliance and Repose through the end of the period of Third Round Judgment of Repose (July 1, 2025), the Borough will provide annual reporting of the status of all affordable housing activity within the municipality through posting on the municipal website with a copy of such posting provided to all parties to the Borough's Court-approved settlement agreements, using forms previously developed for this purpose by the Council on Affordable Housing or any other forms endorsed by the Special Master and FSHC. "
- f. The Fair Housing Act includes two provisions regarding action to be taken by the Borough during the ten-year period of protection provided in the Borough's agreement

with FSHC. The Borough agrees to comply with those provisions as follows:

1. At the time of a hearing for a Third Round Judgment of Compliance and Repose, the Borough may provide a realistic opportunity review consistent with the midpoint review provisions at N.J.S.A. 52:27D-313, which will consist of a status report as to its implementation of its plan and an analysis of whether any unbuilt sites or unfulfilled mechanisms continue to present a realistic opportunity. In the event the Court determines that a site or mechanism no longer presents a realistic opportunity and should be replaced or supplemented, then the municipality shall have the first opportunity to supplement or revise its plan to correct any deficiency.
2. Within 30 days of the third anniversary of the Judgment of Compliance and Repose, the Borough shall prepare a review of compliance with the very-low-income housing requirements required by N.J.S.A. 52:27D-329.1 and its settlement agreement with Fair Share Housing Center. The Borough will post on its municipal website, with a copy provided to FSHC, a status report as to its satisfaction of its very-low-income requirements, including the family very-low-income requirements referenced herein and in the Borough's settlement agreement with FSHC. Such posting shall invite any interested party to submit comments to the municipality and FSHC on the issue of whether the municipality has complied with its very-low-income housing obligation.

The reports shall be available to the public at the Borough of Elmwood Park Municipal Building, Municipal Clerk's Office, 182 Market Street, Elmwood Park, New Jersey.

§ 37-1.2 **Definitions.**

The following terms when used in this section shall have the meanings given in this subsection:

ACCESSORY APARTMENT

Shall mean a self-contained residential dwelling unit with a kitchen, sanitary facilities, sleeping quarters and a private entrance, which is created within an existing home, or through the conversion of an existing accessory structure on the same site, or by an addition to an existing home or accessory building, or by the construction of a new accessory structure on the same site.

ACT

Shall mean the Fair Housing Act of 1985, P.L. 1985, c. 222 (N.J.S.A. 52:27D-301 et seq.).

ADAPTABLE

Shall mean constructed in compliance with the technical design standards of the Barrier Free Subcode, N.J.A.C. 5:23-7.

ADMINISTRATIVE AGENT

Shall mean the entity responsible for the administration of affordable units in accordance with this section, N.J.A.C. 5:91, N.J.A.C. 5:93 and N.J.A.C. 5:80-26.1 et seq.

AFFIRMATIVE MARKETING

Shall mean a regional marketing strategy designed to attract buyers and/or renters of affordable units pursuant to N.J.A.C. 5:80-26.15.

AFFORDABILITY AVERAGE

Shall mean the average percentage of median income at which restricted units in an affordable housing development are affordable to low- and moderate-income households.

AFFORDABLE

A sales price or rent within the means of a low- or moderate-income household as defined in N.J.A.C. 5:93-7.4; in the case of an ownership unit, the sales price for the unit conforms to the standards set forth in N.J.A.C. 5:80-26.6, as may be amended and supplemented, and, in the case of a rental unit, the rent for the unit conforms to the standards set forth in N.J.A.C. 5:80-26.12, as may be amended and supplemented.

AFFORDABLE DEVELOPMENT

Shall mean a housing development all or a portion of which consists of income-restricted units which may be counted toward the satisfaction of the municipal affordable housing obligation.

AFFORDABLE HOUSING DEVELOPMENT

Shall mean a development included in the Housing Element and Fair Share Plan, and includes, but is not limited to, an inclusionary development, a municipal construction project or a 100% affordable development.

AFFORDABLE HOUSING PROGRAM(S)

Shall mean any mechanism in a municipal Fair Share Plan prepared or implemented to address a municipality's fair share obligation.

AFFORDABLE UNIT

Shall mean a housing unit proposed or created pursuant to the Act, credited pursuant to N.J.A.C. 5:93, and/or funded through an affordable housing trust fund.

AGE-RESTRICTED UNIT

Shall mean a housing unit designed to meet the needs of, and exclusively for, the residents of an age-restricted segment of the population such that: 1) all the residents of the development where the unit is situated are 62 years or older; or 2) at least 80% of the units are occupied by one person that is 55 years or older (except that persons younger than 19 may not be permanent residents); or 3) the development has been designated by the Secretary of the U.S. Department of Housing and Urban Development as "housing for older persons" as defined in Section 807(b)(2) of the Fair Housing Act, 42 U.S.C. § 3607.

AGENCY

Shall mean the New Jersey Housing and Mortgage Finance Agency established by P.L. 1983, c. 530 (N.J.S.A. 55:14K-1, et seq.).

ASSISTED LIVING ARRANGEMENT

A structure in which households live in distinct bedrooms, yet share kitchen and plumbing facilities, central heat and common areas. Alternative living arrangements include, but are not limited to: transitional facilities for the homeless, Class A, B, C, D, and E boarding homes as regulated by the New Jersey Department of Community Affairs; residential health-care facilities as regulated by the New Jersey Department of Health and Senior Services; group homes for the developmentally disabled and mentally ill as licensed and/or regulated by the New Jersey Department of Human Services; and congregate living arrangements.

CERTIFIED HOUSEHOLD

Shall mean a household that has been certified by an Administrative Agent as a low-income household or moderate-income household.

COAH – THE COUNCIL ON AFFORDABLE HOUSING

Shall mean the Council on Affordable Housing, which is in, but not of, the Department of Community Affairs of the State of New Jersey, that was established under the New Jersey Fair Housing Act (N.J.S.A. 52:27D-301 et seq.).

DCA

Shall mean the State of New Jersey Department of Community Affairs.

DEFICIENT HOUSING UNIT

Shall mean a housing unit with health and safety code violations that require the repair or replacement of a major system. A major system includes weatherization, roofing, plumbing (including wells), heating, electricity, sanitary plumbing (including septic systems), lead paint abatement and/or load bearing structural systems.

DEVELOPER

Shall mean any person, partnership, association, company or corporation that is the legal or beneficial owner or owners of a lot or any land proposed to be included in a proposed development including the holder of an option to contract or purchase, or other person having an enforceable proprietary interest in such land.

DEVELOPMENT

Shall mean the division of a parcel of land into two or more parcels, the construction, reconstruction, conversion, structural alteration, relocation, or enlargement of any use or change in the use of any building or other structure, or of any mining, excavation or landfill, and any use or change in the use of any building or other structure, or land or extension of use of land, for which permission may be required pursuant to N.J.S.A. 40:55D-1 et seq.

FAIR SHARE PLAN

The plan that describes the mechanisms, strategies and the funding sources, if any, by which the Borough proposes to address its affordable housing obligation as established in the housing element, including the draft ordinances necessary to implement that plan and addresses the requirements of N.J.A.C. 5:93-5.

HOUSING ELEMENT

The portion of the municipality's Master Plan, required by the Municipal Land Use Law ("MLUL"), N.J.S.A. 40:55D-28b(3) and the Act, that includes the information required by N.J.A.C. 5:93-5.1 and establishes the Borough's fair share obligation.

INCLUSIONARY DEVELOPMENT

Shall mean a development containing both affordable units and market rate units. This term includes, but is not necessarily limited to: new construction, the conversion of a nonresidential structure to residential and the creation of new affordable units through the reconstruction of a vacant residential structure.

LOW-INCOME HOUSEHOLD

Shall mean a household with a total gross annual household income equal to 50% or less of the median household income for the applicable COAH housing region.

LOW-INCOME UNIT

Shall mean a restricted unit that is affordable to a low-income household.

MAJOR SYSTEM

Shall mean the primary structural, mechanical, plumbing, electrical, fire protection, or occupant service components of a building which include but are not limited to, weatherization, roofing, plumbing (including wells), heating, electricity, sanitary plumbing (including septic systems), lead paint abatement or load bearing structural systems.

MARKET-RATE UNITS

Shall mean housing not restricted to low- and moderate-income households that may sell or rent at any price.

MEDIAN INCOME

The median income by household size for the applicable COAH housing region, as adopted annually by COAH or as approved by the New Jersey Superior Court.

MODERATE-INCOME HOUSEHOLD

Shall mean a household with a total gross annual household income in excess of 50% but less than 80% of the median household income for the applicable COAH housing region.

MODERATE-INCOME UNIT

Shall mean a restricted unit that is affordable to a moderate-income household.

NON-EXEMPT SALE

Any sale or transfer of ownership other than the transfer of ownership between spouses; the transfer of ownership between former spouses ordered as a result of a judicial decree of divorce or judicial separation, but not including sales to third parties; the transfer of ownership between family members as a result of inheritance; the transfer of ownership through an executor's deed to a Class A beneficiary and the transfer of ownership by court order.

'RANDOM SELECTION PROCESS

Shall mean a process by which currently income-eligible households are selected for placement in affordable housing units such that no preference is given to one applicant over another except for purposes of matching household income and size with an appropriately priced and sized affordable unit (e.g., by lottery).

REGIONAL ASSET LIMIT

The maximum housing value in each COAH housing region affordable to a four-person household with an income of at 80% of the regional median as defined by adopted/approved regional income limits.

'REHABILITATION

Shall mean the repair, renovation, alteration or reconstruction of any building or structure,

pursuant to the Rehabilitation Subcode, N.J.A.C. 5:23-6, which, for purposes of affordable housing credit, involves at least one major system of the building or structure.

RENT

Shall mean the gross monthly cost of a rental unit to the tenant, including the rent paid to the landlord, as well as an allowance for tenant-paid utilities computed in accordance with allowances published by DCA for its Section 8 program. In assisted living residences, rent does not include charges for food and services.

RESTRICTED UNIT

Shall mean a dwelling unit, whether a rental unit or ownership unit, that is subject to the affordability controls of N.J.A.C. 5:80-26.1, as may be amended and supplemented, but does not include a market-rate unit financed under UHORP or MONI.

SPECIAL MASTER

An expert appointed by a Superior Court Judge to assist the Court, the municipality and any intervenors or other interested parties in applying the Mount Laurel Doctrine, including a determination of municipal fair share and an evaluation of the effectiveness of the municipality's Fair Share Plan to the extent permitted by law.

UHAC

Shall mean the Uniform Housing Affordability Controls set forth in N.J.A.C. 5:80-26.1 et seq.

VERY LOW-INCOME HOUSEHOLD

Shall mean a household with a total gross annual household income equal to 30% or less of the median household income for the applicable COAH housing region.

VERY LOW-INCOME UNIT

Shall mean a restricted unit that is affordable to a very low-income household.

WEATHERIZATION

Shall mean Building insulation (for attic, exterior walls and crawl space), siding to improve energy efficiency, replacement storm windows, replacement storm doors, replacement windows and replacement doors, and is considered a major system for rehabilitation.

§ 37-1.3 Affordable Housing Programs.

The Borough of Elmwood Park has determined that it will use the following mechanisms to satisfy its affordable housing obligations:

- a. A Rehabilitation Program.
 1. The Borough of Elmwood Park's rehabilitation program shall be designed to renovate deficient housing units occupied by low- and moderate-income households such that, after rehabilitation, these units will comply with the New Jersey State Housing Code pursuant to N.J.A.C. 5:28.
 2. Both owner occupied and renter occupied units shall be eligible for rehabilitation funds to the extent permitted by law.
 3. All rehabilitated units shall remain affordable to low- and moderate-income households for a period of 10 years (the control period). For owner occupied units the control period will be enforced with a lien and for renter occupied units the control period will be enforced with a deed restriction.
 4. The Borough of Elmwood Park shall dedicate a minimum of \$20,000 for each unit to be rehabilitated through this program, reflecting the minimum hard cost of rehabilitation for each unit.
 5. The Borough of Elmwood Park shall adopt a resolution committing to fund any shortfall in the rehabilitation programs for the Borough of Elmwood Park.
 6. The Borough of Elmwood Park shall designate, subject to the laws of the State of New Jersey, one or more Administrative Agents to administer the rehabilitation program in accordance with N.J.A.C. 5:91 and N.J.A.C. 5:93. The Administrative Agent(s) shall provide a rehabilitation manual for the owner occupancy rehabilitation program and a rehabilitation manual for the rental occupancy rehabilitation program to be adopted by

resolution of the Governing Body. Both rehabilitation manuals shall be available for public inspection in the Office of the Municipal Clerk and in the office(s) of the Administrative Agent(s).

7. Units in a rehabilitation program shall be exempt from the Uniform Housing Affordability Controls (UHAC), but shall be administered in accordance with the following:
 - (a) If a unit is vacant, upon initial rental subsequent to rehabilitation, or if a renter-occupied unit is re-rented prior to the end of controls on affordability, the deed restriction shall require the unit to be rented to a low-or moderate-income household at an affordable rent and affirmatively marketed pursuant to N.J.A.C. 5:93-11 and UHAC.
 - (b) If a unit is renter-occupied, upon completion of the rehabilitation, the maximum rate of rent shall be the lesser of the current rent or the maximum permitted rent pursuant to this Chapter and UHAC.
 - (c) Rents in rehabilitated units may increase annually based on the standards in this Chapter.
 - (d) Applicant and/or tenant households shall be certified as income-eligible in accordance with UHAC, except that households in owner occupied units shall be exempt from the regional asset limit.

§ 37-1.4 Inclusionary Zoning.

a. Borough-wide Set Aside Requirement.

1. Consistent with the requirement at Section 7.5.c of the Settlement Agreement between Elmwood Park Borough and Fair Share Housing Center, any new multi-family development (including a mixed-use project with a multi-family residential component) (a) approved by the Planning Board or Zoning Board or created through a Redevelopment or Rehabilitation Plan and (b) having a density of at least six (6) dwelling units per acre resulting in the creation of five (5) or more new units shall be required to set aside 15% (if rental) or 20% (if for-sale) of the constructed number of residential units for very-low, low-, and moderate-income households.
 - i. The Borough reserves the right to negotiate a modification to the above set-aside requirement in a redevelopment project where the designated redeveloper agrees to enter into a public-private partnership or a community benefit agreement with the Borough, the Elmwood Park Board of Education, or a local community improvement group.
 2. All set-aside units shall conform to the Uniform Housing Affordability Standards at N.J.A.C. 5:80-26.1 et seq. as modified by the Settlement Agreement with Fair Share Housing Center and with this Chapter.
- b. AH-1 and AH-2 Zones: The zoning of the AH-1 and AH-2 Zone Districts provides for a 15% set-aside for restricted units, to a maximum of 16 units in the AH-1 Zone District and a maximum of eight units in the AH-2 Zone District.
1. Where an executed development agreement exists for affordable housing on a specific site or sites, list the sites below and identify the density and set-aside for each:
 - (a) Elmwood Park River Drive Development, LLC (Block 1201 Lot 3.01) has been approved to provide for a 15% set-aside for restricted units, to a maximum of 16 restricted units, and a density of 40 units per acre.
 - (b) Elmwood Park River Drive Development, LLC (Block 1201 Lot 4.01) has been approved to provide for a 15% set-aside for restricted units, to a maximum of eight restricted units, and a density of 25 units per acre and up to 18,000 square feet of commercial floor area.
- c. Phasing. Final site plan or subdivision approval for a project consisting of both market-rate and affordable housing units (inclusionary developments) shall be contingent upon the development meeting the following phasing schedule for low- and moderate-income

units, whether developed in a single-phase development or in a multi-phase development:

| Maximum Percentage of Market-Rate Units Completed | Minimum Percentage of Low- and Moderate-Income Units Completed |
|---|--|
| 25 | 0 |
| 25+1 | 10 |
| 50 | 50 |
| 75 | 75 |
| 90 | 100 |

- d. Design. In inclusionary developments, to the extent possible, low- and moderate-income units shall be integrated with the market units and shall be no further distant, on average, from common amenities provided in the development than market-rate units.
- e. Payments-in-Lieu and Off-Site Construction. The standards for the collection of payments in lieu of constructing affordable units or standards for constructing affordable units off site shall be in accordance with the requirements below: The base dollar amount of the payment in lieu of constructing an affordable unit at the time of adoption of this chapter shall be pursuant to COAH's regulations and/or the amount in a development pro forma on file with the Borough Clerk. This amount shall be adjusted periodically by the Borough to reflect the most current and accurate market conditions or better cover the cost to the Borough to subsidize affordable housing construction. The payment shall be imposed as a condition of development approval by the Planning Board, to the extent permitted by law.
 - 1. During the development approval process, a developer may demonstrate to the governing body that the actual construction cost of an affordable unit less estimated capitalized revenue at the development in question is lower than the imposed payment in lieu in the preceding paragraph. At its discretion, the governing body may impose a payment in lieu amount equal or proximate to the amount estimated by the developer, along with other reasonable public health and safety impact fees and costs.
- f. Utilities.
 - 1. Affordable units shall utilize the same type of heating source as market units within the affordable development.
 - 2. Tenant-paid utilities included in the utility allowance shall be set forth in the lease and shall be consistent with the utility allowance approved by HUD for its Section 8 program.

§ 37-1.5 New Construction.

The following general guidelines apply to all newly constructed developments that contain low- and moderate-income housing units, including any currently unanticipated future developments that will provide low- and moderate-income housing units.

- a. Low-Moderate Split and Bedroom Distribution of Affordable Housing Units.
 - 1. The fair share obligation shall be divided equally between low- and moderate-income units, except that where there is an odd number of affordable housing units, the extra unit shall be a low-income unit.

Within rental developments, of the total number of affordable rental units, at least 13% shall be affordable to very-low-income households. 2. In each affordable development, at least 50% of the restricted units within each bedroom distribution shall be low-income units, including at least 13% very-low income.

- 3. Affordable developments that are not age-restricted shall be structured in conjunction with realistic market demands such that:
 - (a) The combined number of efficiency and one-bedroom units shall be no greater

than 20% of the total low- and moderate-income units;

- (b) At least 30% of all low- and moderate-income units shall be two-bedroom units;
- (c) At least 20% of all low- and moderate-income units shall be three-bedroom units; and
- (d) The remaining units may be allocated among two- and three- bedroom units at the discretion of the developer.

- 4. Affordable developments that are age-restricted shall be structured such that the number of bedrooms shall equal the number of age-restricted low- and moderate-income units within the inclusionary development. The standard may be met by having all one-bedroom units or by having a two-bedroom unit for each efficiency unit.

b. Accessibility Requirements.

- 1. The first floor of all restricted townhouse dwelling units and all restricted units in all other multistory buildings shall be subject to the technical design standards of the Barrier Free Subcode, N.J.A.C. 5:23-7.
- 2. All restricted townhouse dwelling units and all restricted units in other multistory buildings in which a restricted dwelling unit is attached to at least one other dwelling unit shall have the following features:
 - (a) An adaptable toilet and bathing facility on the first floor;
 - (b) An adaptable kitchen on the first floor;
 - (c) An interior accessible route of travel on the first floor;
 - (d) An interior accessible route of travel shall not be required between stories within an individual unit;
 - (e) An adaptable room that can be used as a bedroom, with a door or the casing for the installation of a door, on the first floor; and
 - (f) An accessible entranceway as set forth at P.L. 2005, c. 350 (N.J.S.A. 52:27D-31 la et seq.) and the Barrier Free Subcode, N.J.A.C. 5:23-7, or evidence that the Borough of Elmwood Park has collected funds from the developer sufficient to make 10% of the adaptable entrances in the development accessible:
 - (1) Where a unit has been constructed with an adaptable entrance, upon the request of a disabled person who is purchasing or will reside in the dwelling unit, an accessible entrance shall be installed.
 - (2) To this end, the builder of restricted units shall deposit funds within the Borough of Elmwood Park's affordable housing trust fund sufficient to install accessible entrances in 10% of the affordable units that have been constructed with adaptable entrances.
 - (3) The funds deposited under paragraph (2) above shall be used by the Borough of Elmwood Park for the sole purpose of making the adaptable entrance of any affordable unit accessible when requested to do so by a person with a disability who occupies or intends to occupy the unit and requires an accessible entrance.
 - (4) The developer of the restricted units shall submit a design plan and cost estimate for the conversion from adaptable to accessible entrances to the Construction Official of the Borough of Elmwood Park.
 - (5) Once the Construction Official has determined that the design plan to convert the unit entrances from adaptable to accessible meet the requirements of the Barrier Free Subcode, N.J.A.C. 5:23-7, and that the cost estimate of such conversion is reasonable, payment shall be made to the Borough of Elmwood Park's affordable housing trust fund in care of the Municipal Treasurer who shall ensure that the funds are deposited into the affordable housing trust fund and appropriately earmarked.

- (6) Full compliance with the foregoing provisions shall not be required where an entity can demonstrate that it is site impracticable to meet the requirements. Determinations of site impracticability shall be in compliance with the Barrier Free Subcode, N.J.A.C. 5:23-7.

c. Maximum Rents and Sales Prices.

1. In establishing rents and sales prices of affordable housing units, the Administrative Agent shall follow the procedures set forth in UHAC and by the Superior Court or other relevant authority, utilizing the approved regional income limits .
2. The maximum rent for restricted rental units within each affordable development shall be affordable to households earning no more than 60% of median income, and the average rent for restricted low- and moderate-income units shall be affordable to households earning no more than 52% of median income.
3. The developers and/or municipal sponsors of restricted rental units shall establish at least one rent for each bedroom type for both low-income and moderate-income units.
 - (a) At least 13% of all low-and moderate-income rental units shall be affordable to households earning no more than 30% of median income.
4. The maximum sales price of restricted ownership units within each affordable development shall be affordable to households earning no more than 70% of median income, and each affordable development must achieve an affordability average of 55% for restricted ownership units; in achieving this affordability average, moderate-income ownership units must be available for at least three different prices for each bedroom type, and low-income ownership units must be available for at least two different prices for each bedroom type.
5. In determining the initial sales prices and rents for compliance with the affordability average requirements for restricted units other than assisted living facilities, the following standards shall be used:
 - (a) A studio shall be affordable to a one-person household;
 - (b) A one-bedroom unit shall be affordable to a one and one-half- person household;
 - (c) A two-bedroom unit shall be affordable to a three-person household;
 - (d) A three-bedroom unit shall be affordable to a four and one-half- person household; and
 - (e) A four-bedroom unit shall be affordable to a six-person household.
6. In determining the initial rents for compliance with the affordability average requirements for restricted units in assisted living facilities, the following standards shall be used:
 - (a) A studio or efficiency unit shall be affordable to a one-person household;
 - (b) A one-bedroom unit shall be affordable to a one and one-half- person household; and
 - (c) A two-bedroom unit shall be affordable to a two-person household or to two one-person households.
7. The initial purchase price for all restricted ownership units shall be calculated so that the monthly carrying cost of the unit, including principal and interest (based on a mortgage loan equal to 95% of the purchase price and the Federal Reserve H.15 rate of interest), taxes, homeowner and private mortgage insurance and condominium or homeowners' association fees do not exceed 28% of the eligible monthly income of the appropriate size household as determined under N.J.A.C. 5:80-26.4, as may be amended and supplemented; provided, however, that the price shall be subject to the affordability average requirement of N.J.A.C. 5:80-26.3, as may be amended and supplemented.
8. The initial rent for a restricted rental unit shall be calculated so as not to exceed 30% of the eligible monthly income of the appropriate household size as determined under

N.J.A.C. 5:80-26.4, as may be amended and supplemented; provided, however, that the rent shall be subject to the affordability average requirement of N.J.A.C. 5:80-26.3, as may be amended and supplemented.

9. The price of owner-occupied low- and moderate-income units may increase annually based on the percentage increase in the regional median income limit for each housing region. In no event shall the maximum resale price, established by the Administrative Agent be lower than the last recorded purchase price.
10. Income limits for all units for which income limits are not already established through a federal program exempted from the Uniform Housing Affordability Controls pursuant to N.J.A.C. 5:80-26.1 et seq. shall be applicable within 30 days of the annual publication of determinations of median income by HUD as follows:
 - (a) Regional income limits shall be established for the Region 1 based on the median income by household size, which shall be established by a regional weighted average of the uncapped Section 8 income limits published by HUD. To compute this regional income limit, the HUD determination of median county income for a family of four is multiplied by the estimated households within the county according to the most recent decennial Census. The resulting product for each county within the housing region is summed. The sum is divided by the estimated total households from the most recent decennial census in Region 1. This quotient represents the regional weighted average of median income for a household of four. The income limit for a moderate-income unit for a household of four shall be 80% of the regional weighted average median income for a family of four. The income limit for a low-income unit for a household of four shall be 50% of the HUD determination of the regional weighted average median income for a family of four. The income limit for a very-low-income unit for a household of four shall be 30% of the regional weighted average median income for a family of four. These income limits shall be adjusted by household size based on multipliers used by HUD to adjust median income by household size. In no event shall the income limits be less than those for the previous year.
 - (b) The income limits calculated each year shall be the result of applying the percentages set forth in Subsection (a) above to HUD's determination of median income for the relevant fiscal year, and shall be utilized until the Borough updates the income limits after HUD has published revised determinations of median income for the next fiscal year.
 - (c) The regional asset limit used in determining an applicant's eligibility for affordable housing pursuant to N.J.A.C. 5:80-26.16(b)3 shall be calculated by the Borough annually by taking the percentage increase of the income limits calculated pursuant to Subsection (a) above over the previous year's income limits, and applying the same percentage increase to the regional asset limit from the prior year. In no event shall the regional asset limit be less than that for the previous year.
11. The rent of very-low, low- and moderate-income units may be increased annually based on the percentage increase in the Housing Consumer Price Index for the for the Northeast Urban Area. This increase shall not exceed 9% in any one year. Rents for units constructed pursuant to low-income housing tax credit regulations shall be indexed pursuant to the regulations governing low-income housing tax credits.
12. Utilities. Tenant-paid utilities that are included in the utility allowance shall be so stated in the lease and shall be consistent with the utility allowance approved by DCA for its Section 8 program.

§ 37-1.6 Affirmative Marketing Requirements.

The requirements of this section apply to all developments that contain affordable housing units, including any currently unanticipated future developments that will provide affordable housing units.

- a. The Borough of Elmwood Park shall adopt by resolution an Affirmative Marketing Plan, subject to approval of the Superior Court or other relevant authority, in accordance with with N.J.A.C. 5:80-26.15, as may be amended and supplemented.
- b. The Affirmative Marketing Plan is a regional marketing strategy designed to attract buyers and/or renters of all majority and minority groups, regardless of race, creed, color, national

origin, ancestry, marital or familial status, gender, affectional or sexual orientation, disability, age or number of children to housing units which are being marketed by a developer, sponsor or owner of affordable housing. The Affirmative Marketing Plan is also intended to target those potentially eligible persons who are least likely to apply for affordable units in that region. It is a continuing program that directs all marketing activities toward COAH Housing Region 1 and covers the period of deed restriction.

- c. The Affirmative Marketing Plan shall provide a regional preference for all households that live and/or work in COAH Housing Region 1 comprised of Bergen, Hudson, Passaic and Sussex Counties.
- d. The municipality has the ultimate responsibility for adopting the affirmative marketing plan and for the proper administration of the affirmative marketing program, including initial sales and rentals and resales and re-rentals.
- e. The Administrative Agent designated by the Borough of Elmwood Park shall assure the affirmative marketing of all affordable units consistent with the Affirmative Marketing Plan for the municipality.
- f. In implementing the Affirmative Marketing Plan, the Administrative Agent shall provide a list of counseling services to very-low, low-, and moderate-income applicants on subjects such as budgeting, credit issues, mortgage qualification, rental lease requirements, and landlord/tenant law.
- g. The affirmative marketing plan shall describe the media to be used in advertising and publicizing the availability of housing. In implementing the affirmative marketing plan, the administrative agent shall consider the use of language translations where appropriate.
- h. The affirmative marketing process for available affordable units shall begin at least four months (120 days) prior to the expected date of occupancy.
- i. The costs of advertising and affirmative marketing of the affordable units shall be the responsibility of the developer, sponsor or owner, unless otherwise determined or agreed to by the Borough of Elmwood Park.
- j. Applications for affordable housing shall be available in several locations, including, at a minimum, the County Administration Building and/or the County Library for each county within the housing region; the municipal administration building and the municipal library in the municipality in which the units are located; and the developer's rental office. Applications shall be mailed to prospective applicants upon written request.

§ 37-1.7 Occupancy Standards.

- a. In referring certified households to specific restricted units, to the extent feasible, and without causing an undue delay in occupying the unit, the Administrative Agent shall strive to:
 - 1. Provide an occupant for each bedroom;
 - 2. Provide separate bedrooms for parents and children;
 - 3. Provide children of different sex or gender with separate bedrooms; and
 - 4. Prevent more than two persons from occupying a single bedroom.
- b. Additional provisions related to occupancy standards (if any) shall be provided in the municipal Operating Manual.

§ 37-1.8 Selection of occupants of affordable housing units.

- a. The administrative agent shall use a random selection process to select occupants of low- and moderate-income housing.
- a. A waiting list of all eligible candidates will be maintained in accordance with the provisions of N.J.A.C. 5:80-26.1 et seq.

§ 37-1.9 Control Periods for Restricted Ownership Units and Enforcement Mechanisms.

- a. Control periods for restricted ownership units shall be in accordance with N.J.A.C. 5:80-26.5, as may be amended and supplemented, and each restricted ownership unit shall remain subject to the controls on affordability for a period of at least 30 years and until the

municipality takes action thereafter to release the controls on affordability.

- b. The affordability control period for a restricted ownership unit shall commence on the date the initial certified household takes title to the unit.
- c. Prior to the issuance of the initial Certificate of Occupancy for a restricted ownership unit and upon each successive sale during the period of restricted ownership, the administrative agent shall determine the restricted price for the unit and shall also determine the nonrestricted, fair market value of the unit based on either an appraisal or the unit's equalized assessed value.
- d. At the time of the first sale of the unit, the purchaser shall execute and deliver to the Administrative Agent a recapture note obligating the purchaser (as well as the purchaser's heirs, successors and assigns) to repay, upon the first non-exempt sale after the unit's release from the requirements of this section, an amount equal to the difference between the unit's nonrestricted fair market value and its restricted price, and the recapture note shall be secured by a recapture lien evidenced by a duly recorded mortgage on the unit.
- e. The affordability controls set forth in this section shall remain in effect despite the entry and enforcement of any judgment of foreclosure with respect to restricted ownership units.
- f. A restricted ownership unit shall be required to obtain a Continuing Certificate of Occupancy or a certified statement from the Construction Official stating that the unit meets all code standards upon the first transfer of title that follows the expiration of the applicable minimum control period provided under N.J.A.C. 5:80-26.5(a), as may be amended and supplemented.

§ 37-1.10 Price Restrictions for Restricted Ownership Units, Homeowners' Association Fees and Resale Prices.

Price restrictions for restricted ownership units shall be in accordance with N.J.A.C. 5:80-26.1, as may be amended and supplemented, including:

- a. The initial purchase price for a restricted ownership unit shall be approved by the Administrative Agent.
- b. The Administrative Agent shall approve all resale prices, in writing and in advance of the resale, to assure compliance with the foregoing standards.
- c. The method used to determine the condominium association fee amounts and special assessments shall be indistinguishable between the low- and moderate-income unit owners and the market unit owners.
- d. The owners of restricted ownership units may apply to the Administrative Agent to increase the maximum sales price for the unit on the basis of capital improvements. Eligible capital improvements shall be those that render the unit suitable for a larger household or the addition of a bathroom.
- e. Upon the resale of a restricted ownership unit, all items of property that are permanently affixed to the unit or were included when the unit was initially restricted (for example, refrigerator, range, washer, dryer, dishwasher, wall-to-wall carpeting) shall be included in the maximum allowable resale price. Other items may be sold to the purchaser at a reasonable price that has been approved by the administrative agent at the time of the signing of the agreement to purchase. The purchase of central air conditioning installed subsequent to the initial sale of the unit and not included in the base price may be made a condition of the unit resale, provided the price, which shall be subject to ten-year, straight-line depreciation, has been approved by the administrative agent. Unless otherwise approved by the administrative agent, the purchase of any property other than central air conditioning shall not be made a condition of the unit resale. The owner and the purchaser must personally certify at the time of closing that no unapproved transfer of funds for the purpose of selling and receiving property has taken place at the time of or as a condition of resale.

§ 37-1.11 Buyer Income Eligibility.

- a. Buyer income eligibility for restricted ownership units shall be in accordance with N.J.A.C. 5:80-26.1, as may be amended and supplemented, such that low-income ownership units shall be reserved for households with a gross household income less than or equal to 50% of median income and moderate-income ownership units shall be reserved for households with a gross household income less than eighty 80% of median income.

- b. Notwithstanding the foregoing, the administrative agent may, upon approval by the Borough Committee, and subject to the Court's approval, permit a moderate-income purchaser to buy a low-income unit if and only if the administrative agent can demonstrate that there is an insufficient number of eligible low-income purchasers in the housing region to permit prompt occupancy of the unit and all other reasonable efforts to attract a low-income purchaser, including pricing and financing incentives, have failed. Any such low-income unit that is sold to a moderate-income household shall retain the required pricing and pricing restrictions for a low-income unit.
- c. A certified household that purchases a restricted ownership unit must occupy it as the certified household's principal residence and shall not lease the unit; provided, however, that the administrative agent may permit the owner of a restricted ownership unit, upon application and a showing of hardship, to lease the restricted unit to another certified household for a period not to exceed one year.
- d. The Administrative Agent shall certify a household as eligible for a restricted ownership unit when the household is a low-income household or a moderate-income household, as applicable to the unit, and the estimated monthly housing cost for the particular unit (including principal, interest, taxes, homeowner and private mortgage insurance and condominium or homeowners' association fees, as applicable) does not exceed 33% of the household's certified monthly income.

§ 37-1.12 Limitations on Indebtedness Secured by Ownership Unit; Subordination.
[Ord. No. 10-16 § 11]

- a. Prior to incurring any indebtedness to be secured by a restricted ownership unit, the administrative agent shall determine in writing that the proposed indebtedness complies with the provisions of this section.
- b. With the exception of original purchase money mortgages, during a control period neither an owner nor a lender shall at any time cause or permit the total indebtedness secured by a restricted ownership unit to exceed 95% of the maximum allowable resale price of that unit, as such price is determined by the Administrative Agent in accordance with N.J.A.C. 5:80-26.6(b).

§ 37-1.13 Control Periods for Restricted Rental Units.

- a. Control periods for restricted rental units shall be in accordance with N.J.A.C. 5:80-26.11, as may be amended and supplemented, and each restricted rental unit shall remain subject to the controls on affordability for a period of at least 30 years, until the municipality takes action to release the controls on affordability. Prior to such an election, a restricted rental unit must remain subject to the requirements of N.J.A.C. 5:80-26.1, as may be amended and supplemented, for at least 30 years.
1. Restricted rental units created as part of developments receiving 9% low-income-housing tax credits must comply with a control period of not less than a thirty-year compliance period plus a fifteen-year extended use period. b. Deeds of all real property that include restricted rental units shall contain deed restriction language. The deed restriction shall have priority over all mortgages on the property, and the deed restriction shall be filed by the developer or seller with the records office of the County of Bergen. A copy of the filed document shall be provided to the Administrative Agent within 30 days of the receipt of a Certificate of Occupancy.
- c. A restricted rental unit shall remain subject to the affordability controls of this section, despite the occurrence of any of the following events:
 1. Sublease or assignment of the lease of the unit;
 2. Sale or other voluntary transfer of the ownership of the unit; or
 3. The entry and enforcement of any judgment of foreclosure.

§ 37-1.14 Price Restrictions for Rental Units; Leases.

- a. A written lease shall be required for all restricted rental units, except for units in an assisted living residence, and tenants shall be responsible for security deposits and the full amount of the rent as stated on the lease. A copy of the current lease for each restricted rental unit shall be provided to the Administrative Agent.
- b. No additional fees or charges shall be added to the approved rent (except, in the case of units in an assisted living residence, to cover the customary charges for food and services)

without the express written approval of the Administrative Agent.

- c. Application fees (including the charge for any credit check) shall not exceed 5% of the monthly rent of the applicable restricted unit and shall be payable to the Administrative Agent to be applied to the costs of administering the controls applicable to the unit as set forth in this section.

§ 37-1.15 Tenant Income Eligibility.

- a. Tenant income eligibility shall be in accordance with N.J.A.C. 5:80-26.13, as may be amended and supplemented, and shall be determined as follows:
 1. Very low-income rental units shall be reserved for households with a gross household income less than or equal to 30% of median income.
 2. Low-income rental units shall be reserved for households with a gross household income less than or equal to 50% of median income.
 3. Moderate-income rental units shall be reserved for households with a gross household income less than 80% of median income.
- b. The Administrative Agent shall certify a household as eligible for a restricted rental unit when the household is a very low-income, low-income household or a moderate-income household, as applicable to the unit, and the rent proposed for the unit does not exceed 35% (40% for age-restricted units) of the household's eligible monthly income as determined pursuant to N.J.A.C. 5:80-26.16, as may be amended and supplemented; provided, however, that this limit may be exceeded if one or more of the following circumstances exists:
 1. The household currently pays more than 35% 40% for households eligible for age-restricted units) of its gross household income for rent, and the proposed rent will reduce its housing costs;
 2. The household has consistently paid more than 35% (40% for households eligible for age-restricted units) of eligible monthly income for rent in the past and has proven its ability to pay;
 3. The household is currently in substandard or overcrowded living conditions;
 4. The household documents the existence of assets with which the household proposes to supplement the rent payments; or
 5. The household documents proposed third-party assistance from an outside source such as a family member in a form acceptable to the Administrative Agent and the owner of the unit.
- c. The applicant shall file documentation sufficient to establish the existence of the circumstances in paragraphs b1 through b5 above with the Administrative Agent, who shall counsel the household on budgeting.

§ 37-1.16 Conversions.

- a. Each housing unit created through the duly approved conversion of a nonresidential structure shall be considered a new housing unit and shall be subject to the affordability controls for a new housing unit.

§ 37-1.17 Alternative living arrangements.

- a. The administration of an alternative living arrangement shall be in compliance with N.J.A.C. 5:93-5.8 and UHAC, with the following exceptions:
 1. Affirmative marketing (N.J.A.C. 5:80-26.15); provided, however, that the units or bedrooms may be affirmatively marketed by the provider in accordance with an alternative plan approved by the Court or other relevant authority;
 2. Affordability average and bedroom distribution (N.J.A.C. 5:80-26.3).
- b. With the exception of units established with capital funding through a twenty-year operating contract with the Department of Human Services, Division of Developmental Disabilities, alternative living arrangements shall have at least thirty-year controls on affordability in accordance with UHAC, unless an alternative commitment is approved by the Court.

- c. The service provider for the alternative living arrangement shall act as the administrative agent for the purposes of administering the affirmative marketing and affordability requirements for the alternative living arrangement.

§ 37-1.18 **Administration.**

- a. The position of Municipal Housing Liaison (MHL) for the Borough of Elmwood Park is established by this section. The Borough Committee shall make the actual appointment of the MHL by means of a resolution.
 1. The MHL must be either a full-time or part-time employee of the Borough of Elmwood Park.
 2. The person appointed as the MHL must be reported to the Superior Court or other relevant authority for approval.
 3. The MHL must meet all COAH requirements for qualifications, including initial and periodic training.
 4. The Municipal Housing Liaison shall be responsible for oversight and administration of the affordable housing program for the Borough of Elmwood Park, including the following responsibilities which may not be contracted out to the Administrative Agent:
 - (a) Serving as the municipality's primary point of contact for all inquiries from the State, affordable housing providers, Administrative Agents and interested households;
 - (b) The implementation of the Affirmative Marketing Plan and affordability controls;
 - (c) When applicable, supervising any contracting Administrative Agent;
 - (d) Monitoring the status of all restricted units in the Borough of Elmwood Park's Fair Share Plan;
 - (e) Compiling, verifying and submitting annual reports as required by the Superior Court or other relevant authority;
 - (f) Coordinating meetings with affordable housing providers and Administrative Agents, as applicable; and
 - (g) Attending continuing education opportunities on affordability controls, compliance monitoring and affirmative marketing as offered or approved by COAH, the Superior Court, or other relevant authority.
 - (h) Ensuring that the persons or entities conducting affirmative marketing of any affordable housing units in the Borough are notifying the entities at Paragraph 7.8 of the Settlement Agreement with Fair Share Housing Center of all available affordable housing units, as required by that same Paragraph.
- b. The Borough of Elmwood Park shall designate by resolution of the Borough Council, subject to the approval of the Superior Court, one or more Administrative Agents to administer newly constructed affordable units in accordance with N.J.A.C. 5:91, N.J.A.C. 5:93 and UHAC.
- c. An Operating Manual shall be provided by the Administrative Agent(s) to be adopted by resolution of the Governing Body and subject to approval of the Superior Court or other relevant authority. The Operating Manuals shall be available for public inspection in the Office of the Municipal Clerk and in the office(s) of the Administrative Agent(s).
- d. The Administrative Agent shall perform the duties and responsibilities of an administrative agent as are set forth in UHAC and which are described in full detail in the Operating Manual, including those set forth in N.J.A.C. 5:80-26.14, 16 and 18 thereof, which includes:
 1. Attending continuing education opportunities on affordability controls, compliance monitoring, and affirmative marketing as offered or approved by COAH, the Superior Court, or other relevant authority;
 2. Affirmative Marketing;
 - (a) Conducting an outreach process to ensure affirmative marketing of affordable housing units in accordance with the affirmative marketing plan of Verona and

the provisions of N.J.A.C. 5:80-26.15.

Providing counseling or contracting to provide counseling services to low- and moderate-income applicants on subjects such as budgeting, credit issues, mortgage qualification, rental lease requirements, and landlord/tenant law.³ Household Certification;

- (a) Soliciting, scheduling, conducting and following up on interviews with interested households;
- (b) Conducting interviews and obtaining sufficient documentation of gross income and assets upon which to base a determination of income eligibility for a very-low, low-, or moderate-income unit;
- (c) Providing written notification to each applicant as to the determination of eligibility or non-eligibility;
- (d) Requiring that all certified applicants for restricted units execute a certificate substantially in the form, as applicable, of either the ownership or rental certificates set forth in Appendixes J and K of N.J.A.C. 5:80-26.1 et seq.;
- (e) Creating and maintaining a referral list of eligible applicant households living in the housing region and eligible applicant households with members working in the housing region where the units are located; and
- (f) Employing the random selection process as provided in the affirmative marketing plan of Verona when referring households for certification to affordable units.
- (g) Notifying the following entities of the availability of affordable housing units in the Borough of Elmwood Park: the Fair Share Housing Center, the New Jersey State Conference of the NAACP, the Latino Action Network, the Bergen County NAACP, the Urban League of Bergen County, and the Supportive Housing Association.

4. Affordability Controls;

- (a) Furnishing to attorneys or closing agents forms of deed restrictions and mortgages for recording at the time of conveyance of title of each restricted unit;
- (b) Creating and maintaining a file on each restricted unit for its control period, including the recorded deed with restrictions, recorded mortgage and note, as appropriate;
- (c) Ensuring that the removal of the deed restrictions and cancellation of the mortgage note are effectuated and properly filed with the appropriate county's register of deeds or County Clerk's office after the termination of the affordability controls for each restricted unit;
- (d) Communicating with lenders regarding foreclosures; and

Ensuring the issuance of continuing certificates of occupancy or certificates pursuant to N.J.A.C. 5:80-26.10. 5. Records retention;

6. Resale and rental;

- (a) Instituting and maintaining an effective means of communicating information between owners and the administrative agent regarding the availability of restricted units for resale or rental; and
- (b) Instituting and maintaining an effective means of communicating information to very-low, low-, and moderate-income households regarding the availability of restricted units for resale or re-rental.

7. Processing requests from unit owners;

- (a) Reviewing and approving requests for determination from owners of restricted units who wish to take out home equity loans or refinance during the term of their ownership so that the amount of indebtedness to be incurred will not violate the terms of this chapter;;

- (b) Reviewing and approving requests to increase sales prices from owners of restricted units who wish to make capital improvements to the units that would affect the selling price, such authorizations to be limited to those improvements resulting in additional bedrooms or bathrooms and the depreciated cost of central air-conditioning systems;
8. Enforcement, though the ultimate responsibility for retaining controls on the units rests with the municipality.
- (a) Ensure that all restricted units are identified as affordable within the Tax Assessor's office and any municipal utility authority (MUA) and upon notification to the administrative agent of change in billing address, payment delinquency of two consecutive billing cycles, transfer of title, or institution of a writ of foreclosure on all affordable units, notifying all such owners that they must either move back to their unit or sell it;
 - (b) Securing from all developers and sponsors of restricted units, at the earliest point of contact in the processing of the project or development, written acknowledgment of the requirement that no restricted unit can be offered, or in any other way committed, to any person, other than a household duly certified to the unit by the administrative agent;
 - (c) The posting annually in all rental properties, including two-family homes, of a notice as to the maximum permitted rent together with the telephone number of the administrative agent where complaints of excess rent can be made;
 - (d) Sending annual mailings to all owners of affordable dwelling units, reminding them of the notices and requirements outlined in N.J.A.C. 5:80-26.18(d)4;
 - (e) Establishing a program for diverting unlawful rent payments to the municipality's affordable housing trust fund or other appropriate municipal fund approved by the DCA;
 - (f) Establishing a rent-to-equity program;
 - (g) Establishing a program for diverting unlawful rent payments to the municipality's affordable housing trust fund
 - (h) Creating and publishing a written operating manual, as approved by the Borough Committee and COAH, its successor agency, or Court of competent jurisdiction, setting forth procedures for administering such affordability controls; and
 - (i) Providing annual reports to COAH, its successor agency, or Court of competent jurisdiction as required.
9. The Administrative Agent shall have authority to take all actions necessary and appropriate to carry out its responsibilities, hereunder.

**§ 37-1.20 Enforcement of Affordable Housing Regulations.
[Ord. No. 10-16 § 16]**

- a. Upon the occurrence of a breach of any of the regulations governing the affordable unit by an owner, developer or tenant the municipality shall have all remedies provided at law or equity, including but not limited to foreclosure, tenant eviction, municipal fines, a requirement for household recertification, acceleration of all sums due under a mortgage, recoupment of any funds from a sale in the violation of the regulations, injunctive relief to prevent further violation of the regulations, entry on the premises, and specific performance.
- b. After providing written notice of a violation to an owner, developer or tenant of a low- or moderate-income unit and advising the owner, developer or tenant of the penalties for such violations, the municipality may take the following action against the owner, developer or tenant for any violation that remains uncured for a period of 60 days after service of the written notice:
 - 1. The municipality may file a court action pursuant to N.J.S.A. 2A:58-11 alleging a violation, or violations, of the regulations governing the affordable housing unit. If the owner, developer or tenant is found by the court to have violated any provision of the regulations governing affordable housing units the owner, developer or tenant shall be

subject to one or more of the following penalties, at the discretion of the court:

- (a) A fine of not more than the penalty provided for in Chapter 1, Section 1-5, or imprisonment for a period not to exceed 90 days, or both. Each and every day that the violation continues or exists shall be considered a separate and specific violation of these provisions and not as a continuing offense;
 - (b) In the case of an owner who has rented his or her low- or moderate-income unit in violation of the regulations governing affordable housing units, payment into the Borough of Elmwood Park Affordable Housing Trust Fund of the gross amount of rent illegally collected;
 - (c) In the case of an owner who has rented his or her low- or moderate-income unit in violation of the regulations governing affordable housing units, payment of an innocent tenant's reasonable relocation costs, as determined by the court.
2. The municipality may file a court action in the Superior Court seeking a judgment, which would result in the termination of the owner's equity or other interest in the unit, in the nature of a mortgage foreclosure. Any judgment shall be enforceable as if the same were a judgment of default of the First Purchase Money Mortgage and shall constitute a lien against the low- and moderate-income unit.
- c. Such judgment shall be enforceable, at the option of the municipality, by means of an execution sale by the Sheriff, at which time the low- and moderate-income unit of the violating owner shall be sold at a sale price which is not less than the amount necessary to fully satisfy and pay off any First Purchase Money Mortgage and prior liens and the costs of the enforcement proceedings incurred by the municipality, including attorney's fees. The violating owner shall have the right to possession terminated as well as the title conveyed pursuant to the Sheriff's sale.
 - d. The proceeds of the Sheriff's sale shall first be applied to satisfy the First Purchase Money Mortgage lien and any prior liens upon the low- and moderate-income unit. The excess, if any, shall be applied to reimburse the municipality for any and all costs and expenses incurred in connection with either the court action resulting in the judgment of violation or the Sheriff's sale. In the event that the proceeds from the Sheriff's sale are insufficient to reimburse the municipality in full as aforesaid, the violating owner shall be personally responsible for and to the extent of such deficiency, in addition to any and all costs incurred by the municipality in connection with collecting such deficiency. In the event that a surplus remains after satisfying all of the above, such surplus, if any, shall be placed in escrow by the municipality for the owner and shall be held in such escrow for a maximum period of two years or until such earlier time as the owner shall make a claim with the municipality for such. Failure of the owner to claim such balance within the two-year period shall automatically result in a forfeiture of such balance to the municipality. Any interest accrued or earned on such balance while being held in escrow shall belong to and shall be paid to the municipality, whether such balance shall be paid to the owner or forfeited to the municipality.
 - e. Foreclosure by the municipality due to violation of the regulations governing affordable housing units shall not extinguish the restrictions of the regulations governing affordable housing units as the same apply to the low- and moderate-income unit. Title shall be conveyed to the purchaser at the Sheriff's sale, subject to the restrictions and provisions of the regulations governing the affordable housing unit. The owner determined to be in violation of the provisions of this plan and from whom title and possession were taken by means of the Sheriff's sale shall not be entitled to any right of redemption.
 - f. If there are no bidders at the Sheriff's sale, or if insufficient amounts are bid to satisfy the First Purchase Money Mortgage and any prior liens, the municipality may acquire title to the low- and moderate-income unit by satisfying the First Purchase Money Mortgage and any prior liens and crediting the violating owner with an amount equal to the difference between the First Purchase Money Mortgage and any prior liens and costs of the enforcement proceedings, including legal fees and the maximum resale price for which the low- and moderate-income unit could have been sold under the terms of the regulations governing affordable housing units. This excess shall be treated in the same manner as the excess which would have been realized from an actual sale as previously described.
 - g. Failure of the low- and moderate-income unit to be either sold at the Sheriff's sale or acquired by the municipality shall obligate the owner to accept an offer to purchase from any qualified purchaser which may be referred to the owner by the municipality, with such

offer to purchase being equal to the maximum resale price of the low- and moderate-income unit as permitted by the regulations governing affordable housing units.

- h. The owner shall remain fully obligated, responsible and liable for complying with the terms and restrictions of governing affordable housing units until such time as title is conveyed from the owner.

§ 37-1.21 Appeals.

Appeals from all decisions of an Administrative Agent designated pursuant to this section shall be filed in writing with the Borough Clerk of the Borough of Elmwood Park.

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

APPROVED: _____

Robert Colletti, Mayor

Introduced: August 17, 2023

Adopted:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-352-23**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #23-32
SECOND READING**

WHEREAS, a public notice has been given by the Borough Clerk that an ordinance entitled:

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF ELMWOOD PARK, NEW JERSEY AMENDING THE BOROUGH CODE AND ALL GENERAL ORDINANCES OF THE BOROUGH; MORE SPECIFICALLY, CHAPTER 34, MORE SPECIFICALLY SECTION 43-31.14.e; OF THE CANNABIS ORDINANCE WITHIN THE BOROUGH OF ELMWOOD PARK.

was introduced and passed at a meeting held on Thursday, August 17, 2023 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, that an ordinance entitled:

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF ELMWOOD PARK, NEW JERSEY AMENDING THE BOROUGH CODE AND ALL GENERAL ORDINANCES OF THE BOROUGH; MORE SPECIFICALLY, CHAPTER 34, MORE SPECIFICALLY SECTION 43-31.14.e; OF THE CANNABIS ORDINANCE WITHIN THE BOROUGH OF ELMWOOD PARK.

pass on final reading.

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 23-32**

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF ELMWOOD PARK, NEW JERSEY AMENDING THE BOROUGH CODE AND ALL GENERAL ORDINANCES OF THE BOROUGH; MORE SPECIFICALLY, CHAPTER 34, MORE SPECIFICALLY SECTION 43-31.14.e; OF THE CANNABIS ORDINANCE WITHIN THE BOROUGH OF ELMWOOD PARK.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF ELMWOOD PARK AS FOLLOWS (ADDITIONS NOTED IN UNDERLINE, DELETIONS NOTED IN ~~STRIKETHROUGH~~):

INTENT OF THIS ORDINANCE

WHEREAS This Ordinance intends to amend a specific section of the Licensing and Business *Regulation ordinance

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

34-31.14.e Cannabis Retailers. [Added 8-19-2021 by Ord. No. 21-13]

Cannabis retailers shall be permitted in the C-G Zone subject to the following conditions:

~~No structure housing a cannabis retailer shall be closer than 500 feet from a parcel housing a pre-existing public or private school identified in the New Jersey Department of Education's School Directory within Elmwood Park. The distance of 500 feet shall be measured in a straight line from the edge of the parcel housing the pre-existing public or private school to the nearest point of the structure housing the cannabis retailer. Should any new school be constructed within this 500 foot distance after a cannabis retailer commences operation, the cannabis retailer shall be grandfathered in as a conditionally permitted use.~~

Buffer Zone. The primary entrance of a cannabis establishment may not be closer than 250 feet from the primary entrance of the nearest pre-existing public or private K-12 school; or child-care center licensed by the State of New Jersey. The buffer zone distance shall be measured in a straight line from the geometric center of the primary entrance of the cannabis establishment to the geometric center of the primary entrance of the nearest pre-existing public or private K-12 school or child-care center licensed by the State of New Jersey, unless there is an impassable barrier within those 250 feet; in these cases: the buffer zone distance shall be measured along the center of the shortest publicly accessible pedestrian travel path.

SECTION 1. If any part of this Ordinance is for any reason held to be invalid, such a decision shall not affect the validity of the remaining portions of the Ordinance.

SECTION 2. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed or amended to the extent of such inconsistency.

SECTION 3. This Ordinance shall take effect upon final passage and publication.

SECTION 4. This Ordinance shall be a part of the Code of the Borough of Elmwood Park as though codified and fully set forth therein. The Borough Clerk shall have this ordinance codified and incorporated in the official copies of the Code.

SECTION 5. The Borough Clerk and the Borough Attorney are authorized and directed to change any Chapter, Article, and/or Section number of the Code of the Borough of Elmwood Park in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repeal of existing provisions not intended to be repealed.

ATTEST: _____

Shanee Morris, CMR

Acting Borough Clerk

APPROVED: _____

Robert Colletti, Mayor

Introduced: August 17, 2023

Adopted:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-353-23**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #23-33
SECOND READING**

WHEREAS, a public notice has been given by the Borough Clerk that an ordinance entitled:

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF ELMWOOD PARK, NEW JERSEY AMENDING THE BOROUGH CODE AND ALL GENERAL ORDINANCES OF THE BOROUGH; MORE SPECIFICALLY, CHAPTER 4, LICENSING AND BUSINESS REGULATIONS, SECTION 4.7 (CLARIFYING APPLICATION FEES AND LICENSE FEES; CLARIFYING TYPES AND NUMBERS OF LICENSES THAT MAY BE ISSUED);

was introduced and passed at a meeting held on Thursday, August 17, 2023 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, that an ordinance entitled:

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF ELMWOOD PARK, NEW JERSEY AMENDING THE BOROUGH CODE AND ALL GENERAL ORDINANCES OF THE BOROUGH; MORE SPECIFICALLY, CHAPTER 4, LICENSING AND BUSINESS REGULATIONS, SECTION 4.7 (CLARIFYING APPLICATION FEES AND LICENSE FEES; CLARIFYING TYPES AND NUMBERS OF LICENSES THAT MAY BE ISSUED);

pass on final reading.

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 23-33**

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF ELMWOOD PARK, NEW JERSEY AMENDING THE BOROUGH CODE AND ALL GENERAL ORDINANCES OF THE BOROUGH; MORE SPECIFICALLY, CHAPTER 4, LICENSING AND BUSINESS REGULATIONS, SECTION 4.7 (CLARIFYING APPLICATION FEES AND LICENSE FEES; CLARIFYING TYPES AND NUMBERS OF LICENSES THAT MAY BE ISSUED);

BE IT ORDAINED by the mayor and council of the borough of elmwood park as follows (additions noted in UNDERLINE, deletions noted in ~~STRIKETHROUGH~~):

INTENT OF THIS ORDINANCE

WHEREAS, This Ordinance intends to amend a specific section of the Licensing and Business Regulation Ordinance.

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

§ 4-7.3. Licensing. [Added 8-19-2021 by Ord. No. 21-13; amended 3-17-2022 by Ord. No. 22-041

a. Local Licensing Authority.

1. The Borough "Cannabis ~~and Marijuana~~ Administration Board" is hereby designated to act as the local agency to process and administer the licensing procedure for the Borough for all cannabis establishments. Upon completion of the review of the applications for licensing, a written report and recommendation shall be submitted to the Borough Council, who is and will be considered the licensing authority, as to the approval or denial of the particular license application. Under all circumstances in which State law requires communication to the Borough by the Cannabis Regulatory Commission or any other State agency with regard to the licensing of cannabis establishments by the State, or in which State law requires any review or approval by the Borough of any action taken by the State licensing authority, the exclusive authority for receiving such communications and granting such approvals shall be exercised by the Borough Council of the Borough of Elmwood Park.
2. Under no circumstances shall a local license for a cannabis establishment issued by the Borough Council be effective until or unless the State has issued the requisite permits or licenses to operate such a facility. It is the intent of this section that no cannabis establishment may lawfully operate in the Borough of Elmwood Park without the issuance of a State permit or license and full regulatory oversight of the cannabis establishment by the Cannabis Regulatory Commission or other states licensing authority as well as oversight and issuance of a license by the Borough.

b. Classification of Licenses. The Borough, subject to land use approval and state licensure, may issue the following municipal licenses to operate a cannabis ~~establishment~~ business

Class I 1 Cannabis e Cultivation Class 2 Cannabis ~~m~~ Manufacturing

Class 3 Cannabis Wholesaler

Class 4: Cannabis Distributor ~~cannabis supplier license (cultivation processing manufacturing, wholesalers, and distributors)~~ (class 1 to 4 of the state statute

Class ~~II-V~~ 5: cannabis Cannabis retailer Retailer license

Class ~~III-VI~~ 6: cannabis Cannabis delivery Delivery service Service license

are hereby prohibited from operating anywhere in the Borough of Elmwood Park, except for the delivery of cannabis items and related supplies by a licensed cannabis delivery service based and initiated from a cannabis delivery service licensed location outside of the Borough of Elmwood Park.

Class ~~IV~~: Conditional

Class ~~V~~: Microbusiness license. [Amended 7-21-2022 by Ord. No. 22-191

c. Maximum Number of Licenses. The Borough may issue no more than ~~two~~ three (3) each of the following license categories: Cultivators, ~~Processors~~ Manufacturers, Wholesalers, and Distributors; and a maximum of ~~three~~ four (4) Class ~~II~~ 5 Cannabis Retailer license; zero (0)

Class ~~III~~ 6 Cannabis Delivery Service licenses and ~~two~~ Three (3) each ~~Class IV-Conditional Licenses and Class License, Class V License,~~ Microbusiness License.

Class ~~III~~ 6 Cannabis delivery service is hereby prohibited from operating anywhere in the Borough of Elmwood Park, except for the delivery of cannabis items and related supplies by a licensed cannabis delivery service based and initiated from a cannabis delivery service licensed location outside of the Borough of Elmwood Park. Licensure in all classes maybe, but are not required to be, held by the same entity or individual, but an entity may not hold more than one cannabis retailer license. Any license conditionally issued by the Borough is contingent upon the locally licensed entities or individual's subsequent recipient of a State permit or license of the same class or type of regulated cannabis activity. [Amended 7-21-2022 by Ord. No. 22-19; 7-21-2022 by Ord. No. 22-191]

- d. Application. Persons wishing to obtain any classification of cannabis license shall file a license application with the Cannabis ~~and Marijuana~~ Administration Board on a standardized form established by the Cannabis ~~and Marijuana~~ Administrative Board and approved by the Mayor and Council and available in the Borough Clerk's office. The Cannabis ~~and Marijuana~~ Administrative Board shall establish a reasonable application period and deadline for all applications. Except as specifically provided below, an application shall be deemed incomplete and shall not be processed by the Cannabis ~~and Marijuana~~ Board until all documents and application fees are submitted. To be deemed complete, all applications shall be accompanied by the following:
1. The applicant shall submit proof that the applicant has or will have lawful possession of the premises proposed for the cannabis establishment, which proof may consist of:
 - (a) A deed, a lease, a real estate contract contingent upon successful licensing, or a binding letter of intent by the owner of the premises indicating an intent to lease the premises to the entrant contingent upon successful licensing.
 2. The applicant shall submit an affidavit and documentary proof of compliance with all state and local laws regarding affirmative action, anti-discrimination, and fair employment practices. The applicant shall also certify under oath that they will not and shall not discriminate based on race, color, religion (creed), gender, gender expression, age, national origin (ancestry), disability, marital status, sexual orientation, or military status, in any of its activities or operations.
 3. The location proposed for licensing by the applicant shall comply with all applicable municipal zoning laws and the location restrictions set forth in this Code.
 4. The applicant shall submit to the satisfaction of the Cannabis ~~and Marijuana~~ Administrative Board proof of financial capability to open and operate the cannabis establishment for which the applicant is seeking a license. Standards for proof of financial capability shall be determined by the Cannabis ~~and Marijuana~~ Administrative Board and approved by the Borough Council.
 5. The applicant shall submit all required nonrefundable fees for the application for conditional license in accordance with the following fee schedule: [Amended 7-21-2022 by Ord. No. 22-19]

| | |
|---------------------------------------|-----------------|
| <u>Class 1 Cannabis Cultivation</u> | <u>\$500.00</u> |
| <u>Class 2 Cannabis Manufacturing</u> | <u>\$500.00</u> |
| <u>Class 3 Cannabis Wholesaler</u> | <u>\$500.00</u> |
| <u>Class 4: Cannabis Distributor</u> | <u>\$500.00</u> |
| <u>Class 5: Cannabis Retailer</u> | <u>\$500.00</u> |

~~Class I: \$500 Cannabis Supplier license (Cultivator, Processors, Wholesalers, and Distributors).~~

~~(b) Class II: \$500 Cannabis Retailer license.~~

~~(c) Class IV-Conditional License : \$500.00 Conditional License~~

~~(d) Class V Microbusiness License: \$500.00 Microbusiness License~~

4. Editor's Note: This ordinance also provided that notwithstanding the creation of ~~Class IV and Class V licenses~~ Conditional and Microbusiness Licenses, the Mayor and Council shall refrain from issuing these licenses until such time that the Mayor and Council are satisfied that the issuance of these licenses is in the best interest of the Borough. Such consideration shall be

implemented by way of adoption of resolution(s) and upon the satisfaction of the Mayor and Council and consideration of the best interest of the Borough.

6. Within ten (10) business days of the Borough's notification to applicant of award of conditional municipal license, the applicant shall submit all annual registration fees required in accordance with the following fee schedule, which shall be refunded in the event the applicant does not receive a license from the State of New Jersey Cannabis Regulatory Commission:

Class 1 Cannabis Cultivation \$40,000.00

Class 2 Cannabis Manufacturing \$40,000.00

Class 3 Cannabis Wholesaler \$40,000.00

Class 4: Cannabis Distributor \$40,000.00

Class 5: Cannabis Retailer \$20,000.00

~~(a) Class I: \$40,000.00 per year Cannabis Supplier License (Cultivators, Processors, Wholesalers, and Distributors.~~

~~(b) Class II: \$20,000 per year Cannabis Retailer License.~~

g. Inactive Licenses.

1. Following the commencement of retail sales of cannabis or cannabis products, the Cannabis ~~and Marijuana~~ Administrative Board may recommend to the Borough Council to suspend or revoke any license if the licensed premises have been inactive or unoccupied by the licensee for at least six (6) months.

h. State License.

1. The Cannabis ~~and Marijuana~~ Administrative Board may recommend to the Borough Council that the Borough Council may suspend or revoke any license if the corresponding State license or permit for the subject location is expired, surrendered, suspended, or revoked.

4-8. SALES NEAR SCHOOLS RESTRICTED.

§ 4-8.1. Definitions. [1969 Code 44-111

As used in this section:

CONDITIONAL LICENSE — A license granted subject to a future location to be acquired upon receipt of a state cannabis license. [Added 7-21-2022 by Ord. No. 22-191

GOODS — Shall mean any goods, ~~wares-wares~~ or merchandise, and particularly foodstuffs.

MICROBUSINESS LICENSE — A license granted where all the owners of the business must be current New Jersey resident(s) and must have resided in the State of New Jersey for the past two (2) years: at least fifty-one (51%) percent ~~present~~ of the owners, directors, officers and employees must be residents of the Borough of Elmwood Park (or at least an adjoining municipality); the business can have no more than ten (10) employees; the business operating space can be no more than 2,500 square feet (and in the case of cultivators, can have a height of no more than 24 feet); there are limitations on the monthly volume of cannabis that the business can be involved in; no owner, director, officer or other person with a financial interest and decision-making authority in any other cannabis business (whether that business is a microbusiness or not) is permitted to have any financial interest in a microbusiness. [Added 7-21-2022 by Ord. No. 22-191

PERSON — Shall mean any person, firm, ~~association~~ association or corporation.

PUBLIC SCHOOL PROPERTY — Shall mean any property of the Board of Education of the Borough of Elmwood Park, upon which is located a public school.

SALE — Shall mean the sale or offering for sale or soliciting trade.

SCHOOL HOURS — Shall mean any time between 7:00 a.m. and 6:00 p.m., on weekdays, exclusive of Saturdays, during such days as the school may be in session.

STREET — Shall mean any public road, ~~sidewalk~~ sidewalk or other thoroughfare.

SECTION 1. If any part of this Ordinance is for any reason held to be invalid, such a decision shall not affect the validity of the remaining portions of the Ordinance.

SECTION 2. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed or amended to the extent of such inconsistency.

SECTION 3. This Ordinance shall take effect upon final passage and publication.

SECTION 4. This Ordinance shall be a part of the Code of the Borough of Elmwood Park as though codified and fully set forth therein. The Borough Clerk shall have this ordinance codified and incorporated in the official copies of the Code.

SECTION 5. The Borough Clerk and the Borough Attorney are authorized and directed to change any Chapter, Article, and/or Section number of the Code of the Borough of Elmwood Park in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repeal of existing provisions not intended to be repealed.

ATTEST: _____

APPROVED: _____

Shanee Morris, CMR
Acting Borough Clerk

Robert Colletti, Mayor

Introduced: August 17, 2023

Adopted:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-354-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

APPROVAL OF PAYROLL

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

| | APPROVAL OF PAYROLL | | | | |
|---------------|---------------------|-------|---------------|-----------------|---------|
| | PAYROLL | CHECK | GROSS PAYROLL | SOCIAL SECURITY | DCRP |
| CURRENT | 9/1/2023 | 88160 | 484,421.74 | \$21,007.94 | 1888.91 |
| WATER | | 1530 | 13,656.57 | \$615.00 | |
| RAP | | 5174 | 105.17 | | |
| REC | | 21069 | 22,642.24 | | |
| TOTAL PAYROLL | \$544,337.57 | | | | |
| | | | | | |
| | PAYROLL | | GROSS PAYROLL | SOCIAL SECURITY | DCRP |
| CURRENT | 9/15/2023 | 88259 | 445,383.99 | \$16,802.42 | 1284.98 |
| WATER | | 1536 | 16,165.53 | \$728.00 | |
| RAP | | 5176 | 105.17 | | |
| REC | | 21079 | 360.00 | | |
| TOTAL PAYROLL | \$480,830.09 | | | | |

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

 Shanee Morris, CMR
 Acting Borough Clerk

 Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-355-23**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

APPROVAL OF BILLS LIST

BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park that the following Bills List be approved for payment:

| | BILL LIST | 9/21/2023 |
|---|-----------------|-----------|
| AS PER ATTACHED COMPUTER LIST 8/18/2023 - 9/20/2023 | | |
| CURRENT - | \$1,961,169.40 | |
| RECREATION - | \$382,085.59 | |
| CAPITAL BUDGET - | \$9,806,958.64 | |
| WATER BUDGET - | \$312,596.96 | |
| WATER CAPITAL - | \$1,415,000.00 | |
| RAP - | \$1,485.35 | |
| FIRE PREVENTION | | |
| DOG LICENSE- | \$17.40 | |
| ESCROW | \$16,582.76 | |
| SUBTOTAL WITH PAYROLL - | \$13,895,896.10 | |
| PAYROLL TOTAL - | \$1,025,167.66 | |
| TOTAL WITHOUT PAYROLL - | \$12,870,728.44 | |
| AS PER ATTACHED COMPUTER LIST 9/21/2023 | | |
| CURRENT - | \$3,419,618.86 | |
| RECREATION - | \$12,392.35 | |
| DOG LICENSE- | | |
| CAPITAL FUND | \$218,517.18 | |
| WATER OPERATING | \$296.35 | |
| FIRE PREVENTION - | | |
| UNEMPLOYMENT FUND - | \$2,264.86 | |
| RAP TRUST - | \$462.33 | |
| ESCROW | \$9,639.39 | |
| SUBTOTAL | \$3,663,191.32 | |
| TOTAL WITHOUT PAYROLL | \$16,533,919.76 | |

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

September 20, 2023

Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

Bill list

8/18/23 - 9/20/23

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
|--|---------------|------------------------|------------------------------------|
| Fund: CURRENT FUND | | | |
| PAYROLL DEDUCTION | 2184.45 | PAY DATE: 9/1/23; PAY | CURRENT FUND MAYOR AND COUNCIL S/W |
| PAYROLL DEDUCTION | 2184.45 | PAY DATE: 9/15/23; PAY | CURRENT FUND MAYOR AND COUNCIL S/W |
| Total for: 01- MAYOR AND COUNCIL S/W | | | 4368.90 |
| PAYROLL DEDUCTION | 8604.11 | PAY DATE: 9/1/23; PAY | CURRENT FUND MUNICIPAL CLERK S/W |
| PAYROLL DEDUCTION | 8604.11 | PAY DATE: 9/15/23; PAY | CURRENT FUND MUNICIPAL CLERK S/W |
| Total for: 01- MUNICIPAL CLERK S/W | | | 17208.22 |
| GANNETT MEDIA CORP | 373.90 | INV #5782688; JULY | CURRENT FUND MUNICIPAL CLERK O/E |
| INTREP SOLUTIONS, | 206.25 | INV #9853;SEPT 2023; | CURRENT CLERK/OE |
| SHARP ELECTRONICS | 194.89 | INV #9004477025; | CURRENT MUNICIPAL CLERK O/E |
| AIRGOV LLC | 549.00 | INV FOR SEPT 2023; | CURRENT FUND MUNICIPAL CLERK O/E |
| STAPLES BUSINESS | 33.83 | INVOICES FROM | CURRENT FUND MUNICIPAL CLERK O/E |
| STAPLES BUSINESS | 237.99 | INV FOR 8/18-8/24/23 | CURRENT FUND MUNICIPAL CLERK O/E |
| CAESAR'S ATLANTIC | 483.00 | REF ID #13181; D | CURRENT FUND MUNICIPAL CLERK O/E |
| NEW JERSEY | 120.00 | INV #10807/10808; S | CURRENT FUND MUNICIPAL CLERK O/E |
| TROPICANA CASINO | 1152.00 | REF #13170/1/8; T | CURRENT FUND MUNICIPAL CLERK O/E |
| ACCESS INFORMATION | 228.13 | INV #10428117; SEPT | CURRENT FUND MUNICIPAL CLERK O/E |
| CINTAS FIRST AID & | 39.98 | INV #5173835176/8; PD | CURRENT FUND MUNICIPAL CLERK O/E |
| Total for: 01- MUNICIPAL CLERK O/E | | | 3618.97 |
| MILLENNIUM | 3300.00 | INV #15485; AUG 2023 | CURRENT FUND GENERAL ADMINI. |
| Total for: 01- GENERAL ADMINI. GRANTS | | | 3300.00 |
| PAYROLL DEDUCTION | 30692.61 | PAY DATE: 9/1/23; PAY | CURRENT FUND FINANCIAL |
| PAYROLL DEDUCTION | 12238.41 | PAY DATE: 9/15/23; PAY | CURRENT FUND FINANCIAL |
| Total for: 01- FINANCIAL ADMINISTRATION S/W | | | 42931.02 |
| JERSEY MAIL | 87.38 | INV #34693542; AUG | CURRENT FUND FINANCIAL |
| JERSEY MAIL | 25.62 | INV #2023-860; AUGUST | CURRENT FUND FINANCIAL |
| ACCESS INFORMATION | 330.58 | INV #10428117; SEPT | CURRENT FUND FINANCIAL |
| CINTAS FIRST AID & | 39.97 | INV #5173835176/8; PD | CURRENT FUND FINANCIAL |
| GREATAMERICA | 262.50 | INV #34693541; SEPT | CURRENT FUND FINANCIAL |
| NCG PENNA CLEANING | 2494.76 | INV #92-1634814; SEPT | CURRENT FUND FINANCIAL |
| RUTGERS CENTER FOR | 1129.00 | INV #75280; PRIN OF | CURRENT FUND FINANCIAL |
| STAPLES BUSINESS | 259.86 | INVOICES FROM | CURRENT FUND FINANCIAL |
| STAPLES BUSINESS | 95.28 | INV FOR 8/18-8/24/23 | CURRENT FUND FINANCIAL |
| INTREP SOLUTIONS, | 0.00 | INV #9853;SEPT 2023; | CURRENT FUND FINANCIAL |
| INTREP SOLUTIONS, | 206.25 | INV #9853;SEPT 2023; | CURRENT FUND FINANCIAL |
| Total for: 01- FINANCIAL ADMINISTRATION O/E | | | 4931.20 |
| ACTION DATA | 1083.48 | INV #84180/84260; PE | CURRENT FUND PAYROLL SERVICE |
| KRONOS | 585.00 | INV #12118950 JULY | CURRENT FUND PAYROLL SERVICE |
| Total for: 01- PAYROLL SERVICE | | | 1668.48 |
| WIELKOTZ & | -25000.00 | INV #23-00254-03575; | CURRENT FUND ANNUAL AUDIT |
| WIELKOTZ & | 0.00 | INV #23-00254-03575; | CURRENT FUND ANNUAL AUDIT |
| WIELKOTZ & | 25000.00 | INV #23-00254-03575; | CURRENT FUND ANNUAL AUDIT |
| WIELKOTZ & | 950.00 | INV #23-00254-09604; | CURRENT FUND ANNUAL AUDIT |
| Total for: 01- ANNUAL AUDIT | | | 950.00 |
| PAYROLL DEDUCTION | 4658.28 | PAY DATE: 9/1/23; PAY | CURRENT FUND REV ADMIN/TAX |
| PAYROLL DEDUCTION | 4658.28 | PAY DATE: 9/15/23; PAY | CURRENT FUND REV ADMIN/TAX |
| Total for: 01- REV ADMIN/TAX COLLECTION S/W | | | 9316.56 |
| JERSEY MAIL | 87.37 | INV #34693542; AUG | CURRENT REVENUE O/E |
| JERSEY MAIL | 0.00 | INV #2023-860; AUGUST | CURRENT REVENUE O/E |
| JERSEY MAIL | 25.62 | INV #2023-860; AUGUST | CURRENT REVENUE O/E |
| STAPLES BUSINESS | 52.63 | INVOICES FROM | CURRENT FUND REVENUE |
| STAPLES BUSINESS | 92.80 | INV FOR 8/18-8/24/23 | CURRENT FUND REVENUE |
| TCTA OF BERGEN | 110.00 | TAX COLLECTOR CONF; L | CURRENT FUND REVENUE |
| CINTAS FIRST AID & | 39.97 | INV #5173835176/8; PD | CURRENT FUND REVENUE |
| GREATAMERICA | 0.00 | INV #34693541; SEPT | CURRENT FUND REVENUE |
| GREATAMERICA | 262.50 | INV #34693541; SEPT | CURRENT FUND REVENUE |
| INTREP SOLUTIONS, | 206.25 | INV #9853;SEPT 2023; | CURRENT FUND REVENUE |
| Total for: 01- REVENUE ADMINISTRATION O/E | | | 877.14 |
| PURCHASE POWER | 71.99 | INV #1023634623-08/07; | CURRENT FUND REV/ADMIN O/E POSTAGE |
| Total for: 01- REV/ADMIN O/E POSTAGE | | | 71.99 |
| PAYROLL DEDUCTION | 3761.68 | PAY DATE: 9/1/23; PAY | CURRENT FUND TAX ASSESSMENT ADMIN |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
|--|---------------|------------------------|------------------------------------|
| PAYROLL DEDUCTION | 3761.68 | PAY DATE: 9/15/23; PAY | CURRENT FUND TAX ASSESSMENT ADMIN |
| Total for: 01- TAX ASSESSMENT ADMIN S/W | | | 7523.36 |
| SHARP ELECTRONICS | 0.00 | INV #9004477025; | CURRENT FUND TAX ASSESSMENT ADMIN. |
| SHARP ELECTRONICS | 194.89 | INV #9004477025; | CURRENT FUND TAX ASSESSMENT ADMIN. |
| STAPLES BUSINESS | 0.00 | INVOICES FROM | CURRENT FUND TAX ASSESSMENT |
| STAPLES BUSINESS | 33.83 | INVOICES FROM | CURRENT FUND TAX ASSESSMENT |
| STAPLES BUSINESS | 143.76 | INV FOR 8/18-8/24/23 | CURRENT FUND TAX ASSESSMENT |
| BERGEN COUNTY | 130.00 | 2023 ASSESSOR | CURRENT FUND TAX ASSESSMENT ADMIN |
| ACCESS INFORMATION | 36.59 | INV #10428117; SEPT | CURRENT FUND TAX ASSESSMENT ADMIN |
| CINTAS FIRST AID & | 39.97 | INV #5173835176/8; PD | CURRENT FUND TAX ASSESSMENT ADMIN |
| INTREP SOLUTIONS, | 206.25 | INV #9853;SEPT 2023; | CURRENT FUND TAX ASSESSMENT ADMIN |
| Total for: 01- TAX ASSESSMENT ADMIN O/E | | | 785.29 |
| APRUZZESE, | 6241.91 | INV #231506; JULY 2023 | CURRENT FUND LEGAL SERVICES AND |
| QBE SPECIALTY | 305.63 | CLAIM #QM-1958; | CURRENT FUND LEGAL SERVICES AND |
| Total for: 01- LEGAL SERVICES AND COSTS O/E | | | 6547.54 |
| PAYROLL DEDUCTION | 217.31 | PAY DATE: 9/1/23; PAY | CURRENT FUND PLANNING BOARD S/W |
| PAYROLL DEDUCTION | 217.31 | PAY DATE: 9/15/23; PAY | CURRENT FUND PLANNING BOARD S/W |
| Total for: 01- PLANNING BOARD S/W | | | 434.62 |
| PAYROLL DEDUCTION | 54.94 | PAY DATE: 9/1/23; PAY | CURRENT FUND RENT LEVELING |
| PAYROLL DEDUCTION | 54.94 | PAY DATE: 9/15/23; PAY | CURRENT FUND RENT LEVELING |
| Total for: 01- RENT LEVELING | | | 109.88 |
| PAYROLL DEDUCTION | 752.05 | PAY DATE: 9/1/23; PAY | CURRENT FUND ZONING BOARD S/W |
| PAYROLL DEDUCTION | 752.05 | PAY DATE: 9/15/23; PAY | CURRENT FUND ZONING BOARD S/W |
| Total for: 01- ZONING BOARD S/W | | | 1504.10 |
| PAYROLL DEDUCTION | 17196.34 | PAY DATE: 9/1/23; PAY | CURRENT FUND CONSTRUCTION CODE |
| PAYROLL DEDUCTION | 16533.21 | PAY DATE: 9/15/23; PAY | CURRENT FUND CONSTRUCTION CODE |
| Total for: 01- CONSTRUCTION CODE OFFICIAL S/W | | | 33729.55 |
| JERSEY MAIL | 174.75 | INV #34693542; AUG | CURRENT FUND CONSTRUCTION CODE |
| JERSEY MAIL | 146.52 | INV #2023-860; AUGUST | CURRENT FUND CONSTRUCTION CODE |
| STAPLES BUSINESS | 98.39 | INVOICES FROM | CURRENT FUND CONSTRUCTION CODE |
| STAPLES BUSINESS | 0.00 | INV FOR 8/18-8/24/23 | CURRENT FUND CONSTRUCTION CODE |
| STAPLES BUSINESS | 92.81 | INV FOR 8/18-8/24/23 | CURRENT FUND CONSTRUCTION CODE |
| ACCESS INFORMATION | 234.31 | INV #10428117; SEPT | CURRENT FUND CONSTRUCTION CODE |
| CINTAS FIRST AID & | 39.97 | INV #5173835176/8; PD | CURRENT FUND CONSTRUCTION CODE |
| INTREP SOLUTIONS, | 206.25 | INV #9853;SEPT 2023; | CURRENT FUND CONSTRUCTION CODE |
| SOARING CAR WASH | 8.66 | INV #120A/120B/120CA; | CURRENT FUND CONSTRUCTION CODE |
| Total for: 01- CONSTRUCTION CODE OFFICIAL O/E | | | 1001.66 |
| N.J. HEALTH | 0.00 | 2023 SEPT ACTIVE | CURRENT FUND GROUP INSURANCE FOR |
| N.J. HEALTH | 25595.75 | 2023 SEPT ACTIVE | CURRENT FUND GROUP INSURANCE FOR |
| N.J. HEALTH | 175512.82 | 2023 SEPT ACTIVE | CURRENT FUND GROUP INSURANCE FOR |
| JOHN BUONANNO | 956.49 | 8/13-8/23 PRESCRIPT | CURRENT FUND GROUP INSURANCE FOR |
| NEW JERSEY HEALTH | 109718.85 | SEPT 2023 RETIRED | CURRENT FUND GROUP INSURANCE FOR |
| LORI SPROVIERO | 165.95 | 2023 EYE CARE | CURRENT FUND GROUP INSURANCE FOR |
| LORI SPROVIERO | -165.95 | 2023 EYE CARE | CURRENT FUND GROUP INSURANCE FOR |
| LORI SPROVIERO | 0.00 | 2023 EYE CARE | CURRENT FUND GROUP INSURANCE FOR |
| LORI SPROVIERO | 150.00 | 2023 EYE CARE | CURRENT FUND GROUP INSURANCE FOR |
| NATIONAL VISION | 1232.55 | INV #4421839; SEPT | CURRENT FUND GROUP INSURANCE FOR |
| Total for: 01- GROUP INSURANCE FOR EMPLOYEES | | | 313166.46 |
| PAYROLL DEDUCTION | 2250.00 | PAY DATE: 9/1/23; PAY | CURRENT FUND INSURANCE |
| Total for: 01- INSURANCE | | | 2250.00 |
| PAYROLL DEDUCTION | 257900.47 | PAY DATE: 9/1/23; PAY | CURRENT FUND POLICE S/W |
| PAYROLL DEDUCTION | 255197.16 | PAY DATE: 9/15/23; PAY | CURRENT FUND POLICE S/W |
| PAYROLL DEDUCTION | 1443.87 | PAY DATE: 9/1/23; PAY | CURRENT FUND POLICE S/W, O/T |
| PAYROLL DEDUCTION | 2820.77 | PAY DATE: 9/15/23; PAY | CURRENT FUND POLICE S/W, O/T |
| PAYROLL DEDUCTION | 25.22 | PAY DATE: 9/1/23; PAY | CURRENT FUND POLICE S/W |
| PAYROLL DEDUCTION | 131.80 | PAY DATE: 9/15/23; PAY | CURRENT FUND POLICE S/W |
| PAYROLL DEDUCTION | 16287.50 | PAY DATE: 9/1/23; PAY | CURRENT FUND POLICE S/W |
| PAYROLL DEDUCTION | 12145.00 | PAY DATE: 9/15/23; PAY | CURRENT FUND POLICE S/W |
| Total for: 01- POLICE S/W | | | 545951.79 |
| ASSOC OF | 600.00 | INV #84435; MAIN OF | CURRENT FUND POLICE |
| AXON ENTERPRISE, | 1392.88 | INV #INUS183294; YEAR | CURRENT FUND POLICE |
| G.T.B.M. INC | 1213.20 | INV #40938; | CURRENT FUND POLICE |
| GOOSETOWN | 0.00 | INV #157294; SEPT | CURRENT FUND POLICE |
| GOOSETOWN | 6000.00 | INV #157294; SEPT | CURRENT FUND POLICE |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
|--|---------------|------------------------|------------------------------------|
| GOOSETOWN | 772.58 | INV #157479; SEPT 2023 | CURRENT FUND POLICE |
| NAVIGATE360, LLC | 5425.00 | INV #INV-13446; ANNON | CURRENT FUND POLICE |
| POWERDMS, INC. | 650.00 | INV #40943; | CURRENT FUND POLICE |
| INTREP SOLUTIONS, | 1650.00 | INV #9853;SEPT 2023; | CURRENT POLICE |
| INTREP SOLUTIONS, | 1759.00 | INV #9854/9855; 9/4 | CURRENT POLICE |
| GOOSETOWN | 7721.00 | INV #157717; VEHICLE | CURRENT FUND POLICE |
| JERSEY MAIL | 174.75 | INV #34693542; AUG | CURRENT FUND POLICE DEPARTMENT O/E |
| JERSEY MAIL | 31.84 | INV #2023-860; AUGUST | CURRENT FUND POLICE DEPARTMENT O/E |
| CP RESTORATION | 150.00 | INV #3269; 6/5 PATROL | CURRENT FUND POLICE O/E |
| AMERICAN GRAPHIC | 450.00 | INV #EPPD1; REFLECTIVE | CURRENT FUND POLICE O/E |
| B&B AUTOMOTIVE | 1278.86 | INV FOR CAR #457A/C | CURRENT FUND POLICE O/E |
| G.T.B.M. INC | 150.00 | INV #41532; REWIRE | CURRENT FUND POLICE O/E |
| GRAFIX SHOPPE | 435.00 | INV #152379; CAR #424 | CURRENT FUND POLICE O/E |
| PROLINE AUTO BODY, | 2500.00 | RO #30730; WORK ON | CURRENT FUND POLICE O/E |
| WAYNE AUTO SALES | 1045.00 | INV #274080; AC WORK | CURRENT FUND POLICE O/E |
| AMAZON.COM SALES, | 0.00 | INVOICES FROM | CURRENT FUND POLICE O/E |
| AMAZON.COM SALES, | 67.88 | INVOICES FROM | CURRENT FUND POLICE O/E |
| AMAZON.COM SALES, | 105.93 | INVOICES FROM | CURRENT FUND POLICE O/E |
| STAPLES BUSINESS | 936.18 | INVOICES FROM | CURRENT FUND POLICE O/E |
| STAPLES BUSINESS | 32.14 | INV FOR 8/18-8/24/23 | CURRENT FUND POLICE O/E |
| ABGEAN, LLC | 1700.00 | INV#266751/825/47/7837 | CURRENT FUND POLICE O/E |
| AWARENESS | 565.00 | INV FOR 10/23-27 SWAT | CURRENT FUND POLICE O/E |
| BERGEN COUNTY LAW | 105.00 | TELECOMM/DISPATCHER | CURRENT FUND POLICE O/E |
| BLUE TO GOLD, LLC | 450.00 | INV #WAY-23-IGS0004/5; | CURRENT FUND POLICE O/E |
| COPS | 636.00 | INV #133; 9/18/23 | CURRENT FUND POLICE O/E |
| DRUG IMPAIRMENT | 300.00 | INV #23-67; 11/6/23 - | CURRENT FUND POLICE O/E |
| J. HARRIS ACADEMY | 378.00 | INV #1241; 5/9/23 | CURRENT FUND POLICE O/E |
| PASSAIC COUNTY | 0.00 | CLASS II SPECIAL | CURRENT FUND POLICE O/E |
| PASSAIC COUNTY | 2000.00 | CLASS II SPECIAL | CURRENT FUND POLICE O/E |
| PASSAIC COUNTY | 155.00 | BASIC COURSE CLASS II; | CURRENT FUND POLICE O/E |
| PAT MCCARTHY | 900.00 | INV #45871; 9/11-13 K | CURRENT FUND POLICE O/E |
| CINTAS FIRST AID & | 312.83 | INV #5173835176/8; PD | CURRENT FUND POLICE O/E |
| TURN-OUT UNIFORM | 250.00 | INV #254390; CLOTHING | CURRENT FUND POLICE O/E |
| TURN-OUT UNIFORM | 0.00 | INV #254392; CLOTHING | CURRENT FUND POLICE O/E |
| TURN-OUT UNIFORM | 246.99 | INV #254392; CLOTHING | CURRENT FUND POLICE O/E |
| VINDAN, INC | 842.50 | INV #33859; POLICE ESU | CURRENT FUND POLICE |
| ACCESS INFORMATION | 472.19 | INV #10428117; SEPT | CURRENT FUND POLICE |
| MATTHEW ALEXANDER | 175.00 | STORES SECURITY | CURRENT FUND POLICE DEPT. O/E |
| MATTHEW ALEXANDER | 175.00 | 9/4/23; STORES | CURRENT FUND POLICE DEPT. O/E |
| G.T.B.M. INC | 960.90 | INV #41519; L5F CAMERA | CURRENT FUND POLICE O/E |
| CRIBS FOR KIDS | 466.95 | INV #18156; FOR | CURRENT FUND POLICE O/E |
| SOARING CAR WASH | 0.00 | INV #120A/120B/120CA; | CURRENT FUND POLICE O/E |
| SOARING CAR WASH | 450.32 | INV #120A/120B/120CA; | CURRENT FUND POLICE O/E |
| TRAFFIC SAFETY & | 580.00 | INV #234634; EMERGENCY | CURRENT FUND POLICE O/E |
| Total for: 01- POLICE O/E | | | 46662.92 |
| PAYROLL DEDUCTION | 600.00 | PAY DATE: 9/1/23; PAY | CURRENT FUND CROSSING GUARDS S/W |
| PAYROLL DEDUCTION | 120.00 | PAY DATE: 9/15/23; PAY | CURRENT FUND CROSSING GUARDS S/W |
| Total for: 01- CROSSING GUARDS S/W | | | 720.00 |
| PAYROLL DEDUCTION | 12891.07 | PAY DATE: 9/1/23; PAY | CURRENT FUND OTHER POLICE |
| PAYROLL DEDUCTION | 13709.34 | PAY DATE: 9/15/23; PAY | CURRENT FUND OTHER POLICE |
| Total for: 01- OTHER POLICE PERSONNEL | | | 26600.41 |
| PAYROLL DEDUCTION | 9260.32 | PAY DATE: 9/1/23; PAY | CURRENT FUND DISPATCHER 911 |
| PAYROLL DEDUCTION | 10110.03 | PAY DATE: 9/15/23; PAY | CURRENT FUND DISPATCHER 911 |
| Total for: 01- DISPATCHER 911 | | | 19370.35 |
| PAYROLL DEDUCTION | 15645.75 | PAY DATE: 9/1/23; PAY | CURRENT EMERGENCY MEDICAL SERVICES |
| PAYROLL DEDUCTION | 15438.75 | PAY DATE: 9/15/23; PAY | CURRENT EMERGENCY MEDICAL SERVICES |
| Total for: 01- EMERGENCY MEDICAL SERVICES | | | 31084.50 |
| CORONIS HEALTH | 1754.37 | INV #CHRCM10437; JULY | CURRENT FUND EMERGENCY MEDICAL |
| VE RALPH | 468.36 | INV #57955; | CURRENT FUND EMERGENCY MEDICAL |
| D & J PLUMBING & | 950.00 | INV #3297; 8/10 | CURRENT FUND EMERGENCY MEDICAL |
| JMD ELECTRICAL | 550.00 | INV FOR 8/14 SERVICE | CURRENT FUND EMERGENCY MEDICAL |
| AMAZON.COM SALES, | 83.46 | INVOICES FROM | CURRENT FUND EMERGENCY MEDICAL |
| CLEAN DRINKING | 0.00 | INV #225508; 8/28 EMS | CURRENT FUND EMERGENCY MEDICAL |
| CLEAN DRINKING | 21.00 | INV #225508; 8/28 EMS | CURRENT FUND EMERGENCY MEDICAL |
| SOMES UNIFORM, INC | 280.00 | INV #10915; EMS | CURRENT FUND EMERGENCY MEDICAL |
| SOMES UNIFORM, INC | 0.00 | INV #V187260; 2 EMS | CURRENT FUND EMERGENCY MEDICAL |
| SOMES UNIFORM, INC | 440.00 | INV #V187260; 2 EMS | CURRENT FUND EMERGENCY MEDICAL |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
|--|---------------|------------------------|------------------------------------|
| Total for: 01- EMERGENCY MEDICAL SERVICES O/E | | | 4547.19 |
| PAYROLL DEDUCTION | 5998.74 | PAY DATE: 9/1/23; PAY | CURRENT FUND FIRE PREVENTION S/W |
| PAYROLL DEDUCTION | 6613.52 | PAY DATE: 9/15/23; PAY | CURRENT FUND FIRE PREVENTION S/W |
| Total for: 01- FIRE PREVENTION S/W | | | 12612.26 |
| STAPLES BUSINESS | 33.83 | INVOICES FROM | CURRENT FUND FIRE PREVENTION O/E |
| STAPLES BUSINESS | 92.80 | INV FOR 8/18-8/24/23 | CURRENT FUND FIRE PREVENTION O/E |
| BC FIRE PREVENTION | 400.00 | INV FOR ANNUAL | CURRENT FUND FIRE PREVENTION O/E |
| ACCESS INFORMATION | 0.00 | INV #10428117; SEPT | CURRENT FUND FIRE PREVENTION O/E |
| ACCESS INFORMATION | 10.25 | INV #10428117; SEPT | CURRENT FUND FIRE PREVENTION O/E |
| CINTAS FIRST AID & | 0.00 | INV #5173835176/8; PD | CURRENT FUND FIRE PREVENTION O/E |
| CINTAS FIRST AID & | 39.97 | INV #5173835176/8; PD | CURRENT FUND FIRE PREVENTION O/E |
| GRACE INDUSTRIES, | 1846.65 | INV #154318; | CURRENT FUND FIRE PREVENTION O/E |
| INTREP SOLUTIONS, | 206.25 | INV #9853;SEPT 2023; | CURRENT FUND FIRE PREVENTION O/E |
| SOARING CAR WASH | 43.30 | INV #120A/120B/120CA; | CURRENT FUND FIRE PREVENTION O/E |
| Total for: 01- FIRE PREVENTION O/E | | | 2673.05 |
| FIRE & SAFETY | 4278.63 | INV #S123-1639; | CURRENT FUND FIRE O/E |
| RESCUE PRODUCTS | 1095.00 | INV #2022-241; 3 HOUR | CURRENT FUND FIRE O/E |
| SOUTH BERGEN FIRE | 250.00 | 2023 PD ASSESSMENT FEE | CURRENT FUND FIRE O/E |
| BLUE WATER DIVERS, | 348.50 | INV #10205957; | CURRENT FUND FIRE O/E |
| STATE LINE FIRE & | 178.65 | INV #136281; FIRE EXT | CURRENT FUND FIRE O/E |
| AMAZON.COM SALES, | 0.00 | INVOICES FROM | CURRENT FUND FIRE O/E |
| AMAZON.COM SALES, | 77.00 | INVOICES FROM | CURRENT FUND FIRE O/E |
| SHARP ELECTRONICS | 194.89 | INV #9004477025; | CURRENT FUND FIRE O/E |
| Total for: 01- FIRE O/E | | | 6422.67 |
| PAYROLL DEDUCTION | 852.06 | PAY DATE: 9/1/23; PAY | CURRENT FUND PROSECUTOR S/W |
| PAYROLL DEDUCTION | 852.06 | PAY DATE: 9/15/23; PAY | CURRENT FUND PROSECUTOR S/W |
| Total for: 01- PROSECUTOR S/W | | | 1704.12 |
| PAYROLL DEDUCTION | 63465.15 | PAY DATE: 9/1/23; PAY | CURRENT FUND STREETS AND ROADS S/W |
| PAYROLL DEDUCTION | 52220.66 | PAY DATE: 9/15/23; PAY | CURRENT FUND STREETS AND ROADS S/W |
| PAYROLL DEDUCTION | 1417.80 | PAY DATE: 9/1/23; PAY | CURRENT FUND STREETS AND ROADS S/W |
| PAYROLL DEDUCTION | 865.97 | PAY DATE: 9/15/23; PAY | CURRENT FUND STREETS AND ROADS S/W |
| Total for: 01- STREETS AND ROADS S/W | | | 117969.58 |
| DE LAGE LANDEN | 223.38 | INV #80717676; DPW | CURRENT FUND STREETS & ROADS O/E |
| AGL WELDING CO INC | 178.68 | INV #10117210; AUGUST | CURRENT FUND STREETS AND ROADS O/E |
| GARFIELD LUMBER & | 35.17 | INV #S926070; | CURRENT FUND STREETS AND ROADS O/E |
| TRAFFIC SAFETY & | 1635.00 | INV #234540; POSTS | CURRENT FUND STREETS AND ROADS O/E |
| WITMER ASSOCIATES | 0.00 | INV #INV317563; | CURRENT FUND STREETS AND ROADS O/E |
| WITMER ASSOCIATES | 1402.30 | INV #INV317563; | CURRENT FUND STREETS AND ROADS O/E |
| G & R HEATING AND | 190.00 | INV #6074; SERVICE | CURRENT FUND STREETS AND ROADS |
| HOME DEPOT | 313.96 | INV FROM 7/21-8/14; | CURRENT FUND STREETS AND ROADS |
| JOHN A EARL INC. | 213.75 | INV 111994; TP/PAPER | CURRENT FUND STREETS AND ROADS |
| JOHN A EARL INC. | 0.00 | INV #112000; DISPENSER | CURRENT FUND STREETS AND ROADS |
| JOHN A EARL INC. | 32.48 | INV #112000; DISPENSER | CURRENT FUND STREETS AND ROADS |
| JOHN A EARL INC. | 100.36 | INV #112008; PAPER | CURRENT FUND STREETS AND ROADS |
| M D PEST CONTROL | 120.00 | INV #5166; SERVICE | CURRENT FUND STREETS AND ROADS |
| NUNZIATA BERNAL | 2494.76 | INV #92-1634814 SEPT | CURRENT FUND STREETS AND ROADS |
| NUNZIATA BERNAL | 0.00 | JULY - DEC 2023; BH, | CURRENT FUND STREETS AND ROADS |
| NUNZIATA BERNAL | -2494.76 | INV #92-1634814 SEPT | CURRENT FUND STREETS AND ROADS |
| NUNZIATA BERNAL | 0.00 | INV #92-1634814 SEPT | CURRENT FUND STREETS AND ROADS |
| OLYMPIC GLOVE & | 405.00 | INV #745952; GLOVES | CURRENT FUND STREETS AND ROADS |
| PIONEER REVERE | 1311.59 | INV #INV898909; PAINT | CURRENT FUND STREETS AND ROADS |
| SUPERIOR | 283.41 | INV | CURRENT FUND STREETS AND ROADS |
| STAPLES BUSINESS | 317.92 | INVOICES FROM | CURRENT FUND STREETS AND ROADS O/E |
| STAPLES BUSINESS | 135.19 | INV FOR 8/18-8/24/23 | CURRENT FUND STREETS AND ROADS O/E |
| COMPLETE SAW & | 125.50 | INV #83554; NYLON | CURRENT FUND STREETS AND ROADS |
| CLEAN DRINKING | 36.00 | INV #224535; 8/21/23 | CURRENT FUND STREETS AND ROADS O/E |
| INTREP SOLUTIONS, | 206.25 | INV #9853;SEPT 2023; | CURRENT FUND STREETS AND ROADS O/E |
| ONE CALL CONCEPTS, | 145.86 | INV #3085268; AUGUST | CURRENT FUND STREETS AND ROADS O/E |
| STONE INDUSTRIES | 2535.31 | INV #173487/173488; | CURRENT FUND STREETS AND ROADS O/E |
| STONE INDUSTRIES | 681.82 | INV #173870; CRUSHED | CURRENT FUND STREETS AND ROADS O/E |
| Total for: 01- STREETS AND ROADS O/E | | | 10628.93 |
| DARRIN LAZORCHAK | 4500.00 | INV FOR TREE REMOVAL | CURRENT FUND SHADE TREE |
| Total for: 01- SHADE TREE | | | 4500.00 |
| PAYROLL DEDUCTION | 1727.68 | PAY DATE: 9/1/23; PAY | CURRENT FUND SOLID WASTE/RECYCLING |
| PAYROLL DEDUCTION | 1727.68 | PAY DATE: 9/15/23; PAY | CURRENT FUND SOLID WASTE/RECYCLING |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Total for: 01- SOLID WASTE/RECYCLING S/W | | | 3455.36 |
| GAETA RECYCLING CO | 19361.11 | INV #3359252 AUG 2023; | CURRENT FUND RECYCLING |
| Total for: 01- RECYCLING CONTRACTUAL | | | 19361.11 |
| CLIFTON TIRE & | 975.00 | INV #1-102861; CAR | CURRENT FUND VEHICLE MAINTENANCE |
| CUSTOM BANDAG, | 381.24 | INV #60218516; 8/7 | CURRENT FUND VEHICLE MAINTENANCE |
| P & A AUTO PARTS, | 231.24 | INV | CURRENT FUND VEHICLE MAINTENANCE |
| P & A AUTO PARTS, | 1590.39 | INV | CURRENT FUND VEHICLE MAINTENANCE |
| ROBERT'S & SON, | 309.75 | INV #5751870; FORD | CURRENT FUND VEHICLE MAINTENANCE |
| Total for: 01- VEHICLE MAINTENANCE | | | 3487.62 |
| PAYROLL DEDUCTION | 498.19 | PAY DATE: 9/1/23; PAY | CURRENT FUND BOARD OF HEALTH S/W |
| PAYROLL DEDUCTION | 498.19 | PAY DATE: 9/15/23; PAY | CURRENT FUND BOARD OF HEALTH S/W |
| Total for: 01- BOARD OF HEALTH S/W | | | 996.38 |
| TROPICANA CASINO | 256.00 | REF ID #13101; M | CURRENT FUND BOARD OF HEALTH O/E |
| SOUND SURGE | 0.00 | INV #2131273; 2022 | CURRENT FUND BOARD OF HEALTH O/E |
| SOUND SURGE | 350.00 | INV #2131273; 2022 | CURRENT FUND BOARD OF HEALTH O/E |
| Total for: 01- BOARD OF HEALTH O/E | | | 606.00 |
| PAYROLL DEDUCTION | 12787.27 | PAY DATE: 9/1/23; PAY | CURRENT FUND RECREATION S/W |
| PAYROLL DEDUCTION | 11414.21 | PAY DATE: 9/15/23; PAY | CURRENT FUND RECREATION S/W |
| Total for: 01- RECREATION S/W | | | 24201.48 |
| GATES FLAG & | 504.00 | INV #215590; COMM DAY | CURRENT FUND RECREATION O/E |
| TRITEC OFFICE | 429.35 | INV #80716121; REC | CURRENT RECREATION O/E |
| AMAZON.COM SALES, | 37.97 | INVOICES FROM | CURRENT FUND RECREATION O/E |
| CITY FIRE | 912.00 | INV #12551193; 5/15 | CURRENT FUND RECREATION O/E |
| HOME DEPOT | 0.00 | INV FROM 7/21-8/14; | CURRENT FUND RECREATION O/E |
| HOME DEPOT | 387.93 | INV FROM 7/21-8/14; | CURRENT FUND RECREATION O/E |
| MRC INC. | 2650.74 | INV 111260-01-01; PARK | CURRENT FUND RECREATION O/E |
| STAPLES BUSINESS | 1330.12 | INV FOR 8/18-8/24/23 | CURRENT FUND RECREATION O/E |
| CLEAN DRINKING | 30.00 | INV #224536; 8/21 REC | CURRENT FUND RECREATION O/E |
| INTREP SOLUTIONS, | 206.25 | INV #9853;SEPT 2023; | CURRENT FUND RECREATION O/E |
| AIRTRON TECHNOLOGY | 1630.50 | INV #31917; 8/14 | CURRENT FUND RECREATION O/E |
| GOOSE/TOWN | 592.64 | INV #157479; SEPT 2023 | CURRENT FUND RECREATION O/E |
| GOPHER | 1565.10 | INV #IN311226; BISON 6 | CURRENT FUND RECREATION O/E |
| EASTLAKE'S | 336.00 | COMMUNITY DAY 9/9 | CURRENT FUND RECREATION O/E |
| MPLC | 738.85 | INV #504426505; | CURRENT FUND RECREATION O/E |
| SOUND SURGE | 600.00 | INV #02131272; DJ COMM | CURRENT FUND RECREATION O/E |
| Total for: 01- RECREATION O/E | | | 11951.45 |
| AMERICAN GRAPHIC | 289.00 | INV #EPP25; SCHOOL | CURRENT FUND CELEBRATION OF PUBLIC |
| DIV. OF ALCOHOLIC | -150.00 | COMPPLICING MON NIGHT | CURRENT FUND CELEBRATION OF PUBLIC |
| DIV. OF ALCOHOLIC | 0.00 | COMPPLICING MON NIGHT | CURRENT FUND CELEBRATION OF PUBLIC |
| DIV. OF ALCOHOLIC | 150.00 | COMPPLICING MON NIGHT | CURRENT FUND CELEBRATION OF PUBLIC |
| DIV. OF ALCOHOLIC | 150.00 | COMPPLICING MON NIGHT | CURRENT FUND CELEBRATION OF PUBLIC |
| FRANCESCA PIZZA & | 10.00 | RCPT FOR EXTRA PIZZA | CURRENT FUND CELEBRATION OF PUBLIC |
| GARDEN STATE | 11000.00 | INV #2023; COMM DAY | CURRENT FUND CELEBRATION OF PUBLIC |
| KONA ICE NJ 1 | 900.00 | INV #480 8/6 & INV | CURRENT FUND CELEBRATION OF PUBLIC |
| N.J. DIV OF | 150.00 | SOCIAL AFFAIRS PERMIT | CURRENT FUND CELEBRATION OF PUBLIC |
| RAMSEY GRAPHICS & | 0.00 | INV #123RAP18; 2023 | CURRENT FUND CELEBRATION OF PUBLIC |
| RAMSEY GRAPHICS & | 3249.00 | INV #123RAP18; 2023 | CURRENT FUND CELEBRATION OF PUBLIC |
| RAMSEY GRAPHICS & | 1351.00 | INV #123PD263; JR | CURRENT FUND CELEBRATION OF PUBLIC |
| RESTAURANT DEPOT | -1354.79 | FOOD FOR JR POLICE AC | CURRENT FUND CELEBRATION OF PUBLIC |
| RESTAURANT DEPOT | 0.00 | FOOD FOR JR POLICE AC | CURRENT FUND CELEBRATION OF PUBLIC |
| RESTAURANT DEPOT | 1354.79 | FOOD FOR JR POLICE AC | CURRENT FUND CELEBRATION OF PUBLIC |
| RESTAURANT DEPOT | 1354.79 | FOOD FOR JR POLICE AC | CURRENT FUND CELEBRATION OF PUBLIC |
| SHOP RITE | 121.63 | INV | CURRENT FUND CELEBRATION OF PUBLIC |
| USPS | 948.42 | POSTAGE FOR 2023 | CURRENT FUND CELEBRATION OF PUBLIC |
| USPS | 619.74 | POSTAGE FOR 2023 | CURRENT FUND CELEBRATION OF PUBLIC |
| Total for: 01- CELEBRATION OF PUBLIC EVENTS | | | 20143.58 |
| UGI CORPORATION | 1.20 | INV #G5831771; | CURRENT FUND ELECTRICITY, GAS & |
| Total for: 01- ELECTRICITY, GAS & OIL | | | 1.20 |
| PUBLIC SERVICE | 405.79 | ACCT #1301308218; | CURRENT FUND STREET AREA LIGHTING |
| Total for: 01- STREET AREA LIGHTING | | | 405.79 |
| AT&T MOBILITY II | 1529.51 | INV | CURRENT FUND TELEPHONE |
| EXTEL | 200.00 | INV #60643; 8/28 REC | CURRENT FUND TELEPHONE |
| VERIZON | 289.00 | 8/27-9/26/23; ACCT | CURRENT FUND TELEPHONE |
| VERIZON WIRELESS | 2130.13 | INV | CURRENT FUND TELEPHONE |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Total for: 01- TELEPHONE | | | 4148.64 |
| RACHLES/MICHELE'S | 11506.70 | INV #390738/390662; | CURRENT FUND GASOLINE |
| RACHLES/MICHELE'S | 10746.41 | INV #391424/392312; | CURRENT FUND GASOLINE |
| RACHLES/MICHELE'S | 3316.87 | INV #392239; 8/25 | CURRENT FUND GASOLINE |
| Total for: 01- GASOLINE | | | 25569.98 |
| I.W.S. TRANSFER | 3795.61 | INV #9169373; AUG 2023 | CURRENT FUND RECYCLING TAX |
| Total for: 01- RECYCLING TAX | | | 3795.61 |
| DMR ARCHITECTS, PC | 1229.25 | INV #20231061; | CURRENT FUND COALITION ON |
| Total for: 01- COALITION ON AFFORDABLE HOUSIN | | | 1229.25 |
| PAYROLL DEDUCTION | 21007.94 | PAY DATE: 9/1/23; PAY | CURRENT FUND SOCIAL SECURITY |
| PAYROLL DEDUCTION | 16802.42 | PAY DATE: 9/15/23; PAY | CURRENT FUND SOCIAL SECURITY |
| PAYROLL DEDUCTION | 0.00 | PAY DATE: 9/1/23; PAY | CURRENT FUND SOCIAL SECURITY - |
| PAYROLL DEDUCTION | 1888.91 | PAY DATE: 9/1/23; PAY | CURRENT FUND SOCIAL SECURITY - |
| PAYROLL DEDUCTION | 0.00 | PAY DATE: 9/15/23; PAY | CURRENT FUND SOCIAL SECURITY - |
| PAYROLL DEDUCTION | 1284.98 | PAY DATE: 9/15/23; PAY | CURRENT FUND SOCIAL SECURITY - |
| Total for: 01- SOCIAL SECURITY - DCRP | | | 40984.25 |
| PAYROLL DEDUCTION | 8660.36 | PAY DATE: 9/1/23; PAY | CURRENT FUND MUNICIPAL COURT S/W |
| PAYROLL DEDUCTION | 8660.36 | PAY DATE: 9/15/23; PAY | CURRENT FUND MUNICIPAL COURT S/W |
| PAYROLL DEDUCTION | 746.78 | PAY DATE: 9/1/23; PAY | CURRENT FUND MUNICIPAL COURT S/W |
| PAYROLL DEDUCTION | 512.31 | PAY DATE: 9/15/23; PAY | CURRENT FUND MUNICIPAL COURT S/W |
| Total for: 01- MUNICIPAL COURT S/W | | | 18579.81 |
| DELGADO | 180.00 | INV #37612; 8/15 | CURRENT FUND MUNICIPAL COURT O/E |
| LANGUAGE LINK | 29.92 | INV #248945; AUG 2023 | CURRENT FUND MUNICIPAL COURT O/E |
| JERSEY MAIL | 0.00 | INV #34693542; AUG | CURRENT FUND MUNICIPAL COURT O/E |
| JERSEY MAIL | 174.75 | INV #34693542; AUG | CURRENT FUND MUNICIPAL COURT O/E |
| BCMCAA | 85.00 | FALL CONFERENCE FOR | CURRENT FUND MUNICIPAL COURT O/E |
| ROSEMARIE C | 200.00 | 8/15/23 COURT COVERAGE | CURRENT FUND MUNICIPAL COURT O/E |
| ROSEMARIE C | 200.00 | 8/29/23 COURT COVERAGE | CURRENT FUND MUNICIPAL COURT O/E |
| Total for: 01- MUNICIPAL COURT O/E | | | 869.67 |
| PAYROLL DEDUCTION | 481.74 | PAY DATE: 9/1/23; PAY | CURRENT FUND PUBLIC DEFENDER |
| PAYROLL DEDUCTION | 481.74 | PAY DATE: 9/15/23; PAY | CURRENT FUND PUBLIC DEFENDER |
| Total for: 01- PUBLIC DEFENDER | | | 963.48 |
| BORO OF ELMWOOD | 250000.00 | TOOK FROM CURRENT FOR | CURRENT FUND CAPTIAL IMPROVEMENT |
| Total for: 01- CAPTIAL IMPROVEMENT FUND | | | 250000.00 |
| BORO OF ELMWOOD | 228598.48 | NOTE INTEREST TO PAY | CURRENT FUND DEBT SERVICE NTEREST |
| Total for: 01- DEBT SERVICE INTEREST ON BONDS | | | 228598.48 |
| JOHN CONTE, JR. | -333.33 | INV:104,991;104992 | CURRENT FUND PLANNING BOARD S/W |
| Total for: 01- PLANNING BOARD S/W | | | -333.33 |
| JOHN CONTE, JR. | -307.54 | INV:104,991;104992 | CURRENT FUND ZONING BOARD S/W |
| JOHN CONTE, JR. | 0.00 | INV:104,991;104992 | CURRENT FUND ZONING BOARD S/W |
| Total for: 01- ZONING BOARD S/W | | | -307.54 |
| GOOSETOWN | 0.00 | NEVER ORDERED CCTV | CURRENT FUND POLICE |
| VINDAN, INC | 0.00 | NEVER ORDERED FOR | CURRENT FUND POLICE O/E |
| Total for: 01- POLICE O/E | | | 0.00 |
| WITMER ASSOCIATES | 9810.00 | INV #INV317317; | CURRENT FUND FIRE O/E |
| Total for: 01- FIRE O/E | | | 9810.00 |
| NJ WORKFORCE | -5918.00 | RETURN UNUSED GRANT | CURRENT FUND NJ WORKFORCE REGISTRY |
| Total for: 01- NJ WORKFORCE REGISTRY STAB. | | | -5918.00 |
| ANGELA & BILJANA | 3669.15 | REFUND FOR OVERPAYMENT | CURRENT FUND TAX REFUNDS |
| ANGELA & BILJANA | -3669.15 | REFUND FOR OVERPAYMENT | CURRENT FUND TAX REFUNDS |
| CAROLE SOUTH | 1000.00 | TAX REFUND BLOCK 1802 | CURRENT FUND TAX REFUNDS |
| Total for: 01- TAX REFUNDS | | | 1000.00 |
| MARIA RIVERA SOL | 450.00 | INV FOR 8/22 DWI | CURRENT FUND ALCOHOL & REHAB FND |
| PAYROLL DEDUCTION | 900.00 | PAY DATE: 9/15/23; PAY | CURRENT FUND ALCOHOL & REHAB FND |
| Total for: 01- ALCOHOL & REHAB FND | | | 1350.00 |
| SOMES UNIFORM, INC | 3156.42 | INV #V187206; | CURRENT FUND BODY ARMOR PROGRAM |
| Total for: 01- BODY ARMOR PROGRAM | | | 3156.42 |
| PAYROLL DEDUCTION | 3360.00 | PAY DATE: 9/1/23; PAY | CURRENT FUND SAFE AND SECURE |
| PAYROLL DEDUCTION | 1960.00 | PAY DATE: 9/15/23; PAY | CURRENT FUND SAFE AND SECURE |

Vendor

Amount Description

Account

Total for: 01- SAFE AND SECURE

5320.00

Total for: 01 CURRENT FUND

1961169.40

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Fund: RECREATION TRUST FUND | | | |
| GATES FLAG & | 0.00 | dupe of 231761 | RECREATION TRUST FUND RECREATION |
| STRYKER SALES, LLC | 0.00 | DUPE OF 231061 | RECREATION TRUST FUND RECREATION |
| PAYROLL DEDUCTION | 22642.24 | PAY DATE: 9/1/23; PAY | RECREATION TRUST FUND RECREATION - |
| PAYROLL DEDUCTION | 360.00 | PAY DATE: 9/15/23; PAY | RECREATION TRUST FUND RECREATION - |
| SHOP RITE | 355.28 | INV | RECREATION TRUST FUND RECREATION - |
| W. B. MASON CO. | 672.00 | INV #240649326; FOAM | RECREATION TRUST FUND RECREATION - |
| AMAZON.COM SALES, | 293.52 | INVOICES FROM | RECREATION TRUST FUND RECREATION |
| AL J OVIEDO | -24.50 | REIMBURSEMENT FOR | RECREATION TRUST FUND RECREATION |
| MARCUS A SARKOSKI | -24.50 | BACKGROUND CHECK | RECREATION TRUST FUND RECREATION |
| MIRCE JANKULOSKI | -24.50 | BACKGROUND CHECK | RECREATION TRUST FUND RECREATION |
| A & S | 1125.00 | INV #1246; 9/6-8/23 | RECREATION TRUST FUND RECREATION |
| AMAZON.COM SALES, | 646.15 | INVOICES FROM | RECREATION TRUST FUND RECREATION |
| CROWN TROPHY, INC | 78.20 | INV #RE-56149; MARBLE | RECREATION TRUST FUND RECREATION |
| MCYSA LEAGUE | 690.00 | FALL 2023; B2009-B2014 | RECREATION TRUST FUND RECREATION |
| NEW JERSEY YOUTH | 135.00 | 5/01/2023 - 5/31/2023 | RECREATION TRUST FUND RECREATION |
| STAN SOCCER LLC | 3875.00 | INV #1303 FALL 2023 | RECREATION TRUST FUND RECREATION |
| TESHAWN WARREN | 0.00 | EP CREW REF | RECREATION TRUST FUND RECREATION |
| Total for: 03- RECREATION | | | 30798.89 |
| TAYLOR | 1286.70 | INV #V1042140; | TRUST FUND PARKING OFF/ADJUD/ACT |
| Total for: 03- PARKING OFF/ADJUD/ACT P.O.A.A. | | | 1286.70 |
| BORO OF ELMWOOD | 350000.00 | FUND ORD 23-07 TURF | TRUST ACCOUNT BANK TRANSFER |
| Total for: 03- BANK TRANSFER | | | 350000.00 |
| Total for: 03 TRUST ACCOUNT | | | 382085.59 |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Fund: CAPITAL FUND | | | |
| ACACIA FINANCIAL | 15000.00 | INV FOR FIN ADVISORY | CAPITAL FUND DONOR AVE & ECHO |
| BEACON OFFSET | 2207.16 | INV #18374; OFFICIAL | CAPITAL FUND DONOR AVE & ECHO |
| GANNETT MEDIA CORP | 509.52 | INV #5782688; JULY | CAPITAL FUND DONOR AVE & ECHO |
| IPREO LLC | 1500.00 | INV #91954173; ELE | CAPITAL FUND DONOR AVE & ECHO |
| MOODY'S INVESTORS | 19500.00 | INV #P0444079; BOND | CAPITAL FUND DONOR AVE & ECHO |
| WIELKOTZ & | 25000.00 | INV #23-00254-03575; | CAPITAL FUND DONOR AVE & ECHO |
| Total for: 04- DONOR AVE & ECHO | | | 63716.68 |
| AXON ENTERPRISE, | 16241.96 | INV #INUS182510; YEAR | CAPITAL 2021 PD EQUIPMENT SPECIFIC |
| Total for: 04- 2021 PD EQUIPMENT SPECIFIC | | | 16241.96 |
| ALAIMO GROUP, INC. | 0.00 | CLOSED PO BECAUSE OVER | CAPITAL ACCOUNT LINDEN TO PHILLIP |
| Total for: 04- LINDEN TO PHILLIP NJDOT 21 | | | 0.00 |
| BORO OF ELMWOOD | 1365000.00 | MOVE FROM GEN CAP DUE | CAPITAL FUND CURRENT CAPITAL |
| Total for: 04- CURRENT CAPITAL IMPROVEMENT FU | | | 1365000.00 |
| BORO OF ELMWOOD | 8362000.00 | NOTE PRINCIPAL TO PAY | CAPITAL FUND BAN PRINCIPAL |
| Total for: 04- BAN PRINCIPAL | | | 8362000.00 |
| BOSWELL | 0.00 | R-156-18; ORD 17-20 | CAPITAL UNDERGROUND STORAGE TANKS |
| Total for: 04- UNDERGROUND STORAGE TANKS | | | 0.00 |
| ALAIMO GROUP, INC. | 0.00 | CLOSED | CAPITAL BIRCHWOOD PARK (OPEN |
| ALAIMO GROUP, INC. | 0.00 | CLOSED | CAPITAL BIRCHWOOD PARK (OPEN |
| Total for: 04- BIRCHWOOD PARK (OPEN SPACE) | | | 0.00 |
| Total for: 04 CAPITAL | | | 9806958.64 |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Fund: WATER BUDGET | | | |
| PAYROLL DEDUCTION | 13010.66 | PAY DATE: 9/1/23; PAY | WATER BUDGET S/W WATER |
| PAYROLL DEDUCTION | 14566.65 | PAY DATE: 9/15/23; PAY | WATER BUDGET S/W WATER |
| PAYROLL DEDUCTION | 645.91 | PAY DATE: 9/1/23; PAY | WATER BUDGET S/W WATER |
| PAYROLL DEDUCTION | 1598.88 | PAY DATE: 9/15/23; PAY | WATER BUDGET S/W WATER |
| Total for: 05- S/W WATER | | | 29822.10 |
| NYS&W RAILWAY | 867.10 | INV #63377-IN; LEASE | WATER BUDGET O/E WATER |
| NYS&W RAILWAY | 0.00 | INV #63376-IN; LEASE | WATER BUDGET O/E WATER |
| NYS&W RAILWAY | 1211.67 | INV #63376-IN; LEASE | WATER BUDGET O/E WATER |
| NATIONAL VISION | 40.65 | INV #4421839; SEPT | WATER BUDGET O/E WATER |
| CLEAN DRINKING | 30.00 | INV #225505; 8/28 BH | WATER BUDGET O/E WATER |
| POLLARD WATER DOT | 1625.15 | INV #245291/245297; | WATER BUDGET O/E WATER |
| DE BLOCK | 3600.00 | INV #9801/9802; AUG | WATER BUDGET O/E WATER |
| DE BLOCK | 2790.00 | INV #9572/9834; JUNE & | WATER BUDGET O/E WATER |
| PASSAIC VALLEY | -234053.58 | INV #18219; JULY 2023 | WATER BUDGET O/E WATER OPERATING |
| PASSAIC VALLEY | 0.00 | INV #18219; JULY 2023 | WATER BUDGET O/E WATER OPERATING |
| PASSAIC VALLEY | 234053.58 | INV #18219; JULY 2023 | WATER BUDGET O/E WATER OPERATING |
| PASSAIC VALLEY | 234053.58 | INV #18219; JULY 2023 | WATER BUDGET O/E WATER OPERATING |
| Total for: 05- O/E WATER OPERATING | | | 244218.15 |
| BORO OF ELMWOOD | 37213.71 | NOT INTEREST TO PAY | WATER BUDGET INTEREST/NOTES |
| Total for: 05- INTEREST/NOTES | | | 37213.71 |
| PAYROLL DEDUCTION | 0.00 | PAY DATE: 9/1/23; PAY | WATER BUDGET WATER OPER/SOC SEC |
| PAYROLL DEDUCTION | 615.00 | PAY DATE: 9/1/23; PAY | WATER BUDGET WATER OPER/SOC SEC |
| PAYROLL DEDUCTION | 0.00 | PAY DATE: 9/15/23; PAY | WATER BUDGET WATER OPER/SOC SEC |
| PAYROLL DEDUCTION | 728.00 | PAY DATE: 9/15/23; PAY | WATER BUDGET WATER OPER/SOC SEC |
| Total for: 05- WATER OPER/SOC SEC | | | 1343.00 |
| Total for: 05 WATER BUDGET | | | 312596.96 |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Fund: WATER CAPITAL | | | |
| BORO OF ELMWOOD | 1415000.00 | NOTE PRINCIPAL TO PAY | WATER CAPITAL BOND ANTICIPATION |
| Total for: 06- BOND ANTICIPATION NOTES | | | 1415000.00 |
| <hr/> | | | |
| Total for: 06 WATER CAPITAL | | | 1415000.00 |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Fund: RAP TRUST | | | |
| AMAZON.COM SALES, | 537.83 | INVOICES FROM | RAP TRUST RAP TRUST |
| AMAZON.COM SALES, | 362.18 | INVOICES FROM | RAP TRUST RAP TRUST |
| ANGELA FAVA | 250.00 | PANTRY NEEDS FOR | RAP TRUST RAP TRUST |
| ANGELA FAVA | 125.00 | RAP SUPPLIES | RAP TRUST RAP TRUST |
| PAYROLL DEDUCTION | 105.17 | PAY DATE: 9/1/23; PAY | RAP TRUST RAP TRUST |
| PAYROLL DEDUCTION | 105.17 | PAY DATE: 9/15/23; PAY | RAP TRUST RAP TRUST |
| Total for: 07- RAP TRUST | | | 1485.35 |
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| Total for: 07 RAP TRUST | | | 1485.35 |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Fund: DOG LICENSE | | | |
| N. J. STATE DEPT | 17.40 | AUG 2023 DOG LICENSE | DOG LICENSE DOG LICENSE |
| Total for: 08- DOG LICENSE | | | 17.40 |
| <hr/> | | | |
| Total for: 08 DOG LICENSE | | | 17.40 |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Fund: ESCROW | | | |
| ALAIMO GROUP, INC. | 0.00 | closed | ESCROW B 1114 L 26 - 121 Franklin |
| Total for: 15- B 1114 L 26 - 121 Franklin St | | | 0.00 |
| SOARING CAR WASH | 186.72 | REFUND AFTER CLEARANCE | ESCROW BL 1706, L 3 231 R 46 |
| SOARING CAR WASH | 15104.97 | REFUND BOND AFTER | ESCROW BL 1706, L 3 231 R 46 |
| SPYRION OF ELMWOOD | -186.72 | REFUND AFTER CLEARANCE | ESCROW BL 1706, L 3 231 R 46 |
| SPYRION OF ELMWOOD | -186.72 | REFUND AFTER CLEARANCE | ESCROW BL 1706, L 3 231 R 46 |
| SPYRION OF ELMWOOD | 0.00 | REFUND AFTER CLEARANCE | ESCROW BL 1706, L 3 231 R 46 |
| SPYRION OF ELMWOOD | 186.72 | REFUND AFTER CLEARANCE | ESCROW BL 1706, L 3 231 R 46 |
| SOARING CAR WASH | 4542.16 | REFUND AFTER CLEARANCE | ESCROW B1706 L3 231/235 RTE 46 |
| SPYRION OF ELMWOOD | -4542.16 | REFUND AFTER CLEARANCE | ESCROW B1706 L3 231/235 RTE 46 |
| SPYRION OF ELMWOOD | -4542.16 | REFUND AFTER CLEARANCE | ESCROW B1706 L3 231/235 RTE 46 |
| SPYRION OF ELMWOOD | 0.00 | REFUND AFTER CLEARANCE | ESCROW B1706 L3 231/235 RTE 46 |
| SPYRION OF ELMWOOD | 4542.16 | REFUND AFTER CLEARANCE | ESCROW B1706 L3 231/235 RTE 46 |
| Total for: 15- B1706 L3 231/235 RTE 46 WEST | | | 15104.97 |
| ALAIMO GROUP, INC. | 0.00 | CLOSED | ESCROW ACCOUNT B313,L19.02 95 17TH |
| Total for: 15- B313,L19.02 95 17TH AVE | | | 0.00 |
| DMR ARCHITECTS, PC | 211.50 | INV #20231059; B 1808 | ESCROW B1808 L7&9 401-407 RT 46 W |
| Total for: 15- B1808 L7&9 401-407 RT 46 W | | | 211.50 |
| AMAZON.COM SALES, | 666.29 | INVOICES FROM | ESCROW NO SHAVE INCENTIVE/BEARD |
| Total for: 15- NO SHAVE INCENTIVE/BEARD | | | 666.29 |
| ALAIMO GROUP, INC. | 0.00 | CLOSED | ESCROW FUND B306 L7.02 32 13 AVE |
| Total for: 15- B306 L7.02 32 13 AVE | | | 0.00 |
| ALAIMO GROUP, INC. | 0.00 | CLOSED | ESCROW B208 L5.01 239 RIVER GEN |
| Total for: 15- B208 L5.01 239 RIVER GEN | | | 0.00 |
| JOHN CONTE, JR. | 200.00 | INV #116085; B 123 L | ESCROW BLOCK 123 LOT 2 - 65 |
| Total for: 15- BLOCK 123 LOT 2 - 65 BROADWAY | | | 200.00 |
| JOHN CONTE, JR. | 200.00 | INV #116083; B 603 L | ESCROW BLOCK 603 LOT 35 - 35&37 |
| Total for: 15- BLOCK 603 LOT 35 - 35&37 LEE S | | | 200.00 |
| JOHN CONTE, JR. | 200.00 | INV #116084; B 102 L | ESCROW BLOCK 102 LOT 28 - 23 |
| Total for: 15- BLOCK 102 LOT 28 - 23 WILLOW S | | | 200.00 |
| Total for: 15 ESCROW | | | 16582.76 |
| Total Bill List: | 13895896.10 | | |

Bill list

9/21/23

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Fund: CURRENT FUND | | | |
| GANNETT MEDIA CORP | 306.10 | INV #5854642; AUG 2023 | CURRENT FUND MUNICIPAL CLERK O/E |
| THE RECORD | 596.00 | ACCT #TROL27441; | CURRENT FUND MUNICIPAL CLERK O/E |
| DE LAGE LANDEN | 241.65 | INV #80886753; SEPT | CURRENT FUND MUNICIPAL CLERK O/E |
| NJLM | 49.00 | ID :23B-8847; LEG | CURRENT FUND MUNICIPAL CLERK O/E |
| STAPLES BUSINESS | 81.39 | 8/28-9/15/23 INVOICES | CURRENT FUND MUNICIPAL CLERK O/E |
| FRANCESCO FASOLO | 312.50 | REIMBURSEMENT FOR | CURRENT FUND MUNICIPAL CLERK O/E |
| NEW JERSEY | 95.00 | INV #10915; 2023 CONF | CURRENT FUND MUNICIPAL CLERK O/E |
| NJLM | 580.00 | 2023 LEAGUE | CURRENT FUND MUNICIPAL CLERK O/E |
| Total for: 01- MUNICIPAL CLERK O/E | | | 2261.64 |
| NW FINANCIAL | 3356.25 | INV #30651; JULY 2023 | CURRENT FUND FINANCIAL |
| STAPLES BUSINESS | 211.05 | 8/28-9/15/23 INVOICES | CURRENT FUND FINANCIAL |
| Total for: 01- FINANCIAL ADMINISTRATION O/E | | | 3567.30 |
| KRONOS | 2097.76 | INV #12133106 AUG | CURRENT FUND PAYROLL SERVICE |
| Total for: 01- PAYROLL SERVICE | | | 2097.76 |
| PITNEY BOWES | 10000.00 | 2023 4TH QUARTER | CURRENT FUND REV/ADMIN O/E POSTAGE |
| Total for: 01- REV/ADMIN O/E POSTAGE | | | 10000.00 |
| KEVIN ESPOSITO | 388.58 | REIMBURSEMENT FOR TAX | CURRENT FUND TAX ASSESSMENT ADMIN |
| NJLM | 60.00 | 2023 LEAGUE | CURRENT FUND TAX ASSESSMENT ADMIN |
| Total for: 01- TAX ASSESSMENT ADMIN | | | 448.58 |
| CHIESA SHAHINIAN & | 4800.00 | MAY - OCT 2023; | CURRENT FUND LEGAL SERVICES & COST |
| LAW OFFICES OF | 4780.37 | OCTOBER 2023; BOROUGH | CURRENT FUND LEGAL SERVICES & COST |
| Total for: 01- LEGAL SERVICES & COST S/W | | | 9580.37 |
| ALAIMO GROUP, INC. | 5888.64 | INV | CURRENT FUND ENGINEERING COSTS |
| Total for: 01- ENGINEERING COSTS | | | 5888.64 |
| JOHN CONTE, JR. | 340.00 | INV #116847/116848 | CURRENT FUND PLANNING BOARD S/W |
| Total for: 01- PLANNING BOARD S/W | | | 340.00 |
| BETH CALDERONE | 375.00 | 9/13/23 COURT | CURRENT FUND PLANNING BOARD O/E |
| Total for: 01- PLANNING BOARD O/E | | | 375.00 |
| JOHN CONTE, JR. | 333.33 | INV #116847/116848 | CURRENT FUND ZONING BOARD S/W |
| Total for: 01- ZONING BOARD S/W | | | 333.33 |
| GANNETT MEDIA CORP | 23.76 | INV #5854642; AUG 2023 | CURRENT FUND ZONING BOARD O/E |
| Total for: 01- ZONING BOARD O/E | | | 23.76 |
| DELTA DENTAL PLAN | 9616.02 | INV #965549/965551 OCT | CURRENT FUND GROUP INSURANCE FOR |
| Total for: 01- GROUP INSURANCE FOR EMPLOYEES | | | 9616.02 |
| HYDR8, LLC | 109.00 | INV #1526518; | CURRENT FUND POLICE |
| MID ATLAN-GREAT | 400.00 | INV #8791; ANN | CURRENT FUND POLICE |
| I.D.M.MEDICAL GAS | 96.68 | INV #I1986/V6584; | CURRENT FUND POLICE O/E |
| LEXIS NEXIS RISK | 117.00 | INV #20230831; AUGUST | CURRENT FUND POLICE O/E |
| B&B AUTOMOTIVE | 67.50 | INV FOR AC CAR #427 | CURRENT FUND POLICE O/E |
| B&B AUTOMOTIVE | 223.00 | INV FOR CAR #407 AC | CURRENT FUND POLICE O/E |
| STAPLES BUSINESS | 590.72 | 8/28-9/15/23 INVOICES | CURRENT FUND POLICE O/E |
| FBINAA-NJ CHAPTER | 800.00 | 2023 ANNUAL TRAING | CURRENT FUND POLICE O/E |
| MORRIS COUNTY | 40.00 | INV #32872; 9/6/23 | CURRENT FUND POLICE O/E |
| PASSAIC COUNTY | 550.00 | TUITION FOR J RIVERA- | CURRENT FUND POLICE O/E |
| PASSAIC COUNTY | 145.00 | INV; FEES FOR POLICE | CURRENT FUND POLICE O/E |
| AMAZON.COM SALES, | 178.98 | INVOICES FROM 9/5-9/16 | CURRENT FUND POLICE O/E |
| AMAZON.COM SALES, | 620.52 | INVOICES FROM 9/5-9/16 | CURRENT FUND POLICE O/E |
| AMAZON.COM SALES, | 85.50 | INVOICES FROM 9/5-9/16 | CURRENT FUND POLICE |
| Total for: 01- POLICE | | | 4023.90 |
| PROCARE MEDICAL | 1375.00 | 4TH QUARTER 2023; | CURRENT EMERGENCY MEDICAL SERVICES |
| Total for: 01- EMERGENCY MEDICAL SERVICES | | | 1375.00 |
| CORONIS HEALTH | 4937.03 | INV #CHRCM10665; AUG | CURRENT FUND EMERGENCY MEDICAL |
| LEAF CAPITAL | 75.00 | INV #15291934; SEPT | CURRENT FUND EMERGENCY MEDICAL |
| I.D.M.MEDICAL GAS | 181.00 | INV #I1986/V6584; | CURRENT FUND EMERGENCY MEDICAL |
| VE RALPH | 758.96 | INV #458654; TRIAGE | CURRENT FUND EMERGENCY MEDICAL |
| VE RALPH | 0.00 | INV #459051; | CURRENT FUND EMERGENCY MEDICAL |
| VE RALPH | 174.88 | INV #459051; | CURRENT FUND EMERGENCY MEDICAL |

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| Total for: 01- EMERGENCY MEDICAL SERVICES O/E | | | 6126.87 |
| AMAZON.COM SALES, | 189.73 | INVOICES FROM 9/5-9/16 | CURRENT FUND FIRE O/E |
| Total for: 01- FIRE O/E | | | 189.73 |
| GARFIELD LUMBER & SHERWIN WILLIAMS | 54.86 12.96 | INV #S926613/S926883; INV #0729-5; | CURRENT FUND STREETS AND ROADS O/E CURRENT FUND STREETS AND ROADS O/E |
| WITMER ASSOCIATES | 180.00 | INV #; STEAMLIGHT | CURRENT FUND STREETS AND ROADS O/E |
| AMAZON.COM SALES, COMMERCIAL | 259.98 597.00 | INVOICES FROM 9/5-9/16 INV | CURRENT FUND STREETS AND ROADS CURRENT FUND STREETS AND ROADS |
| FELDMAN BROS. | 713.00 | INV #3428568-00; PLUG | CURRENT FUND STREETS AND ROADS |
| G & R HEATING AND | 380.00 | INV #6132; 9/13 | CURRENT FUND STREETS AND ROADS |
| JOHN A EARL INC. | 314.11 | INV #112043 | CURRENT FUND STREETS AND ROADS |
| JOHN A EARL INC. | 202.96 | INV #112042 | CURRENT FUND STREETS AND ROADS |
| M D PEST CONTROL | 110.00 | INV #5205/5206 SEPT | CURRENT FUND STREETS AND ROADS |
| STAPLES BUSINESS | 126.24 | 8/28-9/15/23 INVOICES | CURRENT FUND STREETS AND ROADS |
| SUPERIOR | 364.48 | INV #232560796/6 | CURRENT FUND STREETS AND ROADS |
| GATES FLAG & | 675.00 | INV #7961457; FALL | CURRENT FUND STREETS AND ROADS O/E |
| STATE OF NJ - DEPT | 168.00 | ID #1606255; NJDEP | CURRENT FUND STREETS AND ROADS O/E |
| Total for: 01- STREETS AND ROADS O/E | | | 4158.59 |
| GAETA RECYCLING CO | 373.84 | INV #3341334/3361917 | CURRENT FUND RECYCLING |
| GAETA RECYCLING CO | 23572.22 | INV #3359252A; AUG | CURRENT FUND RECYCLING |
| RER SUPPLY LLC | 5848.25 | OCT 2023 VEG WASTE | CURRENT FUND YARD RECYCLING OTHER |
| Total for: 01- YARD RECYCLING OTHER | | | 29794.31 |
| CALI CARTING INC | 123707.10 | INV #313497; JULY | CURRENT FUND SOLID WASTE |
| Total for: 01- SOLID WASTE | | | 123707.10 |
| FIRESTONE TIRE & P & A AUTO PARTS, | 405.48 1805.07 | INV #290252; SEPT TIRE #822216/7/352/61/619/2 | CURRENT FUND VEHICLE MAINTENANCE CURRENT FUND VEHICLE MAINTENANCE |
| ROBERT'S & SON, | 122.26 | INV #5753373; VEHICLE | CURRENT FUND VEHICLE MAINTENANCE |
| Total for: 01- VEHICLE MAINTENANCE | | | 2332.81 |
| STAPLES BUSINESS | 32.34 | 8/28-9/15/23 INVOICES | CURRENT FUND BOARD OF HEALTH O/E |
| ALEX LEBEDEV | 360.00 | INV #150; ICE CREAM | CURRENT FUND BOARD OF HEALTH O/E |
| SOUND SURGE | 700.00 | INV #2131274; 9/30/23 | CURRENT FUND BOARD OF HEALTH O/E |
| Total for: 01- BOARD OF HEALTH O/E | | | 1092.34 |
| AIRTRON TECHNOLOGY | 1121.60 | INV #31888; 7/20 GYM | CURRENT FUND RECREATION O/E |
| HORIZON LOCK & | 1597.00 | INV #; ENTRY DOOR | CURRENT FUND RECREATION O/E |
| LEGS FLOORING | 2981.25 | INV #2023-199; FROST | CURRENT FUND RECREATION O/E |
| NEMCO, INC | 2280.00 | INV #231146; ANNUAL | CURRENT FUND RECREATION O/E |
| AMAZON.COM SALES, | 17.68 | INVOICES FROM 9/5-9/16 | CURRENT FUND RECREATION O/E |
| NJLM | 70.00 | 2023 LEAGUE | CURRENT FUND RECREATION O/E |
| Total for: 01- RECREATION O/E | | | 8067.53 |
| ELMWOOD PARK | 223631.00 | 4TH QUARTER 2023 | CURRENT FUND MAINTENANCE PUBLIC |
| Total for: 01- MAINTENANCE PUBLIC LIBRARY | | | 223631.00 |
| UNIQUE R US | 777.00 | INV #8065; JR POLICE | CURRENT FUND CELEBRATION OF PUBLIC |
| Total for: 01- CELEBRATION OF PUBLIC EVENTS | | | 777.00 |
| PUBLIC SERVICE | 338.38 | ACCT #72031200007; RT | CURRENT FUND ELECTRICITY, GAS & |
| Total for: 01- ELECTRICITY, GAS & OIL | | | 338.38 |
| PUBLIC SERVICE | 319.90 | #7434651105/7434652608 | CURRENT FUND STREET AREA LIGHTING |
| Total for: 01- STREET AREA LIGHTING | | | 319.90 |
| AT&T MOBILITY II | 1118.79 | INV | CURRENT FUND TELEPHONE |
| SPECTROTEL HOLDING | 3825.98 | INV #11777364; SEPT | CURRENT FUND TELEPHONE |
| VERIZON LONG | 196.56 | 9/7-10/6/23; | CURRENT FUND TELEPHONE |
| Total for: 01- TELEPHONE | | | 5141.33 |
| RACHLES/MICHELE'S | 6436.78 | INV #393144/71024; | CURRENT FUND GASOLINE |
| Total for: 01- GASOLINE | | | 6436.78 |
| CHASAN LEYNER & DMR ARCHITECTS, PC | 1575.00 577.50 | CLMC INV #226091; JULY INV #20231181; AUG | CURRENT FUND COALITION ON CURRENT FUND COALITION ON |
| Total for: 01- COALITION ON AFFORDABLE HOUSIN | | | 2152.50 |
| MARIA RIVERA SOL | 250.00 | 9/12/23 ARABIC INTERP | CURRENT FUND MUNICIPAL COURT O/E |
| NJLM | 60.00 | 2023 LEAGUE | CURRENT FUND MUNICIPAL COURT O/E |
| CLEAN DRINKING | 12.00 | INV #227999; 9/11 | CURRENT FUND MUNICIPAL COURT O/E |
| Total for: 01- MUNICIPAL COURT O/E | | | 322.00 |
| E.P. BOARD OF | 2955041.00 | OCTOBER 2023 TAX LEVY | CURRENT FUND SCHOOL TAXES |

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| Total for: 01- SCHOOL TAXES | | | 2955041.00 |
| AMAZON.COM SALES, | 58.39 | INVOICES FROM 9/5-9/16 | CURRENT FUND CLEAN COMMUNITY |
| Total for: 01- CLEAN COMMUNITY | | | 58.39 |
| Total for: 01 CURRENT FUND | | | 3419618.86 |

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| Fund: RECREATION TRUST FUND | | | |
| ALPHA CARD SYSTEMS | 3158.80 | INV #7099994; ID CARD | RECREATION TRUST FUND RECREATION |
| BAUER SPORT SHOP, COMMERCIAL | 322.00 | INV #4431; POLO SHIRTS | RECREATION TRUST FUND RECREATION |
| ELMWOOD PARK | 720.00 | INV #30725; OCT | RECREATION TRUST FUND RECREATION |
| A & S | 5225.00 | 2023 REC STIPEND; 209 | RECREATION TRUST FUND RECREATION |
| AMAZON.COM SALES, | 1200.00 | INV #1249; | RECREATION TRUST FUND RECREATION |
| AL J OVIEDO | 805.65 | INVOICES FROM 9/5-9/16 | RECREATION TRUST FUND RECREATION |
| BRANDON RIVERA | 110.83 | 2023 MILEAGE | RECREATION TRUST FUND RECREATION |
| JEFFREY VELAZQUEZ | 286.24 | 2023 MILEAGE | RECREATION TRUST FUND RECREATION |
| KRZYSZTOF W | 145.41 | 2023 MILEAGE | RECREATION TRUST FUND RECREATION |
| LUIS CABRERA | 116.07 | 2023 MILEAGE | RECREATION TRUST FUND RECREATION |
| ZENON NOWOBILSKI | 151.70 | 2023 MILEAGE | RECREATION TRUST FUND RECREATION |
| ZENON NOWOBILSKI | 150.65 | 2023 MILEAGE | RECREATION TRUST FUND RECREATION |
| Total for: 03- RECREATION | | | 12392.35 |
| Total for: 03 RECREATION TRUST FUND | | | 12392.35 |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Fund: CAPITAL FUND | | | |
| ROGUT MCCARTHY | 24929.10 | INV FOR BOND SALE WORK | CAPITAL FUND CHERRY HILL PARK ADS |
| Total for: 04- CHERRY HILL PARK ADS OPEN SPAC | | | 24929.10 |
| ALAIMO GROUP, INC. | 5176.56 | INV #217889; ORD | CAPITAL FUND SANITARY |
| AA BERMS LLC | 58392.00 | ESTIMATE #1; ORD | CAPITAL FUND ROSEMONT PARK |
| Total for: 04- ROSEMONT PARK IMPROVEMENTS | | | 63568.56 |
| ALAIMO GROUP, INC. | 6920.00 | INV #217887; ORD 20-22 | CAPITAL MARINA PROJECT |
| Total for: 04- MARINA PROJECT | | | 6920.00 |
| ALAIMO GROUP, INC. | 8253.32 | INV #217888; ORD22-27 | CAPITAL ACCOUNT LINDEN TO PHILLIP |
| COVINO & SONS | 111171.20 | ESTIMATE #3; ORD | CAPITAL ACCOUNT LINDEN TO PHILLIP |
| Total for: 04- LINDEN TO PHILLIP NJDOT 21 | | | 119424.52 |
| ALAIMO GROUP, INC. | 1675.00 | INV #217890; ORD | CAPITAL ACCOUNT 2023 ROAD PROGRAM |
| Total for: 04- 2023 ROAD PROGRAM | | | 1675.00 |
| ALAIMO GROUP, INC. | 2000.00 | INV #217892; ORD | CAPITAL ACCOUNT ELMWOOD DRIVE PARK |
| Total for: 04- ELMWOOD DRIVE PARK | | | 2000.00 |
| Total for: 04 CAPITAL ACCOUNT | | | 218517.18 |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Fund: WATER BUDGET | | | |
| DELTA DENTAL PLAN | 272.35 | INV #965549/965551 OCT | WATER BUDGET O/E WATER |
| CLEAN DRINKING | 24.00 | INV #227381; 9/11 BH | WATER BUDGET O/E WATER |
| Total for: 05- O/E WATER | | | 296.35 |
| <hr/> | | | |
| Total for: 05 WATER BUDGET | | | 296.35 |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Fund: RAP TRUST | | | |
| SHOP RITE | 462.33 | INV #1160386143; | RAP TRUST RAP TRUST |
| Total for: 07- RAP TRUST | | | 462.33 |
| <hr/> | | | |
| Total for: 07 RAP TRUST | | | 462.33 |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Fund: UNEMPLOYMENT TRUST FUND | | | |
| NEW JERSEY DEPT OF | 2264.86 | QTR END: 9/30/21; | UNEMPLOYMENT TRUST FUND |
| Total for: 14- UNEMPLOYMENT TRUST FUND | | | 2264.86 |
| Total for: 14 UNEMPLOYMENT TRUST FUND | | | 2264.86 |

| <u>Vendor</u> | <u>Amount</u> | <u>Description</u> | <u>Account</u> |
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| Fund: ESCROW | | | |
| ALAIMO GROUP, INC. | 4021.56 | INV #217898; B 302 L | ESCROW B302 L1 180 BROADWAY SHOP |
| Total for: 15- B302 L1 180 BROADWAY SHOP RITE | | | 4021.56 |
| BOSWELL | 53.00 | INV #179375; B 1110 L | ESCROW BL 1110, L 1 437 MOLA BLVD |
| Total for: 15- BL 1110, L 1 437 MOLA BLVD | | | 53.00 |
| ALAIMO GROUP, INC. | 4074.47 | INV #217897; B 610 L | ESCROW B610 L1 MARCAL SUB; GEN ENG |
| Total for: 15- B610 L1 MARCAL SUB; GEN ENG | | | 4074.47 |
| DMR ARCHITECTS, PC | 660.00 | INV #20231171; B 1602 | ESCROW B1602 L2,3,4&26 WARSAW |
| Total for: 15- B1602 L2,3,4&26 WARSAW | | | 660.00 |
| ALAIMO GROUP, INC. | 830.36 | INV #217896; B 1505; | ESCROW 11-15 BREDDER COURT BLOCK |
| Total for: 15- 11-15 BREDDER COURT BLOCK 1505 | | | 830.36 |
| Total for: 15 ESCROW | | | 9639.39 |
| Total Bill List: | 3663191.32 | | |

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-356-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

AMENDMENT TO RESOLUTION R-308-23

WHEREAS, amendment to cancel various bond ordinance balances were presented on August 17, 2023 and;

WHEREAS, the CFO, has adjusted its balances from the annual audit; and

WHEREAS, The Borough of Elmwood Park General Capital Fund has balances from 2017 through 2019 that has balances remaining in its respective bond ordinance and;

WHEREAS, the Chief Financial Officer has identified specifically below, the bond ordinance and balance remaining to be canceled and;

WHEREAS, the balances cancelled will be to general capital fund balance and;

| | |
|-----------------------------------|---|
| Boulevard Sec 10 Phase 2 (17-13) | \$34,098.15 |
| Underground Tank Removal (17-20) | \$127,886.69 |
| Birchwood Park (17-32) | \$1,599.00 |
| Fire Pumper (17-33) | \$21,224.59 |
| Resurface Franklin (18-5) | \$42,260.25 |
| Sewer/Pump Station (18-16) | \$1,850.00 |
| Multi Purpose (18-17) | \$4,500.76 |
| 2018 Road Resurface (18-20) | \$34,278.40 |
| Fire Dept Equipment (18-21) | \$19,406.83 |
| Tennis Courts (18-27) | \$10,708.41 |
| Acquisition Aerial/Pumper (19-11) | 15,183.18 |
| | \$312,996.26 Fund Balance General Capital |

NOW THEREFORE BE IT RESOLVED, that the remaining balances in the identified bond ordinance be cancelled to fund balance.

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-357-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

CAPITAL BUDGET AMENDMENT

CAPITAL BUDGET AMENDMENT

WHEREAS, the local capital budget for the year 2023 was amended on the 17th day of August, 2023 and,

WHEREAS, it is desired to amend said amended capital budget section,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Elmwood Park, County of Bergen, that the following amendment(s) to the amended capital budget section of the 2023 Budget be made:

| | | | |
|---------------------|------|------|---------|
| RECORDED VOITE | (| (| (|
| (Insert Last Names) | AYES | NAYS | ABSTAIN |
| | (| (| (|
| | (| (| (|

FROM
CAPITAL BUDGET (CURRENT YEAR ACTION)
2023

| 1 Project | 2 Project Number | 3 Estimated Total Cost | 4 Amounts Reserved in Prior Years | 5a 2023 Budget Appropriation | 5b Capital Improvement Fund | 5c Capital Surplus | 5d Grants in Aid and other funds | 5e Debt Authorized | 6 To Be Funded in Future Years |
|--------------------|------------------------|------------------------------|--|------------------------------------|--------------------------------------|--------------------------|---|--------------------------|---|
| | | 8,912,700 | | | 225,900 | | 350,000 | 5,836,800 | 2,500,000 |
| Total All Projects | | | | | | | | | |

6 YEAR CAPITAL PROGRAM 2023-2028
Anticipated Project Schedule
and Funding Requirement

| 1 Project | 2 Project Number | 3 Estimated Total Cost | 4 Estimated Completion Time | 5 Funding Amounts Per Year | | | | | |
|--------------------|------------------------|------------------------------|--------------------------------------|-------------------------------|---------------------|---------------------|---------------------|---------------------|---------------------|
| | | | | Budget Year 2023 | Budget Year 2024 | Budget Year 2025 | Budget Year 2026 | Budget Year 2027 | Budget Year 2028 |
| | | 8,912,700 | | 6,412,700 | 500,000 | 500,000 | 500,000 | 500,000 | 500,000 |
| Total All Projects | | | | | | | | | |

6 YEAR CAPITAL PROGRAM 2023-2028
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

| 1 Project | 2 Estimated Total Cost | Current Year 2023 | Future Years | 4 Capital Improvement Fund | 5 Capital Surplus | 6 Grants in Aid and Other Funds | BONDS AND NOTES | | | | |
|---------------------------|------------------------------|----------------------|-----------------|-------------------------------------|-------------------------|--|-----------------|-------------|------------|--------|--|
| | | | | | | | General | Liquidating | Assessment | School | |
| Total All Projects | | | | | | | 350,900 | 8,211,800 | | | |

TO
CAPITAL BUDGET (CURRENT YEAR ACTION)

| 1 Project | 2 Project Number | 3 Estimated Total Cost | 4 Amounts Reserved in Prior Years | 5a 2023 Budget Appropriation | 5b Capital Improvement Fund | 5c Capital Surplus | 5d Grants in Aid and other funds | 5e Debt Authorized | 6 To Be Funded in Future Years |
|-----------------------------|------------------------|------------------------------|--|------------------------------------|--------------------------------------|--------------------------|---|--------------------------|---|
| | | | | | | | | | |
| Various Improvements | | | | | | | | | |
| Total All Projects | | | | | | | | | |
| | | 9,642,700 | | 260,900 | | 350,000 | | 6,531,800 | 2,500,000 |

6 YEAR CAPITAL PROGRAM 2023-2028
Anticipated Project Schedule
and Funding Requirement

| 1 Project | 2 Project Number | 3 Estimated Total Cost | 4 Estimated Completion Time | 5 Funding Amounts Per Year | | | | | |
|-----------------------------|------------------------|------------------------------|--------------------------------------|-------------------------------|---------------------|---------------------|---------------------|---------------------|---------------------|
| | | | | Budget Year 2023 | Budget Year 2024 | Budget Year 2025 | Budget Year 2026 | Budget Year 2027 | Budget Year 2028 |
| Various Improvements | | | | | | | | | |
| | | 730,000 | | 730,000 | | | | | |
| Total All Projects | | | | | | | | | |
| | | 9,642,700 | | 7,142,700 | | 500,000 | 500,000 | 500,000 | 500,000 |

6 YEAR CAPITAL PROGRAM 2023-2028
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

| 1 Project 2023-8 | 2 Estimated Total Cost 730,000 | Current Year 2023 | Future Years | 4 Capital Improvement Fund 35,000 | 5 Capital Surplus | 6 Grants in Aid and Other Funds | BONDS AND NOTES | | | | | | |
|------------------------|---|----------------------|-----------------|---|-------------------------|--|-----------------|-------------|------------|--------|--|--|-----------|
| | | | | | | | General | Liquidating | Assessment | School | | | |
| | | | | | | | | | | | | | |
| Total All Projects | 9,642,700 | | | 385,900 | | 350,000 | | | | | | | 8,906,800 |
| | | | | | | | | | | | | | 695,000 |

Be It Further Resolved that three certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

It is hereby certified that this is a true copy of a resolution amending the capital budget section adopted by the governing body on the 21st day of September, 2023.

Certified by me

September 21, 2023

MUNICIPAL CLERK

TRENTON, NEW JERSEY

APPROVED _____, 2023

DIRECTOR OF LOCAL GOVERNMENT SERVICES

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-358-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**APPOINTMENT OF PART-TIME PUBLIC SAFETY TELECOMMUNICATOR
POLICE DEPARTMENT
KEVIN WILKINS**

WHEREAS, the Police Chief requested the appointment of a new part-time public safety telecommunicator due to a vacancy; and

WHEREAS, it is the recommendation of the Police Chief to appoint Kevin Wilkins to said position;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, County of Bergen, State of New Jersey, that Kevin Wilkins be and is hereby appointed as a part-time public safety telecommunicator at an hourly rate set forth in the salary ordinance with a not to exceed 29 hours per week; and

BE IT FURTHER RESOLVED, that said appointment is retro-active to September 18, 2023.

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-359-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

AUTHORIZE VACATION BUYBACK

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

WHEREAS, said employee has requested to receive payment for such time;

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 Time</u> | <u>Amount of Compensation</u> |
|-----------------|-----------------------|-------------------------------|
| Jerome Drummond | 10 Days | \$1,942.31 |
| Debra Bulmer | 5 Days | \$1,045.27 |

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-360-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**RESOLUTION AUTHORIZING
TAX EXEMPTION FOR DISABLED VETERAN**

WHEREAS, Karen Lema has submitted an application to the Tax Assessor for approval for a Tax Exemption on Her Dwelling House located at 29 West Street AKA Block 1002 Lot 1; and

WHEREAS, upon receipt of said application the Tax Assessor has reviewed said application and has determined that Karen Lema’s application for exemption was complete in submission and that Karen Lema has met all the requirements set forth in NJSA 54:4-30 et seq.; L.1948, c259 as amended, and therefore is fully qualified and has approved Karen Lema for exemption from Property Tax on her dwelling beginning 08/17/2023 subject to approval from governing body approval.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council that Karen Lema’s request be approved for Tax Exemption on her dwelling located at 29 West Street effective 8/17/2023.

In addition, let it be further resolved that the Mayor and Council authorize the Tax Collector to cancel and refund any previously remitted payment for the 2023 tax year for a prorated amount of the 3rd quarter taxes from 08/17/2023 and exempting the property going forward from that date.

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-361-23**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

RESOLUTION TO REDEEM THIRD PARTY TAX LIEN

WHEREAS, Lori Sproviero, Tax Collector, has advised that payment has been received in the amount of \$ 29,121.55 to redeem TTL # 22-00002 and subsequent taxes on Block 1710 Lot 8.01, located within the Borough at 265 Martha Avenue Elmwood Park, and

WHEREAS, Dianne Clemente is holder of Tax Sale Certificate TTL # 22-00002 and is therefore entitled to payment of \$29,121.55, and

WHEREAS, the lienholder also paid a premium at the time of purchase and is entitled to a refund of same in the amount of \$28,500.00.

NOW, THEREFORE, BE IT RESOLVED by the Governing Authority of the Borough of Elmwood Park, County of Bergen, State of New Jersey to issue a check in the amount of \$ 29,121.55 and \$ 28,500.00, payable to the above-named lienholder, representing the redemption amount of said Certificate.

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-362-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

RESOLUTION TO REFUND OVERPAYMENT

WHEREAS, Lori Sproviero, Tax Collector has advised a Refund was requested for Block 1802 Lot 7 Located at 108 Cadmus Avenue owned by Carole South within the Borough of Elmwood Park and

WHEREAS, the application of payment made on 6/20/2023 & 8/15/2023 resulted in an overpayment in an amount of \$ 1,000.00 for the 3rd & 4th Quarters of 2023 and

WHEREAS, the account is otherwise up to date and therefore due a refund in that amount,

NOW, THEREFORE BE IT RESOLVED by the Governing Authority of the Borough of Elmwood Park County of Bergen State of New Jersey that approval be granted to issue a check in the amount of \$ 1,000.00 payable to the homeowner.

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-363-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZE CHANGE ORDER #1 & CURRENT ESTIMATE #1 – IMPROVEMENTS
TO ROSEMONT PARK**

WHEREAS, Alaimo Engineering has requested that Current Estimate #1 be approved by the Governing Body as stated below:

Contractor: AA Berms LLC

PROJECT: Improvements to Rosemont Park

| | |
|---|------------------|
| Original Contract Amount | \$ 75,410.00 |
| Change Order No. 1 | (\$17,018.00) |
| Adjusted Contract Amount Based on Change Orders | \$58,392.00 |
| Total Amount of Work Completed to Date | \$58,392.00 |
| Less 2% Retained | <u>(\$ 0.00)</u> |
| Subtotal | \$58,392.00 |
| Less Previous Payments | <u>(\$ 0.00)</u> |
| Total Amount Due Estimate #1 | \$ 58,392.00 |

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park that Current Estimate #1 be approved and payment of \$58,392.00 to AA Berms LLC. for their services is hereby authorized from future Capital 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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-364-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZE CURRENT ESTIMATE #2 – FY 2021 NJDOT – MOLA BOULEVARD
IMPROVEMENTS**

WHEREAS, Alaimo Engineering has requested that Current Estimate #2 be approved by the Governing Body as stated below:

Contractor: Covino & Sons Construction

PROJECT: FY 2021 NJDOT – Mola Boulevard Improvements

| | |
|--|------------------------|
| Original Contract Amount | \$352,135.00 |
| Total Amount of Work Completed to Date | \$ 76,838.00 |
| Less 2% Retained | <u>(\$ 1,536.76)</u> |
| Subtotal | \$ 75,301.24 |
| Less Previous Payments | <u>(\$ 40,376.00)</u> |
| Total Amount Due Estimate #2 | \$ 34,925.24 |

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park that Current Estimate #2 be approved and payment of \$34,925.24 to Covino & Sons Construction for their services is hereby authorized from Bond Ordinance 22-27/23-11.

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-365-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZE CURRENT ESTIMATE #3 – FY 2021 NJDOT – MOLA BOULEVARD
IMPROVEMENTS**

WHEREAS, Alaimo Engineering has requested that Current Estimate #3 be approved by the Governing Body as stated below:

Contractor: Covino & Sons Construction

PROJECT: FY 2021 NJDOT – Mola Boulevard Improvements

| | |
|--|------------------------|
| Original Contract Amount | \$352,135.00 |
| Total Amount of Work Completed to Date | \$ 190,278.00 |
| Less 2% Retained | <u>(\$ 3,805.56)</u> |
| Subtotal | \$ 186,472.44 |
| Less Previous Payments | <u>(\$ 75,301.24)</u> |
| Total Amount Due Estimate #3 | \$ 111,171.20 |

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park that Current Estimate #3 be approved and payment of \$111,171.20 to Covino & Sons Construction for their services is hereby authorized from Bond Ordinance 22-27/23-11.

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-366-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**APPOINT PART-TIME KEYBOARDING CLERK I
ANNA DIPASQUALE
FINANCE OFFICE**

WHEREAS, the need arose to appoint a part time Keyboarding Clerk I within the Finance Office; and

WHEREAS, it is the recommendation of the Chief Financial Officer and Borough Administrator to appoint the following on a part time basis effective October 2, 2023:

Anna DiPasquale

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, that Anna DiPasquale be and is hereby appointed as a part-time Keyboarding Clerk I (Provisional Status) with a salary of \$25.00 per hour and a not to exceed amount of 29 hours per week.

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-367-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZE PURCHASE OF EQUIPMENT
POLICE DEPARTMENT**

WHEREAS, the Police Department has requested to purchase office furniture utilizing funds from Capital Bond #23-12D; and

WHEREAS, the equipment requested is to be purchased as follows:

| <u>Company Name</u> | <u>Amount</u> |
|---------------------|---------------|
| Uline | \$7,452.66 |

and;

WHEREAS, the Police Department has supplied all necessary supporting documents for said purchases; and

WHEREAS, the Mayor and Council believe it is in the best interest, welfare, and public safety of the residents to purchase the requested equipment;

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 the above-mentioned equipment totaling \$7,452.66 from the company listed.

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

September 20, 2023

Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-368-23**

**RESOLUTION BY:
SECONDED BY:**

**RESOLUTION TO ENTER INTO A GRANT AGREEMENT
FY 2023 COMMUNITY DEVELOPMENT BLOCK GRANT**

BE IT RESOLVED, that the Mayor and Council of the Borough of Elmwood Park wishes to enter into a Grant Agreement with the County of Bergen for the purpose of using \$123,747.00 in FY2023 Community Development Block Grant for Road Resurfacing at 15th avenue; and

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Elmwood Park hereby authorizes the Mayor and Clerk to be signatories to aforesaid Grant Agreement; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Chief Financial Officer Roy Riggitano to sign all county vouchers submitted in connection with the aforesaid project; and

BE IT FURTHER RESOLVED, that the Mayor and Council recognizes that the Borough of Elmwood Park is liable for any funds not spent in accordance with the Grant Agreement and that the liability of the Mayor and Council is in accordance with HUD requirements.

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-369-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**APPOINTMENT OF RECREATION DEPARTMENT STAFF FOR THE
2023/2024 SCHOOL YEAR AFTER-SCHOOL PROGRAM**

WHEREAS, the Recreation Department will be conducting the After-School Program for the 2023/2024 School Year; and

WHEREAS, it was requested that the following individuals be hired for said programs:

| EMPLOYEE | TITLE | RATE |
|-----------------|---------------|------------------|
| Wania Shabee | ASP Counselor | \$15.00 per hour |

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 approve the above-named individual, retroactive to September 6, 2023, at the hourly rates and titles listed above.

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

September 20, 2023
Dated

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-370-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**APPROVE 2023-2024 FLU PROFESSIONAL SERVICES AGREEMENT
BETWEEN COUNTY OF BERGEN AND
BOROUGH OF ELMWOOD PARK**

WHEREAS, the County of Bergen (“County”) is a body politic and corporate of the State of New Jersey; and

WHEREAS, Borough of Elmwood Park is a Municipal Corporation of the State of New Jersey; and

WHEREAS, the County of Bergen, Department of Health Services offers a program in which municipalities may contract for the purpose of providing flu vaccine and/or vaccination services/clinics to its residents; and

WHEREAS, the program includes purchasing the vaccines in bulk, and then administration of the vaccine to residents, by either the Municipality’s designated Health Officer or the County’s designated Public Nurse; and

WHEREAS, the hereinafter referred to as the “Municipality”; and

WHEREAS, the County of Bergen, Department of Health Services, having its principal place of business at One Bergen County Plaza, Hackensack, NJ 07601 and hereinafter referred to as the “BCDHS”; and

WHEREAS, the Bergen County Resolution as adopted by the Bergen County Board of Chosen Freeholders authorized by the County Executive to enter into an agreement;

NOW, THEREFORE, IT IS AGREED, by and between the MUNICIPALITY and the COUNTY as follows:

1. The Municipality will purchase the flu vaccine from the County and will decide to either administer same through the Municipality’s designated Health Professional or the Bergen County’s designated Health Professional, as indicated in this agreement below.

2. Municipality will incur cost of \$19.50 per pre-filled syringe for the 2023- 2024 flu vaccine. Due to restrictions by the vendor, the flu vaccine is non-returnable.

3. Municipality will incur an additional fee of \$25.00 per flu vaccine recipient if the BCDHS provides nursing services to administer the flu vaccine.

4. If Municipality nurse administers the flu vaccinations, there will not be any additional fee.

5. Flu vaccine can only be purchased by pre-filled syringes, vials are not available.

6. Municipality will be billed once upon completion of all municipality clinics.

7. Compliance Obligations. The County and Municipality acknowledge and agree that by virtue of the services Municipality is to perform under this Contract, the Municipality will adhere to complete compliance with the Health Insurance Portability and Accountability Act of 1996, Pub. L. No. 104-191, and its Standards for Privacy of Individually Identifiable Health Information, (such regulations and act are hereinafter collectively referred to as “HIPAA”) and more specifically as follows:

i. County and Municipality acknowledge that in order for the BCDHS to disclose to Municipality, or for the Municipality to create or to receive on behalf of BCDHS, information defined as “protected health information” under HIPAA, BCDHS must obtain and document satisfactory assurances that Municipality will appropriately safeguard the information.

ii. Municipality is BCDHS's "Municipality" as such term is defined under the regulatory Standards for Privacy of Individually Identifiable Health Information adopted pursuant to the Health Insurance Portability and Accountability Act of 1996.

iii. Municipality may use and disclose protected health information it receives from BCDHS or that it creates or receives on behalf of BCDHS (collectively, the "Protected Health Information") only to perform its obligations under the Contract and, in such cases, only to the extent that BCDHS may use and disclose such information, or as otherwise permitted or required under this Agreement or required by law.

iv. Municipality may not use or disclose Protected Health Information other than as permitted or required in the Contract or this Agreement, or as required by law.

v. Municipality shall use appropriate safeguards to prevent the use or disclosure of Protected Health Information other than as provided for under the Contract or this Agreement.

vi. Municipality shall promptly report to BCDHS any use or disclosure of Protected Health Information not provided for under the Contract or this Agreement of which Municipality becomes aware.

vii. Municipality shall ensure that any agents, including any subcontractor, to whom Municipality provides Protected Health Information, agrees to the same restrictions and conditions that apply to Municipality under this Agreement with respect to such information.

viii. Municipality shall make available to BCDHS, within 15 business days of BCDHS's request, such Protected Health Information maintained by Municipality as BCDHS requires to comply with the access and inspection rights of the individual who is the subject of the information, or the access and inspection rights of the individual's personal representative, in accordance with 45 C.F.R. §164.524.

ix. Municipality shall make available to BCDHS, within 15 business days of BCDHS's request, such Protected Health Information maintained by Municipality as BCDHS requires to make amendments in accordance with 45 C.F.R. §164.526, and Municipality shall incorporate amendments into Protected Health Information as directed by BCDHS.

x. Municipality shall document disclosures of Protected Health Information it makes if and to the same extent that BCDHS is required to document the disclosures under 45 C.F.R. §164.528, and it shall make such documentation available to BCDHS within 15 business days of BCDHS's request.

xi. Municipality shall make available to the Secretary of the United States Department of Health and Human Services its internal practices, books and records relating to the use and disclosure of Protected Health Information for purposes of determining BCDHS's compliance with the standards and implementation specifications for Municipality contracts.

8. Management and Administration; Data Aggregation.

i. Municipality may use such Protected Health Information as is necessary for the proper management and administration of Municipality or the Municipality to perform its legal obligations. Municipality may disclose Protected Health Information for such purposes, but only if (a) the disclosure is required by law, or (b) Municipality obtains reasonable assurances from the person to whom the information is disclosed that it will be held confidentially and used or further disclosed only as required by law or for the purposes for which it was disclosed to the person, and the person notifies Municipality of any breach of confidentiality concerning such information of which it is aware.

ii. Municipality may use the Protected Health Information to provide data aggregation services relating to the health care operations of BCDHS.

9. Term and Termination.

i. The term of this Agreement shall be from September 1, 2023, through June 30, 2024.

ii. Notwithstanding anything to the contrary contained in the Contract, BCDHS may terminate the Contract and this Agreement upon at least 45 days advance written notice of termination, if Municipality materially breaches any term or condition of this Agreement and Municipality fails to cure the breach within the notice period.

iii. Upon Termination of this Agreement, if feasible, Municipality shall return to BCDHS or destroy all Protected Health Information in its possession and retain no copies of such information if infeasible, it may maintain such information; however, the protections of this Agreement will survive termination with respect to such information, and Municipality shall limit further its uses and disclosures of the Protected health Information for those purposes that make the return or destruction of the information infeasible.

10. Notice. Written notice under this Agreement shall be sent via certified mail, return receipt requested, to:

The County:

**Bergen County Department of Health
Services One Bergen County Plaza, 4th
Floor Hackensack, New Jersey, 07601
Attention: Hansel F. Asmar, Director/Health Officer**

The Municipality:

**Borough of Elmwood Park
182 Market Street
Elmwood Park, NJ 07407-1407
Attn.: Shanee Morris, Acting Borough Clerk**

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-371-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING AND GRANTING THE CHIEF OF POLICE
AND OR ITS DESIGNATED AGENT TO EXECUTE ANY AND
ALL DOCUMENTATIONS PRESENTED BY A RECOVERY
AUTOMOBILE TITLE SERVICE**

WHEREAS, the Mayor and Council of the Borough of Elmwood Park are aware of the need to authorize the Chief of Police and or his designee to execute any and all documents presented by a Recovery Automobile Title Service; and

WHEREAS, the Mayor and Council of Elmwood Park have determined that the need has arisen to authorize the Police Chief or his designee to execute all documents necessary for a Recovery Automobile Title Service to be able to obtain a clear title on motor vehicles that have been towed by the Borough authorized towing companies and that those motor vehicles have not been reclaimed by the owners and the towing company has processed the obtaining of a title to sell and or remove same from its property after compliance with State Law regarding such abandoned vehicles; and

WHEREAS, the Mayor and Council of Elmwood Park wish to authorize the Police Chief and or its designee to execute the necessary document as requested by a Recovery Automobile Title Service, one being recognize would be **Recovery Solutions and Title L.L.C., d.b.a Recovery Title Solutions**,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, that:

1. **GRANT OF AUTHORITY:** authorizes the Police Chief and or its designee, to execute the necessary document as requested by a Recovery Automobile Title Service, one being recognize would be **Recovery Solutions and Title L.L.C., d.b.a Recovery Title Solutions** and hereby authorizes to a Recovery Automobile Title Service, one being recognize would be **Recovery Solutions and Title L.L.C., d.b.a Recovery Title Solutions** to act as its Agent to do each and every act, which the Borough can do for the following uses and purposes:
 - a. To submit all necessary documents and information to the New Jersey Motor Vehicle Commission for the purpose of disposing of abandoned vehicles resulting from police-initiated tows within our municipality/agency.
 - b. To execute any and all documents necessary in connection with the same; to forward notices and publications in connection therewith; and, to execute the above documents on our behalf.'
2. **PAYMENT:** The full cost of processing the necessary documents for the purpose of disposing of abandoned vehicles resulting from police-initiated tows within the Borough of Elmwood Park as described above shall be borne by the Borough Towing Contractor, who are a party to this Authorization. The Borough will not be billed either directly by the Agent nor indirectly by any Borough Towing Contractor.

EFFECTIVE DATE: This Authorization is to remain in full force and effect until New Jersey Motor Vehicles has received written notification from our department of its termination.

POWERS. The Borough of Elmwood Park gives any Recovery Automobile Title Service, one being recognize would be **Recovery Solutions and Title L.L.C., d.b.a Recovery Title Solutions** all the authority which it may legally give for the purposes described above.

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-372-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**HIRING EMPLOYEES TO STAFF THE ELMWOOD PARK
EMERGENCY MEDICAL SERVICE UNIT**

WHEREAS, the Mayor and Council of the Borough have created the Elmwood Park Emergency Ambulance Services; and

WHEREAS, the ordinance created requires qualified employees in order to provide the needed services; and

WHEREAS, the Mayor and Council wish to fill the required positions; and

WHEREAS, the Mayor and Council had directed the Borough Administrator to interview and review the qualifications of the potential applicants and the Business Administrator having complied with said directive and has recommended the following qualified applicants for the position:

1. Kevin Habrahamshon

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, that the above named individuals are hereby hired and will make up the Roster for the EPEMS retroactive to September 15, 2023, to serve as EMT at a salary set forth in the Boroughs Salary ordinance.

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-373-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

APPOINTMENT OF FIREFIGHTERS

BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park that the following named be and are hereby appointed Volunteer Firefighters for the Elmwood Park Fire Department as listed below:

| <u>Name</u> | <u>Company</u> |
|---------------|----------------|
| Michael Colon | Company 1 |

BE IT FURTHER RESOLVED, that said appointments are subject to the usual probationary period.

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-374-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

APPROVE BLOCK PARTY REQUEST

WHEREAS, the residents of Parkview Avenue have requested to conduct a block party as follows:

Date: September 23rd, 2023
Time: 3PM – 9PM
Road Closure: Parkview Avenue between Columbia & Willow

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works will be notified to deliver barricades the Friday before said scheduled date to be used to close the portions of the streets listed above; and

BE IT FURTHER RESOLVED, that the Police Department, Fire Department and Ambulance Corps. also be notified of the roadway closings.

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-375-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

APPOINTMENT OF SPECIAL OFFICER

BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park that the following named be and is hereby appointed as special officer of the Borough of Elmwood Park effective September 22, 2023 as listed below:

| <u>Name</u> | <u>Position</u> |
|------------------|-----------------|
| Michael Fichetti | Special II LEO |

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-376-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

RESIGNATION OF FIREFIGHTER

BE IT RESOLVED, that the Mayor and Council of the Borough of Elmwood Park do hereby accept the resignation of the following member from the Borough of Elmwood Park Fire Department:

| <u>Name</u> | <u>Company</u> |
|-------------------|----------------|
| Jonathan Ramirez | Fire Company 1 |
| Mohammad Makanast | Fire Company 1 |

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-377-23**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

REMOVAL OF FIREFIGHTER

BE IT RESOLVED, that the Mayor and Council of the Borough of Elmwood Park do hereby accept the removal of the following member from the Borough of Elmwood Park Fire Department:

Name

Vincent Vacante

Company

Fire Company 3

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-378-23**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

LEAVE OF ABSENCE OF FIREFIGHTER

BE IT RESOLVED, that the Mayor and Council of the Borough of Elmwood Park do hereby accept the Leave of Absence of the following member from the Borough of Elmwood Park Fire Department retroactive to May 1, 2023 through October 31, 2023.

Name

Robert Bruce Jr.

Company

Fire company 1

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-379-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**RESOLUTION RECOGNIZING THE MONTH OF SEPTEMBER AS HUNGER
ACTION MONTH**

WHEREAS, hunger and food insecurity are a reality for far too many of our neighbors; and

WHEREAS, those who are food insecure are without reliable access to an adequate amount of affordable, nutritious food. Food insecurity can affect anyone, whether they are recently unemployed, underemployed, or supporting a large family; and

WHEREAS, food insecurity is a symptom of broader challenges, such as unemployment, disability, retirement or unforeseen financial hardships; and

WHEREAS, those who do not have their basic needs met are further hampered in their path toward selfsufficiency; and

WHEREAS, ongoing economic instability has increased food insecurity amongst individuals and families throughout Bergen County and across the country; and

WHEREAS, food pantries in Bergen County have experienced an approximately 22% increase in need for food assistance compared to last year, and a 40% increase in need from the unprecedented levels seen in 2020 due to the COVID-19 pandemic; and

WHEREAS, there are residents in every municipality in Bergen County who receive SNAP benefits, illustrating that this is an issue impacting residents all across Bergen County; and

WHEREAS, the economic coattails of the pandemic are long, and despite the end of Federal and state emergency declarations, tremendous need still exists within our community; and

WHEREAS, the Bergen County Food Security Task Force was established to support food pantries in Bergen County by increasing the supply of healthy food options, connecting those in need to vital services, and investing in long term infrastructure to build a more resilient pantry network to ensure no one in Bergen County goes hungry; and

WHEREAS, the Bergen County Food Security Task Force has been incorporated into the Department of Human Services as the new Office of Food Security to reaffirm that the county's commitment to fighting hunger continues past the pandemic; and

WHEREAS, the energy, philanthropy, and hands-on efforts of a multitude of volunteers throughout the county make a tremendous impact in combatting hunger in our community, and are vital in meeting the struggles of our neighbors with compassion; and

WHEREAS, the **Borough of Elmwood Park** is fortunate to host the **Peoples Pantry** within our municipality; and

NOW, THEREFORE, BE IT RESOLVED that the **Mayor and Council** hereby recognizes the month of September 2023 as "Hunger Action Month" in the **Borough of Elmwood Park**, and encourages all Bergen County residents to support their local food pantries.

BE IT FURTHER RESOLVED that this **Mayor and Council** is committed to ending hunger in Bergen County and will spread awareness and increase engagement in our community to solve this problem

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistreri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-380-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**HIRING EMPLOYEES TO STAFF THE ELMWOOD PARK
EMERGENCY MEDICAL SERVICE UNIT**

WHEREAS, the Mayor and Council of the Borough have created the Elmwood Park Emergency Ambulance Services; and

WHEREAS, the ordinance created requires qualified employees in order to provide the needed services; and

WHEREAS, the Mayor and Council wish to fill the required positions; and

WHEREAS, the Mayor and Council had directed the Borough Administrator to interview and review the qualifications of the potential applicants and the Business Administrator having complied with said directive and has recommended the following qualified applicants for the position:

1. Harrison Holmes

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, that the above named individuals are hereby hired and will make up the Roster for the EPEMS effective September 21, 2023, to serve as EMT at a salary set forth in the Boroughs Salary ordinance.

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-381-23**

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-354-23 through R-381-23 be and are hereby approved and the **proper** officers are directed to take necessary action on same.

APPROVED: September 21, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

| | AYE | NAY | Abstain | Absent | | AYE | NAY | Abstain | Absent |
|---------|-----|-----|---------|--------|-------------|-----|-----|---------|--------|
| Dennis | | | | | Pellegrine | | | | |
| Fasolo | | | | | Sheridan | | | | |
| Golabek | | | | | Balistrieri | | | | |
| | | | | | | | | | |

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 21st day of September 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated