

March 6, 2018

**BOROUGH OF CLIFFSIDE PARK
BERGEN COUNTY, NEW JERSEY**

**MINUTES OF THE REGULAR MEETING
MARCH 6, 2018**

CALL TO ORDER AT 7:00 P.M.

FLAG SALUTE LED BY MAYOR THOMAS CALABRESE

PRESENT AT ROLL CALL:

Mayor	Thomas Calabrese
Councilwoman	Donna Spoto
Councilwoman	Dana Martinotti
Councilman	Kenneth Corcoran
Councilman	Peter Colao

ABSENT AT ROLL CALL:

On a motion by Councilman Corcoran, seconded by Councilman Colao, Councilman Fontana and Councilman Bongard were given an excused absence.

ROLL CALL:

AYES: Spoto, Martinotti, Corcoran, Colao. **ABSENT:** Fontana, Bongard.

SERCAN ZOKLU STATED:

THIS IS A REGULAR MEETING OF THE MAYOR AND COUNCIL, AND NOTICE WAS GIVEN AS FOLLOWS:

1. NOTICE PUBLISHED JANUARY 16, 2018 WITH THE RECORD, AND JANUARY 10, 2018 WITH THE JERSEY JOURNAL, BOTH OFFICIAL NEWSPAPERS OF THE BOROUGH.
2. POSTING OF NOTICE ON THE BULLETIN BOARD.
3. PRESERVING A COPY IN THE CLERK'S OFFICE.

MINUTES:

On a motion by Councilman Corcoran, seconded by Councilman Colao, the minutes of the Caucus Meeting of February 6, 2018 were accepted.

ROLL CALL:

AYES: Martinotti, Corcoran, Colao. **ABSTAIN:** Spoto. **ABSENT:** Fontana, Bongard.

On a motion by Councilman Corcoran, seconded by Councilman Colao, the minutes of the Regular Meeting of February 6, 2018 were accepted.

ROLL CALL:

AYES: Martinotti, Corcoran, Colao. **ABSTAIN:** Spoto. **ABSENT:** Fontana, Bongard.

CONSENT AGENDA:

On a motion by Councilwoman Spoto, seconded by Councilman Colao, the claims were ordered paid.

ROLL CALL:

AYES: Spoto, Martinotti, Corcoran, Colao. **ABSENT:** Fontana, Bongard.

RESOLUTIONS:

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On a motion by Councilwoman Spoto, seconded by Councilman Colao, Resolutions 2018-42 through 2018-52 were offered for adoption:

ROLL CALL

AYES: Spoto, Martinotti, Corcoran, Colao.

ABSENT: Fontana, Bongard.

RESOLUTION 2018-42

MAYOR'S APPOINTMENTS

Pursuant to the obligations imposed upon my by law, I make the following nominations and seek the advice and consent of the Council:

SCHOOL CROSSING GUARDS – 1 Year Term

Vivian Alvarez
John P. Neary

Term Expires

12/31/18

12/31/18

RESOLUTION 2018-43

WHEREAS, the Cliffside Park Police Department has received a request from **Hesham Zakzouk** of 268 Nagle Street, Cliffside Park, NJ 07010 for a handicapped parking space in front of the residence. **Hesham Zakzouk** has been issued Permanent Handicap Placard **P1909817** by the New Jersey Motor Vehicle Commission; and

WHEREAS, the parking request appears to show legitimate cause for consideration by the Mayor and Council, N.J.S.A. 39:4-197.5 states that any Municipality may by Ordinance or Resolution establish restricted parking spaces in front of residences, schools, hospitals, and other buildings for use by persons who have been issued Special Identification by the New Jersey Motor Vehicle Commission; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park that the following location be designated as a restricted parking space:

Name of Street	Side:	Location:
Nagle Street	East	Beginning at a point approximately 138 feet north of the northeast curb line of Nagle Street and Main Street, and continuing to a point 21 feet northerly thereof.

RESOLUTION 2018-44

BE IT RESOLVED that upon the recommendation of P.O. Gabe Marciano the following resolutions designating handicapped parking spaces be rescinded:

Adopted on: **7-9-2013**

RESOLUTION 2013-127

101 Crescent Avenue
Cliffside Park, NJ 07010

Adopted on: **6-17-2017**

RESOLUTION 2017-65

218 Greenmount Avenue
Cliffside Park, NJ 07010

Adopted on: **1-4-2011**

RESOLUTION 2010-305

550 Dewey Avenue
Cliffside Park, NJ 07010

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BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Cliffside Park, that the Department of Public Works be instructed to remove the handicapped parking signs at the above locations.

RESOLUTION 2018-45

RESOLUTION TO CONFIRM ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECTS

WHEREAS, a Bergen County Community Development grant of \$21,562 has been proposed by Children’s Aid and Family Services for the Wellness Initiative for Senior Education Programs at the Americas Unidas Multicultural Senior Center, Fairview Eastview Towers, Cliffside Park Housing Authority, Teaneck Senior Citizens, and Brookside Gardens in the municipalities of Hackensack, Fairview, Cliffside Park, Teaneck, and Bergenfield.

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of Hackensack, Fairview, Cliffside Park, Teaneck, and Bergenfield; and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Bodies of Hackensack, Fairview, Cliffside Park, Teaneck, and Bergenfield hereby confirm endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

RESOLUTION 2018-46

WHEREAS, the Borough of Cliffside Park has constructed a Spray Park at West Grantwood Park; and

WHEREAS, the Spray Park requires the services of an Operator to oversee the operation of the Spray Park during the year; and

NOW, THEREFORE, BE IT RESOLVED that the Council does hereby appoint Gerald Lange, Jr. as Spray Park Operator at an annual salary of \$2,000.00 per year, without Health Benefits.

BE IT FURTHER RESOLVED that a certified to be true copy of this Resolution be served upon Frank Berardo, CFO; Dean Nikaj, Operations Manager, Department of Public Works; Joseph Rutch, Borough Administrator; Gerald Lange, Jr., Spray Park Operator.

RESOLUTION 2018-47

WHEREAS, since 1974, the United States Congress, through the Community Development Block Grant Program supported the future welfare of the Nation and the well being of its citizens through maintaining viable urban communities as social, economic and political entities; and

WHEREAS, said Program has been and continues to be a critical affordable housing, community and economic revitalization tool for families and communities across the nation; and

WHEREAS, the President’s Fiscal Year 2017 budget proposes the total elimination of the Community Development Block Grant Program; and

WHEREAS, the broad spectrum of activities, including homeownership opportunities; elimination of slum and blight; housing rehabilitation; improvement to public facilities and infrastructure, such as roads, water and sewer systems, libraries, fire stations, and community centers; and public services, such as employment training, child care, transportation services, services for senior citizens, the disabled and youth; business development and job creation will no longer be able to be undertaken; and

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WHEREAS, such action will no longer enable cities, counties and states to meet their community development, affordable housing and economic development needs; and

NOW, THEREFORE, BE IT RESOLVED that the governing body of Cliffside Park hereby requests your help to fight to save the Community Development Block Grant Program and maintain this vital program within the U.S. Department of Housing and Urban Development at a funding level no less than formula funding in Fiscal Year 2016.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the entire New Jersey Congressional Delegation, the United States Senate Committees on Appropriations and Budget and House Committees on Appropriations and Budget.

RESOLUTION 2018-48

WHEREAS, the Borough of Ridgefield has petitioned the Borough of Cliffside Park requesting that the Borough of Ridgefield enter into a Shared Service Agreement for the position of Sub Code Official and Construction Code Official; and

WHEREAS, the Cliffside Park Borough Administrator and Building Department agree that its licensed Sub Code Official(s) and Construction Code Official(s) may assist the Borough of Ridgefield in their daily inspections without prejudice to the Building Department and other residents of the Borough of Cliffside Park; and

WHEREAS, an Interlocal Service Agreement may be entered into without competitive bidding pursuant to the Interlocal Service Act, N.J.S.A. 40:8A-1, et seq., and Local Public Contract Law, N.J.S.A. 40A:11-5(2).

NOW, THEREFORE, BE IT RESOLVED that the Council does hereby authorize Borough Administrator, Joseph Rutch, to enter into an Interlocal Service Agreement between the Borough of Cliffside Park and the Borough of Ridgefield for the Shared Services of the Borough's licensed Sub Code Official(s) and Construction Code Official(s).

BE IT FURTHER RESOLVED that the Council does hereby Authorize Borough Administrator, Joseph Rutch, to negotiate and accept a fair and reasonable remuneration to the Borough for the services rendered by the Interlocal assigned Sub Code Official(s) and Construction Code Official(s).

BE IT FURTHER RESOLVED that either Mayor Thomas Calabrese or Borough Administrator, Joseph Rutch, may execute an Interlocal Service Agreement with the Borough of Ridgefield, prepared by the Borough Attorney.

BE IT FURTHER RESOLVED that a Certified True Copy of this Resolution be served upon Joseph Rutch, Borough Administrator, Borough of Cliffside Park; John Candelmo, Department Head, Building Department, Borough of Cliffside Park; Frank Berardo, CFO, Borough of Cliffside Park; Steven Pellino, Esq., Borough Attorney, Borough of Ridgefield; Linda Silvestri, Borough Clerk, Borough of Ridgefield.

RESOLUTION 2018-49

WHEREAS, the Mayor and Council of the Borough of Cliffside Park (Borough) have funding for the Franklin Avenue and Glen Street Sanitary Sewer Improvements including \$386,534 from two Community Development Block Grants; and

WHEREAS, the Borough is seeking to have these improvements in place and as such would like to proceed with publicly advertising and bidding this project.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cliffside Park hereby authorizes Boswell Engineering to prepare the necessary construction plans and specifications to publicly bid the Franklin Avenue and Glen Street Sanitary Sewer Improvements.

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RESOLUTION 2018-50

WHEREAS, the Mayor and Council of the Borough of Cliffside Park wishes to enter into a Grant Agreement with the County of Bergen for the purpose of using a \$200,000 grant award from the Community Development Block Grant funds for the Lawton Avenue Sanitary Sewer Project; and

THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorizes Thomas Calabrese, Mayor, to be a signatory to the aforesaid Grant Agreement Contract; and

BE IT FURTHER RESOLVED that the Mayor and Council hereby authorizes Frank Berardo, Chief Financial Officer, to sign all County of Bergen vouchers submitted in conjunction with the aforesaid project; and

BE IT FURTHER RESOLVED that the Mayor and Council recognizes that the Borough of Cliffside Park is liable for any funds not spent in accordance with the Grant Agreement; and that liability of the Mayor and Council is in accordance with HUD requirements.

This Resolution was adopted by the Mayor and Council of the Borough of Cliffside Park at a meeting on March 6, 2018.

RESOLUTION 2018-51

WHEREAS, the Council, after consultation with the Borough Administrator, has concluded that the annual remuneration for the title of Parks Supervisor for the calendar year 2018 be established at \$56,308.00, with yearly increases to be coordinated with the Salary Ordinance; and

WHEREAS, Carmelo DeMaio since May 1, 2016 was temporarily assigned the Position, Duties and Obligations of Parks Supervisor.

NOW, THEREFORE BE IT RESOLVED that the Council does hereby direct Chief Financial Officer, Frank Berardo, to permanently change Carmelo DeMaio’s title to Park Supervisor and adjust his salary retroactively to May 1, 2016. Pursuant to Municipal and State Regulations, the Position will entitle Carmelo DeMaio to retroactive pay for a period of fourteen (14) months for the calendar years 2016 and 2017, totaling respectively (\$889.67 for 2016; \$5,444.00 for 2017) \$6,333.67.

BE IT FURTHER RESOLVED that a Certified True Copy of this Resolution be served upon Chief Financial Officer, Frank Berardo; Borough Administrator, Joseph Rutch; Operations Manager, Dean Nikaj; and Parks Supervisor, Carmelo DeMaio.

RESOLUTION 2018-52

WHEREAS, pursuant to Ordinance, the Borough Clerk annually issues licenses; and

WHEREAS, no unauthorized companies are permitted to work in the Borough of Cliffside Park without such license; and

WHEREAS, the following companies have met all municipal requirements:

Amusement Games

Gills Tavern	S Luna Restaurant & Bar
Whiskey Pete’s	Clubhouse Cafe’
Pebble Beach	Cliffs Pub
Sonsonate Restaurant	

Gas Pumps

Torkoms Service Station	Jack’s Auto Service
Main Fuel	H.G.K Enterprises

Itinerant Eating & Drinking Establishment

Rodney Telleri d/b/a Jenna’s Franks
Michael Fuime d/b/a Lenny’s Hot Dogs

Kennel License

Bergen County Humane Enforcement
Head To Tail

ORDINANCE 2018-02

CHAPTER IX - METERED PARKING IN STREETS AND PARKING LOTS

9-1 METERED PARKING IN STREETS.

9-1.1 Applicability and Definitions.

This section shall be deemed an additional provision for the regulation of traffic and parking in the parking meter zones herein established. It shall not be deemed in conflict with the established bus stops, taxicab stands and with such prohibited and restrictive parking otherwise provided in the traffic chapter of this revision or by state law or as hereafter designated by state law or the mayor and council and the borough police department.

As used in this section:

- a. **Meter parking** shall mean the parking of a vehicle in a parking meter space during the hours when the meters are in operation.
- b. **Operator** shall mean a person who is in actual physical control of a vehicle.
- c. **Park** or **parking** shall mean the standing of a vehicle on a public parking lot, or an entrance or exit thereto, whether or not the vehicle is occupied.
- d. **Parking meter** shall mean any mechanical device or meter, not inconsistent with this section, placed or erected for the regulation of parking.
- e. **Parking meter space** shall mean any space within a parking meter zone, adjacent to a parking meter which is duly designated for the parking of a single vehicle by lines painted or durably marked on the surface of the pavement adjacent to or adjoining the parking meters.
- f. **Parking meter zone** shall mean any parking lot or facility owned, operated and maintained by the authority upon which parking meters are installed and in operation.
- g. **Parking zone** shall mean any public parking lot or facility owned, operated and maintained by the borough.
- h. **Public parking lots** shall mean all areas, lots or facilities owned, controlled, operated or maintained by the borough and used for, or devoted to, off-street public parking.
- i. **Vehicle** shall mean every device in, upon or by which a person or property is or may be transported upon a highway or street, accepting devices moved by human or animal power.

9-1.2 Establishment of Parking Meter Zones.

Subject to the provisions of subsection 9-1.3 the following streets or portions thereof, except the areas therein and thereon designated for use as bus stops, or adjoining fire houses or opposite the vehicular or equipment entrance to fire houses, are hereby designated and established as parking meter zones:

- a. Zone (a): The west side of Anderson Avenue from the southwest corner of Anderson and Pleasant Avenues to the northwest corner of Anderson and Oakdene Avenues.
- b. Zone (b): The east side of Anderson Avenue from the point opposite the southwest corner of Anderson and Pleasant Avenues measured at right angles to Anderson Avenue to the northeast corner of Anderson and Oakdene Avenues.
- c. Zone (c): The south side of Pleasant Avenue and the north side of Oakdene Avenue and both sides of Lafayette Avenue, Grant Avenue, Columbia Avenue, Nelson Avenue and Washington Avenue running west from Anderson Avenue for a distance of 100 feet but only where the abutting property is zoned for business.
- d. Zone (d): Northwest corner of Anderson Avenue and Lawton Avenue beginning at 205 feet on the north side, and, the southwest corner of Anderson Avenue and Lawton Avenue beginning at 110 feet on the south but only where the abutting property is zoned for business use.
- e. Zone (e): The both sides of Lafayette Avenue, south side Knox Avenue, both sides of Grant Avenue, both sides of Lawton Avenue, Columbia Avenue and the north side of

Oakdene Avenue east from the east side of Anderson Avenue for a distance of 100 feet but only where the abutting property is zoned for business use.

f. Zone (f): Both sides of Gorge Road from Lincoln Avenue North to Anderson Avenue.

g. Zone (g): The west side of Palisade Avenue from Lawton Avenue south to Columbia Avenue is hereby designated as a parking meter zone.

h. Zone (h): This zone includes all areas from Columbia Avenue to Pleasant Avenue on Anderson Avenue, including but not limited to all meters on Columbia Avenue, Lawton Avenue, Grant Avenue, Knox Avenue and Lafayette Avenue. Zone (h) is labeled as the "Business Zone."

9-1.3 Alteration Of Parking Meter Zones.

The borough is hereby authorized from time to time, by appropriate ordinance to extend or reduce the parking meter zones established in subsection 9-1.2 along any of the streets mentioned in such subsection.

9-1.4 Parking In Parking Meter Zones.

No person shall park any vehicle in the parking meter zones established herein unless the vehicle is parked within a parking stall, in front of which a parking meter is installed and unless the operator of such vehicle shall deposit in the meter a coin as designated on the parking meter in accordance with the provisions of this section.

9-1.5 Installation and Maintenance of Meters.

The borough may cause parking meters to be installed and shall cause parking meter spaces or stalls to be designated as provided in this section. It shall be the responsibility of the borough to oversee the operation and use of the parking meters and provide for the maintenance of the parking meters in good workable condition. The borough may from time to time, by resolution, fix the amount of coin to be deposited in the parking meters for the use of such parking spaces.

9-1.6 Designating Parking Space.

The borough shall cause lines or markings to be painted or placed upon the curb, sidewalk or upon the streets adjacent to each parking meter, for the purpose of designating the parking space for which the meter is to be used. Each vehicle parked adjacent or next to any parking meter shall be parked within the lines or markings so placed.

9-1.7 Location and Operation of Meters.

Parking meters installed in the parking meter zones established under this section shall be placed on the curb immediately adjacent to the individual parking spaces or stalls described in subsection 9-1.6. Each parking meter shall be placed or set in such a manner as to clearly display a signal that the parking space or stall adjacent to the meter is or is not legally in use. Each parking meter installed shall indicate by a proper legend the legal parking time established by the borough and the amount of coin to be deposited, and when operated the parking meter shall indicate on and by its dial and pointer the duration of the period of legal parking and on the expiration of such period, shall clearly indicate illegal or over-parking. There shall also be placed appropriate signs in proximity to said meters clearly indicating the hours and days when metered parking is enforced.

No parking meters shall be installed in any location that would infringe upon, or where parking is prohibited by the provisions of R.S. 39:4-138.

9-1.8 Time Limit Fees.

No person shall park in a parking stall in front of which a parking meter is installed for more than a maximum of two hours consecutively. The rates for such parking shall be fifty cents (\$.50) cents for 60 minutes. The borough may from time to time, by resolution, fix the amount of coin to be deposited in the parking meters for the use of such parking spaces. The maximum time

limit and parking rates specified in the subsection shall apply to all parking stalls where parking meters are installed. This subsection shall not apply on any Sunday or any of the following legal holidays:

New Year's Day
Martin Luther King, Jr. Day
President's Day
Good Friday
Memorial Day
Independence Day
Labor Day
Columbus Day
Election Day
Veteran's Day
Thanksgiving Day
Thanksgiving Friday
Christmas Eve
Christmas Day

9-1.9 Applicability of Time Limit.

The maximum time limit and parking rates set forth in subsection 9-1.8 shall be applicable to the following parking meter zones on the days and during the hours hereinafter specified:

to zones (a), (b), (c), (d), (e), (f) and (g) on:

- a. Monday thru Saturdays between 9:00 a.m. and 6:00 p.m.

9-1.10 Manner of Parking.

Any vehicle parked in a parking space in any parking meter zone shall be parked so that the foremost part of such vehicle shall be nearest to the parking meter.

9-1.11 Placing Meter in Operation.

When a vehicle is parked next to a parking meter, the owner or operator of the vehicle shall immediately deposit in the meter a coin of the United States, in the amount as designated on the meter and in accordance to the time designated thereon.

Upon the deposit of such coin or coins, and placing the meter in operation, the parking space may be lawfully occupied by such vehicle during the period of parking time which has been prescribed for the part of the street in which the parking space is located.

If such vehicle remains parked in any such parking space beyond the parking time fixed for such parking space, the parking meter shall by its dial and pointer indicate such illegal parking and in that event such vehicle shall be considered as parked overtime and beyond the period of legal parking time.

9-1.12 Overtime Parking Prohibited.

No person shall permit a vehicle registered in the name of or operated by such person to remain or be placed in any parking space adjacent to any parking meter while the meter is displaying a signal indicating that the vehicle occupying such parking space has already been parked beyond the period of time prescribed for such parking space.

9-1.13 Parking within Designated Space.

No person shall park any vehicle across any line or marking, described in subsection 9-1.6 which designates the parking space for which the meter is to be used or park any vehicle in such position that it shall not be entirely within the area so designated.

9-1.14 Use of Slugs.

No person shall deposit or cause to be deposited in any parking meter, any slug, device or metallic substitute or any other substitute for a United States coin.

9-1.15 Tampering With Meter.

No person shall deface, injure, tamper with, open or willfully break, destroy or impair any parking meter or its usefulness.

9-1.16 Report By Police.

It shall be the duty of the borough police officers, acting in accordance with instructions issued by the chief of police to report:

- a. The number of such parking meter which indicates that the vehicle occupying the parking space adjacent to such parking meter is or has been parked in violation of this section.
- b. The state license number of such vehicle.
- c. The time which such vehicle is parked in violation of any of the provisions of this subsection.
- d. Any other facts, knowledge of which is necessary to a thorough understanding of the circumstances attending such violation.

9-1.17 Parking Violations.

If any vehicle has been parked in violation herein the police officer shall attach to such vehicle a summons to the owner or operator thereof that such vehicle has been parked in violation of this section and instructing such owner or operator to report to the municipal court in regard to such violation on the return date shown thereon. Each such owner or operator may on or before the return date shown on the summons pay to the court clerk at police headquarters the following sums as and for full satisfaction of the following violations:

- a. The penalty for overtime violations shall be not less than thirty (\$30.00) dollars nor greater than one hundred (\$100.00) dollars;
- b. The penalty for improper parking violations other than for overtime violations shall be not less than fifty (\$50.00) dollars nor greater than one hundred (\$100.00) dollars;
- c. The penalty for prohibited parking during the hours and on the streets set aside for sweeping of streets pursuant to the provisions of subsection 8-3.4 shall be not less than thirty (\$30.00) dollars nor greater than one hundred (\$100.00) dollars.

The failure of any owner or operator to make the appropriate payment to the court clerk on or before the return date shown on the summons or failure to appear in court on the return date shall subject the owner or operator to an additional penalty of not less than fifty (\$50.00) dollars nor more than five hundred (\$500.00) dollars subject to the courts discretion.

9-2 PARKING LOTS.

9-2.1 Definitions.

As used in this section:

- a. **Operator** shall mean a person who is in actual physical control of a vehicle.
- b. **Park** or **parking** shall mean the standing of a vehicle on a public parking lot, or an entrance or exit thereto, whether or not the vehicle is occupied.
- c. **Parking space** shall mean any space within a parking zone, adjacent to a parking space which is duly designated for the parking of a single vehicle by lines painted or durably marked on the surface of the pavement adjacent to or adjoining the parking space.
- d. **Parking zone** shall mean any parking lot or facility owned, operated and maintained by the authority upon which parking spaces are installed and in operation.
- e. **Public parking lots** shall mean all areas, lots or facilities owned, controlled, operated or maintained by the borough and used for, or devoted to, off-street public parking.
- f. **Vehicle** shall mean every device in, upon or by which a person or property is or may be transported upon a highway or street, accepting devices moved by human or animal power.

9-2.2 Public Parking Lots: Entrances or Exits.

a. The following parcels of land leased or owned by the borough upon which the borough shall construct, operate and maintain parking lots and facilities, shall be public parking lots to be known as parking zones and parking spaces for a 24 hour period, seven days a week.

1. Lot No. 1. All that lot or parcel of land constructed for parking purposes on the northeast corner of Gorge and Edgewater Roads immediately adjacent to the tennis courts and the new athletic facility. Appropriate signs will be displayed describing parking fees and regulations. The borough may from time to time, by resolution, change the amount of the permit fees and times for the use of such parking spaces.

a. The following parking regulations shall apply to Lots 1.

Parking Regulations

1. Permit parking is in effect seven days per week.
2. Permits may be obtained at the office of the borough clerk and are available on a monthly basis for a fee depending on which type of permit:
 - a. 7AM-5PM Day Permit: \$50.00
 - b. 5PM-7AM Evening Permit: \$60.00
 - c. 24/7 All Day Permit: \$100.00
3. Permits will be issued on a first come, first served basis and a waiting list will be maintained for persons unable to obtain permits. In addition, all parking permits issued are at the discretion of the Borough;
4. Parking stalls are numbered corresponding to the vehicles having authorized permits.
5. Any unauthorized vehicle without a permit shall be subject to having the vehicle towed away, with such tow shall be the responsibility of the owner of the vehicle. Unauthorized parking is prohibited and unauthorized vehicles will be towed at the owners' expense. Statute 39:4-56.6

2. Lot No. 2. All that lot or parcel of land constructed for parking purposes on the Towne Center Redevelopment Property Public Parking Lot immediately on the first level off of Anderson Avenue. Appropriate signs will be displayed describing parking fees and regulations. The borough may from time to time, by resolution, change the amount of the permit fees and times for the use of such parking spaces.

a. The following parking regulations shall apply to Lots 2.

Parking Regulations

1. Permit parking is in effect seven days per week.
2. Permits may be obtained at the office of the borough clerk and are available on a monthly basis for a fee depending on which type of permit:
 - a. 7AM-5PM Day Permit: \$40.00
 - b. 5PM-7AM Evening Permit: \$90.00
 - c. 24/7 All Day Permit: \$125.00
3. Permits will be issued on a first come, first served basis and a waiting list will be maintained for persons unable to obtain permits. In addition, all parking permits issued are at the discretion of the Borough;
4. Parking stalls are numbered corresponding to the vehicles having authorized permits.
5. Any unauthorized vehicle without a permit shall be subject to having the vehicle towed away, with such tow shall be the responsibility of the owner of the vehicle. Unauthorized parking is prohibited and unauthorized vehicles will be towed at the owners' expense. Statute 39:4-56.6

9-2.3 Parking within Lines.

The borough shall have lines or markings painted or placed upon the pavement adjacent to each parking meter for the purpose of designating the parking space for which the meter is to be used. Each vehicle parked adjacent to, in front of or next to any parking meter shall park within the lines or markings so established. It shall be unlawful and a violation of this section to park

any vehicle across such lines or markings, or to park any vehicle in such a position that the vehicle shall not be entirely within the area so designated by such lines or markings.

9-2.4 Monthly Daytime Parking Permits.

The borough may issue monthly daytime parking permits. Such permits shall entitle the operator to park his vehicle in the lots designated in the permit during the daytime parking hours. Upon issuance of the permit, the operator shall receive a permit which he shall affix on the front dashboard.

9-2.5 Monthly Overnight Parking Permits.

The borough may issue monthly overnight parking permits. Such permits shall entitle the operator to park his vehicle in the lots designated in the permit during overnight parking hours. Upon issuance of the permit, the operator shall receive a sticker, which he shall affix on the front dashboard.

9-2.6 Monthly 24/7 All Day Parking Permits.

The borough may issue monthly 24/7 all day parking permits. Such permits shall entitle the operator to park his vehicle in the lots designated in the permit during overnight parking hours. Upon issuance of the permit, the operator shall receive a sticker, which he shall affix on the front dashboard.

9-2.7 Posting of Hours.

The borough shall designate the hours during which parking spaces shall be in operation and the hours during which parking permits shall be in effect, in all public parking lots owned, operated, controlled and maintained by the borough. A sign shall be posted at each parking lot.

9-2.8 Parking of Certain Vehicles.

The following described vehicles shall be prohibited from parking in or using any public parking lot owned, operated or maintained by the borough:

- a. Any truck having a load weight capacity up to five ton.
- b. Any tractor or trailer.
- c. Any vehicle moved by human or animal power.

9-2.9 Pneumatic Tires.

Vehicles not equipped with pneumatic tires properly inflated shall not park in or use any public parking lot owned, operated or maintained by the borough.

9-2.10 Tampering With Permits.

It shall be unlawful and a violation herein for any person to deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking permit.

9-2.11 Repairing In Public Lots Prohibited.

It shall be unlawful for any person to wash, paint, or repair a vehicle in a public parking lot; provided that this subsection shall not be construed to prohibit necessary emergency repairs of a vehicle.

9-2.12 Parking Rates.

The borough shall fix the rates to be charged for parking of vehicles, during daytime and overnight parking periods, in any parking space zone in a public parking lot owned, operated, controlled and maintained by the borough.

9-2.13 Enforcement.

It shall be the duty of the borough police officers in accordance with instructions issued by the chief of police, to inspect, check and report the use of the parking area and parking zones and to note record and report the following:

- a. The number of each parking space which indicates that the vehicle occupying the parking space has obtained the proper parking permit is or has been parked in violation of any of the provisions of this section.
- b. The state license number of such vehicle.
- c. The time at which such vehicle is parked in violation of any of the provisions of this section.
- d. Any other facts, knowledge of which is necessary to a thorough understanding of such violation.

9-2.14 Summons.

If a violation exists, a summons shall be issued to the violator, or the police officer shall attach to such vehicle a notice to the owner thereof, that such vehicle has been parked in violation of a provision of this section and instructing such owner or operator to appear before the municipal court of the borough with respect to such violation.

9-2.15 Applicability.

This section shall be deemed an additional provision for the regulation of traffic and parking in those parking zones provided for herein. It shall not interfere with the established bus stops, taxicab stands and prohibited and restrictive parking as may be hereafter designated by the mayor and council and by the police department of the borough.

COMMITTEE REPORTS: ALL COMMITTEE REPORTS ON FILE IN THE CLERK'S OFFICE.

PUBLIC PORTION:

On a motion by Councilman Corcoran, seconded by Councilman Colao the meeting was opened to the public. Carried.

The Clerk stated that any member of the public wishing to be heard could now do so, by coming to the podium and stating their name and address for the record.

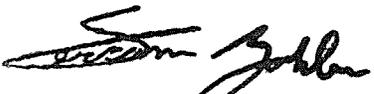
PUBLIC PARTICIPATION: None.

On a motion by Councilwoman Martinotti, seconded by Councilman Corcoran, the meeting was closed to the public.

ADJOURN:

On a motion by Councilwoman Martinotti, seconded by Councilman Corcoran, the meeting was adjourned at 7:26 p.m.

ATTEST:



SERCAN ZOKLU, RMC
BOROUGH CLERK

APPROVED:



THOMAS CALABRESE
MAYOR