

**BOROUGH OF WOODLAND PARK
REGULAR MEETING OF THE MUNICIPAL COUNCIL
HELD ON MARCH 21, 2012**

A Regular Meeting of the Municipal Council of the Borough of Woodland Park was held in the Council Chambers in the Municipal Building, 5 Brophy Lane, on March 21, 2012 and was called to order by Mayor Keith Kazmark at 7:00 p.m.

Present: Council President Gatti, Councilman Holloway, Councilman Spinelli, Councilman DiDomenico, Councilwoman Pascrell, Councilman Vargas and Mayor Kazmark

Absent: None

Albert Buglione, Municipal Attorney, was present.

The Mayor stated in accordance with the Open Public Meetings Law P.L. 1975 c.231, notice requirements for this meeting were set forth in the resolution adopted by the Municipal Council at the Reorganization Meeting of January 4, 2012 detailing the time and place, with notice given to the public by posting a copy thereof on the bulletin board in the Municipal Building and transmitting copies to the Mayor, members of the Council, Officers and to The Herald News.

PRESENTATIONS:

Women's History Month

Certificates were presented to Lois Wilk, Barbara Jaeger and Eileen Egan as three women who have contributed their time and efforts to the Borough of Woodland Park.

Certificates were presented to the A and C Woodland Park Cheerleading Squads.

A presentation was given by Jennifer Gonzales, Passaic County Environmental Planner, with regard to the Morris Canal Greenway Feasibility Study.

PUBLIC HEARINGS:

Mayor Kazmark opened the meeting to the public and asked if anyone wished to be heard.

Don Bender, 34 West 36th Street, thanked the Mayor and Council for having the handicapped area in front of the library striped. He then asked about the handicapped crosswalk in front of Domino's Pizza on McBride Avenue. Mr. Bender spoke about having Woodland Park's zip code changed and suggested suing the State and Federal Government over this issue. He felt that if we could sue Little Falls, we should be able to sue the State and Federal Government.

Martha Diaz, 3 Weaseldrift Avenue, asked if there were any plans to run sewer lines throughout her neighborhood in the near future.

There being no one else wishing to be heard, the Public Hearing was closed.

The Mayor told Mr. Bender that he would speak with the County with regard to the crosswalk in front of Domino's. With regard to the zip code, the Mayor stated that he does not think suing the State or Federal Government "is the way to go". He explained why Woodland Park is currently in litigation with Little Falls. He stated that Congressman Frelinghuysen's office is aware that the zip code issue is a concern and the Mayor will speak to the Congressman about the zip code when he meets with him.

The Mayor stated to Ms. Diaz that he plans to have a meeting with the Borough Engineer regarding the issue of sewers in her area.

MAYOR'S REPORT:

The Mayor stated that the Borough Administrator, Kevin Galland, attended a meeting with Senator O'Toole today. He asked the Administrator for a brief synopsis of that meeting. Mr. Galland stated that mayors, administrators and council members from District 40 were invited to this meeting with the Commissioner. He stated that he raised a question to the Commissioner regarding the Route 3/Route 46 Interchange. He will be attending a meeting on Friday on this issue. He was told, however, that this project was pushed back to 2016 due to lack of funding. The Administrator stated that most of the questions to the Commissioner by other municipalities were in regard to flooding. The Mayor advised everyone that he has sent a letter to all Federal and State representatives relative to the flooding and the fact that he believes more action should be taken and less studies. The Mayor stated that the playground equipment for Cavaliere Park will be installed shortly. He informed everyone that he has met with almost all of the condominium associations in the Borough and when he has met with everyone, he will meet with the council and discuss the proposals for these associations. The Mayor stated that the corral fence has been installed around the parking lot of Zaccaria Park as well as the new fence gate. He thanked the council for their support with regard to the improvements at Zaccaria Park. He stated that a letter was drafted to all those residents who have estimated water bills advising them that appointments should be made with the Borough's meter readers to have them come into their homes to read their meters. The Mayor reminded residents that tax appeal forms must be filed by April 1, 2012.

MINUTES:

Upon Motion by Councilwoman Pascrell, seconded by Council President Gatti, and passed on roll call vote, the Minutes of the Regular Meeting of February 15, 2012, which were tabled at the last council meeting, were brought back from the table.

Councilman DiDomenico questioned why a discussion which was held at the February 15th meeting was in the Minutes verbatim. The Mayor explained the he believed that based on the discussion at the last council meeting with regard to this issue, Mr. Galland, Municipal Clerk, put this section of the Minutes in verbatim form to clarify what was said at that time.

Upon Motion by Councilman Spinelli, seconded by Councilman Vargas, and passed on roll call vote, the Minutes of the Regular Meeting of February 15, 2012, as revised, were approved as submitted, with a nay vote from Councilman DiDomenico.

Upon Motion by Councilman Holloway, seconded by Councilwoman Pascrell, and passed on roll call vote, the Minutes of the Executive Session of February 29, 2012 which were tabled at the last council meeting, were brought back from the table.

Upon Motion by Councilman Vargas, seconded by Councilman Spinelli, and passed on roll call vote, the Minutes of the Executive Session of February 15, 2012, as revised, were approved as submitted.

Upon Motion by Councilman Holloway, seconded by Council President Gatti, and passed on roll call vote, the Minutes of the Regular Meeting of March 7, 2012 were approved as submitted.

CONFERENCE COMMITTEE REPORTS:

- A. Administration & Finance – Council President Gatti had no report at this time.

- B. Buildings & Grounds/Public Works – Councilman DiDomenico reported that the committee had discussions regarding the repaving schedule and the McBride sewer line at the Peckman River. The Mayor stated that he instructed Mr. Galland to see where we stand with the grant applications that are currently pending. He wants any repaving or resurfacing of roads to begin in the summer and be completed by mid fall.
- C. Public Safety – Councilman Vargas had no report at this time.
- D. Health & Senior Services – Councilman Spinelli had no report at this time.
- E. Recreation & Community Relations – Councilwoman Pascrell reminded everyone about the Bunny Breakfast and Easter Egg Hunt on March 31st. She also reminded everyone about the Easter Basket Drive currently in progress.
- F. Laws & Ordinances – Councilman Holloway stated that there are currently three traffic ordinances being worked on. He stated that he needs to push the Laws & Ordinance Committee Meeting of April 16th to 6:30. He reminded everyone about the Fire Department’s installation dinner on March 24th.

MUNICIPAL ATTORNEY’S REPORT:

Mr. Buglione had no report at this time.

CONSENT AGENDA:

All matters listed under the Consent Agenda are considered to be routine by the Council and will be enacted by one resolution. The items listed herein will be acted upon after having been read. Any item may be removed from the Consent Agenda by the request of any member of the Mayor and Council, and if so removed, will be acted upon as a separate matter.

- A. Resolution R12-87, a resolution authorizing the Water Collector of the Borough of Woodland Park to refund the total of \$1,168.09 for the overpayment of water to Bonnie Stewart, 1 Weaseldrift Road, Woodland Park and to adjust the books and records accordingly.**

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic and State of New Jersey have been informed by the Water Collector of the Borough of Woodland Park that an overpayment of water, in the amount of \$1,168.09, was made by Bonnie Stewart, 1 Weaseldrift Road, Woodland Park; and

WHEREAS, Bonnie Stewart has requested that this overpayment be returned to her; and

WHEREAS, the Water Collector of the Borough of Woodland Park has requested a refund of said overpayment be made to Bonnie Stewart;

NOW, THEREFORE, BE IT RESOLVED that the Water Collector be and is hereby authorized to refund the total of \$1,168.09 for the overpayment of water to Bonnie Stewart; and

BE IT FURTHER RESOLVED that the books and records of the Water Collector will be adjusted accordingly.

- B. Resolution R12-90, a resolution awarding a contract to Masters Construction Company, Inc., Hopewell, New Jersey in the amount of \$19,210.00 for the installation of playground equipment at Cavaliere Park in total compliance with the specifications and requirements listed in WQ12-01.**

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey desire to install playground equipment at Cavaliere Park located on Bergen Boulevard; and

WHEREAS, a Written Quote (WQ12-01) document was prepared and sent to five vendors on February 21, 2012, as well as posted on the Borough of Woodland Park's web site, to secure said quote; and

WHEREAS, on March 9, 2012, the Borough Administrator received three (3) responses to the written quote as follows:

NAME	AMOUNT
Masters Construction Company, Inc.	\$19,210.00
Sports & Golf Solutions	\$25,667.00
Whirl Construction, Inc.	\$27,780.00

WHEREAS, funds are available from the Woodland Park Open Space Trust Fund Account;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, does hereby award a contract to Masters Construction Company, Inc., P.O. Box 402, Hopewell, NJ 08525 in the amount of \$19,210.00 for the installation of playground equipment at Cavaliere Park in total compliance with the specifications and requirements listed in WQ12-01.

C. Resolution R12-91, a resolution authorizing the use of the Sam Yodice, Sr. Field, Pridmore Field and Diane Grimes Field by the Tri Boro Sting Organization from April 1st to August 1, 2012 subject to the conditions set forth in this resolution.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, are in receipt of an application from David Fletcher, on behalf of the Tri Boro Sting Organization, requesting the use of the Sam Yodice, Sr. Field, Pridmore Field and Diane Grimes Field; and

WHEREAS, the application has been reviewed and found to be in compliance with the application requirements established in Resolution R06-78 by this Mayor and Council; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, hereby authorize use of the Sam Yodice, Sr. Field, Pridmore field and Diane Grimes Field by the Tri Boro Sting Organization, subject to the following conditions:

1. Use of the field is for the time period April 1st to August 1st, 2012.
2. Authorized use of the Sam Yodice, Sr. Field, Pridmore Field and Diane Grimes Field shall be scheduled through the officers of the West Paterson Boys and Girls Club.
3. At no time shall any team roster consist of more than 25% non-Woodland Park residents.
4. A priority shall be provided to Woodland Park residents for roster placement.
5. A roster of team players shall be provided to the Borough's Administrator. Information to be provided: Team Name; head coach name and home address; assistant coaches' names and home addresses; individual players' names, home addresses. Information to be provided at team formation and when any and all additions, deletions, and/or substitutions are made.

6. Use of fields following inclement weather. The Superintendent of the Department of Public Works (or designee) will have sole authority in determining field suitability. If the Superintendent determines that a field is not playable, all planned events will be cancelled for the day in question. The Superintendent's decision is not challengeable.
7. With regard to the lighting on the fields: Sunday through Thursday, the lights will automatically turn off at 10:30 p.m. and Friday and Saturday, the lights will automatically turn off at 11:00 p.m. No one is permitted on the field after the lights are turned off.

D. Resolution R12-92, a resolution authorizing the use of Zaccaria and Diane Grimes Fields to the Woodland Park Soccer Association from March 13, 2012 through December 31, 2012 subject to the conditions set forth in this resolution.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, are in receipt of an application from the West Paterson Soccer Association requesting the use of Borough recreational fields; and

WHEREAS, the application has been reviewed and found to be in compliance with the application requirements established in Resolution R06-78 by this Mayor and Council; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, hereby authorize use of Zaccaria and Diane Grimes Fields to the Woodland Park Soccer Association for the play of soccer, subject to the following conditions:

1. Use of the fields is for the time period March 13, 2012 through December 31, 2012 with the approval of the Superintendent of Public Works following an assessment of field conditions upon said date.
2. No player, upon reaching the age of eighteen (18) shall be permitted to play, unless said player has not completed his/her twelfth (12) grade of education.
3. Authorized use of Zaccaria and Diane Grimes Fields shall be scheduled through the Officers of the West Paterson Boys and Girls Club.
4. Authorization will not be given for the use of Memorial Field for the 2012 soccer season **at this time**.
5. At no time shall any team roster consist of more than 25% non-Woodland Park residents.
6. A priority shall be provided to Woodland Park residents for roster placement.
7. A roster of team players shall be provided to the Borough's Administrator. Information to be provided: Team Name; head coach name and home address; assistant coaches' names and home addresses; individual players' names, home addresses and dates of birth. Information to be provided at team formation and when any and all additions, deletions, and/or substitutions are made.
8. Use of fields following inclement weather. The Superintendent of the Department of Public Works (or designee) will have sole authority in determining field suitability. If the Superintendent determines that a field is not playable, all planned events will be cancelled for the day in question. The Superintendent's decision is not challengeable. Only one representative will call the Superintendent of the Department of Public Works regarding field availability following inclement weather.
9. With regard to the lighting on the fields: Sunday through Thursday, the lights will automatically turn off at 10:30 p.m. and Friday and Saturday, the lights will automatically turn off at 11:00 p.m. No one is permitted on the field after the lights are turned off.

E. Resolution R12-93, a resolution authorizing the Knights of Columbus, Council 240, to conduct a Can Shake Fundraiser from April 20th through April 22, 2012, at the intersections of McBride and Glover Avenues and Lackawanna and McBride Avenues subject to the conditions set forth in this resolution.

WHEREAS, the Knights of Columbus Council 240 have requested permission to conduct a Can Shake Fundraiser on April 20 through April 22, 2012, in order to collect voluntary contributions for mentally disabled persons in our community; and

WHEREAS, the Knights of Columbus has requested that this activity be held at the intersections of McBride Avenue and Glover Avenue as well as McBride Avenue and Lackawanna Avenue; and

WHEREAS, the Mayor and Council of the Borough of Woodland Park fully support the dedicated efforts of the Knights of Columbus in all of their activities and recognize the need to periodically solicit contributions from the public;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park authorizes the Knights of Columbus Council 240 to conduct a Can Shake fundraiser on April 20 through April 22, 2012, at the intersections of McBride and Glover Avenues and Lackawanna Ave. and McBride Avenues.

BE IT FURTHER RESOLVED, that this acknowledgement is conditioned on the following:

1. That no one under the age of eighteen (18) be permitted to solicit funds on any public street or from any person in/on a vehicle on a public street; and
2. That safety measures (clothing/jackets with reflective material/tape, traffic cones, barriers, etc.) be utilized to warn drivers of pedestrian activity in the road to protect the solicitors.
3. With regard to solicitations at the intersection of McBride and Glover Avenues, solicitations are prohibited on Glover Avenue east of McBride Avenue.

F. Resolution R12-94, a resolution authorizing the Tax Collector of the Borough of Woodland Park to return the total of \$24,222.35 for the redemption payment of a lien and premium to FNA Jersey BOI, LLC, P.O. Box 1030, Brick, New Jersey with reference to 67 Mt. Pleasant Avenue and to adjust the books and records accordingly.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic and State of New Jersey have been informed by the Tax Collector of the Borough of Woodland Park that a lien redemption for taxes, in the amount of \$13,422.35 was made on March 21, 2012 with regard to 67 Mt. Pleasant Avenue, Woodland Park; and

WHEREAS, the redemption certificate has been received in the Tax Office and, therefore, the amount of \$13,422.35 is to be returned to the lien holder, FNA Jersey BOI, LLC, P.O. Box 1030, Brick, New Jersey; and

WHEREAS, the Tax Collector of the Borough of Woodland Park has requested a lien redemption of said payment to be made to FNA Jersey BOI, LLC;

WHEREAS, a premium of \$10,800.00 had also been made by FNA Jersey BOI, LLC which is to be returned;

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to return the total of \$24,222.35 for the redemption payment of the lien and premium; and

BE IT FURTHER RESOLVED that the books and records of the Tax Collector will be adjusted accordingly.

G. Resolution R12-95, a resolution, based on the recommendation of Felix Esposito, Code Enforcement Officer, authorizing the appropriate administration staff to refund the amount of \$3,350.00 to Lackawanna Associates, Woodland Park representing the balance of their escrow account associated with a Board of Adjustment application.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey are in receipt of a request from Lackawanna Associates, Woodland Park, New Jersey for a refund of the balance of their escrow account associated with a Board of Adjustment application; and

WHEREAS, the Mayor and Council are in receipt of a recommendation from Felix Esposito, Code Enforcement Officer to return said escrow to Lackawanna Associates;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council hereby direct the appropriate administration staff to refund the amount of \$3,350.00 to Lackawanna Associates, Woodland Park, New Jersey.

H. Resolution R12-96, a resolution approving an increase in the Temporary Budget for a grand total of \$6,263,585.79 and also approving an increase in the Water Utility Budget for a grand total of \$765,594.00.

WHEREAS, an emergent condition has arisen with respect to unexpected expenses and no adequate provision was made in the 2012 temporary budget for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2012 pursuant to the provisions of N.J.S. 40A:4-20 (Chapter 96, P.L. 1951 as amended) including this resolution total \$6,263,585.79 Grand Total of Current Fund Budget Appropriations; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2011 pursuant to the provisions of N.J.S. 40A:4-20 (Chapter 96, P.L. 1951 as amended) including this resolution total \$765,594.00 Grand Total of Water Utility Budget Appropriations;

NOW, THEREFORE, BE IT RESOLVED, (not less than two-thirds of all the members therefore affirmatively concurring) that in accordance with N.J.S. 40A:4-20.

The following Temporary Emergency Appropriation is hereby made:

EMERGENCY TEMPORARY RESOLUTION = 03/21/12		
BUDGET ACCOUNT	BUDGET ACCOUNT	AMOUNT
2-01-20-100-101-020	GENERAL ADMINISTRATION - O/E	\$5,000.00
2-01-20-130-130-010	FINANCIAL ADMINISTRATION - S/W	\$5,000.00
2-01-20-150-150-020	TAX ASSESSMENT - O/E	\$10,000.00
2-01-20-155155-020	LEGAL SERVICES - O/E	\$10,000.00
2-01-22-195-195-020	UNIFORM CONSTRUCTION CODE O/E	\$1,750.00
2-01-23-210-211-020	SURETY BOND PREMIUMS	\$1,000.00
2-01-25-240-240-020	POLICE DEPARTMENT - S/W	\$25,000.00
2-01-25-265-265-020	FIRE DEPARTMENT - O/E	\$15,000.00
2-01-25-265-270-020	FIRE ALARM SYSTEMS -O/E	\$1,300.00
2-01-26-300-301-020	SEWER SYSTEMS - O/E	\$12,000.00
2-01-26-310-310-020	BUILDINGS & GROUNDS - O/E	\$12,000.00
2-01-26-315-315-010	VEHICLE MAINTENANCE - S/W	\$5,000.00
2-01-27-330-331-020	BD OF HEALTH CONTRACT - O/E	\$10,502.00
2-01-27-340-340-020	ANIMAL CONTROL SERVICES - O/E	\$1,500.00

2-01-29-390-390-020	MUNICIPAL LIBRARY - O/E	\$45,000.00
2-01-30-420-420-020	CELEBRATION OF PUBLIC EVENTS	\$2,000.00
2-01-36-472-472-020	SOCIAL SECURITY - O/E	\$40,000.00
2-01-43-490-491-020	MUNICIPAL COURT - O/E	\$3,250.00
	RESOLUTION INCREASE	\$205,302.00
	CURRENT BUDGET STATUS	<u>\$6,058,283.79</u>
	NEW TEMPORARY BUDGET TOTAL	<u>\$6,263,585.79</u>
2-05-55-502-502-520	WATER UTILITIES - O/E	\$250,000.00
	WATER RESOLUTION INCREASE	\$250,000.00
	WATER BUDGET STATUS	<u>\$515,594.00</u>
	NEW WATER TEMPORARY BUDGET TOTAL	<u>\$765,594.00</u>

BE IT FURTHER RESOLVED that two certified copies of this resolution be filed with the Director of Local Government Services.

- I. Resolution R12-97, a resolution approving the application for a license to operate a used motor vehicle dealership by Mercury Auto Sales, LLC, 575 McBride Avenue, subject to the stipulations set forth in this resolution.**

WHEREAS, the Mayor and Council are in receipt of an application for a license to operate a used motor vehicle dealership by Mercury Auto Sales LLC, 575 McBride Ave., Woodland Park, New Jersey, owned by Cosmo D’Ovidio; and

WHEREAS, Mercury Auto Sales, LLC has submitted an application in accordance with Chapter VII of the Revised General Ordinances of the Borough of Woodland Park dated 1972 and Amendments thereto; and

WHEREAS, Detective John Uzzalino and Felix Esposito, Construction Code Official, have completed their investigations and have approved said application;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, based on the information provided, hereby approves the application of Mercury Auto Sales, LLC to operate a used motor vehicle dealership with the stipulation that all rules and regulations, as stated in Section 7-8.7, specifically 7-8.7c; 7-87e and 7-8.7i of the Ordinances of the Borough of Woodland Park, are complied with.

- J. Resolution R12-98, a resolution to approve the actions noted in the Consent Agenda, items A. through I., be and are hereby approved and the proper officers are directed to take necessary action on same.**

BE IT RESOLVED, by the Mayor and Council of the Borough of Woodland Park, that the actions noted in the Consent Agenda, items A. through I. be and are hereby approved and the proper officers are directed to take the necessary actions on same.

Councilman DiDomenico questioned, with regard to R12-90, the amount of money to be spent on the purchase and installation of the playground equipment at Cavaliere Park and wanted to make sure the Open Space Trust Fund had enough money to cover the cost of purchase and installation. The Mayor stated that funds were available to cover the cost of this project.

Council President Gatti asked, with regard to Resolution R12-91, the ages and towns the baseball players are from on the Tri Boro Sting Organization. A discussion was held on the use of the fields in Woodland Park by various organizations.

Upon Motion made by Councilwoman Pascrell, and seconded by Councilman Spinelli, the foregoing resolution was unanimously adopted on roll call vote.

COLLECTOR/TREASURER REPORT:

CFO, Frederick J. Tompkins recommends authorization for payment:

Upon Motion made by Councilman Spinelli, seconded by Council President Gatti and unanimously passed on roll call vote, the Council confirmed the payment of bills from voucher list of 03/16/12 totaling \$2,605,383.80.

DEPARTMENT REPORTS:

1. Animal Control Report for February, 2012.
2. Finance Department - Summary Budget Status Report for March 16, 2012.

OLD BUSINESS:

A. Public Hearing on Ordinance 12-03 an Ordinance to exceed the Municipal Budget Appropriation limits and to establish a cap bank (N.J.S.A. 40A:4-45.14).

Upon a Motion made by Councilman Spinelli, seconded by Councilwoman Pascrell and passed on roll call vote, a public hearing was opened on Ordinance No. 12-03.

With no one wishing to be heard, upon a Motion made by Councilwoman Pascrell, seconded by Councilman Holloway and passed on roll call vote, the public hearing was closed.

B. Resolution R12-88, Adoption of Ordinance 12-03 by the Mayor and Council.

WHEREAS, the Borough of Woodland Park, County of Passaic, State of New Jersey, desires to adopt an ordinance to exceed the municipal budget appropriation limits and to establish a cap bank for the calendar year 2012 (N.J.S.A. 40A: 4-45.14) ; and

WHEREAS, notice of introduction and passage on first reading was published in The Herald News dated March 11, 2012, setting the date of March 21, 2012 for the public hearing and consideration for final passage; and

WHEREAS, copies of the ordinance were posted on the Borough’s official bulletin board and copies made available to all those desiring same; and

WHEREAS, in compliance with State Statute, a public hearing on the above referenced ordinance was conducted on March 21, 2012 at the regularly scheduled meeting of the Mayor and Council;

NOW, THEREFORE BE IT RESOLVED, that the ordinance entitled Ordinance 12-03 an ordinance to exceed the municipal budget appropriation limits and to establish a cap bank for the calendar year 2012 be and is hereby adopted as having been approved on second and final reading, and the Municipal Clerk be and he is hereby authorized and directed to publish said Ordinances according to law.

Upon Motion made by Councilman Pascrell, and seconded by Councilwoman Spinelli, the foregoing resolution was unanimously adopted on roll call vote.

Said Ordinance 12-03 has been written out in the Minutes of the March 7, 2012 meeting.

C. Public Hearing on Ordinance 12-04 an Ordinance to establish the creation of a stop sign at the intersection of Wilson Avenue and Hugo Avenue in the Borough of Woodland Park.

Upon a Motion made by Councilman Holloway, seconded by Council President Gatti and passed on roll call vote, a public hearing was opened on Ordinance No. 12-04.

March 21, 2012 552

With no one wishing to be heard, upon a Motion made by Councilwoman Pascrell, seconded by Councilman Spinelli and passed on roll call vote, the public hearing was closed.

D. Resolution R12-89, Adoption of Ordinance 12-04 by the Mayor and Council.

WHEREAS, the Borough of Woodland Park, County of Passaic, State of New Jersey, desires to adopt an ordinance to establish the creation of a stop sign at the intersection of Wilson Avenue and Hugo Avenue in the Borough of Woodland Park; and

WHEREAS, notice of introduction and passage on first reading was published in The Herald News dated March 11, 2012, setting the date of March 21, 2012 for the public hearing and consideration for final passage; and

WHEREAS, copies of the ordinance were posted on the Borough's official bulletin board and copies made available to all those desiring same; and

WHEREAS, in compliance with State Statute, a public hearing on the above referenced ordinance was conducted on March 21, 2012 at the regularly scheduled meeting of the Mayor and Council;

NOW, THEREFORE BE IT RESOLVED, that the ordinance entitled Ordinance 12-04 an ordinance to establish the creation of a stop sign at the intersection of Wilson Avenue and Hugo Avenue in the Borough of Woodland Park be and is hereby adopted as having been approved on second and final reading, and the Municipal Clerk be and he is hereby authorized and directed to publish said Ordinances according to law.

Ordinance 12-04

BE IT ORDAINED, by the Borough Council of the Borough of Woodland Park, in the County of Passaic and State of New Jersey as follows:

I. AUTHORITY

This ordinance is adopted pursuant to the authority established within the Borough of Woodland Park, pursuant to N.J.S.A. 59: 1-1, et. seq. and the New Jersey Motor Vehicle Laws established in N.J.S.A. 39: 1-1, et seq., of New Jersey Statutes Annotated.

II. PURPOSE

THE PURPOSE OF THIS ORDINANCE IS TO REGULATE TRAFFIC IN ORDER TO PROTECT THE PUBLIC HEALTH, SAFETY AND WELFARE.

III. DEFINITIONS

For purposes of this Ordinance, the following words and/or phrases shall be defined as follows: (a) "Highway" shall be defined, pursuant to N.J.S.A. 39: 1-1, et. seq. and the Borough's Ordinances. (b) "Intersection" shall mean any point at which a roadway joins another, whether or not it crosses the other, which shall include crossovers. (c) "M.U.T.C.D." shall mean the Manual for Uniform Traffic Control Devices, issued by the Federal Highway Administration. (d) "Stop Sign" shall mean a sign as described in the M.U.T.C.D., section: 2B.04 and N.J.S.A. 39: 1-1 et seq. (e) "Town Highway and Roadway" shall be defined pursuant to N.J.S.A. Title 39: 1-1, et. seq.

IV. LOCATION OF NEW STOP SIGN

For purposes of this Ordinance, stop signs shall be erected on the following roadways for the regulation of traffic at the following intersections: at the intersection of Wilson Avenue and Hugo Avenue; the stop signs will be erected and placed in the following manner: on the northeast corner of Wilson Avenue, at the intersection of Hugo Avenue

(ascending the street); and on the southeast corner of Wilson Avenue at the intersection of Hugo Avenue (descending the street);

V. PENALTIES

All penalties shall be those established by the State of New Jersey, pursuant to N.J.S.A. Title 39: 1-1, et. seq. and the Borough's Ordinances, for traffic violation.

VI. ENFORCEMENT

This Ordinance may be enforced by any properly qualified New Jersey Law Enforcement Officer.

VII. INCONSISTENCIES

If any part of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion(s) of the Ordinance. Then a sign just to say approved by the Mayor and council of the Borough of Woodland Park on March 21, 2012.

Upon Motion made by Councilman Holloway, and seconded by Council President Gatti, the foregoing resolution was unanimously adopted on roll call vote.

NEW BUSINESS:

Councilman Holloway brought up the fact that a resident of Woodland Park, who is now deceased, is being honored by the Passaic County Freeholder Board on March 27th. The Mayor stated that he was approached by Deborah Sambrone, relative to Women's History Month, and she asked him to nominate a deserving individual to be recognized. The Mayor nominated, in memoriam, Beatrice Gilmore.

There being no further business to come before the Council, upon Motion by Council President Gatti, seconded by Councilman Holloway and unanimously passed on roll call vote, the meeting was adjourned at 8:31 p.m.

Respectfully submitted,

Kevin V. Galland
Municipal Clerk

Keith Kazmark
Mayor