

**REGULAR MEETING
OF THE
ELMWOOD PARK
MAYOR AND COUNCIL
February 21, 2013
8:00 p.m.**

1. CALL TO ORDER:

The Public Meeting of the Mayor and Council of the Borough of Elmwood Park was called to order on Thursday, February 21, 2013 at 8:04 p.m. in the Council Chambers of the Municipal Building, 182 Market Street, Elmwood Park, New Jersey.

On Roll Call Council Members: Caramagna, Castiglia, Pettigano, Vuoncino and Colletti were present. Councilman Conboy was absent. Also present were Mayor Mola, Borough Clerk Keith Kazmark and Brian Giblin.

2. PRAYER & 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 an annual meeting notice in The Record of Hackensack and Herald News of Woodland Park 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 been posted on January 1, 2013.

4. APPROVAL OF MINUTES:

A motion was made by Councilman Vuoncino and seconded by Councilman Castiglia to approve and file the minutes of the Work Session of January 24, 2013, the Executive Sessions of January 24th and February 14, 2013, and the Regular Meeting of February 7, 2013. Motion Carried by the members present.

5. ORDINANCES: FIRST READING

<u>R-76-13</u>	Introduce Ord. #13-05	AN ORDINANCE TO AMEND CHAPTER 7 OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED "TRAFFIC" BY AMENDING ORDINANCE 7-23 THEREOF.
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6. RESOLUTIONS: CONSENT AGENDA

<u>R-77-13</u>	Payment of Bills
<u>R-78-13</u>	Confirmation of Checks
<u>R-79-13</u>	Confirmation of Payroll
<u>R-80-13</u>	Resolution Authorizing Execution of the Consent Decree for Settlement in the Action Entitled, New Jersey Department of Environmental Protection, vs Occidental Chemical Chemical Corporation, Et Al.
<u>R-81-13</u>	Authorization of Review and Amendment to the Hazard Mitigation Plan
<u>R-82-13</u>	Change Order No. 3 and Final – 2011 Road Resurfacing Program
<u>R-83-13</u>	Change Order No. 1 – 2012 Road Resurfacing Program
<u>R-84-13</u>	Appoint Volunteer Fire Fighter – Salvatore Ferrara
<u>R-85-13</u>	Appoint Volunteer Fire Fighter – David Pena
<u>R-86-13</u>	A Resolution Authorizing the Tax Exempt Status for Real Estate property known as Block 1002 Lot 12 due to a 100% Disabled Veterans Status
<u>R-87-13</u>	Supporting the Delay of Draining Three Reservoirs on Garret Mountain and Replacing them with large concrete tanks.

7. DEPARTMENTAL REPORTS:

A motion was made by Councilman Castiglia and seconded by Councilman Vuoncino to accept and file the Police Department Report for January 2013, the Elmwood Park Public Library minutes for December 17, 2012 and the Police Department Annual Report for 2012. Motion carried with the members present.

8. APPLICATIONS:

A motion was made by Councilman Colletti and seconded by Councilman Caramagna to approve the 50/50 raffle application for St. Leo's Home School Association. Motion carried with the members present.

9. COMMITTEE REPORTS:

10. MUNICIPAL ATTORNEY'S REPORT:

11. MAYOR'S REPORT:

12. PUBLIC HEARING:

13. ADJOURNMENT:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-76-13**

**RESOLUTION BY: COUNCILMAN VUONCINO
SECONDED BY: COUNCILMAN PETTIGANO**

**INTRODUCE ORDINANCE # 13-05
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

AN ORDINANCE TO AMEND CHAPTER 7 OF THE CODE OF THE BOROUGH OF ELMWOOD PARK TITLED "TRAFFIC" BY AMENDING ORDINANCE 7-23 THEREOF.

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, March 7, 2013 at 8:00 p.m. 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 he is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law.

APPROVED: February 21, 2013


Richard A. Mola
Mayor

ATTEST: 
Keith Kazmark, RMC/CMC/MMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Caramagna	X				Pettigano	X			
Castiglia	X				Vuoncino	X			
Conboy				X	Colletti	X			

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 February 2013. Signed and sealed before me.

Keith Kazmark RMC/CMC/MMC
Borough Clerk

Dated

BOROUGH OF ELMWOOD PARK
ORDINANCE 13-05

AN ORDINANCE TO AMEND Chapter 7 of the Code of the Borough of Elmwood Park titled "Traffic" by amending Ordinance 7-23 thereof.

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

Section 1. Ordinance 7-23 titled "Turn prohibitions" is hereby amended by adding the following:

§7-23 - Turn prohibitions.

<u>Intersection</u>	<u>Turn Prohibited</u>	<u>Movement Prohibited</u>
Midland Avenue and Industrial Avenue	Right	From Midland Avenue South onto Industrial Avenue
Midland Avenue and Industrial Avenue	Left	From Industrial Avenue East onto Midland Avenue

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 according to law.

Attest:

Approved:

Keith Kazmark, RMC/CMC/MMC
Municipal Clerk

Richard A. Mola,
Mayor

Introduced: February 21, 2013

Adopted: _____, 2013

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-77-13**

CONSENT AGENDA

**RESOLUTION BY: COUNCILMAN COLLETTI
SECONDED BY: COUNCILMAN CARAMAGNA**

BILL LIST

BE IT RESOLVED, by the Mayor and Council, of the Borough of Elmwood Park that the following bills be approved for payment and that after the purchase orders have been signed by the necessary Council Members, the Treasurer will issue warrants in payment thereof:

AS PER ATTACHED COMPUTER LIST

CURRENT - \$140,545.72

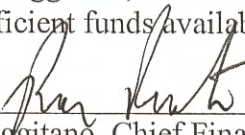
RECREATION TRUST - \$788.25

CAPITAL - \$88.00

WATER - \$6,817.13

FIRE PREVENTION TRUST - \$419.23

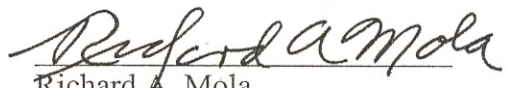
I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.




Roy Riggitano, Chief Financial Officer

February 21, 2013
Dated

APPROVED: February 21, 2013



Richard A. Mola
Mayor

ATTEST: 

Keith Kazmark, RMC/CMC/MMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Caramagna	X				Pettigano	X			
Castiglia	X				Vuoncino	X			
Conboy				X	Colletti	X			

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 February 2013. Signed and sealed before me.

Keith Kazmark RMC/CMC/MMC
Borough Clerk

Dated

Bill list

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
Fund: CURRENT FUND			
HERALD NEWS	81.90	2013 SUBSCRIPTION	CURRENT FUND MUNICIPAL CLERK O/E
STAPLES BUSINESS	59.96	ORDER:7094379325	CURRENT FUND MUNICIPAL CLERK O/E
STAPLES BUSINESS	531.51	7095246025	CURRENT FUND MUNICIPAL CLERK O/E
B/C MUNICIPAL	60.00	FEB 21, 2013 MEETING	CURRENT FUND MUNICIPAL CLERK O/E
MCANJ	100.00	2013 DUES	CURRENT FUND MUNICIPAL CLERK O/E
DELL MARKETING	1163.69	XJ32TTF26	CURRENT FUND MUNICIPAL CLERK O/E
CESTARO FURNITURE	1800.00	1/23/13	CURRENT FUND MUNICIPAL CLERK O/E
Total for: 01- MUNICIPAL CLERK O/E			3797.06
CROWNE PLAZA HOTEL	327.75	HOTEL 2013 CONF.	CURRENT FUND FINANCIAL
STAPLES BUSINESS	4.89	ORDER:7094379325	CURRENT FUND FINANCIAL
STAPLES BUSINESS	322.36	7095246025	CURRENT FUND FINANCIAL
TCTA OF NEW JERSEY	350.00	2013 CONFERENCE	CURRENT FUND FINANCIAL
Total for: 01- FINANCIAL ADMINISTRATION O/E			1005.00
RICHARD D.	400.00	13479	CURRENT FUND REVENUE
TCTA OF BERGEN	75.00	2013 DUES	CURRENT FUND REVENUE
RUTGERS, THE STATE	1118.00	8248	CURRENT FUND REVENUE
Total for: 01- REVENUE ADMINISTRATION O/E			1593.00
BRIAN GIBLIN	2111.17	PE 2/1/13	CURRENT FUND LEGAL SERVICES & COST
BRIAN GIBLIN	2111.17	PE 2/15/13	CURRENT FUND LEGAL SERVICES & COST
Total for: 01- LEGAL SERVICES & COST S/W			4222.34
J & M REPORTING	250.00	1/9/13	CURRENT FUND PLANNING BOARD O/E
Total for: 01- PLANNING BOARD O/E			250.00
J & M REPORTING	250.00	1/23/13	CURRENT FUND ZONING BOARD O/E
Total for: 01- ZONING BOARD O/E			250.00
STAPLES BUSINESS	436.52	ORDER:7094379325	CURRENT FUND CONSTRUCTION CODE
RICOH USA, INC.	1140.00	88097908	CURRENT FUND CONSTRUCTION CODE
RICOH USA, INC.	1140.00	88264608	CURRENT FUND CONSTRUCTION CODE
Total for: 01- CONSTRUCTION CODE OFFICIAL O/E			2716.52
BERGEN COUNTY	6000.00	LETTER - 10/24/12	CURRENT FUND POLICE
WTH TECHNOLOGY INC	1500.00	14741 2013 SUPPORT	CURRENT FUND POLICE
RAMSEY GRAPHICS &	311.80	123PD16	CURRENT FUND POLICE O/E
STAPLES BUSINESS	287.55	7095246025	CURRENT FUND POLICE O/E
PAT MCCARTHY	399.00	1140 SEMINAR	CURRENT FUND POLICE O/E
VE RALPH	203.60	252182 QUOTE:45250	CURRENT FUND POLICE O/E
SOMES UNIFORM, INC	186.00	V121348	CURRENT FUND POLICE
G&K SERVICES CO	116.24	1283449031/1283450220	CURRENT FUND POLICE
IALEFI	55.00	2013-2014 RENEWAL	CURRENT FUND POLICE
Total for: 01- POLICE			9059.19
ROYAL	1845.00	SANDY 22382	CURRENT FUND FIRE O/E
OPTIMUM	1716.96	6 MONTHS FD	CURRENT FUND FIRE O/E
Total for: 01- FIRE O/E			3561.96
SPECIALTY	250.00	6601	CURRENT FUND STREETS AND ROADS O/E
UNITED RENTALS	642.56	108274531-001	CURRENT FUND STREETS AND ROADS O/E
CLIFFSIDE BODY	350.85	S63630	CURRENT FUND STREETS AND ROADS O/E
STORR TRACTOR	1421.85	589872/589870	CURRENT FUND STREETS AND ROADS O/E
TETERBORO CHRYSLER	15.36	209920	CURRENT FUND STREETS AND ROADS O/E
W.B. TIMMERMAN CO	272.55	02000936 SWEEPER PARTS	CURRENT FUND STREETS AND ROADS O/E
AIRTRON TECHNOLOGY	95.00	024136	CURRENT FUND STREETS AND ROADS
BCB JANITORIAL	322.60	368335/368130	CURRENT FUND STREETS AND ROADS
KEITH KAZMARK	33.88	1/25/13	CURRENT FUND STREETS AND ROADS
KEITH KAZMARK	53.47	CHASE BILL	CURRENT FUND STREETS AND ROADS
MICRO CENTER, AR	264.98	2660374	CURRENT FUND STREETS AND ROADS
WALLINGTON	26.05	TICKET#S2686173.001	CURRENT FUND STREETS AND ROADS
KUIKEN BROTHERS CO	21.34	8293963	CURRENT FUND STREETS AND ROADS
RICOH USA, INC.	1817.05	88344289	CURRENT FUND STREETS AND ROADS O/E
STATE OF NJ-DEPT	110.00	57330	CURRENT FUND STREETS AND ROADS O/E
Total for: 01- STREETS AND ROADS O/E			5697.54
ADVANCE RECYCLING	10888.86	FEB. 2013	CURRENT FUND RECYCLING
Total for: 01- RECYCLING CONTRACTUAL			10888.86
RADIATOR STORE	131.00	96411 CAR 409 PARTS	CURRENT FUND POLICE VEHICLE

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
TETERBORO CHRYSLER	77.92	210213 PARTS	CURRENT FUND POLICE VEHICLE
Total for: 01- POLICE VEHICLE EXPENSE			208.92
DR. E.A. SCIANO	300.00	JAN 2013	CURRENT FUND BOARD OF HEALTH O/E
BERGEN COUNTY	15.00	2013 DUES	CURRENT FUND BOARD OF HEALTH O/E
NJACCHO	200.00	2013 DUES	CURRENT FUND BOARD OF HEALTH O/E
DEBORAH RICCI	215.59	JAN 2013 MILEAGE	CURRENT FUND BOARD OF HEALTH O/E
RICOH USA, INC.	750.00	88280898	CURRENT FUND BOARD OF HEALTH O/E
Total for: 01- BOARD OF HEALTH O/E			1480.59
BUD STEWART,	350.00	2013 FEB.	CURRENT FUND VETERANS SERVICE
Total for: 01- VETERANS SERVICE BUREAU			350.00
NJMVC	25.00	201301101	CURRENT FUND RECREATION O/E
Total for: 01- RECREATION O/E			25.00
HESS CORPORATION	0.00	H13397466/-3602/-7467/	CURRENT FUND ELECTRICITY, GAS &
HESS CORPORATION	4060.01	H13397466/-3602/-7467/	CURRENT FUND ELECTRICITY, GAS &
Total for: 01- ELECTRICITY, GAS & OIL			4060.01
VERIZON	73.38	201 V06-1088 688 89Y	CURRENT FUND TELEPHONE
Total for: 01- TELEPHONE			73.38
CRANSTON	450.00	130104 WASTE WATCHER	CURRENT FUND CLEAN COMMUNITY ACT
R & L PRINTING INC	2644.00	WASTE WATCHER	CURRENT FUND CLEAN COMMUNITY ACT
Total for: 01- CLEAN COMMUNITY ACT RECYCLING			3094.00
RICOH USA, INC.	474.60	88280900	CURRENT FUND MUNICIPAL COURT O/E
DAWN MARSHALL	237.60	MILEAGE	CURRENT FUND MUNICIPAL COURT O/E
Total for: 01- MUNICIPAL COURT O/E			712.20
ALLSTATE BUSINESS	37.97	1042624	CURRENT FUND MUNICIPAL CLERK O/E
Total for: 01- MUNICIPAL CLERK O/E			37.97
ALLSTATE BUSINESS	109.28	1042624	CURRENT FUND FINANCIAL
MGL PRINTING	1339.50	110706	CURRENT FUND FINANCIAL
Total for: 01- FINANCIAL ADMINISTRATION O/E			1448.78
ACTION DATA	278.90	14847 PE 9/28/2012	CURRENT FUND ADP PAYROLL SERVICE
ACTION DATA	496.75	15432	CURRENT FUND ADP PAYROLL SERVICE
EXCLUSIVE	71.55	14848PE 9/28/2012	CURRENT FUND ADP PAYROLL SERVICE
KRONOS	1831.75	10721050	CURRENT FUND ADP PAYROLL SERVICE
Total for: 01- ADP PAYROLL SERVICE			2678.95
BOSWELL MCCLAVE	88.00	68786	CURRENT FUND ENGINEERING COSTS
Total for: 01- ENGINEERING COSTS			88.00
ALLSTATE BUSINESS	58.63	1042624	CURRENT FUND CONSTRUCTION CODE
Total for: 01- CONSTRUCTION CODE OFFICIAL O/E			58.63
LEXIS NEXIS RISK	100.00	1328834-20121231	CURRENT FUND POLICE
ACCURATE PEST	190.00	70430	CURRENT FUND POLICE
ALLSTATE BUSINESS	56.75	1042624	CURRENT FUND POLICE
G&K SERVICES CO	21.17	1283449031/1283450220	CURRENT FUND POLICE
Total for: 01- POLICE			367.92
A & J TROPHY	423.60	2768	CURRENT FUND FIRE O/E
CENTER FOR	110.00	68694	CURRENT FUND FIRE O/E
CENTER FOR	625.00	68222	CURRENT FUND FIRE O/E
Total for: 01- FIRE O/E			1158.60
NEMCO, INC	950.00	122956 DECEMBER 2012	CURRENT FUND STREETS AND ROADS
ONE CALL CONCEPTS,	29.50	2125240	CURRENT FUND STREETS AND ROADS O/E
INTERNATIONAL SALT	6130.51	00408166	CURRENT FUND STREETS AND ROADS O/E
Total for: 01- STREETS AND ROADS O/E			7110.01
I.W.S. TRANSFER	854.40	300093407	CURRENT FUND YARD RECYCLING OTHER
Total for: 01- YARD RECYCLING OTHER			854.40
CALI CARTING INC	68619.33	49294 DECEMBER 2012	CURRENT FUND SOLID WASTE
Total for: 01- SOLID WASTE			68619.33
NRG BUSINESS	132.11	008 004 336 2237	CURRENT FUND ELECTRICITY, GAS &
Total for: 01- ELECTRICITY, GAS & OIL			132.11
RACHLES/MICHELE'S	4390.35	161807	CURRENT FUND GASOLINE
Total for: 01- GASOLINE			4390.35

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
G.T.B.M. INC	400.40	1007062	CURRENT FUND MUNICIPAL COURT O/E
LANGUAGE LINE	154.70	3078185	CURRENT FUND MUNICIPAL COURT O/E
Total for: 01- MUNICIPAL COURT O/E			555.10
Total for: 01 CURRENT FUND			140545.72

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
Fund: RECREATION TRUST FUND			
CARLSTADT REC	350.00	421912013 FEE	RECREATION TRUST FUND RECREATION
JOHN MESSINA	26.25	2012 FINGERPRINTS	RECREATION TRUST FUND RECREATION
MICHAEL RALEIGH	26.25	2012 FINGERPRINTS	RECREATION TRUST FUND RECREATION
STEFANO PIZZA	340.75	SOCCER AWARDS DINNER	RECREATION TRUST FUND RECREATION
TOM DESIERVO	45.00	1/5/13	RECREATION TRUST FUND RECREATION
Total for: 03- RECREATION TRUST			788.25
Total for: 03 RECREATION TRUST FUND			788.25

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
Fund: CAPITAL			
BOSWELL MCCLAVE	88.00	73602 ORD. 12-06B	CAPITAL 2012 KIPP AVE IMPVMTS
Total for: 04- 2012 KIPP AVE IMPVMTS			88.00
Total for: 04 CAPITAL			88.00

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
Fund: WATER BUDGET			
BERGEN INDUSTRIAL	292.13	1124003-0001-01 WATER	WATER BUDGET O/E WATER
TREASURER - STATE	790.00	122019300	WATER BUDGET O/E WATER
Total for: 05- O/E WATER			1082.13
<hr/>			
DE BLOCK	5340.00	470	WATER BUDGET O/E WATER
NEW JERSEY WATER	395.00	1227 2013 DUES	WATER BUDGET O/E WATER
Total for: 05- O/E WATER			5735.00
<hr/>			
Total for: 05 WATER BUDGET			6817.13

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
Fund: FIRE PREVENTION FEE			
ALLSTATE BUSINESS	4.33	1042624	FIRE PREVENTION FEE FIRE
RICOH USA, INC.	414.90	5024655347	FIRE PREVENTION FEE FIRE
Total for: 10- FIRE PREVENTION FEES			419.23
Total for: 10 FIRE PREVENTION FEE			419.23
Total Bill List:	148658.33		

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-78-13**

CONSENT AGENDA

**RESOLUTION BY: COUNCILMAN COLLETTI
SECONDED BY: COUNCILMAN CARAMAGNA**

PREPAID BILL LIST

WHEREAS, it was necessary to issue certain checks to carry on the order of business

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council, of the Borough of Elmwood Park, that the action of the Mayor, Clerk, and Treasurer in issuing the following checks be confirmed:

SEE ATTACHED LIST

2012 RESERVES - \$13,462.50

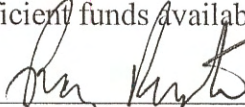
CURRENT - \$524,812.01

LIEN REDEMPTION TRUST - \$225,731.14

UNEMPLOYMENT TRUST - \$2,675.93

ESCROW

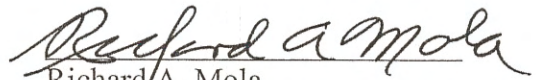
I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.



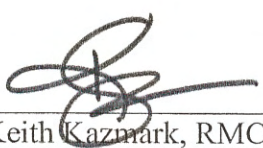
Roy Riggitano, Chief Financial Officer

February 21, 2013
Dated

APPROVED: February 21, 2013



Richard A. Mola
Mayor

ATTEST: 

Keith Kazmark, RMC/CMC/MMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Caramagna	X				Pettigano	X			
Castiglia	X				Vuoncino	X			
Conboy				X	Colletti	X			

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 February 2013. Signed and sealed before me.

Keith Kazmark RMC/CMC/MMC
Borough Clerk

Dated

VENDOR	CHECK#	AMOUNT	PO#	ACCOUNT	ACCT NAME	DATE
Bergen County Clerk	54466 (voided 53636)	\$13,462.50	41162	01-2030-20-1212- 103	primary election costs	2/15/2013
TOTAL CURRENT RESERVES		\$13,462.50				
Virtual Town Pages	54467	\$549.00	42356	01-2010-20-1212- 103	web site operation	2/15/2013
Chase Manhattan Bank	54468 (wired)	\$499,000.00	42469	01-2010-45-9202- 103 01-2010-45- 9302-103	loan and interest	2/15/2013
EAC and S, LP etc.	54469	\$17,555.80	42497	01-2050-55-6510- 131	tax appeal refund	2/19/2013
Diane Trawinski	54470	\$1,370.60	42498	01-2050-55-6510- 131	tax appeal refund	2/19/2013
Richard Trawinski	54471	\$1,246.00	42499	01-2050-55-6510- 131	tax appeal refund	2/19/2013
Wayne Robbins	54472	\$470.00	42501	01-2010-20-1212- 103	video taping of council meeting	2/19/2013
South Jersey Energy	54473	\$1,652.88	42502	01-2010-31-4352- 075	streetlights	2/19/2013
Hess Corporation	54474	\$2,185.13	42504	01-2010-31-4302- 071	gas	2/19/2013
Verizon Wireless	54475	\$228.03	42509	01-2010-25-2672- 076	fire department cell phones	2/19/2013
Nextel Communication	54476	\$104.57	42510	01-2010-27-3312- 103	health department cell phone	2/19/2013
Treasurer - State of NJ	54477	\$450.00	42437	01-2010-28-3752- 103	maintenance of parks	2/19/2013
TOTAL CURRENT BUDGET		\$524,812.01				
Stonefield Investments	2005	\$225,731.14	42454	09-9000-43-7300- 001	lein redemption	2/15/2013
TOTAL LEIN REDEMPTION TRUST		\$225,731.14				
State of New Jersey	1509	\$2,675.93	42436	14-9000-47-7300- 001	unemployment	2/19/2013
TOTAL UNEMPLOYMENT TRUST		\$2,675.93				
ESCROW						
Boswell	73827		02/06/2013	776 213 8092	2514	\$88.00
Boswell	74009		02/14/2013	776 213 7482	2515	\$88.00
Boswell	74010		02/14/2013	776 213 7649	2516	\$484.00
John Conte Esq.	riverfront		02/14/2013	776 144 1927	2517	\$1,793.75
Boswell	41995		02/19/2013	776 0288 665	2518	\$130.75

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-79-13**

CONSENT AGENDA

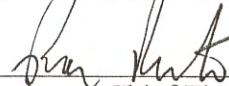
**RESOLUTION BY: COUNCILMAN COLLETTI
SECONDED BY: COUNCILMAN CARAMAGNA**

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:

PAYROLL	GROSS			SOCIAL SECURITY	
CURRENT	02/15/2013	CK#54463	\$302,409.39	CK#54464	\$11,998.60
WATER		CK#7827	\$13,409.94	CK#7828	\$603.45

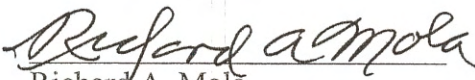
I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.




Roy Riggitano, Chief Financial Officer

February 21, 2013
Dated

APPROVED: February 21, 2013



Richard A. Mola
Mayor

ATTEST: 

Keith Kazmark, RMC/CMC/MMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Caramagna	X				Pettigano	X			
Castiglia	X				Vuoncino	X			
Conboy				X	Colletti	X			

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 February 2013. Signed and sealed before me.

Keith Kazmark RMC/CMC/MMC
Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-80-13**

CONSENT AGENDA

**RESOLUTION BY: COUNCILMAN COLLETTI
SECONDED BY: COUNCILMAN CARAMAGNA**

**RESOLUTION AUTHORIZING EXECUTION OF THE CONSENT DECREE FOR
SETTLEMENT IN THE ACTION ENTITLED, NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION, VS. OCCIDENTAL CHEMICAL CORPORATION, ET AL
DOCKET NO. ESX-L-9868-05 (PASR)**

WHEREAS, certain claims have been asserted against the Borough of Elmwood Park, as a Third-Party Defendant, in the action entitled New Jersey Department of Environmental Protection v. Occidental Chemical Corporation, et al, bearing Docket No. ESX-L-9868-05, pending in the Superior Court of New Jersey, Law Division, Essex County (the "Litigation") regarding alleged environmental contamination at the Newark Bay Complex; and

WHEREAS, certain Third-Party Defendant municipalities and municipal utilities authorities, including the Borough of Elmwood Park, are members of a group known as the Municipal Joint Defense Group in the Litigation; and

WHEREAS, the Municipal Joint Defense Group, on behalf of its members, engaged in settlement negotiations with the State of New Jersey ("State Plaintiffs") towards the resolution of the Litigation through the entry of a Consent Judgment; and

WHEREAS, the parties have substantially settled the Litigation and are negotiating the final details of the Consent Judgment; and

WHEREAS, the terms of the settlement require the Borough of Elmwood Park to execute/sign off on the Consent Judgment prior to the Consent Judgment being lodged and disclosed for publication in the New Jersey Register; and

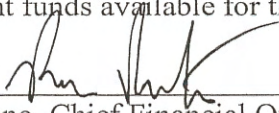
WHEREAS, the terms of the settlement require the Borough of Elmwood Park to pass a resolution authorizing its participation in the settlement and authorizing the appropriation of the payment of the sum of \$95,000 representing the Settlement Funds as that term is defined by the Consent Judgment on or before March 23, 2013, or authorize the State of New Jersey to deduct the \$95,000 from State Aide; and

WHEREAS, a copy of the Consent Judgment is in the Clerk's office and is incorporated by reference hereto.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Elmwood Park as follows:

1. The Borough Clerk is hereby authorized and directed to sign the signature pages of the Consent Judgment, which will be adopted in substantially the form contained in the draft copy on file, and thereafter immediately transmit the said original signature pages to Peter J. King, Esq., of King & Petracca, 51 Gibraltar Drive, Suite 1D, Morris Plains, New Jersey 07950-1254.
2. The Borough hereby authorizes payment of the \$95,000 settlement amount, when due, in the manner provided for in the Consent Judgment.
3. Notwithstanding the above authorizations, nothing contained within this resolution shall preclude or prevent the Borough from pursuing recovery and reimbursement for the whole or any portion of the Settlement Funds from any insurance carrier(s) identified now or in the future.
3. This resolution shall take effect immediately.

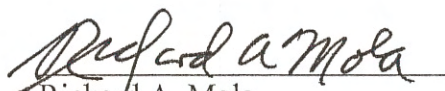
I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.



Roy Riggitano, Chief Financial Officer

February 21, 2013
Dated

APPROVED: February 21, 2013


Richard A. Mola
Mayor

ATTEST:


Keith Kazmark, RMC/CMC/MMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Caramagna	X				Pettigano	X			
Castiglia	X				Vuoncino	X			
Conboy				X	Colletti	X			

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 February 2013. Signed and sealed before me.

Keith Kazmark RMC/CMC/MMC
Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-81-13**

CONSENT AGENDA

**RESOLUTION BY: COUNCILMAN COLLETTI
SECONDED BY: COUNCILMAN CARAMAGNA**

AUTHORIZATION OF REVIEW AND AMENDMENT OF THE HAZARD MITIGATION PLAN

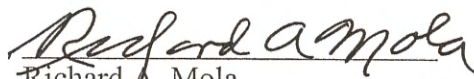
WHEREAS, the Borough of Elmwood Park is in the process of reviewing and amending its Hazard Mitigation Plan,

WHEREAS, as part of such review an evaluation of priorities was conducted and it is now recommended that additional critical public health and life sustaining community services should be a priority, and

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Elmwood Park that a review and amendment of the Borough's Hazard Mitigation Plan include as priorities the following:

1. Upgrades to Sanitary Sewer Pump Station #6 at the intersection of Boulevard and Market Street
2. Purchase of a backhoe with extended reach for the cleaning and desnaging of Fleischer's Brook at various locations as required.

APPROVED: February 21, 2013


Richard A. Mola
Mayor

ATTEST:


Keith Kazmark, RMC/CMC/MMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Caramagna	X				Pettigano	X			
Castiglia	X				Vuoncino	X			
Conboy				X	Colletti	X			

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 February 2013. Signed and sealed before me.

Keith Kazmark RMC/CMC/MMC
Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-82-13**

CONSENT AGENDA

**RESOLUTION BY: COUNCILMAN COLLETTI
SECONDED BY: COUNCILMAN CARAMAGNA**

**CHANGE ORDER NO. 3 AND FINAL
2011 ROAD RESURFACING PROGRAM**

BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park that the following Change Order #3 and final is hereby approved:

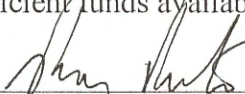
Contractor: AJM Contractors, Inc.
300 Kuller Road
Clifton, NJ 07013

Contract No: EP-1214

Project: 2011 Road Resurfacing Program

Original Contract Bid Price:	\$446,554.00
Change Order No. 1	(50,873.75)
Change Order No. 2	63,649.84
Change Order No. 3 and Final	<u>1,425.00</u>
Total Contract Cost Including Change Orders:	\$459,330.09

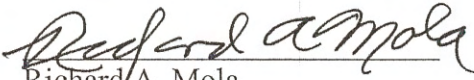
I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.




Roy Riggitano, Chief Financial Officer

February 21, 2013
Dated

APPROVED: February 21, 2013



Richard A. Mola
Mayor

ATTEST: 

Keith Kazmark, RMC/CMC/MMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Caramagna	X				Pettigano	X			
Castiglia	X				Vuoncino	X			
Conboy				X	Colletti	X			

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 February 2013. Signed and sealed before me.

Keith Kazmark RMC/CMC/MMC
Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-83-13**

CONSENT AGENDA

**RESOLUTION BY: COUNCILMAN COLLETTI
SECONDED BY: COUNCILMAN CARAMAGNA**

**CHANGE ORDER NO. 3 AND FINAL
2012 ROAD RESURFACING PROGRAM**

BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park that the following Change Order #1 and final is hereby approved:


Contractor: AJM Contractors, Inc.
300 Kuller Road
Clifton, NJ 07013

Contract No: EP-1245

Project: 2012 Road Resurfacing Program

Original Contract Bid Price:	\$527,686.50
Change Order No. 1	<u>(63,568.51)</u>
Total Contract Cost Including Change Orders:	\$464,117.99

APPROVED: February 21, 2013


Richard A. Mola
Mayor

ATTEST: 
Keith Kazmark, RMC/CMC/MMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Caramagna	X				Pettigano	X			
Castiglia	X				Vuoncino	X			
Conboy				X	Colletti	X			

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 February 2013. Signed and sealed before me.

Keith Kazmark RMC/CMC/MMC
Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-84-13**

CONSENT AGENDA

**RESOLUTION BY: COUNCILMAN COLLETTI
SECONDED BY: COUNCILMAN CARAMAGNA**

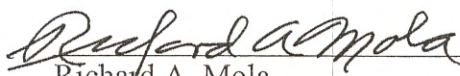
APPOINT VOLUNTEER FIREFIGHTER – SALVATORE FERRARA

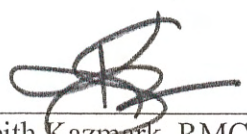
BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park that the following named be and is hereby appointed as a Volunteer Firefighter of Company #1:

**Salvatore Ferrara
243 Maltese Avenue
Elmwood Park, NJ 07407**

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

APPROVED: February 21, 2013


Richard A. Mola
Mayor

ATTEST: 
Keith Kazmark, RMC/CMC/MMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Caramagna	X				Pettigano	X			
Castiglia	X				Vuoncino	X			
Conboy				X	Colletti	X			

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 February 2013. Signed and sealed before me.

Keith Kazmark RMC/CMC/MMC
Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-85-13**

CONSENT AGENDA

**RESOLUTION BY: COUNCILMAN COLLETTI
SECONDED BY: COUNCILMAN CARAMAGNA**

APPOINT VOLUNTEER FIREFIGHTER – DAVID PENA

BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park that the following named be and is hereby appointed as a Volunteer Firefighter of Company #4:

**David Pena
854 East 27th Street
Paterson, NJ 07513**

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

APPROVED: February 21, 2013


Richard A. Mola
Mayor

ATTEST: 
Keith Kazmark, RMC/CMC/MMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Caramagna	X				Pettigano	X			
Castiglia	X				Vuoncino	X			
Conboy				X	Colletti	X			

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 February 2013. Signed and sealed before me.

Keith Kazmark RMC/CMC/MMC
Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-86-13**

CONSENT AGENDA

**RESOLUTION BY: COUNCILMAN COLLETTI
SECONDED BY: COUNCILMAN CARAMAGNA**

**A RESOLUTION AUTHORIZING THE TAX EXEMPT STATUS FOR REAL PROPERTY
KNOWN AS BLOCK 1002 LOT 12 DUE TO A 100% DISABLED VETERAN STATUS**

WHEREAS, the Tax Assessor is requesting a resolution authorizing the tax exempt status for real property known as Block 1002 Lot 12 due to a 100% disabled veteran status of the owner of the owner of same pursuant to N.J.S.A. 54:4-3.30 and further to refund any taxes paid on the same as of December 10, 2012; and

WHEREAS, Claude & Theresa Mazerolle are the owners of a two family house within the Borough of Elmwood Park, Bergen County, New Jersey, known as Block 1002 Lot 12 on the tax map of said Borough; and

WHEREAS, Claude Mazerolle is declared a 100% Disabled American Veteran by the Government of the United States as defined in N.J.S.A. 54:4-3.30 et set; and

WHEREAS, Claude Mazerolle has as of December 10, 2012 applied to the Tax Assessor of the Borough of Elmwood Park on the appropriate application established by Statute and with the underlying documentation to support said application to the satisfaction of the Tax Assessor of the Borough of Elmwood Park and the Municipal Attorney pursuant to Statute; and

WHEREAS, N.J.S.A. 54:4-3.30 et. seq. requires a municipality to grant tax exemption to those qualifying in accordance with its terms; and

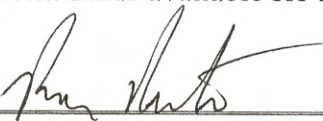
NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Elmwood Park:

1. Authorize the Tax Assessor of the Borough of Elmwood Park to exempt 50% of Block 1002 Lot 12 from real estate taxes of the Borough of Elmwood Park as of December 10, 2012.
2. Direct the Tax Collector of the Borough of Elmwood Park to calculate taxes from his domicile if any and refund the per diem amount paid since December 10, 2012 as follows:

4th Quarter 2012 - **\$249.49**

**James Mazerolle
24 James Court
Elmwood Park, NJ 07407**

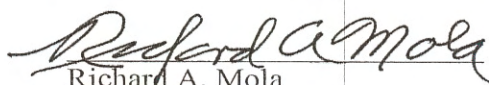
I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.



Roy Riggitano, Chief Financial Officer

February 21, 2013
Dated

APPROVED: February 21, 2013


Richard A. Mola
Mayor

ATTEST: 

Keith Kazmark, RMC/CMC/MMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Caramagna	X				Pettigano	X			
Castiglia	X				Vuoncino	X			
Conboy				X	Colletti	X			

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 February 2013. Signed and sealed before me.

 Keith Kazmark RMC/CMC/MMC
 Borough Clerk

 Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-87-13**

CONSENT AGENDA

**RESOLUTION BY: COUNCILMAN COLLETTI
SECONDED BY: COUNCILMAN CARAMAGNA**

**SUPPORTING THE DELAYING OF DRAINING THREE (3) RESERVOIRS ON GARRET
MOUNTAIN AND REPLACING THEM WITH LARGE CONCRETE TANKS, UNTIL UPDATED
RULES ARE RELEASED BY THE ENVIRONMENTAL PROTECTION AGENCY**

WHEREAS, in response to a federal Environmental Protection Agency mandate to cover all treated drinking water supplies, the Passaic Valley Water Commission is planning on draining the three (3) reservoirs on Garret Mountain and replacing them with large concrete tanks; and

WHEREAS, the reservoirs are the Levine, New Street and the Great Notch, which happens to form about half of the western border of Rifle Camp County Park; and

WHEREAS, construction of the tanks would mar the landscape of the immediate area, which straddles Paterson and Woodland Park and would cost upwards of \$100 million; and

WHEREAS, the cost would be passed on to consumers; and

WHEREAS, being that local residents have been drinking this water for decades; and

WHEREAS, lawsuits filed against the mandate by New York City and Portland, Oregon, have spurred the Environmental Protection Agency (EPA) to revisit this requirement, known as LT2 and the EPA is taking until 2016 to release an updated version; and

WHEREAS, the Environmental Protection Agency has also granted New York City an extension for one particularly expensive reservoir replacement project; and

WHEREAS, based on this information, the Passaic County Planning Department would like to see the Passaic Valley Water Commission delay movement on the construction until the updated rules are released and less harmful solutions are explored; and

WHEREAS, these three sites about residential neighborhoods and the introduction of tanks would render them industrial in look while also raising the residents' water rates; and

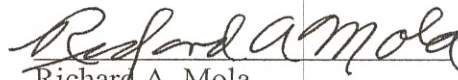
WHEREAS, the Mayor and Council of the Borough of Elmwood Park are desirous of demonstrating their support for the delay on the project, until the updated rules are released; and

WHEREAS, this matter was discussed at the Regular Meeting of the Governing Body of the Borough of Elmwood Park;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Elmwood Park, County of Bergen, State of New Jersey hereby urges the delay in movement on the tank construction project, until the updated rules are released by the Environmental Protection Agency; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be forwarded to all New Jersey representatives.

APPROVED: February 21, 2013


Richard A. Mola
Mayor

ATTEST: 
Keith Kazmark, RMC/CMC/MMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Caramagna	X				Pettigano	X			
Castiglia	X				Vuoncino	X			
Conboy				X	Colletti	X			

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 February 2013. Signed and sealed before me.

 Keith Kazmark RMC/CMC/MMC
 Borough Clerk

 Dated

COMMITTEE REPORTS

Councilman Caramagna stated he attended the "Meet-the-Monitor" meeting at the high school and further discussed the meeting.

Councilman Vuoncino discussed the SEM program which is used for purchasing natural gas and electric. He further discussed the savings from the program. Councilman Vuoncino state that the Ambulance Corps. annual car show will be held on June 2, 2013. Councilman Vuoncino discussed the Police Departments Annual Report for 2012.

Councilman Castiglia discussed on "Meet-the-Monitor" meeting held at the high school. Councilman Castiglia stated that it is slow at the Planning Board. He further stated that there was only one application at the last public meeting. Councilman Castiglia discussed the Department of Public Works keeping up the vehicles to keep them ready for any future snow storms. He further discussed the signs for the snow parking ordinance.

Councilman Pettigano discussed the upcoming health clinics and programs. He also reminded residents to renew cat and dog licenses. He further asked residents not to feed stray animals.

Councilman Colletti discussed the Fire Chief's meeting that he attended. He further discussed that any resident that has a fire hydrant in front of their home is responsible for clearing the snow away from the hydrant. Councilman Colletti discussed resolution R-80-13 regarding a settlement pertaining to Occidental Chemical lawsuit.

Mayor Mola discussed the agreement with a firm to collect outstanding violations. The Mayor further discussed a fire hydrant located on Kipp Avenue that has been replaced three times due to being struck by trucks turning down Kipp Avenue. The Borough is in the process of relocating the hydrant.

PUBLIC COMMENTS

Keith Work, Gilbert Avenue, addressed comments made at the Regular Meeting of February 7, 2013 by members of the Junior Baseball League. Mr. Work discussed the different documentation pertaining to the Elmwood Park Little League. He further discussed issues with documentation the Junior Baseball League submitted to the Recreation Commission. Mayor Mola stated the Clerk's office will be setting up a meeting between both leagues and a few members of the Council to discuss issues that both sides have.

Robert Calabro, Beech Street, stated that he is a member of the Little League and was a former member of the Junior Baseball League. He addressed comments made pertaining to him being on the Recreation Commission and being a part of the Little League. He further stated that he and Mr. DeLorenzo are both in their second terms on the Recreation Commission and do their jobs on the Commission with clear heads. He stated when they are sitting on the Commission their Little League hats come off. He further stated that when the subject of leasing the fields is discussed, he plans on voting on it because he feels it is in the best interest of the children.

Kathleen & Steven Backer of Lincoln Avenue, discussed their feelings regarding then emergency parking ordinance. They further questioned if there is a trial period and is not enforceable why are summons being issued. The Borough Attorney stated that it was adopted by a passed ordinance and therefore summons can be issued. Mr. Backer inquired if summons were being issued to residents who do not clean the snow away from fire hydrants. Councilman Colletti stated that the Fire Department has been going to resident's homes who have hydrants in front of them and explaining to them their responsibility to keep the snow cleaned around them.

Mr. Kazmark clarified a comment made by Mr. Calabro regarding the Recreation Commission voting on a lease agreement for the ball fields. Mr. Kazmark stated that at the last work meeting the Borough Attorney Brian Giblin stated that any lease agreements relative to borough property including ball fields is by approval of the Governing Body and not via approval of the Recreation Commission.

Keith Work, Gilbert Avenue, submitted to the Mayor and Council a copy of the lease agreement that existed between the Bombers and Junior Baseball League and the Borough of Elmwood Park. Mr. Kazmark stated that a copy of that lease is on file in the Clerk's office.

Mayor Mola stated that the recycling handbooks have been mailed out, if anyone has not received one they can pick one up at the Mayor's Office.

A motion was made by Councilman Colletti and seconded by Councilman Vuoncino to adjourn. Motion carried unanimously.

Respectfully submitted,



Keith Kazmark, RMC/CMC/MMC
Borough Clerk

Minute were approved at the March 7, 2013 Regular Meeting of the Mayor and Council.