

BOROUGH OF PROSPECT PARK
MAYOR AND COUNCIL
MINUTES OF REGULAR MEETING
NOVEMBER 25, 2013

Present:

Council President	Robert Artis
Councilman	Richard Esquiche
Councilman	Samir Hayek
Councilwoman	Felicia Ortiz
Councilwoman	Cristina Peralta
Councilman	Adnan Zakaria

Absent:

Mayor	Mohamed T. Khairullah
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Also Present:

Municipal Attorney	Denis Murphy
Municipal Clerk	Stephanie Evans

The meeting was called to order by Council President Artis at 6:35pm.

The meeting was opened with the Flag Salute led by Councilman Esquiche, and was followed by the Prayer led by Councilman Hayek.

NOTICE OF MEETING

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 will be conducting their Regular Meeting on November 25, 2013 in the Council Chambers of the Municipal Building located at 106 Brown Avenue, Prospect Park, New Jersey at 6:30PM as originally 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 Mayor Mohamed T. Khairullah with prior notice.

Motion by Councilman Hayek, seconded by Councilwoman Ortiz to Approve.

ROLL CALL:

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

NAYS: None

ABSTAIN: None

ABSENT: None



APPROVAL OF MINUTES

October 15, 2013 Special Session
October 22, 2013 Work Meeting
October 28, 2013 Regular Meeting

Motion by Councilman Esquiche, seconded by Councilwoman Peralta to Approve:

ROLL CALL:

AYES: Artis, Esquiche, Hayek, Ortiz, Peralta (absent for 10/28/13 meeting)
NAYS: None
ABSTAIN: Zakaria (absent for 10/15/13, 10/22/13, and 10/28/13 meetings)
ABSENT: None

ORDINANCE – ADOPTION OF ORDINANCES

**MOTION FOR SECOND AND FINAL READING OF ORDINANCE 2013-10
(AMEND HANDICAPPED SPACES)**

Motion To Approve:

Motion by Councilwoman Ortiz, seconded by Councilman Esquiche to Approve.

ROLL CALL:

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

The Clerk will read Ordinance 2013-10 by Title:

**BOROUGH OF PROSPECT PARK
ORDINANCE 2013-10
AN ORDINANCE AMENDING CHAPTER 85, SECTION 84-45 ENTITLED
“RESTRICTION OF SPACES”**

MOTION TO OPEN PUBLIC HEARING ON ORDINANCE 2013-10

Motion To Approve:

Motion by Councilman Esquiche, seconded by Councilwoman Ortiz to Approve.

ROLL CALL:

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

Mr. Tom Magura, 263 North 8th Street – Wanted to know why the changes. The Clerk advised that these additional handicapped spaces were recently approved by the Police Department and were granted. The Clerk read the list of handicapped spaces.

MOTION TO CLOSE PUBLIC HEARING ON ORDINANCE 2013-10

Motion To Approve:

Motion by Councilman Zakaria, seconded by Councilman Esquiche to Approve.

ROLL CALL:

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

MOTION TO ADOPT ORDINANCE 2013-10

Motion To Approve:

Motion by Councilwoman Ortiz, seconded by Councilwoman Peralta to Approve.

ROLL CALL:

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

NAYS: None

ABSTAIN: None

ABSENT: None

ORDINANCE – INTRODUCTION OF ORDINANCE

MOTION TO READ THE INTRODUCTION OF ORDINANCE 2013-11

(AMEND PART TIME PAY RATE EFFECTIVE 1/1/2014)

Motion To Approve:

Motion by Councilman Zakaria, seconded by Councilwoman Ortiz to Approve.

ROLL CALL:

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

NAYS: None

ABSTAIN: None

ABSENT: None

The Clerk will read Ordinance 2013-11 by Title:

**BOROUGH OF PROSPECT PARK
ORDINANCE 2013-11**

**AN ORDINANCE AMENDING THE ANNUAL SALARIES OF THE OFFICERS AND
EMPLOYEES OF THE BOROUGH OF PROSPECT PARK FOR THE YEAR 2014**

**MOTION TO ADOPT ON FIRST READING AND AUTHORIZE CLERK TO
ADVERTISE FOR A PUBLIC HEARING TO BE HELD ON DECEMBER 16, 2013.**

Motion To Approve:

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

ROLL CALL:

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

NAYS: None

ABSTAIN: None

ABSENT: None

MOTION TO READ THE INTRODUCTION OF ORDINANCE 2013-12

(AMEND AUTHORIZED ENFORCEMENT AGENT)

Motion To Approve:

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

The Clerk will read Ordinance 2013-12 by Title:

**BOROUGH OF PROSPECT PARK
ORDINANCE 2013-12
AN ORDINANCE AMENDING CHAPTER 49 GARBAGE COLLECTION AND THE
MANDATORY RECYCLING PROGRAM, SECTION 49.14 ENTITLED
“AUTHORIZED ENFORCEMENT AGENT”**

**MOTION TO ADOPT ON FIRST READING AND AUTHORIZE CLERK TO
ADVERTISE FOR A PUBLIC HEARING TO BE HELD ON DECEMBER 16, 2013.**

Motion To Approve:

Motion by Councilman Zakaria, seconded by Councilwoman Peralta to Approve.

ROLL CALL:

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

NAYS: None

ABSTAIN: None

ABSENT: None

RESOLUTIONS

CONSENT AGENDA

RESOLUTIONS NUMBERS 2013-167 THROUGH 2013-172

**WILL BE ADOPTED BY A CONSENT AGENDA, WITH ONE VOTE BY THE
BOROUGH COUNCIL AND WILL BE READ BY TITLE ONLY.**

**RESOLUTION NO. 2013-167 RESOLUTION AUTHORIZING 2013 BUDGET
TRANSFERS OF \$66,292.00**

**RESOLUTION NO. 2013-168 RESOLUTION ACCEPTANCE OF
CORRECTIVE ACTION PLAN/AUDIT
REPORT FOR 2012**

**RESOLUTION NO. 2013-169 RESOLUTION OF GOVERNING BODY’S
CERTIFICATION OF THE ANNUAL AUDIT**

**RESOLUTION NO. 2013-170 RESOLUTION AUTHORIZING REFUND OF
2013 TAX REDUCTIONS GRANTED BY
COUNTY BOARD OF TAXATION**

**RESOLUTION NO. 2013-171 RESOLUTION APPROVING THE MONTH OF
OCTOBER’S BILL LIST \$1,011,068.49**

**RESOLUTION NO. 2013-172 RESOLUTION AUTHORIZING THE MUNICIPAL
CLERK TO ADVERTISE FOR THE ANNUAL
REORGANIZATION MEETING OF THE MAYOR
AND COUNCIL ON JANUARY 2ND, 2014, AND THE
JANUARY 2014 MEETING SCHEDULE DATES OF
THE 13TH AND 27TH.**

Motion To Approve:

Motion by Councilwoman Peralta, seconded by Councilwoman Ortiz to Approve.

ROLL CALL:

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

NAYS: None

ABSTAIN: None

ABSENT: None

NON-CONSENT AGENDA

RESOLUTION NO. 2013-173

RESOLUTION APPROVING THE BOROUGH FOR PROSPECT PARK VOLUNTEER FIRE DEPARTMENT TO HOLD THEIR ANNUAL "SANTA RIDE" IN THE BOROUGH OF PROSPECT PARK, MONDAY, DECEMBER 16TH, 2013

Motion To Approve:

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

COUNCIL AND COMMITTEE REPORTS

LEGAL UPDATE – DENIS MURPHY, MUNICIPAL ATTORNEY – No report, but has an update relating to the Investigative Committee to the entire Council. It is Denis' understanding that the Investigative Committee has met several times and has been in consultation with their appointed attorney. The final report is anticipated to be concluded next month.

COUNCIL PRESIDENT ARTIS (Public Safety) – Councilman Esquiche read this report.

COUNCILMAN ESQUICHE (Housing/Health & Welfare) – Read the Public Safety Report, Police Department's October report total calls 356, Operations Reports 273, Incident Reports 62, Motor Vehicle Accidents 21, Ambulance Calls/Sick/Injured Persons 24, Fire Calls 9, Burglary 2, Theft 5, Vehicle Towed 3, Simple Assault 11, Criminal Mischief 11, Domestic Violence 6, Stolen Vehicles 1, Alarms 13, Suspicious Person/Auto 7, CDS Arrest 4. Then he preceded with his report on Housing number of permits issued 6, inspections 10, total fees \$925.00. The Haledon Ave. gas station just received their approval from County. Construction issued COCS 5, inspections 24, total fees \$450.00.

COUNCILMAN HAYEK (Communications/Ordinances) – No report at this time.

COUNCILWOMAN ORTIZ (Finance/Insurance) – Current Fund Collections 2013 Current Taxes 595,875.19, Delinquent Taxes 5,066.75, Prepaid Taxes 88.00, Interest on Investments 274.15, Interest & Costs on Taxes 5,789.54, Fees & Permits 656.75, Municipal Court Fines & Costs 19,039.77, Construction Code Fees 1,732.00, Cell Tower Rents 39,339.94, Budget Credits 13, 103.28, Interfunds Receivable 25,735.50, Total Collections 707,600.87. Distributions – Interfunds 25,500.00, 2013 Budget Appropriations 506,747.65, County Taxes 358,375.59,

County Open Space Taxes 4,913.34, Regional High School Taxes 424,435.48, Local School Taxes 286,424.50, State Fees 409.00 Total Disbursements 1,606,806.56. Cash on hand 10/31/2013 1,049,049.24

COUNCILWOMAN PERALTA (Parks & Recreation/Building & Grounds) – Will be starting the Holiday Home Decoration contest, early registration for baseball. Asking Council members to go to vendors asking for sponsors for the 2014 calendar.

CONCILMAN ZAKARIA (Public Service) – DPW is very busy collecting leaves, doing a great job around the Borough.

MAYOR MOHAMED T. KHAIRULLAH -

ENGINEER'S REPORT – No report at this time.

TREASURER'S UPDATE – No report at this time.

PUBLIC HEARING

(Privilege of the floor)

Motion to Open the Public Hearing

Motion To Approve:

Motion by Councilman Zakaria, seconded by Councilman Esquiche to Approve.

ROLL CALL:

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

NAYS: None

ABSTAIN: None

ABSENT: None

No public comments.

Motion to Close the Public Hearing

Motion to Approve:

Motion by Councilwoman Ortiz, seconded by Councilman Esquiche to Approve.

ROLL CALL:

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

NAYS: None

ABSTAIN: None

ABSENT: None

ADJOURN MEETING

Motion To Adjourn

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

Mohamed T. Khairullah, Mayor

Stephanie Evans, RMC
Municipal Clerk