

**WORK SESSION
OF THE
ELMWOOD PARK MAYOR AND COUNCIL
ACTION ITEMS
January 12, 2023
7:00 P.M.**

1. CALL TO ORDER:

2. STATEMENT OF COMPLIANCE:

Whereas, Chapter 231 of the Public Laws of the State of New Jersey requires at the commencement of every meeting a Statement of Compliance be read by the presiding officer.

Now, Therefore Be Advised, that the meeting requirements for this meeting have been met by publishing a special meeting notice in The Record and Herald News and by posting such notice in the office of the Borough Clerk as well as in a public place within the Municipal Building, and by notifying interested citizens. Said notice was posted and transmitted on January 6, 2023 and published on January 10, 2023.

3. CONSENT AGENDA:

R-64-23	Resolution to Rescind Liquor License Renewal Elmo Liquors # 0211-44-001-09
R-65-23	Renew Liquor License for the 2022/2023 License Term
R-66-23	Approving Settlement in the Matter of Gannett Satellite Information Network, LLC v. Borough of Elmwood Park
R-67-23	Resolution to Approve the Consent Agenda

4. WORK SESSION: NON-ACTION ITEMS

5. ADJOURNMENT:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-64-23**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

RESOLUTION TO RESCIND LIQUOR LICENSE RENEWAL
ELMO LIQUORS # 0211-44-001-09

WHEREAS, resolution R-238-22 which was adopted at the June 30, 2022 Regular Meeting of the Elmwood Park Mayor and Council Renewed liquor license # 0211-44-001-09; and

WHEREAS, the Borough was not aware the 12.39 Ruling was required for this liquor license renewal until recently being notified by the New Jersey Division of Alcoholic Beverage Control; and

WHEREAS, the liquor license holder was approved on July 7, 2022 by the State of New Jersey Division of Alcoholic Beverage Control for a 12.39 Ruling and a 12.18 Ruling;

NOW, THEREFORE, BE IT RESOLVED, the Borough of Elmwood Park hereby rescinds the portion of Resolution #238-22 which specifically pertains to renewal of liquor license # 0211-44-001-09 Elmo Liquors.

APPROVED: January 12, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Dennis					Pellegrine				
Fasolo					Sheridan				
Golabek					Balistreri				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 12th day of January 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-66-23**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**APPROVING SETTLEMENT IN THE MATTER OF GANNETT SATELLITE
INFORMATION NETWORK, LLC V. BOROUGH OF ELMWOOD PARK**

WHEREAS, litigation is currently pending against the Borough of Elmwood Park in the Superior Court of New Jersey in the matter of *Gannett Satellite Information Network, LLC v. Borough of Elmwood Park et al.*, Docket Number BER-L-006066-22;

WHEREAS, the litigation relates to a public records request Gannett Satellite Information Network, LLC made to the Borough under the Open Public Records Act and the common law; and

WHEREAS, the Borough and Gannett Satellite Information Network have negotiated a settlement that fully resolves the litigation by way of the Borough's provision of redacted records and \$2,000.00 in attorneys' fees to Gannett, in exchange for Gannett's dismissal of the pending litigation; and

WHEREAS, settlement of the pending litigation will avoid the significant expenditure of resources and costs on the part of the Borough which would be necessitated by continued litigation of the pending matter; and

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council hereby approves settlement of the pending litigation; and

BE IT FURTHER RESOLVED that the Mayor and Council authorize the appropriate personnel from the Borough's administration to implement the terms of settlement, including payment of the \$2000.00 attorneys' fees to Gannett Satellite Information Network and executing and/or filing appropriate settlement documents, in conjunction with and under the direction of the Borough's Special Counsel handling the litigation.

APPROVED: January 12, 2023

Robert Colletti, Mayor

ATTEST: _____

Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

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

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 12th day of January 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-67-23**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

RESOLUTION TO APPROVE THE CONSENT AGENDA

BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park that the actions noted in the Consent Agenda, Resolutions R-64-23 through R-67-23 be and are hereby approved and the **proper** officers are directed to take necessary action on same.

APPROVED: January 12, 2023

Robert Colletti, Mayor

ATTEST: _____
Shanee Morris, CMR
Acting Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Dennis					Pellegrine				
Fasolo					Sheridan				
Golabek					Balistreri				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 12th day of January 2023. Signed and sealed before me.

Shanee Morris, CMR
Acting Borough Clerk

Dated

Work Meeting Agenda Items:

PUBLIC HEARING:

1 – PLANNING BOARD RECOMMENDATIONS – FRANCIS REINER, DMR ARCHITECTS

2 – ENGINEERS REPORT

- a. Current Estimate #1 – FY2022 NJDOT MA Program – Grove Street Improvements
- b. Proposal for Professional Services – Orchard Street Drainage Design
- c. Current Estimate #2 Change Order #1 – 2021 Borough Road Program
- d. Current Estimate – Vietnam Veterans Memorial Statute
- e. Current Estimate #2 Change Order #2 – FY 2018 NJDOT MA Program – Mola Blvd. from Hillman Dr. to Rt. 46
- f. Proposal for Professional Services – 2022 Road Program
- g. Monthly Status Report

3 – CORRESPONDENCE

- a. Borough Clubs

4 – RESOLUTIONS

- a. Resolution to Refund Overpayment
- b. Resolution to Redeem Third Party Tax Lien
- c. EMT New Hires
- d. Temporary Part-time Finance Clerk

5 – PROPOSED ORDINANCES

- a. Fire Department

6 – DEPARTMENTAL REPORTS

- a. Library Board Meeting Minutes – November 21, 2022 & 2023 Meeting Dates
- b. Board of Health Meeting Minutes – November 14, 2022 & December 12, 2022
- c. Municipal Court Monthly Report – November, 2022
- d. Millennium Strategies Monthly Report through December, 2022
- e. Building Department Monthly Report – December, 2022
- f. Recreation Advisory Board Meeting Minutes – September 19, 2022 & 2023 Meeting Dates

7 – APPLICATIONS

- a. Elmwood Park-Paterson Elks Lodge #60 – Raffle -March 10, 2023

8 – COMMITTEE REPORTS:

Councilwoman Dennis

Councilman Golabek

Councilman Fasolo

Councilwoman Pellegrine

Councilwoman Sheridan

Council President Balistrieri

Mayor Colletti

9 – 2nd PUBLIC HEARING:

10 – EXECUTIVE:

- a. Litigation/Legal Reports
- b. Personnel – Clerk’s Office

11 – ADJOURNMENT