

**BOROUGH OF ROSELLE  
MAYOR AND COUNCIL  
REGULAR MEETING MINUTES  
JUNE 21, 2023**

Mayor Shaw called the Regular Meeting of the Mayor and Council of the Borough of Roselle, Union County, New Jersey, held at Borough Hall, 210 Chestnut Street, Roselle, New Jersey to order on June 21, 2023 at 6:30 p.m. The flag salute was done and the invocation was given by Councilwoman Thomas.

Municipal Clerk Sanchez read the “Open Public Meetings Act” compliance statement.

**STATEMENT OF COMPLIANCE**

The requirements of N.J.S.A. 10:4-6 et seq., “Sunshine Law” has been met. A notice of this meeting was sent to the Star Ledger, published in the Home News Tribune on December 23, 2022, posted on the Bulletin Board in Borough Hall and on the Borough’s website and filed in the Office of the Municipal Clerk.

**ROLL CALL**

**Present:**

Councilman Richard Villeda, First Ward  
Councilwoman Cynthia Johnson, Third Ward  
Councilwoman Cindy Thomas, Fourth Ward  
Councilman John Fortuna, Fifth Ward  
Councilwoman Denise Wilkerson, At-Large  
Council President Brandon Bernier, Second Ward  
Mayor Donald Shaw

**Also Present:**

Lisette Sanchez, Borough Clerk  
May Wedlund, Esq., Acting Borough Attorney  
Shanel Robinson, Acting Borough Administrator

**PROCLAMATIONS**                      None.

**RESOLUTION**

**RESOLUTION NUMBER 2023-217**

**RESOLUTION APPOINTING BATTALION CHIEF RICHARD MYERS**

**WHEREAS**, the Roselle Fire Department presently has a vacancy in the position of Battalion Chief; and

**WHEREAS**, there is a need to fill the vacant position in order to maintain the health, welfare and safety of the public and efficiently provide public services; and

**WHEREAS**, Richard Myers is qualified for appointment to the title of Battalion Chief; and

**WHEREAS**, the Borough's Certifying Officer has verified Richard Myers qualifications with the Civil Service Commission.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey that Richard Myers is appointed to the position of Battalion Chief in the Borough of Roselle, effective June 21, 2023; and

**BE IT FURTHER RESOLVED**, that at the sole discretion of the Council, the compensation for Richard Myers shall be \$127,875.14, prorated, pursuant to the collective bargaining agreement in effect between the Borough and FMBA Local No. 255; and

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

#### **RESOLUTION NUMBER 2023-201A**

#### **RESOLUTION APPOINTING NEW POLICE OFFICERS TO THE ROSELLE POLICE DEPARTMENT**

**WHEREAS**, there is a need in the Borough of Roselle to fill the position of Police Officer in the Police Department to efficiently maintain the health, welfare, and safety of the public, and to provide public services; and

**WHEREAS**, the Certifying Official of the Borough of Roselle has verified with the Civil Service Commission the eligibility of four (4) individuals who are deemed qualified for the position of Police Officer; and

**WHEREAS**, criminal history record background checks have been conducted by the appointing authority regarding the four (4) individuals, identified below, which revealed no basis for qualification of said individuals as Police Officer; and

**WHEREAS**, the following individuals have been adjudged to be qualified for the position of Police Officer Recruit:

NAME	SALARY
BRODY, SEAN	\$61,863
SAUCEDO, GREGORIO	\$61,863
CHARLES, GERALD	\$61,863
LYNCH, LUKE	\$61,863

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Roselle, in the County of Union, State of New Jersey, that the aforementioned individuals are hereby appointed to the position of Police Officer, effective July 14, 2023, subject to successful completion of the Basic Course for Police Officer Training and the ninety (90) day working test period pursuant to Civil Service Regulations; and

**BE IT FURTHER RESOLVED** that the compensation for Brody, Saucedo, Charles, and Lynch shall be set pursuant to the GAP Waiver recognized by the Civil Service Commission, acknowledging said officers' prior Correctional Police Officer status with an annual salary of \$61,863.00, prorated for calendar year 2023; and

**BE IT FURTHER RESOLVED** that said GAP waiver is subject to follow the following provisions as set forth from N.J.S.A. 52:17B-68.3:

- (c) (3) the officer previously completed a basic training course administered by the Police Training Commission pursuant to P.L.1961, c.56 (C.52:17B-66 et seq.);
- (c) (5) a criminal history record background check of the officer has been conducted by the appointing authority and the officer has not been deemed ineligible to transition to the position of detective or investigator in the county prosecutors' office or county or municipal police officer on the basis of any conviction disclosed by the background check.
- d. The waiver rule set forth in N.J.A.C.13:1-8.4 authorizing the Police Training Commission to waive all or part of a basic training course shall apply to an eligible county correctional officer taking the revised modified basic training pursuant to the subsection a. of this section.
- e. An eligible county correctional police officer who successfully completes the modified basic training established pursuant to section 1 of the P.L.2019 (C.52:17B-68.2) shall be eligible for a transfer to a position as sheriff's officer in any county in the state and eligible officer who successfully completes the revised modified basic training established pursuant to subsection a. of this section shall be eligible for a transfer or lateral title change, as appropriate, to the position of detective or investigator in the county prosecutor's office or county or municipal police officer in any county or municipality, as applicable, in the State. An officer eligible for a transfer or lateral title change pursuant to the provisions of this section

shall not be denied a transfer or title change to an available position without good cause.

- f. The Civil Service Commission may adopt rules and regulations pursuant to the “Administrative Procedure Ac,” P.L.1968, c.410 (C.52:14B-1 et seq.), to implement the provisions of this section.

**BE IT FURTHER RESOLVED** that, pursuant to N.J.S.A. 52:17B-69, these individuals shall be granted a leave of absence with pay for the duration of the Basic Course for Police Officers training.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**Motion to Change Order of Business and adopt Resolutions 2023-217 and 2023-201A by Council President Bernier, second by Councilwoman Wilkerson.**

<b>Vote Record –(Resolution Nos. 2023-217 and 2023-201A)</b>				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			
Council President Bernier	X			
<input checked="" type="checkbox"/> <b>Adopted</b> <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

#### **OATH OF OFFICE ADMINISTERED TO PUBLIC SAFETY PERSONNEL**

Mayor Donald Shaw administered the oath of office to Battalion Chief Richard Myers; thereafter, Battalion Chief Christopher Laba made congratulatory remarks.

In addition, Mayor Donald Shaw administered the oath of office to the four (4) new police officers; thereafter, Captain Helder Freire made congratulatory remarks.

Lastly, a recess was taken at 6:55 p.m. and the meeting was resumed at 7:08 p.m.

### **APPROVAL OF MINUTES OF MEETINGS**

Minutes of the Mayor and Council Workshop Meeting – May 10, 2023

Minutes of the Mayor and Council Closed Executive Session Meeting – May 10, 2023

Minutes of the Mayor and Council Regular Meeting – May 17, 2023

**Motion to adopt by Councilman Fortuna, second by Councilman Villeda.**

<b>Vote Record – Approval of Minutes</b>				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			
Council President Bernier	X			
<input checked="" type="checkbox"/> <b>Adopted</b> <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

### **CORRESPONDENCE / APPOINTMENTS**

#### **PUBLIC COMMENTS**

**Mayor Shaw opened up the public comments portion of the meeting; thereafter the following public comment was made:**

1. **Barbara Dixon** inquired as to when voting identification cards stop existing and expressed that they should still be issued.

#### **COMMITTEE REPORTS**

**DPW Committee– Councilman Fortuna reported the following:**

- Both street sweepers are out of service for repair
- Received calls about brook cleaning taking place
- Hiring more seasonal DPW workers

**Public Safety Committee– Councilman Fortuna reported the following:**

##### **Fire Department**

- Congratulated the members of the Fire Department that were promoted
- Will start the process to hire additional firefighters

- Total Alarms to date: 842
- Total Ambulance Calls to date: 828
- Ambulance Collection for May: \$54,717.00
- Ambulance Collection to date: \$114,780.00
- Received five radios as part of a shared services grant from the County of Union and saved Roselle \$30K

### **Police Department**

- Five new police officers joined the force on June 19, 2023
- Four new police officers were appointed tonight
- Police force is being beefed to have more officers on the street
- The 2023 Junior Police Academy had its graduation ceremony in late May
- The Click It or Ticket Campaign is ongoing to encourage the use of seatbelts
- Calls for Service: 2,907
- Park & Walks: 936
- Summons: 765
- MV Accidents: 97

### **Recreation Committee - Councilwoman Thomas reported the following:**

- The Union County Office of Health Management gave a mental health presentation on May 15<sup>th</sup> at the Community Center
- The Haitian Flag Raising Ceremony on May 18<sup>th</sup> was a success
- The Boy to Men Fishing event on May 21<sup>st</sup> was a success
- The Union County Office of Health Management gave a presentation entitled “ Breath Easy” for respiratory illness on May 22<sup>nd</sup> at the Community Center
- The Mayor’s Wellness Community Kick Off Walk on May 27<sup>th</sup> was a success
- The Memorial Day parade on May 29<sup>th</sup> was a success and she thanked the participants
- The Pine Street Splash Park opened June 2<sup>nd</sup> for the Summer - Hours 8:00 a.m. to 8:00 p.m.
- The Chandler Ave fitness in the park event took place on June 10<sup>th</sup> and was a success
- The father and son basketball game was held on June 17<sup>th</sup> and was a success
- The Juneteenth flag raising Ceremony on June 19<sup>th</sup> was a success
- Movie night will be held on June 23<sup>rd</sup> at the Borough Hall parking lot - 7:00 p.m. to 10:00 p.m.
- Uptown Vibes events will commence June 30<sup>th</sup> through August in the Borough Hall Parking Lot – 5:00 p.m. to 10:00 p.m.
- The Borough is still accepting applications for the Summer Fun Day Camp

### **Finance Committee – Councilwoman Wilkerson reported the following:**

- The municipal budget is being worked and should be finalized soon
- Received \$236,000.00 in grant dollars to spruce up the Municipal Complex and Borough Hall

- Awarded \$1,011,400.00 in Green Acres grant dollar for Warren Street Park
- Thanks to Dave Biunno and Colliers Engineering, the Borough does not have to match funds on Green Acres grants or any future grants due to the Borough's classification
- Approved to receive UEZ funds of \$529,0756.00 to do work in the business district, and includes a sign and facade and improvement loan program for businesses to receive \$25,000.00

**Redevelopment Committee – Councilwoman Wilkerson reported the following:**

- The 1<sup>st</sup> Avenue Project next to CVS and eminent domain process is being worked out
- The project regarding apartments on St. George's near the railroad is moving forward
- The NPP and UEZ program will continue to support activities and events in the downtown Chestnut Street area

**Library Liaison – Councilwoman Wilkerson reported the following:**

- Met with the UCIA to discuss internal signage for elements of the new library and thanked the Library Board
- The Roselle Public Library held a Juneteenth event on July 19<sup>th</sup> and it was a success

**Governance Committee – Council President Bernier reported the following:**

- Hired four new police officers tonight through the GAP waiver program
- Congratulated Captain Rick Myers on his promotion
- The Borough has a number of vacancies and is seeking to hire truck drivers, keyboarding clerks, and other positions
- Settlement of a reverse tax appeal on the agenda is to ensure fair share of taxes are paid
- Reassessing commercial property and buildings to ensure fair share of taxes are paid
- Excited about a resolution on the agenda for the Clerk's Office for scanning borough records and thanked Borough Clerk Sanchez for spearheading the process
- Summer camp positions are still open
- Excited about the Roselle Public Library construction project and its progress
- The Borough Annex Building work is nearing completion
- Reminded everyone that permits are required for work done on property in the Borough and to contact the Borough in advance

**Planning Committee – Council President Bernier reported the following:**

- The Planning Board held a meeting on June 7, 2023 and recommended the adoption of a 4<sup>th</sup> Amendment to the North Chestnut Street Redevelopment Plan
- The Planning Board denied an application to build a 14-unit apartment building on 228 E. 10<sup>th</sup> Avenue
- The Planning Board passed a resolution memorializing approval for Penelope Bourbon
- The next Planning Board meeting will be held on July 5, 2023 at 7:00 p.m. in the Council Chambers

**INTRODUCTION, CONSIDERATION AND PASSAGE OF ORDINANCES**

**ORDINANCE ON SECOND READING/PUBLIC HEARING**

**ORDINANCE NUMBER 2710-23**

**CALENDAR YEAR 2023 ORDINANCE TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A:4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A:4-45.1 et.seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said final budget appropriations to 2.50% unless authorized by ordinance to increase it to 3.5% over the previous years final appropriations; and,

**WHEREAS**, a municipality may, by ordinance, bank the difference between its final budget appropriations and the 3.5% increase authorized by this ordinance when said difference is not appropriated as part of the final budget; and,

**WHEREAS**, the Borough Council of the Borough of Roselle, County of Union, hereby determines that this difference in the amount of \$352,698.00 that is not appropriated as part of the final 2023 budget shall be retained as an exception to the final appropriations in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**Mayor Shaw read Ordinance Number 2710-23 by title and opened the public hearing on the ordinance. Seeing no one come forward, Mayor Shaw closed the public hearing on the ordinance.**

**Motion to adopt Ordinance 2710-23 on Second Reading/Public Hearing by Council President Bernier, second by Councilman Fortuna.**

<b>Vote Record – Ordinance 2710-23</b>				
	<b>Ayes</b>	<b>Nays</b>	<b>Abstain</b>	<b>Absent</b>
Councilman Villeda	X			
Councilwoman Johnson	X			



Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			
Council President Bernier	X			
<input checked="" type="checkbox"/> <b>Adopted</b> <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

### **ORDINANCE NUMBER 2711-23**

#### **AN ORDINANCE APPROVING AMENDMENT TO NORTH CHESTNUT STREET REDEVELOPMENT PLAN**

**WHEREAS**, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. ("**Redevelopment Law**"), authorizes municipalities to determine whether certain parcels of land located therein constitute areas in need of redevelopment; and

**WHEREAS**, on March 23, 2000, the Mayor and Borough Council (the "**Borough Council**") of the Borough of Roselle (the "**Borough**") adopted a resolution designating the properties identified on the tax maps of the Borough as Block 3001, Lots 3 - 6 inclusive; Block 3002, Lots 1.01, 2.01, 16 - 22 inclusive, 23.01, and 24 - 30 inclusive; Block 3101, Lots 1 - 9 inclusive, 23 - 32 inclusive, 33.01, 34.01, 35 and 36; Block 3802, Lots 11 - 16 inclusive; and Block 3901, Lots 11.01, 12, 13, 14, 16 and 17, as an area in need of redevelopment (now known, collectively, as the "**Original North Chestnut Street Redevelopment Area**") pursuant to the Redevelopment Law; and

**WHEREAS**, on March 19, 2014, the Borough Council adopted an ordinance approving a redevelopment plan for the Original North Chestnut Street Redevelopment Area, which plan is entitled "North Chestnut Street Redevelopment Plan" (the "**Original Redevelopment Plan**"); and

**WHEREAS**, on June 9, 2021, by Resolution No. 2021-207, after appropriate study and consideration by the Borough's Planning Board (the "**Planning Board**"), the Borough Council designated the properties identified as Block 3902, Lots 19 and 20 on the Borough's tax maps (the "**First Supplemental Redevelopment Area**"), adjacent to the Original North Chestnut Street Redevelopment Area, as an "area in need of redevelopment"; and

**WHEREAS**, on June 21, 2021, by Ordinance No. 2657-21, the Borough Council adopted that certain amendment to the redevelopment plan entitled, "North Chestnut Redevelopment Plan Amendment Number 2" (the "**Second Amendment**"), which, among other things, added the First Supplemental Redevelopment Area to the Original North Chestnut Street Redevelopment Area; and

**WHEREAS**, on June 21, 2021, by Ordinance No. 2659-21, the Borough Council adopted that certain amendment to the redevelopment plan (the "**Third Amendment**"), which, among other things, prohibits all classes of cannabis establishments in the North Chestnut Street Redevelopment Area; and

**WHEREAS**, on February 16, 2022, by Resolution No. 2022-092, after appropriate study and consideration by the Planning Board, the Borough Council designated the properties identified as Block 3902, Lots 14, 15, 16, 17, and 18 on the Borough's tax maps (the "**Second Supplemental Redevelopment Area**") and, together with the Original North Chestnut Street Redevelopment Area and the First Supplemental Redevelopment Area, the "**North Chestnut Street Redevelopment Area**"), adjacent to the Original North Chestnut Street Redevelopment Area, as an "area in need of redevelopment"; and

**WHEREAS**, the Borough's Planner, Colliers Engineering and Design, prepared a further amendment to the redevelopment plan, entitled the "North Chestnut Redevelopment Plan Amendment # 4" (the "**Fourth Amendment**" and, together with the Original Redevelopment Plan, the Second Amendment and the Third Amendment, the "**North Chestnut Street Redevelopment Plan**") dated May 10, 2023, and attached hereto as **Exhibit A**, which, among other things, adds the Second Supplemental Redevelopment Area to the area governed by the North Chestnut Street Redevelopment Plan; and

**WHEREAS**, the Borough Council has reviewed, and now desires to approve and adopt the Fourth Amendment, which provides a comprehensive development plan that will allow and encourage the redevelopment of the North Chestnut Street Redevelopment Area in a manner that is consistent with the Borough's Master Plan and the character of the area, allow for the orderly transition from residential to commercial land uses as appropriate, and which amendment seeks to redevelop the Roselle Public Library into a modern, attractive, and essential community building; and

**WHEREAS**, pursuant to the Redevelopment Law, the Planning Board must review the Fourth Amendment and transmit its recommendations relating to the Fourth Amendment to the Borough Council in accordance with the provisions of *N.J.S.A.* 40A:12A-7(e) of the Redevelopment Law; and

**WHEREAS**, the Planning Board reviewed the Fourth Amendment and transmitted its recommendations relating to the Fourth Amendment to the Borough Council in accordance with the provisions of Section 7 of the Redevelopment Law; and

**WHEREAS**, upon receipt of the Planning Board's recommendations relating to the Fourth Amendment, the Borough Council believes that the adoption of the Fourth Amendment is in the best interests of the Borough.

**NOW THEREFORE, BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE, COUNTY OF UNION, STATE OF NEW JERSEY AS FOLLOWS:**

**Section 1.** The aforementioned recitals are incorporated herein as though fully set forth at length.

**Section 2.** The Fourth Amendment, attached hereto as **Exhibit A**, is hereby adopted pursuant to the terms of *N.J.S.A. 40A:12A-7*.

**Section 3.** The zoning district map included in the zoning ordinance of the Borough is hereby amended to reference and delineate the property described and governed by the Fourth Amendment. All of the provisions of the Fourth Amendment shall supersede the applicable development regulations of the Borough's municipal code, as and where indicated.

**Section 4.** If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.

**Section 5.** A copy of this Ordinance and the Fourth Amendment shall be available for public inspection at the office of the Borough during regular business hours.

**Section 6.** This Ordinance shall take effect in accordance with all applicable laws.

**Mayor Shaw read Ordinance Number 2711-23 by title and opened the public hearing on the ordinance. Seeing no one come forward, Mayor Shaw closed the public hearing on the ordinance.**

**Motion to adopt Ordinance 2711-23 on Second Reading/Public Hearing by Councilman Fortuna, second by Councilman Villeda.**

Vote Record – Ordinance 2711-23				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			
Council President Bernier	X			
<input checked="" type="checkbox"/> <b>Adopted</b> <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

## **ORDINANCE ON FIRST READING & INTRODUCTION**

### **ORDINANCE NUMBER 2712-23**

#### **ORDINANCE AMENDING CHAPTER 523 OF THE BOROUGH CODE TO DESIGNATE A HANDICAP PARKING SPACE RESERVED FOR A SPECIFIC PERSON IN FRONT OF A CERTAIN RESIDENCE (919 OAK STREET)**

**WHEREAS**, the Police Department has received an application for a personalized handicap parking space pursuant to *N.J.S.A. 39:4-197.7* along with the requisite \$25.00 fee; and

**WHEREAS**, the Mayor and Council have approved said application and the Borough Clerk has collected the additional fee of \$150.00 for same prior to adoption of the ordinance.

**BE IT ORDAINED**, by the Mayor and Council of the Borough of Roselle as follows:

1. Article III of Chapter 523 of the “Code of the Borough of Roselle” is amended by adding the following to § 523-38 – Restricted Handicap Parking Spaces

Section 523-138, Schedule XXIX – Restricted handicap parking spaces reserved for a specific person in front of a certain residence:

Address of Residence	Street	Location	Name of Person	Placard#
919 Oak Street	Oak Street	Front of Residence	Maria Quintana Gochez	P2692966

1. If any person for whom a parking space has been designated pursuant to this section ceases to reside at the specified resident address, he or she (or other person authorized to act on their behalf) shall promptly notify the Borough Clerk in writing that the designated parking space is no longer required.
2. In the event that the person holding the designated handicapped parking permit no longer resides at the specified residence address, the designation may be terminated by resolution.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to this section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall remain valid and effective.

This ordinance shall take effect after public hearing and final adoption and publication according to law.

**Motion to adopt Ordinance 2712-23 on First Reading and Introduction by Councilwoman Johnson, second by Councilwoman Wilkerson.**

Vote Record – Ordinance 2712-23				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			

Council President Bernier	X			
<input checked="" type="checkbox"/> <b>Adopted</b> <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

**Public Hearing scheduled for July 19, 2023.**

**ORDINANCE NUMBER 2713-23**

**ORDINANCE AMENDING CHAPTER 523 OF THE BOROUGH CODE TO  
DESIGNATE A HANDICAP PARKING SPACE RESERVED FOR A SPECIFIC  
PERSON NEAR DRIVEWAY OF A CERTAIN RESIDENCE (935 OAK STREET)**

**WHEREAS**, the Police Department has received an application for a personalized handicap parking space pursuant to N.J.S.A. 39:4-197.7 along with the requisite \$25.00 fee; and

**WHEREAS**, the Mayor and Council have approved said application and the Borough Clerk has collected the additional fee of \$150.00 for same prior to adoption of the ordinance.

**BE IT ORDAINED**, by the Mayor and Council of the Borough of Roselle as follows:

2. Article III of Chapter 523 of the “Code of the Borough of Roselle” is amended by adding the following to § 523-38 – Restricted Handicap Parking Spaces

Section 523-138, Schedule XXIX – Restricted handicap parking spaces reserved for a specific person near driveway of a certain residence:

<b>Address of Residence</b>	<b>Street</b>	<b>Location</b>	<b>Name of Person</b>	<b>Placard#</b>
935 Oak Street	Oak Street	Near driveway of property	Baielyard J. Edwards	P2553721

3. If any person for whom a parking space has been designated pursuant to this section ceases to reside at the specified resident address, he or she (or other person authorized to act on their behalf) shall promptly notify the Borough Clerk in writing that the designated parking space is no longer required.
4. In the event that the person holding the designated handicapped parking permit no longer resides at the specified residence address, the designation may be terminated by resolution.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to this section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall remain valid and effective.

This ordinance shall take effect after public hearing and final adoption and publication according to law.

**Motion to adopt Ordinance 2713-23 on First Reading and Introduction by Councilman Villeda, second by Councilwoman Johnson.**

<b>Vote Record – Ordinance 2713-23</b>				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			
Council President Bernier	X			
<input checked="" type="checkbox"/> <b>Adopted</b> <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

**Public Hearing scheduled for July 19, 2023.**

**ORDINANCE NUMBER 2714-23**

**ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF  
ROSELLE, IN THE COUNTY OF UNION, STATE OF NEW JERSEY,  
APPROVING AMENDMENT #13 TO CENTRAL ROSELLE  
REVITALIZATION PLAN**

**WHEREAS**, on October 11, 2007, the Mayor and Borough Council (the “Borough Council”) of the Borough of Roselle (the “Borough”) adopted a resolution designating the entire Borough as an area in need of rehabilitation pursuant to the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 *et seq.* (the “Redevelopment Law”); and

**WHEREAS**, on October 11, 2007, the Borough Council also adopted an ordinance approving the Central Roselle Revitalization Plan (the “Original Central Roselle Revitalization Plan”), a redevelopment plan applicable to the area described as follows:

The Revitalization Plan Area begins at the corner of Chestnut Street and St. Georges Avenue, north on Chestnut Street to Eighth Avenue, east on Eighth Avenue to Spruce Street, north on Spruce Street to Seventh Avenue, East on Seventh Avenue to Chandler Avenue, south on Chandler Avenue to Morris Place, east on Morris Place to Harrison Avenue, south on Harrison Avenue to Georges Place, east on Georges Place to the western border of Warinanco Park, south along the eastern border of Blocks 1402 and 1404 to St. Georges Avenue, and St. Georges Avenue west to Chestnut Street (the “Original Central Roselle Revitalization Area”); and

**WHEREAS**, the Borough adopted ordinances approving amendments, dated November 7, 2007, April 14, 2008, July 20, 2011, April 16, 2014, September 18, 2014, February 17, 2016, May 11, 2016, March 20, 2019, June 16, 2021, July 21, 2021, June 15, 2022 and September 21, 2022, to the Original Central Roselle Revitalization Plan (as amended, the “Central Roselle Revitalization Plan”); and

**WHEREAS**, on September 21, 2022, the Borough Council adopted a resolution designating the properties identified as Block 2601, Lots 10 through 16, Block 2602, Lots 7 through 17, Block 2603, Lots 4 through 9, and Block 2901, Lots 14 through 19 (the “Additional Property” and, together with the Original Central Roselle Revitalization Area, the “Central Roselle Revitalization Area”) as an area in need of redevelopment under the Redevelopment Law; and

**WHEREAS**, the Borough desires to further amend the Central Roselle Revitalization Plan to: (1) also apply to the Additional Property; (2) clarify that the properties governed by said plan have been designated as properties in need of rehabilitation and properties in need of redevelopment; (3) add and/or clarify certain definitions set forth in the plan; (4) modify the uses permitted thereunder; (5) modify the bulk standards set forth therein; (6) add requirements relating to the provision of affordable housing; and (7) add provisions relating to responsibility for off-site improvements.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of Borough of Roselle, County of Union, State of New Jersey, as follows:

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The Central Roselle Revitalization Plan is hereby amended in accordance with the version of said plan attached hereto as Exhibit A (additions are underlined and deletions are ~~struck through~~).

Section 3. If any part(s) of this ordinance shall be deemed invalid, such part(s) shall be severed and the invalidity thereof shall not affect the remaining parts of this ordinance.

Section 4. All ordinances and resolutions or parts thereof inconsistent with this ordinance are hereby rescinded.

Section 5. This ordinance shall take effect in accordance with applicable law.

**Motion to adopt Ordinance 2714-23 on First Reading and Introduction by Council President Bernier, second by Councilman Fortuna.**

Vote Record – Ordinance 2714-23				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			

Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			
Council President Bernier	X			
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

**Public Hearing scheduled for July 19, 2023.**

**RESOLUTION NUMBER 2023-207**

**RESOLUTION AUTHORIZING RENEWAL OF A.B.C. LICENSE AND  
AUTHORIZING THE MUNICIPAL CLERK TO ISSUE SAME – A SPECIAL RULING  
PURSUANT TO N.J.S.A. 33:1-12.39**

**WHEREAS**, the Director of A.B.C. granted a Special Ruling pursuant to N.J.S.A. 33:1-12.39 for the 2023-2024 License Term; and

**WHEREAS**, the Applicant having complied, in accordance with the provisions of the Act of the Legislature entitled, “An Act Concerning Alcoholic Beverages”, being Chapter 436 of the Laws of 1933, its supplements and amendments, and in accordance with the Rules and Regulations issued or to be promulgated by the State Commissioner of Alcoholic Beverage Control, and applicable thereto.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey that it hereby authorizes the Municipal Clerk to renew the ABC license with “pocket status” due to the following:

**PLENARY RETAIL CONSUMPTION LICENSES - \$1,500.00 Fee**

2014-33-019-004      El Mercado Roselle, LLC

I, Lisette Sanchez, Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June

**Motion to table Resolution 2023-207 to July 19, 2023 Regular Meeting by Council President Bernier, second by Councilwoman Wilkerson.**



<b>Vote Record –Resolution No. 2023-207</b>				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilwoman Johnson			X	
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			
Council President Bernier	X			
<input type="checkbox"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input checked="" type="checkbox"/> <b>Tabled</b> <input type="checkbox"/> Withdrawn				

## **CONSENT AGENDA**

### **RESOLUTION NUMBER 2023-202**

#### **RESOLUTION OF THE BOROUGH OF ROSELLE AUTHORIZING SETTLEMENT OF THE TAX APPEAL ENTITLED BOROUGH OF ROSELLE V. GOLD MINE PARTNERS II, LLC IN THE TAX COURT OF NEW JERSEY, FOR THE PROPERTY LOCATED AT BLOCK 2901, LOT 17.01, COMMONLY KNOWN AS 1212 SPRUCE ST**

**WHEREAS**, the Borough’s Special Counsel for reverse tax appeals (“Special Counsel”) has initiated an appeal against taxpayer, Gold Mine Partners II, LLC (“Gold Mine”), for the real property tax assessment for tax year 2020, in the matter bearing Docket No. 012009-2020; for tax year 2021, in the matter bearing Docket No. 010582-2021; for tax year 2022, in the matter bearing Docket No. 009517-2022; pending in the Tax Court of New Jersey; and for tax year 2023, Petition of Appeal bearing Appeal No. 14-2300041L for Block 2901, Lot 17.01 (the “Tax Appeal”); and

**WHEREAS**, the Borough of Roselle and Gold Mine desire to settle the Tax Appeals for tax years 2020, 2021, 2022 and 2023;

**WHEREAS**, the proposed settlement agreement has been reviewed and recommended by the Borough’s Special Counsel; and

**WHEREAS**, settlement of the Tax Appeals as more fully set forth below is in the best interests of the Borough of Roselle.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF ROSELLE, as follows:**

Section 1. The Mayor and the Council agree to the tax appeal settlement for property known as 1212 Spruce Street for tax years 2020, 2021, 2022 and 2023 as follows:

**1212 Spruce Street**  
**Block 2901, Lot 17.01**

- The Tax Appeal for tax year 2020 bearing Docket No. 012009-2020 will result in no increase in the assessment.

<u>Year 2020</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$110,000	n/a	\$110,000
Improvements	<u>\$ 60,000</u>	n/a	<u>\$ 60,000</u>
Total	\$170,000	n/a	\$170,000

- b. The Tax Appeal for tax year 2021 bearing Docket No. 010582-2021 will result in an increase in the assessment as follows:

<u>Year 2021</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$110,000	n/a	\$110,000
Improvements	<u>\$ 60,000</u>	n/a	<u>\$239,050</u>
Total	\$170,000	n/a	\$349,050

- c. The Tax Appeal for tax year 2022 bearing Docket No. 000136-2022 will result in an increase in the assessment as follows:

<u>Year 2022</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$110,000	n/a	\$110,000
Improvements	<u>\$ 60,000</u>	n/a	<u>\$199,900</u>
Total	\$170,000	n/a	\$309,900

- d. The Tax Appeal for tax year 2023 bearing Appeal No. 14-2300041L will result in an increase in the assessment as follows:

<u>Year 2023</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$110,000	n/a	\$110,000
Improvements	<u>\$ 60,000</u>	n/a	<u>\$202,150</u>
Total	\$170,000	n/a	\$312,150

Section 2. The Borough's Special Counsel and Tax Assessor are hereby authorized and directed to execute and deliver such agreements, pleadings, stipulations or other documentation as is reasonably necessary and/or appropriate to memorialize the settlement authorized herein. A copy of the signed stipulation of settlement is attached hereto.

Section 3. A copy of this Resolution shall be filed in the Office of Borough Clerk.

Section 4. This Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Workshop Meeting of said Council held on June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June, 2023.

**RESOLUTION NUMBER 2023-203**

**AMENDING RESOLUTION 2023-056 REFLECTING INCREASES TO THE  
CONTRACT AMOUNTS FOR LITIGATION DEFENSE COUNSEL**

**WHEREAS**, in accordance with N.J.S.A. 40A:11-2(6), the Borough of Roselle in the County of Union, a municipal corporation of the State of New Jersey, instituted a policy to negotiate agreements for Professional Services on the basis of demonstrated confidence and qualifications for certain types of Professional Services required by the Borough of Roselle pursuant to the fair and open process in accordance with N.J.S.A. 19:44A-20.4; and,

**WHEREAS**, the Borough of Roselle has received, in accordance with the published notice, sealed qualifications for various positions; and,

**WHEREAS**, pursuant to the fair and open process and based upon a review of specifications, qualifications, and recommendations. Therefore, certain professionals are qualified for certain positions for the calendar year 2023; and

**WHEREAS**, at a prior Council meeting dated June 21, 2023, the Borough Council approved contracts for a specified not to exceed amount; and

**WHEREAS**, it is the intention of the Council to increase those amounts to reflect an amended not to exceed amount.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Roselle, County of Union, State of New Jersey, that in accordance with N.J.S.A. 40A:11-2(6)

that each of the following vendors shall receive the new not to exceed contract amount as set forth below:

	<b>Not to Exceed</b>
Schaffer Shain Jalloh, PC 150 Morristown Road, Suite 105 Bernardsville, NJ 07924	\$35,000.00

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**RESOLUTION NUMBER 2023-204**

**AMENDING RESOLUTION 2023-062 INCREASING THE CONTRACTS FOR  
SPECIAL COUNSEL SERVICES**

**WHEREAS**, in accordance with N.J.S.A. 40A:11-2(6), the Borough of Roselle in the County of Union, a municipal corporation of the State of New Jersey, instituted a policy to negotiate agreements for Professional Services on the basis of demonstrated confidence and qualifications for certain types of Professional Services required by the Borough of Roselle pursuant to the fair and open process in accordance with N.J.S.A. 19:44A-20.4; and,

**WHEREAS**, the Borough of Roselle has received, in accordance with the published notice, sealed qualifications for various positions; and,

**WHEREAS**, pursuant to the fair and open process and based upon a review of specifications, qualifications, and recommendations. Therefore, certain professionals are qualified for certain positions for the calendar year 2023; and

**WHEREAS**, at a prior Council meeting dated January 18, 2023, the Borough Council resolved to enter into contracts for a specified not to exceed amount; and

**WHEREAS**, it is the intention of the Council to increase those amounts to reflect an amended not to exceed amount.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Roselle, County of Union, State of New Jersey, that in accordance with N.J.S.A. 40A:11-2(6)

that each of the following vendors shall receive the new not to exceed contract amount as set forth below:

	<b>Not to Exceed</b>
Schaffer Shain Jalloh, PC 150 Morristown Road, Suite 105 Bernardsville, NJ 07924	\$20,000.00

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**RESOLUTION NUMBER 2023-205**

**RESOLUTION AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT IN THE  
MATTER OF DIEUJUSTE, ET. AL. V. BOROUGH OF ROSELLE, ET. AL**

**WHEREAS**, there is presently a matter pending in the United States District Court for the District of New Jersey, a Civil Action entitled Tyron Dieujuste, et. al. vs. Borough of Roselle, et. al. 2:22-cv-02607; and

**WHEREAS** prior to commencement of trial, all parties have determined that it is in their best interests to enter into a settlement agreement and thereby (a) amicably resolve all issues in dispute asserted in the action, or which could have been asserted in the action and (b) dismiss the action as set forth herein; and

**WHEREAS**, the Public Entity Joint Insurance Fund's outside defense counsel has recommended that this litigation be settled, as set forth above, to avoid the cost, disruption, and uncertainty of further litigation; and

**WHEREAS**, said settlement is not an admission of fault or wrongdoing by the Borough of Roselle, or any individually named defendant, but it is proposed to fully resolve any and all disputed claims between the parties; and

**WHEREAS**, the parties have reached a tentative settlement agreement wherein Tyron Dieujuste (Dieujuste) will dismiss, with prejudice, all claims asserted in the Action in exchange for the proposed settlement; and

**WHEREAS**, the parties have agreed to pay a grand settlement of \$45,000.00 to settle the matter. \$30,000.00 shall be paid to Plaintiff Tyron Dieujuste, \$10,000.00 shall be paid to Plaintiff Maya Holmes and \$5,000.00 shall be paid to Plaintiff Jalil Spann. The Borough's contribution shall be paid by the Borough of Roselle's Joint Insurance Fund; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Roselle, in the County of Union, New Jersey, does hereby approve and accept the Settlement Agreement and General Release ("the Agreement") between the Borough of Roselle and Tyron Dieujuste, Maya Holmes and Jalil Spann settling all outstanding matters relating to the Action, 2:22-cv-02607, as more fully set forth in the Agreement on file with the Borough Clerk.

**BE IT FURTHER RESOLVED**, that the Mayor and/or Borough Administrator are hereby authorized to execute the Agreement on behalf of the Borough of Roselle.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, at a Regular meeting to be held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

#### **RESOLUTION NUMBER 2023-206**

#### **RESOLUTION AUTHORIZING RENEWAL OF A.B.C. LICENSES AND AUTHORIZING THE BOROUGH CLERK TO ISSUE SAME**

**WHEREAS**, all Plenary Retail Consumption, Plenary Retail Distribution, Limited Distribution and Club Licenses will expire on June 30, 2023; and

**WHEREAS**, all A.B.C. Licenses are required by the State of New Jersey to be renewed annually by June 30<sup>th</sup>; and

**WHEREAS**, the Applicants having complied, in accordance with the provisions of the Act of the Legislature entitled, "An Act Concerning Alcoholic Beverages", being Chapter 436 of the Laws of 1933, its supplements and amendments, and in accordance with the Rules and Regulations issued or to be promulgated by the State Commissioner of Alcoholic Beverage Control, and applicable thereto.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey that it hereby authorizes the Borough Clerk to issue the ABC licenses to the following:

**CLUB LICENSE - \$150.00 Fee**

2014-31-026-001      Unity Post 229 of the American Legion, 115 Grove Street

**PLENARY RETAIL CONSUMPTION LICENSES W/Broad- \$1,500.00 Fee**

2014-32-009-012      Big Head Liquors t/a Skylark Discount Liquors, 350 West First Avenue

**PLENARY RETAIL CONSUMPTION LICENSES - \$1,500.00 Fee**

2014-33-021-009      Central Park NJ, LLC t/a Central Park, 2401 North Wood Avenue  
2014-33-006-010      Ceilo Management Group, LLC t/a Villa Tequila Lounge, 586 Raritan Road  
2014-33-018-008      Hamilton's Tavern, Inc., 639 West First Avenue  
2014-33-017-004      Samara, Inc. d/b/a Sphinx Restaurant, 121 East Second Avenue

**PLENARY RETAIL DISTRIBUTION LICENSES - \$1,025.00 Fee**

2014-44-001-009      Amipuja, LLC t/a C&B Liquors, 221 Sheridan Avenue  
2014-44-014-006      Balaji Beverages, Inc., t/a Crown Liquors, LLC, 711 East 1st Ave.  
2014-44-015-009      CSS Liquor, LLC t/a Paul and Joe Deli and Liquor, 500 Chandler Ave.  
2014-44-011-006      Jay Corp of NJ, Inc. t/a Rick's Wine & Liquors, 915 Wood Ave.  
2014-44-002-006      Krishma Liquors, Inc. t/a Prince Liquor Store, 310 Amsterdam Avenue  
2014-44-020-014      Anik and Arin, LLC t/a Liquor Basics, 585 Raritan Road  
2014-44-023-009      Roselle Beverage, Inc. t/a T&J Liquors, 1201 St. Georges Avenue

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**RESOLUTION NUMBER 2023-208**

**RESOLUTION AUTHORIZING RENEWAL OF A.B.C. LICENSE AND  
AUTHORIZING THE MUNICIPAL CLERK TO ISSUE SAME – A SPECIAL RULING  
PURSUANT TO N.J.S.A. 33:1-12.39**

**WHEREAS**, the Director of A.B.C. granted a Special Ruling pursuant to N.J.S.A. 33:1-12.39 for the 2023-2024 License Term; and

**WHEREAS**, the Applicant having complied, in accordance with the provisions of the Act of the Legislature entitled, "An Act Concerning Alcoholic Beverages", being Chapter 436 of the Laws of 1933, its supplements and amendments, and in accordance with the Rules and Regulations

issued or to be promulgated by the State Commissioner of Alcoholic Beverage Control, and applicable thereto.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey that it hereby authorizes the Municipal Clerk to renew the ABC license with “pocket status” due to the following:

**PLENARY RETAIL CONSUMPTION LICENSES - \$1,500.00 Fee**

2014-33-013-007      JJ Legacy Enterprises, LLC

I, Lisette Sanchez, Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**RESOLUTION NUMBER 2023-209**

**RESOLUTION AUTHORIZING THE PURCHASE OF SOFTWARE LICENSE,  
PRODUCT MAINTENANCE AND DIGITAL SCANNING SERVICES FOR THE  
BOROUGH CLERK’S OFFICE**

**WHEREAS**, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), a municipality may, by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

**WHEREAS**, the Borough of Roselle is a member of NJSTART the State of New Jersey Cooperative Purchasing Program for contracting units; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), a municipality may, by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

**WHEREAS**, the Borough of Roselle wishes to purchase the following services through the State Contract vendor, Storage Engine, Inc., One Shelia Drive, Tinton Falls, NJ 07724:

Software License, Product Maintenance and Digital Scanning Services

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available under Account # C-04-55-270-008-013 in the amount of \$24,764.70;



**NOW THEREFORE BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE:**

(1) That a contract is awarded to Storage Engine, Inc., for the purchase of the above-referenced Software License, Product Maintenance and Digital Scanning Services through the State of New Jersey Cooperative Purchasing Program for an amount not to exceed \$24,764.70 from January 1, 2023 to December 31, 2023.

2. That an executed copy of the Contract between the Borough and Storage Engine, Inc., and a copy of this resolution shall be filed in the Office of the Borough Clerk and be available there for public inspection in accordance with law.

3. All previous Resolutions and/or orders and directives of Borough employees or officials, which are contrary to or inconsistent with the terms of this instant Resolution, are hereby rescinded, repealed and otherwise deemed ineffectual, to the extent of their inconsistency.

4. This Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**RESOLUTION NUMBER 2023-210**

**RESOLUTION APPROVING AN A.B.C. PERSON-TO-PERSON LICENSE TRANSFER**

**WHEREAS**, application has been filed for a Person-to-Person transfer of Plenary Retail Distribution License, License Number 2014-44-015-009 heretofore issued to CSS Liquor LLC; and

**WHEREAS**, the submitted application form is complete in all respects, the transfer fees have been paid, the license has been properly renewed for the current license term; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

**WHEREAS**, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the license business and all additional financing obtained in connection with the license business

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey, do hereby authorize the transfer of the aforesaid Plenary Retail Consumption License, and do hereby authorize the Municipal Clerk to endorse the license to the new ownership as follows: “This license, subject to all its terms and conditions, is hereby transferred to Gucci Liquors LLC, effective June 30, 2023.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**RESOLUTION NUMBER 2023-211**

**RESOLUTION AUTHORIZING WAIVER OF ALL PERMIT FEES FOR ANY AND ALL PERMITS NEEDED TO MAKE NECESSARY STRUCTURAL ACCESSIBILITY MODIFICATIONS TO THE HOME OF DISABLE RESIDENT, FRANK ORTIZ, 221 WEST 4<sup>TH</sup> AVENUE, ROSELLE, NEW JERSEY**

**WHEREAS**, on May 22, 2023, Ms. Maysa Tamburini, a Roselle resident, contacted the Building Department stating that she would like to install a handicap ramp at her home at 221 West 4<sup>th</sup> Avenue, Roselle, New Jersey; and

**WHEREAS**, Ms. Tamburini provided documentation that her son, Frank Ortiz is under the care of physicians for cerebral palsy and is confined to a motorized wheelchair; and

**WHEREAS**, in order to gain access to his home, a ramp will need to be installed where there are currently six (6) steps leading to the home. In the future, there may need to additional modifications made to the home to make the home handicap accessible; and

**WHEREAS**, prior to any construction work residents are expected to pay municipal permit fees, including construction and zoning fees pursuant to Roselle Code §563-2 Construction Code Fees; and

**WHEREAS**, pursuant to N.J.S.A. 52-27D-126e the Borough Council may waive construction permit and enforcing agency fees for certain construction projects to benefit persons with disabilities;

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Roselle, New Jersey as follows:

The Borough Construction Official is directed to waive all construction permit and related fees for any permits required at 221 West 4<sup>th</sup> Avenue for construction, reconstruction, alteration or improvement designed and undertaken solely to promote accessibility by person with disabilities.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June, 2023.

**RESOLUTION NUMBER 2023-212**

**RESOLUTION OF THE BOROUGH OF ROSELLE RATIFYING THE  
ACTIONS OF THE BOROUGH IN CONNECTION WITH THE  
EXECUTION OF TEMPORARY USE & OCCUPANCY AGREEMENT  
FOR BOROUGH LOT ON LINDEN ROAD**

**WHEREAS**, Vasgas LLC (“**Vasgas**”), a New Jersey limited liability company d/b/a La Llorona with offices located at 105 Linden Road, Roselle, New Jersey 07203, owns and operates La Llorona (“**La Llorona**”), a restaurant located at 105 Linden Road in the Borough, which is across the Street from that certain vacant Borough-owned lot on Linden Road, identified as Block 405, Lot 2 on the Borough’s official tax map (the “**Lot**”); and

**WHEREAS**, Vasgas requested that the Borough allow it to use and occupy the Lot for overflow parking for La Llorona from 12:00 P.M. on Friday, May 5, 2023 through 3:00 A.M. on Saturday, May 6, 2023 (the “**Occupancy Term**”); and

**WHEREAS**, the Lot has capacity for up to thirty (30) motor vehicles to be parked on the Lot (the “**Parking Facilities**”); and

**WHEREAS**, the Borough believed that it would be appropriate to allow Vasgas to use and occupy the Parking Facilities during the Occupancy Term for overflow parking for La Llorona subject to reasonable restrictions; and

**WHEREAS**, to achieve these goals, the Borough and Vasgas negotiated, and determined to enter into, the temporary use and occupancy agreement (the “**Temporary U & O Agreement**”) attached hereto as **Exhibit A**, which set forth the terms and conditions of Vasgas’ use and occupy of the Lot during the Occupancy Term, including but not limited to, insurance and indemnification requirements, and maintenance and clean-up obligations; and

**WHEREAS**, the Borough and Vasgas never formally entered in the Temporary U & O Agreement; and

**WHEREAS**, the Borough Council now desires to ratify the Borough's actions taken in connection with the negotiation of, and determination to enter into, the Temporary U & O Agreement with Vagas, and authorize the execution of the Temporary U & O Agreement.

**NOW THEREFORE BE IT RESOLVED** by the Borough Council of the Borough of Roselle, in the County of Union, New Jersey, as follows:

**Section 1.** The aforementioned recitals are incorporated herein as though set forth at length herein.

**Section 2.** The actions taken by the Borough in connection with the negotiation, and determination to enter into, the Temporary U & O Agreement with Vagas are hereby ratified.

**Section 3.** The Mayor is hereby authorized to execute the Temporary U & O Agreement in substantially the same form as that attached hereto as **Exhibit A**, with such additions, deletions or modifications as the Mayor deems necessary upon consultation with the Borough's counsel.

**Section 3.** This Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June.

### **RESOLUTION NUMBER 2023-213**

#### **AMENDING RESOLUTION 2023-034 INCREASING THE CONTRACT AMOUNT FOR PROFESSIONAL SERVICES IN CONNECTION WITH REDEVELOPMENT WITHIN THE BOROUGH**

**WHEREAS**, the Borough of Roselle in the County of Union, a municipal corporation of the State of New Jersey, has a need to acquire redevelopment consultants as a non-fair and non-open contract pursuant to the provisions of N.J.S.A. 40A:11-3(b); and

**WHEREAS**, JGSC GROUP, LLC previously submitted a proposal indicating they will continue to provide redevelopment services to the Borough for the period from January 1, 2023 through December 31, 2023; and

**WHEREAS**, JGSC GROUP, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that JGSC Group has not made any reportable contributions to a political or candidate committee in the Borough of Roselle in the previous year,

and that the contract will prohibit JGSC Group from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Chief Financial Officer of the Borough is certifying that the funds will be available for this stated purpose

**NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE**, that the Borough amends the existing contract with JGSC Group, LLC located at 2845 Powell Avenue, Pennsauken, NJ 08110 for professional redevelopment services to the Borough to reflect an increased amount not to exceed Ninety-Two-Thousand and 00/100 Dollars (\$92,000.00), for the period from January 1, 2023 through December 31, 2023

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**RESOLUTION NUMBER 2023-214**

**AMENDING RESOLUTION 2023-058 INCREASING THE AMOUNT REFLECTED IN THE CONTRACT TO COLLIERS ENGINEERING & DESIGN FOR PLANNING SERVICES**

**WHEREAS**, in accordance with N.J.S.A. 40A:11-2(6), the Borough of Roselle in the County of Union, a municipal corporation of the State of New Jersey, instituted a policy to negotiate agreements for Professional Services on the basis of demonstrated confidence and qualifications for certain types of Professional Services required by the Borough of Roselle pursuant to the fair and open process in accordance with N.J.S.A. 19:44A-20.4; and,

**WHEREAS**, the Borough of Roselle desires to appoint certain professionals; and

**WHEREAS**, pursuant to the fair and open process and based upon a review of specifications, qualifications, and recommendations. Therefore, certain professionals are qualified for certain positions for the calendar year 2023; and

**WHEREAS**, at a prior Council meeting dated January 18, 2023, the Borough Council resolved to enter into contracts for a specified not to exceed amount; and

**WHEREAS**, it is the intention of the Council to increase those amounts to reflect an amended not to exceed amount.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE:**

1. That the Borough of Council amends the existing contract between the Borough and COLLIERS ENGINEERING & DESIGN, 400 VALLEY ROAD, SUITE 304, MT. ARLINGTON, NJ 07856 to reflect a contract amount not to exceed \$25,000.00 for General Planning, said contract to be for the period of January 1, 2023, through December 31, 2023.
2. The Chief Financial Officer has certified that sufficient funds are available in the current budget in account 3-01-165-000-228

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held June 21, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**RESOLUTION NUMBER 2023-215**

**RESOLUTION AMENDING RESOLUTION 2023-190 ESTABLISHING 2023 TEMPORARY EMERGENCY APPROPRIATIONS**

**WHEREAS**, the 2023 Budget has not been adopted and additional temporary appropriations are required in order to provide Borough services until the 2023 budget is adopted; and

**WHEREAS**, N.J.S.A.40A:4-20 of the Local Budget Law provides for the creation of emergency temporary appropriations for purposes mentioned above;

**WHEREAS**, Resolution number 2023-095 establishing the 2023 Temporary Emergency Appropriations was adopted by Borough Council on February 15, 2023; and

**WHEREAS**, Resolution number 2023-129 amended Resolution 2023-095 which established the 2023 Temporary Emergency Appropriations on March 15, 2023; and

**WHEREAS**, Resolution number 2023-162 amended Resolution 2023-129 which established the 2023 Temporary Emergency Appropriations on April 19, 2023; and

**WHEREAS**, Resolution number 2023-190 amended Resolution 2023-162 which established the 2023 Temporary Emergency Appropriations on May 17, 2023; and

**NOW, THEREFORE, BE IT RESOLVED** that the following temporary emergency appropriations be made for the year 2023:

**Temporary Emergency Appropriation**

**2023**

	NJSA 40A:4-19	Modified	Modified	Modified	Modified	NJSA 40A: 4-20	Modified
	Temp Budget	Temp Budget 1/18/23	Temp Budget 3/15/23	Temp Budget 4/19/23	Temp Budget 5/17/23	Temp Emergency	Temp Budget
General Admin SW	80,000.00	80,000.00	16,670.00			40,000.00	136,670.00
General Admin OE	180,000.00	180,000.00		180,000.00		30,000.00	390,000.00
Human Resources SW	26,000.00	26,000.00	15,000.00			14,000.00	55,000.00
Human Resources OE	12,500.00	12,500.00				8,500.00	21,000.00
Mayor and Council SW	45,000.00	60,000.00	17,000.00			37,000.00	114,000.00
Mayor and Council OE	12,000.00	15,000.00				18,000.00	33,000.00
Municipal Clerk SW	78,000.00	78,000.00	52,000.00			40,000.00	170,000.00
Municipal Clerk OE	35,000.00	35,000.00				50,000.00	85,000.00
Finance Administration SW	105,000.00	105,000.00	90,000.00			65,000.00	260,000.00
Finance Administration OE	63,000.00	63,000.00		30,000.00		40,000.00	133,000.00
Audit Revenue Administration SW	25,000.00	25,000.00					25,000.00
Audit Revenue Administration OE	24,000.00	24,000.00	17,000.00			6,600.00	47,600.00
Tax Assessment SW	4,000.00	4,000.00					8,000.00
Tax Assessment OE	34,000.00	34,000.00	31,000.00			13,500.00	78,500.00
Legal Services Engineering Services	28,000.00	43,000.00				15,000.00	58,000.00
Economic Development SW	145,000.00	245,000.00	150,000.00		55,000.00		450,000.00
Economic Development OE	52,000.00	52,000.00	45,000.00	53,000.00		25,000.00	175,000.00
Planning Board SW	25,000.00	25,000.00	16,500.00			5,100.00	46,600.00
Planning Board OE	50,000.00	150,000.00	60,000.00	20,000.00			230,000.00
Planning Board SW	1,575.00	1,575.00	2,700.00				4,275.00
Planning Board OE	10,000.00	10,000.00				10,000.00	20,000.00

Zoning Board of Adjustment SW	1,575.00	1,575.00	2,700.00		4,275.00
Zoning Board of Adjustment OE	2,000.00	2,000.00			2,000.00
Budling Department SW	115,000.00	115,000.00	105,000.00	29,000.00	249,000.00
Budling Department OE	15,000.00	15,000.00		5,000.00	20,000.00
Code Enforcement SW	80,000.00	80,000.00	74,000.00	27,000.00	181,000.00
Code Enforcement OE	10,000.00	10,000.00		-	10,000.00
Parking Enforcement SW	18,500.00	18,500.00	5,000.00	27,000.00	50,500.00
Parking Enforcement OE		-			-
Hispanic/Latino Board					
Multicultural	200.00	2,800.00			2,800.00
Senior Advisory board		3,000.00			3,000.00
Other					
Insurance Premiums	1,319,000.00	1,319,000.00			1,319,000.00
Workers Compensation					
Insurance	325,000.00	325,000.00		215,000.00	540,000.00
Employee Group					
Insurance	1,549,500.00	1,549,500.00	1,200,000.00	1,550,000.00	4,299,500.00
Health Benefits Waiver	45,000.00	45,000.00		25,000.00	70,000.00
State Unemployment Insurance	60,000.00	60,000.00			60,000.00
Police Department SW	1,885,000.00	1,885,000.00	2,310,000.00	755,000.00	4,950,000.00
Police Department OE	315,000.00	315,000.00		35,000.00	350,000.00
Traffic Control School Crossing SW	82,000.00	82,000.00	72,000.00	20,000.00	174,000.00
Traffic Control School Crossing OE	4,200.00	4,200.00			4,200.00
Police Dispatch/911 SW	210,000.00	210,000.00			210,000.00
Police Dispatch/911 OE	1,500.00	1,500.00			1,500.00
Fire Department SW	1,090,000.00	1,090,000.00	1,065,000.00	845,000.00	3,000,000.00



Fire Department OE	80,000.00	80,000.00				50,000.00	130,000.00
Office of Emergency Management SW	4,200.00	4,200.00	1,000.00			800.00	6,000.00
Office of Emergency Management OE	11,000.00	11,000.00				10,000.00	21,000.00
Municipal Prosecutor SW	13,500.00	13,500.00	15,500.00			4,000.00	33,000.00
Municipal Prosecutor OE	5,000.00	5,000.00					5,000.00
Shade Tree Public Works SW	18,000.00	18,000.00				42,000.00	60,000.00
Public Works OE	800,000.00	800,000.00	450,000.00			750,000.00	2,000,000.00
Vehicle Maintenance - Fire	225,000.00	225,000.00				100,000.00	325,000.00
Vehicle Maintenance - Police	25,000.00	25,000.00				5,000.00	30,000.00
Vehicle Maintenance - PW/Motor pool	25,000.00	25,000.00	2,000.00	10,000.00	5,000.00	8,000.00	50,000.00
Solid Waste	50,000.00	50,000.00	20,000.00	70,000.00		75,000.00	215,000.00
Recycling	400,000.00	400,000.00	100,000.00			335,000.00	835,000.00
Snow Removal	28,000.00	28,000.00	25,000.00		50,000.00	10,000.00	113,000.00
Municipal Service Act	60,000.00	60,000.00					60,000.00
Public Health Services SW	9,000.00	9,000.00				10,000.00	19,000.00
Public Health Services OE	32,000.00	62,000.00	16,000.00		22,000.00		100,000.00
Community Center SW	17,000.00	17,000.00	5,000.00	10,000.00		10,000.00	42,000.00
Community Center OE	10,000.00	10,000.00	14,000.00				24,000.00
Parks & Playgrounds SW	1,000.00	4,000.00					4,000.00
Parks & Playgrounds OE	30,000.00	30,000.00	22,000.00		75,000.00	50,000.00	177,000.00
Maintenance of Free Public Library	40,000.00	40,000.00				123,000.00	163,000.00
Accumulated Leave Compensation	175,000.00	175,000.00	175,000.00			250,000.00	600,000.00
Electricity OE	53,500.00	53,500.00					53,500.00
Telephone	167,000.00	167,000.00	167,000.00			120,000.00	454,000.00
Fire Hydrant Service	119,000.00	119,000.00	119,000.00		50,000.00		288,000.00
	100,000.00	100,000.00	100,000.00			25,000.00	225,000.00

Water OE	23,000.00	23,000.00	5,000.00		20,000.00		48,000.00
Natural Gas	25,000.00	25,000.00	25,000.00		40,000.00		90,000.00
Sewerage Disposal							
Lind/Roselle Authority	800,000.00	800,000.00	800,000.00		650,000.00		2,250,000.00
Gasoline	80,000.00	80,000.00	20,000.00	50,000.00	25,000.00		175,000.00
Prior Years Bills						50,000.00	50,000.00
Contingency	10,000.00	10,000.00					10,000.00
PERS		-	773,626.00				773,626.00
Social Security	220,000.00	220,000.00	220,000.00			20,000.00	460,000.00
Police & Fire Retirement		-	3,715,716.57				3,715,716.57
DCRP	3,500.00	3,500.00					3,500.00
Tax Appeals Reserve	7,500.00	7,500.00					7,500.00
Judgements	100,000.00	100,000.00				375,000.00	475,000.00
Shared Service: Dispatch	70,000.00	70,000.00				33,000.00	103,000.00
Shared Service: STD Elizabeth	3,000.00	5,000.00					5,000.00
Shared Service: Health Officer	52,000.00	52,000.00					52,000.00
Shared Service: Animal Control	11,000.00	11,000.00	24,000.00				35,000.00
Municipal Court SW	115,000.00	115,000.00	120,000.00			23,000.00	258,000.00
Municipal Court OE	18,000.00	18,000.00		7,000.00	10,000.00	11,000.00	46,000.00
Public Defendant SW	8,100.00	8,100.00	2,000.00			200.00	10,300.00
Public Defendant OE	2,500.00	2,500.00					2,500.00
Capital Improvement - 3rd Ave Sewer					54,000.00		54,000.00
Capital Improvement - Poplar St. and other Parks				94,000.00			94,000.00
Capital Improvement Fund	400,000.00	400,000.00					400,000.00
Bond Principal	1,945,000.00	1,945,000.00					1,945,000.00
Bond Interest	1,217,000.00	1,217,000.00					1,217,000.00
Not Interest	330,000.00	330,000.00					330,000.00
NJEIT Loan	100,000.00	100,000.00					100,000.00
Green Trust Loans	2,600.00	2,600.00					2,600.00
	16,204,950.00	16,478,550.00	12,283,412.57	524,000.00	1,060,000.00	6,440,700.00	36,786,662.57

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held on June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**RESOLUTION NUMBER 2023-216**

**RESOLUTION APPOINTING BATTALION CHIEF DAVID SHEEKEY**

**WHEREAS**, the Roselle Fire Department presently has a vacancy in the position of Battalion Chief; and

**WHEREAS**, there is a need to fill the vacant position in order to maintain the health, welfare and safety of the public and efficiently provide public services; and

**WHEREAS**, David Sheekey is qualified for appointment to the title of Battalion Chief; and

**WHEREAS**, the Borough's Certifying Officer has verified David Sheekey's qualifications with the Civil Service Commission.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey that David Sheekey is appointed to the position of Battalion Chief in the Borough of Roselle, effective June 21, 2023; and

**BE IT FURTHER RESOLVED**, that at the sole discretion of the Council, the compensation for David Sheekey shall be \$133,687.48, prorated, pursuant to the collective bargaining agreement in effect between the Borough and FMBA Local No. 255; and

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21 day of June 2023.

**RESOLUTION NUMBER 2023-218**

**RESOLUTION APPOINTING BATTALION CHIEF ADRIAN PEREZ**

**WHEREAS**, the Roselle Fire Department presently has a vacancy in the position of Battalion Chief; and

**WHEREAS**, there is a need to fill the vacant position in order to maintain the health, welfare and safety of the public and efficiently provide public services; and

**WHEREAS**, Adrian Perez is qualified for appointment to the title of Battalion Chief; and

**WHEREAS**, the Borough's Certifying Officer has verified Adrian Perez's qualifications with the Civil Service Commission.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey that Adrian Perez is appointed to the position of Battalion Chief in the Borough of Roselle, effective June 21, 2023; and

**BE IT FURTHER RESOLVED**, that at the sole discretion of the Council, the compensation for Adrian Perez shall be \$133,687.48, prorated, pursuant to the collective bargaining agreement in effect between the Borough and FMBA Local No. 255; and

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**RESOLUTION NUMBER 2023-219**

**RESOLUTION CHANGING THE TITLE OF KENNETH HUDAK FROM  
PROVISIONAL BATTALION CHIEF TO FIRE CAPTAIN**

**WHEREAS**, on December 20, 2021 Kenneth Hudak was provisionally appointed as Provisional Battalion Chief; and

**WHEREAS**, said appointment was made provisional pending approval of permanent positions; and

**WHEREAS**, the Department needs to maintain adequate staffing levels to ensure health, welfare, and public safety of the Borough of Roselle.

**NOW THEREFORE BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE  
BOROUGH OF ROSELLE**, hereby removes Kenneth Hudak from the position of Provisional

Battalion Chief and places him in the position of Fire Captain, effective June 21, 2023, at a salary of \$117,953.62 per year.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June, 2023.

**RESOLUTION NUMBER 2023-220**

**RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE NEW JERSEY  
DEPARTMENT OF COMMUNITY AFFAIRS AMERICAN RESCUE PLAN  
FIREFIGHTER GRANT PROGRAM AWARD**

**WHEREAS**, the Borough of Roselle has been awarded a New Jersey Department of Community Affairs (NJDCA) American Rescue Plan Firefighter Grant in the amount of \$44,000 to support local and regional fire departments by ensuring they have proper firefighting protection, cleaning and sanitation equipment against the combined threats of the COVID-19 virus and the strain of emergency fire requests; and

**WHEREAS**, the Mayor and Council of the Borough of Roselle are desirous of accepting the NJDCA Grant Award in the amount of \$44,000; and

**WHEREAS**, these funds may only be used to finance costs of the NJDCA Firefighter Grant Program; and

**WHEREAS**, an application for such funds may not be filed nor funds accepted and spent in a municipality without authorization by the Governing Body; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOROUGH COUNCIL OF ROSELLE, UNION COUNTY, NEW JERSEY:**

SECTION 1. The Mayor and Council of the Borough of Roselle hereby accept the NJDCA Firefighter Grant Award in the amount of \$44,000 for the purchase of firefighting protection, cleaning and sanitation equipment for use against the combined threats of the COVID-19 virus and the strain of emergency fire requests.

SECTION 2. The NJDCA Grant funds shall only be used to finance the costs of the purchase of firefighting protection, cleaning and sanitation equipment for use against the combined threats of the COVID-19 virus and the strain of emergency fire requests as set forth in the Grant Agreement.

SECTION 3. The Mayor of the Borough of Roselle is hereby authorized to execute the NJDCA American Rescue Plan Firefighter Grant Agreement, and any amendments or documents related thereto, between the NJDCA as Grantor and the Borough of Roselle as Grantee.

SECTION 4. Upon receipt of the fully executed American Rescue Plan Firefighter Grant Agreement from NJDCA the expenditure of funds is hereby authorized pursuant to and in accordance with the terms of the NJDCA Grant Agreement.

SECTION 5. This Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting held of said Council held June 21, 2023.

IN WITNESS WHEREOF, I have hereunder set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June, 2023.

**RESOLUTION NUMBER 2023-221**

**RESOLUTION AUTHORIZING A SEVENTEENTH AMENDMENT TO THE MEMORANDUM OF AGREEMENT FOR CONTINUED TB SERVICES BETWEEN THE ROSELLE HEALTH DEPARTMENT AND THE NEW JERSEY MEDICAL SCHOOL GLOBAL TUBERCULOSIS INSTITUTE AT RUTGERS BIOMEDICAL AND HEALTH SCIENCES (RBHS)**

**WHEREAS**, the Borough of Roselle had entered into a memorandum of understanding with the New Jersey Medical School Global Tuberculosis Institute at Rutgers Biomedical and Health Sciences; and

**WHEREAS**, both parties desire to extend the term of the memorandum of understanding for one (1) year effective January 1, 2023 to December 31, 2023 for an amount not to exceed \$9,741.52 and

**WHEREAS**, pursuant to N.J.A.C. 50:30-5e the award of the contract shall subject to the availability and appropriation of funds in the CY 2023 budget in account 3-01-27-330-000-229; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Roselle, as follows:

SECTION 10. The Borough of Roselle hereby approves the Seventeenth amendment letter of agreement between the Borough of Roselle and the New Jersey Medical School Global Tuberculosis Institute at Rutgers Bio Medical and Health Sciences (RBHS),

attached hereto and made a part hereof in an amount not to exceed \$9,741.52 effective January 1, 2023 through December 31, 2023.

SECTION 11. Pursuant to N.J.A.C. 5:30-5.5(a) the continuation of the contract after the expenditure of funds encumbered in the 2023 calendar year budget shall be subject to the availability and appropriation of sufficient funds.

I, Lisette Sanchez, Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 21, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June.

**RESOLUTION NUMBER 2023-222**

**AMENDING RESOLUTION 2023-080 INCREASING THE CONTRACT FOR SERVICES WITH ASSOCIATED HUMANE SOCIETIES, INC. FOR 2023**

**WHEREAS** the provision of animal services is necessary and in the best interest of the health, safety, and welfare of the citizenry of the Borough of Roselle, and

**WHEREAS**, in accordance with N.J.S.A. 40A:11-2(6), the Borough of Roselle in the County of Union, a municipal corporation of the State of New Jersey, instituted a policy to negotiate agreements for Professional Services on the basis of demonstrated confidence and qualifications for certain types of Professional Services required by the Borough of Roselle pursuant to the fair and open process in accordance with N.J.S.A. 19:44A-20.4; and,

**WHEREAS**, the Humane Society, Inc. has indicated its willingness to provide animal control services to the Borough of Roselle for the 2023 calendar year, and

**WHEREAS**, the chief financial officer has certified the availability of funds to pay such agreement; and

**WHEREAS**, at a prior Council meeting dated February 15, 2023, the Borough Council resolved to enter into contracts for a specified not to exceed amount; and

**WHEREAS**, it is the intention of the Council to increase those amounts to reflect an amended not to exceed amount.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE**, that the Borough amends the existing contract with the Humane Society, Inc., located at 124 Evergreen Avenue, Newark, NJ 07114 for professional animal

services to the Borough to reflect an increased amount not to exceed Thirty-Five Thousand and 00/100 Dollars (\$35,000.00), for the period from January 1, 2023 through December 31, 2023;

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**RESOLUTION NUMBER 2023-223**

**RESOLUTION FOR THE APPOINTMENT OF SEASONAL HOURLY EMPLOYEES  
ASSIGNED TO THE 2023 SUMMER CAMP**

**WHEREAS**, the Borough provides a Summer Day Camp Program for the benefit of school age children in Roselle; and

**WHEREAS**, the 2023 Summer Day Camp Program will operate from July 3rd, 2023 through August 4th, 2023; and

**WHEREAS**, there is a need to hire up to thirty (30) seasonal hourly personnel to staff the 2023 Summer Day Camp Program.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Roselle, County of Union, State of New Jersey that up to thirty (30) seasonal hourly employees be appointed effective June 23rd, 2023 through August 5th, 2023, assigned to the 2023 Summer Day Camp Program on an as-needed basis; and

**BE IT FURTHER RESOLVED**, that the hiring of the seasonal hourly employees will be subject to the satisfactory completion of a criminal background and/or fingerprints, the cost of which is to be borne by the prospective seasonal hourly employee; and

**BE IT FURTHER RESOLVED**, that all minor individuals hired as Counselors must provide authorization for employment, namely working papers as well as a background check prior to being able to begin employment in the Borough; and

**BE IT FURTHER RESOLVED**, all seasonal hourly employees hired for the 2023 Summer Day Camp shall be paid \$14.13 per hour not to exceed 25 hours per week. Counselor funding to be as set forth in the Borough's Parks and Recreation Salary line item.



I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held June 21<sup>st</sup>, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June, 2023.

**RESOLUTION NUMBER 2023-224**

**RESOLUTION ACCEPTING THE RESIGNATION OF  
LUCIANA WHEELER**

**WHEREAS**, Luciana Wheeler notified the Borough of Roselle that she will be resigning from the position of Violations Clerk; and

**WHEREAS**, Luciana Wheeler submitted a letter of resignation in the required timeframe to be effective May 26<sup>st</sup>, 2023.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Roselle, hereby accepts the resignation of Luciana Wheeler effective May 26<sup>st</sup>, 2023.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held June 21<sup>st</sup>, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June, 2023.

**RESOLUTION NUMBER 2023-225**

**RESOLUTION AUTHORIZING AN ADDITIONAL STIPEND TO LATRINA COHEN  
FOR PERFORMANCE OF ACTING MUNICIPAL COURT ADMINISTRATOR  
DUTIES IN AN AMOUNT NOT TO EXCEED \$10,000**

**WHEREAS**, due to an interim leave of absence of the Municipal Court Administrator, there exists an emergent need in the Borough of Roselle for a qualified Municipal Court Administrator within the Municipal Court; and

**WHEREAS**, Latrina Cohen, a Deputy Court Administrator within the Borough of Roselle's Municipal Court has made herself immediately available, beginning on or about June 15, 2023 to assist the Borough in the performance of Municipal Court Administrator duties; and

**WHEREAS**, the Borough Council desires to utilize the services of Ms. Cohen in the area Municipal Court Administrator until the permanent Municipal Court Administrator is able to return to her duties, which may not occur until November 1, 2023; and

**WHEREAS**, Latrina Cohen shall be compensated for her work in the performance of Municipal Court Administrator duties for the period of June 15<sup>th</sup>, 2023 until the return of the permanent Municipal Court Administrator on or about November 1, 2023 (whichever occurs earlier), at the value of \$10,000 a year, pro-rated and paid in equal bi-weekly installments, in addition to her normal paycheck as Deputy Court Administrator.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Roselle that Latrina Cohen shall receive the aforementioned stipend as compensation for the performance of duties of Municipal Court Administrator for the Borough of Roselle.

**BE IT FURTHER RESOLVED**, these stipend payments shall cease either upon the return of the Municipal Court Administrator or on November 1<sup>st</sup>, 2023, whichever event occurs earlier, and in no event shall the total amount of stipend payments made to Latrina Cohen pursuant to this agreement exceed \$10,000.

**BE IT FURTHER RESOLVED**, that this Resolution shall take effect retroactively on June 15, 2023.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, at a Regular Meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey, this 21<sup>st</sup> day of June 2023.

**RESOLUTION NUMBER 2023-226**

**RESOLUTION AUTHORIZING AN ADDITIONAL STIPEND TO NADIA HERRERA  
FOR PERFORMANCE OF ACTING DEPUTY COURT ADMINISTRATOR DUTIES IN  
AN AMOUNT NOT TO EXCEED \$7,500**

**WHEREAS**, due to an interim assignment of the Deputy Court Administrator, there exists an emergent need in the Borough of Roselle for a qualified Deputy Court Administrator within the Municipal Court; and

**WHEREAS**, Nadia Herrera, a Violations Clerk within the Borough of Roselle's Municipal Court has made herself immediately available, beginning on or about June 12, 2023 to assist the Borough in the performance of Deputy Court Administrator duties; and

**WHEREAS**, the Borough Council deems Ms. Herrera qualified and therefore desires to utilize the services of Ms. Herrera in the area Deputy Court Administrator. Said assignment until such time as the permanent Municipal Court Administrator is able to return to her duties, which may not occur until November 1, 2023; and

**WHEREAS**, Ms. Herrera shall be compensated for her work in the performance of Deputy Court Administrator duties for the period of June 12<sup>th</sup>, 2023 until the return of the permanent Municipal Court Administrator on or about November 1, 2023 (whichever occurs earlier), at the value of \$7,500 a year, pro-rated and paid in equal bi-weekly installments, in addition to her normal paycheck as Deputy Court Administrator.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Roselle that Nadia Herrera shall receive the aforementioned stipend as compensation for the performance of duties of Deputy Court Administrator for the Borough of Roselle.

**BE IT FURTHER RESOLVED**, these stipend payments shall cease either upon the return of the Deputy Court Administrator or on November 1<sup>st</sup>, 2023, whichever event occurs earlier, and in no event shall the total amount of stipend payments made to Nadia Herrera pursuant to this agreement exceed \$7,500.

**BE IT FURTHER RESOLVED**, that this Resolution shall take effect retroactively on June 12<sup>th</sup>, 2023.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, at a Regular Meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey, this 21st day of June 2023.

#### **RESOLUTION NUMBER 2023-227**

#### **RESOLUTION AUTHORIZING THE POLICE DEPARTMENT TO DISPOSE OF ABANDONED AND UNCLAIMED BICYCLES BY PUBLIC AUCTION**

**WHEREAS**, the Roselle Police Department has accumulated in excess of 20 bicycles, in varying conditions which have been unclaimed or abandoned; and

**WHEREAS**, the Department has no need for the bicycles which occupy space required for other uses nor given the general condition of the bicycles, does any other department or agency of the Borough have any use for the bicycles; and

**WHEREAS**, the bicycles are abandoned property; and

**WHEREAS**, the Roselle Police Department has requested authority to sell the bicycles at public auction.

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Roselle that:

- B. The Roselle Police Department is hereby authorized to sell at public auction any and all bicycles, in any condition, that the Department deems to be abandoned or surplus property.
- C. The Roselle Police Department shall hold a public auction on July 15, 2023 at 10:00 AM at Roselle Borough Hall Parking Lot to sell the bicycles.
- D. The Roselle Police Department shall conduct the auction in the manner provided by law.
- E. This resolution is effective immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

#### **RESOLUTION NUMBER 2023-228**

#### **RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS AND/OR APPEALS**

**WHEREAS**, there appears on the books of the Tax Collector, refunds due, resulting from Over Payments or Tax Appeal

**WHEREAS**, refunds are to be made to the persons who have made these overpayments or won an appeal;

**NOW, THEREFORE, BE IT RESOLVED** that the Borough CMFO of the Borough of Roselle, Union County, be instructed to draw checks in the amounts covering the overpayments and to deliver said checks to the proper persons.

Name	Mailing Address	Block	Lot	Reason	Total
Lloyd & Rosemarie Bullock	121 Douglas Road	7505	2	Tax Appeal	\$ 6,417.57
Shauntae Brown	620 Galvin Ave	602	4	Overpayment	\$22,464.71

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the forgoing is true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held on June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21st day of June 2023.

**RESOLUTION NUMBER 2023-229**

**RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS**

**WHEREAS**, there appears on the books of the Tax Collector, refunds due, resulting from Tax Exemptions or Overpayments

**WHEREAS**, refunds are to be made to the persons who have made these overpayments or are tax exempt

**NOW, THEREFORE, BE IT RESOLVED** that the Borough CMFO of the Borough of Roselle, Union County, be instructed to draw checks in the amounts covering the overpayments and to deliver said checks to the proper persons.

Name	Mailing Address	Block	Lot	Reason	Total
Melissa Rodriguez	434 W 6 <sup>TH</sup> Ave.	5602	14	Tax Exempt	\$11,978.25
Deborah Taylor	819 E 2 <sup>nd</sup> Ave.	206	3	Tax Exempt	44.43
Kindred Brunson					
Romulo Zamora	340 Sheridan Ave.	903	4	Tax Exempt	6,062.67

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the forgoing is true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held on June 21st, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21st day of June 2023.

**RESOLUTION NUMBER 2023-230**

**RESOLUTION AUTHORIZING THE TAX COLLECTOR TO PREPARE AND MAIL  
ESTIMATED TAX BILLS IN ACCORDANCE WITH P.L. 1994, C72**

**WHEREAS**, due to the late adoption of the State of New Jersey's budget, the County Board of Taxation is unable to certify the tax rate at this time and the Tax Collector will be unable to mail the tax bills on a timely basis;

**WHEREAS**, the Tax Collector in consultation with the Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A.54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies;

**NOW THEREFORE BE IT RESOLVED, BY THE GOVERNING BODY OF THE BOROUGH OF ROSELLE, IN THE COUNTY OF UNION AND THE STATE OF NEW JERSEY as follows:**

- B. The Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the municipality for the third installment of 2023 taxes. The Tax Collector shall proceed and take such actions as permitted and required by P.L. 1994, C72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
- C. The estimated tax levy for 2023 is hereby set at \$67,821,286.90 with a tax levy rate of 8.497%.
- D. In accordance with law the third installment of 2023 taxes shall not be subject to interest until the later of; the grace period or the twenty-fifth calendar day after the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date which interest may accrue.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June, 2023.

**Motion to adopt the Consent Agenda by Council President Bernier, second by Councilwoman Wilkerson.**

<b>Vote Record –Resolution Nos. 2023-202 through 2023-206, 2023-208, 2023-209 through 2023-216 and 2023-218 through 2023-230</b>				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X	2023-212		
Councilwoman Johnson	X	2023-212		
Councilwoman Thomas	X			
Councilman Fortuna	X			

Councilwoman Wilkerson	X		2023-223	
Council President Bernier	X			
<input checked="" type="checkbox"/> <b>Adopted</b> <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

## **NON-CONSENT AGENDA**

### **RESOLUTION NUMBER 2023-231**

#### **RESOLUTION APPROVING THE AMENDED BOROUGH OF ROSELLE PERSONNEL POLICY AND PROCEDURE MANUAL DATED JUNE 21, 2023**

**WHEREAS**, pursuant to Chapter 5, §21 of the Ordinances of the Borough of Roselle, the Borough shall create an employment handbook from time to time for the safety and protection of the Borough; and

**WHEREAS**, in accordance with the civil service commission, the Borough of Roselle seeks to establish a personnel system that provides a fair balance of managerial needs and employee protections, for the effective delivery of public services; and

**WHEREAS**, the last revision to the employment policy and procedure manual was dated January 1, 2022; and

**WHEREAS**, there has come a need to update the employment policy and procedure manual of the Borough of Roselle in order to comply with current laws and regulations, and to adequately protect the Borough's interests.

**NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF ROSELLE** that the proposed employment policy and procedure manual, as amended for June 21, 2023, and attached hereto, is hereby approved and adopted.

**BE IT FURTHER RESOLVED** that the Borough Administrator is hereby tasked with disseminating this handbook to all employees.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Governing Body of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>th</sup> day of June 2023.

### **RESOLUTION NUMBER 2023-232**

**RESOLUTION FOR THE APPOINTMENT OF DESTINEE SMART AS TEMPORARY  
CAMP DIRECTOR FOR THE 2023 SUMMER CAMP AT AN HOURLY RATE OF  
\$22.00 NOT TO EXCEED \$7,000**

**WHEREAS**, the Borough provides a Summer Day Camp Program for the benefit of school age children in Roselle; and

**WHEREAS**, the 2023 Summer Day Camp Program will operate from July 3<sup>rd</sup>, 2023 through August 4<sup>th</sup>, 2023; and

**WHEREAS**, there is a need to hire a Camp Director to staff the 2023 Summer Day Camp Program; and

**WHEREAS**, Destinee Smart has been deemed to be qualified for the position of Camp Director to staff the 2023 Summer Day Camp Program.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Roselle, County of Union, State of New Jersey that Destinee Smart be appointed as temporary Camp Director, effective June 24<sup>th</sup>, 2023 through August 4<sup>th</sup>, 2023, at an hourly rate of \$22.00 not to exceed \$7,000 for the 2023 Summer Day Camp Program.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held June 21<sup>st</sup>, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June, 2023.

**RESOLUTION NUMBER 2023-233**

**RESOLUTION FOR THE APPOINTMENT OF JASMINE OLIVER AS TEMPORARY,  
PART TIME ASSISTANT CAMP DIRECTOR FOR THE 2023 SUMMER CAMP AT AN  
HOURLY RATE OF \$18.00 NOT TO EXCEED 25 HOURS PER WEEK**

**WHEREAS**, the Borough provides a Summer Day Camp Program for the benefit of school age children in Roselle; and

**WHEREAS**, the 2023 Summer Day Camp Program will operate from July 3, 2023 through August 4, 2023; and

**WHEREAS**, there is a need to hire an Assistant Camp Director to staff the 2023 Summer Day Camp Program; and



**WHEREAS**, Jasmine Oliver has been deemed to be qualified for the position of Assistant Camp Director to staff the 2023 Summer Day Camp Program.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Roselle, County of Union, State of New Jersey that Jasmine Oliver be appointed as temporary Assistant Camp Director on a Part Time basis, effective June 24, 2023 through August 4, 2023, at an hourly rate of \$18.00 not to exceed 25 hours per week for the 2023 Summer Day Camp Program.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June, 2023.

**RESOLUTION NUMBER 2023-234**

**RESOLUTION HIRING PART TIME SEASONAL LABORER IN THE DEPARTMENT  
OF PUBLIC WORKS AT A RATE OF \$18.00 PER HOUR**

**WHEREAS**, there is a need in the Department of Public Works to supplement its workforce with seasonal, part-time laborers on a temporary basis in the position of Laborer 1; and

**WHEREAS**, Raphael Garland was interviewed and adjudged to be qualified for employment in the title of Laborer 1 with the aforementioned terms and conditions within the Department of Public Works.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Roselle that the Raphael Garland is hereby appointed to the position of Laborer 1, on a part-time, seasonal basis at an hourly rate of \$18.00 per hour in the Department of Public Works in the Borough of Roselle, effective Monday, June 26<sup>th</sup>, 2023 through December 26<sup>th</sup>, 2023, subject to the successful completion of the ninety (90) day working test period; and

**BE IT FURTHER RESOLVED**, that the hiring of Raphael Garland is subject to the satisfactory completion of a criminal background check, the initial cost of which is to be borne by employees and will be reimbursed by the Borough so long as the check is satisfactory and employment is continued. A waiver of the Borough's residency requirement is granted for applicable individuals;

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, at a Regular Meeting of said Council held June 21, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey, this 21<sup>st</sup> day of June, 2023.

**RESOLUTION NUMBER 2023-235**

**RESOLUTION COMBINING BONDS AGGREGATING THE PRINCIPAL SUM OF NOT TO EXCEED \$8,692,000 AUTHORIZED BY FOUR BOND ORDINANCES HERETOFORE ADOPTED TO FINANCE PART OF THE COST OF VARIOUS GENERAL IMPROVEMENTS IN THE BOROUGH OF ROSELLE, COUNTY OF UNION, NEW JERSEY INTO ONE CONSOLIDATED ISSUE OF BONDS AND PROVIDING FOR THE FORM, MATURITIES AND OTHER DETAILS OF SAID CONSOLIDATED ISSUE**

WHEREAS, the Borough Council of the Borough of Roselle, in the County of Union, New Jersey (the “Borough”), has heretofore adopted four bond ordinances authorizing bonds to finance part of the cost of various general improvements in said Borough; and

WHEREAS, it is necessary to issue bonds pursuant to said bond ordinances in an aggregate principal amount of \$8,692,000\* and it is deemed advisable and in the best interests of the Borough, for the purpose of the orderly marketing of said bonds and for other financial reasons, to combine the bonds authorized under said four bond ordinances into one consolidated issue in the aggregate principal amount of \$8,692,000\* pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey; NOW, THEREFORE,

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE IN THE COUNTY OF UNION, NEW JERSEY that:

Section 1. There shall be issued bonds of the Borough in the following principal amounts pursuant to the following bond ordinances:

A. Not to exceed \$1,047,000\* bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 2678-22)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,100,000 FOR THE ACQUISITION OF PROPERTY AND AUTHORIZING THE ISSUANCE OF \$1,047,000 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF ROSELLE, IN THE COUNTY OF UNION, NEW JERSEY.”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 37.72 years.

B. Not to exceed \$3,618,000\* bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 2679-22)

“BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS AND APPROPRIATING \$4,373,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,618,855 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF ROSELLE, IN THE COUNTY OF UNION, NEW JERSEY”

heretofore finally adopted. The period of usefulness stated in said ordinance is 14.91 years.

C. Not to exceed \$264,000\* bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 2705-23)

“BOND ORDINANCE PROVIDING FOR VARIOUS BUILDING IMPROVEMENTS AND APPROPRIATING \$278,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$264,100 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF ROSELLE, IN THE COUNTY OF UNION, NEW JERSEY”

heretofore finally adopted. The period of usefulness stated in said ordinance is 11.04 years.

D. Not to exceed \$3,763,000\* bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 2708-23)

“BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND APPROPRIATING \$5,986,990 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,687,640 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF ROSELLE, IN THE COUNTY OF UNION, NEW JERSEY”

heretofore finally adopted. The period of usefulness stated in said ordinance is 10.91 years.

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\* Subject to adjustment.

Section 2. The bonds referred to in Section 1 hereof are hereby combined into one consolidated issue of bonds in the aggregate principal amount of \$8,692,000\* and are sometimes hereinafter collectively referred to as the “Bonds.” The bonds referred to in subsections A through D of Section 1 shall each be designated “General Obligation Bonds, Series 2023” and shall be numbered with the prefix G from one consecutively upward. The bonds of said consolidated issue shall be dated the date of delivery and will be issued in fully registered form. When issued, the

Bonds will be registered in the name of and held by Cede & Co., as the owner thereof and nominee for The Depository Trust Company, New York, New York (“DTC”), an automated depository for securities and clearinghouse for securities transactions.

Upon issuance, the Bonds will be delivered to DTC in single denominations for each maturity of the General Obligation Bonds, Series 2023. Individual purchases of beneficial interests in the Bonds will be made in book-entry form (without certificates) in the denomination of \$1,000 each or any integral multiple thereof.

Principal of the Bonds will be paid annually, subject to prior optional redemption, on the 1st day of March in the following years and in the following aggregate amounts:

<u>Year</u>	<u>Principal Amount*</u>	<u>Year</u>	<u>Principal Amount*</u>
2024	\$352,000	2032	\$545,000
2025	430,000	2033	565,000
2026	445,000	2034	590,000
2027	460,000	2035	610,000
2028	475,000	2036	635,000
2029	495,000	2037	660,000
2030	510,000	2038	690,000
2031	530,000	2039	700,000

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\* Subject to adjustment.

The Bonds maturing on or prior to March 1, 2033 shall not be subject to redemption prior to their respective maturity dates. The Bonds maturing on or after March 1, 2034 shall be subject to redemption prior to their respective maturity dates, on or after March 1, 2033 at the option of the Borough, either in whole or in part at any time in any order of maturity at one hundred percent (100%) of the principal amount of the Bonds being redeemed (the “Redemption Price”), plus in each case accrued interest thereon to the date fixed for redemption.

Notice of redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Borough, at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, notices of redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds, and will be done in accordance with DTC procedures. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any notice of redemption shall not affect the validity of the redemption proceedings. If the Borough determines to redeem a portion of the Bonds of a maturity, such Bonds shall be selected by lot. If notice of redemption

has been given as described herein, the Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the Bonds redeemed.

Section 3. It is hereby found, determined and declared that the average period of usefulness of the improvements or purposes for which the said General Obligation Bonds, Series 2023 are to be issued, taking into consideration the amount of such General Obligation Bonds, Series 2023 to be issued for said improvements or purposes, is 15.80 years.

Section 4. The Bonds shall bear interest from their date based on their outstanding principal amount at a rate to be determined as hereinafter set forth in Section 6 of this resolution, shall be payable as to principal in lawful money of the United States of America at the administration office of the Borough in Roselle, New Jersey, payable semi-annually on the first day of March and September in each year until maturity or prior optional redemption, commencing on March 1, 2024, by check or draft mailed on such interest payment date to the owners thereof registered as such as of each next preceding February 15 and August 15. Interest on the Bonds shall be calculated on the basis of a 360-day year of twelve 30-day calendar months.

Notwithstanding any other provision herein to the contrary, so long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Letter of Representations to be executed by the Borough and DTC. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the bonds is the responsibility of the DTC participants.

Section 5. The Bonds shall be signed by the Mayor and the Borough Chief Financial Officer, by their manual or facsimile signatures, and the corporate seal of the Borough shall be affixed thereto, or imprinted or reproduced thereon and shall be attested by the manual or facsimile signature of the Clerk or Deputy Clerk of the Borough.

Section 6. The Borough Chief Financial Officer is hereby authorized and directed to take all actions necessary to offer the Bonds for public sale upon the submission of electronic proposals in accordance with all applicable statutes and to determine in his discretion the date for receipt for such proposals, all in accordance with the terms set forth in the Notice of Sale. The Borough Chief Financial Officer is also authorized and delegated the authority to adjust the maturity schedule of the Bonds in accordance with all applicable statutes relating thereto. The Borough Chief Financial Officer is further hereby authorized and delegated the authority to sell and award the Bonds in accordance with the terms of the Notice of Sale and directed to report in writing to the Borough Council at the next meeting succeeding the date when any sale or delivery of the Bonds pursuant to this resolution is made, such report to include the principal amount, description, interest rate and maturities of the Bonds sold, the price obtained and the name of the purchaser. The "Notice of Sale" shall comply in all respects with the applicable statutes relating thereto and shall be substantially in the form attached hereto as Exhibit A, with such additions, modifications or deletions as determined by the Borough Chief Financial Officer. The Notice of Sale shall be

published in a newspaper published and circulated in the Borough as the Borough Chief Financial Officer may select and a summary of the Notice of Sale shall be published in The Bond Buyer at least once at least seven (7) days prior to the date of public sale. The Borough Chief Financial Officer is authorized and delegated the authority to postpone a public sale without readvertisement in accordance with all applicable statutes relating thereto.

Section 7. The Bonds and the registration provisions endorsed thereon shall be in substantially the following form:

No. 2023 G-\_\_

UNITED STATES OF AMERICA  
STATE OF NEW JERSEY

BOROUGH OF ROSELLE,  
IN THE COUNTY OF UNION

GENERAL OBLIGATION BOND, SERIES 2023

Date of Bond: July 17, 2023

Principal Amount: \$

Date of Maturity: March 1, 20\_\_

CUSIP:

The BOROUGH OF ROSELLE, a municipal corporation of the State of New Jersey, (the “Borough”) hereby acknowledges itself indebted and for value received promises to pay to Cede & Co. or registered assigns, the sum specified above as the Principal Amount on the date specified above as the Date of Maturity, upon presentation and surrender of this Bond, and to pay to the registered owner hereof interest on such sum, from the Date of Bond specified above until the Date of Maturity specified above, at the rate of \_\_\_\_ and \_\_\_\_ Hundredths per centum (\_\_\_\_%) per annum payable on March 1, 2024 and thereafter semi-annually on the first day of September and March in each year. Principal of this Bond will be paid in lawful money of the United States of America, at the administration office of the Borough in Roselle, New Jersey. Interest on this Bond will be payable in lawful money of the United States of America by check or draft mailed on such interest payment date to the registered owner hereof as shown on the books of the Borough kept for such purpose by the Chief Financial Officer of the Borough (the “Bond Registrar”) as of the fifteenth day of the month preceding the month in which the payment of interest is to be made.

All of the bonds, of which this Bond is one, shall be initially issued as one fully registered bond for each maturity in the name of Cede & Co., as registered owner and nominee for The Depository Trust Company (“DTC”). Notwithstanding any other provision herein to the contrary, so long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Letter of Representations executed by the Borough and DTC relating to the Bonds. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the Bonds is the responsibility of the DTC participants.

The Bonds maturing on or prior to March 1, 2033 shall not be subject to redemption prior to their respective maturity dates. The Bonds maturing on or after March 1, 2034 shall be subject to redemption prior to their respective maturity dates, on or after March 1, 2033 at the option of the Borough, either in whole or in part at any time in any order of maturity at one hundred percent (100%) of the principal amount of the Bonds being redeemed (the “Redemption Price”), plus in each case accrued interest thereon to the date fixed for redemption.

Notice of redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Borough, at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, notices of redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds, and will be done in accordance with DTC procedures. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any notice of redemption shall not affect the validity of the redemption proceedings. If the Borough determines to redeem a portion of the Bonds of a maturity, such Bonds shall be selected by lot. If notice of redemption has been given as described herein, the Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the Bonds redeemed.

This Bond is transferable only upon the books of the Bond Registrar, by the registered owner hereof in person or by his attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the Borough duly executed by the registered owner or such duly authorized attorney, and thereupon the Borough shall issue in the name of the transferee a new bond or bonds of the same aggregate principal amount, series, designation, maturity and interest rate as the surrendered bond. The Borough and any paying agent of the Borough may treat and consider the person in whose name this Bond is registered as the holder and absolute owner hereof for the purpose of receiving payment of, or on account of, the principal and interest due hereon and for all other purposes whatsoever.

This Bond is one of an authorized issue of bonds of the Borough and is issued pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey, a resolution of the governing body of the Borough entitled: "Resolution Combining Bonds Aggregating the Principal Sum of Not to Exceed \$8,692,000 Authorized by Four Bond Ordinances Heretofore Adopted to Finance Part of the Cost of Various General Improvements in the Borough of Roselle, County of Union, New Jersey Into One Consolidated Issue of Bonds and Providing for the Form, Maturities and Other Details of Said Consolidated Issue," adopted June 21, 2023 and by virtue of certain bond ordinances referred to therein.

The full faith and credit of the Borough are hereby irrevocably pledged for the punctual payment of the principal of and interest on this Bond according to its terms. This Bond shall not be or be deemed to be a debt or liability of the State of New Jersey or a pledge of the faith and credit of the State of New Jersey.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this Bond exist, have happened and have been performed, and that the issue of bonds of which this is one does not exceed any limitation imposed thereon by said Constitution or statutes.



In the event the Borough determines that the beneficial owners of the Bonds (the actual purchasers of the Bonds) shall be able to obtain certificated bonds, the Borough shall notify DTC of the availability of bond certificates. In such event, the Borough will appoint a paying agent and the Borough will issue, transfer and exchange bond certificates in appropriate amounts as required by DTC and others. DTC may determine to discontinue providing its services with respect to the bonds at any time by giving a reasonable amount of notice in writing to the Borough. In the event of such determination, if the Borough fails to identify another qualified securities depository as successor to DTC, the Borough will appoint a paying agent and the Borough will issue and deliver replacement bonds in the form of fully registered certificates. Whenever DTC requests the Borough to do so, the Borough will cooperate with DTC in taking appropriate action (a) to make available one or more separate certificates evidencing the bonds to any DTC participant (participants of DTC) having bonds credited to its DTC account or (b) to arrange for another securities depository to maintain custody of certificates evidencing the bonds.

**IN WITNESS WHEREOF, THE BOROUGH OF ROSELLE** has caused this Bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Borough Chief Financial Officer, and its corporate seal (or facsimile thereof) to be affixed, imprinted or reproduced hereon, and this Bond and said seal to be attested by the manual signature of the Clerk or Deputy Clerk, and this Bond to be dated the 17th day of July, 2023.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**Motion to adopt Resolutions 2023-231 through 2023-235 by Council President Bernier, second by Councilman Fortuna.**

<b>Vote Record –Resolution No. 2023-231 through 2023-235</b>				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			
Council President Bernier	X			
<input checked="" type="checkbox"/> <b>Adopted</b> <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

## **PAYMENT OF BILLS**

### **Resolution # 2023-236**

RESOLVED: That the following be paid by the borough by checks drawn on TD Bank made payable to those persons for whom the warrants are drawn:

#### **BILL LIST 21-Jun-23**

##### **FUND**

ANIMAL CONTROL	\$	70.80
CAPITAL ACCOUNT	\$	523,205.47
CDBG TRUST		
CURRENT FUND	\$	2,553,185.70
ESCROW TRUST	\$	16,833.01
FSLEF		
SLEF		
GENERAL TRUST ACCOUNT	\$	6,692.05
TRUST DCA FEES		
GRANT ACCOUNT	\$	965.00
SUI		
MAY 19, 2023 PAYROLL	\$	711,410.97
JUNE 3, 2023 PAYROLL	\$	697,891.92
JUNE 15, 2023 PAYROLL	\$	678,635.49
MANUAL CHECK	\$	3,088,489.59
POAA		
REDEMPTION PREMIUM ACCOUNT	\$	34,100.00
PUBLIC DEFENDER		
REDEMPTION		
TRUST		
RESERVE FOR ESCROW		
SALARY		
DEDUCTION		

GRAND TOTAL		<u><u>\$8,311,480.00</u></u>
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**Motion to adopt Resolution 2023-236 by Councilman Fortuna, second by Councilman Villeda.**

<b>Vote Record – Resolution No. 2023-236</b>				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			
Council President Bernier	X			
<input checked="" type="checkbox"/> <b>Adopted</b> <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

**RESOLUTION NUMBER 2023-237**

**RESOLUTION AUTHORIZING A CLOSED (EXECUTIVE SESSION)**

**WHEREAS**, Section 8 of the Open Public Meeting Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, this public body is of the opinion that such circumstances presently exist.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough of Roselle Council, County of Union, State of New Jersey, as follows:

1. The public shall be excluded from discussions of and action hereinafter specified as:
  - Personnel Matters
  - Contract Negotiations
  - Contractual Matters
  - Litigation Matters
  - Matters Falling Within Attorney Client Privilege
2. It is anticipated at this time, the above stated subject matters will be made public when it is determined that the need for confidentiality no longer exists.

This resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a resolution

adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held on June 21, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 21<sup>st</sup> day of June 2023.

**No action taken on Resolution 2023-237.**

### **COUNCIL COMMENTS**

#### **Councilman Villeda provided the following comments:**

- Thanked the 1<sup>st</sup> Ward residents for supporting him in the Primary Election and will continue to pray for them
- Congratulated the winners of the Primary Election and hopes they serve the community from the heart
- Several locations in the 1<sup>st</sup> Ward need speed humps and 4-way stop signs

#### **Councilwoman Johnson provided the following comments:**

- Congratulated all the winners of the Primary Election
- Thanked the 3<sup>rd</sup> Ward residents and her family for their support and believing in her
- Thanked Delia Ware-Tibbs for her efforts to run for office
- Congratulated the new police officers and spoke about funding additional officers
- Will continue to work to get speed humps and 4-way stop signs in the 3<sup>rd</sup> Ward
- Will meet with the Engineer and Police to discuss traffic studies and safety
- Explained why she asked for items on the bills list to be removed
- Talked about decontamination at Borough Hall
- Talked about sidewalk repairs for residents and the process

#### **Councilwoman Thomas provided the following comments:**

- Gave condolences to the families of Kemar Hart and Lorraine Brooks-Body
- Thanked D'Neen Wynn for supporting the Mayor's Wellness programs and Recreation programs
- Congratulated the new police officers and the promoted Battalion Chief
- Slots are still available for summer fun campers to register
- Congratulated all the winners of the June Primary Election

#### **Councilman Fortuna provided the following comments:**

- Congratulated Mayor Shaw and Councilwoman Johnson on their re-election
- Congratulated 1<sup>st</sup> Ward Councilwoman elect Isabel Sousa on her re-election
- The next 5<sup>th</sup> Ward meeting will be held on June 26, 2023 at 6:00 p.m. to 8:00 p.m. at the Amalfe Community Center
- The West 9<sup>th</sup> Avenue paving project between Wood Ave. and Washington Ave. will take place in the Fall of 2023
- Light up crosswalks for pedestrian safety are being discussed and looked into
- Congratulated Cologna Productions for winning two Jersey Access Group (JAG)

- awards
- Wished fathers a Happy Belated Father's Day
- Wished everyone a great Summer

**Councilwoman Wilkerson provided the following comments:**

- Gave condolences Lorraine Brooks-Body and other families who lost loved ones
- Congratulated the new police officers and the promoted Battalion Chief
- Congratulated all the 2023 Roselle school graduates
- Congratulated IABX on their first Annual Children's Book festival
- Congratulated all the winners of the past elections
- Congratulated Delia Ware-Tibbs for running a respectful campaign
- Congratulated 1<sup>st</sup> Ward Councilwoman elect Isabel Sousa on her win
- Congratulated Mayor Shaw on his re-election and for staying focused on the work
- Congratulated 3<sup>rd</sup> Ward Councilwoman Cynthia Johnson on her re-election
- The election results were certified by the Borough Clerk and County Clerk
- Requested crime statistic reports and working with the BA to make them public
- The Borough Engineer gave an update on Thompson Ave. at the Workshop meeting
- There is an initiative every year to collect data regarding sidewalk repair requests from each Council Member
- Excited about the progress and financial fortitude of the Borough of Roselle
- Gave condolences to Assemblywoman Annette Quijano who lost her father and thanked her for all she does for Legislative District 20 and the Borough of Roselle

**Council President Bernier provided the following comments:**

- The 2<sup>nd</sup> Ward Council meeting will be held on June 27, 2023 at 7:00 p.m. via Zoom
- Wished all the fathers a Happy Belated Father's Day
- Confirmed voter cards which have not been allowed since 1965
- Congratulated the new Police Officers and the promoted Battalion Chief and the Police and Fire personnel who came out to support them
- Congratulated 3<sup>rd</sup> Ward Councilwoman Cynthia Johnson on her re-election
- Congratulated 1<sup>st</sup> Ward Councilwoman Elect Isabel Sousa on her win
- Congratulated Mayor Shaw on a hard-earned victory
- Called on former Mayor Jamel Holley to concede the election
- Provided an update on the Poplar Street Park construction project
- Provided an update on the proposed Warren Street Park Special Needs Park
- Decontamination of public safety vehicles has been done due to the Corona Virus
- Asked the Council to keep Councilwoman Wilkerson and her family in prayer
- Gave condolences to the family of Lorraine Brooks-Body and praised Mrs. Body for her input and supporting Borough of Roselle initiatives

**MAYOR'S COMMENTS**

**Mayor Donald Shaw provided the following comments:**

- Gave condolences to those mentioned that lost loved ones
- Gave condolences to Lorraine Brooks-Body and spoke highly of her contributions to the Borough of Roselle

- Gave condolences to the family of Keymar Hart on their loss
- Congratulated the new police officers and the promoted Battalion Chief
- Congratulated 3<sup>rd</sup> Ward Councilwoman Cynthia Johnson on her re-election
- Proud of the Council and the Borough and where the Borough is headed
- Extremely proud of the hard work exhibited by the Grant Writer Biunno and Colliers Engineering which will save taxpayer's dollars
- Thanked the residents who supported him in the June election and will continue to work for all residents of the Borough of Roselle
- Thanked his wife and family for supporting him thorough the election process
- Thanked Senators Joseph Cryan and Nick Scutari, Assemblyman Reginald Atkins, Assemblywoman Annette Quijano and Janna Williams for their support
- Thanked his Council colleagues for supporting him through the election process
- Thanked his running mate Delia Ware-Tibbs for her support and efforts
- Congratulated 1<sup>st</sup> Ward Councilwoman elect Isabel Sousa on her win
- Thanked Mrs. West for her support and help
- Mayor Shaw echoed the sentiments of Council-At Large Wilkerson and thanked the Union County Legislative District 20 and looks forward to moving the Borough forward

#### **ADJOURNMENT**

**Motion to adjourn by Councilwoman Wilkerson, second by Councilman Fortuna. Motion was approved by unanimous vote. Meeting adjourned at 8:19 p.m.**

  
 Lisette Sanchez, Borough Clerk