

**BOROUGH OF WOODLAND PARK  
REGULAR MEETING OF THE MUNICIPAL COUNCIL  
HELD ON JUNE 19, 2013**

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 June 19, 2013 and was called to order by Mayor Keith Kazmark at 7:00 p.m.

Present: Council President Holloway, Councilwoman Gatti, Councilman Spinelli, Councilwoman Kallert, Councilwoman Pascrell, Councilman DeCesare and Mayor Kazmark

Absent: None

Kevin Galland, Administrator, Courtney Fitzpatrick, Deputy Municipal Clerk, and Albert Buglione, Municipal Attorney, were present.

The Mayor stated in accordance with the Open Public Meeting Law, P.L.1975, c. 231, notice requirements for this meeting have been set forth in the resolution adopted by the Municipal Council at its Reorganization Meeting of January 2, 2013 detailing the time and place, with notice given to the public by posting a copy thereof on the bulletin board in the Municipal Building, transmitting copies to the Mayor, members of the Council, Officers and to the Herald News.

**PRESENTATIONS:**

Mayor Kazmark appointed Irene Macones & Jacqueline Donovan to the Centennial Committee.

Mayor Kazmark Presented a Proclamation to Santangelo's Funeral Home commemorating their 50<sup>th</sup> Anniversary.

The Woodland Park Business Association presented two (2) Scholarship Awards to Two (2) Passaic Valley High School Students in the amount of \$500.00 each. Those Awards were presented to Cassandra McCall who will be attending Ohio State University and Anthony Timothy who will be attending Boston University.

Mayor Kazmark asked for a Motion to suspend the regular order of business. Upon Motion by Councilman DeCesare, seconded by Councilwoman Gatti, and passed on roll call vote, the regular order of business was suspended.

Mayor Kazmark asked for a Motion to move item #13 from the consent agenda, Resolution R13-186, a Resolution introducing Borough Ordinance # 13-09 to be taken off the table. Upon Motion made by Council President Holloway, seconded by Councilman Spinelli, and passed on roll call vote, Resolution R13-186, a Resolution introducing Borough Ordinance # 13-09 was taken off the table.

**OLD BUSINESS:**

**A. Resolution R13-186, a Resolution Introducing Borough Ordinance No. 13-09**

BE IT RESOLVED; that the ordinance entitled: AN ORDINANCE TO AMEND CHAPTER VIII OF THE ORDINANCES OF THE BOROUGH OF WOODLAND PARK TO EXEMPT SHOPPING CENTERS FROM OUTSIDE SECURITY REQUIREMENTS ON SUNDAYS AND HOLIDAYS WHEN OPERATING AT OR BELOW TWENTY (15%) PERCENT OF THE TOTAL LEASED STORE AREA heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 19<sup>th</sup> day of June, 2013, at 7:00 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Municipal Council and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Municipal Clerk is

hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

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

**PUBLIC HEARINGS:**

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

Harold Bender, 13 Hillery Street is requesting a refund on taxes that he believes is owed to him from a period of time while he was on disability. He also spoke about receiving notices for not taking care of his property and he stated that it is not his property.

Barbara Scuitier, 24 Park Drive and Dennis Masso, 23 Park Drive spoke about a bamboo that a neighbor at 22 Weasel Drift Road had planted and how the bamboo is destroying their properties.

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

Mayor Kazmark told Mr. Bender that the issue with his property taxes was referred to Mr. Galland, the Borough Administrator and Mr. Henderson, the Tax Assessor. He stated to Mr. Bender that he should be receiving a letter within the next few weeks from Mr. Henderson regarding the matter. Mayor Kazmark told Mr. Bender that code enforcement is aware of the property that is not being maintained and that code enforcement is aware that the property does not belong to Mr. Bender.

Mayor Kazmark told Barbara Scuitier and Dennis Masso that he will further the paperwork to the Council President, the Borough Attorney and the Ordinance Committee. The Borough Attorney will take a look into the Constitutional Issues regarding the bamboo.

**APPROVAL OF MINUTES:**

Upon motion made by Councilman Spinelli, seconded by Councilwoman Kallert, and unanimously passed on roll call vote: Special Joint Meeting minutes of May 29, 2013; Executive Session minutes of June 5, 2013; Regular Meeting minutes of May 29, 2013; and Regular Meeting minutes of June 5, 2013 were approved.

Councilman DeCesare sustained to the approval of the Executive Session minutes for June 5, 2013 and the Regular Meeting minutes for June 5, 2013.

**MAYOR'S REPORT:**

Mayor Kazmark thanked the Local Girl Scout Troop for putting together the Pediatric Cancer Walk at Beatrice Gilmore School. He stated that he received a letter from the American Legion in Totowa thanking us for our approval of a Resolution allowing them to sell Poppy's during the Memorial Day season. He spoke about Resolution R13-192, the demolition of 3 homes in the Borough. He spoke about a letter that was sent by the Borough Engineer to the West Mount Village Apartments in reference to the resurfacing project on Overmount Avenue. He apologized to the Local American Legion and the 8<sup>th</sup> Grade graduating class for not being able to attend the Flag Day Ceremony at the Legion or the 8<sup>th</sup> Grade Graduation. He thanked Council President Holloway for sitting in for him at the Flag Day event. He thanked the Superintendent, Elaine Baldwin, for reading the letter from his office congratulating the 8<sup>th</sup> Graders on their Graduation. He stated that he will be attending the High School Graduation this Friday, June 21, 2013. He spoke about Resolution R13-189, the interlocal service agreement with the Borough of Fairlawn for the use of the Municipal swimming pool.

**COMMITTEE REPORTS:**

Administration & Finance – Councilwoman Gatti spoke about Resolution R13-192, The Community Development Block Grant.

Public Works – Councilman Spinelli spoke about two contracts that were awarded. The first contract was for the Sun Shelter and Concrete work at Memorial School by the fields. The second contract was for the Resurfacing Program for Pitts Avenue, Winslow Place, Morley Drive, Woodrow Avenue, Willow Way and the First Aid Building parking lot. The Resurfacing program is said to be completed by the beginning of the school year.

Public Safety – Councilman DeCesare spoke about the lightening detection system and how it should be installed the first week of July 2013.

Health & Senior Services – Councilwoman Kallert spoke about the Rabies Clinic. She spoke about the Adopt-A-Spot Program.

Recreation & Community Relations – Councilwoman Pascrell spoke about the kick off summer party that was held on Monday June 17, 2013 and how it was a great turnout. She thanked the Recreation Department and the Mayor and Council for all their help. She spoke about the Splash Pad that should be up and running by July 1, 2013.

Laws & Ordinances – Council President Holloway thanked the Mayor and Council for supporting the Introduction to Resolution R13-186, a Resolution Introducing Borough Ordinance No. 13-09. He spoke about the Flag day celebration.

**MUNICIPAL ATTORNEY’S REPORT:**

The Borough Attorney spoke about Resolution R13-186, a Resolution Introducing Borough Ordinance No. 13-09. He thanked the Mayor, the Council and the Police Department for their efforts on this Ordinance. He stated that this Ordinance is to help the Business Administration and the Business Community.

**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 this Governing Body, and if so removed, will be acted upon as a separate matter.

- A. Resolution R13-183, a resolution authorizing the Recreation Department of the Borough of Woodland Park to rehire the camp counselors listed in this resolution and to hire a part time Art Teacher for the 2013 summer camp season.**

**HIRING/REHIRING OF SUMMER CAMP COUNSELORS**

**WHEREAS**, the Recreation Department of the Borough of Woodland Park, County of Passaic, State of New Jersey will be opening the summer camp session at Zaccaria Park on July 1, 2013 through August 16, 2013; and

**WHEREAS**, the Recreation Department will be rehiring camp counselors, who worked as counselors in 2012, for the 2013 season, and will hire additional new counselors; and

**WHEREAS**, the Recreation Department wishes to rehire the following counselors at the following rates per hour:

Darlene Monochello	\$5,500 (season)	Cristina D’Amico	\$ 8.00
Stephanie Pascrell	\$14.00	Katherine Pridmore	\$ 7.50
Nicole Webb	\$14.00	Alexandria Domicolo	\$ 7.50
Daniel Webb	\$10.00	Timothy Ward	\$ 7.50
John Murray	\$13.00	Jessica Neville	\$ 7.50

Jarrid Stanton	\$10.00	Angelica Salvemini	\$ 7.50
Shane Hanley	\$ 9.00	Ian Hanley	\$ 7.50
Jasmine Sconciafurno	\$ 8.00	Brianna Salvemini	\$ 7.50
Brian Stanton	\$ 7.50	GianCarlo Reda	\$ 9.00
Kaitlyn Kallert	\$ 7.50	Mia Tobia	\$ 8.00
Jonathan Reda	\$ 7.50		

**WHEREAS**, the Recreation Department wishes to hire the following new counselors at the following rates per hour:

Angelica Cicchetti	\$13.00	(Certified Art Teacher)
Kimberly Dilts	\$13.00	(Certified Autism Teacher)
Marcus Jimenez	\$8.25	
Matthew Reda	\$7.25	
Tina Predojevic	\$7.25	
Jaimie Reda	\$7.25	
Elyse Lijoi	\$7.25	
Angela Kitanoska	\$7.25	
Stephanie Feldner	\$7.25	
Matthew Kiss	\$7.25	
Michael Kiss	\$7.25	
Shannon Marren	\$7.25	
Pauline Porucznik	\$7.25	(Start Date 7/15/13)
Caitlin Ribeiro	\$7.25	
Nicholas Spillert	\$7.25	

**WHEREAS**, it has become necessary to hire a part time Art Teacher for the Summer Camp, therefore, the Recreation Department will be hiring Angela Cicchetti at an hourly rate of \$13.00.

**WHEREAS**, it has become necessary to hire a part time Autism Teacher for the Summer Camp, therefore, the Recreation Department will be hiring Kimberly Dilts at an hourly rate of \$13.00.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, hereby authorizes the Recreation Department to rehire the above individuals as camp counselors for the 2013 summer camp season.

**B. Resolution R13-189, a resolution authorizing the Borough of Woodland Park to enter into an interlocal agreement with the Borough of Fair Lawn to provide the residents of Woodland Park the use of Fair Lawn’s Municipal Swimming Pool.**

**INTERLOCAL SERVICE AGREEMENT WITH THE BOROUGH OF FAIR LAWN FOR THE USE OF THE MUNICIPAL SWIMMING POOL**

**WHEREAS**, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey desire to enter into an interlocal service agreement with the Borough of Fair Lawn to provide the residents of Woodland Park the use of Fair Lawn’s Municipal Swimming Pool for the current season; and

**WHEREAS**, any resident of the Borough of Woodland Park who chooses to participate in the Municipal Swimming Pool located in the Borough of Fair Lawn shall pay all fees directly to the Borough of Fair Lawn at no cost to the Borough of Woodland Park;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey hereby authorizes Mayor Kazmark to execute all documents associated with the agreement.

**C. Resolution R13-190, a resolution authorizing the Municipal Clerk of the Borough of Woodland Park to issue the appropriate Plenary Retail Consumption license certificates to the licensees listed in this resolution.**

**RENEWAL OF LIQUOR LICENSES**

**WHEREAS**, renewals for Plenary Retail Consumption and Plenary Retail Distribution licenses for the Borough of Woodland Park for the 2013-2014 licensing season have been filed; and

**WHEREAS**, all requirements applicable thereto have been properly made and are in order;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Woodland Park, County of Passaic and State of New Jersey that the Plenary Retail Consumption licenses set forth as follows be hereby renewed for the 2013-2014 licensing season effective July 1, 2013:

Midnight Enterprises, LLC	1616-33-014-007
Great Notch Inn, INC	1616-33-006-005
Benkar Corporation	1616-33-001-003
821 McBride Avenue, INC	1616-33-019-002

**NOW THEREFORE BE IT RESOLVED**, that the Municipal Clerk be and is hereby authorized to issue the appropriate license certificates to the respective licensees as approved by this resolution.

**D. Resolution R13-191, a resolution releasing the Performance Guarantee of K. Hovnanian subject to the provision of a two year maintenance bond in the amount of \$228,424.50 and the payment of any outstanding fees owed to the Borough.**

**K. HOVNANIAN  
FOUR SEASONS AT GREAT NOTCH  
PERFORMANCE BOND RELEASE**

**WHEREAS**, the Borough of Woodland Park, County of Passaic, State of New Jersey, is in possession of a Phase 1 Offsite Performance Guarantee Bond (No. SB 0094601; Letter of Credit No. 18101626-00-000) from K. Hovnanian, 110 Fieldcrest Avenue, Edison, NJ, for certain Off-Site Improvements in connection with the premises commonly known as Four Seasons at Great Notch, and

**WHEREAS**, the Mayor and Council are in receipt of correspondence from K. Hovnanian requesting that the Borough consider releasing the Performance Guarantee based on their judgment that 100% of the improvements secured by the Performance Guarantee have been fully and satisfactorily completed; and

**WHEREAS**, the Mayor and Council are in receipt of correspondence from the Borough Engineer, advising the Borough that after a final inspection his office has determined that all bonded improvements, under this bond, have been satisfactorily installed as of June 7, 2013; and

**WHEREAS**, based on that determination, the Borough Engineer is recommending that the Performance Guarantee be released by formal Resolution subject to: 1) the applicant posting the required Maintenance Bond equaling 15% of the cost of improvements for a period of two years; and 2) payment of any outstanding fees owed to the Borough.

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, does hereby release the Performance Guarantee subject to the provision of a two year maintenance bond in the amount of \$228,424.50 and the payment of any outstanding fees owed to the Borough.

- E. Resolution R13-192, a resolution accepting a Community Development Block Grant in the amount of \$823,263.00 for the acquisition and demolition of three (3) residential properties on Bergen Blvd. to create open-space in perpetuity; and that Mayor Kazmark is hereby authorized to execute all documents relative to this matter.**

**GRANT ACCEPTANCE  
COMMUNITY DEVELOPMENT BLOCK  
GRANT-DISASTER RECOVERY**

**WHEREAS**, the Mayor and Council, of the Borough of Woodland Park, County of Passaic, State of New Jersey, has applied for a Community Development Block Grant - Disaster Recovery (CDBG-DR) grant to fund the acquisition and demolition of three (3) residential properties on Bergen Blvd. and create open-space in perpetuity; and

**WHEREAS**, the Borough is in receipt of correspondence from the County of Passaic notifying the Borough that said grant has been awarded in the amount of \$823,263.00, to be used exclusively for that purpose;

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, does hereby accept the grant award in the amount of \$823,263.00 for the acquisition and demolition of three (3) residential properties on Bergen Blvd. and create open-space in perpetuity; and

**BE IT FURTHER RESOLVED**, that Mayor Kazmark is hereby authorized to execute all documents relative to this matter.

- F. Resolution R13-195, a resolution approving a birthday party to be held at 160 Highview Drive on Saturday, June 27, 2013 between the hours of 1:00 and 7:30 p.m. subject to the conditions set forth in said resolution.**

**160 HIGHVIEW DRIVE/BIRTHDAY PARTY**

**WHEREAS**; the residents located at 160 Highview Drive, Woodland Park, New Jersey have requested the Mayor and Council's approval for the closure of said street between Grandview Drive and Ridgeview Drive to hold a 1<sup>st</sup> Birthday Party; and

**WHEREAS**; the residents of 160 Highview Drive, Woodland Park, New Jersey have set the time and date of this gathering to be Saturday, July 27, 2013 between the hours of 1:00 and 7:30 p.m. on said day, and

**WHEREAS**; the residents of 160 Highview Drive, Woodland Park, New Jersey accept the conditions under Ordinance 99-16, Section 6-2 Noise and will abide by the NO public use of alcoholic beverages provision; and

**WHEREAS**; the Woodland Park Borough Department of Public Works shall affix "Emergency No Parking" signs on Highview Drive; and

**WHEREAS**, movable barricades will be placed on Highview Drive which shall be positioned for ease of access and/or removal for emergency vehicles under the direction of Chief Anthony Galietti, Woodland Park Police Department, and

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, hereby approve the 1<sup>st</sup> Birthday Party at 160 Highview Drive as set forth in this resolution subject to the following conditions:

1. The roadway may be blocked off by barricades, but must remain clear for any emergency vehicle traffic.
2. No rides, games of chance, tables, grills of any kind, etc. shall be set up in the roadway (curb to curb)

3. No consumption of alcohol beverages shall be permitted in public pursuant to Ordinance 07-08.
4. No vehicle shall be used to block off the roadway.
5. All local ordinances will apply during the event.
6. The Police Department has the right to cancel this event at any time if the above conditions are not adhered to or if the Police Department deems anything as being unsafe.

**G. Resolution R13-196, a resolution in conjunction with the Centennial Celebration, a resolution authorizing the payment for bills in the amount of \$836.94; that the payment of \$836.94 be made to the vendor listed in the resolution for materials provided in conjunction with said Centennial Celebration; and that said payments shall be made from the Centennial Celebration Trust Account.**

**AUTHORIZATION TO PAY  
BILLS**

**WHEREAS**, the Borough of Woodland Park, County of Passaic, State of New Jersey, will be celebrating its 100 year anniversary in 2014; and

**WHEREAS**, the Mayor and Council have established a Centennial Celebration Committee (Committee) to plan said event; and

**WHEREAS**, said Committee has also incurred the following expenses associated with this event; whereby vendors need to be paid;

VENDOR	EXPLANATION	COST
Best Buy	Camera & Access	\$836.94

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, hereby authorize the payment in an amount of \$836.94 to the vendor listed for materials provided in conjunction with said Centennial Celebration. Said charges shall be made from the Centennial Celebration Trust Account.

**H. Resolution R13-193, a resolution to approve the actions noted in the Consent Agenda, items A through G, be and are hereby approved and the proper officers are directed to take necessary action on same.**

**APPROVAL OF CONSENT AGENDA**

**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 G. be and are hereby approved and the proper officers are directed to take necessary action on same.

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

Mayor Kazmark asked for a Motion to remove items A and F from the consent agenda and for items A and F to be voted on separately. Upon Motion made by Councilwoman Pascrell, seconded by Councilman Spinelli, and passed on roll call vote, items A and F were taken off the consent agenda and voted on separately.

Upon Motion made by Councilman Spinelli, Seconded by Councilman DeCesare, and passed on roll call vote, item A was unanimously adopted.

Upon Motion made by Councilwoman Gatti, seconded by Councilman DeCesare, and passed on roll call vote, item F was unanimously adopted.

**COLLECTOR/TREASURER REPORT:**

CFO, Frederick J. Tomkins recommends authorization for payment:

Upon Motion made by Councilwoman Gatti, seconded by Council President Holloway and unanimously passed on roll call, the Council confirmed the payment of the 6/28/13 regular and miscellaneous payroll estimated at \$230,000.00.

Upon Motion made by Council President Holloway, seconded by Councilman DeCesare and unanimously passed on roll call, the Council confirmed the payment of bills from voucher list of 6/14/13 totaling \$2,075,894.72.

**DEPARTMENT REPORTS:**

1. Police Report for April 2013.
2. Fire Prevention Report for May 7, 2013.
3. Library Report for May 14, 2013.
4. Planning Board Minutes for April 8, 2013.
5. Planning Board Executive Session Minutes for April 8, 2013.
6. Summary Budget Status Report for May 24, 2013.

**ADJOURNMENT:**

There being no further business to come before the Council, upon a Motion by Councilwoman Pascrell, seconded by Councilman DeCesare, and unanimously passed on roll call vote, the meeting was adjourned at 7:56 PM.

Respectfully submitted,

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Courtney K. Fitzpatrick  
Deputy Municipal Clerk

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Keith Kazmark  
Mayor