

**WOODLAND PARK MUNICIPAL COUNCIL  
AGENDA FOR REGULAR MEETING OF  
August 17, 2022**

1. In accordance with the Open Public Meeting Law, P.L.1975, chapter 231, notice requirements for this meeting have been set forth in the resolution adopted by the Municipal Council at its Reorganization Meeting of January 5, 2022 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 Herald News and The Record of Woodland Park.
2. **Flag salute and Prayer**
3. **Roll Call**
4. **Presentations:**
  - **Recognition of Summer Camp Director Shannon Marren**
5. **Public Hearing:**
6. **Approval of Minutes from:**
  - **Regular Meeting of May 4, 2022**
  - **Executive Session of May 18, 2022**
7. **Council Comments:**
8. **Mayor's Report:**
9. **Municipal Attorney's Report:**
10. **Consent Agenda:**

All matters listed under the Consent Agenda are considered to be routine by the Council and will be enacted by one resolution. 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 R22-192, a resolution to approve the Borough to apply for and obtain a grant from the New Jersey Department of Community Affairs in amount not to exceed \$10,000 to carry out a project to provide Inclusion Specialists to aid children with disabilities during summer camps, after school programs, and extracurricular activities within the Borough of Woodland Park.**

**BOROUGH OF WOODLAND PARK  
COUNTY OF PASSAIC, STATE OF NEW JERSEY  
RESOLUTION R22-192**

**MOTIONED BY: Council President Pascrell**

**SECONDED BY: Councilman Holloway**

**NEW JERSEY DEPARTMENT OF COMMUNITY  
AFFAIRS RECREATIONAL OPPORTUNITES FOR  
INDIVIDUALS WITH DISABILITIES GRANT 2023  
BOROUGH OF WOODLAND PARK**

**WHEREAS**, the Borough of Woodland Park desires to apply for and obtain a grant from the New Jersey Department of Community Affairs in amount not to exceed \$10,000 to carry out a project to provide Inclusion Specialists to aid children with disabilities during summer camps, after school programs, and extracurricular activities within the Borough of Woodland Park.

**BE IT THEREFORE RESOLVED**, that;

1. the Borough of Woodland Park does hereby authorize the application for such a grant; and
2. recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Woodland Park and the New Jersey Department of Community Affairs.

**BE IT FURTHER RESOLVED**, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection there with:

\_\_\_\_\_  
(signature)

**Thomas DeSeirvo**

\_\_\_\_\_  
**Director of Recreation**

\_\_\_\_\_  
(signature)

**Keith Kazmark**

\_\_\_\_\_  
**Mayor**

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Pascrell	✓				Holloway	✓			
Chaabane	✓				Kallert	✓			
DeCesare	✓				Mayor Kazmark	✓			
Gatti	✓								

**CERTIFICATION:**

I, **Sandra Olivola**, the **Municipal Clerk** of the Borough of Woodland Park hereby certify that a meeting of the Borough Council of the Borough of Woodland Park held on **August 17, 2022**, the above resolution was adopted.

AFFIX GOVERNMENT  
CORPORATE OR,  
NOTARY SEAL

\_\_\_\_\_  
Sandra Olivola, RMC/CMR

- B. Resolution R22-193, a resolution to authorizes payment to Mr. O'Brien in the amount of \$680.83 representing unused Vacation and Personal Days, pursuant to the Department of Public Works and Managements contracts.

**BOROUGH OF WOODLAND PARK  
PASSAIC COUNTY, NEW JERSEY  
RESOLUTION R22-193**

**MOTIONED BY:** Council President Pascrell  
**SECONDED BY:** Councilman Holloway

**GERALD O'BRIEN  
RETIREMENT PAYOUT**

**WHEREAS,** Mr. Gerald O'Brien had informed the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey of her desire to retire from the Borough of Woodland Park effective August 1, 2022; and

**WHEREAS,** in compliance with the Department of Public Works contract, the Borough of Woodland Park has agreed to pay Mr. O'Brien the amount of \$680.83, to be paid in one lump sum representing unused Vacation; Sick; Compensation and Personal Days; and

**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 payment to Mr. O'Brien in the amount of \$680.83 representing unused Vacation and Personal Days, pursuant to the Department of Public Works and Managements contracts.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Pascrell	✓				Holloway	✓			
Chaabane	✓				Kallert	✓			
DeCesare	✓				Mayor Kazmark	✓			
Gatti	✓								

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 17<sup>th</sup> day of August, 2022. Signed and sealed before me.

\_\_\_\_\_  
Sandra Olivola Municipal Clerk

August 17, 2022

Dated

I, Heather Barkenbush, Chief Municipal Financial Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for this retirement payout under line item 2-01-26-300-301-011.

\_\_\_\_\_  
Heather Barkenbush, CMFO

August 17, 2022

Dated

- C. **Resolution R22-194, a resolution amending resolution R22-088 for the purchase of ultra low sulfur diesel fuel and motor gasoline from Griffith-Allied Trucking, LLC dba Allied Oil located at 25 Old Camplain Road, Hillsborough, NJ 08844 under the Morris County Cooperative Pricing Council Contract #1 Motor Gasoline and Contract #2 Ultra Low Sulfur Diesel Fuel for a total amount not to exceed of \$120,000.00.**

**BOROUGH OF WOODLAND PARK  
PASSAIC COUNTY, NEW JERSEY  
RESOLUTION R22-194**

**MOTIONED BY:** Council President Pascrell  
**SECONDED BY:** Councilman Holloway

**RESOLUTION TO AMEND R22-088  
PURCHASE AWARD FOR ULTRA LOW SULFUR  
DIESEL FUEL AND MOTOR GASOLINE**

**WHEREAS**, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey approved Resolution R22-088 on March 16, 2022 to authorize the purchase of ultra low sulfur diesel fuel and motor gasoline at a cost not to exceed of \$90,000.00; and

**WHEREAS**, due to the rising cost of ultra low sulfur diesel fuel and motor gasoline it has become necessary to raise the cost to purchase the ultra low sulfur diesel fuel and motor gasoline to an amount not to exceed of \$120,000.00; and

**WHEREAS**, Griffith-Allied Trucking, LLC dba Allied Oil located at 25 Old Camplain Road, Hillsborough, NJ 08844 can provide the ultra low sulfur diesel fuel and motor gasoline at a cost not to exceed of \$120,000.00 under Morris County Cooperative Pricing Council Contract #1 Motor Gasoline and Contract #2 Ultra Low Sulfur Diesel Fuel, Contract Period January 1, 2022 through December 31, 2022; and

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council, of the Borough of Woodland Park, County of Passaic, State of New Jersey, hereby approve amending resolution R22-088 for the purchase of ultra low sulfur diesel fuel and motor gasoline from Griffith-Allied Trucking, LLC dba Allied Oil located at 25 Old Camplain Road, Hillsborough, NJ 08844 under the Morris County Cooperative Pricing Council Contract #1 Motor Gasoline and Contract #2 Ultra Low Sulfur Diesel Fuel for a total cost not to exceed of \$120,000.00.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Spinelli	✓				Kallert	✓			
DeCesare	✓				Pascrell	✓			
Gatti	✓				Mayor Kazmark	✓			
Holloway	✓								

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular meeting held on the 17<sup>th</sup> day of August, 2022. Signed and sealed before me.

\_\_\_\_\_  
Sandra Olivola, Municipal Clerk

August 17, 2022  
\_\_\_\_\_  
Dated

I, Heather Barkenbush, Certified Municipal Finance Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for this purchase under line item 2-01-31-460-460-074.

\_\_\_\_\_  
Heather Barkenbush, CMFO

August 17, 2022  
\_\_\_\_\_  
Dated

- D. Resolution R22-196, a resolution to approve the purchase for milling and paving of miscellaneous streets from Tilcon New York, Inc. located at 9 Entin Road, Parsippany, NJ 07054 for a total cost in an amount not to exceed \$100,000.00.

**BOROUGH OF WOODLAND PARK  
PASSAIC COUNTY, NEW JERSEY  
RESOLUTION R22-196**

**MOTIONED BY:** Council President Pascrell  
**SECONDED BY:** Councilman Holloway

**PURCHASE AWARD FOR  
PAVING OF VARIOUS STREETS - OLD RIFLE CAMP,  
HUGHES PLACE AND HIGHVIEW AVENUE**

**WHEREAS**, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey have the need to purchase for the milling and paving of Old Rifle Camp, Hughes Place and Highview Avenue; and

**WHEREAS**, Tilcon New York, Inc. located at 9 Entin Road, Parsippany, NJ 07054 can provide the milling and paving at a cost not to exceed of \$100,000.00 under the Morris County Cooperative Pricing Council Contract #6, Contract Period January 1, 2022 through December 31, 2022; and

**WHEREAS**, funds are available for this purchase in Various Road Resurfacing under line items C-04-21-014-000-901 in the amount of \$100,000.00;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council, of the Borough of Woodland Park, County of Passaic, State of New Jersey, hereby approve the purchase for the milling and paving of miscellaneous streets from Tilcon New York, Inc. located at 9 Entin Road, Parsippany, NJ 07054 under the Morris County Cooperative Pricing Council Contract #6 for a total cost not to exceed of \$100,000.00.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Pascrell	✓				Holloway	✓			
Chaabane	✓				Kallert	✓			
DeCesare	✓				Mayor Kazmark	✓			
Gatti	✓								

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a special meeting held on the 17<sup>th</sup> day of August, 2022. Signed and sealed before me.

\_\_\_\_\_  
Sandra Olivola, Municipal Clerk

\_\_\_\_\_  
August 17, 2021  
Dated

I, Heather Barkenbush, Certified Municipal Finance Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available in Account No. C-04-20-011-000-902 and C-04-21-014-000-901 for this purchase.

\_\_\_\_\_  
Heather Barkenbush, CMFO

\_\_\_\_\_  
August 17, 2022  
Dated

- E. **Resolution R22-197, a resolution to amend Resolution R22-180, to approve payment to Mr. Thomas Minnella on his retirement in the amount of \$12,171.31, representing unused Vacation; Compensation; and Personal Days, pursuant to the I.B.E.W. and Managements contracts.**

**BOROUGH OF WOODLAND PARK  
PASSAIC COUNTY, NEW JERSEY  
RESOLUTION R22-197**

**MOTIONED BY: Council President Pascrell**

**SECONDED BY: Councilman Holloway**

**A RESOLUTION TO AMEND RESOLUTION R22-180  
THOMAS MINNELLA RETIREMENT PAYOUT**

**WHEREAS**, Mr. Thomas Minnella had informed the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey of her desire to retire from the Borough of Woodland Park effective July 1, 2022; and

**WHEREAS**, in compliance with the I.B.E.W. contract, the Borough of Woodland Park has agreed to pay Mr. Minnella the amount of \$12,171.31, to be paid in one lump sum representing unused Vacation; Sick; Compensation and Personal Days; and

**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 payment to Mr. Thomas Minnella in the amount of \$12,171.31 representing unused Vacation; Compensation; and Personal Days, pursuant to the I.B.E.W. and Managements contracts.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Pascrell	✓				Holloway	✓			
Chaabane	✓				Kallert	✓			
DeCesare	✓				Mayor Kazmark	✓			
Gatti	✓								

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 17<sup>th</sup> day of August, 2022. Signed and sealed before me.

\_\_\_\_\_  
Sandra Olivola Municipal Clerk

\_\_\_\_\_  
August 17, 2022  
Dated

I, Heather Barkenbush, Chief Municipal Financial Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for this retirement payout under line item 2-01-20-100-101-010.

\_\_\_\_\_  
Heather Barkenbush, CMFO

\_\_\_\_\_  
August 17, 2022  
Dated

- F. **Resolution R22-198, a resolution to approve a request from residents Kerry Maitland and Hugo Carvajal of Ridgeview Drive for a block party to be held on August 27, 2022 between the hours of 2:00m. and 9:00 p.m. and authorize the closure of Sunset Drive between Ridgeview Drive and Grandview Drive subject to the conditions listed in the resolution.**

**BOROUGH OF WOODLAND PARK  
COUNTY OF PASSAIC, NEW JERSEY  
RESOLUTION R22-198**

**MOTIONED BY:  
SECONDED BY:**

**RIDGEVIEW DRIVE BLOCK PARTY**

**WHEREAS;** resident Kerry Maitland of Woodland Park, New Jersey is seeking the Mayor and Council’s approval for the closure of Sunset Drive between Ridgeview Drive and Grandview Drive; and

**WHEREAS;** a request was received by Chief Uzzalino stating the time and date of this gathering to be, Saturday August 27, 2022 between the hours of 2:00 p.m. and 9:00 p.m.; and

**WHEREAS;** resident Kerry Maitland accepts 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 Sunset Drive between Ridgeview Drive and Grandview Drive; and

**WHEREAS,** movable barricades will be placed on each side of the street of Sunset Drive, which shall be positioned for ease of access and/or removal for emergency vehicles under the direction of Chief John Uzzalino, 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 memorialize the action of the Municipal Clerk and approve a block party permit on Ridgeview 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.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Pascrell					Holloway				
Chaabane					Kallert				
DeCesare					Mayor Kazmark				
Gatti									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 17<sup>th</sup> day of August, 2022. Signed and sealed before me.

\_\_\_\_\_  
Sandra Olivola, Municipal Clerk

\_\_\_\_\_  
August 17, 2022  
Dated

- G. Resolution R22-199, a resolution to approve the actions noted in the Consent Agenda, items A. through F., be and are hereby approved and the proper officers are directed to take necessary action on same.

**BOROUGH OF WOODLAND PARK  
PASSAIC COUNTY, NEW JERSEY  
RESOLUTION R22-199**

**MOTIONED BY:** Council President Pascrell  
**SECONDED BY:** Councilman DeCesare

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

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Pascrell	✓				Holloway	✓			
Chaabane	✓				Kallert	✓			
DeCesare	✓				Mayor Kazmark	✓			
Gatti	✓								

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 17<sup>th</sup> day of August, 2022. Signed and sealed before me.

\_\_\_\_\_  
Sandra Olivola Municipal Clerk

August 17, 2022  
\_\_\_\_\_  
Dated

**11. Collector/Treasurer Report:**

CFO, Heather Barkenbush authorization for payment:

Authorize payment of the regular and miscellaneous payroll 08/15/2022 is \$356,473.71 and the 08/30/2022 regular and miscellaneous payroll estimated at \$375,000.00.

Payment of bills from voucher list of 08/17/2022 totaling \$6,096,186.63.

**12. Department Reports:**

1. Millennium Strategies Monthly Activity Report of August 1, 2022
2. Fire Prevention Monthly Report for July
3. Summary Budget Status Report of August 11, 2022

**13. Old Business:**

- A. Public Hearing on the adoption of Ordinance 22-11.**
- B. Resolution R22-200, a resolution, to adopt Ordinance 22-11 AN ORDINANCE TO AMEND CHAPTER 12 PARKS AND PLAYGROUNDS TO ADD 12-22 “RECREATIONAL FIELDS AND FACILTIES” WITHIN THE BOROUGH OF WOODLAND PARK**

**BOROUGH OF WOODLAND PARK  
PASSAIC COUNTY, NEW JERSEY  
RESOLUTION R22-200**

**MOTIONED BY: Councilman Holloway**

**SECONDED BY: Councilwoman Kallert**

**ADOPTION OF BOROUGH ORDINANCE 22-11**

**AN ORDINANCE TO AMEND CHAPTER 12 PARKS AND PLAYGROUNDS  
TO ADD 12-22 “RECREATIONAL FIELDS AND FACILTIES”  
WITHIN THE BOROUGH OF WOODLAND PARK**

**WHEREAS**, the Borough of Woodland Park, County of Passaic, State of New Jersey, desires to adopt an ordinance entitled **AN ORDINANCE TO AMEND CHAPTER 12 PARKS AND PLAYGROUNDS TO ADD 12-22 “RECREATIONAL FIELDS AND FACILTIES” WITHIN THE BOROUGH OF WOODLAND PARK;** and

**WHEREAS**, notice of introduction and passage on first reading was published in the Herald News dated July 26, 2022 setting the date of August 17, 2022 or soon thereafter 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 August 17, 2022 at the regularly scheduled meeting of the Mayor and Council;

**NOW, THEREFORE BE IT RESOLVED**, that the ordinance entitled **AN ORDINANCE TO AMEND CHAPTER 12 PARKS AND PLAYGROUNDS TO ADD 12-22 “RECREATIONAL FIELDS AND FACILTIES” WITHIN THE BOROUGH OF WOODLAND PARK** for the calendar year 2022 be and is hereby adopted as having been approved on second and final reading, and the Municipal Clerk be and she is hereby authorized and directed to publish said Ordinances according to law.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Pascrell	✓				Holloway	✓			
Chaabane	✓				Kallert	✓			
DeCesare	✓				Mayor Kazmark	✓			
Gatti	✓								

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 17<sup>th</sup> day of August, 2022. Signed and sealed before me.

\_\_\_\_\_  
Sandra Olivola Municipal Clerk

August 17, 2022  
\_\_\_\_\_  
Dated

**BOROUGH OF WOODLAND PARK  
ORDINANCE NO. 22-11**

**AN ORDINANCE TO AMEND CHAPTER 12 PARKS AND  
PLAYGROUNDS TO ADD 12-22 “RECREATIONAL FIELDS AND  
FACILITIES” WITHIN THE BOROUGH OF WOODLAND PARK**

WHEREAS, the Borough has in effect Chapter 12 “Parks and Playgrounds” and

WHEREAS, the Borough seeks to add Section 12-22 “Recreational Fields and Facilities” to Chapter 12 “Parks and Playgrounds”; and

WHEREAS, the Borough has determined that such an amendment is in the best interest of the Borough, and

NOW THEREFORE BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Woodland Park, in the County of Passaic and the State of New Jersey, that Section 12-22 “Recreational Fields and Facilities” shall be added which shall state:

1. No organization shall utilize a recreational facility without first obtaining a permit from the Department of Parks and Recreation.
2. The application package promulgated by the Borough of Woodland Park Department of Parks and Recreation shall be completed in connection with obtaining a permit.
3. The fee structure for using the parks shall be as follows:

PAVILION AREA	Weekday-\$25.00	Weekend- \$40.00
ATHLETIC FIELD (without Lights)	Weekday-\$35.00	Weekend-\$45.00
ATHLETIC FIELD (with Lights)	Weekday-\$60.00	Weekend- \$70.00

\*\*Field & Pavilion fees are based on one completed sporting event, or a 3 hour block of time\*\*

BOYS & GIRLS CLUB (minimum 3 hours, Maximum 5 hours)	Weekday-\$55.00	Weekend-\$75.00
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\*\*\$150 Cash Deposit, separate from the Club rental fee, is due 2 weeks after requesting the space. Deposit will be held until after the event, in case of damage.\*\*

4. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.
5. If any section, paragraph, subdivision or provision of the subsection shall be adjudged invalid, such adjudication shall apply only to the paragraph, subdivision clause or provision so adjudged and the remainder of the subsection shall be deemed valid and effective.
6. This Ordinance being vital to the public health, safety and welfare shall take effect immediately upon final passage and as provided by law.

Attest:

Approved:

\_\_\_\_\_

\_\_\_\_\_

Introduced: July 20, 2022

Adopted:

- C. **Public Hearing on the adoption of Ordinance 22-12.**
- D. **Resolution R22-201, a resolution, to adopt Ordinance 22-12 BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE BROWERTOWN ROAD STREETScape IMPROVEMENTS PROJECT IN, BY AND FOR THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,500,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

**BOROUGH OF WOODLAND PARK  
PASSAIC COUNTY, NEW JERSEY  
RESOLUTION R22-201**

**MOTIONED BY: Councilman Holloway  
SECONDED BY: Councilwoman Kallert**

**ADOPTION OF BOROUGH ORDINANCE 22-12**

**A BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE BROWERTOWN ROAD STREETScape IMPROVEMENTS PROJECT IN, BY AND FOR THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,500,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

**WHEREAS, the Borough of Woodland Park, County of Passaic, State of New Jersey, desires to adopt an ordinance entitled BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE BROWERTOWN ROAD STREETScape IMPROVEMENTS PROJECT IN, BY AND FOR THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,500,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS; and**

**WHEREAS, notice of introduction and passage on first reading was published in the Herald News dated July 26, 2022 setting the date of August 17, 2022 or soon thereafter 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 August 17, 2022 at the regularly scheduled meeting of the Mayor and Council;**

**NOW, THEREFORE BE IT RESOLVED, that the ordinance entitled BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE BROWERTOWN ROAD STREETScape IMPROVEMENTS PROJECT IN, BY AND FOR THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,500,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS for the calendar year 2022 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.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Pascrell	✓				Holloway	✓			
Chaabane	✓				Kallert	✓			
DeCesare	✓				Mayor Kazmark	✓			
Gatti	✓								

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 17<sup>th</sup> day of August, 2022. Signed and sealed before me.

\_\_\_\_\_  
Sandra Olivola Municipal Clerk

August 17, 2022

Dated

**BOROUGH OF WOODLAND PARK  
ORDINANCE NO. 22-12**

**BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE BROWERTOWN ROAD STREETScape IMPROVEMENTS PROJECT IN, BY AND FOR THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,500,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

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

Section 1. The Borough of Woodland Park, in the County of Passaic, State of New Jersey (the "Borough"), is hereby authorized to undertake the Browertown Road Streetscape Improvements Project in, by and for the Borough. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$1,500,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 of this ordinance (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by a State grant. It is anticipated that a grant in the amount of \$373,700 from the New Jersey Department of Transportation shall be received by the Borough to finance the cost of the improvements described in Section 1 hereof. Said grant funds, and any additional grant funds received by the Borough, shall be applied as set forth in Section 9 hereof. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of the Borough, and (2) it is

necessary to finance said purpose by the issuance of obligations of the Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$1,500,000, and (4) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$1,500,000, and (5) the cost of said purpose, as hereinbefore stated, includes the aggregate amount of \$250,000, which is estimated to be necessary to finance the cost of said purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$1,500,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, bond anticipation notes of the Borough of an aggregate principal amount not exceeding \$1,500,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance,

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

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

Section 8. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Municipal Clerk of the Borough, and that such statement so filed shows that the gross debt of the Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$1,500,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

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

the amount of bonds authorized for said purpose shall be reduced accordingly.

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

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

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

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

Attest:

Approved:

\_\_\_\_\_

\_\_\_\_\_

Introduced: July 20, 2022  
Adopted:

E. **Public Hearing on the adoption of Ordinance 22-13.**

F. **Resolution R22-202, a resolution, to adopt Ordinance 22-13 BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW PUMPER FIRE TRUCK, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$875,000 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.**

**BOROUGH OF WOODLAND PARK  
PASSAIC COUNTY, NEW JERSEY  
RESOLUTION R22-202**

**MOTIONED BY: Council President Pascrell**

**SECONDED BY: Councilwoman Kallert**

**ADOPTION OF BOROUGH ORDINANCE 22-13**

**A BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW PUMPER FIRE TRUCK, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$875,000 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**

**WHEREAS**, the Borough of Woodland Park, County of Passaic, State of New Jersey, desires to adopt an ordinance entitled **BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW PUMPER FIRE TRUCK, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$875,000 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**; and

**WHEREAS**, notice of introduction and passage on first reading was published in the Herald News dated July 26, 2022 setting the date of August 17, 2022 or soon thereafter 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 August 17, 2022 at the regularly scheduled meeting of the Mayor and Council;

**NOW, THEREFORE BE IT RESOLVED**, that the ordinance entitled **BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW PUMPER FIRE TRUCK, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$875,000 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** for the calendar year 2022 be and is hereby adopted as having been approved on second and final reading, and the Municipal Clerk be and she is hereby authorized and directed to publish said Ordinances according to law.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Pascrell	✓				Holloway	✓			
Chaabane	✓				Kallert	✓			
DeCesare	✓				Mayor Kazmark	✓			
Gatti	✓								

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 17<sup>th</sup> day of August, 2022. Signed and sealed before me.

\_\_\_\_\_  
Sandra Olivola Municipal Clerk

August 17, 2022  
\_\_\_\_\_  
Dated

**BOROUGH OF WOODLAND PARK  
ORDINANCE NO. 22-13**

**BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW PUMPER FIRE TRUCK, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$875,000 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.**

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

Section 1. The Borough of Woodland Park, in the County of Passaic, State of New Jersey (the "Borough") is hereby authorized to acquire a new pumper fire truck, 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 \$875,000 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) said purpose is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the total estimated cost of said purpose is \$875,000, and (4) \$42,000 of said sum appropriated by this ordinance is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes authorized by this ordinance necessary to be issued for said purpose is \$833,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of

\$5,000, 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 \$42,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purpose. The sum of \$42,000 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 \$833,000 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 \$833,000 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 bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Municipal Clerk or Deputy Municipal Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 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 Municipal 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 \$833,000 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 Passaic, 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 Municipal 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 such bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this ordinance.

Section 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:

Approved:

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\_\_\_\_\_

Introduced: July 20, 2022

Adopted:

14. **New Business:**

- A. **Introduction of Borough Ordinance 22-14**
- B. **Resolution R22-203, a resolution to introduce Ordinance 22-14, which is AN ORDINANCE TO AMEND CHAPTER VII TRAFFIC OF THE GENERAL CODE OF THE BOROUGH OF WOODLAND PARK**

**BOROUGH OF WOODLAND PARK  
PASSAIC COUNTY, NEW JERSEY  
RESOLUTION R22-203**

**MOTIONED BY: Councilwoman Gatti**  
**SECONDED BY: Councilman Holloway**

**INTRODUCTION OF BOROUGH ORDINANCE 22-14**

**AN ORDINANCE TO AMEND CHAPTER VII TRAFFIC OF THE  
GENERAL CODE OF THE BOROUGH OF WOODLAND PARK**

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 7<sup>th</sup> day of September, 2022, 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.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Pascrell	✓				Holloway	✓			
Chaabane	✓				Kallert	✓			
DeCesare	✓				Mayor Kazmark	✓			
Gatti	✓								

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 17<sup>th</sup> day of August, 2022. Signed and sealed before me.

\_\_\_\_\_  
Sandra Olivola Municipal Clerk

August 17, 2022  
\_\_\_\_\_  
Dated

**BOROUGH OF WOODLAND PARK  
ORDINANCE NO. 22-14**

**AN ORDINANCE TO AMEND CHAPTER VII TRAFFIC OF THE  
GENERAL CODE OF THE BOROUGH OF WOODLAND PARK**

**WHEREAS, the Borough has in effect Chapter VII “Traffic”; and**

**WHEREAS, the Mayor and Borough Council desire to amend Chapter VII “Traffic” of the General Code of the Borough of Woodland Park to establish a stop sign on Hromiak Terrace and the intersection of Dowling Parkway and Dowling Parkway; and**

**WHEREAS, the Mayor and Borough Council have determined that the adoption of such an amendment to the Ordinance will promote the public health and safety of the residents of the Borough;**

**NOW THEREFORE BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Woodland Park, in the County of Passaic and the State of New Jersey, that Chapter VII Traffic of the General Code of the Borough of Woodland Park shall be amended to include the following:**

1. Section 7-11 entitled “Stop Intersections” shall include that Stop sign shall be installed as provided therein:

<i>Intersection</i>	<i>STOP Sign on:</i>
Hromiak Terrace and Dowling Parkway	Dowling Way

2. If any section, subsection, paragraph, sentence or any other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.
3. All ordinances or parts of ordinances which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.
4. This Ordinance shall take effect upon passage and publication as required by law.

Attest:

Approved:

\_\_\_\_\_

\_\_\_\_\_

Introduced:

Adopted:

- C. Introduction of Borough Ordinance 22-15
- D. Resolution R22-204, a resolution to introduce Ordinance 22-15, which is **AN ORDINANCE SUPPLEMENTING THE GENERAL ORDINANCES OF THE BOROUGH OF WOODLAND PARK OF PASSAIC COUNTY, NEW JERSEY, REQUIRING A CRIMINAL HISTORY BACKGROUND CHECKS FOR RECREATION EMPLOYEES AND VOLUNTEERS.**

**BOROUGH OF WOODLAND PARK  
PASSAIC COUNTY, NEW JERSEY  
RESOLUTION R22-204**

**MOTIONED BY:**  
**SECONDED BY:**

**INTRODUCTION OF BOROUGH ORDINANCE 22-15**

**AN ORDINANCE SUPPLEMENTING THE GENERAL  
ORDINANCES OF THE BOROUGH OF WOODLAND PARK OF  
PASSAIC COUNTY, NEW JERSEY, REQUIRING A CRIMINAL  
HISTORY BACKGROUND CHECKS FOR RECREATION  
EMPLOYEES AND VOLUNTEERS**

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 7<sup>th</sup> day of September, 2022, 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.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Pascrell					Holloway				
Chaabane					Kallert				
DeCesare					Mayor Kazmark				
Gatti									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 17<sup>th</sup> day of August, 2022. Signed and sealed before me.

\_\_\_\_\_  
Sandra Olivola Municipal Clerk

August 17, 2022  
\_\_\_\_\_  
Dated

**BOROUGH OF WOODLAND PARK  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY  
ORDINANCE 22-15**

**AN ORDINANCE SUPPLEMENTING THE GENERAL ORDINANCES  
OF THE BOROUGH OF WOODLAND PARK OF PASSAIC COUNTY,  
NEW JERSEY, REQUIRING A CRIMINAL HISTORY BACKGROUND  
CHECKS FOR RECREATION EMPLOYEES AND VOLUNTEERS**

**WHEREAS**, the municipal governing body of the Borough of Woodland Park wishes to ensure that this municipality is providing the safest possible recreation programs for its youth; and

**WHEREAS**, the municipal governing body recommended that all employees and volunteers of recreational, athletic, cultural, charitable, social or other activities, services or programs for persons younger than 18 years of age programs sponsored or co-sponsored by this Borough's Recreation Department or any other youth serving organizations, who have regular supervised or unsupervised access to minors involved in such programs, be required to submit to criminal history background checks at their own expense; and

**WHEREAS**, the Borough of Woodland Park requires all youth programs using municipal facilities, and all programs that are funded or supported by the Borough in whole or in part (including but not limited to baseball, softball, soccer, football, basketballs etc.) be required to perform criminal background checks as a condition of using municipal facilities.

**WHEREAS**, P.L. 1999, Chapter 432 (N.J.S.A, 15A:3A-1 et seq.) authorizes and provides for criminal history record background checks of employees and Volunteers of non-profit youth serving organizations as defined in said statute; and

**WHEREAS**, N.J.S.A. 15A:3A-1 permits non-profit youth-serving organizations to request the State Police to perform a criminal background check on current and prospective employees or volunteers, in order to check the criminal histories of those employees or volunteers who have direct contact with minors, in order to eliminate those with convictions for certain crimes and disqualify prospective employees and volunteers who have been convicted of certain offenses; and

**WHEREAS**, P.L. 2003, Chapter 199, Section 34 (N.J.S.A 40:48-1.4) provides that a municipality may enact an ordinance providing that an authorized municipal official or officer may request a criminal history record background check of any person for an official governmental purpose, including, but not limited to, employment, licensing and the procurement of services; and

**WHEREAS**, the ordinance shall provide that the person shall submit to being fingerprinted in accordance with applicable State, federal laws, rules and regulations, and shall further provide that the official or officer is authorized to exchange fingerprint data with and receive criminal history record information from the State Bureau of Identification in the Division of State Police and the Federal Bureau of Investigation; and

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED** by the governing body of the Borough of Woodland Park, in the county of Passaic, State of New Jersey as follows:

1. Hereby revises the General Ordinances of the Borough of Woodland Park, is hereby supplemented with the following provisions;
2. Criminal History Background Checks of Employees and Volunteers Involved in Recreation Programs; and
3. Definitions for this Ordinance are:

As used in this chapter, the following terms shall have the meanings indicated:

"Criminal History Record Background Check" means a determination of whether a person has a criminal record by cross-referencing that person's name and fingerprints with those on file with the Federal Bureau of Investigation, Identification Division and/or the New Jersey State Bureau of Identification in the Division of State Police.

"Municipal-Sponsored Youth Programs" means any program sponsored by the Borough of Woodland Park including any municipal employees, volunteer organizations created by the municipality, and all leagues, boards, committees and commissions affiliated with, falling within the purview, or acting for or on behalf of the Borough of Woodland Park and having contact with persons under the age of 18 years.

"Non-Sponsored Youth Program" means any youth program not sponsored by the Borough of Woodland Park but that utilize municipal facilities or have affiliation with a municipal-sponsored youth program and having contact with persons under the age of 18 years.

"Youth Program" means any program that allows for participation in activities by those persons under 18 years of age. Activities may include, but are not limited to, sporting or athletic activities, passive recreation groups, clubs or camps and trips or other activities whereby some control and responsibility for children is assigned to some person acting for or on behalf of a municipal-sponsored youth program or non-sponsored youth program, other than a parent or caregiver.

§ **Non-Sponsored Youth Programs – using Municipal facilities, do not provide a guarantee for background checks. The Borough does not guarantee that youth programs which are merely using the Borough’s facilities, and not sponsored by the Borough – will have vetted and performed background checks on their employees and volunteers. Special Note: An additional disclaimer shall be posted/published by the Director of Recreation.**

§ **Municipal-Sponsored Youth Programs - Background checks.**

- A. All adults, those persons 18 years of age or older, including but not limited to coaches, assistant coaches, or similar positions involved in educating, directing or supervising youth, and in any way assisting in a municipal-sponsored function participated in by children, shall submit sufficient information on forms supplied by the municipal Police Department or other enforcement authority from the New Jersey State Police, for the purpose of obtaining a criminal history background check from the State Bureau of Identification in the New Jersey State Police, or an authorized Agency/Vendor. Then, the results of the said background check will be vetted and approved by the Recreation Director.
- B. It is expressly understood that any individual applying for the background check shall authorize the Recreation Director for the Borough of Woodland Park to be the recipient of the response from the State Police or authorized agent for the findings of the background check. Individuals involved in a municipal-sponsored youth function, and who are required to undergo background checks based upon this chapter, shall not be responsible for the costs involved with obtaining the criminal background check. The Borough of Woodland Park shall bear the costs for the background checks for individuals qualified under this section.

- C. All league officers and/or those individuals in charge of each recreation program are required to ensure compliance with this chapter for that league or program. The President or leader of each recreation program shall file an annual roster of individuals that are required to participate in the background check procedures of this chapter. The roster shall be on forms supplied by the Borough of Woodland Park and shall contain a certification as to the accuracy and completeness of the roster and individual names. Any person who knowingly certifies a background check roster that excludes an individual required to be checked shall be in violation of this chapter and laws regarding false swearing.

§ **Qualification — ID Card.**

- A. Individuals engaged in providing recreation opportunities for, or on behalf of, the Borough of Woodland Park shall be issued identification cards with appropriate expirations based upon the date of their individual background check. Individuals issued identification cards are required to display their card while in performance of their duty involving youth programs. This process/procedure is to be supervised by the Director of Recreation.

§ **Disqualification.**

- A. Upon receipt of a completed background check conducted by the State Bureau of Identification in the New Jersey State Police, Federal Bureau of Investigation, Identification Division and/or, authorized Agency/Vendor, of the Borough. Then, the Director of Recreation for the Borough of Woodland Park shall notify the applicant and the President or leader of the recreation program of affirmative or negative results. The determination of the Director of Recreation is based upon section B.1 of this chapter. Details in the background check that result in a negative determination are only available to the applicant upon making a formal request to the State Bureau of Investigation, or authorized Agency/Vendor.
- B. In the event the criminal background check reveals any prior convictions for crimes or offenses which negatively impact the health, safety and welfare of children, said person shall not be qualified to participate in any official capacity in any function form persons under the age of 18 years held at any Borough-owned facilities. Such offenses shall include, but not to be limited to:
1. In New Jersey, any crime or disorderly persons offense:
    - a. involving danger to the person, meaning those crimes and disorderly persons offenses set forth in N.J.S.A. 2C:1 1-1 et seq., such as criminal homicide; N.J.S. A. 2C:12-1 et seq., such as assault, reckless endangerment, threats, stalking; N.J.S.A. 2C:13-1 et seq., such as kidnapping; N.L.S.A. 2C: 14-1 et seq., such as sexual assault; or N.J.S.A. 20:15-1 et seq., such as robbery;
    - b. against the family, children or incompetents, meaning those crimes and disorderly persons offenses set forth in N.J.S.A. 2C:24-1 et seq., such as endangering the welfare of a child;
    - c. involving theft as set forth in Chapter 20 of Title 2C of the New Jersey Statutes;
    - d. involving any controlled dangerous substance or controlled substance analog as set forth in Chapter 35 of Title 2C of the New Jersey Statutes except paragraph (4) of subsection a. of N.J.S.A. 20:35-10.\
    - e. any 4<sup>th</sup> degree offense or higher.
  2. In any other state or jurisdiction, conduct which, if committed in New Jersey, would constitute any of the crimes or disorderly persons offenses described in this section.

- C. The list of crimes and violations contained in this section is for illustrative purposes only and shall not be construed as a limitation on those criminal activities or violations that would be grounds to disqualify a person from assisting with youth-related activities as indicated herein.
- D. Refusal by individuals required to submit to background checks will result in an immediate dismissal of the individual from any municipal-sponsored activities requiring background checks. In addition, refusal to comply with this chapter by any individual falling within the scope of requirements for non-sponsored youth programs will forfeit that individual's ability to participate with the respective program. Refusal of a non-municipal sponsored youth program to subscribe to the requirements of this chapter shall forfeit that program's ability to use municipal facilities.

§ **Frequency of Background Checks.**

- A.
  - 1. All municipal sponsored youth programs that have individuals subject to this chapter shall direct those individuals to the Chief of Police for background checks prior to the individual being able to participate at any function sponsored by the Borough of Woodland Park. Thereafter, every three (3) years a new background check shall be submitted to the Director of Recreation for the Borough of Woodland Park.
  - 2. Individuals involved in municipal-sponsored youth programs who are required to undergo background checks shall be given an interim approval for participation only after submission to the Division of State Police for a background check, or authorized Agency/Vendor. Interim approvals shall only be valid for the period of time that it takes to receive background checks results. Such interim approval shall not be valid for a period of time not to exceed 45 days. Only one interim approval may be granted per individual.

§ **Appeals of Disqualification.**

- A. Any person whose criminal history background check disqualifies that person from employment or from volunteering, may appeal his or her disqualification.
  - 1. Appeal re: Accuracy of Record. A person may challenge the accuracy of the criminal history record.
    - (a) A challenge to the accuracy of the report shall be filed with the Director of Recreation.
  - 2. Appeal Alleging Rehabilitation. A person may claim to be rehabilitated,
    - (a) No person may appeal a disqualification on the grounds of rehabilitation, if convicted of a 4<sup>th</sup> Degree Offense or Higher, if the person has been disqualified because that person has been convicted, adjudicated delinquent or acquitted by reason of insanity of aggravated sexual assault; sexual assault; aggravated criminal sexual contact; kidnapping pursuant to paragraph (2) of subsection c. of N.J.S.A. 2C1 ; endangering the welfare of a child by engaging in sexual conduct which would impair or debauch the morals of the child pursuant to subsection a. of N.J. S.A. 2C:24-4; endangering the welfare of a child pursuant to paragraph (4) of subsection b. of N.J. S.A. 2C:24-4; luring or enticing pursuant to section 1 of P.L. 1993 c.291 (N.J.S.A. 2C:13-6); criminal sexual contact pursuant to N.J.S.A. 2C:14-3b. if the victim is a minor; kidnapping pursuant to N.J.S.Å 2C:13-2, or false imprisonment pursuant to N.J.S.A 2C: 13-3 if the victim is a minor and the offender is not the parent of the victim; knowingly promoting prostitution of a child pursuant to paragraph (3) or paragraph (4) of subsection b. of N.J.S.A 2C:34-1; or an attempt to commit any of these enumerated offenses

(b) Appeals Committee. An appeal based on rehabilitation shall be made to an Appeals Committee, which shall consist of the Director of Recreation, a Designee of the Police Department, a member of the Recreation Committee and the municipal attorney. Any such appeal must be made within thirty (30) days of receipt of the notice of disqualification.

(c) Rehabilitation Criteria. In determining whether a person has affirmatively demonstrated rehabilitation, the Appeals Committee shall consider the following factors:

1. The nature and responsibility of the position which the convicted person would hold or has held, as the case may be;
2. The nature and seriousness of the offense;
3. The circumstances under which the offense occurred;
4. The date of the offense;
5. The age of the person when the offense was committed;
6. Whether the offenses was an isolated or repeated incident;
7. Any social conditions which may have contributed to the offense; and,
8. Any other evidence of rehabilitation, including good conduct in prison or the community, counseling or psychiatric treatment received, acquisition of additional academic or vocational schooling, successful participation in correctional work release programs, or the recommendation of those who have had the person under their supervision.

(d) If the Appeals Committee determines that the disqualified person has been successfully rehabilitated, it shall enter that person's name on the list of qualified employees and volunteers maintained by the municipal Chief of Police or other chief law enforcement officer of the Borough of Woodland Park.

#### § Privacy and Confidentiality

- A. Any and all criminal background checks supplied to the Director of Recreation shall be filed and maintained in a secure and locked cabinet or room and shall not be available to the public, and the Borough of Woodland Park shall take appropriate steps to safeguard such records. The records shall be exempt from public disclosure under the common law or the New Jersey Right to Know Law. The records shall only be retained for such period of time as is necessary to serve their intended and authorized purpose, and thereafter shall be destroyed.
- B. Access to criminal history record information for non-criminal justice purposes, including licensing and employment, is restricted to the members of the review committee, as authorized by federal or state statute, rule or regulation, executive order, local ordinance or resolution regarding obtaining and disseminating of criminal history record information obtained under this section.
- C. The review committee shall limit its use of criminal history record information solely to the individual for which it was obtained, and the criminal history record information furnished shall not be disseminated to persons or organizations not authorized to receive the records for authorized purposes. This information shall be limited solely to the authorized purpose for which it was given and it shall not be disseminated to any unauthorized persons. Any person violating federal or state regulations governing access to criminal history records information may be subject to criminal and/or civil penalties,

#### § Penalties

- A. Failure to comply with this Ordinance may result in the Borough of Woodland Park withholding findings for the non-profit youth-serving organization, prohibiting the use of facilities, or withholding funding for facility maintenance,
- B. Any individual who has been advised, verbally or in writing of his/her disqualification to participate and continues to participate upon conviction thereof in a proceeding before a court of competent jurisdiction be subject to the following fines:

1. A fine of not less than two hundred fifty dollars (\$250.00) and not more than one thousand five hundred dollars (\$1,500.00);
2. Each continuing violation of this chapter shall constitute a separate offense

§ **Severability**

In the event that any portion of this Ordinance is found to be invalid for any reason by any court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged to be invalid, and the remaining portions of this Ordinance shall be deemed severable there from and shall not be affected.

§ **Ordinance Provisions Repealed**

Any ordinance provisions inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

§ **Effective Date**

This ordinance shall take effect immediately upon the approval and publication of notice of adoption as provided by law.

§ **Severability**

In the event that any portion of this Ordinance is found to be invalid for any reason by any court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged to be invalid, and the remaining portions of this Ordinance shall be deemed severable there from and shall not be affected.

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§ **Effective Date**

This ordinance shall take effect immediately upon the approval and publication of notice of adoption as provided by law.

Attest:

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Sandra Olivola, Municipal Clerk

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Keith Kazmark, Mayor

**15. Executive Session:**

**16. Adjournment:**

**Sandra Olivola, RMC  
Municipal Clerk**