

**BOROUGH OF ROSELLE
MAYOR & COUNCIL
MINUTES OF THE REGULAR MEETING
NOVEMBER 10, 2020**

Mayor Atkins called the Borough of Roselle, Union County, New Jersey, Mayor and Council Regular meeting of the Borough of Roselle, Union County, New Jersey, held at Borough Hall, 210 Chestnut Street, Roselle, New Jersey to order on November 10, 2020 at 6:31 p.m. The flag salute was done, and the invocation was given by Mayor Atkins.

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

This is to state for the record that this meeting is being held according to the requirements of the Open Public Meetings Act, Section 5, Chapter 231, P.L. 1975, by posting and maintaining the annual notice of Regular and Workshop Meetings on the Borough Hall Bulletin Board, by emailing the Annual Notice of Regular and Workshop meetings for 2020 to the Union County Local Source and The Home News Tribune in 2019, by posting on the Borough of Roselle website, and by filing said notice in the Office of the Municipal Clerk.

ROLL CALL:

Attendee Name	Title	Status	Arrived
Denise Wilkerson	Councilwoman	P	
Brandon Bernier	Councilman	P	
Cindy Thomas	Councilwoman	P	
Isabel Sousa	Councilwoman	P	
John Fortuna	Councilman	P	
Cynthia Johnson	Councilwoman	P	
Reginald Atkins	Mayor	P	

ALSO PRESENT:

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

PROCLAMATIONS

The Veterans Day proclamation was read into the record by Councilman John Fortuna

The Livingston Lions Club proclamation was read into the record by Mayor Atkins, and he thanked them for partnering with Roselle. Following this Natel Patel, District Governor 16N, of the Livingston Lions Club said they were humbled and pleased to partner with the Borough of Roselle; he thanked Mayor & Mrs. Atkins for their leadership. He thanked everyone that

volunteered to distribute and deliver food, and he thanked the Roselle DPW workers for their assistance. He also asked the Mayor and his team to establish a Lyons Club in the Borough of Roselle to open up avenues for grants and resources to benefit the community.

The proclamation in Memory of Edward Abdussalaam was read into the record by Councilwoman Cynthia Johnson and she gave remarks. Mayor Atkins also made remarks about Mr. Abdussalaam.

Mayor Atkins then made the following

APPROVAL OF MINUTES OF MEETINGS

Motion by Council President Wilkerson, seconded by Councilman Bernier to approve the minutes of meetings.

Minutes of the Mayor and Council Workshop Meeting – October 14, 2020

Minutes of the Mayor and Council Closed Executive Session – October 14, 2020

Minutes of the Mayor and Council Regular Meeting – October 21, 2020

Minutes of the Mayor and Council Closed Executive Session – October 21, 2020

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

COMMITTEE REPORTS

William Swisher and Warren Korecky, Suplee & Clooney, gave a general overview of the 2019 Municipal Audit. Mr. Swisher thanked CFO Anders Hasseler and Borough Administrator for assisting them with the audit during the COVID-19 pandemic which was more difficult due to the circumstances. He reported that the Borough had a good financial year and there was more surplus \$4.1million to \$5.8 million than the previous year due to the tax collection rate; there were 21 audit recommendations last year, and there were 13 audit recommendations which were corrected in the CFO's corrective action plan. He commented that financially, the Borough is in good shape and the finance office and tax collection is making a lot of strides. Warren Korecky

echoed the sentiment of Mr. Swisher regarding how the financials improved and spoke to a bond sale which reflects the improvements in the finance office. He also thanked the Borough Administrator, CFO, and Tax Collector for their hard work and for the courtesies they extended. Mr. Swisher and Mr. Korecky answered questions posed to them from Councilwoman Johnson who thanked them for the service they provide to the Borough. Mayor Atkins thanked them for their hard work over the years.

Councilwoman Johnson gave a brief report on public safety it didn't change much from the last report in the area of service calls and park and walks. She reported a stabbing on 2nd Avenue that it was still under investigation; she thanked the Police, Fire and OEM for their support.

Councilman Fortuna reported that the DPW/Code Enforcement Committee met to discuss ways to keep Chestnut Street clean and appealing, and to speak to the business owners for a united goal. He also announced that November is the last month for bulk trash pickup, and he gave the dates for metal pickup and information on how to schedule it through the end of December.

Council President Wilkerson reported on behalf of the Governance Committee and said department heads are mapping out their staffing and operational needs for 2021; Human Resources will work with finance for their needs; there is an ongoing review of ordinances and departments heads will see where improvements are needed in their area; she talked about a redevelopment project on West 1st Avenue that went before the Planning Board and will go before Council for approval; she also spoke to redevelopment opportunities near the Wawa Store and on East 3rd Avenue. She announced that Roselle received \$98K from the State for the NPP Grant Program; she gave an update on the COVID-19 cases from November 1 through November 9, and that Roselle is stacking up on PPE items; she also talked about the \$11 million dollar grant to complete the Roselle library project and thanked Jeanne Marie Ryan for lobbying with the State for the bond construction act; she also thanked former Mayor Dansereau for putting the plan together for the library.

Councilman Bernier reported on behalf of the Finance Committee and spoke to the ordinances on the agenda as it relates to increasing fees. He reported that the department heads will review ordinances in their respective departments for potential fee increases. He echoed the sentiment of William Swisher and Warren Korecky regarding the audit and the increase in the fund balance from \$4.1 million dollars to \$5.8 million dollar; he said it resulted in a cushion for the Borough when times get rough and helps to not cut services or employees as some other municipalities had to do. He commended Mr. Swisher and Korecky, CFO Hasseler, and the Finance Committee for the work done on the audit, and reported that the Finance Committee is looking at the 2021 budget. He spoke to the \$11 million dollar library project grant and wants to see the project through to completion; he announced that the Planning Board will hold a meeting on December 2, 2020 at 7:00 p.m., via Zoom for the purpose of redevelopment projects. He urged everyone to continue to mask up as COVID-19 cases are on the rise, and said it is good to see things move forward and hopes it will continue.

INTRODUCTION, CONSIDERATION AND PASSAGE OF ORDINANCES

ORDINANCE ON INTRODUCTION & FIRST READING – Ordinance Number 2634-20

AN ORDINANCE AMENDING CHAPTER 55 “FEES FOR BOROUGH SERVICES,” OF THE CODE OF THE BOROUGH OF ROSELLE TO UPDATE VARIOUS FEES

WHEREAS, Title 54 of the New Jersey Revised Statutes authorizes municipalities to charge certain fees for various services provided by the Tax Collector; and

WHEREAS, the Borough of Roselle currently charges fees for other Borough services; and

WHEREAS, the Borough Council believes it is in the best interest of the Borough to review and update said fees on a regular basis.

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

Section 1. Amendment of Article IX

Chapter 55 “Fees for Borough Services,” Article IX “Tax Collector’s Office” of the Code of the Borough of Roselle is hereby amended by adding the following sections. Chapter 55 “Fees for Borough Services” shall be further amended by renumbering all subsequent sections to consecutively follow the new sections.

§ 55-20 Duplicate tax bill.

In accordance with N.J.S.A. 54:4-64(d), the Tax Collector is hereby authorized to charge the following fees for the preparation of duplicate tax bills:

A. \$5 for the first duplicate copy.

B. \$25 for each subsequent duplicate copy requested in the same fiscal year.

§ 55-21 Tax search certificate.

In accordance with N.J.S.A. 54:5-14, the Tax Collector is hereby authorized to charge a fee of \$10 for each official municipal tax search certificate issued. Pursuant to N.J.S.A. 54:5-15, the Tax Collector is further authorized to charge a fee of \$2 per calendar year for the continuation of an official municipal tax search.

§ 55-22 Duplicate tax sale certificate.

In accordance with N.J.S.A. 54:5-52.1, the Tax Collector is hereby authorized to charge a fee of \$100 for the preparation of a duplicate tax sale certificate. This fee shall be collected upon the receipt of a written request for a duplicate certificate from the legal lienholder or their representative and must be approved by the Mayor and Council, by resolution, before a duplicate certificate can be created.

§ 55-23 Certificate of redemption.

In accordance with N.J.S.A. 54:5-97.1, the Tax Collector is hereby authorized to charge a fee of \$35 to prepare and execute a certificate of redemption of tax sale. This fee shall be collected upon the receipt of a written request from the property owner or their authorized agent.

§ 55-24 Mailing of tax sale notices in lieu of advertising.

The Tax Collector is hereby authorized to send, by regular mail, two notices in lieu of any two tax sale publications to the property owner of record and to any person or entity entitled to notice

pursuant to N.J.S.A. 54:5-104.48 for a fee of \$25 per notice. The total cost to be charged and collected shall not exceed \$50 per property tax sale.

Section 2. Amendment of Article X

Chapter 55 "Fees for Borough Services," Article X "Fees for Usage of Certain Borough Facilities; Regulations" of the Code of the Borough of Roselle is hereby amended as follows:

- I. In Subsection A(1), regarding the community center rental fee, replace \$200 with \$300 and replace \$50 with \$100.
- II. In Subsection E(4), regarding the refundable security deposit, replace \$50 with \$150.

Section 3. Amendment of Article XI

Chapter 55 "Fees for Borough Services" is hereby amended by replacing Article XI "Summer Program Fees/Summer Event Fees" of the Code of the Borough of Roselle in its entirety with the following:

Article XI Fees for Recreation Programs/Events

§ 55-26 Summer camp.

There shall be hereby fixed and established fees chargeable to participants by the Borough for summer camp as stated below:

A. Roselle resident:

1 child	\$360 for summer (\$60 per week)
2 children	\$330 for summer (\$55 per week) per child
3 or more children	\$300 for summer (\$50 per week) per child

B. Nonresident: \$750 (\$125 per week)

C. Fees for those attending less than the full season will be prorated on a weekly basis.

D. All campers must be picked up promptly at or before 5:30pm. Any camper that is not picked up by a designated parent or guardian by 5:30pm each day during the six-week program will be taken to a site as designated by the Director of Recreation or their designee, be picked up from there, and the following fees will be imposed:

- (1) \$5 for pickup between 5:30pm – 5:45pm
- (2) \$10 for pickup between 5:46pm – 6:00pm
- (3) \$15 for pickup after 6:00pm

§ 55-27 Vendor registration fees.

There shall be hereby fixed and established the following fees and regulations for any vendor seeking to register for space at a Borough-sponsored event as stated below:

A. All standard Borough-sponsored events:

- (1) Non-food vendor: \$100
- (2) Food/beverage vendor: \$150

B. Summer Music Festival:

- (1) Non-food vendor: \$250
- (2) Food/beverage vendor: \$500

C. Refunds will only be issued if the original event date(s) are cancelled by the Borough.

D. The above fees may be waived for any verified non-profit organization seeking space solely to distribute literature or information.

- E. Each vendor seeking space under this section shall be required to certify their understanding and acceptance that in consideration of the aforementioned fees, they shall be permitted to exhibit articles for sale, subject to the following provisions:
- (1) The vendor agrees to release the sponsors and the Borough of Roselle from any loss or damage, personal, bodily or property, as a result of any cause, including but not limited to fire, theft, or breakage during the duration of the event as well as while moving into or out of the event space.
 - (2) The vendor shall be responsible for cleanup of their space immediately following the event, including all paper and boxes.
 - (3) The Borough of Roselle reserves the right to allocate space assignments at its own unfettered discretion. In addition, the Borough reserves the right to make changes due to unforeseen circumstances or in the interest of public safety.
 - (4) The Roselle Police Department has forbidden the sale of smoke bombs, firecrackers, items of a hazardous nature, and illegal items. Products of this type will be confiscated. Merchandise to be sold must comply with the law as interpreted by the event sponsor.
 - (5) Items for sale must be handmade crafts, new merchandise, and fresh food/beverage only. No used products will be allowed for sale and the Borough of Roselle reserves the right to exclude vendors not in compliance with this guideline.
 - (6) Advance approval of all food/beverage sales is a mandatory requirement of the Borough Health Department. The New Jersey Uniform Fire Code section N.J.A.C. 5:70-2.7(a)3.v. will be enforced by the Roselle Fire Department. Inspection and permits must be issued to food vendors using flame producing devices before the start of the event.
 - (7) The vendor agrees and acknowledges that all advertising and promotion of their product is their own responsibility. The Borough of Roselle assumes no responsibility or liability for advertising related to any vendor's specific product.
- F. Any vendor that fails to comply with subsection **D(2)** above may be charged an additional cleanup fee of \$50.
- G. Any vendor that fails to comply with any of the provisions of subsection **D** above may be prohibited from future inclusion at subsequent Borough-sponsored events.

Section 4. 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 5. Effective Date

This ordinance shall become effective immediately or as prescribed by law.

Mayor Atkins read Ordinance Number 2634-20 by title and then asked for a motion to adopt the ordinance on introduction and announced the public hearing will be held on December 16, 2020.

Motion by Councilman Bernier, seconded by Councilman Fortuna to adopt Ordinance Number 2634-20.

Vote Record – Ordinance Number 2634-20 – Introduction & First Reading				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson	x			
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

**ORDINANCE ON INTRODUCTION & FIRST READING – Ordinance Number 2635-20
AN ORDINANCE AMENDING CHAPTER 514 “TOWING,” OF THE CODE OF THE
BOROUGH OF ROSELLE TO UPDATE FEES AND AUTHORIZED TOWING RATES**

WHEREAS, the Borough of Roselle requires towing operators to apply and be licensed to operate within the Borough; and

WHEREAS, the Borough of Roselle Police Department has conducted a review of the current fees and maximum authorized towing rates, which have not been updated since at least 1997, and the Police Chief has made recommendations for revision; and

WHEREAS, the Borough Council believes it is in the best interest of the Borough to review and update said fees on a regular basis.

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

Section 1. Amendment of § 514-5 License fees.

Chapter 514 “Towing,” Section 5 “License fees” of the Code of the Borough of Roselle is hereby amended as follows:

III. In Subsection A(1), regarding the application fee, replace \$100 with \$250.

IV. In Subsection A(2), regarding the license fee, replace \$375 with \$500.

Section 2. Amendment of § 514-11 Rates.

Chapter 514 “Towing,” Section 11 “Rates” of the Code of the Borough of Roselle is hereby amended as follows:

I. In Subsection A(1), regarding the inside storage rate, replace \$20 with \$50.

II. In Subsection A(1), remove “the outside storage charges are to apply.” and replace it with “there shall be no cost to the Borough of Roselle or the registered owner pursuant to § 514-4D(23). After the Police Department concludes its investigation and notifies both the registered owner and the tow yard, charges may begin to accumulate the next day. After said notification, the tow yard may move the vehicle from inside to outside storage at no cost to the Borough of Roselle or the registered owner.”

- III. Replace Subsection A(2), regarding the outside secured storage rate, in its entirety with "Outside secured storage: \$30."
- IV. Replace Subsection A(3), regarding the outside unsecured storage rate, in its entirety with "Outside unsecured storage: \$20."
- V. In Subsection C(1), regarding the daytime towing rate, replace \$40 with \$75.
- VI. In Subsection C(2), regarding the nighttime towing rate, replace \$50 with \$75.
- VII. In Subsection C(3), regarding the holiday towing rate, replace \$50 with \$75.
- VIII. In Subsection C(4), regarding the dolly towing rate, replace \$25 with \$50.
- IX. In Subsection C(6), regarding the winching rate, replace \$15 with "\$75 up to 50 feet, \$2.50 per foot thereafter."
- X. Add Subsection C(8) as follows: Motorcycles/Street Bikes/Quads: \$175.
- XI. Add Subsection C(9) as follows: Rollover: \$150.
- XII. Add Subsection C(10) as follows: Additional services: \$50 each. Additional services include lockouts; snatch blocks; yard tows; and the application, collection, and disposal of products necessary for fuel, oil, and antifreeze spills. Non-fluid debris is to be collected by the towing operator both on and off the roadway at no additional charge.
- XIII. Add Subsection C(11) as follows: Towing operators are prohibited from charging the registered owner for towing the vehicle from one storage facility to another storage facility controlled by said operator.
- XIV. At the end of Subsection D, add the following: All towers shall also ensure that each storage yard has a current and complete rate schedule posted in their facility in a clear and unobstructed manner. All rates listed in this section are to be included in said rate schedule, and only those rates expressly authorized by this section are to be charged to a vehicle owner. No other fees or charges are permitted.

Section 3. 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 4. Effective Date

This ordinance shall become effective immediately or as prescribed by law.

Mayor Atkins read Ordinance Number 2635-20 by title and then asked for a motion to adopt the ordinance on introduction and announced the public hearing will be held on December 16, 2020.

Motion by Councilman Bernier, seconded by Councilwoman Thomas to adopt Ordinance Number 2635-20.

Vote Record – Ordinance Number 2635-20 – Introduction & First Reading				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson	x			
x Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

Following this, Mayor Atkins opened up the public comment portion of the meeting for resolutions only.

PUBLIC COMMENTS (on Pending resolutions only)

1. Garrett Smith spoke to the audit and asked what the Borough's debt is. He also commented that Roselle was going to be picking up some new debt with the library grant, and he knows the debt has been a challenge over the years. He said he was happy about the grant for the Grove Street Park.

2.

Seeing no one else come forward, Mayor Atkins closed the public comment portion of the meeting.

Following this, Mayor Atkins asked Borough Administrator Jack Layne if anyone could speak to the debt, and the Borough Administrator called on CFO Hassler to speak to it. CFO Hassler reported that the net debt at the end of 2019 was approximately \$49 million dollar and the debt ceiling based on the equalized evaluation is at approximately \$50 million dolloar; the percentage fluctuates between 2.7 or 2.8, and the limit is 3.5

Mayor Atkins asked for a motion to move the consent agenda as presented and written.

Motion by Council President Wilkerson, seconded by Councilman Fortuna to adopt the Consent Agenda as amended, Resolution Numbers 2020-281 and 2020-314 through 2020-330.

Vote Record – To Adopt the Consent Agenda				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			

Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson	x			
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

CONSENT AGENDA

RESOLUTION NUMBER 2020-281

RESOLUTION TO APPROVE THE MEMORANDUM OF AGREEMENT AND COLLECTIVE NEGOTIATIONS AGREEMENT BETWEEN THE BOROUGH OF ROSELLE AND OPEIU, LOCAL 32, DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Borough of Roselle (the “Borough”) and OPEIU, Local 32, Department of Public Works (“Local 32”) are parties to an expired Collective Negotiations Agreement extending from July 1, 2013, through December 31, 2017; and

WHEREAS, the parties have met for the purposes of negotiating a successor Collective Negotiations Agreement and have tentatively agreed to those terms and conditions as set forth in the Memorandum of Agreement (“MOA”) and successor Collective Negotiations Agreement extending from January 1, 2018 through December 31, 2021, copies of which are on file with the Borough Administrator, and are incorporated by reference herein; and

WHEREAS, Local 32 has ratified the MOA and successor Collective Negotiations Agreement; and

WHEREAS, the Borough’s Negotiations Committee recommends that the MOA and successor Collective Negotiations Agreement, be approved by the full Borough Council; and

WHEREAS, the Borough Council has reviewed the MOA and successor Collective Negotiations Agreement, and agrees with the recommendations set forth herein.

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

1. The Borough Council hereby ratifies the MOA and successor Collective Negotiations Agreement between the Borough and Local 32, extending from January 1, 2018 through December 31, 2021;
2. The Borough Council authorizes the Borough Administrator, and other appropriate parties to take any and all actions necessary to effectuate the terms of this Resolution, the MOA, and successor Collective Negotiations Agreement; and
3. The Borough Council hereby further authorizes the Mayor, Borough Administrator, and/or other appropriate parties to take the necessary subsequent actions on behalf of the Borough to execute the MOA and successor Collective Negotiations Agreement between the Borough and Local 32.

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 November 10, 2020.

RESOLUTION NUMBER 2020-314

**A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE
AUTHORIZING THE BOROUGH TAX ASSESSOR AND BOROUGH SPECIAL TAX
COUNSEL TO FILE A CORRECTION OF ERROR COMPLAINT, PURSUANT TO
N.J.S.A. 54:51A-7 IN THE TAX COURT OF NEW JERSEY, FOR REAL PROPERTY
COMMONLY KNOWN AND DESIGNATED AS BLOCK 2604, LOT 7.01 ON THE TAX
MAP OF THE BOROUGH OF ROSELLE**

WHEREAS, 2020 Hilleary Park Urban Renewal, LLC is the owner of real property commonly known as Block 2604, Lot 7.01 on the tax map of the Borough of Roselle; and

WHEREAS, the Borough of Roselle has heretofore has entered into a Financial Agreement with 2020 Hilleary Park Urban Renewal, LLC, an urban renewal entity formed and qualified to do business under the provisions of the New Jersey Long Term Tax Exemption Law, N.J.S.A.40A:20-1, et seq. ("LTTEL"); and

WHEREAS, the Financial Agreement provides for a tax exemption and an Annual Service Charge (ASC) for payments in lieu of taxes (PILOT) on all improvements on the subject property made in the redevelopment of the property; and

WHEREAS, said Financial Agreement does not provide for the land to be exempt, provides for payment of land taxes, and further provides for a land tax credit to be given against the ASC for the land taxes paid in the year preceding payment of the ASC; and

WHEREAS, it appears that a clerical error has been made with respect to the tax assessment of the above-named lot in that the land portion, in addition to the improvement portion, where applicable, of the assessment has been recorded as exempt, as follows:

BLOCK: 2604, LOT: 7.01

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 674,200	15 F
Improvements	\$ 1,120,800	
Total	\$ 1 795,000	

WHEREAS, the assessment for said real property for the tax year 2020 should have been, as per the aforementioned Financial Agreement between the Borough of Roselle and 2020 Hilleary Park Urban Renewal, LLC, the following:

BLOCK: 2604, LOT: 7.01

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 674,200	1
Improvements	\$ 0	
Total	\$ 674,200	

BLOCK: 2604, LOT: 7.01X

<u>Assessment</u>	<u>Property Class</u>
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Land	\$	0	15 F
Improvements	\$	1,120,800	
Total	\$	1,120,800	

WHEREAS, the statutory remedy to correct typographical errors, errors in transposing, and mistakes in tax assessments, is the filing of a Correction of Error Complaint pursuant to N.J.S.A. 54:51A-7; and

WHEREAS, the Borough Council of the Borough of Roselle is in agreement that the error in the assessment for such real property should be corrected;

NOW, THEREFORE, be it resolved by the Borough Council of the Borough of Roselle that the Borough Tax Assessor and Borough Special Tax Counsel be and are hereby authorized to file a Correction of Error Complaint, pursuant to N.J.S.A. 54:51A-7 in the Tax Court of New Jersey to correct the above assessment for the tax year 2020 with respect to the above premises owned by 2020 Hilleary Park Urban Renewal, LLC, commonly known and designated as Block 2604, Lot 7.01 on the tax map of the Borough of Roselle as aforesaid.

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 November 10, 2020.

RESOLUTION NUMBER 2020-315

A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE AUTHORIZING THE BOROUGH TAX ASSESSOR AND BOROUGH SPECIAL TAX COUNSEL TO FILE A CORRECTION OF ERROR COMPLAINT, PURSUANT TO N.J.S.A. 54:51A-7 IN THE TAX COURT OF NEW JERSEY, FOR REAL PROPERTY COMMONLY KNOWN AND DESIGNATED AS BLOCK 7505, LOTS 30.01, 30.02, 30.03, 30.04, 30.05, 30.06, 30.07, 30.08 AND 30.09 ON THE TAX MAP OF THE BOROUGH OF ROSELLE

WHEREAS, Roselle Urban Renewal, LLC is the owner of real property commonly known as Block 7505, Lots 30.01, 30.02, 30.03, 30.04, 30.05, 30.06, 30.07, 30.08 and 30.09 on the tax map of the Borough of Roselle; and

WHEREAS, the Borough of Roselle has heretofore has entered into a Financial Agreement with Roselle Urban Renewal, LLC, an urban renewal entity formed and qualified to do business under the provisions of the New Jersey Long Term Tax Exemption Law, N.J.S.A.40A:20-1, et seq. ("LTTEL"); and

WHEREAS, the Financial Agreement provides for a tax exemption and an Annual Service Charge (ASC) for payments in lieu of taxes (PILOT) on all improvements on the subject property made in the redevelopment of the property; and

WHEREAS, said Financial Agreement does not provide for the land to be exempt, provides for payment of land taxes, and further provides for a land tax credit to be given against the ASC for the land taxes paid in the year preceding payment of the ASC; and

WHEREAS, it appears that a clerical error has been made with respect to the tax assessments of the above-named lots in that the land portion, in addition to the improvement portion, where applicable, of the assessments has been recorded as exempt, as follows:

BLOCK: 7505, LOT: 30.01

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 494,300	15 F
Improvements	\$ 18,855,800	
Total	\$ 19,350,100	

BLOCK: 7505, LOT: 30.02

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 409,500	15 F
Improvements	\$ 23,556,500	
Total	\$ 23,966,000	

BLOCK: 7505, LOT: 30.03

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 174,400	15 F
Improvements	\$ 3,774,100	
Total	\$ 3,948,500	

BLOCK: 7505, LOT: 30.04

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 376,600	15 F
Improvements	\$ 0	
Total	\$ 376,600	

BLOCK: 7505, LOT: 30.05

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 312,800	15 F
Improvements	\$ 0	
Total	\$ 312,800	

BLOCK: 7505, LOT: 30.06

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 54,000	15 F
Improvements	\$ 0	
Total	\$ 54,000	

BLOCK: 7505, LOT: 30.07

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 250,900	15 F
Improvements	\$ 0	

Total \$ 250,900

BLOCK: 7505, LOT: 30.08

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 48,200	15 F
Improvements	\$ 0	
Total	\$ 48,200	

BLOCK: 7505, LOT: 30.09

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 939,800	15 F
Improvements	\$ 0	
Total	\$ 939,800	

WHEREAS, the assessments for said real property for the tax year 2020 should have been, as per the aforementioned Financial Agreement between the Borough of Roselle and Roselle Urban Renewal, LLC, the following:

BLOCK: 7505, LOT: 30.01

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 494,300	1
Improvements	\$ 0	
Total	\$ 494,300	

BLOCK: 7505, LOT: 30.01X

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 0	15F
Improvements	\$ 18,855,800	
Total	\$ 18,855,800	

BLOCK: 7505, LOT: 30.02

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 409,500	1
Improvements \$	0	
Total	\$ 409,500	

BLOCK: 7505, LOT: 30.02X

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 0	15F
Improvements	\$ 23,556,500	
Total	\$ 23,556,500	

BLOCK: 7505, LOT: 30.03

	<u>Assessment</u>	<u>Property Class</u>
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Land	\$	174,400	1
Improvements	\$	0	
Total	\$	174,400	

BLOCK: 7505, LOT: 30.03X

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 0	15F
Improvements	\$ 3,774,100	
Total	\$ 3,774,100	

BLOCK: 7505, LOT: 30.04

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 376,600	1
Improvements	\$ 0	
Total	\$ 376,600	

BLOCK: 7505, LOT: 30.05

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 312,800	1
Improvements	\$ 0	
Total	\$ 312,800	

BLOCK: 7505, LOT: 30.06

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 54,000	1
Improvements	\$ 0	
Total	\$ 54,000	

BLOCK: 7505, LOT: 30.07

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 250,900	1
Improvements	\$ 0	
Total	\$ 250,900	

BLOCK: 7505, LOT: 30.08

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 48,200	1
Improvements	\$ 0	
Total	\$ 48,200	

BLOCK: 7505, LOT: 30.09

	<u>Assessment</u>	<u>Property Class</u>
Land	\$ 939,800	1
Improvements	\$ 0	

Total \$ 939,800

WHEREAS, the statutory remedy to correct typographical errors, errors in transposing, and mistakes in tax assessments, is the filing of a Correction of Errors Complaint pursuant to N.J.S.A. 54:51A-7; and

WHEREAS, the Borough Council of the Borough of Roselle is in agreement that the error in the assessment for such real property should be corrected;

NOW, THEREFORE, be it resolved by the Borough Council of the Borough of Roselle that the Borough Tax Assessor and Borough Special Tax Counsel be and are hereby authorized to file a Correction of Errors Complaint, pursuant to N.J.S.A. 54:51A-7 in the Tax Court of New Jersey to correct the above assessments for the tax year 2020 with respect to the above premises owned by Roselle Urban Renewal, LLC, commonly known and designated as Block 7505, Lots 30.01, 30.02, 30.03, 30.04, 30.05, 30.06, 30.07, 30.08 and 30.09 on the tax map of the Borough of Roselle as aforesaid.

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 November 10, 2020.

RESOLUTION NUMBER 2020-316

APPROVING A SHARED SERVICES AGREEMENT WITH THE ROSELLE BOARD OF EDUCATION FOR THE RENOVATION OF RALPH E. ARMINIO FIELD

WHEREAS, the Roselle Board of Education ("BOE") owns and operates Ralph E. Arminio Field, a community-based recreational site located on Chestnut Street; and

WHEREAS, the Borough of Roselle ("Borough") has applied for and been awarded funding, via grant issued by the New Jersey Green Acres Grant Program for the renovation of Ralph E. Arminio Field, to include the construction of a new field house/concession building for the use and enjoyment by the public; and

WHEREAS, N.J.S.A. 40A:65-1 et seq. permits and provides for a mechanism for contracting between local units, such as the Borough and the BOE, for the provision of services by and between the units by entry into a shared services agreement;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle, County of Union, State of New Jersey that the Shared Services Agreement, in the form attached hereto and made a part hereof is approved, for a period beginning October 30, 2020 and continuing until June 30, 2029, with the Mayor authorized to execute same on the Borough's behalf; and

BE IT FURTHER RESOLVED, the maximum cost of this Agreement shall not exceed \$1,333,033.67.

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 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 November 10, 2020.

RESOLUTION NUMBER 2020-317

**RESOLUTION AUTHORIZING THE MAYOR AND COUNCIL OF THE
BOROUGH OF ROSELLE TO RECOGNIZE JUNETEENTH INDEPENDENCE DAY
AS A BOROUGH HOLIDAY**

WHEREAS, despite the signing of the Emancipation Proclamation in 1863, news of freedom only reached many of the enslaved people of the south two and a half years later; and

WHEREAS, Juneteenth specifically commemorates June 19, 1865, the day General Gordon Granger rode into Galveston, Texas, with news that the Civil War had ended and the enslaved were free leading to jubilant celebrations; and

WHEREAS, Juneteenth has evolved into a general celebration of freedom, a celebration of the abolition of slavery, a reminder of the significant contributions African-Americans to the United States of America and a reminder to all Americans of the triumph of the human spirit over the cruelty of slavery; and

WHEREAS, Juneteenth was first given official State recognition when, in 1980, Texas made it an official state holiday; and

WHEREAS, on September 10, 2020, Governor Phil Murphy signed legislation making Juneteenth a State holiday in the state of New Jersey; and

WHEREAS, the Mayor and Council of the Borough of Roselle are delighted to be among the first municipalities to designate June 19th of each year as ‘Juneteenth Independence Day’ in the Borough, to honor and celebrate the emancipation of our ancestors.

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

The third Friday in June of each year is hereby designated as “Juneteenth Independence Day” in the Borough of Roselle, to commemorate and celebrate the emancipation of African-Americans and will be a paid day off for all employees.

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 November 10, 2020.

RESOLUTION NUMBER 2020-318

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

WHEREAS, bids were received on Thursday, October 29, 2020, at 10:00 A.M. for the above-referenced project; and

WHEREAS, there were eight (8) of bids received with the low bidder for the project being American Asphalt & Milling Services, LLC, 96 Midland Avenue, Kearny, NJ 07032 with a Base Bid of \$174,735.64; and

WHEREAS, Maser Consulting P.A. and other appropriate Borough Officials have reviewed the bids and recommend award of contract for this project, to American Asphalt & Milling Services, LLC; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available within the current and/or previously adopted budget for said purpose capital budget and/or grant appropriations; specifically within bond ordinance number 2627-20 for said construction services; and

WHEREAS, this Project is funded by multiple sources including CDBG Year 46 grant funds and the Borough of Roselle; and

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

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the above-referenced construction project is awarded to American Asphalt & Milling Services, LLC, 96 Midland Avenue, Kearny, NJ 07032 with a Base Bid of **\$174,735.64**.

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 November 10, 2020.

RESOLUTION NUMBER 2020-319

RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING CONSTRUCTION ADMINISTRATION SERVICES IN CONNECTION WITH THE CDBG YEAR 46 – COLUMBUS AVENUE ROADWAY IMPROVEMENT PROJECT FUNDED BY THE UNION COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND THE MUNICIPALITY WITHIN THE BOROUGH OF ROSELLE, UNION COUNTY, NEW JERSEY

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

WHEREAS, Maser Consulting Inc., is familiar with the construction administration procedures that is necessary for said improvements and shall perform the tasks as delineated in the October 30, 2020 correspondence; and

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

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

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

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

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

WHEREAS, the Business Administrator and/or Chief Financial Officer has certified that sufficient funds are available within the current and/or previously adopted budget for said purpose; specifically, within bond ordinance number 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 construction administration services in the amount of \$22,500.00 for the CDBG Year 46 – Columbus Avenue Roadway Improvement Project.

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

I, Lydia Massey, Acting Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the forgoing is true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held November 10, 2020.

RESOLUTION NUMBER 2020-320

RESOLUTION OF MAYOR AND COUNCIL APPROVING SUBMISSION OF 2020 BEST PRACTICES INVENTORY TO THE DIVISION OF LOCAL GOVERNMENT SERVICES

WHEREAS, the Borough of Roselle was required to complete a Best Practices Inventory for 2020 which was submitted to the Division of Local Government Services by the CFO by the due date of November 3, 2020; and

WHEREAS, the Division of Local Government Services allowed the Best Practices Inventory for 2020 to be submitted prior to review and approval of submission by the Mayor and Council due to the Division of Local Government Services having drafted the Best Practices Inventory later than anticipated; and

WHEREAS, both the CFO and the Borough Administrator completed the Best Practices Inventory for 2020 and both were in agreement on the answers submitted in the Best Practices Inventory; and

WHEREAS, after completion of the Best Practices Inventory for 2020, the Borough of Roselle scored a 20 which resulted in no aid being withheld.

NOW, THEREFORE, BE IT RESOLVED, per the above information regarding the Best Practices Inventory for 2020, that the Mayor and Council of the Borough of Roselle approve the submission of the Best Practices Inventory 2020 as prepared by the CFO and the Borough Administrator for the Borough of Roselle.

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 November 10, 2020.

RESOLUTION NUMBER 2020-321

**RESOLUTION TO AUTHORIZE THE SUBMISSION OF THE CORRECTIVE ACTION
PLAN FOR THE CALENDAR YEAR 2019 MUNICIPAL AUDIT**

WHEREAS, the State of New Jersey, Division of Local Government Services requires the Chief Financial Officer and other Borough officials to prepare a Corrective Action Plan for all recommendations reflected in the annual audit; and

WHEREAS, the Borough's Calendar Year 2019 Audit included certain recommendations which require corrective action; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Roselle, County of Union, and State of New Jersey hereby authorize the submission of the Corrective Action Plan for the Calendar Year 2019 Audit to the Division of Local Government Services.

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Roselle, County of Union, and State of New Jersey that the Chief Financial Officer be directed to forward two copies of this resolution along with the Corrective Action Plan to the Division of Local Government Services.

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 November 10, 2020.

RESOLUTION NUMBER 2020-322

**RESOLUTION AMENDING RESOLUTION 2020-042 DECREASING THE CONTRACT
AWARD TO T & M ASSOCIATES FOR ENGINEERING SERVICES BY \$39,000.**

WHEREAS, the Borough Council previously approved a contract award to T & M ASSOCIATES for general engineering via Resolution 2020-042 in the amount of \$40,000; and

WHEREAS, T & M Associates is not currently serving the Borough in any engineering matters; and

WHEREAS, the Borough is decreasing its contract with T & M Associates by \$39,000 with a new not to exceed amount of \$1,000 for calendar year 2020.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the contract award to T & M Associates for engineering services be amended for a total contract amount not to exceed \$1,000 in account #0-01-20-165-000-228; and

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 November 10, 2020.

RESOLUTION NUMBER 2020-323

**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 \$500.00 as a result of a check in this amount having been received by the Borough of Roselle from Groundwork Elizabeth Inc. for Plant-A-Seed, Union County Means Green granted by the Union County Board of Chosen Freeholders.

BE IT FURTHER RESOLVED, that the like sum of \$500.00 be appropriated under the caption:

Revenue: Union County Means Green Grant - 2020

Appropriations: Union County Means Green Grant – 2020

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 November 10, 2020.

RESOLUTION NUMBER 2020-324

**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 \$12,500.00 as the Borough of Roselle was a participant in a subgrant agreement with the City of Plainfield. The grant was awarded by the New Jersey

Department of Health (NJDOH) for the purposes of carrying out a Childhood Lead Exposure Project. The Borough of Roselle has received a check in the amount of \$12,500.00 from the City of Plainfield.

BE IT FURTHER RESOLVED, that the like sum of \$12,500.00 be appropriated under the caption:

Revenue: NJDOH Childhood Lead Exposure Project Grant - 2020

Appropriations: NJDOH Childhood Lead Exposure Project Grant - 2020

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 November 10, 2020.

RESOLUTION NUMBER 2020-325

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 \$19,722.28 as a result of a check in this amount having been received by the Borough of Roselle from the State of New Jersey, Department of Environmental Protection for a Recycling Tonnage Grant.

BE IT FURTHER RESOLVED, that the like sum of \$19,722.28 be appropriated under the caption:

Revenue: Recycling Tonnage Grant - 2020

Appropriations: Recycling Tonnage Grant – 2020

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 November 10, 2020.

RESOLUTION NUMBER 2020-326
TRANSFER OF FUNDS BETWEEN LINE ITEMS

WHEREAS, the Chief Financial Officer has determined that it is necessary to make the following transfers between budget line items in order to pay appropriations 2020 invoices;

From: Mayor & Council OE	\$ 10,000.00	
From: Municipal Clerk OE	\$ 10,000.00	
From: Financial Administration S&W	\$ 5,000.00	
From: Financial Administration OE	\$ 95,000.00	
From: Tax Assessor OE	\$ 5,000.00	
From: Economic Development OE	\$ 15,000.00	
From: Planning Board OE	\$ 10,000.00	
From: Code Enforcement OE	\$ 20,000.00	
From: Parking Enforcement S&W	\$ 20,000.00	
From: Worker's Compensation Insurance	\$ 40,000.00	
From: Medical Insurance	\$ 250,000.00	
From: Traffic Control S&W	\$ 70,000.00	
From: Fire Department OE	\$ 40,000.00	
From: Shade Tree OE	\$ 10,000.00	
From: DPW OE	\$ 25,000.00	
From: Community Center S&W	\$ 5,000.00	
From: Parks & Playgrounds S&W	\$ 15,000.00	
From: Parks & Playgrounds OE	\$ 40,000.00	
From: Electricity	\$ 10,000.00	
From: Sewer Authority	\$ 40,000.00	
From: Gasoline	\$ 50,000.00	
From: Bond Principal	\$ 25,000.00	
From: NJ EIT Loan	\$ 5,000.00	
To: General Administration S&W		\$ 20,000.00
To: General Administration OE		\$ 70,000.00
To: Legal Services OE		\$ 90,000.00
To: Engineering OE		\$ 5,000.00
To: State Unemployment OE		\$ 30,000.00
To: Dispatch S&W		\$ 10,000.00
To: Vehicle Maintenance: DPW		\$ 25,000.00
To: Solid Waste		\$ 250,000.00
To: Public Health OE		\$ 20,000.00
To: Accumulated Leave		\$ 50,000.00
To: Street Lighting		\$ 15,000.00
To: Fire Hydrant		\$ 10,000.00
To: Water		\$ 10,000.00
To: Shared Service		\$ 30,000.00
To: Capital Improvement		\$ 180,000.00

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle, that the Chief Financial Officer be and is hereby authorized and directed to make the necessary transfers per above.

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 November 10, 2020.

RESOLUTION NUMBER 2020-327

**RESOLUTION AUTHORIZING HOLIDAY METER PARKING
RESTRICTIONS FOR THE BOROUGH OF ROSELLE**

WHEREAS, N.J.S.A. 39:4-8 (3) (c) (1) provides that a municipality may, by resolution, prohibit general parking; and

WHEREAS, the Borough Council is desirous of relaxing metered parking restrictions during the holiday season in an effort to promote the economic well-being of the community.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle that the metered parking restrictions be relaxed during the holiday season from Monday, December 7, 2020 through and including Monday, January 4, 2021.

BE IT FURTHER RESOLVED, that the Acting Municipal Clerk is hereby authorized and directed to forward a copy of this resolution to the Police Chief who is authorized and directed to enforce the provisions of this resolution with the full force and effect of law.

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 November 10, 2020.

RESOLUTION NUMBER 2020-328

RESOLUTION AUTHORIZING AUCTION OF ABANDONED VEHICLES

BE IT RESOLVED that the Borough Council of the Borough of Roselle, County of Union and State of New Jersey does hereby authorize a Public Auction of automobiles which are into the possession of the Roselle Police Department through abandonment or failure of owners to claim in accordance with N.J.S.A. 39:10A-1 (Laws of the State of New Jersey) as follows:

Place: George's Auto, 500 West 1st Avenue, Roselle, NJ
Vehicles: See Attached List
Date: December 2, 2020 at 10 am

Vehicles may be viewed at the location noted above for the one (1) hour period preceding the auction.

BE IT FURTHER RESOLVED, that the Public Notice of Auction shall be published as required by statute.

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 November 10, 2020.

RESOLUTION NUMBER 2020-329

**RESOLUTION AUTHORIZING A CONTRACT WITH JOHNSTON
COMMUNICATIONS FOR THE PROVISION OF UV-C THERMAL SANITIZING
LIGHTING**

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-6; and

WHEREAS, there is presently a demanding need to procure goods and the performance of sanitary and disinfecting services to secure and protect the public health, safety, and welfare for the Borough of Roselle; and

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

1. That a contract is awarded to Johnston Communications to provide sanitary and disinfecting goods and services to the Borough for a total contract amount not to exceed \$25,326.00.
2. The Chief Financial Officer has certified that sufficient funds are available within the CY 2020 Capital Budget in the amount of \$25,326.00 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 Johnston Communications 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 Regular meeting of said Council held November 10, 2020.

RESOLUTION NUMBER 2020-330

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
BB 316 INVESTMENTS LLC	7504	65	C3H01	19-00048	\$5,800.00	\$11,950.51	\$17,750.51
US BANK CUST FOR PC7 FIRSTRUST	4002	7		18-00048	\$7,600.00	\$32,667.13	\$40,267.13
TOTAL					\$13,400.00	\$44,617.64	\$58,017.64

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 November 10, 2020.

Mayor Atkins announced that the governing body needed to go into closed executive session.

On a motion by Councilman Bernier, seconded by Councilwoman Johnson. All were in favor, and none were opposed to go into closed executive session at 7:16 p.m.

RESOLUTION NUMBER 2020-331

RESOLUTION AUTHORIZING A CLOSED (EXECUTIVE SESSION)

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

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

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

1. The public shall be excluded from discussions of and action hereinafter specified as:
 - Personnel Matters

- Contract Negotiations
- Contractual Matters
- Litigation Matters
- Matters Falling Within Attorney Client Privilege

2. It is anticipated at this time, the above stated subject matters will be made public when it is determined that the need for confidentiality no longer exists.

This resolution shall take effect immediately.

I, 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 November 10, 2020.

At 7:35 p.m., the governing body came out of the Closed Executive Session.

NON-CONSENT

Motion by Councilman Fortuna, seconded by Council President Wilkerson to adopt Resolution number 2020-308.

Discussion: Councilwoman Johnson spoke about items in Mr. Osby's file and Mayor Atkins commented that she cannot speak about those things.

RESOLUTION NUMBER 2020-308

RESOLUTION APPOINTING DENIS OSBY ASSISTANT DEPARTMENT OF PUBLIC WORKS (DPW) SUPERVISOR

WHEREAS, there is an immediate need to for an Assistant DPW Supervisor due to the retirement and/or resignation of several employees in the Department of Public Works (DPW); and

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

WHEREAS, Denis Osby is a permanent employee of Borough of Roselle, having passed a competitive Civil Service test as Equipment Operator.

NOW THEREFORE BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE, appoint Denis Osby as a provisional Assistant DPW Supervisor, effective October 22, 2020, at a rate of \$29.81 per hour, pending the Civil Service Administration administering a competitive test.

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 November 10, 2020.

Vote Record – Resolution Number 2020-308				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier			x	
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson		x		
x Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

PAYMENT OF BILLS

Motion by Councilman Bernier, seconded by Councilwoman Sousa to adopt Resolution number 2020-332.

Discussion: Councilwoman Thomas asked a question about items on the bills list regarding a street closing as well as about thermal thermometers, and CFO Hasseler gave an explanation of the items she questioned.

Resolution # 2020-332

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

	BILL LIST
	10-Nov-20
<u>FUND</u>	<u>AMOUNT</u>
ANIMAL	\$ 5.40
CONTROL	
CAPITAL	\$ 91,049.29
ACCOUNT	
CDBG TRUST	
CURRENT	\$ 5,395,431.60
FUND	
ESCROW	
TRUST	
FSLEF	
SLEF	

GENERAL TRUST	\$	3,415.79
ACCOUNT		
TRUST DCA		
FEES		
GRANT	\$	5,954.00
ACCOUNT		
OCTOBER 23, 2020	\$	618,122.97
PAYROLL		
NOVEMBER 6, 2020	\$	961,840.14
PAYROLL		
MANUAL	\$	48,798.55
CHECK		
POAA		
REDEMPTION PREMIUM	\$	13,400.00
ACCOUNT		
PUBLIC		
DEFENDER		
REDEMPTION	\$	44,617.64
TRUST		
RESERVE FOR ESCROW		
SALARY		
DEDUCTION		
SUI		
GRAND TOTAL		\$7,182,635.38

LYDIA MASSEY
 ACTING BOROUGH CLERK
 DATED: NOVEMBER 10, 2020

Vote Record – To Adopt Resolution 2020-332				
	Ayes	Nays	Abstain	Absent
Councilwoman Wilkerson	x			
Councilman Bernier	x			
Councilwoman Thomas	x			
Councilwoman Sousa	x			
Councilman Fortuna	x			
Councilman Johnson	x			
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

PUBLIC COMMENT

1. Garrett Smith commented on the appointment of Councilwoman Sousa and the course case that ruled in the favor of the Borough Council; he said his understanding was that the position should have been posted so that other people had an opportunity to apply for it; there was no information or background on Councilwoman Sousa, and he asked for someone to explain what happened and if it was a fair process.
2. Sylvia Turnage extended her condolences to the wife of Edward Abdussalaam, Dr. Angel Grandison, and the family. She spoke fondly of Mr. Abdussalaam and said that he was the fabric of the community, was loved and known by man, and will be sorely missed. She congratulated the winners of the election which included President Elect Joseph Biden and Vice President Elect Kamala Harris, Mayor Elect Donald Shaw, Councilwoman Elect Cynthia Johnson and Council Elect Richard Villeda; Board of Education winners Cynthia Atkins, Ieesha Turnage and Jennifer Salters; she said she is looking forward to the Borough moving forward and cleaning up the disparities.
3. Jeanne Ryan thanked everyone who was associated with the library grant, and said it was truly a team effort, and that she feels fortunate and blessed to work in a community that supports library services.

Seeing no one else come forward, the Mayor closed the public comment portion of the meeting.

Mayor Atkins then asked if anyone wanted to respond to Mr. Smith's question regarding 1st Ward Councilwoman Sousa.

Councilwoman Sousa asked Borough Attorney Jalloh if they were allowed to speak to the process that was in court.

Attorney Jalloh gave his input on the appointment of Councilwoman Sousa and said they are on solid ground in terms of the legal aspect, but that he was not involved in or could speak to the selection process of the candidate.

Council President Wilkerson said that she was confident in the process and that all laws were followed under constant legal advice that was received.

Mayor Atkins remarked that he was excited about the library grant obtained for the Borough, and he thanked Library Director Jeanne Ryan.

COUNCIL COMMENT

Councilwoman Sousa thanked former Mayor Christine Dansereau for vision and work as it relates to a new library for Roselle, and thanked Library Director Jeanne Ryan for lobbying for Roselle to obtain the library grant. She gave her condolences to the family of Edward Abdussalaam and said he is an unsung hero along with the other military men and women who serve this country and help provide the freedoms that we enjoy today. She congratulated President Elect Joseph Biden and Vice President Elect Kamala Harris and commended VP Elect

Harris on being the first woman of color appointed as Vice President of the United States; she also congratulated the candidates who won nationally and locally. She talked about the increase in COVID numbers and encouraged everyone to mask-up, wash hands, and practice social distancing; she then thanked the Health Officer and Public Information Officer for keeping everyone informed about the pandemic. She talked about audit and congratulated CFO Anders Hassler for doing a great job. She wished everyone a Happy Thanksgiving.

Councilman Bernier gave his condolences to the family of Edward Abdussalaam and said he was a fixture in the community, a vibrant force at the age of 90 years old, and a 70-year resident who lived on Harrison Avenue. He reminisced about seeing Abdussalaam dancing and always having a smile on his face. He spoke about placing a resolution on the next Council meeting agenda to honor Mr. Abdussalaam and asked for Council support to memorialize the block of Harrison Avenue as Edward Abdussalaam Way. He announced that his 2nd Ward Council meeting will be held on November 24, 2020 at 7:00 p.m., at the Agape House of Worship. He talked about the increase in COVID-19 cases and he urged people to keep masks on indoors while visiting their families during the holidays. He talked about the library project and thanked Library Director Jeanne Ryan for championing it to get it passed as well as former Mayor Dansereau for pushing it locally and putting the team together to go after the grant. He thanked the team and reported that there were over 129 submissions and only 38 were granted for the first round of grants. He also talked about his niece who underwent her last round of chemo, and said the surgery was a success, he thanked everyone for their support and asked for everyone to keep her in prayer. He commented on the judges ruling of the 1st Ward vacancy, and said that the Borough Council did everything properly and according to the law to allow Councilwoman Sousa to serve. He gave his contact information and wished everyone a Happy Thanksgiving.

Councilwoman Johnson thanked Mayor Atkins for his service to the Borough and talked about everyone working with the newly appointed Mayor Donald Shaw collectively to move the Borough forward. She said the election race was phenomenal and congratulated President Elect Joseph Biden and Vice President Elect Kamala Harris; she congratulated herself on winning the 3rd Ward Council seat and thanked the 3rd ward residents for voting for her; she congratulated the Board of Education winners and the other candidates who ran for office and said it's a time for change; she talked about a fire that took place in Roselle and commended the other Fire Department in the area that helped and said she is concerned that about the equipment that is needed in the Roselle Fire Department. She thanked former Mayor Dansereau for her vision of the library project and Dave Biunno grant writer. She talked about street paving on Walnut Street and the issues with the contractors, and thanked Ms. Turnage for being the eyes and ears throughout the Borough. She thanked the PIO Kathy Lloyd for providing the governing body and residents with constant information on what is going on in the Borough and she wished everyone a Happy Thanksgiving.

Councilwoman Thomas gave her condolences to the family of Edward Abdussalaam. She talked about the Grove Street Park grant and looks forward to when the construction will begin. She announced that the Union County Department of Aging will continue with the grab and go lunches every Tuesday and Thursday between 11:30 a.m. and 12:30 p.m., and she gave the

contact information so the public can make the reservations for the grab and go. She congratulated the winners of the local elections and said is glad to work with Councilwoman Johnson again and looks forward to working with Councilman Elect Villeda. She announced that the last day for bulk trash on the West Side of the Borough will be November 18th and the last for this year. She wished everyone a Happy Thanksgiving and urged everyone to mask up, stay staff, and limit social gatherings. She also gave her contact information.

Councilman John Fortuna said he was happy about the library grant and that it is a huge victory for Roselle; he thanked everyone involved in making it a reality. He talked about the Grove Street Park and said he was happy about that as well. He announced that his 5th Ward meeting will be held at the American Legion next week from 7p.m. to 9 pm and the topic of discussion will be the real-estate market in Roselle and will have speakers there to offer insight and expertise on real-estate and what homeowners can do to enhance their property value. He congratulated Mayor Elect Donald Shaw, Council Elects Cynthia Johnson and Richard Villeda and the Board of Education candidates on a job well done with their campaigns. He talked about how his father was a World War II veteran who was proud of his service and drafted at the age 19 years old. He then shared a story about his father during war time, and encouraged the residents to keep the faith during the pandemic, and said it will one day be over. He wished everyone a Happy Thanksgiving.

Council President Wilkerson gave her condolences to the family of Edward Abdussalaam. She said she knew Mr. Abdussalaam for quite some time through the NAACP, and that he and his wife Dr. Grandison were amazing together and that his memory will live on in the community. She will support making the portion of the block in his name. She thanked all veterans for their service and the freedoms they provide to people. She talked about a second wave of COVID-19 cases and encouraged everyone to tone back and wear masks and exercise social distancing and how COVID impacts black and brown people at a higher hospitalization rates and deaths. She thanked her committee members that helped the Borough function correctly and is glad CFO Hasseler is back. She talked about the library grant team and congratulated them for getting the work done. She congratulated all the people who ran for office, and congratulated President Elect Biden and Vice President Elect Kamala Harris, and said she was proud of Kamala Harris as a black woman; she congratulated Mayor Elect Donald Shaw and said she plans to work with him; she said the Borough is a great place no matter what happens and is charted for greatness; she also congratulated Councilman Elect Villeda and Councilwoman Elect Johnson on her re-election; she also thanked those who voted for her.

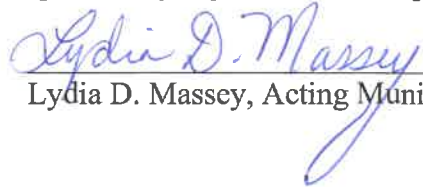
MAYOR'S COMMENTS

Mayor Atkins said he was happy during his tenure as Mayor and that the public persona changed from negative to positive. He congratulated Mayor Elect Donald Shaw and said he will make his transition very successful; he congratulated Councilwoman Elect Johnson and Councilman Elect Villeda on the election; he congratulated Councilwoman Sousa for her service to the Borough and said she navigated very well; he congratulated Dr. Cynthia Atkins, Ieesha Turnage, and Jennifer Salters on being elected as Board of Education members. He thanked Council President

Wilkerson for running her election wants everyone to work together for Roselle; he thanked Councilman Fortuna and Councilwoman Johnson for supporting the Harvest Festival. He announced that 1,000 food boxes were given out at a food distribution event and he thanked everyone who was there helping out. He announced that on November 20, 2020, from 3p.m. to 6p.m., the Lyon's Club and New Destiny Corp., will give out 1,500 holiday boxes of food and 200 turkeys on next Friday and Saturday; he talked about the COVID-19 testing, the flu shot event, and a mobile DMV which was pushed to January 2021. He said it will be "Mask up Roselle Month," and the Freeholder Board will gift Roselle with 2,500 masks for each Council person to distribute to people in their ward to help bring the COVID-19 cases down. He talked about a partnership with Columbia Bank on 3rd Ave and Wawa on St. Georges Avenue who will distribute COVID supplies to the community with Council members assisting on Saturday November 14th at 12:00 Noon. He encouraged the residents to stay safe, and said he has two more meetings and looks forward to continue working in the background to move the Borough forward.

ADJOURNMENT

On a motion by Councilman Fortuna, seconded by Councilwoman Thomas, all were in favor, none were opposed and the Workshop meeting was duly adjourned at 8:41 p.m.


Lydia D. Massey, Acting Municipal Clerk