

**BOROUGH OF ROSELLE  
MAYOR & COUNCIL  
WORKSHOP MEETING – AGENDA  
AUGUST 12, 2020 – 6:30 P.M.  
[Amended]**

**MEETING CALLED TO ORDER**

**FLAG SALUTE**

**INVOCATION**

**STATEMENT OF COMPLIANCE**

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**

Councilwoman Wilkerson, Councilman Bernier, Councilwoman Thomas, Councilwoman Sousa  
Councilman Fortuna, Councilwoman Johnson, Mayor Atkins

**PUBLIC COMMENT**

**DEPARTMENT REPORTS**

**NEW VOTING BUSINESS**

|   |  |
|---|--|
| <b>Assistant Borough Administrator</b>    |  |
| 2020-221                                  | Resolution Authorizing a Change Order For Work Completed by Economic Project Solutions, Inc., for the Borough of Roselle |
| <b>Finance Department</b>                 |  |
| 2020-222                                  | Amending Resolution 2020-188, A Resolution Designating Authorized Signers For Bank Accounts of the Borough of Roselle    |
| <b>Everett Hatcher Municipal Alliance</b> |  |
| 2020-223                                  | Governor's Council On Alcoholism And Drug Abuse Fiscal Grant Cycle July 2020-June 2025                                   |
| <b>Purchasing Department</b>              |  |
| 2020-224                                  | Resolution Authorizing a Contract With Parker Plants for the Borough of Roselle  |

## **SETTING THE AGENDA FOR THE AUGUST 19, 2020 REGULAR MEETING**

### **PROCLAMATION**

Black Lives Matter

### **CERTIFICATE OF RECOGNITION**

Veterans Advocate Janna Williams

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

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

Minutes of the Mayor and Council Closed Executive Session – July 8, 2020

Minutes of the Mayor and Council Regular Meeting – July 15, 2020

### **COMMITTEE REPORTS**

### **INTRODUCTION, CONSIDERATION AND PASSAGE OF ORDINANCES**

#### **ORDINANCE ON SECOND READING & FINAL PASSAGE** – Ordinance 2628-20

AN ORDINANCE TO REPEAL AND REPLACE BOROUGH CODE CHAPTER 295, NOISE CONTROL [Proposed Public Hearing – August 19, 2020 Pending Approval]

#### **ORDINANCE ON INTRODUCTION AND FIRST READING** – Ordinance XXXX-20

AN ORDINANCE AMENDING CHAPTER 126 “ALCOHOLIC BEVERAGES” OF THE CODE OF THE BOROUGH OF ROSELLE BY INCREASING LIQUOR LICENSE FEES [Proposed Public Hearing – September 16, 2020 Pending Approval]

#### **ORDINANCE ON INTRODUCTION AND FIRST READING** – Ordinance XXXX-20

AN ORDINANCE AMENDING CHAPTER 100, SECTION 3, PARAGRAPH H, SUBPARAGRAPH 12 OF THE BOROUGH CODE REGARDING STAFFING LEVELS FOR SCHOOL CROSSING GUARDS (PART TIME) [Proposed Public Hearing – September 16, 2020 Pending Approval]

### **PUBLIC COMMENTS (on Pending resolutions only)**

### **RESOLUTIONS**

| Clerk's Office |  |
|----------------|--|
| 1.             | Authorizing Renewal of A.B.C. Licenses and Authorizing the Borough Clerk to Issue Same |

|                                   |   |
|-----------------------------------|---|
| 2.                                | Authorizing renewal of A.B.C. License and Authorizing The Municipal Clerk To Issue Same – A Special Ruling Pursuant to N.J.S.A. 33:1-12.39  |
| 3.                                | A Resolution to Authorize the Disposition of Electronic Media   |
| <b>Code Enforcement</b>           |   |
| 4.                                | Resolution Appointing Walter Wimbush as a Full-Time Code Enforcement Officer in the Borough of Roselle at the Annual Salary of \$40,800.00  |
| 5.                                | Resolution Increasing the Salary of Code Enforcement Officer Valerie Watson   |
| 6.                                | Acceptance of the Resignation of Linda Henderson  |
| <b>Department of Public Works</b> |   |
| 7.                                | Resolution Approving a Memorandum of Understanding and Hold Harmless Agreement With the County of Union For Use of the Conservation Center for Leaf Disposal for the 2020/2021 Period   |
| <b>Economic Development</b>       |   |
| 8.                                | Resolution of the Borough of Roselle, in the County of Union, New Jersey, Authorizing Transfer of Financial Agreement Relating To Block 2604 Lots 1-10  |
| <b>Engineering</b>                |   |
| 9.                                | Resolution For a Change Order Amendment to the Contract For American Asphalt & Milling Services, LLC,. Regarding Additional Site Work for the Completion of the NJDOT FY 2019 Chandler Avenue Improvements Project  |
| 10.                               | Resolution Authorizing Professional Engineering Design Services In Connection With the NJDOT Fiscal Year 2020 Various Streets Improvements Funded by the Municipality Within the Borough Of Roselle, Union County, New Jersey   |
| 11.                               | Resolution Authorizing Professional Engineering Design Services In Connection With the 2020 Traffic Safety Improvements Funded By the Municipality Within the Borough of Roselle, Union County, New Jersey  |
| 12.                               | Resolution Authorizing Professional Engineering Design Services In Connection With the 2020 Road Improvements Program Funded by the Municipality Within the Borough of Roselle, Union County, New Jersey  |
| 13.                               | Resolution Authorizing Professional Engineering Design Services In Connection With the CDBG YEAR 46 – Roselle Street Improvement Project Funded by the Union County Community Development Block Grant (CDBG) and the Municipality Within the Borough of Roselle, Union County, New Jersey |
| <b>Finance Department</b>         |   |
| 14.                               | Resolution Authorizing the Insertion of Special Items of Revenues and Appropriations in the 2020 Municipal Budget, Pursuant to N.J.S.A. 40A:4-87 - Alcohol Education Rehabilitation DWI Grant - 2020  |
| 15.                               | Resolution Authorizing the Insertion of Special Items of Revenues and Appropriations in the 2020 Municipal Budget, Pursuant to N.J.S.A. 40A:4-87 - Revenue: Body Armor Grant - 2020   |
| 16.                               | Resolution Authorizing the Insertion of Special Items of Revenues and Appropriations in the 2020 Municipal Budget, Pursuant to N.J.S.A. 40A:4-87 - Bulletproof Vest Grant - 2020  |
| 17.                               | Resolution Authorizing the Insertion of Special Items of Revenues and Appropriations in the 2020 Municipal Budget, Pursuant to N.J.S.A. 40A:4-87 - Clean Communities Grant - 2020   |

|                                       |   |
|---------------------------------------|---|
| <b>Health Department</b>              |   |
| 18.                                   | Acceptance of the Retirement of Health Official Charles Glagola |
| <b>Office of Emergency Management</b> |   |
| 19.                                   | Appointing Secretary to Emergency Management Office             |
| <b>Police Department</b>              |   |
| 20.                                   | Appointing School Crossing Guards                               |
| <b>Recreation Department</b>          |   |
| 21.                                   | Acceptance of the Resignation of Donald Shaw                    |
| <b>Tax Collector</b>                  |   |
| 22.                                   | Authorize Tax Title Lien Redemptions                            |

### **PAYMENT OF BILLS**

|     |  |
|-----|--|
| 23. | A Bill List Dated August 19, 2020 [To be provided] |
|-----|--|

**(Workshop Meeting Continued)**

### **COUNCIL COMMENT**

### **MAYOR'S COMMENTS**

### **CLOSED EXECUTIVE SESSION**

- 2020-225      Resolution for Closed Executive Session
- Personnel Matters
  - Contract Negotiations
  - Litigation Matters
  - Matters Falling Within Attorney Client Privilege

### **ADJOURNMENT**

## **BOROUGH OF ROSELLE**



### **RESOLUTION NUMBER 2020-221**

#### **RESOLUTION AUTHORIZING A CHANGE ORDER FOR WORK COMPLETED BY ECONOMIC PROJECT SOLUTIONS, INC. FOR THE BOROUGH OF ROSELLE**

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-4.1(a); and

**WHEREAS**, there is presently a need to procure integrated project delivery services for the Borough of Roselle to retrofit, reopen, and reoccupy the Municipal, Firehouse, and DPW buildings; and

**WHEREAS**, the Borough has received a change order from Economic Project Solutions, Inc., expanding the scope of the work needed to retrofit the municipal building with protective barriers meant to ensure the health and safety of the public and borough employees; and

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

1. That a contract is awarded to Economic Project Solutions, Inc. to provide integrated project delivery services to the Borough for a total contract amount not to exceed \$11,687.50.
2. The Chief Financial Officer has certified that sufficient funds are available within the CY 2020 Capital Budget in the amount of \$11,687.50 in Account# C-04-55-258-618-003.
3. 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 Capital budget in **account#** C-04-55-258-618-003; and
4. If funds are not available for the contract in the 2020 capital budget, the contract will be terminated.
5. That an executed copy of the Contract between the Borough and Economic Project Solutions, Inc., and a copy of this resolution shall be filed in the Office of the Borough Clerk and be available there for public inspection in accordance with law.

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 Workshop meeting of said Council held August 12, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 12<sup>th</sup> day of August, 2020.

\_\_\_\_\_  
Lydia Massey  
Acting Borough Clerk

Certification of Availability of Funds:  
(Account# C-04-55-258-618-003)

Anders T Hasseler  
Anders Hasseler, CFO

06 Aug 2020  
Date:

## **BOROUGH OF ROSELLE**



### **RESOLUTION NUMBER 2020-222**

#### **AMENDING RESOLUTION 2020-188, A RESOLUTION DESIGNATING AUTHORIZED SIGNERS FOR BANK ACCOUNTS OF THE BOROUGH OF ROSELLE**

**WHEREAS**, N.J.S.A. 40A:5-17.b(2) provides that checks drawn by a municipality be signed by the mayor or other chief executive officer and the municipal clerk and countersigned by such other officer or officers as designated, and

**WHEREAS**, Section 10-5 of the Borough Code provides that checks shall be signed by the Mayor, Clerk and countersigned by the Borough Chief Financial Officer or Borough Administrator, and that said signatures may be affixed by signature stamp, in accordance with the provisions of said section.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey that the following individuals are so designated by the Borough as authorized signatories are Reginald Atkins, Mayor; Lydia D. Massey, Acting Municipal Clerk; Anders T. Hasseler, Chief Financial Officer; and Jack Layne, Borough Administrator; and

**BE IT RESOLVED**, the Borough of Roselle has amounts on deposit under the following bank accounts:

- Current Account
- Federal and State Grant Account
- Green Acres Account
- Trust Account
- Outside Police Trust Account
- General Capital
- Animal Control
- Federal Special Law Enforcement Fund
- Public Assistance Trust Fund #1
- Escrow Disbursement
- Public Defender Trust
- Tax Premium
- Tax Redemption Trust
- Salary Deduction
- Salary
- Special Law Enforcement Fund
- State Unemployment Insurance Trust

Public Offenders Adjudication Act  
Municipal Court Bail  
Municipal Court Fines  
On-Line Tax Payments

**BE IT FURTHER RESOLVED**, by the Borough Council of the Borough of Roselle, that any two of the four following individuals are so designated by the Borough, Reginald Atkins, Mayor; Lydia D. Massey, Acting Municipal Clerk; Anders T. Hasseler, Chief Financial Officer; and Jack Layne, Borough Administrator, for the following bank accounts:

Salary Account  
Salary Deduction Account

**BE IT FURTHER RESOLVED**, that the undersigned shall be recognized as the designated authorized signers for the Borough of Roselle on the accounts so listed and/or identified above.

Reginald Atkins, Mayor  
Lydia D. Massey, Acting Municipal Clerk  
Anders T. Hasseler, Chief Financial Officer  
Jack Layne, Borough Administrator

**BE IT FURTHER RESOLVED**, by the Borough Council of the Borough of Roselle, that the following individuals are so designated by the Borough as authorized signatories are Reginald Atkins, Mayor, Lydia D. Massey, Acting Municipal Clerk, Anders T. Hasseler, Chief Financial Officer; Jack Layne, Borough Administrator and Michael Schnurr, Tax Collector for the following bank accounts:

Redemption Trust  
Tax Premium Account  
On-Line Tax Payments

**BE IT FURTHER RESOLVED**, that the undersigned shall be recognized as the designated authorized signers for the Borough of Roselle on the accounts so listed and/or identified above.

Reginald Atkins, Mayor  
Lydia D. Massey, Acting Municipal Clerk  
Anders T. Hasseler, Chief Financial Officer  
Jack Layne, Borough Administrator  
Michael Schnurr, Tax Collector

**BE IT FURTHER RESOLVED**, by the Borough Council of the Borough of Roselle, that the following individuals are so designated by the Borough as authorized signatories are Anders T. Hasseler, Chief Financial Officer and Jack Layne, Borough Administrator for the following bank account:

Land use Escrow Account

**BE IT FURTHER RESOLVED**, that the undersigned shall be recognized as the designated authorized signers for the Borough of Roselle on the accounts so listed and/or identified above.

Anders T. Hasseler, Chief Financial Officer  
Jack Layne, Borough Administrator

**BE IT FURTHER RESOLVED**, by the Borough Council of the Borough of Roselle, that the following individuals are so designated by the Borough as authorized signatories are Carl L. Marshall, Municipal Judge, Nicole Bailey, Court Administrator, and Joann Papa, Deputy Court Administrator for the following bank account:

Municipal Court Bail Account  
Municipal Court Fines Account

**BE IT FURTHER RESOLVED**, that any (2) of the three undersigned shall be recognized as the designated authorized signers for the Borough of Roselle on the accounts so listed and/or identified above.

Carl L. Marshall, Municipal Court Judge  
Nicole Bailey, Municipal Court Administrator  
Joanne Papa, Deputy Municipal Court Administrator

**BE IT FURTHER RESOLVED**, that the effective date of this resolution shall be July 8, 2020.

**BE IT FURTHER RESOLVED**, that a certified copy of the resolution be forwarded to the official depository of the Borough of Roselle with signature cards reflecting the aforementioned officials.

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Lydia D. Massey  
Acting Municipal Clerk

Dated: August 12, 2020

# **BOROUGH OF ROSELLE**



## **RESOLUTION NUMBER 2020-223**

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

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

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

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

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

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

1. The Borough council does hereby authorize submission of a strategic plan for the Roselle Everett Hatcher Municipal Alliance grant for fiscal year June 1, 2020- July 30, 2021 in the amount of:

|            |             |
|------------|-------------|
| DEDR       | \$ 5,083.00 |
| Cash Match | \$ 1,270.75 |
| In-Kind    | \$ 3,812.25 |
2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

**APPROVED:** \_\_\_\_\_

Reginal Atkins/ Mayor

### **CERTIFICATION**

I, Lydia D. Massey, Acting Municipal Clerk of the Borough of Roselle, County of Union, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Borough Council on this 12<sup>th</sup> day of August 2020.

\_\_\_\_\_  
Lydia D. Massey, Acting Municipal Clerk

## **BOROUGH OF ROSELLE**



### **RESOLUTION NUMBER 2020-224**

#### **RESOLUTION AUTHORIZING A CONTRACT WITH PARKER PLANTS FOR THE BOROUGH OF ROSELLE**

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-4.1(a); and

**WHEREAS**, there is presently a need to procure goods for the beautification of the Borough of Roselle in conjunction with the Neighborhood Preservation Program; and

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

1. That a contract is awarded to Parker Plants to provide goods and services to the Borough for a total contract amount not to exceed \$43,950.00.
2. The Chief Financial Officer has certified that sufficient funds are available within the CY 2020 Grant Account in the amount of \$43,950.00 in **account#** G-02-41-723-019-275.
3. 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 in **account#** G-02-41-723-019-275; and
4. If funds are not available for the contract in the 2020 Grant Account, the contract will be terminated.
5. That an executed copy of the Contract between the Borough and Parker Plants, 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.
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 Workshop meeting of said Council held August 12, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 12<sup>th</sup> day of August 2020.

\_\_\_\_\_  
Lydia Massey  
Acting Borough Clerk

Certification of Availability of Funds:  
(Account# G-02-41-723-019-275)

Anders T Hasseler  
Anders Hasseler, CFO

11 Aug 2020  
Date:

## **BOROUGH OF ROSELLE**



### **ORDINANCE NUMBER 2628-20**

#### **AN ORDINANCE TO REPEAL AND REPLACE BOROUGH CODE CHAPTER 295, NOISE CONTROL**

**WHEREAS**, the Borough of Roselle endeavors to simplify Chapter 295 of the Borough Code and revise the Noise Control ordinances of the Borough in accordance with the New Jersey Noise Control Act, N.J.S.A. 13:1G-1, *et seq.*

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and the Borough Council of the Borough of Roselle that Chapter 295 of the Borough Code shall be repealed and replaced with the following:

#### **Article I. Restrictions**

##### **§ 295-1. Noise Prohibited.**

It shall be unlawful for a person to make, continue or cause to be made or continued any loud, unnecessary or unusual noise or any noise which does or is likely to annoy, disturb, injure or endanger the comfort, repose, health, peace or safety of others.

##### **§ 295-2. Permit(s) Required for Loudspeakers and Sound Amplifiers.**

Any person, firm or corporation residing in or doing business in the Borough of Roselle may apply for permission to operate a loudspeaker or sound amplifier with the Borough Clerk upon forty-eight (48) hours' notice of the date on which the use of the loudspeaker or other sound amplifier is intended to be used. Application information can be found at § 295-13 of this Code.

##### **§ 295-3. Location and Time of Loudspeaker and/or Sound Amplifier Use Restricted.**

- a. No person shall use or operate a Loudspeaker or Sound Amplifier within the Borough of Roselle, except weekdays between 10:00 a.m. and 5:30 p.m., prevailing time, nor within a radius of five hundred (500) feet of any house of worship while funeral services are being held there;
- b. This section shall not apply to charitable, political or civic organizations of the Borough of Roselle, nor shall it apply to radios in homes or private pleasure vehicles when the same are operated in such as manner as not to be audible at a distance of fifty (50) feet from such vehicle nor to noise devices, bands or other musical devised used in any public parade or procession which is operated under a permit in accordance with the ordinances of the Borough of Roselle.

##### **§ 295-4. Motor Vehicles and Motorcycles.**

- a. The making, creating or permitting of any noise of such character, intensity or duration from a motor vehicle and/or motorcycle as to be detrimental to the

life, health or welfare of any individual or which either steadily or intermittently annoys, disturbs, injures or endangers the comfort, repose, peace or safety of any individual or which creates a noise disturbance outside the vehicle as to be plainly audible at a distance of fifty (50) feet is hereby prohibited.

- b. The sounding of any horn or other auditory signaling device in any motor vehicle or motorcycle on any public right-of-way or public space—except as a warning of danger or where the motor vehicle statutes of New Jersey require the sounding of such horn or signaling device is hereby prohibited.
- c. The sounding of any horn or other auditory signaling device from any motor vehicle or motorcycle that produces a sound level that is plainly audible at a distance of fifty (50) feet or more is hereby prohibited.
- d. No person shall cause, suffer, allow or permit the operation of any motor vehicle or motorcycle not equipped with original muffler or equivalent replacement in good working order and in constant operation.
- e. No person shall remove or render inoperative or cause to be removed or rendered inoperative, other than for purposes of maintenance, repair or replacement, any muffler on a motor vehicle or motorcycle.

**§ 295-5. Time Restrictions for Use of Domestic Power Tools, Lawn Mowers, Automobile Tools and Agricultural Equipment When Operated with a Muffler.**

Use of domestic power tools, lawn mowers, automobile tools and agricultural equipment when operated with a muffler, shall be restricted to the hours between 7:00 a.m. and 8:00 p.m. on weekdays (excluding legal holidays), and shall be restricted to the hours between 8:30 a.m. and 8:00 p.m. on weekends and legal holidays.

**§295-6. Animals.**

Owning, possessing or harboring any animal or bird that frequently or for a continuous duration makes a sound that creates a noise disturbance as defined in § 295-10 of this Code is hereby prohibited.

**§295-7. Explosives, Firearms, Fireworks and Similar Devices.**

- a. "Dangerous fireworks," as defined in N.J.S.A. 21:2-3 are strictly prohibited.
- b. No person shall use or fire explosives, firearms, fireworks or similar devices which create impulsive sound so as to cause a noise disturbance as defined in § 295-9 of this Code, without first obtaining a permit issued pursuant to § 295-13 of this chapter.
- c. Sparkling devices and novelties are authorized for use by persons sixteen (16) years of age or older at all hours on January 1<sup>st</sup> and July 4<sup>th</sup>, but the use of the same is restricted to the hours between 6:00 p.m. and 11:00 p.m. (local time) for all other dates. No permit shall be required for the use of sparkling devices and novelties. Sparkling devices and novelties as set forth in N.J.S.A. 21:3-2, shall include:
  - (1) Wood sticks or wire sparklers of not more than 100 grams of pyrotechnic mixture per item;
  - (2) Hand held or ground based sparkling devices which are non-explosive and non-aerial, which may produce a crackling or whistling effect, and

contain 75 grams or less of pyrotechnic composition per tube or a total of 500 grams or less for multiple tubes; and

- (3) Snakes and glow worms, smoke devices, and trick noisemakers, which include party poppers, snappers, and drop pops, each consisting of 25/100 grains or less of explosive mixture.

**§ 295-8. Testing and maintenance of Emergency Signaling Devices.**

Testing of any emergency signaling device shall take place at the same time of the day for each test and shall be performed during the hours between 10:00 a.m. and 5:30 p.m. and shall not exceed thirty (30) seconds. Emergency warning/signaling devices shall be maintained in good repair to prevent repeated accidental alarms.

**Article II. Definitions.**

**§ 295-9. Noise.**

Without intending to limit the generality of § 295-1, the following acts are hereby declared to be examples of loud, disturbing, and unnecessary noise in violation of § 295-1:

- a. The playing use or operation of any radio receiving set, television, musical instrument, phonograph, stereo, or other machine or device for the producing or reproducing of sound in such a manner as to disturb the peace, quiet and comfort of neighboring inhabitants or with louder volume than is necessary for convenient hearing for persons who are in the room, vehicle or chamber in which the machine or device is operated and who are voluntary listeners. The operation of such a set, instrument, phonograph, machine or device so that it is clearly audible at a distance of one hundred (100') feet from the building, structure, or vehicle in which the sound originates shall be prima facie evidence of a violation of § 295-1.
- b. Yelling, shouting, hooting, whistling or singing on the public streets, particularly between the hours of 10:00 p.m. and 7:00 a.m., or at any time or place which annoys or disturbs the quiet, comfort or repose of any persons in any office, dwelling, hotel, motel or other type of residence or of any persons in the vicinity.
- c. The keeping of animals or birds which, by causing frequent or long-continued noise, disturbs the comfort or repose of any person in the vicinity; but nothing herein contained is intended to apply to a dog pound or kennel licensed in accordance with applicable law and regulations.
- d. No person shall sound a horn, warning or signaling device on any vehicle, residence or structure which emits an unreasonably loud or harsh sound for an unnecessary or unreasonable period of time. Provisions shall be made by the owner of an emergency warning/signaling device for that device to be turned off in a timely manner after the device has served its purpose of signaling an emergency.

**Article III. Exceptions**

**§295-10. General Exceptions.**

The provisions of Chapter 295, Article I shall not apply to:

- A. The emission of sound from any loudspeaker or similar device for the purpose of conducting a party, BBQ or other social event outside of a quiet zone between the

hours of 12:00 p.m. and 10:00 p.m. on weekdays and Sundays and 11:00 a.m. and 11:00 p.m. of Saturdays throughout the spring and summer months beginning on the Saturday immediately preceding Memorial Day through the last Sunday in September.

- B. Any public performance, concert, gathering, rally revival, parade or other outdoor activity for which a permit has been obtained from the Borough of Roselle or to any block event or neighborhood activity for which approval has been obtained from the Borough of Roselle.
- C. Any event sponsored or conducted by the Borough of Roselle, the County, the State of New Jersey, or any of their governmental agencies.
- D. Any performance, concert practice, athletic game or public activity sponsored or conducted by the Roselle School District.
- E. Any public performance, concert, gathering, parade or other outdoor activity sponsored or conducted by the Borough of Roselle, its agents, boards or commissions.
- F. Church bells and church chimes.
- G. Noise from approved construction activity.
- H. Noise from air-conditioning and air-handling devices.
- I. Noise from snow blowers, snow throwers and snowplows when operated with a muffler for the purpose of snow removal.

#### **§ 295-11. Emergency Exceptions and Variances.**

- A. Emergency Exceptions. The provisions of this article shall not apply to:
  - (1) The emission of sound for the purpose of alerting persons to the existence of an emergency.
  - (2) The emission of sound in the performance of emergency work.
- B. Special Variances.
  - (1) The Mayor and Council shall have the authority, consistent with this section, to grant special variances which may be requested for good cause shown.
  - (2) Any person seeking a special variance pursuant to this section shall file an application with the appropriate department within the Borough. The application shall contain information which demonstrates that bringing the source of sound or activity for which the special variance is sought into compliance with this article would constitute an unreasonable hardship on the applicant, on the community or on other persons. Any individual who claims to be adversely affected by allowance of the special variance may file a statement with the department containing any information to support his or her claim. If the department head finds that a sufficient controversy exists regarding an application, such department head may recommend that appropriate action be taken by Mayor and Council.
  - (3) In determining whether to grant or deny the application, the Mayor and Council shall balance the hardship to the applicant, the community and other persons, the special health, safety and welfare of persons affected, the adverse impact on property affected and any other adverse impact in granting the special variance. Applicants for special variances may be required to submit any information the reviewing department or Directors may reasonably require. In granting or denying an application, the Mayor and Council shall maintain copy of the

decision and reasons for granting or denying the special variance, in accordance with the State law.

- (4) Variances in time to comply shall be granted to the applicant containing all necessary conditions, including a schedule for achieving compliance. The variance in time to comply shall not become effective until all conditions are agreed to by the applicant. Noncompliance with any condition of the variance shall terminate the variance and subject the person or entity holding it to those provisions of this Chapter for which the variance was granted.
- (5) Application for extension of time limits specified in variances in time to comply or for modification of other substantial conditions shall be treated like applications for initial variances under this section, except that the Mayor and Council must find that the need for extension or modification clearly outweighs any adverse impact of granting the extension or modification.
- (6) The department head may issue guidelines defining the procedures to be followed in applying for a variance in time to comply and the criteria to be considered in deciding whether a variance will be recommended to the Mayor and Council.

**§295-12. Loudspeaker and/or Sound Amplifier Permit.**

- A. Application information. The application for a Permit to operate a loudspeaker or other sound amplifying device within the Borough of Roselle must be submitted, in writing, to the Borough Clerk. Said application shall contain the name and address of the applicant, the name and address of the owner of the loudspeaker and/or sound amplifier, the date on which said device is intended to be used and the purpose of the use of the same.
- B. Issuance of Permit. Upon receipt of the foregoing information and after a routine police check to satisfy the requirements of this Chapter, the Borough Clerk, following approval by the Mayor and Council, shall issue a permit for the use of the loudspeaker or sound amplifier.

**§ 295-13. Permits for Explosives, Firearms, Fireworks or Other Impulsive Devices.**

- A. Permits for the use and/or detonation of explosives or fireworks which violate § 295-9 shall be obtained prior to the use and/or detonation of the same; however, under no circumstances shall a permit be issued for the use and/or detonation of dangerous fireworks, as defined in N.J.S.A. 21:2-3.
- B. A completed application shall be submitted to the Roselle Fire Department with an application fee of \$500 no less than forty-five (45) days prior to the event or a late charge shall be assessed as follows:
  - (1) 31 to 44 days prior to the event: \$50.00
  - (2) 16 to 30 days prior to the event: \$100.00
  - (3) 10 to 15 days prior to the event: \$150.00
  - (4) Less than 10 days prior to the event: \$250.00
- C. Application requirements. All applications for permits in accordance with this section shall set forth the following:
  - (1) The date, time and place of making such display or discharge;
  - (2) The name, address, telephone number, ID or social security number of any person making the display and/or in charge of igniting, firing, setting-off, exploding or causing to be exploded such fireworks or explosives;

- (3) The experience of any person making the display and/or in charge of igniting, firing, setting-off, exploding or causing to be exploded such fireworks or explosives, including references.
- (4) Whether any person making the display and/or in charge of igniting, firing, setting-off, exploding or causing to be exploded such fireworks, has ever been convicted of a crime, indicating the date and type of conviction (if any); and
- (5) A list of fireworks and/or explosives to be displayed or discharged, and where same are to be stored prior to the display or discharge.
- (6) Applications for a permit under this section will be considered incomplete unless the following has been submitted:
  - a. Site plan;
  - b. Surety in the form of a certified check or money order payable to the Roselle Fire Department in the sum of (\$2,500.00) conditioned for payment of all damages to persons or property by reason of the event.
  - c. Certification of insurance naming the Borough of Roselle as co-insured stating that the insured shall indemnify the Borough of Roselle and hold the Borough of Roselle harmless in the amount of one million (\$1,000,000.00) dollars.
  - d. A copy of the explosives/fireworks vendor's "Permit to Manufacture Explosives" and/or "Permit to Use Explosives."

D. Permit Issuance. A resolution authorizing a permit shall be obtained from the Borough of Roselle prior to the sale, display or discharge of any fireworks within the Borough of Roselle.

- (1) Permit Fee. The fee for such permit is \$300.00, which shall be payable upon approval of a completed application under this section but in any event must be paid prior to the first day of the event/display for which the applicant applied.
- (2) Conditions for Issuance. The display and/or discharge of fireworks and explosives shall be handled by a competent operator approved by the Chiefs of the Police and Fire Department of the Borough of Roselle. Such display shall be of such a character, and so located, discharged, or fired, as in the opinion of the Chiefs of Police and Fire Department, after proper inspection, shall not be hazardous to property or endanger any person(s). The location of the storage place of the fireworks or explosives shall be subject to the approval of the Chief of the Fire Department. Prior to the issuance of a permit, the application for same, including the Certificate of Insurance must be reviewed and approved by designated legal counsel for the Borough of Roselle. The sale, possession, use and distribution of fireworks for such display shall be lawful under the terms and conditions approved with the permit and for that purpose only. No permit issued hereunder shall be transferable. Upon issuance of the permit, the Roselle Fire Department shall immediately notify the Police Department of the same.

#### **Article IV. Enforcement.**

§ 295-14. Designated Enforcement Authorities. This Chapter shall be enforced by the Board of Health, the Department of Engineering, Codes and the Police Department. The

provisions of this Chapter affecting motor vehicles shall be enforced solely by the Police Department.

**§ 295-15. Notice of Violation.** Violations of any provisions of this Chapter shall be cause for a notice of violation to be issued by an authority identified in § 295-14 of this Article.

**§ 295-16. Abatement Orders and Impoundment.**

- A. In conjunction with the issuance of a notice of violation, the relevant department head(s) shall issue an order requiring abatement of any source of sound alleged to be in violation of this chapter within a reasonable time period and according to the guidelines which the department heads may prescribe.
- B. An abatement order shall not be issued:
  - (1) For any willful or knowing violation of this chapter.
  - (2) If the department heads have reason to believe that there will be no compliance with the abatement order.
- C. Any motor vehicle found to be operated in violation of this chapter shall be impounded forthwith by the Police Department. The operator of said motor vehicle shall be issued a summons that shall inform him or her of their right to a hearing regarding the violation of this chapter and in regard to the obligation to pay any towing and impoundment charges that accrue as a result of said violation.
- D. Any person who violates § 295-3 of this chapter shall:
  - (1) Have the noise-producing equipment impounded by the Roselle Police Department; and
  - (2) Be subject to the issuance of a summons by the Roselle Police mandating a court appearance by the violator in order to retrieve said impounded equipment.

**§ 295-18. Violations and Penalties.**

- A. Any person who violates the provisions contained in Article I of this chapter shall be fined \$100 for the first offense, \$300 for the second offense and \$500 for the third and subsequent offenses, upon conviction.
- B. Any person who willfully or knowingly violates any provision of this Chapter shall, upon conviction be fined for each offense not less than \$100 and not more than \$500.
- C. Each day of a violation of any provision of this chapter shall constitute a separate offense.
- D. Any violation of the conditions for approval of a permit under § 295-14 will result in the seizure and removal of all stocks of fireworks and/or explosives at the expense of the owner. Any person violating any of the provisions of § 295-14 shall be subject to penalties as set forth in N.J.S.A. 21:3-8.

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

If any part, sections, provisions, or the total of any of the above-mentioned publications are held to be invalid by any court, the finding or judgements of which court are applicable in the State of New Jersey, that the balance and remainder of such publication shall remain in full force and effect as and Ordinance of the Borough of Roselle.

**THIS ORDINANCE** shall take effect in the time and manner prescribed by law.

**Recorded Vote on Introduction Ordinance No. 2628-20 – July 15, 2020**

|                        | Motion | Second | Ayes | Nays | Abstain | Absent |
|------------------------|--------|--------|------|------|---------|--------|
| Councilwoman Wilkerson |        |        | x    |      |         |        |
| Councilman Bernier     |        |        | x    |      |         |        |
| Councilwoman Thomas    |        | x      | x    |      |         |        |
| Councilwoman Sousa     |        |        | x    |      |         |        |
| Councilman Fortuna     | x      |        | x    |      |         |        |
| Councilwoman Johnson   |        |        |      | x    |         |        |

**Recorded Vote on Final Passage Ordinance No. 2628-20 – August 19, 2020**

|                        | Motion | Second | Ayes | Nays | Abstain | Absent |
|------------------------|--------|--------|------|------|---------|--------|
| Councilwoman Wilkerson |        |        |      |      |         |        |
| Councilman Bernier     |        |        |      |      |         |        |
| Councilwoman Thomas    |        |        |      |      |         |        |
| Councilwoman Sousa     |        |        |      |      |         |        |
| Councilman Fortuna     |        |        |      |      |         |        |
| Councilwoman Johnson   |        |        |      |      |         |        |

\_\_\_\_ Approved

\_\_\_\_ Vetoed and returned to the Municipal Clerk with the following statement and objections:

\_\_\_\_\_  
Reginald Atkins, Mayor

DATE:

NOTICE is hereby given that Ordinance Number 2628-20 was passed and adopted on second reading and final passage at a Regular meeting of the Mayor and Council on August 19, 2020 after 6:30 p.m., 210 Chestnut Street, Roselle, NJ.

\_\_\_\_\_  
Lydia D. Massey, Acting Municipal Clerk

## **BOROUGH OF ROSELLE**



### **ORDINANCE NUMBER XXXX-20**

#### **AN ORDINANCE AMENDING CHAPTER 126 "ALCOHOLIC BEVERAGES" OF THE CODE OF THE BOROUGH OF ROSELLE BY INCREASING LIQUOR LICENSE FEES**

**WHEREAS**, N.J.S.A. 33:1-12 grants each municipality the authority to fix the annual fee for certain liquor licenses in the municipality, within given ranges; and

**WHEREAS**, a review of other local municipal fees for licenses for the sale of alcoholic beverages showed that the Borough of Roselle is charging significantly less than surrounding municipalities; and

**WHEREAS**, N.J.S.A. 33:1-12 limits municipalities from increasing plenary retail consumption and distribution license fees by more than 20% in any given year, requiring that the Borough implement a phased increase of said fees; and

**WHEREAS**, the Mayor and Council believe it is in the best interest of the Borough and its citizens to increase said license fees such that they are comparable to those of surrounding municipalities.

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

#### **Section 1. Amendment**

Chapter 126 "Alcoholic Beverages," Article I "Licensing" of the Code of the Borough of Roselle is hereby amended to read as follows:

#### **§ 126-1 Licenses: classification, number, fee.**

- A.** The following is the classification of, limitation on the number of, and annual fee for licenses for the sale of alcoholic beverages within the Borough:

| <b>Classification</b>               | <b>Limitation</b> | <b>Fee</b> |
|-------------------------------------|-------------------|------------|
| Plenary retail consumption license  | 12                | \$1,050    |
| Plenary retail distribution license | 12                | \$720      |
| Club license                        | 5                 | \$150      |

- B.** The aforesaid limitation on the number of licenses in each classification shall not prevent the renewal of licenses outstanding, nor the transfer of such licenses and the renewal of licenses so transferred.

- C. The aforesaid annual fees for plenary retail consumption licenses and plenary retail distribution licenses shall further increase according to the following schedule:

| <b>Year</b> | <b>Plenary Retail Consumption License</b> | <b>Plenary Retail Distribution License</b> |
|-------------|---|--|
| 2022        | \$1,250                                   | \$860                                      |
| 2023        | \$1,500                                   | \$1,025                                    |
| 2024        | \$1,800                                   | \$1,225                                    |
| 2025        | \$2,150                                   | \$1,470                                    |
| 2026        | \$2,500                                   | \$1,750                                    |
| 2027        | \$2,500                                   | \$2,100                                    |
| 2028        | \$2,500                                   | \$2,500                                    |

## **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 take effect in the manner prescribed by law but no sooner than October 1, 2020.

## **Recorded Vote on Introduction Ordinance No. XXXX-20**

|                        | <b>Motion</b> | <b>Second</b> | <b>Ayes</b> | <b>Nays</b> | <b>Abstain</b> | <b>Absent</b> |
|------------------------|---------------|---------------|-------------|-------------|----------------|---------------|
| Councilwoman Wilkerson |               |               |             |             |                |               |
| Councilman Bernier     |               |               |             |             |                |               |
| Councilwoman Thomas    |               |               |             |             |                |               |
| Councilwoman Sousa     |               |               |             |             |                |               |
| Councilman Fortuna     |               |               |             |             |                |               |
| Councilwoman Johnson   |               |               |             |             |                |               |

## **Recorded Vote on Final Passage Ordinance No. XXXX-20**

|                        | <b>Motion</b> | <b>Second</b> | <b>Ayes</b> | <b>Nays</b> | <b>Abstain</b> | <b>Absent</b> |
|------------------------|---------------|---------------|-------------|-------------|----------------|---------------|
| Councilwoman Wilkerson |               |               |             |             |                |               |
| Councilman Bernier     |               |               |             |             |                |               |
| Councilwoman Thomas    |               |               |             |             |                |               |
| Councilwoman Sousa     |               |               |             |             |                |               |
| Councilman Fortuna     |               |               |             |             |                |               |
| Councilwoman Johnson   |               |               |             |             |                |               |

\_\_\_\_ Approved

\_\_\_\_ Vetoed and returned to the Municipal Clerk with the following statement and objections:

\_\_\_\_\_  
Reginald Atkins, Mayor

DATE:

NOTICE is hereby given that Ordinance Number XXXX-20 was passed and adopted on second reading and final passage at a Regular meeting of the Mayor and Council on \_\_\_\_\_ after 6:30 p.m., 210 Chestnut Street, Roselle, NJ.

\_\_\_\_\_  
Lydia D. Massey, Acting Municipal Clerk

## **BOROUGH OF ROSELLE**



### **ORDINANCE NUMBER XXXX-20**

#### **AN ORDINANCE AMENDING CHAPTER 100, SECTION 3, PARAGRAPH H, SUBPARAGRAPH 12 OF THE BOROUGH CODE REGARDING STAFFING LEVELS FOR SCHOOL CROSSING GUARDS (PART TIME)**

**WHEREAS**, the Mayor and Council desire to increase the staffing levels of School Crossing Guards to accurately reflect the manpower necessary to cover the relevant intersections within the Borough of Roselle to ensure the safety of residents and students;

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

1. Section 100-3, paragraph H, subparagraph 12 of Chapter 100 of the "Code of the Borough of Roselle" is amended as follows:

H. Police department  
(12) School Crossing Guards (PT) (not more than 23).

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.

#### **Recorded Vote on Introduction Ordinance No. XXXX-20**

|                        | Motion | Second | Ayes | Nays | Abstain | Absent |
|------------------------|--------|--------|------|------|---------|--------|
| Councilwoman Wilkerson |        |        |      |      |         |        |
| Councilman Bernier     |        |        |      |      |         |        |
| Councilwoman Thomas    |        |        |      |      |         |        |
| Councilman Fortuna     |        |        |      |      |         |        |
| Councilwoman Sousa     |        |        |      |      |         |        |
| Councilwoman Johnson   |        |        |      |      |         |        |

**Recorded Vote on Final Passage Ordinance No. XXXX-20**

|                        | Motion | Second | Ayes | Nays | Abstain | Absent |
|------------------------|--------|--------|------|------|---------|--------|
| Councilwoman Wilkerson |        |        |      |      |         |        |
| Councilman Bernier     |        |        |      |      |         |        |
| Councilwoman Thomas    |        |        |      |      |         |        |
| Councilman Fortuna     |        |        |      |      |         |        |
| Councilwoman Sousa     |        |        |      |      |         |        |
| Councilwoman Johnson   |        |        |      |      |         |        |

\_\_\_\_ Approved

\_\_\_\_ Vetoed and returned to the Municipal Clerk with the following statement and objections:

\_\_\_\_\_  
Reginald Atkins, Mayor

DATE:

NOTICE is hereby given that Ordinance Number XXXX-20 was passed and adopted on second reading and final passage at a Regular meeting of the Mayor and Council on \_\_\_\_\_ after 6:30 p.m., 210 Chestnut Street, Roselle, NJ.

\_\_\_\_\_  
Lydia D. Massey, Acting Municipal Clerk

**BOROUGH OF ROSELLE**



**RESOLUTION NUMBER 2020-**

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

**WHEREAS**, the Division of Alcohol Beverage Control entered an order extending the 2020-2021 license term of all municipal and State licenses and State Issued Permits until September 30, 2020; and

**WHEREAS**, all Plenary Retail Consumption, Plenary Retail Distribution, Limited Distribution and Club Licenses must complete the renewal process on or before September 30, 2020; and

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

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

**PLENARY RETAIL CONSUMPTION LICENSES - \$900.00 Fee**

|                 |   |
|-----------------|---|
| 2014-33-006-010 | Ceilo Management T/A Villa Tequila Lounge, 1305 Wood Avenue |
| 2014-33-018-008 | Hamilton's Tavern, 639 West First Avenue                    |
| 2014-33-008-004 | Vasgaz, LLC T/A Garibaldi Tequila Bar, 105 Linden Road      |

**PLENARY RETAIL DISTRIBUTION LICENSES - \$600.00 Fee**

|                 |  |
|-----------------|--|
| 2014-44-014-006 | ASGP Enterprises, Inc., T/A Crown Liquors, LLC, 711 East 1st Ave.    |
| 2014-44-016-014 | Jayaraj, Inc., dba Alman Liquors, 111 East Second Avenue             |
| 2014-44-002-006 | Krishma Liquors, Inc., T/A Prince Liquor Store, 310 Amsterdam Avenue |
| 2014-44-023-008 | Roselle Beverage, Inc., T/A T&J Liquors, 1201 St. Georges Avenue     |

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 August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 2020.

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Lydia D. Massey  
Acting Municipal Clerk

# **BOROUGH OF ROSELLE**



2.

## **RESOLUTION NUMBER 2020-**

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

**WHEREAS**, the Division of Alcohol Beverage Control entered an order extending the 2020-2021 license term of all municipal and State licenses and State Issued Permits until September 30, 2020; and

**WHEREAS**, the Director of A.B.C. granted a Special Ruling pursuant to N.J.S.A. 33:1-12.39 for the 2019-2020, 2020-2021 License Term; and

**WHEREAS**, all Plenary Retail Consumption, Plenary Retail Distribution, Limited Distribution and Club Licenses must complete the renewal process on or before September 30, 2020; and

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey that it hereby authorizes the Municipal Clerk to renew the ABC license with "pocket status" due to expire on June 30, 2018 to the following:

#### **PLENARY RETAIL CONSUMPTION LICENSES - \$900.00 Fee**

2014-33-019-002      Enterprise Management Company, LLC

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 August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 2020.

---

Lydia D. Massey, Acting Municipal Clerk

# **BOROUGH OF ROSELLE**



## **RESOLUTION NUMBER 2020-**

### **A RESOLUTION TO AUTHORIZE THE DISPOSITION OF ELECTRONIC MEDIA**

**WHEREAS**, the Borough of Roselle is in possession of electronic media that has been determined to be unusable and therefore no longer needed for government use; and

**WHEREAS**, it is estimated that this unusable electronic media has no monetary value; and

**WHEREAS**, the disposition of unusable electronic media that is not needed for a Borough purposes is permissible under N.J.S.A. 40A:11-36, et al.

**NOW THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough New Jersey that in accordance with the provisions of N.J.S.A. 40A:11-36 et al., the disposition of the below electronic media is hereby approved.

| <b>Borough Hall</b>         |
|-----------------------------|
| Outdated Computer (CPUs)    |
| Total Number of Pieces = 15 |

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 August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 2020.

\_\_\_\_\_  
Lydia D. Massey, Acting Municipal Clerk

# **BOROUGH OF ROSELLE**



4.

## **RESOLUTION NUMBER 2020-**

### **RESOLUTION APPOINTING WALTER WIMBUSH AS A FULL-TIME CODE ENFORCEMENT OFFICER IN THE BOROUGH OF ROSELLE AT THE ANNUAL SALARY OF \$40,800.00**

**WHEREAS**, there is a need in the Borough of Roselle to fill the position of full-time Code Enforcement Officer, and

**WHEREAS**, Walter Wimbush has been a Code Enforcement Trainee for 1 year and deemed qualified for employment under Civil Service regulations in the title of full-time Code Enforcement Officer.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Roselle that Walter Wimbush is hereby appointed to the position of full-time Code Enforcement Officer in the Borough of Roselle, effective July 17, 2020, to be assigned in the Borough as the Borough Administrator determines is appropriate for the Borough's daily operations; and

**BE IT FURTHER RESOLVED**, that the annual salary for Mr. Wimbush shall be \$40,800.00, prorated for calendar year 2020, and retroactive to July 17, 2020; and

I, Lydia Massey, Acting Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, at a meeting of said Council held August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey, this 19<sup>th</sup> day of August, 2020.

\_\_\_\_\_  
Lydia Massey  
Acting Borough Clerk

Certification of Availability of Funds:  
(0-01-22-200-000-111 )

\_\_\_\_\_  
Anders Hasseler, CFO

\_\_\_\_\_  
Date

\_\_\_\_\_  
06 Aug 2020

# **BOROUGH OF ROSELLE**

5.



## **RESOLUTION NUMBER 2020-**

### **RESOLUTION INCREASING THE SALARY OF CODE ENFORCEMENT OFFICER VALERIE WATSON**

**WHEREAS**, Valerie Watson was previously appointed to the position of Code Enforcement Officer; and

**WHEREAS**, Valerie Watson has consistently demonstrated excellent proficiency in her position.

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

1. The compensation of Valerie Watson shall be \$40,800.00 effective July 17, 2020, in accordance with the salary guidelines for the position of Sanitation Inspector as set forth in the Borough's Salary Ordinance.
2. 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 Regular meeting of said Council held August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August, 2020.

\_\_\_\_\_  
Lydia D. Massey  
Acting Municipal Clerk

Certification of Availability of Funds:  
(0-01-22-200-000-11)

\_\_\_\_\_  
Anders T Hasseler  
Anders Hasseler, CFO

\_\_\_\_\_  
06 Aug 2020  
Date

6.

# **BOROUGH OF ROSELLE**



## **RESOLUTION NUMBER 2020-**

### **ACCEPTANCE OF THE RESIGNATION OF LINDA HENDERSON**

**WHEREAS**, a Resolution appointed Linda Henderson, to the position of Sanitation Inspector, effective March 04, 2013; and

**WHEREAS**, Linda Henderson began her employment with the Borough as a part-time Sanitation Inspector; and

**WHEREAS**, Linda Henderson has submitted a letter of resignation, effective at close of business August 28, 2020.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Roselle hereby accepts the resignation in good standing of Linda Henderson, this date.

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 August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August, 2020.

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Lydia Massey,  
Acting Borough Clerk

**BOROUGH OF ROSELLE**

7.



**RESOLUTION NUMBER 2020-**

**RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING AND  
HOLD HARMLESS AGREEMENT WITH THE COUNTY OF UNION FOR USE  
OF THE CONSERVATION CENTER FOR LEAF DISPOSAL  
FOR THE 2020/2021 PERIOD**

**WHEREAS**, the County of Union will administer and operate the Conservation Center for the purpose of composting leaves for participating municipalities; and

**WHEREAS**, the Borough of Roselle wishes to participate in the Leaf Disposal Program utilizing the Conservation Center; and

**WHEREAS**, it is in the best interest of the Borough to approve the Memorandum of Understanding and Hold Harmless Agreement for the Borough's utilization of the Conservation Center for the Leaf Disposal Program.

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

1. The Memorandum of Understanding and the Hold Harmless Agreement relative to the use of the Conservation Center for the Leaf Disposal Program between the Borough of Roselle and the County of Union for the 2020/2021 season, in the form annexed hereto, is hereby approved.
2. The Mayor, Borough Administrator or other appropriate Borough official is hereby authorized to execute said Memorandum of Understanding and Hold Harmless Agreement, and the Municipal Clerk is hereby authorized to attest to same and affix the Borough seal thereto.
3. 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 foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, and State of New Jersey at a Regular meeting of said Council held August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August, 2020.

\_\_\_\_\_  
Lydia D. Massey  
Acting Borough Clerk

Certification of Availability of Funds:  
(Account# 0-01-26-305-000-267)

Anders T Hasseler  
Anders Hasseler, CFO

07 Aug 2020  
Date

**BOROUGH OF ROSELLE****RESOLUTION NUMBER 2020-****RESOLUTION OF THE BOROUGH OF ROSELLE, IN THE COUNTY OF UNION, NEW JERSEY, AUTHORIZING TRANSFER OF FINANCIAL AGREEMENT RELATING TO BLOCK 2604 LOTS 1-10**

**WHEREAS**, on June 23, 2016, the Borough and 2016 Frank Roselle Urban Renewal Entity, LLC (the "**Transferor**") entered into a Financial Agreement (the "**Financial Agreement**") providing for the tax exemption, under the Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq., of a project consisting of a 4,670 square foot Wawa convenience store with 12 fueling positions, 50+/- parking spaces and associated site improvements (the "**Project**") on the property designated as Block 2604, Lots 1-10 along with the Rivington Street roadway bed/right of way bounded by Blocks 2604 and 2605 between St. George Street and Twelfth Avenue, on the Borough's tax maps (collectively the "**Project Area**"); and

**WHEREAS**, the Transferor desires to transfer its interest in the Project and the Project Area, and to assign its interest in the Financial Agreement to 2020 Hillary Park Roselle, Urban Renewal Entity, LLC (the "**Transferee**"), and the Transferee desires to acquire the Transferor's interest in the Project and the Project Area, and to assume the obligations of the Transferor, under the Financial Agreement; and

**WHEREAS**, under Section 8 of the Financial Agreement, the Borough desires to express its approval of the above-described transfer, provided the Transferee executes an Assignment and Assumption Agreement or similar instrument, pursuant to which the Transferee assumes the obligations of the Transferor under the Financial Agreement.

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

**Section 1.** The Recitals are incorporated by reference as if set forth at length herein.

**Section 2.** The Borough hereby approves the transfer of the Transferor's interest in the Project, the Project Area and the Financial Agreement to the Transferee, and the Mayor is authorized to execute any agreements or documents necessary to complete the transfer described herein, including an Assignment and Assumption Agreement evidencing the Borough's consent to the herein described transfer.

**Section 3.** 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 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 Special meeting held of said Council held August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 2020.

---

Lydia Massey, Acting Municipal Clerk

**BOROUGH OF ROSELLE**



**RESOLUTION NUMBER 2020-**

**RESOLUTION FOR A CHANGE ORDER AMENDMENT TO THE CONTRACT  
FOR AMERICAN ASPHALT & MILLING SERVICES, LLC, REGARDING  
ADDITIONAL SITE WORK FOR THE COMPLETION OF THE NJDOT FY 2019  
CHANDLER AVENUE IMPROVEMENTS PROJECT**

**WHEREAS**, American Asphalt & Milling Services, LLC, 96 Midland Avenue, Kearny, NJ 07032 was previously awarded a contract for the above-referenced project in the amount of \$533,223.70 by way of Resolution Number 2019-270; and

**WHEREAS**, additional funds are required to complete the project due to unforeseen underground conditions as listed in the Maser Consulting correspondence dated August 6, 2020; and

**WHEREAS**, the Borough Engineer has reviewed the request and has recommended to the Borough Administrator, Borough CFO and Borough Finance Office an increase in the total contract amount and not to exceed \$86,045.73; 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 2601-19.

**NOW THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the above-referenced increase in project scope is authorized to American Asphalt & Milling Services, LLC as per the Maser Consulting correspondence dated August 6, 2020 and the following breakdown:

|                                 |                            |
|---------------------------------|----------------------------|
| <b>Contract Amount</b>          | <b>\$ 533,223.70</b>       |
| <b><u>Change Order</u></b>      | <b><u>\$ 86,045.73</u></b> |
| <b>Adjusted Contract Amount</b> | <b>\$619,269.43</b>        |

**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 August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 2020.

\_\_\_\_\_  
Lydia Massey  
Acting Municipal Clerk

Certification of Availability of Funds  
(Account# C-04-55-258-618-004)

Anders T Hasseler      07 Aug 2020  
Anders T. Hasseler, CFO      Date

## **BOROUGH OF ROSELLE**



### **RESOLUTION NUMBER 2020-**

#### **RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING DESIGN SERVICES IN CONNECTION WITH THE NJDOT FISCAL YEAR 2020 VARIOUS STREETS IMPROVEMENTS FUNDED BY THE MUNICIPALITY WITHIN THE BOROUGH OF ROSELLE, UNION COUNTY, NEW JERSEY**

**WHEREAS**, the Borough of Roselle is desirous in undertaking roadway improvements to various streets 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 design procedures that are necessary for said improvements and shall perform the tasks as delineated in the July 24, 2020 correspondence; and

**WHEREAS**, Maser Consulting P.A. is familiar with the preparation of roadway improvement 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 3, 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. 2020-021) and also the Borough Council subsequently awarded the Borough Engineering Contract (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 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 2627-20 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 (Maser Consulting P.A.) is authorized to perform professional engineering design services in the amount of \$49,500.00 for the Fiscal Year 2020 NJDOT Various Streets Improvements.

**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 August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 2020.

\_\_\_\_\_  
Lydia Massey  
Acting Municipal Clerk

Certification of Availability of Funds:  
( C-04-55-262-007-003 )

Anders T Hasseler 07 Aug 2020  
Anders Hasseler, CFO Date

11,

## **BOROUGH OF ROSELLE**



### **RESOLUTION NUMBER 2020-**

#### **RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING DESIGN SERVICES IN CONNECTION WITH THE 2020 TRAFFIC SAFETY IMPROVEMENTS FUNDED BY THE MUNICIPALITY WITHIN THE BOROUGH OF ROSELLE, UNION COUNTY, NEW JERSEY**

**WHEREAS**, the Borough of Roselle is desirous in undertaking roadway improvements to various streets 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 design procedures that are necessary for said improvements and shall perform the tasks as delineated in the July 23, 2020 correspondence; and

**WHEREAS**, Maser Consulting P.A. is familiar with the preparation of roadway improvement 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 3, 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. 2020-021) and also the Borough Council subsequently awarded the Borough Engineering Contract (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 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 2627-20 for said engineering services for the traffic safety improvements.

**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 professional engineering design services in the amount of **\$38,750.00** for the 2020 Traffic Safety Improvements.

**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 August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 2020.

\_\_\_\_\_  
Lydia Massey  
Acting Municipal Clerk

Certification of Availability of Funds:  
( C-04-SS-262-007-003 )

Anders T Hasseler      06 Aug 2020  
Anders Hasseler, CFO      Date

# **BOROUGH OF ROSELLE**



## **RESOLUTION NUMBER 2020-**

### **RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING DESIGN SERVICES IN CONNECTION WITH THE 2020 ROAD IMPROVEMENTS PROGRAM FUNDED BY THE MUNICIPALITY WITHIN THE BOROUGH OF ROSELLE, UNION COUNTY, NEW JERSEY**

**WHEREAS**, the Borough of Roselle is desirous in undertaking roadway improvements to various streets 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 design procedures that are necessary for said improvements and shall perform the tasks as delineated in the July 27, 2020 correspondence; and

**WHEREAS**, Maser Consulting P.A. is familiar with the preparation of roadway improvement 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 3, 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. 2020-021) and also the Borough Council subsequently awarded the Borough Engineering Contract (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 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 2627-20 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 (Maser Consulting P.A.)

is authorized to perform professional engineering design services in the amount of \$29,500.00 for the 2020 Road Improvement Program

**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 August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August, 2020.

\_\_\_\_\_  
Lydia Massey  
Acting Municipal Clerk

Certification of Availability of Funds:  
( C-04-55-262-007-003 )

Anders T Hasseler  
Anders Hasseler, CFO

06 Aug 2020  
Date

**BOROUGH OF ROSELLE****RESOLUTION NUMBER 2020-****RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING DESIGN SERVICES IN CONNECTION WITH THE CDBG YEAR 46 – ROSELLE STREET 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 to various streets 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; and

**WHEREAS**, Maser Consulting P.A. is familiar with the design procedures that is necessary for said improvements and shall perform the tasks as delineated in the July 27, 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 3, 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. 2020-021) and also the Borough Council subsequently awarded the Borough Engineering Contract (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 existing bond ordinance 2627-20 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 design services in the amount of \$29,500.00 for the CDBG Year 46 – Roselle Street 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 August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19th day of August 2020.

\_\_\_\_\_  
Lydia Massey  
Acting Municipal Clerk

Certification of Availability of Funds:  
(G-04-55-22-007-003 )

Anders T Hasseler      06 Aug 2020  
Anders Hasseler, CFO      Date

**BOROUGH OF ROSELLE**



**RESOLUTION NUMBER 2020-**

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF  
REVENUES AND APPROPRIATIONS IN THE 2020 MUNICIPAL BUDGET,  
PURSUANT TO N.J.S.A. 40A:4-87**

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the Borough of Roselle in the County of Union, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$7085.08 as a result of a wire in this amount having been received by the Borough of Roselle from the State of New Jersey, Judiciary, for an Alcohol Education Rehabilitation DWI Grant.

**BE IT FURTHER RESOLVED**, that the like sum of \$7085.08 be appropriated under the caption:

Revenue: Alcohol Education Rehabilitation DWI Grant - 2020

Appropriations: Alcohol Education Rehabilitation DWI Grant – 2020

I, Lydia D. Massey, Acting Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 2020.

\_\_\_\_\_  
Lydia D. Massey, Acting Municipal Clerk

15.

**BOROUGH OF ROSELLE**



**RESOLUTION NUMBER 2020-**

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF  
REVENUES AND APPROPRIATIONS IN THE 2020 MUNICIPAL BUDGET,  
PURSUANT TO N.J.S.A. 40A:4-87**

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the Borough of Roselle in the County of Union, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$5,777.92 as a result of a letter from the Bureau of Justice Assistance informing the Borough of Roselle of such award for bulletproof vests for the Roselle Police Department.

**BE IT FURTHER RESOLVED**, that the like sum of \$5,777.92 be appropriated under the caption:

Revenue: Body Armor Grant - 2020

Appropriations: Body Armor Grant – 2020

I, Lydia D. Massey, Acting Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 2020.

\_\_\_\_\_  
Lydia D. Massey, Acting Municipal Clerk

**BOROUGH OF ROSELLE**

16.



**RESOLUTION NUMBER 2020-**

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF  
REVENUES AND APPROPRIATIONS IN THE 2020 MUNICIPAL BUDGET,  
PURSUANT TO N.J.S.A. 40A:4-87**

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the Borough of Roselle in the County of Union, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$4,508.64 as a result of a letter from the Bureau of Justice Assistance informing the Borough of Roselle of such award for bulletproof vests for the Roselle Police Department.

**BE IT FURTHER RESOLVED**, that the like sum of \$4,508.64 be appropriated under the caption:

Revenue: Bulletproof Vest Grant - 2020

Appropriations: Bulletproof Vest Grant – 2020

I, Lydia D. Massey, Acting Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 2020.

---

Lydia D. Massey, Acting Municipal Clerk

**BOROUGH OF ROSELLE**



**RESOLUTION NUMBER 2020-**

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF REVENUES AND APPROPRIATIONS IN THE 2020 MUNICIPAL BUDGET, PURSUANT TO N.J.S.A. 40A:4-87**

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the Borough of Roselle in the County of Union, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$33,047.67 as a result of a wire in this amount having been received by the Borough of Roselle from the State of New Jersey, Solid Waste Administration for a Clean Communities Grant.

**BE IT FURTHER RESOLVED**, that the like sum of \$33,047.67 be appropriated under the caption:

Revenue: Clean Communities Grant - 2020

Appropriations: Clean Communities Grant – 2020

I, Lydia D. Massey, Acting Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 2020.

\_\_\_\_\_  
Lydia D. Massey, Acting Municipal Clerk

# **BOROUGH OF ROSELLE**



18.

## **RESOLUTION NUMBER 2020-**

### **ACCEPTANCE OF THE RETIREMENT OF HEALTH OFFICIAL CHARLES GLAGOLA**

**WHEREAS**, Charles Glagola has notified the Borough that she will be retiring from the Board of Health; and

**WHEREAS**, Charles Glagola has been a Heath Board Official in good standing over twenty-five (25) years.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Roselle hereby accept the retirement of Charles Glagola, with an effective retirement date of August 31, 2020; and

**BE IT FURTHER RESOLVED**, that the Mayor and Borough Council thank Charles Glagola 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 August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 19, 2020.

---

Lydia Massey,  
Acting Borough Clerk

# **BOROUGH OF ROSELLE**

19.



## **RESOLUTION NUMBER 2020-**

### **APPOINTING SECRETARY TO EMERGENCY MANAGEMENT OFFICE**

**WHEREAS**, there is a need in the Borough of Roselle for a Secretary to Emergency Management; and

**WHEREAS** the Borough Administrator has recommended Shirley Davis- Taylor as Secretary to Emergency Management, which appointment requires the advice and consent of Council.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey that Shirley Davis- Taylor be appointed as the Secretary to Emergency Management effective August 1, 2020 with compensation in the amount of \$2,500.00 annually, prorated for 2020, to be paid in equal installments pursuant to the Borough's payroll system. This compensation is a stipend and is in addition to Mrs. Taylor's regular salary.

I, Lydia Massey, Acting Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 2020.

\_\_\_\_\_  
Lydia Massey  
Acting Municipal Clerk

Certification of Availability of Funds:  
(Account #0-01-25-265-000-111)

\_\_\_\_\_  
Anders Hasseler, CFO

07 Aug 2020  
Date

**BOROUGH OF ROSELLE**

20.



**RESOLUTION NUMBER 2020-**

**APPOINTING SCHOOL CROSSING GUARDS**

**WHEREAS**, there is a need in the Borough of Roselle to employ School Crossing Guards; and

**WHEREAS**, N.J.S.A. 40A:9-154.1 permits the employ of School Crossing Guards upon the recommendation of the Chief of Police for a term not to exceed one year; and

**WHEREAS**, it has been determined by the Chief of Police that the following individuals are qualified for appointment to the position of School Crossing Guard:

|                            |                              |
|----------------------------|------------------------------|
| Graham, Rickey             | Joyner, Linder               |
| Armstead, Ruth (Alternate) | McArthur, Eugene (Alternate) |
| Carpenter, Gerline         | McArthur, Linda              |
| Delfino, Anthony           | McDowell, Star               |
| Allen, Charles             | McNeal, Hakina               |
| Blondel, Brendalie         | Nowlin, Michelle             |
| Boone, Arthur              | Rivera, Madelin              |
| Brown, Ezra                | Rose, Veronica               |
| Cokley, Leroy              | Simmons, Cerise              |
| Hoffman, Delcia            | Smith, Felipe (Alternate)    |
| Drewniany, Raymond         | Tirado, Lendie               |
| Dunston, Mary              | Trent, Diahann               |
| Emanuel, Deborah           | Williams, Lou Vata           |

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey that these persons listed above be and are hereby appointed to the position of School Crossing Guard in the Borough of Roselle, effective September 14, 2020 for a term not to exceed one year, with a salary range of \$15.53 to \$19.27 per hour as set forth in the collective negotiations agreement between the Borough and the OPEIU.

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 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 August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August 2020.

\_\_\_\_\_  
Lydia D. Massey  
Acting Borough Clerk

Certification of Availability of Funds:  
(Account# 0-01-25-240-0001-111

Anders T Hassler 06 Aug 2020  
Anders Hassler, CFO Date

# **BOROUGH OF ROSELLE**

21.



## **RESOLUTION NUMBER 2020-**

### **ACCEPTANCE OF THE RESIGNATION OF DONALD SHAW**

**WHEREAS**, a Resolution appointed Donald Shaw, to the position of Recreation Leader, effective February 23, 2012; and

**WHEREAS**, Donald Shaw began his employment with the Borough as a full-time Recreation Leader; and

**WHEREAS**, Donald Shaw has submitted a letter of resignation, effective at close of business August 14, 2020.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Roselle hereby accepts the resignation in good standing of Donald Shaw, this date.

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 August 19, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 19<sup>th</sup> day of August, 2020.

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Lydia Massey,  
Acting Borough Clerk

# BOROUGH OF ROSELLE

22.



## **RESOLUTION NUMBER 2020 --**

### **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   | TOTAL        |
|---------------------------------|-------|-----|------|-------------|--------------|--------------|--------------|
| ECHO LAKE ENTERPRISES LLC       | 2302  | 5   |      | 17000021    | \$15,300.00  | \$43,185.88  | \$58,485.88  |
| FNA DZ, LLC                     | 1202  | 12  |      | 17000010    | \$21,300.00  | \$65,841.38  | \$87,141.38  |
| MTAG ASCUST FOR ATCF II NJ, LLC | 6201  | 1   |      | 16-00054    | \$39,000.00  | \$128,453.14 | \$167,453.14 |
| TFS CUST FOR FIG CAP INV NJ13   | 2901  | 2   |      | 17000027    | \$0.00       | \$67,822.90  | \$67,822.90  |
| US BANK CUST FOR PRO CAP 8      | 2401  | 7   |      | 19-00017    | \$29,500.00  | \$14,425.29  | \$43,925.29  |
| TOTAL                           |       |     |      |             | \$105,100.00 | \$319,728.59 | \$424,828.59 |

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

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

I certify that the foregoing is a true and correct copy of resolution adopted by the Mayor and Council of the Borough of Roselle at a meeting held August 19, 2020.

Lydia Massey, Acting Municipal Clerk

Certification of Availability of Fund

Michael J. Schnurr, Tax Collector

Date

8/6/20

**BOROUGH OF ROSELLE**



**RESOLUTION NUMBER 2020-225**

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

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

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

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

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

This resolution shall take effect immediately.

I, 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 Workshop meeting of said Council held August 12, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 12<sup>th</sup> day of August 2020.

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Lydia Massey, Acting Municipal Clerk