

**BOROUGH OF ROSELLE
MAYOR & COUNCIL
MINUTES OF THE REGULAR MEETING
DECEMBER 18, 2019**

Mayor Dansereau called the Borough of Roselle, Union County, New Jersey, Mayor and Council Regular meeting of the Borough of Roselle, Union County, New Jersey, held at Borough Hall, 210 Chestnut Street, Roselle, New Jersey to order on December 18, 2019 at 6:35 p.m. The flag salute was done, and the invocation was given by Councilman Atkins.

Acting Municipal Clerk, Lydia Massey then read the below Statement of Compliance into Record:

This is to state for the record that this meeting is being held according to the requirements of the Open Public Meetings Act, Section 5, Chapter 231, P.L. 1975, by posting and maintaining the annual notice of regular and workshop meetings on the Borough Hall Bulletin Board, by emailing the Annual Notice of Regular and Workshop meetings for 2019 to the Union County Local Source and The Home News Tribune in 2019, by posting on the Borough of Roselle website, and by filing said notice in the Office of the Municipal Clerk.

ROLL CALL:

Attendee Name	Title	Status	Arrived
Reginald Atkins	Councilman	P	
Kim Shaw	Councilwoman	P	
Cynthia Johnson	Councilwoman	P	
Brandon Bernier	Councilman	P	
John Fortuna	Councilman	P	
Denise Wilkerson	Councilwoman	P	
Christine Dansereau	Mayor	P	

ALSO PRESENT:

Jack Layne, Borough Administrator; Karen Brown, Borough Attorney; Anders Hasseler, CFO; Lydia D. Massey, Acting Municipal Clerk

PRESENTATION

4th Ward Councilwoman Kim Shaw – read into record and presented by Mayor Dansereau
Councilman-At-Large Reginald Atkins – read into record and presented by Mayor Dansereau

PROCLAMATIONS

Little Free Libraries – read into record by Councilman Fortuna and presented to Juli-Anne Benjamin

Borough of Roselle
Minutes of the December 18, 2019 – Regular Meeting

Page 1 of 30

CERTIFICATES OF RECOGNITION

Erica Igere - St. Joseph the Carpenter School – read into record by Councilman Fortuna
Kwanzaa for Kids – Christina Cunha-Moreira, Kason Little, Diane Mathis, Tiayanna Tabor

APPROVAL OF MINUTES OF MEETINGS

Minutes of the Mayor and Council Regular Meeting – October 16, 2019
Minutes of the Mayor and Council Workshop Meeting – November 6, 2019
Minutes of the Closed Executive Session Regular Meeting – November 13, 2019

Motion by Councilman Atkins, seconded by Councilman Bernier, to approve the minutes as written.

Vote Record – December 18, 2019 – Approval of Minutes				
	Ayes	Nays	Abstain	Absent
Councilman Atkins	x			
Councilwoman Shaw	x		x- 11-6-19	
Councilwoman Johnson	x			
Councilman Bernier	x			
Councilman Fortuna	x			
Councilwoman Wilkerson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

INTRODUCTION, CONSIDERATION AND PASSAGE OF ORDINANCES

ORDINANCE ON 2nd READING & FINAL PASSAGE – Ordinance 2609-19
**AN ORDINANCE AMENDING ORDINANCE NUMBER 2465-13 PROCEDURE FOR
PAYMENT FOR POLICE OFFICER OFF-DUTY EMPLOYMENT** [Public Hearing
December 18, 2019 Pending Approval]

WHEREAS, contractors, utilities, and retailers often require the services of off-duty police officers to direct traffic at shopping centers and construction sites, in and out of the public right of way; and

WHEREAS, retailers often wish to utilize services of an off-duty officer to deter shoplifting and other criminal behavior as well as serving their customers by providing traffic safety services; and

WHEREAS, Attorney General Opinion 1997-No 23 provides that regular members of a police department are permitted to engage in such off-duty police services if an arrangement has been made between the private entity and the employing municipality; and

WHEREAS, in order to comply with the Federal Fair Labor Standards Act and the laws of the State of New Jersey which require a municipality to make timely payments to officers but prohibits payments for services rendered prior to the receipt of funds which are to finance the cost of services; and

NOW, THEREFORE, BE IT ORDAINED, the Borough of Roselle Finance Department shall establish a general trust account to be known as "Police Outside Employment Account."

NOW, THEREFORE, BE IT FURTHER ORDAINED, that the following procedure shall be adhered to:

- A. Whenever a contractor or vendor (hereinafter referred to as the requesting party) requires the services of a police officer, the requesting party shall be required to notify the Chief of Police or his designee (hereinafter referred to as the Chief).
- B. The requesting party shall advise the Chief of the scope of the assignment, number of hours, and the number of man hours required.
- C. The Chief shall in his discretion determine the number of hours that can be reasonably anticipated notwithstanding the hours projected by the requesting party, *see infra*
- D. The Chief, after consultation with the PBA, shall promulgate a schedule of fees which may vary depending upon the nature of the services, the identity of the requesting party (profit or non-profit and whether the requesting party is a regular requestor. In addition, an administrative fee from 7% to 18% shall be added to the schedule.
- E. The schedule of fees shall be reviewed on an annual basis by the Chief and the Chief Municipal Finance Officer and may be changed by ordinance of the governing body.
- F. The schedule of charges for 2020 shall be as set forth on the following schedule:
 - 1. **Change of Hourly Rate:** From \$60.00 to \$80.00 per hour.
 - 2. **Terms of Workable Hours:** Minimum of four (4) hours covering callout. At least one (1) hour notice of cancellation prior to the start time of the job is required or the four (4) hour minimum applies.
 - 3. **Full Day Hours:** Any hours worked over the four (4) hour minimum to be compensated to a **full Day of Work** consisting of a full eight (8) hours.

4. **Overtime Rate:** Any hours worked beyond eight (8) hours to be compensated at the rate of one and one-half (1-1/2) times the job hour rate and time worked shall be rounded off the next hour.
 5. **Emergency* Call-Out Rate:** To be compensated at the rate of one-half (1 ½) times the job hour rate. *If less than 12 hours notice is provided.
 6. **Night Hour Rate:** To begin at 1800 hours and to conclude at the **completion** of the officer's detail assigned. To be compensated at a rate of one and one-half (1-1/2) times the job hour rate.
 7. **Weekend Hour Rate:** To include any detail that is **started** on a weekend (**Saturday or Sunday**). Other than regular monthly posted details with pre-determined terms and conditions. To be compensated at a rate of one and one-half (1 ½) times the job hour rate. Rate is to remain in effect until the completion of the detail assigned even if it concluded on a Monday.
 8. **Holiday Rate:** Consisting of any known holiday when the United States Post Office or Public Schools are closed. To be compensated at a rate of one and one-half (1 ½) times the job hour rate.
 9. **Exempt Details:** All regular posted scheduled details will be compensated at normal rate and terms. Excluding the night hour and overtime rate charges that have been set when detail is secured.
 10. **Sporting Events:** \$150.00 per event
 11. **Special Events:** From \$45.00 per hour to \$60.00 with a 4 hour minimum, and the rate remaining from \$45.00 to \$60.00 each additional hour. (Special events consist of private and school functions, dances, raffles and fundraisers, night clubs.)
 12. **The Rates for Regular Posted Scheduled Details:** will be compensated at normal rate and terms that have set when the detail is secured.
 13. **Marked Police Vehicle:** Marked Police Vehicle at certain off-duty traffic details when requested by the contractor and/or needed for safety reason from the rate of \$100.00 to \$150.00 per day. This rate will be paid to the town, not the officer.
- G. It shall be the obligation of the Chief or his designees to ensure that subscriber's checks are presented to the finance officer within forty-eight hours of receipt.
 - H. Should a subscriber fail to make payment in a timely fashion, termination of the services shall result.
 - I. The rate of \$1.00 per hour of pay earned by each officer assigned Outside Duty Employment shall be transferred to P.B.A. Local 99 to be deposited in its treasury.
 - J. General. The aforementioned recitals are incorporated herein as though fully set forth at length.
 - K. Severability. If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall have not affect the remaining parts of this Ordinance.
 - L. Availability. A copy of this Ordinance shall be available for public inspection at the offices of the Borough Clerk.

M. Effective Date. This Ordinance shall take effect at the time and in the manner as approved by law.

All ordinances and part of Ordinances inconsistent with the terms hereof are hereby repealed to the next extent that same are inconsistent herewith.

Mayor Dansereau read Ordinance Number 2609-19 by title and opened the Public Hearing on the ordinance.

Seeing no-one come forward, Mayor Dansereau closed the Public Hearing and asked for a motion to approve Ordinance Number 2609-19.

Motion by Councilman Bernier, seconded by Councilwoman Johnson to adopt Ordinance Number 2609-19 on Second Reading and Final Passage.

Vote Record - Ordinance 2609-19- 2nd Reading & Final Passage				
	Ayes	Nays	Abstain	Absent
Councilman Atkins	x			
Councilwoman Shaw	x			
Councilwoman Johnson	x			
Councilman Bernier	x			
Councilman Fortuna	x			
Councilwoman Wilkerson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

Mayor Dansereau then opened the Public Comment portion on pending resolutions.

PUBLIC COMMENT (on pending resolutions only)

Seeing no-one come forward, Mayor Dansereau closed the Public Comment portion on pending resolutions.

RESOLUTIONS

Motion by Councilman Bernier, seconded by Council President Wilkerson to adopt Resolution Numbers 2019-321 and 2019-322.

RESOLUTION NUMBER 2019-321

RESOLUTION APPOINTING ERIC JUSTIN BORRERO TO THE POSITION OF POLICE OFFICER AT THE SLARY OF \$42, 721.00 EFFECTIVE JANUARY 3, 2020

WHEREAS, the Roselle Police Department presently has a vacancy in the position of Police Officer, 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, Eric Justin Borrero. is qualified for appointment to the title of Police Officer from a certified Civil Service eligible list; and

WHEREAS, the Borough's Certifying Officer has verified Mr. Borrero's qualifications with the Civil Service Commission.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Roselle, County of Union, and State of New Jersey that Eric Justin Borrero. is appointed to the position of Police Officer in the Borough of Roselle, effective January 3, 2020; and subject to the 1 year working test period pursuant to Civil Service Regulations, and

BE IT FURTHER RESOLVED, that at the sole discretion of the Council, the compensation for Eric Justin Borrero. shall be \$42,721.00, pursuant to the collective bargaining agreement in effect between the Borough and PBA Local No. 99, contingent on the availability and appropriation of funds in the CY 2019 budget; and

I, Lydia Massey, Acting 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 December 18, 2019.

RESOLUTION NUMBER 2019-322

RESOLUTION APPOINTING JESSICA LEIVA TO THE POSITION OF POLICE OFFICER AT THE SALARY OF \$42,721.00 EFFECTIVE JANUARY 3, 2020

WHEREAS, the Roselle Police Department presently has a vacancy in the position of Police Officer, 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, Jessica Leiva. is qualified for appointment to the title of Police Officer from a certified Civil Service eligible list; and

WHEREAS, the Borough's Certifying Officer has verified Ms. Leiva's qualifications with the Civil Service Commission.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Roselle, County of Union, and State of New Jersey that Jessica Leiva. is appointed to the position of Police Officer in the Borough of Roselle, effective January 3, 2020; and subject to the 1 year working test period pursuant to Civil Service Regulations, and

BE IT FURTHER RESOLVED, that at the sole discretion of the Council, the compensation for Jessica Leiva. shall be \$42,721.00, pursuant to the collective bargaining agreement in effect between the Borough and PBA Local No. 99, contingent on the availability and appropriation of funds in the CY 2019 budget; and

I, Lydia Massey, Acting 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 December 18, 2019.

Vote Record – Resolution Numbers 2019-321 and 2019-322				
	Ayes	Nays	Abstain	Absent
Councilman Atkins	x			
Councilwoman Shaw	x			
Councilwoman Johnson	x			
Councilman Bernier	x			
Councilman Fortuna	x			
Councilwoman Wilkerson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

OATHS OF OFFICE ADMINISTERED TO PUBLIC SAFETY PERSONNEL

Mayor Dansereau then administered the oath of office to the following Police Officers:

1. Eric Justin Borrero
2. Jessica Leiva

Motion by Councilman Bernier, seconded by Councilman Fortuna to adopt Resolution Number 2019-308.

Discussion:

Councilwoman Shaw asked how the volunteers for the committee were chosen and what kinds of out-of-pocket expenses were anticipated for reimbursements.

Mayor Dansereau explained the process of establishing the Complete Count Committee.

Discussion ensued amongst the Council Members regarding the Complete Count Committee.

RESOLUTION NUMBER 2019-308

A RESOLUTION ESTABLISHING THE BOROUGH OF ROSELLE COMPLETE COUNT COMMITTEE

WHEREAS, preparations for the 2020 U.S. Census are well underway, signaling once again our nation's decennial effort to count and analyze its growing population; and

WHEREAS, the Census, mandated by Article 1, Section 2 of the U.S. Constitution, is a civic activity that affects people of all ages, races, cultures, and ethnicities; and

WHEREAS, the importance of a complete and accurate 2020 Census cannot be overstated, as its results help decide how more than \$675 billion in federal funds are spent annually across the country on services ranging from emergency response and fire departments to clinics and hospitals; and

WHEREAS, Census results also determine the number of Congressional districts that New Jersey is allotted and will also be used to draw state legislative district lines; and

WHEREAS, failing to achieve a complete count of the Borough of Roselle's residents could deny funding in federal grants for each person not counted; and

WHEREAS, when Census Day arrives on April 1, 2020, people will, for the first time, be able to respond anytime and anywhere, online, from any device, by mail or by phone; and

WHEREAS, conducting the 2020 Census will nonetheless be a massive human undertaking, requiring the hiring of thousands of workers, community leaders, and volunteers to carry it out.

NOW THEREFORE RESOLVED, that the Mayor and Council of the Borough of Roselle do hereby proclaim that April 1, 2020 as "2020 Census Full Participation Day" throughout the Borough of Roselle. In doing so, we pledge our full support to a thorough and accurate count of all Roselle residents. We urge all of our municipal counterparts to do likewise, and we commend the U.S. Census Bureau for all of its hard work toward achieving this objective.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Roselle desires to establish a "Complete Count Committee" whose objective will be to advise and assist the Mayor and Borough Council in working towards "2020 Census Full Participation Day" and achieving an accurate 2020 Census count by increasing awareness and response rates by motivating residents to respond to the 2020 Census through events and activities.

a. The Mayor and a member of Council shall be members of the Complete Count Committee. In addition, the Mayor shall appoint other Borough Officials and members of the Roselle community to serve on the Committee including, but not limited to; head(s) of the public

school system, head(s) of the public library, business community, faith-based organization or place of worship, and major community organizations such as JCC and YMCA. The names and members of the "Complete Count Committee" being appointed today are attached to this resolution as Exhibit A.

- b. The Mayor reserves the right to add or delete members of the Complete Count Committee as deemed necessary and/or appropriate.
- c. The Complete Count Committee is designed as an ad hoc subcommittee of the Mayor and Borough Council of the Borough of Roselle and shall serve at the pleasure of the Mayor and Borough Council. The Complete Count Committee shall disband after the 2020 U.S. Census is completed or when the Mayor and Borough Council deem appropriate.
- d. The Complete Count Committee shall organize immediately upon its appointment. The Mayor shall serve as Chairman of the Complete Count Committee and can appoint other members to serve in leadership roles as necessary. All members will serve without compensation, except they may be reimbursed for out-of-pocket expenses.
- e. The Complete Count Committee shall hold meetings and events as necessary to accomplish its goal of a complete count of the Borough of Roselle.
- f. The Mayor and Borough Council may appropriate funds for expenses and authorize the Complete Count Committee to expend such funds, at their option, by majority vote.
- g. The Complete Count Committee shall have the right to draw upon the resources of the Borough, which shall include, but not limited to such other consultants and/or members of the public to enable it to accomplish its goals and objectives. The use of the above individuals will be coordinated and approved by the Borough Administrator or designee.
- h. The Borough Clerk is directed to forward an adopted copy of this Resolution to each member of the Complete Count Committee.

I, Lydia Massey, Acting 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 December 18, 2019.

Vote Record – Resolution Number 2019-308				
	Ayes	Nays	Abstain	Absent
Councilman Atkins	x			
Councilwoman Shaw		x		
Councilwoman Johnson	x			
Councilman Bernier	x			
Councilman Fortuna	x			
Councilwoman Wilkerson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

Motion by Councilman Bernier, seconded by Council President Wilkerson to adopt Resolution Numbers 2019-309 and 2019-310.

Discussion:

Councilwoman Shaw asked a number of questions, regarding the contract award, bids, proposals and the bid threshold, as it relates to Resolution Number 2019-310.

Borough Administrator, Jack Layne, explained that the contract amount not to exceed \$14,100 comes from money that we have already been granted from FEMA. He spoke to the qualifications of the proposed vendor and the recommendations he received on her behalf.

Discussion continued between the Council Members regarding the efficacy of adopting Resolution Number 2019-310.

RESOLUTION NUMBER 2019-309

**GOVERNOR’S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL GRANT
CYCLE JULY 2020-JUNE 2025**

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, The Roselle Council of the Borough of Roselle County of Union, State of New Jersey recognizes that the abuse of alcohol and drugs, is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Roselle Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Council of the Borough of Roselle has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Union.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Roselle, County of Union, State of New Jersey hereby recognizes the following:

1. The Borough council does hereby authorize submission of a strategic plan for the Roselle Everett Hatcher Municipal Alliance grant for fiscal year 2020-2021 in the amount of:

DEDR	\$ 20,753.00
Cash Match	\$ 5,188.25
In-Kind	\$ 15,564.75

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

RESOLUTION NUMBER 2019-310

**AWARDING A CONTRAACT TO ACCURATE AMENDMENT SOLUTIONS, LLC TO
EVALUATE THE FEMA PUBLIC ASSISTANCE PROJECT**

WHEREAS, the Borough of Roselle has a need to retain an entity or individual who has specialized and specific expertise, along with a proven reputation, in evaluating the FEMA Public Assistance Project, Sub-Grant or Federal Highway Administration Applications and or any Insurance deduction form project worksheets to ensure that the Borough of Roselle has obtained all eligible reimbursement costs which the Borough of Roselle is entitled to from all open grants in; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of services performed will not exceed \$14,100; and

WHEREAS, the anticipated term of this contract is for the remainder of 2019 and may be extended as approved by the governing body in 2020; and

WHEREAS, Accurate Amendment Solutions LLC has submitted a proposal indicating they will provide the requisite service for fifteen percent (15%) of the gross amount recovered through the FEMA Closeout of the project worksheet; and that Accurate Amendment Solutions LLC will gather backup supporting documentation; and

WHEREAS, the Chief Financial Officer has certified that there is available sufficient legally appropriated funds in the official budget for the year 2019 to pay for the same.

NOW THEREFORE, BE IT RESOLVED by the Borough of Roselle that a contract is hereby awarded to Accurate Amendment Solutions LLC in accordance with the terms and conditions as described herein.

I, Lydia Massey, Acting Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify 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 December 18, 2019.

Vote Record – Resolution Numbers 2019-309 and 2019-310				
	Ayes	Nays	Abstain	Absent
Councilman Atkins	x	x-2019-310		
Councilwoman Shaw	x	x-2019-310		
Councilwoman Johnson	x	x-2019-310		
Councilman Bernier	x			
Councilman Fortuna	x			
Councilwoman Wilkerson	x			
Mayor Dansereau- Tie breaker for 2019-310	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

Motion by Councilman Atkins, seconded by Councilwoman Shaw, to adopt Resolution Number 2019-311.

RESOLUTION NUMBER 2019-311
AUTHORIZING CALENDAR YEAR 2020 PAID HOLIDAYS

BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle that the following holidays are hereby granted to the employees of the Borough as paid holidays:

CALENDAR YEAR 2020

New Year's Day	Wednesday, January 1, 2020
Martin Luther King Day	Monday, January 20, 2020
Lincoln's Birthday	Wednesday, February 12, 2020
Washington's Birthday	Monday, February 17, 2020
Good Friday	Friday, April 10, 2020
Memorial Day	Monday, May 25, 2020
Independence Day	Friday, July 3, 2020 (Falls on Sat. July 4 th)
Labor Day	Monday, September 7, 2020
Columbus Day	Monday, October 12, 2020
General Election Day	Tuesday, November 3, 2020
Veteran's Day	Wednesday, November 11, 2020
Thanksgiving Day	Thursday, November 26, 2020
Day after Thanksgiving	Friday, November 27, 2020
Christmas Day	Friday, December 25, 2020

I, Lydia D. Massey, Acting 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 December 18, 2019.

Vote Record – Resolution Number 2019-311				
	Ayes	Nays	Abstain	Absent
Councilman Atkins			x	
Councilwoman Shaw			x	
Councilwoman Johnson	x			
Councilman Bernier	x			
Councilman Fortuna	x			
Councilwoman Wilkerson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

Motion by Council President Wilkerson, seconded by Councilman Fortuna to adopt Resolution Numbers 2019-312 and 2019-313.

RESOLUTION NUMBER 2019-312

**RESOLUTION APPROVING A TOWING LICENSE – ALL AMERICAN AUTOBODY DBA
GEORGE’S TOWING**

WHEREAS, a complete application for a Towing License from All American Autobody dba George’s Towing has been submitted to the Borough Clerk; and

WHEREAS, the Police Department has reviewed said application and has stated that All American Autobody’s equipment is in compliance with all the standards of Chapter 514 of the Borough’s Ordinance regarding towing, and have thereby approved said application, and the fees have been paid.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Borough Council, County of Union, State of New Jersey, that the Borough Clerk is authorized to issue a one (1) year Towing License to All American Autobody dba George’s Towing, 500 West 1st Avenue, Roselle, NJ 07203, effective January 1, 2020 to December 31, 2020.

I, Lydia D. Massey, Acting 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 December 18, 2019.

RESOLUTION NUMBER 2019-313

RESOLUTION APPROVING A TOWING LICENSE – JARDIM’S AUTOBODY

WHEREAS, a complete application for a Towing License from Jardim’s Auto Body has been submitted to the Borough Clerk; and

WHEREAS, the Police Department has reviewed said application and has stated that Jardim’s Auto Body’s equipment is in compliance with all the standards of Chapter 514 of the Borough’s Ordinance regarding towing, and have thereby approved said application, and the fees have been paid.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Borough Council, County of Union, State of New Jersey, that the Borough Clerk is authorized to issue a one (1) year Towing License to Jardim’s Auto Body, 431 East 1st Avenue, Roselle, NJ 07203, effective January 1, 2020 to December 31, 2020.

I, Lydia D. Massey, Acting 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 December 18, 2019.

Vote Record – Resolution Numbers 2019-312 and 2019-313				
	Ayes	Nays	Abstain	Absent
Councilman Atkins	x			
Councilwoman Shaw	x			
Councilwoman Johnson	x			
Councilman Bernier	x			
Councilman Fortuna	x			
Councilwoman Wilkerson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

Motion by Council President Wilkerson, seconded by Councilman Bernier, to adopt Resolution Number 2019-314.

Discussion:

Councilwoman Shaw asked what the reason was for the Study Commission to conduct the review.

Acting Municipal Clerk, Lydia Massey, explained why there is a need for a review of the Open Public Records Act, citing the scope of requests as well as the monthly volume as part of the reasoning for the study to be conducted.

RESOLUTION NUMBER 2019-314

**RESOLUTION CALLING FOR THE STUDY COMMISSION TO REVIEW THE OPEN
PUBLIC RECORDS ACT**

WHEREAS, the Borough of Roselle strongly believes in and supports open transparent government, and that citizens and residents have the right to be informed about the workings of government in order to best participate in a democracy; and

WHEREAS, on January 8, 2002 then Acting Governor DiFrancesco signed into law the Open Public Records Act (OPRA) which mandates that government records shall be available, with limited exceptions, for public access and simplifying the procedures for requesting specific records; and

WHEREAS, the intent of the law was to provide the public with easy access to government records with an uncomplicated process for obtaining the records and eliminating bureaucratic red tape; and

WHEREAS, over the course of 18 years OPRA has been a positive light, but it has also been fraught with abuse and misuse, and has become an unanticipated financial cost to the taxpayers of New Jersey; and

WHEREAS, the Borough of Roselle has labored under a well-intended law that has spiraled out of control, due to the volume and nature of requests, the cost to taxpayers in responding to the requests, and the potential liability in having to pay disproportionate prevailing party attorney's fees should the request turn into litigated matters, as well as the liability in determining which documents shall be released, with or without redaction, while attempting to maintain individual privacy; and

WHEREAS, it is not only the volume of OPRA requests that challenge our resources, but it is also the cost associated with reviewing, retrieving, and processing the OPRA requests(s) by public personnel and counsel and possibly defending our actions(s) before the Government Records Council or in Superior Court; and

WHEREAS, the Borough of Roselle received and responded to approximately 853 requests in 2016, 862 in 2017, 1057 in 2018 and in 2019 has received and responded to 966 as of December 11, 2019; and

WHEREAS, the requirements of Municipal clerk's role in the law are broad and complex; the requirements of OPRA, time to respond, what to redact, the redacting process, denial of records, failure to be able to locate records; and the consequences to the clerk in this law are unfair; and

WHEREAS, due to the often conflicting case law and Government Record Council decisions, as well as the unique characteristics of OPRA requests, the Borough of Roselle must often times rely on the municipal attorney to review certain OPRA requests, resulting in additional fees in in response to OPRA request in response to OPRA requests; and

WHEREAS, requests for records that must be located via IT staff have costed thousands of dollars and taken countless hours of the Municipal Clerk's time, prohibiting and affecting all of her other many responsibilities; and

WHEREAS, with limited exceptions OPRA has not been amended to address the clear and apparent advancement in technology that has changed the way government records are created, stored, and/or the ever increase cost to taxpayers; and

WHEREAS, as the current law approaches its twentieth (20th) anniversary, it has outgrown its original intended use and has become ripe for comprehensive review and reform;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Roselle in the County of Union, New Jersey, appeals to the legislature to form a Commission comprised of Mayors, Municipal Clerks, Municipal Managers, Attorneys, Police Chiefs, open government advocates, privacy experts, members of the media, citizens and other

appropriate stakeholders, to review and examine the effects of OPRA on local government and the needs to be fulfilled by the law, and the Commission's findings to perform a comprehensive reform of OPRA; and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Assembly Representatives Bramnick and Munoz, Senator Thomas Kean, Jr., Assembly Speaker Craig Coughlin, Senate President Stephen Sweeney Senator Weinberg, Executive Director of the Government Records Council the Governor of the State of New Jersey, the Municipal Clerk's Association of New Jersey State League of Municipalities.

I, Lydia Massey, Acting 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 December 18, 2019.

Vote Record – Resolution Number 2019-314				
	Ayes	Nays	Abstain	Absent
Councilman Atkins	x			
Councilwoman Shaw	x			
Councilwoman Johnson	x			
Councilman Bernier	x			
Councilman Fortuna	x			
Councilwoman Wilkerson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

Motion by Councilman Bernier, seconded by Councilman Fortuna to adopt Resolution Number 2019-315.

Discussion:

Councilwoman Shaw asked how money is being released when the contract balance is \$0.

Borough Administrator, Jack Layne, responded to Councilwoman Shaw's question about the contract balance and release of retainage.

Motion by Council President Wilkerson, seconded by Councilman Fortuna to table Resolution Number 2019-315 until the next Council Meeting.

RESOLUTION NUMBER 2019-315

**A RESOLUTION AUTHORIZING FINAL PAYMENT BASED ON AS BUILT QUANTITIES
AND RELEASE OF RETAINAGE FOR THE ARMINIO FIELD IMPROVEMENTS
PROJECT TO FIELDTURF USA, INC., FOR THE INSTALLATION OF THE ATHLETIC
FIELD AND TRACK SURFACE**

WHEREAS, Fieldturf USA Inc., 175 North Industrial Blvd. NE, Calhoun, GA 30701 was previously awarded a contract for the above-referenced project in the amount of \$871,261.71 by way of Resolution No. 2018-208 and 2018-209; and

WHEREAS, the Borough Engineer has reviewed the as-built final quantities and finds that the request has merit, is in the best interest of the Borough and has recommended to the Borough Administrator, Borough CFO and Borough Finance Office to pay the total final as-built amount; and

WHEREAS, the Chief Financial Officer of the Borough reviewed the available funding for the improvements and has certified that sufficient funds are available within the current and/or previously adopted budget for said purpose, specifically Bond Ordinance 2579-18 and 2502-2017; and

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the above referenced dollar amount of **\$17,425.24** is authorized by way of final as-built quantities for the Arminio Field and Park Improvements Project to Fieldturf USA, Inc., 175 North Industrial Blvd, NE, Calhoun, GA 30701 as per the following breakdown.

Original Contract Amount	\$871,261.71
Total Completed to Date	\$871,261.71
Amount Due	\$17,425.24
Release of Retainage	\$17,425.24
Contract Balance after retainage is released	\$0.00

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

I, Lydia D. Massey, Acting Municipal 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 Special meeting of said Council held on December 30, 2019.

Vote Record – Motion to table Resolution Number 2019-315				
	Ayes	Nays	Abstain	Absent
Councilman Atkins	x			
Councilwoman Shaw	x			
Councilwoman Johnson	x			
Councilman Bernier	x			
Councilman Fortuna	x			
Councilwoman Wilkerson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

Motion by Council President Wilkerson, seconded by Councilman Atkins to adopt Resolution Numbers 2019-316 and 2019-317.

RESOLUTION NUMBER 2019-316

RESOLUTION AUTHORIZING INSERTION OF SPECIAL ITEMS OF REVENUES AND APPROPRIATIONS IN THE 2019 MUNICIPAL BUDGET, PURSUANT TO N.J.S.A. 40a:4-87 – SAFE AND SECURE GRANT -2019

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Roselle in the County of Union, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2019 in the sum of \$60,000.00 as a result of a letter in this amount having been received by the Borough of Roselle from the New Jersey Department of Law & Public Safety for a Safe & Secure Grant.

BE IT FURTHER RESOLVED, that the like sum of \$60,000.00 be appropriated under the caption:

Revenue: Safe & Secure Grant - 2019

Appropriations: Safe & Secure Grant – 2019

I, Lydia Massey, Acting 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 December 18, 2019.

RESOLUTION NUMBER 2019-317

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF REVENUES
AND APPROPRIATIONS IN THE 2019 MUNICIPAL BUDGET, PURSUANT TO N.J.S.A.
40a:487 – KIDS’ RECREATION GRANT – 2019**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Roselle in the County of Union, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2019 in the sum of \$46,000.00 as a result of a letter from the County of Union informing the Borough of Roselle of such award under the Kids’ Recreation Trust program.

BE IT FURTHER RESOLVED, that the like sum of \$46,000.00 be appropriated under the caption:

Revenue: Kids’ Recreation Grant - 2019

Appropriations: Kids’ Recreation Grant - 2019

I, Lydia Massey, Acting 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 December 18, 2019.

Vote Record – Resolution Numbers 2019-316 and 2019-317				
	Ayes	Nays	Abstain	Absent
Councilman Atkins	x			
Councilwoman Shaw	x			
Councilwoman Johnson	x			
Councilman Bernier	x			
Councilman Fortuna	x			
Councilwoman Wilkerson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

Motion by Councilman Bernier, seconded by Councilman Fortuna to adopt Resolution Numbers 2019-318 and 2019-319.

Discussion:

Councilwoman Shaw questioned why the contracts were being reduced at that time. She said that she had taken a look at the legal bills and that things were a mess.

Councilman Atkins said that the reduction of contracts could prove problematic because the Borough Attorney should be approving work by outside counsel.

Discussion continued with Council President Wilkerson and Mayor Dansereau making comments.

RESOLUTION NUMBER 2019-318

RESOLUTION AMENDING RESOLUTION 2019-063 DECREASING THE CONTRACT AWARD TO PALUMBO, RENAUD & DEAPPOLONIO FOR TAX APPEAL COUNSEL SERVICES BY \$10,000

WHEREAS, the Borough Council previously approved a contract award to the law firm Palumbo, Renaud, & DeAppolonio for the provision of tax appeal counsel services via Resolution 2019-063 in the amount of \$90,000; and

WHEREAS, Palumbo, Renaud, & DeAppolonio is currently representing the Borough in various ongoing tax appeal consultant matters; and

WHEREAS, the Borough thus needs to continue their contract with Palumbo, Renaud, & DeAppolonio with a decrease of \$10,000 with a new not to exceed amount of \$80,000 for calendar year 2019.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the contract award to Palumbo, Renaud, & DeAppolonio for tax appeal consultant services be amended for a total contract amount not to exceed \$80,000 in account #9-01-20-155-000-247; and

BE IT FURTHER RESOLVED, pursuant to N.J.A.C. 50:30-5.5(e) the award of the contract shall be subject to the availability and appropriation of funds in the CY 2019 budget in account #9-01-20-155-000-247; and

BE IT FURTHER RESOLVED, if funds are not available, the contract will be terminated.

I, Lydia Massey, Acting 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 December 18, 2019.

RESOLUTION NUMBER 2019-319

**RESOLUTION AMENDING RESOLUTION 2019-045 DECREASING THE CONTRACT
AWARD TO APPRAISAL CONSULTANT CORP., FOR APPRAISAL CONSULTANT
SERVICES BY \$5,000**

WHEREAS, the Borough Council previously approved a contract award to the consultants Appraisal Consultants Corp. for the provision of appraisal consultant services via Resolution 2019-045 in the amount of \$75,000; and

WHEREAS, Appraisal Consultant Corp. is currently representing the Borough in various ongoing appraisal consultant matters; and

WHEREAS, the Borough thus needs to continue their contract with Appraisal Consultants Corp. with a decrease of \$5,000 with a new not to exceed amount of \$70,000 for calendar year 2019.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the contract award to Appraisal Consultant Corp. for appraisal consultant services be amended for a total contract amount not to exceed \$70,000 in account #9-01-20-150-000-228; and

BE IT FURTHER RESOLVED, pursuant to N.J.A.C. 50:30-5.5(e) the award of the contract shall be subject to the availability and appropriation of funds in the CY 2019 budget in account #9-01-20-150-000-228; and

BE IT FURTHER RESOLVED, if funds are not available, the contract will be terminated.

I, Lydia Massey, Acting 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 December 18, 2019.

Vote Record – Resolution Numbers 2019-318 and 2019-319				
	Ayes	Nays	Abstain	Absent
Councilman Atkins		x		
Councilwoman Shaw		x		
Councilwoman Johnson		x		
Councilman Bernier	x			
Councilman Fortuna	x			
Councilwoman Wilkerson	x			
Mayor Dansereau- Tie breaker	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

Motion by Councilman Bernier, seconded by Councilwoman Johnson to adopt Resolution Number 2019-320.

Discussion:

Councilman Atkins asked if the appointee is a Roselle Resident.

Jack Layne, Borough Administrator, answered, stating that the appointee is not a resident of Roselle.

RESOLUTION NUMBER 2019-320

RESOLUTION APPOINTING A FULL-TIME COURT ADMINISTRATOR

WHEREAS, the position of Municipal Court Administrator is required by N.J.S.A. 2 B:12-10, Court; and

WHEREAS, the Borough advertised for resumes for said position and the committee required by N.J. Court Rule 1:34-3 interviewed those qualified for the position and recommended Nicole Y. Bailey for the appointment as the Municipal Court Administrator for the Municipal Court of the Borough of Roselle; and

WHEREAS, Judge Karen Cassidy, the Assignment Judge of the Union County Superior Court of New Jersey approved Nicole Y. Bailey for appointment as the Municipal Court Administrator.

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

1. Nicole Y. Bailey is hereby appointed as the full-time Municipal Court Administrator for the Municipal Court of the Borough of Roselle, effective January 6, 2020.
2. Nicole Y. Bailey shall be compensated in accordance with the salary guidelines for the position of Municipal Court Administrator as set forth in the Borough's Salary Ordinance, with an annual salary of \$80,000.
3. Nicole Y. Bailey shall be eligible to receive two (2) hours of compensatory time in lieu of call-in pay; said time to be available for use and carry-over in accordance with the Borough's Personnel Policy.
4. Nicole Y. Bailey shall be eligible for the following benefits and emoluments upon the effective date of her employment with the Borough:
 - a. Fourteen (14) paid holidays, plus one (1) annual floating holiday.
 - b. Vacation earned at the rate of one (1) day per month during the first year of employment; subsequent to the first year of employment, twelve (12) work days of annual vacation will be available pursuant to Borough Policy as applicable to non-Union employees.
 - c. Sick Leave earned at the rate of one (1) day per month during the first year of employment; in subsequent years, fifteen (15) work days of sick leave will be credited annually, in anticipation of continued employment. Sick Leave days are available for use in the year earned.

- d. Five (5) annual personal days are credited every calendar year, including the first year of employment. Personal days may not be utilized during the first ninety (90) days of employment.
- e. Enrollment in the Borough's medical, prescription and dental plans subject to each plan's waiting period.

5. The requirements of the Borough Code Section 4-10 as to residency in the Borough are hereby waived by the Borough Council as to Nicole Y. Bailey.

6. The provisions of this resolution are severable. To any extent that any clause, phase, sentence, paragraph, or provision of the Resolution shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

I, Lydia Massey, Acting 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 Council meeting on December 18, 2019.

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 18th day of December, 2019

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified that sufficient funds are available within the CY 2019 Budget.

Vote Record – Resolution Numbers 2019-320				
	Ayes	Nays	Abstain	Absent
Councilman Atkins			x	
Councilwoman Shaw	x			
Councilwoman Johnson	x			
Councilman Bernier	x			
Councilman Fortuna	x			
Councilwoman Wilkerson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

Motion by Councilman Atkins, seconded by Council President Wilkerson to adopt Resolution Numbers 2019-323 through 2019-326.

Discussion:

Councilman Atkins asked for an explanation on the payment for Ransomware Services.

Borough Administrator, Jack Layne, explained that the payment was for ransomware mitigation; and that the Borough would be reimbursed from its insurance carrier once the payments are approved.

RESOLUTION NUMBER 2019-323

RESOLUTION AUTHORIZING SETTLEMENT OF THE 2013, 2014, 2015, 2016, 2017, 2018
& 2019 TAX APPEALS ENTITLED MARKET STREET REALTY CORPORATION V.
BOROUGH OF ROSELLE, DOCKET NOS.: 016962-2013, 011422-2014, 009821-2015,
010410-2016, 011688-2017, 018097-2018, 010591-2019, BLOCK 3702, LOT 10,
COMMONLY KNOWN AS 635 ST. GEORGE AVENUE

WHEREAS, appeals of the real property tax assessment for tax years 2013, 2014, 2015, 2016, 2017, 2018, and 2019 involving Block 3702, Lot 10 have been filed by the taxpayer, Market Street Realty Corporation; and

WHEREAS, the Borough of Roselle desires to settle the tax appeal for the tax years 2013, 2014, 2015, 2016, 2017, 2018 and 2019, and the proposed settlement agreement has been reviewed and recommended by the Borough Special Tax Counsel and Tax Assessor; and

WHEREAS, settlement of said matter 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 that the tax appeal settlement for the property and tax year herein is hereby authorized as follows:

1. Settlement of the 2013, 2014, 2015, 2016, 2017, 2018 and 2019 tax appeals are hereby authorized as follows:

635 St. George Avenue

Year 2013

	<u>Original Assessment</u>	<u>County Tax Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$ 128,700	\$ 128,700	
Improvements	\$ 59,700	\$ 59,700	Withdrawn
Total	\$ 188,400	\$ 188,400	

Year 2014

	<u>Original Assessment</u>	<u>County Tax Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$ 128,700	\$ 128,700	
Improvements	\$ 59,700	\$ 59,700	Withdrawn
Total	\$ 188,400	\$ 188,400	

Year 2015

	<u>Original Assessment</u>	<u>County Tax Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$ 128,700	\$ 128,700	
Improvements	\$ 59,700	\$ 59,700	Withdrawn

Total	\$ 188,400	\$ 188,400
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Year 2016

	<u>Original Assessment</u>	<u>County Tax Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$ 128,700	\$ 128,700	\$ 128,700
Improvements	\$ 225,400	\$ 225,400	\$ 126,300
Total	\$ 354,100	\$ 354,100	\$ 255,000

Year 2017

	<u>Original Assessment</u>	<u>County Tax Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$ 128,700	\$ 128,700	\$ 128,700
Improvements	\$ 225,400	\$ 225,400	\$ 126,300
Total	\$ 354,100	\$ 354,100	\$ 255,000

Year 2018

	<u>Original Assessment</u>	<u>County Tax Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$ 128,700	\$ 128,700	\$ 128,700
Improvements	\$ 225,400	\$ 225,400	\$ 126,300
Total	\$ 354,100	\$ 354,100	\$ 255,000

Year 2019

	<u>Original Assessment</u>	<u>County Tax Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$ 128,700	\$ 128,700	\$ 128,700
Improvements	\$ 225,400	\$ 225,400	\$ 126,300
Total	\$ 354,100	\$ 354,100	\$ 255,00

2. The Mayor, Borough Clerk and Special Tax Counsel 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;

I, Lydia D. Massey, Acting 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 December 18, 2019.

RESOLUTION NUMBER 2019-324
AUTHORIZE TAX TITLE LIEN REDEMPTIONS

WHEREAS, at a sale of land for delinquent taxes and all liens held by the Tax Collector of Roselle Borough, Union County, various blocks and lots were sold to the attached persons; and

WHEREAS, said property and/or liens have been redeemed by the owners thereof, and the purchasers of said property are legally entitled to a refund of monies paid at the time of redemption in the attached specific amounts;

NOW, THEREFORE, BE IT RESOLVED that the amounts covering the certificates of sale, together with all the charges due the said individuals at the time of redemption be and the same are hereby ordered refunded to the said individuals, and the proper officials of the Borough of Roselle, Union County, New Jersey are hereby authorized and empowered to execute a voucher to the said individuals in the attached amounts.

LIENHOLDER	BLOCK	LOT	QUAL	CERTIFICATE	PREMIUM	REDEMPTION	TOAL
BOROUGH OF ROSELLE	1603	6	C-1	18-00018	\$0.00	\$7,011.47	\$7,011.47
FNA DZ, LLC	307	8		18-00002	\$27,700.00	\$24,167.96	\$51,867.96
FNA DZ, LLC	1207	9		17000011	\$34,600.00	\$31,616.83	\$66,216.83
TOTAL					\$62,300.00	\$62,796.26	\$125,096.26

Redemptions (acct#T18-56-400-000-000)

Premiums (acct#T18-56-500-000-000)

I certify that the foregoing is a true and correct copy of resolution adopted by the Mayor and Council of the Borough of Roselle at a meeting held December 18, 2019.

RESOLUTION NUMBER 2019-325
AUTHORIZE REFUND OF TAX OVERPAYMENTS

WHEREAS, there appears on the books of the Tax Collector, refunds due, resulting from Tax Overpayments; and

WHEREAS, refunds are to be made to the persons who have made these overpayments;

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	QUAL	REASON	TOTAL
LERETA TAX SERVICES	1123 PARK VIEW DRIVE, COVINA, CA 91724	905	15		EXEMPT	\$4,812.17
ANTHONY CARTER	613 DRAKE AVE, ROSELLE, NJ 07203	1005	15		OVERPAYMENT	\$3,206.40
CORELOGIC	1 CORELOGIC DRIVE, WESTLAKE, TX 76262	5502	25		OVERPAYMENT	\$3,191.85
TOTAL						\$11,210.42

(acct# 9-01-286-56-001)

(acct#T18-56-400-000-000)

(acct#T18-56-500-000-000)

I certify that the foregoing is a true and correct copy of resolution adopted by the Mayor and Council of the Borough of Roselle at a meeting held December 18, 2019.

RESOLUTION NUMBER 2019-326

A BILL LIST DATED DECEMBER 18, 2019

BILL LIST 18-DEC-19

<u>FUND</u>	<u>AMOUNT</u>
ANIMAL CONTROL	
CAPITAL ACCOUNT	\$538,466.96
CDBG TRUST	
CURRENT FUND	\$3,074,506.54
ESCROW TRUST	\$ 6,377.73
FSLEF	\$1,414.93
SLEF	\$1,945.18
GENERAL TRUST ACCOUNT	\$7,493.61
TRUST DCA FEES	
GRANT ACCOUNT	\$6,865.17
NOVEMBER 22, 2019 PAYROLL	\$ 629,652.77
DECEMBER 6, 2019 PAYROLL	\$ 687,751.46
MANUAL CHECK	
POAA	
REDEMPTION PREMIUM ACCOUNT	\$62,300.00
PUBLIC DEFENDER	
REDEMPTION TRUST	\$55,784.79

RESERVE FOR ESCROW
SALARY DEDUCTION

GRAND TOTAL \$5,072,559.14

Vote Record- Resolution Numbers 2019-323 through 2019-326				
	Ayes	Nays	Abstain	Absent
Councilman Atkins	x			
Councilwoman Shaw		x		
Councilwoman Johnson	x			
Councilman Bernier	x			
Councilman Fortuna	x			
Councilwoman Wilkerson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

Mayor Dansereau then declared the meeting open for general public comment.

PUBLIC COMMENT

1. Lorraine Brooks-Body, talked about the 2020 Census and her experience using the Census Track. She stated that she is definitely qualified to be a part of the Complete Count Committee. She said that it was a shame that the Borough cannot find the documentation needed for FEMA.
2. Mr. Drew talked about traffic safety and the accidents that occur near his crossing guard post. He also mentioned that there were some scheduling issues with the Crossing Guards and that a communication breakdown caused all Crossing Guards to be shorted two-days' pay. He asked that a definitive chain of command and lines of communication be established.
3. Sylvia Turnage, Roselle Resident, thanked Councilwoman Shaw and Councilman Atkins for their service to the Borough, as well as Borough Attorney, Karen Brown. She asked if there was a stipend in the budget to pay anyone who will volunteer on the Complete Count Committee. She talked about the need to recover paperwork for FEMA; and said that someone could have at least suggested that the company hired to recover the documents give a presentation. She said that she has asked time and time again about the Public Information Officer; but the position has now showed up on the Borough website; but that the closing date of the application was Thanksgiving Day.
4. Sam Bishop asked how someone from the outside could possibly find what people inside the Borough had not been able to find. He thanked Council Members Shaw and Atkins
5. Shekinah Atkins, presented an award to her father, Councilman Reginald Atkins.
6. Cynthia Atkins, presented an award to Councilwoman Shaw and said that she looks forward to the next season of life for her husband, Councilman Atkins. She also sang a song.

7. Courtney Washington Roselle Resident, thanked Councilman Atkins for helping put Bold Community Care Services on the map. She then presented an award to Councilwoman Kim Shaw.
8. Garrett Smith, 636 Jackson Avenue, voiced his concerns about computers and Finance. He said that it is not clear where the Borough is in reference to the cyber security breach. He asked why the Mayor and Council went to Atlantic City to stay at the most expensive hotel, when there are residents struggling to stay in their homes. He said there seems to be some confusion on the Pothole Killer, as the funds seems to have been spent before it was transferred.

Seeing no-one else come forward, Mayor Dansereau closed the Public Comment Portion of the meeting.

COUNCIL COMMENT

Council President Wilkerson, congratulated young scholar, Erica Igere. She thanked Freeholder Andrea Staten for being so thoughtful; and bringing toys for the 3 Kings Celebration and Proclamations for the outgoing Council Members. She thanked Lorraine Brooks-Body for volunteering for the Complete Count Committee, and said that she's a great example of people in the community to want to help where needed. She thanked Council members Atkins and Shaw for their service to the Borough. She addressed Mr. Drew and thanked him for informing the Council of the accident he talked about. She talked about the Pothole Killer and the need for paperwork to submit for FEMA. She encouraged everyone to check on their neighbors.

Councilman Bernier said that he wanted to echo Council President Wilkerson's sentiments, and encourage everyone to check on their neighbors. He gave an update on the cyber security breach, saying that the Borough has replaced computers and upgraded to Windows 10. He gave an update from the Planning Board and said that they approved the signage for the Dollar Tree on St. Georges Avenue. He thanked Councilwoman Shaw and Councilman Atkins for their service to the Borough and wished them well. He addressed some of the issues brought up during public comment, including the accidents at Walnut and 2nd Avenue; FEMA paperwork recovery and budget transfers. He congratulated the two new Police Officers and wished the Borough of Roselle a happy 125th birthday.

Councilwoman Johnson read statistics from the Police Department Monthly report. She commended the Police and Fire Departments for doing a phenomenal job keeping their books in order and not going over budget. She said she had concerns about being questioned about the work being done on her home; and said that everything was done in order with the proper permits. She commended Councilwoman Shaw on a job well done and said that she learned a lot from her. She thanked Councilman Atkins for challenging her and helping her grow. She wished them both well and asked for their continued support. She thanked everyone who came out and said that she's looking forward to working with the newly elected Council Member. She talked about the accident that Mr. Drew mentioned and said that she's fighting for the safety of Mr. Drew and the students he crosses every day.

Councilwoman Shaw thanked the public and said that it was an honor to serve the Borough over the years. She spoke about issues with the Finance Department and the way money was budgeted. She talked at length about an investigation conducted by outside counsel that was not assigned by the Borough Attorney. She said that she hoped the people on the dais would be impartial and fair to those they are elected to serve.

Councilman Fortuna said bid best wishes to Council Members Shaw and Atkins. He gave an update from the DPW Committee regarding Wood Avenue and the Shade tree Division. He talked about budget transfers and the Pothole Killer, stating that transfers were not made illegally. He posited that people often tend to look for perfect solutions and get upset when there is no perfect solution available. He said that he had a great first year as a Councilman listening to people; and that is what he really likes about being a Councilman. He thanked everyone for making his first year great and giving him the opportunity to serve.

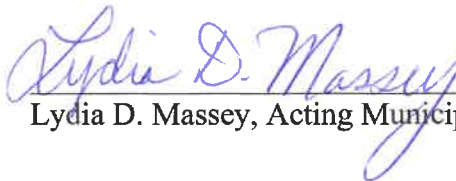
Councilman Atkins said that it was a delight to see everyone out at the meeting. He thanked the Borough Attorney for a job well done; and he thanked the Borough Clerk for always being courteous and helpful. He thanked his family for their support and said that he thanks God for them. He wished the Mayor and Council Members well and bid all a goodnight.

MAYOR'S COMMENTS

Mayor Dansereau greeted the public and thanked everyone for coming out to the meeting. She extended her thanks to all who donated toys and volunteered for the Make a Child Smile Toy Drive. She said that the holidays are a hard time for some, as the loss of loved ones looms over many; but that she prays for brighter days. She said that in spite of a challenging year, the CFO, Tax Collector and Finance Committee were able to work together to put together a responsible budget. She commended the Borough Administrator for working around the clock to take care of the operations of the Borough. She talked about the Economic Development Representative, Victor Klymenko; and she lauded the efforts and accomplishments of the Grant Writer, David Biunno. She announced the formation of the Neighborhood Preservation Program (NPP) Grant Committee and said redevelopment is a priority. She said that her vision is to see Roselle flourish into a community where all are served. She said that she believes that there is hope and growth in the future for Roselle. She wished everyone Happy Holidays and a Happy New Year; and wished the best to Council Members Atkins and Shaw.

ADJOURNMENT

On a motion by Council President Wilkerson, seconded by Councilman Fortuna, with all in favor and none opposed, the meeting was duly adjourned at 10:27p.m.


Lydia D. Massey, Acting Municipal Clerk