

**BOROUGH OF ROSELLE  
MAYOR AND COUNCIL  
REGULAR MEETING MINUTES  
MARCH 16, 2022**

Mayor Donald Shaw called the Regular Meeting of the Mayor and Council of the Borough of Roselle, Union County, New Jersey, held at Borough Hall, 210 Chestnut Street, Roselle, New Jersey to order on March 16, 2022 at 6:30 p.m. The flag salute was recited and the invocation was given by Council President Denise Wilkerson.

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

**STATEMENT OF COMPLIANCE**

The requirements of N.J.S.A. 10:4-6 et seq., the “Sunshine Law” has been met. A notice of this meeting was sent to the Star Ledger, published in the Home News Tribune on December 15, 2021, posted on the Bulletin Board in Borough Hall and on the Borough’s website and filed in the Office of the Municipal Clerk.

**ROLL CALL**

**Present:**

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

**Also Present:**

Lisette Sanchez, Borough Clerk  
R. Allen Smiley, Borough Administrator  
Mohamed Jalloh, Esq., Borough Attorney

**PRESENTATIONS**

**Arminio Field House**

Jackie Dirmann from Collier’s Engineering & Design, spoke to the Arminio Field House construction and gave a brief update on the status of the construction project between the Borough of Roselle and the Roselle Board of Education. Thereafter, Ms. Dirmann introduced the Anthony Piccaro, Architect for the Board of Education, who gave a detailed slide show presentation on the new field house and what it will contain. Mr. Piccaro answered all questions posed to him from the Governing Body and members of the public.

### **Women History Month Awards**

Councilwoman Thomas read a certificate of recognition for Shirley McLean into the record.

Councilman Bernier read a certificate of recognition for Lorraine Brooks Body into the record.

Council President Wilkerson read a certificate of recognition for Reverend Dr. Caroline Nelson into the record.

Councilman Fortuna read a certificate of recognition for Gabriela Puerto Ferrero and her mother Jeannette Puerto into the record.

Councilwoman Johnson read a certificate of recognition for Karen Golden into the record. The following women received an honorable mention from Councilwoman Johnson: Mayor Christine Dansereau, Ethylene Grimsley, Kathy Lloyd and Doreen Rinaldo, Karen Brown, Esq., Carla & Hazel Walker, Kathy Johnson, Mary Rogers, Kimberly Dobbins, Tahira Rogers, Cecelia Ricks, and Dr. Naima Ricks

Mayor Shaw recognized Lisa P. Ore who is battling breast cancer and the best friend of his wife Kimberly Shaw.

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

Minutes of the Mayor and Council Workshop Meeting – January 12, 2022

Minutes of the Mayor and Council Executive Session Meeting – January 12, 2022

Minutes of the Mayor and Council Regular Meeting – January 19, 2022

Minutes of the Mayor and Council Executive Session Meeting – January 19, 2022

Minutes of the Mayor and Council Workshop Meeting – February 9, 2022

Minutes of the Mayor and Council Executive Session Meeting – February 9, 2022

Minutes of the Mayor and Council Regular Meeting – February 16, 2022

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

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

## **CORRESPONDENCE / APPOINTMENTS**

### **COMMITTEE REPORTS**

#### **Finance Committee – Councilman Bernier reported the following:**

- Capital budget ordinance on for Second Reading and Final passage for various improvements
- Introduction of the 2022 Municipal Budget
- Made a presentation regarding the overview of 2022 financial state of the Borough

#### **Planning Committee - Councilman Bernier reported the following:**

- Appointment a board attorney at the March 2, 2022 Planning Board Meeting
- The next Planning Board meeting will be held on April 6, 2022 at 6:30 p.m. in the Council Chambers

#### **Governance Committee – Council President Wilkerson reported the following:**

- Several Fire Department positions moving into a permanent state
- Congratulated Police Lieutenant Carmen Oliveira on her retirement and thanked her for her service

#### **Redevelopment Committee – Councilman Bernier reported the following:**

- The redevelopment plan ordinance for 792 West 3<sup>rd</sup> Avenue
- Resolution designating a conditional redeveloper for lot next to Wawa
- Resolution authorizing the purchase of Columbia Bank building

#### **Library Committee – Council President Wilkerson reported the following:**

- Getting closer to going out for bid for the Roselle Public Library project
- Construction documents are being worked on
- Last week looked at the interior design elements with the Mayor Shaw and Library Director Jeanne Ryan and Trustee Board President Georgette Bradshaw

#### **COVID Committee – Council President Wilkerson reported the following:**

- Since March 1, 2022, there has been 25 positive cases in Roselle
- 78% of the population are vaccinated and 91% of adults have received at least one dose of the vaccine
- Booster shots are available from the County

#### **Public Safety Committee– Councilwoman Johnson reported the following:**

- Police Department - the month of February 2022, there were 2,574 calls for service; 375 area check/park & walks; 58 motor vehicle accidents, 4 drunken drivers; 129 ambulance calls; and 1,005 summons were issued. She commended the Fire Department and the Police Department

#### **Department of Public Works – Councilman Fortuna reported the following:**

- William McClave, the newly appointed DPW Superintendent is scheduled to start work

on March 28, 2022.

- An automated garbage truck will be delivered to the DPW during the week of March 28<sup>th</sup>, and the second truck and the 95-gallon carts will arrive the 2<sup>nd</sup> week of April 2022. Projected start date of the one-arm bandit is the week of May 2, 2022
- Pothole truck will fill potholes next week
- Tree damaged sidewalk project will be accessed the week of March 28, 2022 and work will start in the Spring

**Recreation Committee – Councilwoman Thomas reported the following**

- The Recreation Director and her staff have completed the State's requirements for the summer program and the Borough will have a full Summer Program in 2022
- Senior lunch program will begin April 7, 2022 and every Thursday thereafter
- The Recreation Director conducted walkthroughs of all Borough Parks with DPW and all items will be addressed and fixed shortly
- The Recreation Department will have a Women's Roundtable event at the Amalfe Community Center on March 19, 2022 at 11:00 a.m. to 1:00 p.m.
- Youth month art pictures will be displayed March 9<sup>th</sup> through April 4<sup>th</sup>; thereafter, an awards ceremony will take place on March 30, 2022 from 6:30 p.m. to 8:30 p.m.

**PUBLIC COMMENT**

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

1. **Cecilia Dallis Ricks** made the following comments:
  - a) Thanked Councilman Bernier for his overview of 2022 financial state of the Borough and asked what is considered long-term and short-term debt
  - b) Thanked Councilman Fortuna for his DPW report and hopes DPW staff will not throw the new receptables in the street
  - c) Resolution 2022-122 asked that an amendment be made in the salary because it is below minimum wage in conjunction the hours
2. **Mrs. Beausil** a member of Burning Bush Church in Roselle expressed her concerns regarding their property taxes, since 1957 and unclear why they are being assessed property taxes.
3. **Ethlyne Grimsley** made the following comments:
  - a) Thanked the Roselle Police Chief and his staff for doing a good job
  - b) Addressed speeding on Borough streets and asked for school zone signs and 25 mile per hour signs to be erected.
  - c) Talked about youths walking in the streets and damaging private property
4. **Sylvia Turnage** made the following comments:
  - a) Gave condolences to the family of Jamie Holliman a victim of a recent fire
  - b) Introduced the family of other fire victims
  - c) Expressed her disappointment with the 911 system and elected officials did

- not show up at the fire
- d) Expressed her concerns that a budget presentation was done by Councilman Bernier instead of the CFO

5. **Tyesha Jones** made the following comments:

- a) Lived at 1104 Chandler Avenue and it took 45 minutes for the Fire Department to come and put the fire out.
- b) Thanked Sylvia Turnage and Councilwoman Johnson for making sure her family has food, shelter and clothing
- c) Advised that the Elizabeth Fire Department was there before the Roselle Fire Department
- d) Thankful for the people who showed up and hope the 911 system can be better in the future

6. **Sam Bishop** made the following comments:

- a) Expressed his concern with the 911 system
- b) Expressed his support for Councilwoman Johnson
- c) Questioned the logic in purchasing the Columbia Bank building

7. **Mr. Mack** made the following comments:

- a) Apologized for offending anyone by his comments
- b) Confirmed that the Mayor is doing a good job and to disrespect and deny each other is direct violation of human rights.

8. **Jeanne Marie Ryan, Library Director** made the following comments:

- a) Announced the Makers Day program was changed to March 30, 2022
- b) Telehealth award week was held at the library and iPads will be coming the first week of April 12, 2022

9. **Michelle Johnson** made the following comments:

- a) Inquired whether the Borough has an ethics board
- b) Insulted by a cell phone call she received from an elected official

Seeing no one else come forward, Mayor Shaw closed the public comment.

**INTRODUCTION, CONSIDERATION AND PASSAGE OF ORDINANCES**

**ORDINANCE ON SECOND READING/PUBLIC HEARING-** Ordinance Number 2679-22

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

BE IT ORDAINED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE, IN THE COUNTY OF UNION, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1.

The improvements described in Section 3 of this bond ordinance (the “Improvements”) are hereby authorized to be undertaken by the Borough of Roselle, New Jersey (the “Borough”) as general improvements. For the said Improvements there is hereby appropriated the amount of \$4,373,000, such sum includes the (a) the sum of \$503,678 expected to be received as a grant from the New Jersey Department of Transportation in connection with East 7th Avenue between Chestnut Street and Walnut Street, West 8th Avenue between Chestnut Street and Locust Street and Walnut Street between East 9th Avenue and East 11th Avenue described in Section 3(a)(1), (b) \$60,000 expected to be received as a grant from the County of Union Kids Recreational Trust in connection with the improvements to Poplar Street Park described in Section 3(a)(2) and (c) the sum of \$190,467 as the down payment (the “Down Payment”) required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the “Local Bond Law”). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments or capital improvement purposes.

SECTION 2.

In order to finance the cost of the Improvements and grant not covered by application of the Down Payment and the grants set forth in Section 1 of this bond ordinance, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$3,618,855 pursuant to the provisions of the Local Bond Law (the “Bonds”). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$3,618,855 pursuant to the provisions of the Local Bond Law (the “Bond Anticipation Notes” or “Notes”).

SECTION 3.

(a) The Improvements authorized and the purposes for which obligations are to be issued, the estimated cost of each Improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each Improvement and the period of usefulness of each Improvement are as follows:

<b>Improvements</b>	<b>Appropriation and Estimated Cost</b>	<b>Estimated Maximum Amount of Bonds or Notes</b>	<b>Period of Useful Life</b>
1. Resurfacing and reconstruction of various roads, including but not limited to West 4th Avenue between Pine Street and Chestnut Street, Halcyon Place between East 1st Avenue and East 2nd Avenue, Prospect Street between East 1st Avenue and East 3rd Avenue, Morris Street between East 12th Avenue and St. George Avenue, Spruce Street between White	\$2,998,000	\$2,369,605	16.24 Years

<b>Improvements</b>	<b>Appropriation and Estimated Cost</b>	<b>Estimated Maximum Amount of Bonds or Notes</b>	<b>Period of Useful Life</b>
Street and East 9th Avenue, Warren Street between East 12th Avenue and St. George Avenue, White Street between Spruce Street and Rivington Street, Pine Street between East 4th Avenue and East 7th Avenue, East 10th Avenue between Chandler Avenue and Dead End, Jouet Street between East 7th Avenue and Harrison Avenue, East 7th Avenue between Chestnut Street and Walnut Street, West 8th Avenue between Chestnut Street and Locust Street, Walnut Street between East 9th Avenue and East 11th Avenue, East 10th Avenue between Frank Street and Chandler Avenue and Walnut Street between East 8th Avenue and East 9th Avenue, including curbing, milling, paving, driveway aprons, sidewalks, handicap ramps, sanitary sewer, storm sewer and other miscellaneous improvements, traffic safety improvements, and improvements to Borough parking lots, and all structures and appurtenance, work or materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications thereof on file in the office of the Clerk.			
2. Improvements to Poplar Street Park, including all structures and appurtenance, work or materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications thereof on file in the office of the Clerk.	390,000	313,500	15 Years
3. Various building improvements throughout the Borough, including all structures and appurtenance, work or materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications thereof on file in the office of the Clerk.	120,000	114,000	15 Years
4. Acquisition of Sewer Jet Vac Truck for the Department of Public Works.	480,000	456,000	15 Years
5. Reconditioning/Overhaul of Two Existing Ambulances.	300,000	285,000	5 Years

<u>Improvements</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Useful Life</u>
6. Replacement of existing Traffic Lights throughout the Borough.	85,000	80,750	10 Years
<b>TOTAL:</b>	<b>\$4,373,000</b>	<b>\$3,618,855</b>	

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$3,618,855.

(c) The estimated cost of the Improvement is \$4,373,000 which amount represents the initial appropriation made by the Borough.

#### SECTION 4.

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such from as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

#### SECTION 5.

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the from promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Clerk and is available for public inspection.

#### SECTION 6.

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvement described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvement, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 14.91 years.



(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$3,618,855 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$668,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

#### SECTION 7.

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

#### SECTION 8.

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

#### SECTION 9:

The Chief Financial Officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking

#### SECTION 10.

This Section 9 constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that the Borough incurs debt obligations under this Bond Ordinance. The Borough

reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$3,618,855.

**SECTION 11.**

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**Mayor Shaw read Ordinance Number 2679-22 by title and opened the public hearing on the ordinance. Seeing no one come forward, Mayor Shaw closed the public comment on the ordinance.**

**Motion by Councilman Bernier, seconded by Councilman Villeda to adopt Ordinance Number 2679-22 on Second Reading and Final Passage.**

**Recorded Vote on Final Passage Ordinance No. 2679-22 – March 16, 2022**

	Motion	Second	Ayes	Nays	Abstain	Absent
Councilman Villeda		X	X			
Councilman Bernier	X		X			
Councilwoman Johnson			X			
Councilwoman Thomas			X			
Councilman Fortuna			X			
Councilwoman Wilkerson			X			

**ORDINANCE ON SECOND READING/PUBLIC HEARING — Ordinance Number 2680-22**

**AN ORDINANCE AMENDING CHAPTER 650 “LAND USE,” SECTION 86.1 “FEES AND ESCROW DEPOSITS” OF THE CODE OF THE BOROUGH OF ROSELLE TO ELIMINATE EXEMPTIONS FOR THE PAYMENT OF PROFESSIONAL FEES**

**WHEREAS**, the Borough of Roselle currently covers the cost of professional services to review land use applications for one- and two-family dwellings rather than establishing an escrow arrangement with the applicant, which is not the norm; and

**WHEREAS**, after review with the Borough Planner and redevelopment staff, the Borough Council desires to eliminate such exemptions to better align with surrounding municipalities.

**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 XI**

Chapter 650 “Land Use,” Article XI “Administration, Enforcement and Fees,” Section 86.1 “Fees and escrow deposits” of the Code of the Borough of Roselle is hereby amended as follows:

- I. Completely remove §650-86.1B(6).

**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. Repealer**

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

### **Section 4. Effective Date**

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

**Mayor Shaw read Ordinance Number 2680-22 by title and opened the public hearing on the ordinance. Seeing no one come forward, Mayor Shaw closed the public comment on the ordinance.**

**Motion by Councilman Villeda, seconded by Councilman Fortuna to adopt Ordinance Number 2680-22 on Second Reading and Final Passage.**

### **Recorded Vote on Final Passage Ordinance No. 2680-22 – March 16, 2022**

	Motion	Second	Ayes	Nays	Abstain	Absent
Councilman Villeda	X		X			
Councilman Bernier			X			
Councilwoman Johnson			X			
Councilwoman Thomas			X			
Councilman Fortuna		X	X			
Councilwoman Wilkerson			X			

### **ORDINANCE ON INTRODUCTION & FIRST READING — Ordinance Number 2681-22**

#### **ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ROSELLE, COUNTY OF UNION, NEW JERSEY ADOPTING REDEVELOPMENT PLAN FOR BLOCK 305, LOTS 4 & 5 ON THE BOROUGH’S TAX MAPS IN ACCORDANCE WITH THE LOCAL REDEVELOPMENT AND HOUSING LAW**

**WHEREAS**, on July 21, 2021, the Borough Council (the “**Borough Council**”) of the Borough of Roselle (the “**Borough**”) adopted Resolution 2021-255 designating the area including Block 305, Lots 4 & 5 on the Borough’s Tax Maps (the “**Redevelopment Area**”) as an area in need of redevelopment pursuant to the New Jersey Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”); and

**WHEREAS**, on December 15, 2021, the Borough Council adopted Resolution 2021-377 authorizing Colliers Engineering & Design, Inc. (the “**Planning Consultant**”) to prepare a redevelopment plan for the Redevelopment Area; and

**WHEREAS**, the Planning Consultant prepared a redevelopment plan for the Redevelopment Area,

entitled “Redevelopment Plan for Block 305, Lots 4 & 5”, dated March 2022 (the “Redevelopment Plan”); and

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

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

**WHEREAS**, upon receipt of the Planning Board’s recommendations relating to the Redevelopment Plan, the Borough Council believes the adoption of the Redevelopment Plan is in the best interests of the Borough and desires to approve same.

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

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

**Section 2.** The Redevelopment Plan is hereby adopted pursuant to the terms of *N.J.S.A. 40A:12A-7*.

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

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

**Section 5.** This Ordinance shall take effect in accordance with all applicable laws.

**Motion by Councilman Bernier, second by Councilwoman Thomas to adopt Ordinance Number 2681-22 on Introduction & First Reading.**

**Recorded Vote on Introduction Ordinance No. 2681-22 – March 16, 2022**

	Motion	Second	Ayes	Nays	Abstain	Absent
Councilman Villeda			X			
Councilman Bernier	X		X			
Councilwoman Johnson			X			
Councilwoman Thomas		X	X			
Councilman Fortuna			X			

Councilwoman Wilkerson			X			
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**Public Hearing is scheduled for April 20, 2022.**

**ORDINANCE ON INTRODUCTION & FIRST READING – Ordinance Number 2682-22**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2022  
(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

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

**WHEREAS**, the Mayor and Council of the Borough of Roselle in the County of Union finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

**WHEREAS**, the Mayor and Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$ 335,221.72 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

**WHEREAS**, the Mayor and Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Mayor and Council of the Borough of Roselle in the County of Union, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the Borough of Roselle, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$ 335,221.72 and that the CY 2022 municipal budget for the Borough of Roselle be approved and adopted in accordance with this ordinance; and

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

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

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

**Motion by Councilman Fortuna, second by Councilman Villeda to adopt Ordinance Number 2682-22 on Introduction & First Reading.**

**Recorded Vote on Introduction Ordinance No. 2682-22 – March 16, 2022**

	Motion	Second	Ayes	Nays	Abstain	Absent
Councilman Villeda		X	X			
Councilman Bernier			X			
Councilwoman Johnson			X			
Councilwoman Thomas			X			
Councilman Fortuna	X		X			
Councilwoman Wilkerson			X			

**Public Hearing is scheduled for April 20, 2022.**

**CONSENT AGENDA**

**RESOLUTION NUMBER 2022-121**

**RESOLUTION AUTHORIZING BOROUGH TO ENTER INTO AN AGREEMENT WITH COLUMBIA BANK FOR THE PURCHASE OF CERTAIN REAL PROPERTY, PENDING SATISFACTORY INSPECTIONS AND CLEAR TITLE SEARCH**

**WHEREAS**, Columbia Bank, a federal savings bank, as successor in interest to Roselle Savings Bank, owns the real property listed on the Borough's Tax Assessment Map as Block 3901, Lot 16 and Block 3902, Lot 14, commonly referred to as 108 and 109 West 3<sup>rd</sup> Avenue in Roselle, New Jersey; and

**WHEREAS**, the Borough of Roselle desires to purchase said real property from Columbia Bank, along with all easements, rights and privileges appurtenant thereto, provided the results of environmental inspection(s), building inspection(s), and title search, completed at the expense of the Borough, are deemed satisfactory; and

**WHEREAS**, the Borough, through its counsel, has reviewed the proposed Purchase and Sale Agreement ("the Agreement"), which is attached hereto as **Exhibit A**, and has found it satisfactory.

**NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND GOVERNING BODY OF THE BOROUGH OF ROSELLE**, in the County of Union in the State of New Jersey, that Borough Administrator, Rick A. Smiley, is hereby authorized to execute the aforementioned Purchase and Sale Agreement on behalf of the Borough of Roselle, in the amount of \$1,030,000.00.

**BE IT FURTHER RESOLVED**, that upon execution of the Agreement, the Borough shall initiate the following to be completed within the sixty (60) day due diligence period:

1. Phase I Site Inspection (Environmental Inspection)

2. Building Inspections
3. Survey
4. Any other inspections necessary to identify materially dissatisfying conditions.
5. Title Search of the subject parcels

**BE IT FURTHER RESOLVED**, that should any materially dissatisfying conditions or discrepancies in title be identified, Columbia Bank shall be immediately notified of any unacceptable conditions prior to the expiration of the due diligence period, and Columbia Bank shall be provided with an opportunity to cure the unacceptable conditions. Should such Columbia Bank fail to cure such unacceptable conditions, the Borough may terminate the Agreement.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Governing Body of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

#### **RESOLUTION NUMBER 2022-122**

#### **RESOLUTION AUTHORIZING BOROUGH ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT DESIGNATING ERIC WALKER AS THE QUALIFIED PURCHASING AGENT FOR THE BOROUGH OF ROSELLE**

**WHEREAS**, N.J.S.A. 40A:11-9 *et seq.* authorizes local government units to designate a Qualified Purchasing Agent; and

**WHEREAS**, N.J.A.C. 5:32-4 *et seq.* establishes the criteria for qualifying as a Qualified Purchasing Agent; and

**WHEREAS**, Eric Walker of EMW Enterprises, LLC possesses the necessary credentials of a Qualified Purchasing Agent, as issued by the Director of the Division of Local Government Services, in accordance with N.J.A.C. 5:32-4 *et seq.*; and

**WHEREAS**, the Borough of Roselle desires to extend the professional services agreement with EMW Enterprises, LLC for the provision of Qualified Purchasing Agent Services for the period of April 11, 2022 to June 10, 2022; and

**NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND GOVERNING BODY OF THE BOROUGH OF ROSELLE**, in the County of Union in the State of New Jersey, that Borough Administrator Rick Smiley is hereby authorized to enter into a professional services agreement, on behalf of the Borough of Roselle, with Eric Walker of EMW Enterprises, LLC for the position of Qualified Purchasing Agent services to include the following terms:

1. The contract period will be for a period from April 11, 2022 to June 10, 2022; and

2. The contract amount will be set at the flat rate of \$10,000.00 divided equally; and
3. Eric Walker of EMW Enterprises, LLC will provide 20 hours of work to the Borough weekly.

**BE IT FURTHER RESOLVED**, that through the aforementioned agreement, the Borough of Roselle designates Eric Walker as the Qualified Purchasing Agent and delegates to him the authority to act on behalf of the Borough of Roselle and make, negotiate, and award all contracts and goods and services which do not exceed the bid threshold of \$44,000.00 as provided for in N.J.S.A. 40A:11-3 and LFN 2020-14; and

**BE IT FURTHER RESOLVED**, that the aforementioned designation and delegation of authority shall terminate automatically upon the expiration of the agreement on April 10, 2022 and may only be renewed or extended by resolution of the governing body of the Borough of Roselle; and

**BE IT FURTHER RESOLVED**, that in accordance with N.J.A.C. 5:34-4.3 the local unit Clerk is hereby authorized and directed to forward a certified copy of this resolution and a copy of EMW Enterprises, LLC's certification to the Director of the Division of Local Government Services.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Governing Body of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

### **RESOLUTION NUMBER 2022-123**

#### **RESOLUTION INCREASING THE SALARY OF PER DIEM OMNI BUS DRIVER FIETA DUPERRIER**

**WHEREAS**, Fieta Duperrier was previously appointed to the position of Per Diem Omni Bus Driver; and

**WHEREAS**, Fieta Duperrier has consistently demonstrated excellent proficiency in his position.

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

1. The compensation of Fieta Duperrier shall be \$18 per hour effective March 17, 2022, in accordance with the salary guidelines for the position of Per Diem Omni Bus Driver 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, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

**RESOLUTION NUMBER 2022-124**

**RESOLUTION URGING THE SWIFT PASSAGE OF NJ SENATE BILL S-330  
WHICH RESTORES ENERGY TAX RECEIPTS**

**WHEREAS**, taxes on gas and electric utilities were originally collected by the host municipalities to be used for local purposes and to compensate the public for the use of their rights of way; and

**WHEREAS**, when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; since, just as municipalities collect property taxes for the benefit of school districts, counties, and other entities, the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

**WHEREAS**, for years, though, State budget makers have diverted funding from Energy Taxes to fund State programs; and instead of being spent on local programs and services and used to offset property taxes, the money has been spent as successive Legislatures and Administrations have seen fit; and

**WHEREAS**, the diversion of dedicated energy tax receipts to the State's General Fund further jeopardizes this critical property tax relief funding in future years; and

**WHEREAS**, by reducing Consolidated Municipal Property Tax Relief Act (CMPTRA), which is also comprised of revenues that should be returned to municipalities, State Budget makers have been able to continue collecting Energy Taxes, while keeping additional revenue that should have been returned to provide property tax relief; and

**WHEREAS**, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

**WHEREAS**, local elected officials are in the best position to decide the best use of these resources, which were always intended to fund local programs and services; and

**WHEREAS**, Senator Singleton and Senate President Scutari have introduced legislation (S-330) that will restore, over a five-year period, Energy Tax Receipts to municipalities.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Roselle in the county of Union urges the Legislature to swiftly pass this legislation and Governor Murphy sign the legislation prior to passage of the FY2023 State budget; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution is forwarded to Senator Cryan, Assemblyman Atkins, Assemblywoman Quijano, Senate President Scutari, Assembly Speaker Coughlin, Governor Murphy, and the League of Municipalities.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, and State of New Jersey at a regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March, 2022.

**RESOLUTION NUMBER 2022-125**

**RESOLUTION OF THE BOROUGH OF ROSELLE, IN THE COUNTY OF UNION,  
NEW JERSEY, DESIGNATING A CONDITIONAL REDEVELOPER FOR BLOCK  
2605, LOTS 1.01 AND 1.02 ON THE BOROUGH'S TAX MAP AND AUTHORIZING  
THE EXECUTION OF AN INTERIM COSTS AGREEMENT WITH RESPECT  
THERETO**

**WHEREAS**, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.* (the "Redevelopment Law"), provides a process for municipalities to participate in the redevelopment and improvement of areas designated as being in need of redevelopment; and

**WHEREAS**, the Municipal Council of the Borough (the "Borough Council") adopted an ordinance, as amended November 7, 2007, April 14, 2008, July 20, 2011 and April 16, 2014, approving and adopting the Central Roselle Revitalization Plan (as amended, the "Central Roselle Revitalization Plan"), a redevelopment plan applicable to the area described as follows:

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

**WHEREAS**, pursuant to the Redevelopment Law, on August 20, 2014, the Borough Council adopted Resolution No. 2014-371 designating the properties identified as Block 2604, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9 & 10, and Block 2605, Lots 1, 2, 3, 4, 5, 7.01 & 8 on the official tax map of the Borough (the "Redevelopment Area") as an area in need of redevelopment under Section 5(g) of

the Redevelopment Law (N.J.S.A. 40A:12A-5(g)), only for the purposes of long-term tax exemption and/or abatement pursuant to N.J.S.A. 40A:20-1 *et seq.* or N.J.S.A. 40A:21-1 *et seq.*, as applicable; and

**WHEREAS**, on September 17, 2014, the Borough Council adopted an ordinance further amending the Central Roselle Revitalization Plan (as amended, the "Redevelopment Plan") to include therein a reference to the redevelopment area designation of the Redevelopment Area for purposes of long-term tax exemption and/or abatement pursuant to N.J.S.A. 40A:20-1 *et seq.* or N.J.S.A. 40A:21-1 *et seq.*, as applicable; and

**WHEREAS**, a portion of the Redevelopment Area now identified as Block 2605, Lots 1.01 and 1.02 (formerly identified as Block 2605, Lots 1, 2, 3, 4, 5, 7.01 & 8) on the Borough's maps (the "Project Area") is presently owned by the Borough; and

**WHEREAS**, Foya Development Group, LLC (and/or its affiliates, the "Conditional Redeveloper") submitted a proposal to the Borough to purchase and redevelop Project Area by constructing thereon an approximately 3,500 square foot [IHop] restaurant with indoor seating and outdoor seating (which will be the first in the North East), as well as offer takeout(together with certain other on-site and off-site improvements and other related obligations, collectively, the "Project"); and

**WHEREAS**, the Borough wishes to engage in preliminary negotiations with the Conditional Redeveloper in furtherance of entering into a formal redevelopment agreement, with said preliminary negotiations to include the receipt and review of additional Project specific information from the Conditional Redeveloper as may be requested; and

**WHEREAS**, the Borough has determined that in order to coordinate the redevelopment of the Redevelopment Area in the most timely and efficient manner, it is in the best interests of the Borough to designate the Conditional Redeveloper as the conditional redeveloper of the Project Area, pending the negotiation and execution of a more comprehensive redevelopment agreement (the "Redevelopment Agreement") with the Conditional Redeveloper; and

**WHEREAS**, the Borough desires to authorize the execution of an interim costs agreement with the Conditional Redeveloper (in the form attached hereto as Exhibit A, the "Interim Costs Agreement") to reimburse the Borough for any and all costs incurred by the Borough prior to the execution of a Redevelopment Agreement, including the Borough's reasonably incurred out-of-pocket fees, costs and expenses for outside professionals or consultants retained by the Borough, related to the designation of the Project Area as an area in need of redevelopment, the preparation and adoption of the Redevelopment Plan, the designation of the Conditional Redeveloper as the conditional redeveloper of the Project Area, negotiation of the terms and conditions of a redevelopment agreement and other documents related to the redevelopment of the Project Area, including, but not limited to, fees for legal, accounting, engineering, planning, appraisal and financial advisory services, including all such fees, costs and expenses incurred prior to the date of adoption of this resolution (the "Interim Costs").

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

Section 1. The foregoing recitals are hereby incorporated by reference as if fully set forth herein.

Section 2. Foya Development Group, LLC is hereby designated as the Conditional Redeveloper of the Project Area pending the execution of the Redevelopment Agreement with the Borough.

Section 3. The within designation is hereby made for a limited period of one hundred twenty (120) days and is contingent upon the Conditional Redeveloper providing any additional Project related information as may be requested by the Borough.

Section 4. The within designation is further contingent upon (i) the Conditional Redeveloper agreeing to reimburse the Borough for all Interim Costs in accordance with the Interim Costs Agreement and (ii) negotiating a formal Redevelopment Agreement between the Borough and the Conditional Redeveloper.

Section 5. The Mayor of the Borough is hereby authorized and directed to execute the Interim Costs Agreement, with such changes, omissions or amendments as the Mayor deems appropriate in consultation with the Borough's counsel and other professionals.

Section 6. This resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the 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 March 16, 2022.

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 16<sup>th</sup> day of March, 2022.

**RESOLUTION NUMBER 2022-126**

**RESOLUTION AUTHORIZING FINAL PAYMENT BASED ON AS-BUILT  
QUANTITIES AND RELEASE OF RETAINAGE FOR THE 2020 NJDOT VARIOUS  
STREETS IMPROVEMENT PROJECT FUNDED BY THE MUNICIPALITY WITHIN  
THE BOROUGH OF ROSELLE, UNION COUNTY, NEW JERSEY**

**WHEREAS**, DLS Contracting Inc., 36 Montesano Road, Fairfield, NJ 07004 was previously awarded a contract for the above-referenced project in the amount of \$409,657.97 by way of Resolution Number 2020-343 and approved Change Order #1 in the amount of \$6,500.00 Resolution Number 2021-256 and approved Change Order #2 in the amount of \$14,575.21 Resolution Number 2022-099 for a total contract amount of \$430,733.18; and

**WHEREAS**, the project has been completed to date in the total dollar amount of \$430,733.18 (includes 2% retainage) that reflects the as-built construction quantities necessary to properly construct this project to date; and

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

**WHEREAS**, the Maintenance Bond #2296263MB in the amount of \$64,609.98 has been received and approved and Colliers Engineering recommends the release of DLS Contracting Performance Bond #2296263 and final payment amount of \$52,763.41 for the release of retainage; 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 2627-20; and

**NOW THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the above-referenced dollar amount of **\$52,763.41** is authorized by way of final as-built quantities for the 2020 NJDOT Various Streets Improvement Project to DLS Contracting Inc., 36 Montesano Road, Fairfield, NJ 07004.

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

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the 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 March 16, 2022.

**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 16<sup>th</sup> day of March, 2022.

**RESOLUTION NUMBER -2022-127**

**RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING DESIGN  
SERVICES IN CONNECTION WITH THE POPLAR STREET PARK  
IMPROVEMENTS PROGRAM FUNDED BY THE MUNICIPALITY WITHIN THE  
BOROUGH OF ROSELLE, UNION COUNTY, NEW JERSEY.**

**WHEREAS**, the Borough of Roselle is desirous in undertaking improvements to the Poplar Street Park 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**, Colliers Engineering & Design dba Maser Consulting is familiar with the design procedures that are necessary for said improvements and shall perform the tasks as delineated in the February 2, 2022 correspondence; and

**WHEREAS**, Colliers Engineering & Design is familiar with the preparation of park 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 4, 2022, 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. 2022-018) and also the Borough Council subsequently awarded the Borough Engineering Contract (Resolution No. 2022-055); 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 Colliers Engineering & Design dba Maser Consulting 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 2601-19 for said engineering services for the various park improvements.

**NOW THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the Borough Engineer (Colliers Engineering & Design) is authorized to perform professional engineering design services in the amount of \$36,000.00 for the Poplar Street Park Improvement Program

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

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the 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 March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

#### **RESOLUTION NUMBER 2022-128**

#### **RESOLUTION FOR A CHANGE ORDER AMENDMENT TO THE CONTRACT FOR S. BROTHERS INC. REGARDING ADDITIONAL SITE WORK FOR THE COMPLETION OF THE 2020 TRAFFIC SAFETY IMPROVEMENTS PROJECT**

**WHEREAS**, S. Brothers Inc., 16 Sobechko Road, Manalapan, NJ 07726 was awarded a contract for the above-referenced project in the amount of \$298,508.80 by way of Resolution Number 2021-242 and Change Order Resolution Number 2021-325 in the amount of \$26,000.00 and Change Order Resolution Number 2021-358 in the amount of \$14,790.00 for a total adjusted contract amount of \$339,298.80 and

**WHEREAS**, additional funds are required to complete the project due to unforeseen subsurface conditions and additional construction needed on Sheridan and East 3<sup>rd</sup> Avenue as listed in the Colliers Engineering and Design correspondence dated February 28, 2022; 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 **\$33,729.68**; and

**WHEREAS**, Change Order No. 1, Change Order No. 2 and Change Order No. 3 reflects an increase in the materials and work utilized in the amount of \$74,519.68 (24.96% increase); 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 2643-21.

**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 S. Brothers Inc. as per the Colliers Engineering & Design correspondence dated February 28, 2022 and the following breakdown:

<b>Contract Amount</b>	<b>\$298,508.80</b>
<b>Approved Change Orders No. 1 &amp; No. 2</b>	<b>\$ 40,790.00</b>
<b>Adjusted Contract Amount</b>	<b>\$339,298.80</b>
<b>Change Order No. 3</b>	<b>\$ 33,729.68</b>
<b>Total Adjusted Contract Amount</b>	<b>\$373,028.48</b>

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

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the 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 March 16, 2022.

**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 16th day of March 2022.

#### **RESOLUTION NUMBER 2022-129**

#### **RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS & APPEALS**

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

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

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

Name	Mailing Address	Block	Lot	Q	Reason	Total
Madison Title Agency	449 Brooklawn Ave	7403	3		Overpayment	\$3,752.50
Foundation Title	721 Golf Terr	7203	3		Overpayment	\$2,488.23

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

**RESOLUTION NUMBER 2022-130**

**RESOLUTION PROMOTING WILLIAM BENKOVICH TO THE TITLE OF FIRE CAPTAIN AT THE SALARY OF \$110,377.47**

**WHEREAS**, the Roselle Fire Department has a vacancy in the title of Fire Captain and there is a need to fill the position in order to maintain the health, welfare and safety of the public and to efficiently provide public services; and

**WHEREAS**, the Certifying Official of the Borough of Roselle has verified the promotional certification from the Civil Service Commission for the title of Provisional Fire Captain; and

**WHEREAS**, William Benkovich is a permanent employee in the Borough of Roselle Fire Department, presently holding the title of Provisional Fire Captain, who is qualified for the title of Fire Captain.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey that William Benkovich is hereby promoted to the title of Fire Captain, effective March 16, 2022; and

**BE IT FURTHER RESOLVED** that at the sole discretion of the Council, the compensation for William Benkovich shall be \$110,377.47, prorated, contingent on the availability and appropriation of funds in the CY 2022 budget, pursuant to the collective negotiation's agreement in effect between the Borough and FMBA Local No. 255.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held March 16, 2022.



**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 16<sup>th</sup> day of March, 2022.

**RESOLUTION NUMBER 2022-131**

**RESOLUTION PROMOTING DAVID GUADIANE TO THE TITLE OF FIRE  
CAPTAIN AT THE SALARY OF \$110,377.47**

**WHEREAS**, the Roselle Fire Department has a vacancy in the title of Fire Captain and there is a need to fill the position in order to maintain the health, welfare and safety of the public and to efficiently provide public services; and

**WHEREAS**, the Certifying Official of the Borough of Roselle has verified the promotional certification from the Civil Service Commission for the title of Provisional Fire Captain; and

**WHEREAS**, David Guadiane is a permanent employee in the Borough of Roselle Fire Department, presently holding the title of Provisional Fire Captain, who is qualified for the title of Fire Captain.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey that David Guadiane is hereby promoted to the title of Fire Captain, effective March 16, 2022; and

**BE IT FURTHER RESOLVED** that at the sole discretion of the Council, the compensation for David Guadiane shall be \$110,377.47, prorated, contingent on the availability and appropriation of funds in the CY 2022 budget, pursuant to the collective negotiation's agreement in effect between the Borough and FMBA Local No. 255.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March, 2022.

**RESOLUTION NUMBER 2022-132**

**RESOLUTION PROMOTING MELVIN RODGERS TO THE TITLE OF FIRE  
CAPTAIN AT THE SALARY OF \$110,377.47**

**WHEREAS**, the Roselle Fire Department has a vacancy in the title of Fire Captain and there is a need to fill the position in order to maintain the health, welfare and safety of the public and to efficiently provide public services; and

**WHEREAS**, the Certifying Official of the Borough of Roselle has verified the promotional

certification from the Civil Service Commission for the title of Fire Captain; and

**WHEREAS**, Melvin Rodgers is a permanent employee in the Borough of Roselle Fire Department, presently holding the title of Provisional Fire Captain, who is qualified for the title of Fire Captain.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey that Melvin Rodgers is hereby promoted to the title of Fire Captain, effective March 16, 2022; and

**BE IT FURTHER RESOLVED** that at the sole discretion of the Council, the compensation for Melvin Rodgers shall be \$110,377.47, prorated, contingent on the availability and appropriation of funds in the CY 2022 budget, pursuant to the collective negotiation's agreement in effect between the Borough and FMBA Local No. 255.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March, 2022.

**RESOLUTION NUMBER 2022-133**

**RESOLUTION PROMOTING ROBERT STEPHENS TO THE TITLE OF FIRE  
CAPTAIN AT THE SALARY OF \$110,377.47**

**WHEREAS**, the Roselle Fire Department has a vacancy in the title of Fire Captain and there is a need to fill the position in order to maintain the health, welfare and safety of the public and to efficiently provide public services; and

**WHEREAS**, the Certifying Official of the Borough of Roselle has verified the promotional certification from the Civil Service Commission for the title of Provisional Fire Captain; and

**WHEREAS**, Robert Stephens is a permanent employee in the Borough of Roselle Fire Department, presently holding the title of Provisional Fire Captain, who is qualified for the title of Fire Captain.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey that Robert Stephens is hereby promoted to the title of Fire Captain, effective March 16, 2022; and

**BE IT FURTHER RESOLVED** that at the sole discretion of the Council, the compensation for Robert Stephens shall be \$110,377.47, prorated, contingent on the availability and appropriation of funds in the CY 2022 budget, pursuant to the collective negotiation's agreement in effect between the Borough and FMBA Local No. 255.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March, 2022.

**RESOLUTION NUMBER 2022-134**

**RESOLUTION AUTHORIZING AN AGREEMENT FOR ANIMAL CONTROL SERVICES WITH ASSOCIATED HUMANE SOCIETIES, INC. FOR 2022**

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

**WHEREAS**, pursuant to N.J.S.A. 40A:11-4.1, competitive contracting may be used by local contracting units in lieu of public bidding for procurement of specialized goods and services the price of which exceeds the bid threshold, for the animal control services; and

**WHEREAS**, Associated Humane Societies, Inc. has indicated its willingness to provide animal control services to the Borough of Roselle for the 2022 calendar year; and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds to pay such agreement.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Roselle, County of Union, that the Mayor and Borough Clerk be and hereby are directed and authorized to enter into an Agreement with Associated Humane Societies, Inc., 124 Evergreen Avenue, Newark, NJ 07114, for said services and wherein it shall be reflected that the Borough of Roselle will pay the annualized charges of \$34,000.00 for the year 2022 in monthly installments of \$2,833.33, payable on or before the first day of each month for a term of one (1) year commencing January 1, 2022 and terminating December 31, 2022.

The Chief Financial Officer has certified that sufficient funds in the amount of \$ 9,000.00 are available within the CY 2022 Temporary Budget in account #2-01-27-330-000-229.

**BE IT FURTHER RESOLVED**, that pursuant to N.J.A.C. 5:30-5.4, the award of the contract shall be subject to the availability and appropriation of funds in the CY 2022 budget in account 2-01-27-330-000-229; and

**BE IT FURTHER RESOLVED**, that if funds are not available for the contract in the 2022 temporary and permanent budget, the contract will be terminated.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

**RESOLUTION NUMBER 2022-135**

**RESOLUTION AUTHORIZING SEXUALLY TRANSMITTED DISEASE (STD)  
SERVICES WITH THE CITY OF ELIZABETH DEPARTMENT  
OF HEALTH AND HUMAN SERVICES FOR 2022**

**WHEREAS**, the Borough of Roselle is desirous of entering into a contract with the City of Elizabeth Health Department, in conjunction with Trinitas Hospital, for STD testing; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-5(2), said contract is exempt from the bidding requirements of the Local Public Contracts Law; and

The Chief Financial Officer has certified that sufficient funds in the amount of \$5,000.00 are available within the CY 2022 Temporary Budget in Account# 2-01-42-330-000-229.

**WHEREAS**, pursuant to N.J.A.C. 50:30-5.5(e) the award of the contract shall be subject to the availability and appropriation of funds in the CY 2022 budget in account # 2-01-42-330-000-229; and

**WHEREAS**, if funds are not available for the contract in the 2022 temporary and permanent budget, the contract will be terminated.

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

1. The Borough of Roselle and the Roselle Health Department hereby approve the Letter of Agreement between the Borough of Roselle and the City of Elizabeth, Department of Health and Human Services providing for STD testing, attached hereto and made a part hereof, in an amount of \$175.00 per patient, not to exceed \$5,000.00 in CY 2022.
2. The Mayor and Borough Clerk be and hereby are directed, empowered and authorized to execute said Letter of Agreement on behalf of the Borough of Roselle.
3. The term of this contract is for a period commencing January 1, 2022, and terminating December 31, 2022.
4. This resolution shall take effect pursuant to law.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

**RESOLUTION NUMBER 2022-136**

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

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

**WHEREAS**, both parties desire to extend the term of the Memorandum of Understanding for one (1) year effective January 1, 2022 to December 31, 2022 for an amount not to exceed \$8,712.48 and

**WHEREAS**, pursuant to N.J.A.C. 50:30-5e the award of the contract shall subject to the availability and appropriation of funds in the CY 2022 budget in account 2-01-27-330-000-229; and

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

1. The Borough of Roselle hereby approves the sixteenth amendment letter of agreement between the Borough of Roselle and the New Jersey Medical School Global Tuberculosis Institute at Rutgers Bio Medical and Health Sciences (RBHS), attached hereto and made a part hereof in an amount not to exceed \$8,712.48 effective January 1, 2022 through December 31, 2022.
2. Pursuant to N.J.A.C. 5:30-5.5(a) the continuation of the contract after the expenditure of funds encumbered in the 2022 calendar year budget shall be subject to the availability and appropriation of sufficient funds.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

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 16<sup>th</sup> day of March.

**RESOLUTION NUMBER 2022-137**

**RESOLUTION ACCEPTING THE RETIREMENT OF POLICE LIEUTENANT  
CARMEN OLIVERA**

**WHEREAS**, Police Lieutenant Carmen Olivera has notified the Borough that she will be retiring from the Police Department; and

**WHEREAS**, Police Lieutenant Carmen Olivera has been a member of the Roselle Police Department, in good standing, for over twenty (20) years.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Roselle hereby accept the retirement of Police Lieutenant Carmen Olivera this date, with an effective retirement date of April 1, 2022; and

**BE IT FURTHER RESOLVED**, that the Mayor and Borough Council thank Police Lieutenant Carmen Olivera for her service to the Borough and wish her luck in her future endeavors.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

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 16<sup>th</sup> day of March, 2022.

**RESOLUTION NUMBER 2022-138**

**RESOLUTION ACCEPTING OF THE RESIGNATION OF  
SCHOOL CROSSING GUARD WILLIAM CARTER**

**WHEREAS**, Resolution 2021-276 appointed William Carter to the position of Crossing Guard, effective August 18, 2021; and

**WHEREAS**, William Carter has submitted a letter of resignation, effective February 2, 2022.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Roselle hereby accepts the resignation in good standing of School Crossing Guard William Carter this date.

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

the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

**RESOLUTION NUMBER 2022-139**

**RESOLUTION 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:

Emanuel, Deborah (Alternate)
Hollins Sr., Douglas (Alternate)

**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 March 21, 2022, for a term not to exceed one year, with a salary range of \$16.16 to \$19.66 per hour as set forth in the collective negotiations agreement between the Borough and the OPEIU.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

**RESOLUTION NUMBER 2022 –140**

**RESOLUTION AUTHORIZING REFUND OF STREET OPENING PERMIT AND  
ESCROW FEES**

**WHEREAS**, A.J. Perri has requested a refund of the street opening permit and escrow fees paid on January 26, 2022. The work that was planned to be done was on a county road and these fees should have been paid to Union County; and

**WHEREAS**, the Department of Public Works has approved the refund for the street opening permit and escrow fees.

**NOW, THEREFORE, BE IT RESOLVED**, by Mayor and Council of the Borough of Roselle that the Municipal Finance Officer is hereby authorized to refund the street opening permit fee in the amount of \$100.00 and the escrow fees in the amount of \$10,800.00.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

**RESOLUTION NUMBER 2022-141**

**RESOLUTION AWARDING A CONTRACT TO SHAIN SCHAFFER AS TAX  
FORECLOSURE COUNSEL NOT TO EXCEED \$20,000.00**

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

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

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

1. That the Borough Council appoints and awards a contract to Shain Schaffer with offices at 150 Morristown Road, Suite 105, Bernardsville, NJ 07924 as Tax Foreclosure Counsel to the Borough, at the Borough's hourly rate of \$150.00 per hour, for a total contract amount not to exceed \$20,000.00, said contract to be for a period from January 1, 2022 through December 31, 2022.

2. The Chief Financial Officer has certified that sufficient funds are available contingent upon the availability of funds in the 2022 adopted budget account 2-01-20-155-000-228.

**WHEREAS**, pursuant to N.J.A.C. 50:30-5.5(e) the award of the contract shall be subject to the availability and appropriation of funds in the CY 2022 budget in account# 2-01-20-155-000-228; and

**WHEREAS**, if funds are not available for the contract in the 2022 permanent budget, the contract will be terminated.

1. The remaining balance of the contract will be made available in the CY 2022 Permanent Budget.



2. That this Contract is awarded without competitive bidding as a professional service under the provisions of the Local Public Contracts Law (N.J.S.A. 40A: 11-5(1)(a)(i)) because legal services are a recognized profession licensed and regulated by law.
3. That a notice in accordance with this resolution and the Local Public Contracts Law of New Jersey, shall be published in the official newspaper or newspapers of the Borough as required by law, within twenty (20) days of execution of said Contract.
4. That an executed copy of the Contract between the Borough and the law firm of Eric M. Bernstein & Associates, and a copy of this resolution shall be filed in the Office of the Borough Clerk and be available there for public inspection in accordance with law.
5. This Resolution is adopted and shall be instituted as part of a Fair and Open Process established and exercised pursuant to N.J.S.A. 19:44A-20.5.
6. All previous Resolutions and/or orders and directives of Borough employees or officials, which are contrary to or inconsistent with the terms of this instant Resolution, are hereby rescinded, repealed and otherwise deemed ineffectual, to the extent of their inconsistency.
7. This Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

#### **RESOLUTION NUMBER 2022-142**

#### **RESOLUTION AWARDING A CONTRACT TO APPRAISAL CONSULTANTS CORP. AS THE BOROUGH APPRAISAL CONSULTANT NOT TO EXCEED \$75,000.00**

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

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

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

1. That the Borough Council awards a contract to and appoints Appraisal Consultants Corp., 293 Eisenhower Parkway, Suite 180, Livingston, NJ 07039 as Borough Appraisal Consultant, at a

contract amount not to exceed \$75,000.00, said contract to be for the period from January 1, 2022 through December 31, 2022.

2. The Chief Financial Officer has certified that sufficient funds are available contingent upon the availability of funds in the 2022 adopted budget in Account# 2-01-20-150-000-228.

**WHEREAS**, pursuant to N.J.A.C. 50:30-5.5(e) the award of the contract shall be subject to the availability and appropriation of funds in the CY 2022 budget in account# 2-01-20-150-000-228; and

**WHEREAS**, if funds are not available for the contract in the 2022 permanent budget, the contract will be terminated.

1. The remaining balance of the contract will be made available in the CY 2022 Permanent Budget.

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

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

4. That an executed copy of the Contract between the Borough and Appraisal Consultants Corp., 293 Eisenhower Parkway, Suite 180, Livingston, NJ 07039 and a copy of this resolution shall be filed in the Office of the Borough Clerk and be available there for public inspection in accordance with law.

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

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

7. That this Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

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

<b>Vote Record –Consent Agenda (Resolution Nos. 2022-121 through 2022-142)</b>				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilman Bernier	X			
Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			
<input checked="" type="checkbox"/> <b>Adopted</b> <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

## **NON-CONSENT AGENDA**

### **RESOLUTION NUMBER 2022-143**

#### **RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ROSELLE, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, APPROVING THE EXECUTION OF A REDEVELOPMENT AGREEMENT WITH EAST FIRST AVENUE STORAGE URBAN RENEWAL, LP IN CONNECTION WITH THE REDEVELOPMENT OF BLOCK 403, LOT 1 ON THE TAX MAP OF THE BOROUGH**

**WHEREAS**, the Borough of Roselle (the “**Borough**”) a public body corporate and politic of the State of New Jersey, is authorized pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “**Redevelopment Law**”), to determine whether certain parcels of land within the Borough constitute an area in need of redevelopment; and

**WHEREAS**, the Mayor and Borough Council (the “**Borough Council**”) of the Borough adopted a resolution designating the parcels known as Block 101, Lot 1, Block 201, Lots 1, 2 & 3, Block 202, Lots 1, 2, 3 & 4, Block 203, Lot 1, Block 204, Lots 1, 2, 3 & 4, Block 205, Lots 1 & 2, Block 403, Lots 1 & 2, and Block 404, Lots 1, 2, 3, 4 & 5 (the “**Redevelopment Area**”) as an area in need of redevelopment pursuant to the Redevelopment Law; and

**WHEREAS**, in accordance with the provisions of N.J.S.A. 40A:12A-7, the Borough Council duly adopted the “First Avenue Redevelopment Plan” (the “**Redevelopment Plan**”) for the Redevelopment Area; and

**WHEREAS**, pursuant to N.J.S.A. 40A:12A-4, the Borough has determined to act as the “Redevelopment Entity” (as such term is defined at N.J.S.A. 40A:12A-3) for the Redevelopment Area, to exercise the powers contained in the Redevelopment Law; and

**WHEREAS**, East First Avenue Storage Urban Renewal, LP (the “**Redeveloper**”) is the owner of Block 403, Lot 1 (the “**Project Area**”); and

**WHEREAS**, the Redeveloper designed, developed and financed the conversion of an existing building into an interior mixed-use, self-storage facility (the “**Project**”) and has requested that the Borough consider appointing the Entity as “redeveloper” (as defined in the Redevelopment Law) of the Project Area; and

**WHEREAS**, by Resolution 2017-277 adopted by the Borough Council on July 12, 2017, the Borough designated the Entity, as the conditional redeveloper of the Project Area, subject to the condition that the Borough and the Entity, enter into a redevelopment agreement for the Project Area; and

**WHEREAS**, on January 12, 2017, the Redeveloper obtained approval from the Planning Board for site plan for the Project (as defined herein), and related variances and waivers, which approval was memorialized by the Planning Board by resolution adopted on January 20, 2017; and

**WHEREAS**, the Borough and the Redeveloper entered into a financial agreement (the “**Financial Agreement**”), pursuant to the Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq., providing for the payment, by the Redeveloper, of payments-in-lieu-of-taxes in connection with the Project; and

**WHEREAS**, although the Redeveloper has completed the Project, the parties desire to enter into a redevelopment agreement (the “**Redevelopment Agreement**”), which was originally contemplated by the parties and referenced in the Financial Agreement, to provide for, among other things, the conveyance to the Borough of the property designated as Block 405, Lot 2 (the “**Additional Parcel**”); and

**WHEREAS**, the Borough now desires to authorize the execution of the Redevelopment Agreement with East First Avenue Storage Urban Renewal, to set forth the terms and conditions under the Redeveloper will effectuate the redevelopment of the Project on the Project Area; and

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

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

**Section 2.** The Mayor is hereby authorized to execute the Redevelopment Agreement in substantially the same form as that on file with the Borough Clerk, with such deletions, additions and other modifications as deemed appropriate by the Mayor, upon consultation with Borough professionals and staff.

**Section 3.** Upon execution of the Redevelopment Agreement, and so long as the Redevelopment Agreement remains in full force and effect, the Entity is hereby designated as “redeveloper” (as defined in the Redevelopment Law) of the Project Area.

**Section 4.** The Borough hereby approves the acquisition, from the Redeveloper, of the Additional Parcel for One Dollar (\$1.00) on the terms and conditions set forth in the Redevelopment Agreement and authorizes the Mayor and Borough Clerk to execute any documents necessary to effectuate such acquisition.

**Section 5.** The Mayor and/or his designee are also hereby authorized and directed to execute a Certificate of Completion (as defined in the Redevelopment Agreement) evidencing the completion of the Project.

**Section 6.** This Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Governing Body of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

**RESOLUTION NUMBER 2022-144**

**RESOLUTION AUTHORIZING A CONTRACT WITH THOROUGH PLANNING LLC,  
FOR STRATEGIC PLANNING NOT TO EXCEED \$43,200.00**

**WHEREAS**, the Local Public Contracts Law N.J.S.A. 40A:11-3 authorizes the purchase of goods and services without solicitation for competitive quotations by a duly appointed, qualified purchasing agent, in amounts not to exceed the threshold set by the governing body, in accordance with threshold established in LFN 2020-14; and

**WHEREAS**, pursuant to resolution 2021-368, the Borough of Roselle has designated a Qualified Purchasing Agent and established a bid threshold pursuant to N.J.S.A. 40A:11-3; and

**WHEREAS**, there is presently a need for strategic planning to identify assets and opportunities with stakeholders on state and federal levels, and challenges to the implementation for each for the Borough of Roselle; and

**WHEREAS**, the Borough of Roselle desires to enter into a professional services agreement with Thorough Planning, LLC located in Kenilworth, NJ 07033 for Strategic Planning Services for the term beginning April 17, 2022 through December 17, 2022; and

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

1. That a contract is awarded to Thorough Planning, LLC for strategic planning services to the Borough for a total contract amount not to exceed \$43,200.00.

2. The Chief Financial Officer has certified that sufficient funds are available within the CY 2022 Budget in the amount of \$43,200.00 in Account#2-01-20-100-000-229.
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 2022 Budget in Account#2-01-20-100-000-229; and
4. If funds are not available for the contract in the 2022 budget, the contract will be terminated.
5. That an executed copy of the Contract between the Borough and Thorough Planning, LLC., 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, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

#### **RESOLUTION NUMBER 2022-145**

#### **RESOLUTION AUTHORIZING THE BOROUGH ADMINISTRATOR TO EXECUTE A CONTRACT WITH PUBLIC WORKS MANAGEMENT, LLC FOR THE IMPLEMENTATION OF AUTOMATED TRASH COLLECTION NOT TO EXCEED \$20,000.00**

**WHEREAS**, the Local Public Contracts Law N.J.S.A. 40A:11-3 authorizes the purchase of goods and services without solicitation for competitive quotations by a duly appointed, qualified purchasing agent, in amounts not to exceed the threshold set by the governing body, in accordance with threshold established in LFN 2020-14; and

**WHEREAS**, pursuant to resolution 2021-368, the Borough of Roselle has designated a Qualified Purchasing Agent and established a bid threshold pursuant to N.J.S.A. 40A:11-3; and

**WHEREAS**, pursuant to resolutions 2021-148 and 2021-220 the Borough procured automated side loader trash trucks and 95-gallon trash receptacles; and

**WHEREAS**, there is presently a need for the implementation of the automated trash collection to secure and protect the public health, safety, and welfare for the Borough of Roselle; and

**WHEREAS**, the Borough of Roselle desires to enter into an agreement with Public Works Management, LLC located at 1 Channel Road, Toms River, NJ 08753 for the implementation of Automated Trash Collection Services, pursuant to N.J.S.A. 40A:11-5; and

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

1. That the Borough Administrator is hereby authorized to execute contract with Public Works Management, LLC, on behalf of the Borough, for the implementation of trash collection services for the period of April 1, 2022 to September 1, 2022, inclusive, for a total contract amount not to exceed \$20,000.00.
2. Public Works Management, LLC will provide 10 hours of work to the Borough on a weekly basis at a rate of \$95.00 per hour.
3. The Chief Financial Officer has certified that sufficient funds are available within the CY 2022 Budget in the amount of \$20,000.00 in Account#2-01-26-305-000-229.
4. 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 2022 Budget in **account#2-01-26-305-000-229**; and
5. If funds are not available for the contract in the 2022 budget, the contract will be terminated.
6. That an executed copy of the Contract between the Borough and Public Works Management, LLC., 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.
7. 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.
8. This Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

**Motion to adopt Non-Consent Agenda (Resolution Nos. 2022-143 through 2022-145) by Council President Wilkerson, second by Councilman Bernier.**

<b>Vote Record –Non-Consent Agenda (Resolution Nos. 2022-143 through 2022-145)</b>				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilman Bernier	X			
Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			
<input checked="" type="checkbox"/> <b>Adopted</b> <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

**RESOLUTION NUMBER 2022-146**

**RESOLUTION INTRODUCING AND APPROVING THE 2022 CALENDAR YEAR  
BUDGET (JANUARY 1, 2022 – DECEMBER 31, 2022)**

**NOW THEREFORE BE IT RESOLVED** by the Borough Council of the Borough of Roselle that the attached Calendar Year 2022 Budget and Resolution are hereby approved.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

**Motion to adopt Non-Consent Agenda (Resolution No. 2022-146) by Councilman Fortuna, second by Council President Wilkerson.**

<b>Vote Record –Non-Consent Agenda (Resolution No. 2022-146)</b>				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilman Bernier	X			
Councilwoman Johnson			X	
Councilwoman Thomas	X			



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

### **Resolution # 2022-147**

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 17-Mar-21**

#### **FUND**

ANIMAL CONTROL	\$ 218.40
CAPITAL ACCOUNT	\$ 675,734.49
CDBG TRUST	\$
CURRENT FUND	\$ 3,110,272.53
ESCROW TRUST	\$ 9,728.98
FSLEF	
SLEF	\$
GENERAL TRUST ACCOUNT	\$ 10,275.00
TRUST DCA FEES	\$
GRANT ACCOUNT	\$ 350.00
SUI	\$
FEBRUARY 25, 2021 PAYROLL	\$ 654,869.15
MARCH 11, 2021 PAYROLL	\$ 837,498.28
MANUAL CHECK	272375.84
POAA	\$
REDEMPTION PREMIUM ACCOUNT	\$ 79,200.00
PUBLIC DEFENDER	
REDEMPTION	\$
TRUST	\$ 93,124.20
RESERVE FOR ESCROW	

SALARY  
DEDUCTION

GRAND TOTAL

\$5,743,646.87

**Motion to adopt Non-Consent Agenda (Resolution No. 2022-147) by Councilman Bernier, second by Councilman Fortuna.**

<b>Vote Record –Non-Consent Agenda (Resolution No. 2022-147)</b>				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilman Bernier	X			
Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			
<input checked="" type="checkbox"/> <b>Adopted</b> <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

### **COUNCIL COMMENTS**

**Councilman Villeda provided the following comments:**

- Thanked God for another day of life and keeping his family healthy
- Expressed condolences on the passing of fire victim Mrs. Holliman
- First Ward residents want a 4-way flashing stop sign to prevent speeding
- Can be reached at (732) 545-6703 or email [rvilleda@boroughofroselle.com](mailto:rvilleda@boroughofroselle.com)

**Councilman Bernier provided the following comments:**

- Praying for the families impacted by the fire and expressed condolences to the family of Mrs. Holliman
- Congratulated Lieutenant Olivera on retirement and appointment of Firefighters
- Confirmed that the switch to the County dispatch has not occurred yet
- Finance overview presentation of the Borough will be posted on website
- Second Ward meetings are held on the last Tuesday of every month at 7:00 p.m. via Zoom
- Can be reached by email [bbernier@boroughofroselle.com](mailto:bbernier@boroughofroselle.com) or phone (732) 943-6498
- More in-depth presentation of the budget will happen next month

**Councilwoman Johnson provided the following comments:**

- Expressed condolences on the passing of Mrs. Holliman and other fire victims
- Stop signs, speeding and handicap parking signs in the Borough

- Thanked the Police Chief and Fire Chief for job well done
- Welcomed Kheesha Walls, Human Resources Coordinator
- Thanked DPW for giving donations to fire victims
- Requested that the Borough Administrator to investigate a situation with resident and police department

**Councilwoman Thomas provided the following comments:**

- Expressed condolences on the passing of Roger Stryeski, Dorothy Coleman, Marion Briggs, and Dave Sitarski and Bernier family
- Expressed condolences on the passing of Mrs. Holliman and sent prayers for the other fire victims
- Women's round table event scheduled for Saturday, March 19, 2022 from 11:00 a.m. to 1:00 p.m.
- Youth Art Month Award event is scheduled for March 30, 2022 from 6:30 p.m. to 8:00 p.m.
- Can be reached by email [cthomas@boroughofroselle.com](mailto:cthomas@boroughofroselle.com) or phone (908) 858-0395
- Fourth Ward meeting will be held on March 24, 2022 at 7:00 p.m. in the Amalfe Community Center

**Councilman Fortuna provided the following comments:**

- Prayers and condolences for all affected by the fire
- Budget is legitimate and is flat budget again
- Mailers go out next month with new DPW garbage pickup schedule
- List of tree-damaged sidewalks due March 28, 2002 to [jfortuna@boroughofroselle.com](mailto:jfortuna@boroughofroselle.com)
- Fifth Ward meeting is scheduled for March 21, 2022 at 7:00 p.m. to 9:00 p.m. in the Amalfe Community Center
- Congratulated those promoted in the Fire Department

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

- Condolences to the Holliman family, Roger Stryeski and the Bernier family
- Congratulated firefighters for moving into permanent positions
- Congratulated Lieutenant Carmen Oliveria
- Confirmed that the upcoming Women's event is not being funded by Borough
- Asked Fire Chief Eric Pearson to give clarity to fire response time

**Fire Chief Eric Pearson gave the following report from the County Dispatch and Dispatch times of the Roselle Fire Department:**

- Fire call came in at 3:08 a.m.
- Fire Department was dispatched at 3:11 a.m., responded at 3:12 a.m. and arrived on scene at 3:13 a.m.
- Response time was 2 minutes from the time the call was received
- First mutual aid company from Linden arrived at 3:35 a.m. and other mutual aid companies arrived 3:45 a.m.
- Fire was under control in 45 minutes from arrival to extinguishing of the fire
- The deceased is a family member of police officers and a firefighter at the scene

**Council President Wilkerson continued comments:**

- Thanked Chief Pearson for the report, the Police Department and Fire Department for their service.
- Advised that a meeting will be arranged with Ms. Jones, Fire and Police Chiefs.

**MAYOR'S COMMENTS**

**Mayor Shaw provided the following comments:**

- Expressed condolences to Raziq family, Councilman Bernier, Joe Barker and the Bracey family
- Apologized to all affected by the fire for the photos that were posted on social media
- Thanked Councilman Bernier for the budget overview
- Thanked Council for holding the budget and supporting his initiatives coming forth
- Roselle is on the move and has respect around the State of New Jersey
- Investigation forthcoming regarding the \$1,000 offered on social media to find out his residency
- Well wishes to survivors of the fire
- Will continue to do the work and come up with solutions that are best for the residents

**RESOLUTION NUMBER 2022-148**

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

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

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

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

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

This resolution shall take effect immediately.

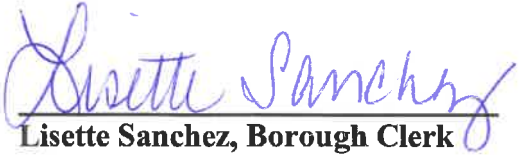
I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held March 16, 2022.

**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 16<sup>th</sup> day of March 2022.

**No action was taken on Resolution 2022-148.**

**ADJOURNMENT**

**Motion to adjourn by Councilwoman Johnson, second by Councilman Fortuna. Motion was approved by unanimous vote. Meeting adjourned at 9:39 p.m.**

  
Lisette Sanchez, Borough Clerk

