

**BOROUGH OF ROSELLE
MAYOR & COUNCIL
MINUTES OF THE REGULAR MEETING
FEBRUARY 19, 2020**

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 February 19, 2020 at 6:34 p.m. The flag salute was done, and the invocation was given by Council President Wilkerson.

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 2020 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
Denise Wilkerson	Councilwoman	P	
Brandon Bernier	Councilman	P	
Cindy Thomas	Councilwoman	P	
Isabel Sousa	Councilwoman	P	
John Fortuna	Councilman	P	
Cynthia Johnson	Councilwoman	P	
Christine Dansereau	Mayor	P	

ALSO PRESENT:

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

PROCLAMATIONS

Black History Month – read into record by Mayor Dansereau

2020 African American Recognition Awards

- Nellie Morrow – read into record by Councilwoman Sousa
- Otis Boykin – read into record by Councilman Bernier
- Star McDowell – read into record by Councilwoman Thomas
- Moses Slaughter – read into record by Councilman Fortuna
- Thomas Mundy Peterson – read into record by Councilwoman Wilkerson
- Leonard “Bud” Simmons – read into record by Mayor Dansereau

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

APPROVAL OF MINUTES OF MEETINGS

Minutes of the Mayor and Council Regular Meeting – December 18, 2019

Minutes of the Mayor and Council Special Meeting – December 30, 2019

Minutes of the Mayor and Council Reorganization Meeting - January 3, 2020

Minutes of the Mayor and Council Closed Executive Session Reorg. Mtg. – January 3, 2020

Minutes of the Mayor and Council Workshop Meeting – January 8, 2020

Minutes of the Mayor and Council Closed Executive Session Workshop Mtg. – January 8, 2020

Vote Record – February 19, 2020 – Approval of Minutes				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa			x	
Councilman Fortuna	x			
Councilman Johnson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

COMMITTEE REPORTS

Councilwoman Wilkerson reported that the Governance Committee was doing a data update for employees. She said that the Court Leadership team was working on a more efficient path to court proceedings. She said that the redevelopment committee had a meeting scheduled for the 26th.

Councilman Bernier said that the Finance Committee had met twice during the month, and that they were deep into the budget process. One thing he said they were doing was a telecom audit, to ensure that the Borough is not over-paying or double paying for those services. He said that they wanted to hire a law firm to handle Reverse Appeals to bring commercial taxes up to par, to reduce the burden on residents. He talked about the process for raising the salaries of non-union employees and said that the Annual Debt Statement had recently been completed. He mentioned the resignation of the CFO, and thanked him for his service to the Borough.

Councilman Fortuna said that the DPW Committee had met with the Engineer and gas company regarding the work they are doing, which will yield us about 20 additional roads paved for free. He said that there were 28 roads paved last year, and 24 roads will be paved this year. He said that there was a letter of inquiry sent to the Plainfield Municipal Utilities Authority to ascertain what recycling services could be handled by them. He said that bulk trash costs had gone up and that the committee was looking at ways to reduce the cost.

Councilwoman Johnson said that Public Safety met February 10, 2020, where they discussed hiring additional Police Officers and Firefighters, so that both departments are at capacity. She thanked Chief Barnes and Chief Pearson for maintaining a standard of excellence within their departments. She said that the female locker room renovations are underway for the Police Department.

Councilwoman Thomas reported that the Recreation Committee met January 21, 2020, where they began planning the Recreation Calendar for the year. She talked about the Black History Month Program that had taken place, and the upcoming Movie Night for Seniors. She said that the project for the major clean-up of the Community Center had begun and that there had been a deep cleaning over the weekend. She said that the even calendar would be finalized at the next meeting.

INTRODUCTION, CONSIDERATION AND PASSAGE OF ORDINANCES

ORDINANCE ON SECOND READING & FINAL PASSAGE – Ordinance 2610-20
ORDINANCE AUTHORIZING FIVE-YEAR TAX EXEMPTIONS FOR CERTAIN QUALIFIED RESIDENTIAL PROPERTIES KNOWN AND DESIGNATED AS BLOCK 2505, LOT 9.02, 1126-1128 CHANDLER AVENUE, BLOCK 2802, LOT 3, 1024 SPRUCE STREET, BLOCK 2505, LOT 9.01, 1122-1124 CHANDLER AVENUE, BLOCK 1201, LOT 12.01, 411 EAST TENTH AVENUE AND BLOCK 1201, LOT 12.02, 409 EAST TENTH AVENUE, IN ACCORDANCE WITH N.J.S.A. 40A:21-1, ET SEQ. AND CHAPTER 480 OF THE CODE OF THE BOROUGH OF ROSELLE [Proposed date of Public Hearing - February 19, 2020 Pending Approval]

WHEREAS, the Five-Year Exemption and Abatement Law N.J.S.A. 40A:21-1, et seq. permits municipalities to utilize the authority granted under Article VIII, Section 1, paragraph 6, of the New Jersey Constitution and to adopt ordinances setting forth the eligibility or non-eligibility of dwellings for exemptions or abatements, or both, from taxation in areas in need of rehabilitation; and

WHEREAS, by Ordinance No. 2406-11, the Mayor and Council of the Borough of Roselle adopted Section 106-15 of the Code of the Borough of Roselle to provide for the eligibility for tax exemption for a period of five years of construction of new dwellings or the conversion of other buildings and structures, including unutilized public buildings, to dwelling use, throughout the entire municipality and that, if approved, the Borough, in determining value, would regard 30% of the Assessor's full and true value of the dwelling constructed or conversion alterations made as not increasing the value of the property, notwithstanding that the value of the property upon which the construction or conversion occurred was increased thereby; and

WHEREAS, Section 106-19 of Ordinance No. 2406-11, provided that no exemption or abatement would be granted unless approved by ordinance of the Mayor and Council on an individual basis after review, evaluation and approval of each application; and

WHEREAS, the owners of the properties set forth in this ordinance qualified under section 106-15 for the five-year exemption therein provided; and

WHEREAS, each of the owners submitted applications for exemption on the prescribed forms within 30 days after acquiring title to the subject premises;

NOW, THEREFORE, BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE THAT:

SECTION 1. Pursuant to N.J.S.A. 40A:21-1, et seq., and the ordinances of the Borough of Roselle, the Borough Council hereby approves of and grants a tax exemption for a period of five years on the hereinafter listed properties pursuant to Section 106-15 of Ordinance No. 2406-11, now part of Chapter 480 of the Code of the Borough of Roselle, and N.J.S.A. 40A:21-5(c). For the purpose of the exemptions granted, the term "dwelling" shall be defined as set forth in N.J.S.A. 40A:21-3(k) and in accordance with such statute shall include the land upon which the building or buildings has been erected.

SECTION 2. The exemptions granted herein shall, in accordance with N.J.S.A. 40A:21-16, be effective as of, and shall relate back to, and shall take effect as of, the date of transfer of each dwelling as set forth herein. The properties granted the tax exemptions and the effective dates of each are:

1. Block 2505, Lot 9.02, 1126-1128 Chandler Avenue; effective date: July 25, 2013.
2. Block 2802, Lot 3, 1024 Spruce Street; effective date: November 7, 2013.
3. Block 2505, Lot 9.01, 1122-1124 Chandler Avenue; effective date: November 26, 2013.
4. Block 1201, Lot 12.01, 411 East Tenth Avenue; effective date: November 4, 2014.
5. Block 1201, Lot 12.02, 409 East Tenth Avenue; effective date: July 2, 2015.

SECTION 3. Pursuant to the aforementioned statutes and ordinances, the exemption granted, for a five-year period from the effective dates set forth above, shall be thirty percent (30%) of the Assessor's full and true value of the dwelling as defined herein and by the Five-Year Law.

SECTION 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 5. If any portion of this ordinance shall be determined to be invalid, such determination shall not affect the validity of the remaining portions of said ordinance.

SECTION 6. This ordinance shall take effect upon final passage and publication in accordance with law.

SECTION 7. A copy of this ordinance shall be provided, upon adoption, to the tax assessor and tax collector.

Mayor Dansereau read Ordinance 2610-20 by title and opened the Public Hearing on the ordinance.

Public Hearing

1. Sylvia Turnage, Roselle Resident, said that she was concerned about Roselle becoming too much like a city. She said that there were so many developments going on and that Roselle was over building.

Victor Klymenko, said that most of the lots that the homes in the ordinance were built on, were vacant lots in need of maintenance. He said that those abatements were a state statute and that they were designed to increase affordability.

Mayor Dansereau then asked for a motion to approve the ordinance.

Motion by Councilman Bernier, seconded by Council President Wilkerson to adopt Ordinance Number 2610-20 on Second Reading and Final Passage.

Discussion:

Councilman Bernier said that the homes in the ordinance were not new; but had been built five years ago. He said that the homeowners were supposed to receive the benefit of abatement; but it was never effected. He said that it took a lot of time and research to make a bad situation right.

Vote Record – Ordinance Number 2610-20 2nd Reading and Final Passage				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			

Councilman Johnson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

ORDINANCE ON SECOND READING & FINAL PASSAGE – Ordinance 2611-20
CALENDAR YEAR 2020 - ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)
[Proposed date of Public Hearing - February 19, 2020 Pending Approval]

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 budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Council of the Borough of Roselle in the County of Union finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$ 337,256.38 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Mayor and Council hereby determines that any amount authorized hereinabove 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.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Roselle in the County of Union, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Borough of Roselle, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$ 337,256.38 and that the CY 2020 municipal budget for the Borough of Roselle be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove 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 Dansereau read Ordinance 2611-20 by title and opened the Public Hearing on the ordinance.

Public Hearing

1. Sylvia Turnage, said that she really needed the ordinance explained. She asked what the justification was to increase the Cap Bank. She posited that without a CFO to lead the Finance Department, she didn't understand why the Cap Bank needed to be exceeded.

Councilman Bernier explained what a cap bank is and how it works. He explained that it is not to increase taxes; but to have it in case of emergency need.

Council President Wilkerson added that the same ordinance was passed last year.

Councilwoman Johnson asked what the cap was last year, as opposed to this year.

Motion by Councilman Bernier, seconded by Councilman Fortuna to adopt Ordinance Number 2611-20 on Second Reading and Final Passage.

Vote Record – Ordinance Number 2611-20 2nd Reading and Final Passage				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson		x		
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

ORDINANCE ON INTRODUCTION & FIRST READING – Ordinance 2612-20

AN ORDINANCE AMENDING CHAPTER 338, "RETAIL ESTABLISHMENTS" OF THE CODE OF THE BOROUGH OF ROSELLE TO RESTRICT THE SALE OF CERTAIN ANIMALS [Proposed date of Public Hearing – March 18, 2020 Pending Approval]

WHEREAS, a significant number of puppies and kittens sold at pet stores come from large-scale commercial breeding facilities where the health and welfare of the animals suffer at the expense of maximizing profits (“puppy mills” and “kitten mills,” respectively); and

WHEREAS, the documented abuses endemic to puppy and kitten mills include over-breeding; inbreeding; minimum veterinary care; lack of adequate food, water and shelter; lack of socialization, exercise and enrichment and lack of sanitation; and

WHEREAS, the conditions in puppy and kitten mills often lead to health and behavioral issues in the animals bred in those facilities, which may not present themselves until some time after the purchase of the animal and can impose enormous financial and emotional costs on the consumer; and

WHEREAS, current federal and state regulations do not adequately address the animal welfare and consumer protection problems that the sale of dogs and cats in pet stores poses. Federal oversight of the commercial breeding industry is severely lacking; and

WHEREAS, prohibiting pet stores from selling dogs and cats is likely to decrease the demand for puppies and kittens bred in puppy and kitten mills; and

WHEREAS, the overwhelming majority of pet stores, both large chains and small, family-owned shops, already are in compliance with the proposed ordinance as they already do not sell dogs and cats but rather profit from selling products and offering services. In some cases, stores also collaborate with local animal shelters and rescues to host adoption events; and

WHEREAS, this ordinance will not affect a consumer’s ability to obtain a dog or cat of his or her choice from a rescue organization, shelter, or responsible breeder who sells directly to the public, allowing the consumer to see the conditions under which the dogs or cats are bred; and

WHEREAS, this governing body believes it is in the best interest of this municipality to adopt reasonable regulations that reduce costs to its residents, protect citizens, help prevent inhumane breeding conditions, promote community awareness of animal welfare and foster a more humane environment in the municipality.

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. Amendment

Chapter 338, “Retail Establishments,” of the Code of the Borough of Roselle is hereby amended by adding Article III “Pet Stores.”

Article III Pet Stores

§ 338-9 Definitions.

As used in this article, the following terms shall have the following definitions:

ANIMAL CARE FACILITY

An animal control center or animal shelter, maintained by or under contract with any state, county or municipality, whose mission and practice is, in whole or significant part, the rescue and placement of animals in permanent homes or rescue organizations.

ANIMAL RESCUE ORGANIZATION

Any not-for-profit organization which has tax-exempt status under Section 501(c)(3) of the United States Internal Revenue code, whose mission and practice is, in whole or significant part, the rescue and placement of animals in permanent homes. This term does not include an entity that is a breeder or broker or one that obtains animals from a breeder or broker for profit or compensation.

BREEDER

A person that maintains a dog or cat for the purpose of breeding and selling their offspring.

BROKER

A person that transfers a dog or cat from a breeder for resale by another person.

CAT

A member of the species of domestic cat, *Felis catus*.

DOG

A member of the species of domestic dog, *Canis familiaris*.

OFFER FOR SALE

To sell, offer for sale or adoption, advertise for sale, barter, auction, give away or otherwise dispose of a dog or cat.

PET STORE

A retail establishment where dogs or cats are sold, exchanged, bartered or offered for sale as pet animals to the general public at retail. Such definition shall not include an animal care facility or animal rescue organization, as defined.

§ 338-10 Restrictions on the sale of animals.

No pet store shall sell, deliver, offer for sale, barter, auction, give away or otherwise transfer or dispose of cats or dogs. Nothing in this section shall prohibit pet stores from collaborating with animal care facilities or animal rescue organizations to offer space for such entities to showcase adoptable dogs or cats provided the pet store shall not have any ownership interest in the animals offered for adoption and shall not receive a fee for providing space for the adoption of any of these animals.

§ 338-11 Penalty.

A pet store that violates § 338-10 shall be subject to a civil penalty of \$500, and each dog or cat offered for sale in violation of § 338-10 shall constitute a separate violation.

Section 2. Severability

If any section, subsection, paragraph, sentence, clause or phrase of this ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this ordinance, which shall continue in full force and effect, and to this end the provisions of this ordinance are hereby declared to be severable.

Section 3. Effective Date

This ordinance shall become effective 90 days after passage.

Motion by Councilman Bernier, seconded by Council President Wilkerson, to adopt Ordinance Number 2612-20, on Introduction and First Reading.

Vote Record – Ordinance Number 2612-20 Introduction and 1st Reading				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

ORDINANCE ON INTRODUCTION & FIRST READING – Ordinance 2613-20

AN 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 - Eleanor Gordon [Proposed date of Public Hearing – March 18, 2020 Pending Approval]

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 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#
1015 Oak Street	Oak	Front of Residence	Eleanor Gordon	P21273562

- (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 by Councilman Fortuna, seconded by Councilwoman Johnson, to adopt Ordinance Number 2613-20 on Introduction and First Reading.

Vote Record – Ordinance Number 2613-20 Introduction and 1 st Reading				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson	x			
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

ORDINANCE ON INTRODUCTION & FIRST READING – Ordinance 2614-20

AN 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 - Timiko S. Watkins [Proposed date of Public Hearing – March 18, 2020 Pending Approval]

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 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 in front of a certain residence:

Address of Residence	Street	Location	Name of Person	Placard#
612 E. 3 rd Avenue	3 rd Ave.	Front of Residence	Timiko S. Watkins	P1991669

- (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 by Councilman Fortuna, seconded by Councilwoman Johnson to adopt Ordinance Number 2614-20 On Introduction and First Reading.

Vote Record – Ordinance Number 2614-20 Introduction and 1st Reading				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson	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 meeting for Public Comment on pending resolutions only.

PUBLIC COMMENTS (on Pending resolutions only)

1. Sylvia Turnage, 2020-083, if that position was in the Staffing Levels, and asked why there was a need for two Senior Code Enforcement Officer. She asked if it was in the Salary Ordinance. She said that she was concerned about resolution number 2020-086, which was for the resignation of the CFO. She posited that the turnover in the CFO position was so high; and that other municipalities didn't have this type of turnover. She said that the Council needs to take a look at exactly what's going on.
2. Anthony Esposito, 414 East 3rd Avenue, asked with regard to resolution number 2020-084, if all the punchlists had been completed and signed off on by the Engineer. He asked for an explanation of Resolution 2020-106, saying that he was not familiar with the Green Team. He commented on Resolution Number 2020-086, and said that if an employee wants to leave, there is nothing an employer can do.

Mayor Dansereau talked about punchlist items, and said that the punch list could be taken care of up to 3 years after the completion of the project.

Councilman Bernier said that there was not much that could be said about a personnel item; but that there is quite a bit of work that the CFO can do on his.

Councilwoman Johnson and Council President Wilkerson also made comments with regard to the resignation of the CFO.

Councilman Bernier referenced the Staffing Levels Ordinance, with regard to the Code Enforcement Officers.

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

Motion by Councilman Bernier, seconded by Council President Wilkerson to approve the consent agenda.

CONSENT AGENDA

RESOLUTION NUMBER 2020-080

A RESOLUTION AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE AND IMPLEMENT A SETTLEMENT AGREEMENT

WHEREAS, there is presently pending in the United States District Court for the District of New Jersey, a civil action entitled Brian Bullock v. Borough of Roselle, et al., Civil Action No.: 2:17-CV-13208-KM-MAH; and

WHEREAS, prior to commencement of trial, the parties reached a tentative settlement of all claims, including claims for attorneys' fees and costs in the amount of \$150,000, which sum is to be paid by Public Joint Insurance Fund, the Joint Insurance Fund to which the Borough of Roselle belongs; and

WHEREAS, settlement of this matter for the aforementioned sum has been handled by the Public Entity Joint Insurance Fund, Senior Litigation Specialist assigned to this claim, as well defense counsel assigned by Public Entity Joint Insurance Fund; and

WHEREAS, the Public Entity Joint Insurance Fund's outside defense counsel has recommended that this litigation be settled for the amount of \$150,000 to avoid the cost, disruption and uncertainty of further litigation.

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

That the Mayor, Borough Clerk and any other appropriate officials be and hereby authorized to execute and implement a settlement agreement and release in a form a satisfactory to the Borough Attorney for the Borough of Roselle as set forth above.

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 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 Wednesday, February 19, 2020.

RESOLUTION NUMBER 2020-081
AUTHORIZING BOROUGH ADMINISTRATOR TO ENTER INTO SETTLEMENT –
CABRERA V. BOROUGH OF ROSELLE

WHEREAS, Samuel Cabrera (“Cabrera”) was employed by the Borough’s Police Department as a police officer; and

WHEREAS, on October 16, 2019, Cabrera forfeited his employment as a Roselle Borough Police Officer, along with all future public employment as a local, county or State employee in the State of New Jersey, pursuant to N.J.S.A. 2C:51-2(a)(1); and

WHEREAS, Cabrera and the Borough Council of the Borough of Roselle agree that it is in the best interest of all parties to set forth in a formal written agreement their respective rights, duties and obligations regarding the resolution.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Roselle that the Borough Council of the Borough of Roselle authorizes the Borough Administrator to enter into a settlement agreement for the settlement in the amount of Twenty-Two Thousand Fifty-Two and 63/100 (\$22,052.63) Dollars, representing the full and complete compensation for unused sick, vacation, compensatory, and/or personal days less restitution, and authorizes the Borough Administrator of the Borough of Roselle to execute the Settlement Agreement and General Release.

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 February 19, 2020.

RESOLUTION NUMBER 2020-082
RESOLUTION GRANTING A SPECIAL PERMIT FOR A SOCIAL AFFAIR AND
AUTHORIZING THE BOROUGH CLERK TO CERTIFY SAME SPECIAL PERMIT
APPLICATION

WHEREAS, a complete application for a Special Permit for a Social Affair from the Roselle Catholic High School has been submitted to the Borough Clerk; and

WHEREAS, the Roselle Chief of Police has reviewed said application and certified that there is no objection to the applicant’s application; and

WHEREAS, the Mayor and Borough Council have reviewed said application.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey, do hereby grant a Special Permit for a Social Affair to the Roselle Catholic High School, 350 Raritan Road, Roselle, NJ 07203, to

hold said Social Affair on March 7, 2020 from 7:00 p.m. to 11:00 p.m., in the Roselle Catholic High School Gymnasium for the purpose of a dance and do hereby authorize the Borough Clerk to certify same Special Permit Application.

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 February 19, 2020.

RESOLUTION NUMBER 2020-083

RESOLUTION APOINTING MICHAEL TISDALE TO THE POSITION OF PROVISIONAL
SENIOR CODE ENFORCEMENT OFFICER EFFECTIVE FEBRUARY 19, 2020 AT THE
SALARY OF \$60,000.00

WHEREAS, the Code Enforcement Division has a need for a Senior Code Enforcement Officer to efficiently maintain the health, welfare and safety of the public and to efficiently provide public services; and

WHEREAS, the Council appoints Michael Tisdale as the Provisional Senior Code Enforcement Officer; effective February 19, 2020; and

NOW THEREFORE BE IT RESOLVED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE that Michael Tisdale be appointed to the position of Provisional Senior Code Enforcement Officer in the Borough of Roselle effective February 19, 2020; and

BE IT FURTHER RESOLVED, that at the sole discretion of Council, the compensation for Michael Tisdale shall be \$60,000.00, effective February 19, 2020, with this salary being contingent on the availability of funds in the CY 2020 Budget.

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 February 19, 2020.

RESOLUTION NUMBER 2020-084

RESOLUTION AUTHORIZING FINAL PAYMENT ON AS-BUILT QUANTITIES AND
RELEASE OF RETAINAGE FOR THE 2017 VARIOUS MUNICIPAL ROADWAY
IMPROVEMENT PROJECTS FUNDED BY THE MUNICIPALITY WITHIN THE
BOROUGH OF ROSELLE, COUNTY OF UNION, NEW JERSEY

WHEREAS, Mark Paving Company, Inc., 77 Cutters Dock Road, Woodbridge, New Jersey, 07095 was previously awarded a contract for the above-referenced project in the amount of \$748,371.94 by way of Resolution Number 2017-310; and

WHEREAS, the project has been completed to date in the total dollar amount of \$693,971.66 (includes 2% retainage) that reflects the as-built construction quantities necessary to properly construct this project to date; 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 which include 2% retainage of \$13,879.44 and remaining as-built contract amount of \$23,030.90 for a total payment of \$36,910.34; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available within the current and/or previously adopted budget for said purpose, specifically Bond Ordinance 2562-17; 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 **\$36,910.34** is authorized by way of final as-built quantities for the 2017 Various Roadway Improvements Project to Mark Paving Company, Inc., 77 Cutters Dock Road, Woodbridge, NJ 07095 as per the following breakdown.

Original Contract Amount	\$748,371.94
Final Contract Amount	\$693,971.66
Amount Due	\$36,910.34
Release of Retainage	
Contract Balance as of 1/21/20	\$0.00

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

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 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 Wednesday, February 19, 2020.

RESOLUTION NUMBER 2020-085

RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING CONSTRUCTION
ADMINISTRATION SERVICES IN CONNECTION WITH THE CDBG YEAR 45 –
HARRISON AVENUE ROADWAY IMPROVEMENT PROJECT FUNDED BY THE UNION
COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND THE
MUNICIPALITY WITHIN THE BOROUGH OF ROSELLE, UNION COUNTY, NEW
JERSEY

WHEREAS, the Borough of Roselle is desirous in undertaking roadway improvements within the Borough and the improvements desired by the Borough is in the best interest of the health, safety and welfare of the general public of the Borough of Roselle; and

WHEREAS, Maser Consulting P.A. is familiar with the construction administration procedures that is necessary for said improvements and shall perform the tasks as delineated in the January 22, 2020 correspondence; and

WHEREAS, the improvements desired by the Borough is in the best interest of the health, safety and welfare of the general public of the Borough of Roselle, and

WHEREAS, Maser Consulting P.A. is familiar with the preparation CDBG projects and have prepared same for the numerous New Jersey municipalities in prior years; and

WHEREAS, the Borough issued a Request for Qualifications for such services and received responses from several firms; and

WHEREAS, on January 13, 2020, the Borough Council, after review of the responses deemed certain firms as "Qualified" in accordance with the terms of the Request for Qualifications (Resolution No. 2020-041); and

WHEREAS, the Borough Council has deemed it necessary and in the best interest of the Borough to retain the services of an engineering firm for said purposes and has selected Maser Consulting P.A. from the "Qualified" firms; and

WHEREAS, the Business Administrator and/or Chief Financial Officer has certified that sufficient funds are available within the current and/or previously adopted budget for said purpose; specifically, within bond ordinance number 2601-19 for said engineering services for the various roadway improvements.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the Borough Engineer is authorized to perform professional engineering construction administration services in the amount of \$32,750.00 for the CDBG Year 45 – Harrison Avenue Roadway Improvement Project.

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

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 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 February 19, 2020.

RESOLUTION NUMBER 2020-086

**RESOLUTION ACCEPTING RESIGNATION OF CHIEF FINANCIAL OFFICER AND
APPOINTMENT AS TEMPORARY INTERIM CHIEF FINANCIAL OFFICER**

WHEREAS, Anders T. Hasseler, CMFO, was appointed as Chief Financial Officer (CFO) for the Borough of Roselle on April 22, 2019 on a full-time basis; and

WHEREAS, Mr. Hasseler wishes to resign his position as of February 17, 2020;
and

WHEREAS, said resignation will create a vacancy in the office of chief financial officer as of February 17, 2020; and

WHEREAS, N.J.S.A. 40A:9-140.10 requires every municipality to have a chief financial officer appointed by the governing body; and

WHEREAS, N.J.S.A. 40A: 9-140.11 and N.J.S.A. 40A:9-140.13 allows for the appointment of a chief financial officer on a temporary and interim basis;

WHEREAS, Mr. Hasseler has agreed to serve as chief financial officer on a part-time temporary and interim basis until such time as the Borough of Roselle hires a permanent replacement; and

WHEREAS, the Borough is desirous of allowing Mr. Hasseler to serve as CFO on a part-time temporary and interim basis for the continued and efficient operation of the finance activities of the Borough while the Borough seeks a permanent CFO.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Roselle:

1. It hereby accepts the resignation of Anders T. Hasseler, CMFO, as full-time Chief Financial Officer for the Borough of Roselle.
2. Anders T. Hasseler, CMFO, is hereby appointed as “temporary chief financial officer” on an interim part-time basis effective February 17, 2020 not to exceed six (6) months.
3. Mr. Hasseler shall be compensated at the rate of \$ \$60 per hour not to exceed 15 hours per week and shall not be entitled to any benefits or emoluments.
4. Mr. Hasseler’s employment as temporary chief financial officer shall terminate upon the appointment of a permanent chief financial officer for the Borough of Roselle.
5. The requirements of the Borough Code Section 5-10 as to residency in the Borough are hereby waived by the Borough Council as to Anders T Hasseler, CMFO.
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 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 meeting of said Council held February 19, 2020.

RESOLUTION NUMBER 2020-087
A RESOLUTION TO CANCEL CHECKS

WHEREAS, a review of the Finance Department records revealed that there is/are stale outstanding check/checks to be cancelled and

WHEREAS, the following list of check/checks will be voided:

# 3505	Salary Deduction	\$ 135.00
# 3958	Salary Deduction	\$ 470.00
# 3970	Salary Deduction	\$ 2133.69
# 3976	Salary Deduction	\$ 682.34
# 3979	Salary Deduction	\$ 1351.84
# 5591	Redemption	\$ 97.18
# 6615	Trust	\$ 1620.00
# 6649	Trust	\$ 276.21

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle, that the above stale check/checks be cancelled and voided.

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 February 19, 2020.

RESOLUTION NUMBER 2020-088
RESOLUTION GRANTING THE MAYOR'S APPOINTMENT OF ERIC PEARSON AS FIRE CHIEF EFFECTIVE FEBRUARY 19, 2020 AT THE SALARY OF \$135,000

WHEREAS, the Fire Department has a need for a Fire Chief to efficiently maintain the health, welfare and safety of the public; and

WHEREAS, the Mayor has nominated and appointed Eric Pearson as Fire Chief; which appointment requires the advice and consent of Council.

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

1. That the annual base salary for Eric Pearson shall be \$135,000, effective February 19, 2020;
2. That Eric Pearson maintains his eligibility for terminal leave upon retirement with at least 25 years of service to the Borough of Roselle;
3. That Eric Pearson shall retain all other benefits and emoluments he received as a member of the Roselle Superior Officers' Association FMBA Local #255.

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 February 19, 2020.

RESOLUTION NUMBER 2020-089

**RESOLUTION APPOINTING DANIEL SULLIVAN TO THE POSITION OF FIREFIGHTER
AT THE SALARY OF \$47,186.22 EFFECTIVE FEBRUARY 24, 2020**

WHEREAS, the Roselle Fire Department presently has a need for the position of Firefighter; and

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

WHEREAS, Daniel Sullivan is qualified for appointment to the title of Firefighter; and

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

NOW, THEREFORE, BE IT RESOLVED, by Mayor Christine Dansereau and Borough Council of the Borough of Roselle, County of Union, State of New Jersey that Daniel Sullivan be appointed to the position of Firefighter in the Borough of Roselle, effective February 24, 2020; and

BE IT FURTHER RESOLVED, that at the sole discretion of the Council, the compensation shall be \$47,186.22, pursuant to the collective bargaining agreement in effect between the Borough and FMBA Local No. 55, contingent on the availability and appropriation of funds in the CY 2020 budget.

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 February 19, 2020.

RESOLUTION NUMBER 2020-090

**RESOLUTION APPOINTING GREGORY GEORGES TO THE POSITION OF
FIREFIGHTER AT THE SALARY OF \$47,186.22 EFFECTIVE FEBRUARY 24, 2020**

WHEREAS, the Roselle Fire Department presently has a need for the position of Firefighter;
and

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

WHEREAS, Gregory Georges is qualified for appointment to the title of Firefighter; and

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

NOW, THEREFORE, BE IT RESOLVED, by Mayor Christine Dansereau and
Borough Council of the Borough of Roselle, County of Union, State of New Jersey that Gregory
Georges be appointed to the position of Firefighter in the Borough of Roselle, effective February
24,2020; and

BE IT FURTHER RESOLVED, that at the sole discretion of the Council, the
compensation shall be \$47,186.22, pursuant to the collective bargaining agreement in effect
between the Borough and FMBA Local No. 55, contingent on the availability and appropriation
of funds in the CY 2020 budget.

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 February 19, 2020.

RESOLUTION NUMBER 2020-091

**RESOLUTION APPOINTING TIA ALAMO TO THE POSITION OF PART-TIME
KEYBOARDING CLERK I AT THE RATE OF \$18.00 PER HOUR**

WHEREAS, there is a vacancy in the Borough's Municipal Court Office in the position of
part-time Keyboarding Clerk I; and

WHEREAS, Tia Alamo was interviewed and judged to be the qualified for the position of
part- time Keyboarding Clerk I.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of
Roselle, County of Union State of New Jersey that Tia Alamo is appointed to the position of Part-Time
Keyboarding Clerk I, effective February 19, 2020, at the rate of \$18.00 per hour, not to exceed twenty-

nine (29) hours per week, subject to the ninety (90) day working test period pursuant to Civil Service Regulations; and

BE IT FURTHER RESOLVED, that the hiring of Tia Alamo is subject to the satisfactory completion of a criminal background check, the initial cost of which is to be borne by the prospective part-time employee and will be reimbursed by the Borough so long as the check is satisfactory and employment is continued.

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 February 19, 2020.

RESOLUTION NUMBER 2020-092

**RESOLUTION AUTHORIZING A CONTRACT WITH ARCHONIX PUBLIC SAFETY
SOFTWARE NOT TO EXCEED \$23, 133.00**

WHEREAS, in Accordance with N.J.S.A. 40A:11-3 the Borough will like to enter into a contract from Archonix Public Safety Software, 30 Lake Center Executive Park, 401 Route 73 North, Suite 105, Marlton, NJ 08053 for License and support in the Police Department in the Borough and it was determined that Archonix is qualified to deliver the services required ; and

WHEREAS, there is presently a need to purchase Support Services for the Police Department; and

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

1. That the Borough Council awards a contract to Archonix Public Safety Software to provide communication support services to the Borough Police Department for a total contract amount not to exceed \$23,133.00 for a period from January 1, 2020 through December 31, 2020.
2. The Chief Financial Officer has certified that sufficient funds are available contingent upon the availability of funds in the CY2020 adopted budget in account **0-01-25-240-000-226**

WHEREAS, 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 2018 budget in **account# 0-01-25-240-000-226**; and

WHEREAS, if funds are not available for the contract in the 2020 permanent budget, the contract will be terminated.

1. That an executed copy of the Contract between the Borough and Archonix Public Safety Software, 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.

2. 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.

3. This Resolution shall take effect immediately.

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 meeting of said Council held February 19, 2020.

RESOLUTION NUMBER 2020-093

A RESOLUTION AUTHORIZING THE BOROUGH OF ROSELLE TO EXECUTE THE AGREEMENT WITH THE TOWNSHIP PF UNION FOR USE OF THE UNION TOWNSHIP POLICE FIREARMS TRAINING FACILITY

WHEREAS, the Chief of Police has recommended that the Police Department have training opportunities at the Union Township Police Firearms Training Facility in 2020; and

WHEREAS, the Township of Union has agreed to allow members of the Police Department to utilize the Union Township Police Firearms Training Facility pursuant to the terms and conditions of a Memorandum of Agreement for the period January 1, 2020 through December 31, 2020; and

WHEREAS, the terms and conditions of the Memorandum of Agreement are acceptable to both the Borough and the Township of Union.

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

1. The Memorandum of Agreement between the Township of Union and the Borough of Roselle for the period January 1, 2020 through December 31, 2020 is approved and the Mayor is authorized to execute same on behalf of the Borough.
2. Pursuant to the Memorandum of Agreement, there is no cost to the Borough for the Police Department's use of the Union Township Police Firearms Training Facility.

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 February 19, 2020.

RESOLUTION NUMBER 2020-094

ACCEPTANCE OF THE RETIREMENT OF POLICE CAPTAIN BRIAN R. BRENNAN

WHEREAS, Police Captain Brian R. Brennan has notified the Borough that he will be retiring from the Police Department; and

WHEREAS, Police Captain Brian R. Brennan has been a member of the Roselle Police Department, in good standing, for over twenty-five (25) years.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Roselle hereby accept the retirement of Police Captain Brian R. Brennan this date, with an effective retirement date of April 1, 2020; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Council thank Police Captain Brian R. Brennan for his service to the Borough and wish him luck in his future endeavors.

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 February 19, 2020.

RESOLUTION NUMBER 2020-095

RESOLUTION APPOINTING ACTING PUBLIC DEFENDER FOR THE MUNICIPAL COURT NOT TO EXCEED \$900.00

WHEREAS, the Borough Council has deemed it necessary and in the best interest of the Borough to provide for an Acting Public Defender for the Municipal Court; and

WHEREAS, Pennington Law Group located at 76 South Orange Ave, South Orange, NJ 07079 is an attorney at law of the State of New Jersey and experienced as an Acting Public Defender.

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

1. That the Borough Council awards a contract to Pennington Law Group as Acting Public Defender to the Borough at the Borough's rate of \$300.00 per session, not to exceed \$900.00, said contract to be for the period from January 1, 2020 through December 31, 2020.

2. The Chief Financial Officer has certified that sufficient funds are available contingent upon the availability of funds in the 2020 adopted budget account 0-01-43-495-000-299.

WHEREAS, 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 2020 budget in **account# 0-01-43-495-000-299**; and

WHEREAS, if funds are not available for the contract in the 2020 permanent budget, the contract will be terminated.

1. The remaining balance of the contract will be made available in the CY 2020 Permanent Budget.

2. That this Contract is awarded without competitive bidding as a professional service under the provisions of the Local Public Contracts Law (N.J.S.A. 40A: 11-5(1)(a)(i)) because legal services are a recognized profession licensed and regulated by law.

3. That a notice in accordance with this resolution and the Local Public Contracts Law of New Jersey, shall be published in the official newspaper or newspapers of the Borough as required by law, within twenty (20) days of execution of said Contract.

4. That an executed copy of the Contract between the Borough and Michelle D Welsh, 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.

5. This Resolution is adopted and shall be instituted as part of a Fair and Open Process established and exercised pursuant to N.J.S.A. 19:44A-20.5.

6. 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.

7. This Resolution shall take effect immediately.

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 February 19, 2020.

RESOLUTION NUMBER 2020-096

RESOLUTION APPOINTING MD URGENT CARE MEDICAL CENTER FOR MEDICAL SERVICES FOR THE BOROUGH NOT TO EXCEED \$20,000.00

WHEREAS, the Borough Council of the Borough of Roselle has by Resolution approved a list of qualified vendors as part of a Fair and Open Process established and exercised pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Council desires to appoint certain professionals conditioned upon the negotiation and execution of a satisfactory contract; and

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

1. That the Borough Council appoints MD Urgent Care Medical Center, 400-406 Westfield Ave, Elizabeth, NJ 07208 to provide Medical Services for the Borough, subject to the negotiation and execution of a satisfactory contract as approved by this council, for a total contract amount not to exceed \$20,000, said contract to be for the period from January 1, 2020 through December 31, 2020.

2. The Chief Financial Officer has certified that sufficient funds are available contingent upon the availability of funds in the 2020 adopted budget in account 0-01-20-105-000-229.

WHEREAS, 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 2020 budget in **account# 0-01-20-105-000-229**; and

WHEREAS, if funds are not available for the contract in the 2020 permanent budget, the contract will be terminated.

1. The remaining balance of the contract will be made available in the CY 2020 Permanent Budget.

2. This Resolution is adopted and shall be instituted as part of a Fair and Open Process established and exercised pursuant to N.J.S.A. 19:44A-20.5.

3. That this Contract is awarded without competitive bidding as a professional service under the provisions of the Local Public Contracts Law (N.J.S.A. 40A: 11-5(1)(a)(i)).

4. That a notice in accordance with this resolution and the Local Public Contracts Law of New Jersey, shall be published in the official newspaper or newspapers of the Borough as required by law, within twenty (20) days of execution of said Contract.

5. 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.

6. This Resolution shall take effect immediately.

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 February 19, 2020.

RESOLUTION NUMBER 2020-097

AMENDING RESOLUTION NUMBER 2020-042 AWARDED A CONTRACT TO T&M
ASSOCIATES AS CONSULTANTS FOR GENERAL ENGINEERING NOT TO EXCEED
\$40,000.00

WHEREAS, the Borough Council of the Borough of Roselle has by Resolution approved a list of qualified vendors as part of a Fair and Open Process established and exercised pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Council desires to appoint certain professionals; and

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

1. That the Borough Council awards a contract to and appoints T&M ASSOCIATES, 11 TINDALL ROAD, MIDDLETOWN, NJ 07748 as consultants for general engineering services, said contract amount not to exceed \$40,000.00 for General Engineering Services, said contract to be for the period from January 16, 2020 through December 31, 2020.

2. The Chief Financial Officer has certified that sufficient funds are available contingent upon the availability of funds in the 2020 adopted budget in the amount 40,000.00 in account 0-01-165-000-228.

WHEREAS, 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 2020 budget in **account# 0-01-20-165-000-228**; and

WHEREAS, if funds are not available for the contract in the 2020 permanent budget, the contract will be terminated.

1. The remaining balance of the contract will be made available in the CY 2020 Permanent Budget.

2. That this Contract is awarded without competitive bidding as a professional service under the provisions of the Local Public Contracts Law (N.J.S.A. 40A: 11-5(1)(a)(i)) because engineering services are a recognized profession licensed and regulated by law.

3. That a notice in accordance with this resolution and the Local Public Contracts Law of New Jersey, shall be published in the official newspaper or newspapers of the Borough as required by law, within twenty (20) days of execution of said Contract.

4. That an executed copy of the Contract between the Borough and T&M ASSOCIATES, 11 TINDALL ROAD, MIDDLETOWN, NJ 07748, 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.

5. This Resolution is adopted and shall be instituted as part of a Fair and Open Process established and exercised pursuant to N.J.S.A. 19:44A-20.5.

6. 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.

7. This Resolution shall take effect immediately.

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 February 19, 2020.

RESOLUTION NUMBER 2020-098

AMENDING RESOLUTION NUMBER 2020-058- A RESOLUTION APPOINTING
ANTONELLI KANTOR, P.C. AS SPECIAL COUNSEL-LABOR FOR THE BOROUGH NOT
TO EXCEED \$15,000.00

WHEREAS, the Borough Council of the Borough of Roselle has by Resolution approved a list of qualified vendors as part of a Fair and Open Process established and exercised pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Council desires to appoint certain professionals conditioned upon the negotiation and execution of a satisfactory contract; and

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

1. That the Borough Council appoints Antonelli Kantor, P.C. with offices at 1000 Stuyvesant Ave, Union, NJ 07083, as Special Counsel – Labor in the Borough, subject to the negotiation and execution of a satisfactory contract as approved by this council, and unless expressly set forth herein otherwise, such contract shall be at the Borough's hourly rate of \$150.00 per hour for a total contract amount not to exceed \$15,000, said contract to be for the period from January 16, 2020 through December 31, 2020.

2. The Chief Financial Officer has certified that sufficient funds are available contingent upon the availability of funds in the 2020 adopted budget account 0-01-20-155-000-228.

WHEREAS, 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# 0-01-20-155-000-228**; and

WHEREAS, if funds are not available for the contract in the 2020 permanent budget, the contract will be terminated.

1. The remaining balance of the contract will be made available in the CY 2020 Permanent Budget.

2. This Resolution is adopted and shall be instituted as part of a Fair and Open Process established and exercised pursuant to N.J.S.A. 19:44A-20.5.

3. That this Contract is awarded without competitive bidding as a professional service under the provisions of the Local Public Contracts Law (N.J.S.A. 40A: 11-5(1)(a)(i)) because legal services are a recognized profession licensed and regulated by law.

4. That a notice in accordance with this resolution and the Local Public Contracts Law of New Jersey, shall be published in the official newspaper or newspapers of the Borough as required by law, within twenty (20) days of execution of said Contract.

5. 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.

6. This Resolution shall take effect immediately.

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 February 19, 2020.

RESOLUTION NUMBER 2020-099

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT
TO WEINER LAW GROUP, LLP AS SPECIAL COUNSEL- LABOR FOR THE BOROUGH,
NOT TO EXCEED \$20,000.00**

WHEREAS, the Borough of Roselle has a need to acquire Special Counsel- Labor legal services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and,

WHEREAS, the Purchasing Agent has and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, Weiner Law Group, LLP has submitted a proposal indicating they will provide Special Counsel- Labor services to the Borough for the period from February 20, 2020 through December 31, 2020; and

WHEREAS, Weiner Law Group, LLP has completed and submitted a Business Entity Disclosure Certification which certifies that Weiner Law Group, LLP has not made any reportable contributions to a political or candidate committee in the Borough of Roselle in the previous one year, and that the contract will prohibit Weiner Law Group, LLP from making any reportable contributions through the term of the contract, and

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

1. That the Borough Council awards a contract to and appoints Weiner Law Group, LLP, 629 Parsippany Road, Parsippany, NJ 07054 to provide Special Counsel- Labor services to the Borough, for an amount not to exceed \$20,000.00; and said contract to be for a period from February 20, 2020 through December 31, 2020.

2. That this Contract is awarded without competitive bidding as a professional service under the provisions of the Local Public Contracts Law (N.J.S.A. 40A: 11-5(1)(a)(i)) because legal services are a recognized profession licensed and regulated by law.

3. That a notice in accordance with this resolution and the Local Public Contracts Law of New Jersey, shall be published in the official newspaper or newspapers of the Borough as required by law, within twenty (20) days of execution of the contract.

4. That an executed copy of the Contract between the Borough and Weiner Law Group, LLP, 629 Parsippany Road, Parsippany, NJ 07054, 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.

5. This Resolution is adopted and shall be instituted as part of a Non-Fair and Open Process established and exercised pursuant to N.J.S.A. 19:44A-20.5.

6. 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.

7. That this Resolution shall take effect immediately.

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

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 February 19, 2020.

RESOLUTION NUMBER 2020-100

**RESOLUTION APPOINTING SHAIN, SCHAFFER & RAFANELLO AS SPECIAL
COUNSEL-LABOR FOR THE BOROUGH NOT TO EXCEED \$15,000.00**

WHEREAS, the Borough Council of the Borough of Roselle has by Resolution approved a list of qualified vendors as part of a Fair and Open Process established and exercised pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Council desires to appoint certain professionals conditioned upon the negotiation and execution of a satisfactory contract; and

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

1. That the Borough Council appoints Shain, Schaffer & Rafanello with offices at 150 Morristown Road, Suite 105, Bernardsville, NJ 07924 as Special Counsel – Labor in the Borough, subject to the negotiation and execution of a satisfactory contract as approved by this council, and unless expressly set forth herein otherwise, such contract shall be at the Borough's hourly rate of \$150.00 per hour for a total contract amount not to exceed \$15,000, said contract to be for the period from February 20, 2020 through December 31, 2020.

2. The Chief Financial Officer has certified that sufficient funds are available contingent upon the availability of funds in the 2020 adopted budget account 0-01-20-155-000-228.

WHEREAS, 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# 0-01-20-155-000-228**; and

WHEREAS, if funds are not available for the contract in the 2020 permanent budget, the contract will be terminated.

1. The remaining balance of the contract will be made available in the CY 2020 Permanent Budget.

2. This Resolution is adopted and shall be instituted as part of a Fair and Open Process established and exercised pursuant to N.J.S.A. 19:44A-20.5.

3. That this Contract is awarded without competitive bidding as a professional service under the provisions of the Local Public Contracts Law (N.J.S.A. 40A: 11-5(1)(a)(i)) because legal services are a recognized profession licensed and regulated by law.

4. That a notice in accordance with this resolution and the Local Public Contracts Law of New Jersey, shall be published in the official newspaper or newspapers of the Borough as required by law, within twenty (20) days of execution of said Contract.

5. 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.

6. This Resolution shall take effect immediately.

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 February 19, 2020.

RESOLUTION NUMBER 2020-101

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO COMMUNITIES IN COOPERATION TO PROVIDE CONSULTING SERVICES TO THE ROSELLE FIRST INITIATIVE FOR THE BOROUGH NOT TO EXCEED \$51,000.00

WHEREAS, the Borough of Roselle has a need to acquire Consulting services to the Roselle First Initiative as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and,

WHEREAS, the Purchasing Agent has and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, Communities in Cooperation has submitted a proposal indicating they will provide Consulting services to the Roselle First Initiative to the Borough for the period from February 20, 2020 through December 31, 2020; and

WHEREAS, Communities in Cooperation has completed and submitted a Business Entity Disclosure Certification which certifies that Communities in Cooperation has not made any reportable contributions to a political or candidate committee in the Borough of Roselle in the previous one year, and that the contract will prohibit Communities in Cooperation from making any reportable contributions through the term of the contract, and

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

1. That the Borough Council awards a contract to and appoints Communities in Cooperation, 1268 Shaffer Ave, Roselle, NJ 07203 to provide Consulting services to the Roselle First Initiative to the Borough, for an amount not to exceed \$51,000.00; and said contract to be for a period from February 20, 2020 through December 31, 2020.

2. That this Contract is awarded without competitive bidding as a professional service under the provisions of the Local Public Contracts Law (N.J.S.A. 40A: 11-5(1)(a)(i)) because legal services are a recognized profession licensed and regulated by law.

3. That a notice in accordance with this resolution and the Local Public Contracts Law of New Jersey, shall be published in the official newspaper or newspapers of the Borough as required by law, within twenty (20) days of execution of the contract.

4. That an executed copy of the Contract between the Borough and Communities in Cooperation, 1268 Shaffer Ave, Roselle, NJ 07203, 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.

5. This Resolution is adopted and shall be instituted as part of a Non-Fair and Open Process established and exercised pursuant to N.J.S.A. 19:44A-20.5.

6. 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.

7. That this Resolution shall take effect immediately.

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

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 February 19, 2020.

Borough of Roselle

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RESOLUTION NUMBER 2020-102
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
BB 316 INVESTMENTS LLC	1005	20		19-00004	\$23,400.00	\$11,816.35	\$35,216.35
BB 316 INVESTMENTS LLC	1403	93	C041B	19-00010	\$7,200.00	\$7,236.15	\$14,436.15
FNA DZ, LLC	7406	22		19-00046	\$33,700.00	\$6,142.17	\$39,842.17
GREYMORR LLC	606	5		19-00002	\$32,700.00	\$18,785.94	\$51,485.94

Redemptions (acct#T20-56-400-000-000)

Premiums (acct#T20-56-500-000-000)

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 February 19, 2020.

RESOLUTION NUMBER 2020-103
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
SERVICELINK LLC	1355 CHERRINGTON PKWY, MOON TOWNSHIP, PA 15108	2102	45		OVERPAYMENT	\$2,373.49
FNA DZ, LLC	120 N. LASALLE STREET, 29TH FLOOR, CHICAGO, IL 60602	2803	6		NOT PAID W/ REDEMPTION	\$1,969.30
LASSER HOCHMAN, LLC	75 EISENHOWER PKWY, SUITE # 120, ROSELAND, NJ 07068	7205	25		APPEAL	\$7,048.81

(acct# 20-01-286-56-001)

(acct#T20-56-400-000-000)

(acct#T20-56-500-000-000)

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 February 19, 2020.

Vote Record – Consent Agenda				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson	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 Oaths of Office to the following Public Safety Personnel:

1. Eric Pearson, Fire Chief
2. Daniel Sullivan, Firefighter
3. Gregory Georges, Firefighter

Councilwoman Johnson then made presentations to the wives of the Roselle Fire Fighters.

NON-CONSENT AGENDA

Motion by Council President Wilkerson, seconded by Councilman Bernier, to adopt Resolution Number 2020-104.

RESOLUTION NUMBER 2020-104

RESOLUTION AUTHORIZING PROFESSIONAL AND SURVEYING SERVICES TO
PERFORM A PROPERTY BOUNDARY SURVEY SPECIFIC TO 1419 ST. GEORGE
AVENUE, BLOCK 1405, LOT 13.01, AS FUNDED BY THE MUNICIPALITY WITHIN THE
BOROUGH OF ROSELLE, UNION COUNTY, NEW JERSEY

WHEREAS, the Borough of Roselle is desirous in performing survey services for the Borough-owned property located at Block 1405, Lot 13.01 located within the Borough; and

WHEREAS, Maser Consulting is familiar with the survey services necessary to perform said task; and

WHEREAS, Maser Consulting P.A. shall perform the tasks as delineated in the February 8, 2019 correspondence for the survey services; and

WHEREAS, the Borough issued a Request for Qualifications for such services and received responses from several firms; and

WHEREAS, on January 15, 2020, the Borough Council, after review of the responses deemed certain firms as "Qualified" in accordance with the terms of the Request for Qualifications (Resolution No. 2019-049); and

WHEREAS, the Borough Council has deemed it necessary and in the best interest of the Borough to retain the services of an engineering firm for said purposes and has selected Maser Consulting P.A. from the "Qualified" firms; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available within the current and/or previously adopted budget for said purpose; specifically within amended bond ordinance number 2586-18 for the necessary survey services.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the Borough Engineer (Maser Consulting P.A.) is authorized to perform the survey services in the amount of \$9,500.00.

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

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 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 February 19, 2020 2019.

Vote Record – Resolution Number 202-104				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson	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 2020-105.

Discussion:

Councilman Bernier said that this resolution is the approval for the contractor to get the Harrison Avenue Road Project done.

RESOLUTION NUMBER 2020-105

RESOLUTION AWARDING CONSTRUCTION CONTRACT FOR THE CDBG YEAR 45 –
HARRISON AVENUE ROADWAY IMPROVEMENT PROJECT FUNDED BY THE
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND THE MUNICIPALITY
WITHIN THE BOROUGH OF ROSELLE, UNION COUNTY, NEW JERSEY

WHEREAS, bids were received on Friday, January 3, 2020, at 11:00 A.M. for the above-referenced project; and

WHEREAS, there were eleven (11) bids received with the low bidder for the project being Mark Paving Company, Inc. with a Base Bid of \$309,705.34; and

WHEREAS, Maser Consulting P.A. and other appropriate Borough Officials have reviewed the bids and recommend award of contract for this project, to mark Paving Company, Inc.; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available within the current and/or previously adopted budget for said purpose capital budget and/or grant appropriations; specifically within bond ordinance number 2601-19 for said construction services; and

WHEREAS, this Project is funded by multiple sources including multiple CDBG Year 45 grant funds and the Borough of Roselle; and

WHEREAS, this project is in the best interest of the health, safety and welfare of the general public in the Borough of Roselle.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the above-referenced construction project is awarded to Mark Paving Company, Inc., 77 Cutters Dock Road, Woodbridge, NJ 07095 with a Base Bid of **\$309,705.34**.

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

I, Lydia D. Massey, Acting 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 February 19, 2020.

Vote Record – Resolution Number 2020-105				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson	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 Number 2020-106.

Councilwoman Johnson asked for an explanation of what the Green Team is.

Councilman Bernier explained the Sustainable New Jersey Program and how points are accumulated. He detailed the steps needed in order for the Borough to be certified by the State as a Sustainable New Jersey Municipality.

RESOLUTION NUMBER 2020-106

**RESOLUTION NAMING NEW GREEN TEAM MEMBERS FOR THE SUSTAINABLE
JERSEY CERTIFICATION AND GRANT PROGRAM**

WHEREAS, the Borough of Roselle has already applied for enrollment and been accepted to participate in the Sustainable Jersey Program; and

WHEREAS, the Sustainable Jersey Program has grant funds available so that a municipality may optimize the quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Sustainable Jersey Program requires that a municipality establish a Green Team as the first step in the process establishing a community sustainability program that will make the municipality eligible for future grant funding; and

WHEREAS, the Borough of Roselle had initially established a Green Team and new members must be now be named to fill vacancies; and

WHEREAS, the Green Team will leverage the skills and expertise of its diverse team members to develop plans, implement programs and assist with educational opportunities that support the creation of a sustainable community: and

WHEREAS, the Mayor and Council of the Borough of Roselle have a responsibility to provide leadership that seeks community-based sustainable solutions to strengthen our community and;

WHEREAS, the Mayor and Council of the Borough of Roselle believe that the Sustainable Jersey Program 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**, in the County of Union, New Jersey, as follows:

1. A new Sustainable Jersey Program Green Team has been appointed in accordance with the mandatory Sustainable Jersey Program guidelines and which shall report on a regular basis to the Borough Council and the Sustainable Jersey Program.
2. Council Member Brandon Bernier shall be appointed as the new Chairperson of the Green Team Committee.
3. Mayor Christine Dansereau shall continue to serve on the Green Team Committee as the alternate member for Council Member Brandon Bernier.
4. The Green Team shall now be comprised of the following persons:

Council Member Brandon Bernier
Mayor Christine Dansereau (Alternate)
Jack Layne, Borough Administrator

Mohamed Jalloh, Borough Attorney
 Brian Barnes, Chief of Police
 Eric Pearson, Fire Chief
 Kathy Lloyd, Public Information Officer
 Victor Klymenko, Economic Development
 David Biunno, GLD Associates
 Jacqueline Dirmann, Maser Consulting
 Derek Martinez, Abraham Clark High School
 Rillinda Lolla, Abraham Clark High School
 Johnny Davis, Roselle Board of Education

5. Additional Green Team members, including ad hoc members and other members of the public, may also be appointed to the Green Team as the need develops.
6. This resolution shall take effect immediately.

CERTIFICATION

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 held of said Council on February 19, 2020.

Vote Record – Resolution Number 106				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson	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 2020-107.

Discussion:

Councilwoman Johnson asked if the firm had spoken with the Tax Assessor, and if they would be working in conjunction with the Assessor's Office.

Councilman Bernier said that the firm would be looking at Commercial Properties, to see what is reasonable to appeal on.

Discussion continued about the advantage of having a firm for affirmative appeals.

RESOLUTION NUMBER 2020-107

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT
TO BLAU AND BLAU, ATTORNEYS AT LAW TO FILE AFFIRMATIVE TAX APPEALS
ON BEHALF OF THE BOROUGH**

WHEREAS, the Borough of Roselle (the "Borough") has determined that certain commercial properties within the Borough appear to be under-assessed; and

WHEREAS, the Borough of Roselle has a need to acquire Reverse Tax Appeal Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and,

WHEREAS, the Purchasing Agent has and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, Blau and Blau has submitted a proposal indicating they will provide Reverse Tax Appeal services to the Borough for the period from February 20, 2020 through December 31, 2020; and

WHEREAS, Blau and Blau has completed and submitted a Business Entity Disclosure Certification which certifies that Blau and Blau has not made any reportable contributions to a political or candidate committee in the Borough of Roselle in the previous one year, and that the contract will prohibit Blau and Blau from making any reportable contributions through the term of the contract, and

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

1. 1. That the Borough Council awards a contract to and appoints Blau and Blau, 223 Mountain Avenue, Springfield, NJ 07081 to provide reverse tax appeal services to the Borough, on a contingent-fee arrangement, under which the Borough will not incur any legal expenses unless successful in the anticipated affirmative tax appeals, said contract to be for a period from February 20, 2020 through December 31, 2020.

2. No appropriation of funds is required at this time, with payment to Blau & Blau coming from the proceeds of any successful tax appeals.

32. That this Contract is awarded without competitive bidding as a professional service under the provisions of the Local Public Contracts Law (N.J.S.A. 40A: 11-5(1)(a)(i)) because legal services are a recognized profession licensed and regulated by law.

43. That a notice in accordance with this resolution and the Local Public Contracts Law of New Jersey, shall be published in the official newspaper or newspapers of the Borough as required by law, within twenty (20) days of execution of the contract.

54. That an executed copy of the Contract between the Borough and Blau and Blau, 223 Mountain Avenue, Springfield, NJ 07081, 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.

65. This Resolution is adopted and shall be instituted as part of a Non- Fair and Open Process established and exercised pursuant to N.J.S.A. 19:44A-20.5.

76. 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.

87. That this Resolution shall take effect immediately.

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

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 February 19, 2020.

Vote Record – Resolution Number 2020-107				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson		x		
X Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

PAYMENT OF BILLS

Motion by Councilman Bernier, seconded by Councilman Fortuna, to adopt Resolution Number 2020-108.

RESOLUTION NUMBER 2020-108

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:

FUND

AMOUNT

ANIMAL CONTROL
CAPITAL ACCOUNT
CDBG TRUST
CURRENT FUND
ESCROW TRUST
FSLEF
SLEF
GENERAL TRUST ACCOUNT
TRUST DCA FEES
GRANT ACCOUNT
NOVEMBER 22, 2019
PAYROLL
DECEMBER 6, 2019 PAYROLL
MANUAL CHECK
POAA
REDEMPTION PREMIUM ACCOUNT
PUBLIC DEFENDER

\$2,464.85

REDEMPTION
TRUST
RESERVE FOR ESCROW
SALARY
DEDUCTION

GRAND TOTAL

\$2,464.85

Vote Record – Resolution Number 2020-108				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson	x			
<input checked="" type="checkbox"/> 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. Mildred Purdie, Roselle Resident, read an original poem.
2. Sylvia Turnage, asked that the Borough Attorney give an explanation of a non-fair and open contract. She asked about Blau and Blau, and also asked who was handling our tax appeals before. She said, with regard to the report of the Governance Committee, that the Borough Administrator is the Appointing Authority and that Council usurping his authority. She talked about the resignation of the CFO and said that she had spoken to some of the CFO's who had left.

Upon the expiration of the allotted time, Ms. Turnage asked for an additional minute to complete her comments.

On a Councilwoman Johnson moved to grant Ms. Turnage an additional minute to speak. The motion was seconded by Councilman Bernier. With all in favor and none opposed, Ms. Turnage was granted an additional minute to speak.

She continued by saying that Council Members should not just take advantage of people and that new Council Members should not just vote yes on things they know nothing about.

3. Ethlyne Grimsley, talked about the issue of DPW not picking up cardboard on the Lincoln Holiday. She said that her block is getting to be bad when it comes to litter. She agreed with Ms. Turnage that the parking situation within the Borough is getting worse. She said that people should not talk about others when they have done the same things.

Upon the expiration of the allotted time, Ms. Grimsley asked for an additional minute to complete her comments.

On a Councilman Bernier moved to grant Ms. Grimsley an additional minute to speak. The motion was seconded by Councilman Fortuna. With all in favor and none opposed, Ms. Grimsley was granted an additional minute to speak.

She said that the employees in the Finance Department were very sorry to see Anders Hasseler leave because he was neat and thorough. She said that no-one would want to stay at a job where they are blocked from doing their job. She said that everyone on Council has done things; and maybe the Borough could move forward if people would stop pointing fingers.

4. Anthony Esposito, 414 East 3rd Avenue, said that the complaints about the streets being crowded is a sign that Roselle is growing. He said that people were doing repairs on their homes and that was a good thing. He talked about tax assessment cards and said that they came late. He quipped that he has had a tax appeal on the books since 2015.
5. Larry Cohen, Volunteer Humane Society, said that the Council might possibly be contacted by a company in opposition to the Puppy Mill Ordinance. He talked about the Pet Purchase Protection Act and presented a letter from the sponsors of the PPPA, stating that the breeders were in violation of the act, and never fined. He said that although a breeder may be USDA licensed, it may still constitute a Puppy Mill.
6. Ellen Coyote, Independent Animal Advocate from Hamilton, said that contrary to what some breeders might say, ordinances, like the one passed on 1st Reading do result in Puppy Mills being shut down. She talked about why the Pet Store Ordinance was flawed.
7. Sherry Wexler, Old Bridge, also spoke to the ordinance against Puppy Mills.
8. Jeanne Marie Ryan, invited everyone to Read Across America at 4pm, March 2nd; and Makers Day, March 21st from 11am-1pm.

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

COUNCIL COMMENT

Councilwoman Sousa, said that she had enjoyed the night's meeting. She said that the First Ward Meeting last week went well; and announced the next First Ward Meeting at Warinaco Sports Center.

Councilman Bernier, announced his upcoming Second Ward Meeting and congratulated Fire Chief Eric Pearson. He talked about Chief Pearson's involvement at St. Joseph's School and the Cub Scouts in years past, and said that Chief Pearson would do a great job in the role. He mentioned that in the resolutions, the Council accepted the resignation of Captain Brian Brennan, and wished him the best. He said that it was wrong for anyone to criticize Councilwoman Sousa because she is new to the Governing Body. He said that there was a lot of talk about micro-management; and that it was being made to look like Council Members were over-stepping their boundaries. He said that former Council Members have never done their role in managing, so now people think it's over reaching.

Councilwoman Johnson wished everyone a Happy Black History Month. She said that burglaries and robberies were down 25% from last year. She said that Mr. Esposito made a good point about the assessment cards being mailed out late. She said that she was the educational liaison on the Council and that any questions related to what is going on with the schools can be addressed to her.

Councilwoman Thomas said that it was nice to see so many people come out to the meeting. She congratulated Chief Pearson and the other Firefighters who were sworn in. She said that the Fourth Ward Meet and Greet the previous night was nice, and that the next meeting would be in April. She wished everyone a blessed evening.

Councilman Fortuna, congratulated Chief Pearson and the new Fire Fighters. He also congratulated Captain Brian Brennan from the Roselle Police Department, on his retirement. He announced his upcoming Fifth Ward Meeting; and said that his special guest would be the Board of Education President. He talked about the situation with cardboard not being picked up on Lincoln's birthday. He said we need to look at how we do things and look for better ways. He thanked Maser for donating \$1,500 to Recreation programs. He thanked The Police and Fire Departments, Pinho's Bakery and Beverly Balok for their donations to the Little Free Libraries Program. He announced the St. Joseph's School Fish Fry on Ash Wednesday.

Council President Wilkerson gave her condolences to Tatianna Grimes on the loss of her mother and; and thanked everyone who prayed for her mother. She congratulated Chief Eric Pearson and the newly appointed Fire Fighters. She congratulated Rayna Latimer on her recognition for Black

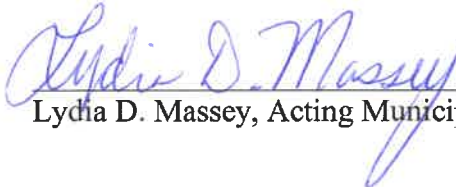
History Month. She talked about the process of meetings and formulating agendas and said that it is getting better. She said that the tax assessment cards were late because they got onto the bill list late. She said that she would be happy to answer any questions offline. She thanked CFO, Anders Hasseler for all of his hard work. She spoke on Black History Month, saying that it was important to recognize Dr. Carter G. Woodson, the man who started Black History Month. She gave some dates for upcoming events and reiterated that Maker's Day would be held March 21st at the Library.

MAYOR'S COMMENTS

Mayor Dansereau congratulated Chief Eric Pearson and the two new Fire Fighters who were appointed at the meeting. She commented on remarks made by some members of the public, stating that everything people say is not true. She said that there is no prescribed job description for a member of the Governing Body and they do the best they can. She talked about the process of vetting and said that they rely on the professionals they hire to give them the best information to make the right decisions. She said that the current Council is not punitive and that they do the best they can with what they know. She talked about conversations she had with the late Bud Simmons and thanked the community for having faith in her. She then announced that the 2020 Census and said that it was extremely important that each household respond. She detailed the timeline for the completion of the Census and said that privacy is protected. She explained that the Census is related to very important funding for educational and social welfare programs. She asked that everyone take heed and take part. She wished everyone a goodnight.

ADJOURNMENT

On a motion by Councilman Bernier, seconded by Councilwoman Johnson, with all in favor and none opposed, the meeting was duly adjourned at 9:35 p.m.


Lydia D. Massey, Acting Municipal Clerk