

**SPECIAL MEETING  
OF THE  
ELMWOOD PARK MAYOR AND COUNCIL  
October 26, 2022  
3:45 P.M.**

**1. CALL TO ORDER:**

The Special Meeting of the Mayor and Council of the Borough of Elmwood Park was called to order on Thursday, October 26, 2023 at 3:44PM in the Council Chambers of the Municipal Building, 182 Market Street, Elmwood Park, New Jersey. On Roll Call Councilmembers: Fasolo, Pellegrine, Sheridan and Council President Balistreri\*. Also present were Borough Administrator Foligno, and Deputy Borough Clerk Marlene DiStefano.

**2. 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 October 20, 2023 and published on October 25, 2023.

**3. ORDINANCES:     FIRST READING**

Introduce Ord. # 23-39

R-416-23

**BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW PUMPER FIRE ENGINE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,490,000 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.**

**4. CONSENT AGENDA:**

- R-417-23           Capital Budget Amendment
- R-418-23           Emergency Resolution N.J.S. 40A:4-48
- R-419-23           Resolution to Approve Consent Agenda

**5. PUBLIC HEARING:**

**6. ADJOURNMENT:**

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-416-23**

**RESOLUTION BY: COUNCILMAN FASOLO  
SECONDED BY: COUNCILWOMAN PELLEGRINE**

**INTRODUCE ORDINANCE #23-39  
FIRST READING**

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

**BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW PUMPER FIRE ENGINE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,490,000 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 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, November 9, 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: October 26, 2023

\_\_\_\_\_  
Robert Colletti, Mayor

ATTEST: \_\_\_\_\_  
Marlene DiStefano, CMR  
Deputy Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Dennis				X	Pellegrine	X			
Fasolo	X				Sheridan	X			
Golabek				X	Balistrieri	X			

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 26<sup>th</sup> day of October 2023. Signed and sealed before me.

\_\_\_\_\_  
Marlene DiStefano, CMR  
Deputy Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE # 23-39**

**BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW PUMPER FIRE ENGINE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,490,000 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 acquire a new pumper fire engine, including original apparatus and equipment, in, by and for said Borough. Said improvement shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$1,490,000 is hereby appropriated to the payment of the cost of making the improvement 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 improvement shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) the making of such improvement 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 \$1,490,000, and (4) \$71,000 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 \$1,419,000, 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 \$71,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough or heretofore appropriated for down payments or for the capital improvement fund by an emergency appropriation, are now available to finance said purpose. The sum of \$71,000 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 \$1,419,000 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 6. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$1,419,000 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 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 ten 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 \$1,419,000 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 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 improvement 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: \_\_\_\_\_  
Marlene DiStefano, CMR  
Deputy Borough Clerk

APPROVED: \_\_\_\_\_  
Robert Colletti, Mayor

Introduced: October 26, 2023  
Adopted:



**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		6		BONDS AND NOTES		
				Capital Improvement Fund	Capital Surplus	Grants in Aid and Other Funds	General	Liquidating	Assessment	School
Total All Projects	10,032,700			404,900	350,000	9,277,800				

**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
Total All Projects		11,522,700		350,900			350,000	8,321,800	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
Acquisition of Fire Pumper	2023-10	1,490,000		1,490,000					
Total All Projects		11,522,700		9,022,700	500,000	500,000	500,000	500,000	500,000

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		
2023-10	1,490,000			71,000			1,419,000			School	
Total All Projects							11,522,700	475,900	350,000	10,696,800	

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 26th day of October, 2023.

Certified by me

October 26, 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

October 25, 2023

Dated

APPROVED: October 26, 2023

\_\_\_\_\_  
Robert Colletti, Mayor

ATTEST: \_\_\_\_\_  
Marlene DiStefano, CMR  
Deputy Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Dennis				X	Pellegrine	X			
Fasolo	X				Sheridan	X			
Golabek				X	Balistrieri	X			

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 26<sup>th</sup> day of October 2023. Signed and sealed before me.

\_\_\_\_\_  
Marlene DiStefano, CMR  
Deputy Borough Clerk

\_\_\_\_\_  
Dated



**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-418-23**

**CONSENT AGENDA**

**RESOLUTION BY: COUNCILWOMAN PELEGRINE  
SECONDED BY: COUNCILMAN FASOLO**

**EMERGENCY RESOLUTION N.J.S. 40A:4-48  
(Under 3% limitation)**

**WHEREAS**, an emergency has arisen with respect to Down Payment on Improvements and, no adequate provision was made in the 2023 budget for the aforesaid purpose, and N.J.S. 40A:4-46 provides for the creation on an emergency appropriation for the purpose mentioned above, and

**WHEREAS**, the total amount of emergency appropriations created, including the appropriation to be created by this resolution is \$46,296 and three (3) percent of the total operating appropriations in the budget for 2022 is \$881,497 and

**WHEREAS**, the foregoing appropriation together with prior appropriations does not exceed three (3) percent of the total operating appropriations in the budget for 2022,

**NOW, THEREFORE, BE IT RESOLVED**, (by not less than 2/3 of all governing body members affirmatively concurring) that in accordance with N.J.S. 40A:4-48,

1. An emergency appropriation is hereby made for Down Payment on Improvements in the amount of \$46,296.
2. That said emergency should be included in the 2024 Budget.
3. That two (2) certified copies of this resolution be filed with the 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

October 25, 2023  
Dated

APPROVED: October 26, 2023

\_\_\_\_\_  
Robert Colletti, Mayor

ATTEST: \_\_\_\_\_  
Marlene DiStefano, CMR  
Deputy Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Dennis				X	Pellegrine	X			
Fasolo	X				Sheridan	X			
Golabek				X	Balistrieri	X			

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 26<sup>th</sup> day of October 2023. Signed and sealed before me.

\_\_\_\_\_  
Marlene DiStefano, CMR  
Deputy Borough Clerk

\_\_\_\_\_  
Dated

**BOROUGH OF ELMWOOD PARK  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-419-23**

**CONSENT AGENDA**

**RESOLUTION BY: COUNCILMAN FASOLO  
SECONDED BY: COUNCILWOMAN PELLEGRINE**

**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-417-23 through R-419-23 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: October 26, 2023

\_\_\_\_\_  
Robert Colletti, Mayor

ATTEST: \_\_\_\_\_  
Marlene DiStefano, CMR  
Deputy Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Dennis				X	Pellegrine	X			
Fasolo	X				Sheridan	X			
Golabek				X	Balistrieri	X			

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 26<sup>th</sup> day of October 2023. Signed and sealed before me.

\_\_\_\_\_  
Marlene DiStefano, CMR  
Deputy Borough Clerk

\_\_\_\_\_  
Dated

## ADJOURNMENT

A motion was made by Councilwoman Pellegrine and seconded by Councilman Fasolo to adjourn. Motion carried by the members present.

Respectfully submitted,

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Marlene DiStefano, CMR  
Deputy Borough Clerk