

**BOROUGH OF PROSPECT PARK**  
**MAYOR AND COUNCIL**  
**MINUTES OF THE WORK SESSION**  
**JUNE 10, 2013**

**Present:**

Mayor	Mohamed T. Khairullah
Council Present	Robert Artis
Councilman	Richard Esquiche
Councilman	Samir Hayek
Councilwoman	Felicia Ortiz (Arrived at 6:47 PM)
Councilwoman	Cristina Peralta
Councilman	Adnan Zakaria

**Absent:**

None

**Also Present:**

Municipal Attorney	Denis Murphy
Municipal Clerk	Stephanie Evans

This meeting was called to order by Mayor Mohamed T. Khairullah at 6:36 PM.

The meeting was opened with the Flag Salute led by Council President Artis, and was followed by a Prayer led by Councilman Hayek.

**STATEMENT OF COMPLIANCE WITH OPEN PUBLIC MEETING ACT**

Read by the Municipal Clerk, Stephanie Evans

The Mayor and Council of the Borough of Prospect Park conducted their Work Session on June 10, 2013 in the Council Chambers of the Municipal Building located at 106 Brown Avenue, Prospect Park, New Jersey at 6:30 PM as noticed in the Annual Schedule of Meetings approved at the Re-Organization Meeting of the Mayor and Council on January 5, 2013.

This meeting was called pursuant to the provisions of the Open Public Meetings Law. Notice of this meeting was included in a notice sent to The Hawthorne Press, Herald News, and The Record on January 7, 2013, posted on the bulletin board in the Municipal Building and has remained continuously posted as the required notices under the Statute. Copies of the above mentioned notice is available to the public and on file in the office of the Municipal Clerk.

Proper notice having been given, the Municipal Clerk is directed to include this statement in the minutes of this meeting.

**Motion To Excuse The Absence of Councilwoman Ortiz.**

**Motion by Councilman Hayek, seconded by Councilman Esquiche to Approve**

**ROLL CALL**

AYES:	Artis, Esquiche, Hayek, Peralta, Zakaria
NAYS:	None
ABSTAIN:	None
ABSENT:	Ortiz

**PRESENTATIONS:**

**Prospect Park PTA – Diana Galarza , PTA President, 282 North 10<sup>th</sup> Street** – the school will be holding a carnival during school hours on June 21, and want to close 9<sup>th</sup> and 10<sup>th</sup> streets.

Mayor Khairullah understands that the Police Department does not recommend the closing of 10<sup>th</sup>.

Ms. Galarza agreed with the statement, and was told by the vendor that one street would be sufficient.

Mayor Khairullah asked the Council if they had any comments.

Councilwoman Peralta asked about insurance and if parents were going to be security.

Mayor Khairullah stated that seeing no further questions or comments from the Council, formal action will be taken at a special meeting on June 17.

**Boy Scouts, Cub Pack #2, Doreen Harrison** – Wanted the Council to how an update regarding the Tag Day they held on Saturday, June 8. The amount of \$1,224.00 in four hours was raised, and \$56.00 from the garage sale. They are still \$1,000 short, but much closer due to Tag Sale. Thanked the Mayor and Council for they support.

**DEPARTMENT HEAD REPORTS AND DISCUSSION**

**ENGINEER REPORT** – First item is regarding the Brown Ave. Improvement Phase I, the pre-construction was last week, will have a start date by the end of this week. Will start with the sidewalks and curb cut-outs. Road work will start once the schools are out, and be finished before schools start. Second item is the Hofstra Park restrooms the concrete work came out nicely. Railing is still needed, will be going back to Evergreen since they have it available. When this current contractor opened up the concrete, he found an issue that goes all the way to foundation walls, so need to approve a \$1,000.00 change order to take care of it. The overall contract amount is still less than the original contract amount. We are expecting for Evergreen to bring the railing this week as we can inspect it, have it installed by the end of next week. The third item is the Spray Park, tested all the features which are working beautifully, except we are having an issue with Passaic Valley Water, we are still getting stones into the system. Passaic Valley said it would be take care of by the end of the week. The Spray Park should be open this week.

**\*\*Councilwoman Ortiz enters into the meeting at this point 6:47 PM.**

**POLICE REPORT** – No Report

**HEALTH DEPARTMENT REPORT** – No Report

**DEPARTMENT OF PUBLIC WORKS REPORT** – No Report

**FIRE DEPARTMENT REPORT** – No Report

**OFFICE OF EMERGENCY MANAGEMENT REPORT** – No Report

CONSTRUCTION/HOUSING DEPARTMENT REPORT – No Report

RECREATION REPORT – No Report

TREASURER REPORT – No Report

**PURCHASE REQUEST DISCUSSIONS**

None

**MUNICIPAL CLERK’S AGENDA**

**Proclamations:**

None

**Appointments:**

1. Volunteer Fire Department Hose Company #1 Three Appointees
2. Summer Camp Director and Assistant Summer Camp Director Councilwoman Peralta informed everyone that interviews were conducted for the Spray Attendants, and will forward information to the Mayor.

**Communications and Correspondence:**

1. Ron Williams, BJ Wilkerson, Memorial Child Development Center Annual Pre-School Graduation Ceremony Wednesday, June 26<sup>th</sup> requesting the closing of North 6<sup>th</sup> St., between Haledon Ave., and Fairview St. between 8am – 1pm. (Rain date Thursday, June 27)
2. Prospect Park Volunteer Fire Department Hose Company #1 requesting permission to host a ceremony during the June 24<sup>th</sup> meeting to hang a plaque in the courtroom.  
The Mayor requested that the plaque be brought to the July 8<sup>th</sup> Work Session meeting to show the Mayor and Council
3. Interlocal Service Agreement with Fair Lawn for the use of Memorial Pool by Prospect Park resident.  
Mayor has requested Diana Pleasant to post this information to our Facebook page, and run a press release.
4. Recreation Atlantic City Bus Trip, August 18<sup>th</sup>, 2013 to Resorts Casino.

**Approval of Minutes:**

February 11, 2013	Work Session
February 25, 2013	Regular Meeting
March 11, 2013	Special Meeting
March 11, 2013	Work Session
March 25, 2013	Regular Meeting
April 8, 2013	Work Session
April 22, 2013	Regular Meeting
May 6, 2013	Special Meeting
May 20, 2013	Regular Meeting

**Resolutions:**

1. Resolution Appointing Firefighters to the Borough of Prospect Park Volunteer Fire Department Hose Company #1.
2. Resolution Approving Request For Street Closing by BJ Wilkerson Memorial Child Development Center, Inc.
3. Resolution Authorizing Interlocal Service Agreement with the Borough of Fair Lawn for the Use of Memorial Pool by Prospect Park Residents.
4. Resolution Authorizing Recreation Fees For Bus Trip to Atlantic City.
5. Resolution Authorizing Final Settlement Based on Audit Report -2008
6. Resolution Appointing Summer Camp Director and Assistant Summer Camp Director and Spray Park Attendees

**General Discussion -**

**COUNCIL AND COMMITTEE REPORTS**

LEGAL UPDATE – DENIS MURPHY, MUNICIPAL ATTORNEY – No Report

COUNCIL PRESIDENT ARTIS – No Report

COUNCILMAN ESQUICHE – No Report

COUNCILMAN HAYEK – Ordinance Codebook, would like to review the official codebook to update. I recommend the Council Committees be added to the website. Remove Toni Zaledzieski be removed as Land Use Board Secretary.

COUNCILWOMAN ORTIZ – Asked about the opening of the Spray Park, and the Mayor updated her.

COUNCILWOMAN PERALTA – Will have garage sale again this weekend, due to the rain last weekend. Still have open registration for Summer Camp, including the use of the Spray Park and Camp Hope. Tee Ball is practicing every Sunday.

CONCILMAN ZAKARIA – No Report

MAYOR MOHAMED T. KHAIRULLAH – No Report

**PUBLIC HEARING**

**(Privilege of the floor)**

**Motion to Open the Public Hearing**

**Motion by Councilman Hayek, seconded by Councilwoman Zakaria to Approve.**

**ROLL CALL**

AYES: Artis, Esquiche, Hayek, Ortiz, Peralta, Zakaria

NAYS: None

ABSTAIN: None

ABSENT: None

Tom Magura, 263 North 8<sup>th</sup> Street – First wanted to thank everyone for attending the Memorial Day services in the bad weather. Regarding the closing of 6<sup>th</sup> Street during the hours of 8-1 including a lunch hour, may need to get permission from the County.

Mayor Khairullah advised that if Prospect Park grants approval prior to County, County will decide whether or not they grant permission based on our approval. We are just saying that we have no problem with it. In terms of the hours, we understand and it is once a year for graduation, it's a special circumstance. When dealing with kids it is the best thing to do, especially it being a busy street. Your point is valid, but it's for the safety of the children.

Felix Piccolo, Financial Trustee of St. Paul's Church – The church was established 88 years ago. We support a wide range of charitable groups. We have applied and granted a license from the Division of Legalized Games and Chance Commission. They provided all paperwork in applying for games of chance. We must be ready to go before we can apply for a license and permit. We found that this is a considerable investment before anything can happen. There are no existing ordinances preventing this in the codebook, however, we would like to make sure that would be no road blocks.

Denis Murphy, Municipal Attorney – I know the issue has come up before, there is no ordinance to regulate bingo or raffle license however the New Jersey Statute reads in order to establish a proceed for raffle or bingo license, there has to be a referendum passed. Based on history there was a referendum put the voters and it did not pass a number of years ago. What would have to happen before it could come before you is a petition would need to be filed with this board, and then it goes to a referendum and it is decided by the voters whether or not it is permitted to allow you issue a bingo or raffle license. This advice was given a year or so ago, however we have not received such petition.

Mayor Khairullah stated that the Council cannot and seek signatures on a petition; it has to come from an outside group, such as yourselves. If you could rally the residents and get the signatures for the November ballot, you would need to get signatures by August. A resident would need to solicit signatures.

Councilwoman Peralta asked why there was no Spanish service.

Saint Paul's Monsieur answered by saying he is not fluent in Spanish and they could not afford an additional Priest, and he believed in everyone being together.

Al Demarest, 368 North 9<sup>th</sup> Street – The school has been approved for free lunch during the month of July, except on the 4<sup>th</sup> and 5<sup>th</sup>, for anyone under 18 years old.

**Motion to Close the Public Hearing**

**Motion by Councilman Esquiche, seconded by Councilwoman Peralta to Approve.**

**ROLL CALL**

AYES: Artis, Esquiche, Hayek, Ortiz, Peralta, Zakaria  
NAYS: None  
ABSTAIN: None  
ABSENT: None

**Mayor Mohamed T. Khairullah made the following two meeting announcements:**

- 1) Monday, June 24, 2013 meeting will be held at 5PM due to Manchester's graduation.**
- 2) Thursday, June 13, 2013 the Borough of Prospect Park will have a Special Meeting at 6:30PM.**

**NON-CONSENT RESOLUTIONS**

**RESOLUTION NO. 2013-102**

**RESOLUTION AUTHORIZING AN  
EXECUTIVE SESSION FOR THE PURPOSE  
OF DISCUSSING POTENTIAL LITIGATION  
AND MATTERS OF ATTORNEY-CLIENT  
PRIVILEGE**

**Motion to Approve:**

**Motion by Councilwoman Ortiz, seconded by Councilman Esquiche to Adjourn at 7:15PM**

**ROLL CALL**

AYES: Artis, Esquiche, Hayek, Ortiz, Peralta, Zakaria  
NAYS: None  
ABSTAIN: None  
ABSENT: None

**EXIT FROM EXECUTIVE SESSION AND RETURN TO WORK SESSION AT 7:47PM**

**Motion by Councilman Esquiche, seconded by Councilman Esquiche Approve:**

**ROLL CALL**

AYES: Artis, Esquiche, Hayek, Ortiz, Peralta, Zakaria  
NAYS: None  
ABSTAIN: None  
ABSENT: None

**ADJOURN MEETING AT 7:48Pm**

**Motion by Councilman Zakaria, seconded by Councilman Esquiche To Adjourn.**

**ROLL CALL**

AYES: Artis, Esquiche, Hayek, Ortiz, Peralta, Zakaria  
NAYS: None  
ABSTAIN: None  
ABSENT: None

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Mohamed T. Khairullah  
Mayor

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Stephanie Evans, RMC  
Municipal Clerk