

**BOROUGH OF ROSELLE
MAYOR AND COUNCIL
REGULAR MEETING MINUTES
JUNE 15, 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 June 15, 2022 at 6:30 p.m. The flag salute was recited and the invocation was given by Councilwoman Cindy M. Thomas.

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

PROCLAMATIONS

In Honor of Juneteenth – read into the record by Councilman Fortuna.

RESOLUTION

RESOLUTION NUMBER 2022-197

**RESOLUTION APPOINTING WOODYSGENS LESPINASSE TO THE POSITION
OF POLICE LIEUTENANT**

WHEREAS, there is a need in the Borough of Roselle for the position of Lieutenant in the Police Department to efficiently maintain the health, welfare and safety of the public and to 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 position of Police Lieutenant; and

WHEREAS, Woodygens Lespinasse is a permanent employee in the Borough of Roselle Police Department, presently holding the title of Police Sergeant, who is qualified for the position of Lieutenant.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Roselle, in the County of Union, State of New Jersey, that Woodygens Lespinasse is hereby promoted to the position of Police Lieutenant, effective June 15, 2022, subject to the ninety (90) day working test period pursuant to Civil Service Regulations; and

BE IT FURTHER RESOLVED that the compensation for Woodygens Lespinasse shall be that of a Lieutenant pursuant to the collective bargaining agreement between the Borough and the Roselle Police Benevolent Association, Local 99A, presently \$128,284.00, prorated for calendar year 2022.

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 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 June 15, 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 15th day of June, 2022.

RESOLUTION NUMBER 2022-198

RESOLUTION APPOINTING TERRELL MCGRUFF TO THE POSITION OF POLICE SERGEANT

WHEREAS, there is a need in the Borough of Roselle for the position of Sergeant in the Police Department to efficiently maintain the health, welfare and safety of the public and to 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 position of Police Sergeant; and

WHEREAS, Terrell McGriff is a permanent employee in the Borough of Roselle Police Department, presently holding the title of Police Officer, who is qualified for the position of Sergeant.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Roselle, in the County of Union, State of New Jersey, that Terrell McGriff is hereby promoted to the position of Police Sergeant, effective June 15, 2022, subject to the ninety (90) day working test period pursuant to Civil Service Regulations; and

BE IT FURTHER RESOLVED that the compensation for Terrell McGriff shall be that of a Sergeant pursuant to the collective bargaining agreement between the Borough and the Roselle Police Benevolent Association, Local 99, presently \$111,550.00, prorated for calendar year 2022.

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 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 June 15, 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 15th day of June, 2022.

RESOLUTION NUMBER 2022-199

RESOLUTION APPOINTING NEW POLICE OFFICERS TO THE ROSELLE POLICE DEPARTMENT

WHEREAS, there is a need in the Borough of Roselle to fill the position of Police Officer in the Police Department to efficiently maintain the health, welfare and safety of the public and to 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 position of Police Officer; and

WHEREAS, the following individuals have been adjudged to be qualified for the position of Police Officer:

| NAME | SALARY |
|--------------------------|----------|
| DURE, MEDJINE | \$46,242 |
| GLEATON-SHIPMAN, ATIA B. | \$46,242 |
| LEWIS, GINA A. | \$61,863 |
| REYES, ANGEL III | \$61,863 |

NOW THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Roselle, in the County of Union, State of New Jersey, that the aforementioned individuals are hereby appointed to the position of Police Officer, effective June 15, 2022, subject to the ninety (90) day working test period pursuant to Civil Service Regulations; and

BE IT FURTHER RESOLVED that the compensation for Medjine Dure and Atia Gleaton-Shipman shall be set pursuant to the collective bargaining agreement between the Borough and the

Roselle Police Benevolent Association, Local 99, presently the probationary salary of \$46,242.00, prorated for calendar year 2022; and

BE IT FURTHER RESOLVED that the compensation for Gina Lewis and Angel Reyes, III shall set be pursuant to the GAP Waiver recognized by the Civil Service Commission acknowledging said officers' prior layoff status with an annual salary of \$61,863.00 each, prorated for calendar year 2022. Said waiver is subject to the following provisions as set forth from N.J.S.A. 52:17B-68.3:

(c) (3) the officer previously completed a basic training course administered by the Police Training Commission pursuant to P.L.1961, c.56 (C.52:17B-66 et seq.);

(c) (5) a criminal history record background check of the officer has been conducted by the appointing authority and the officer has not been deemed ineligible to transition to the position of detective or investigator in the county prosecutor's office or county or municipal police officer on the basis of any conviction disclosed by the background check.

d. The waiver rule set forth in N.J.A.C.13:1-8.4 authorizing the Police Training Commission to waive all or part of a basic training course shall apply to an eligible county correctional police officer taking the revised modified basic training pursuant to subsection a. of this section.

e. An eligible county correctional police officer who successfully completes the modified basic training established pursuant to section 1 of P.L.2019, c.247 (C.52:17B-68.2) shall be eligible for a transfer to a position as sheriff's officer in any county in the State and an eligible officer who successfully completes the revised modified basic training established pursuant to subsection a. of this section shall be eligible for a transfer or lateral title change, as appropriate, to the position of detective or investigator in the county prosecutor's office or county or municipal police officer in any county or municipality, as applicable, in the State. An officer eligible for a transfer or lateral title change pursuant to the provisions of this section shall not be denied a transfer or title change to an available position without good cause.

f. The Civil Service Commission may adopt rules and regulations pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), to implement the provisions of this section.¹

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 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 June 15th, 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 15th day of June, 2022.

| Vote Record – Resolution Nos. 2022-197 through 2022-199 | | | | |
|---|-------------|-------------|----------------|---------------|
| | 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"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn | | | | |

OATH OF OFFICE ADMINISTERED TO PUBLIC SAFETY PERSONNEL

The Oath of Office for Police Lieutenant Woodysgens Lespinasse, Police Sergeant Terrell McGriff, Police Officers Medjine Dure, Atia B. Gleaton-Shipman, Gina A. Lewis and Angel Reyes, III were administered by Mayor Donald Shaw. Thereafter, Police Chief Stacey Williams made congratulatory remarks and thanked the Mayor and Council for their support.

A recess was taken at 7:01 p.m.

Returned to meeting at 7:10 p.m.

PRESENTATION

New Jersey American Water – Michael Bange, Senior Operations Manager and Kerry Napoleon, Supervisor, made a presentation regarding the proposed lead service replacement that will take place in the Borough of Roselle. The following topics were discussed:

- Legislation passed through the DEP to replace all galvanized services in the system
- Majority are finished and it's a ten-year program
- Asking residents to assist in identifying the type of pipe that they have in their home
- Water is tested daily
- Replacement of pipe from inside of the home to the outside will be replaced with no fee to residents
- Residents must give permission to do the work
- Fire hydrants are serviced by New Jersey American Water, which the Borough pays for a yearly maintenance fee

APPROVAL OF MINUTES OF MEETINGS

Minutes of the Mayor and Council Workshop Meeting – May 11, 2022

Minutes of the Mayor and Council Executive Closed Session – May 11, 2022

Minutes of the Mayor and Council Regular Meeting – May 18, 2022

Motion to adopt by Councilman Bernier, second by Councilwoman Johnson.

| Vote Record – Approval of Minutes | | | | |
|---|------|------|---------|--------|
| | 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"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn | | | | |

CORRESPONDENCE / APPOINTMENTS None.

COMMITTEE REPORTS

Public Safety Committee– Councilwoman Johnson reported the following:

- Police Department – May 2022, there were 2,941 calls for service; 371 area check/park & walks; 60 motor vehicle accidents, 2 drunken drivers; 106 ambulance calls; 1,216 summonses issued.
- Thanked the Council for supporting the promotions and hire of new police personnel
- Fire Department – May 2022, there were 995 total ambulance calls; 22 smoke and carbon monoxide detectors installed including reinspection; 17 multiple dwelling inspections; 18 medical ambulance calls; 26 MV accidents

Department of Public Works – Councilman Fortuna reported the following:

- Seven weeks into the automated trash pickup for the East Side
- Getting smoother every week and happy with the progress
- Need for Code Enforcement and DPW to closer together to ensure compliance
- West Side rollout for automated trash pickup is estimated to take place on July 19th with delivery of trash receptacles the week of July 11th
- There will be no trash or recycling pickup on Friday, June 17th due to Borough being closed in observance Juneteenth
- Brook cleaning on Hory Street is moving on

Finance Committee – Councilman Bernier reported the following:

- Ordinance adding 2% tax to allow cannabis cultivation
- Estimated tax bills resolution. Estimates total tax levy for 2022 \$68.4M; tax rate 8.527; compared to 2021 \$67.2M; tax rate of 8.485
- Resolution for investment and purchase of Jet Vac Equipment for DPW

- Finance resolution combining approximately \$10M in previous authorized debt for six prior bond ordinances to a single consolidated bond

Redevelopment Committee – Councilman Bernier reported the following:

- Ordinance to amend the land use code to allow cannabis cultivation. Planning Board amended the land use plan of the Master Plan to allow it.
- Allowed only in business, commercial and industrial zones in the Borough
- Ordinance to clean up the Zoning Map for recently designated redevelopment areas
- Resolution accepting the Neighborhood Preservation Program Grant (NPP) \$125K
- Corporate IHOP approved the franchise for location

Planning Committee - Councilman Bernier reported the following:

- June 1, 2022 meeting – approved moving forward with indoor cannabis cultivation
- Next Planning Board meeting is July 6, 2022
- No applications pending at this time

Governance Committee – Council President Wilkerson reported the following:

- Resolution extending the contract for Qualified Purchasing Agent
- Resolution for a Land Use Administrator. Seeking a full time Land Use Administrator
- Seeking a full time Assistant Borough Administrator
- Resolution adopted last week to hire additional DPW staff
- House cleaning on organization chart
- Road work continues with adjustments to the schedule
- Applied for grant for infrastructure work
- New Borough website is being worked on

Library Committee – Council President Wilkerson reported the following:

- Library Director Jeanne Ryan and Library Board President Georgette Bradshaw attended the Library Journal Design Institute Conference in New York on June 9th
- Library will play a critical role in shaping the community

Recreation Committee – Councilwoman Thomas reported the following

- Resolution appointing summer camp counselors
- Resolution appointing a food service manager
- Resolution appointing a summer camp Director
- Juneteenth Flag raising ceremony on June 16th at Borough Hall
- Community Basketball Cookout & Father and Son Basket Ball Tournament on June 18th, at Pine Street Park
- Summer Camp starts July 5th and ends on August 5th
- Uptown Vibe Summer Concerts will start on June 24th. More information on Borough website
- The House Music Festival will be on July 9, 2022 at Warinaco Park
- Volunteer coaches, game site managers, equipment managers and score keepers are needed for the summer youth basketball program

PUBLIC COMMENT

Mayor Shaw opened up the public comment portion of the meeting. Thereafter the following public comment was made:

1. **Georgette Bradshaw** made the following comments:
 - Thanked Assemblyman Atkins, the Mayor and Council for the honor bestowed on her father George Hargrove and appreciates the support
 - Congratulated Councilwoman Thomas and Council President Wilkerson on re-election
2. **Assemblyman Reginald Atkins** made the following comments:
 - Congratulated Council President Wilkerson and Councilwoman Thomas on re-election
 - Roselle had a zero increase in municipal taxes for the last three years
 - The Governor announced that homeowners of New Jersey who make up to \$150K will receive a \$1,500 tax credit; over \$200K, tax credit is \$1,000; and renters will receive \$450
 - Working with Comcast/Xfinity to provide residents free internet services to approximately \$34 dollars. Gave contact information for his Legislative Office
 - Stop by Legislative Office in Roselle regarding unemployment issues
 - Wished fathers a Happy Father's Day
 - Giving free breakfast and donuts at Pinho's Bakery in Roselle to all fathers
 - Workshop to start a business will be held on June 20th at Legislative Office in Roselle
3. **Fran Bernier** made the following comments:
 - Congratulated Council At-Large Wilkerson and Councilwoman Thomas on re-election
 - Residents recognized clean campaign that was run along with the honesty and integrity of both Councilwomen
 - God bless the Mayor and Borough Council as they move the Borough forward
4. **Jeanne Ryan** made the following comments:
 - Thanked the DPW for cleaning up the library for the Memorial Day ceremony
 - Thanked Loreal for sending approximately 42 volunteers for Corporate Volunteer Day to help with moving the library to the temporary location
 - Encouraged residents to check out books and return them to the temporary library
 - Still offering library services and keep them up and running with little downtime

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

INTRODUCTION, CONSIDERATION AND PASSAGE OF ORDINANCES -

ORDINANCES ON SECOND READING/PUBLIC HEARING – Ordinance Number 2686-22

AN ORDINANCE TO AMEND AND SUPPLEMENT THE LAND USE CODE OF THE BOROUGH OF ROSELLE, CHAPTER 650, ARTICLE II, SECTION 650-4 DEFINITIONS; ARTICLE XII, ZONING, SECTION 650-95 B(4) CONDITIONAL USES WITHIN THE BUSINESS/COMMERCIAL ZONE; ARTICLE XII, ZONING, SECTION 650-97 B(3)

CONDITIONAL USES WITHIN THE INDUSTRIAL ZONE; ARTICLE XII, ZONING, SECTION 650-99 B(3) CONDITIONAL USES WITHIN THE COMMERCIAL-INDUSTRIAL ZONE; SECTION 650-102.B PERMITTED CONDITIONAL USES; AND TO AMEND AND SUPPLEMENT THE CENTRAL ROSELLE REVITALIZATION PLAN, AMENDMENT #10, SECTION 3.2 TO ADD A CONDITIONAL USE [Public Hearing Date Postponed to June 15, 2022]

Mayor Shaw opened up the public comment portion of the meeting. Seeing no one come forward; Mayor Shaw closed the public comment.

Motion to adopt Ordinance 2686-22 on Second Reading/Public Hearing by Councilman Bernier, second by Councilman Fortuna.

| Vote Record –Ordinance 2686-22 | | | | |
|--|------|------|---------|--------|
| | Ayes | Nays | Abstain | Absent |
| Councilman Villeda | X | | | |
| Councilman Bernier | X | | | |
| Councilwoman Johnson | X | | | |
| Councilwoman Thomas | X | | | |
| Councilman Fortuna | X | | | |
| Council President Wilkerson | X | | | |
| <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn | | | | |

ORDINANCE ON SECOND READING/PUBLIC HEARING – Ordinance Number 2687-22

AN ORDINANCE AMENDING CHAPTER 465 “CANNABIS TRANSFER TAX AND USER TAX” TO ADD TAX ON CANNABIS CULTIVATION [Proposed Public Hearing Date June 15, 2022]

Mayor Shaw opened up the public comment portion of the meeting. Seeing no one come forward; Mayor Shaw closed the public comment.

Motion to adopt Ordinance 2687-22 on Second Reading/Public Hearing by Councilman Bernier, second by Councilwoman Thomas.

| Vote Record –Ordinance 2687-22 | | | | |
|---------------------------------------|------|------|---------|--------|
| | Ayes | Nays | Abstain | Absent |
| Councilman Villeda | X | | | |
| Councilman Bernier | X | | | |

| | | | | |
|--|---|--|--|--|
| Councilwoman Johnson | X | | | |
| Councilwoman Thomas | X | | | |
| Councilman Fortuna | X | | | |
| Council President Wilkerson | X | | | |
| <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn | | | | |

ORDINANCE ON INTRODUCTION & FIRST READING – Ordinance Number 2689-22

ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ROSELLE, COUNTY OF UNION, NEW JERSEY AMENDING THE BOROUGH'S ZONING MAP IN ACCORDANCE WITH THE LOCAL REDEVELOPMENT AND HOUSING LAW [Proposed Public Hearing Date July 20, 2022]

Motion to adopt Ordinance 2689-22 on First Reading by Councilman Bernier, second by Council President Wilkerson.

| Vote Record –Ordinance 2689-22 | | | | |
|--|------|------|---------|--------|
| | Ayes | Nays | Abstain | Absent |
| Councilman Villeda | X | | | |
| Councilman Bernier | X | | | |
| Councilwoman Johnson | | | X | |
| Councilwoman Thomas | X | | | |
| Councilman Fortuna | X | | | |
| Council President Wilkerson | X | | | |
| <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn | | | | |

CONSENT AGENDA

Motion by Council President Wilkerson, second by Councilman Bernier to remove Resolution Nos. 2022-204 from the Consent Agenda.

RESOLUTION NUMBER 2022-204

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

WHEREAS, all Plenary Retail Consumption, Plenary Retail Distribution, Limited Distribution and Club Licenses will expire on June 30, 2022; and

WHEREAS, all A.B.C. Licenses are required by the State of New Jersey to be renewed annually by June 30th; and

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

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

CLUB LICENSE - \$150.00 Fee

2014-31-026-001 Unity Post 229 of the American Legion, 115 Grove Street

PLENARY RETAIL CONSUMPTION LICENSES W/Broad- \$1,250.00 Fee

2014-32-009-012 Big Head Liquors t/a Skylark Discount Liquors, 350 West First Avenue

PLENARY RETAIL CONSUMPTION LICENSES - \$1,250.00 Fee

2014-33-021-009 Central Park NJ, LLC t/a Central Park, 2401 North Wood Avenue
2014-33-013-006 L JACL, LLC t/a Lun Wah, 587 Raritan Road
2014-33-006-010 Ceilo Management Group, LLC t/a Villa Tequila Lounge, 1305 Wood Avenue
2014-33-018-008 Hamilton's Tavern, Inc., 639 West First Avenue
2014-33-017-004 Samara, Inc. d/b/a Sphinx Restaurant, 121 East Second Avenue
2014-33-008-005 Vaszg, LLC t/a Garibaldi Tequila Bar, 105 Linden Road
2014-33-022-007 Weis Buffet Corporation t/a Wei's Buffet 711 East First Avenue

PLENARY RETAIL DISTRIBUTION LICENSES - \$860.00 Fee

2014-44-001-009 Amipuja, LLC t/a C&B Liquors, 221 Sheridan Avenue
2014-44-014-006 ASGP Enterprises, Inc. t/a Crown Liquors, LLC, 711 East 1st Ave.
2014-44-015-009 CSS Liquor, LLC t/a Paul and Joe Deli Liquors, 500 Chandler Ave.
2014-44-016-014 Jayaraj, Inc. d/b/a Alman Liquors, 111 East Second Avenue
2014-44-011-006 Jay Corp of NJ, Inc. t/a Rick's Wine & Liquors, 915 Wood Ave.
2014-44-002-006 Krishma Liquors, Inc. t/a Prince Liquor Store, 310 Amsterdam Avenue
2014-44-020-014 Anik and Arin, LLC t/a Liquor Basics, 585 Raritan Road
2014-44-023-008 Roselle Beverage, Inc. t/a T&J Liquors, 1201 St. Georges Avenue

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

by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 15, 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 15th day of June 2022.

| Vote Record –Remove Resolution 2022-204 from Consent Agenda | | | | |
|--|------|------|---------|--------|
| | Ayes | Nays | Abstain | Absent |
| Councilman Villeda | X | | | |
| Councilman Bernier | X | | | |
| Councilwoman Johnson | X | | | |
| Councilwoman Thomas | X | | | |
| Councilman Fortuna | X | | | |
| Council President Wilkerson | X | | | |
| <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn | | | | |

RESOLUTION NUMBER 2022-200

**RESOLUTION TO EXTEND ALPHA DOG SOLUTIONS, INC., SERVICE TO PROVIDE
WEBSITE DESIGN & TEXT MESSAGING SERVICES FOR THE BOROUGH NOT TO
EXCEED \$7,515.00**

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 Alpha Dog Solutions, Inc., 335 Union Avenue, Belleville, NJ 07109 to extend website design & text messaging services to the Borough for a total blanket amount not to exceed \$7,515.00 for the period from May 2022 through July 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 2-01-20-100-000-229.

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# 2-01-20-100-000-229**; and

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

1. 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.
2. All previous Resolutions and/or orders and directives of Borough employees or officials, which are contrary to or inconsistent with the terms of this instant Resolution, are hereby rescinded, repealed and otherwise deemed ineffectual, to the extent of their inconsistency.
3. This Resolution shall take effect immediately.

I, 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 June 15, 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 15th day of June 2022.

RESOLUTION NUMBER 2022-201

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. 5:34-4.3 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 June 11, 2022 to August 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 June 11, 2022 to August 10, 2022; and
2. The contract amount will be set at the flat rate of \$4,000.00 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 August 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 June 15, 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 15th day of June 2022.

RESOLUTION NUMBER 2022-202

RESOLUTION APPOINTING A LAND USE ADMINISTRATOR

WHEREAS, Chapter 650 of the Borough of Roselle code delegates the administrative functions of the Planning Board and the Zoning Board of Adjustment to a Land-Use Administrator to process all applications and various other administrative functions; and

WHEREAS, N.J.S.A. 40A:11-5 allows for the award of a contract for professional services by resolution of the governing body for a period not to exceed twelve (12) months; and

WHEREAS, the Administration has determined that the Borough is in need of continued Land Use Administrator services, through June 30, 2022, which Colliers Engineering & Design is qualified and willing to provide.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Roselle hereby appoints Colliers Engineering & Design as the Land-Use Administrator for the period of July 1, 2022 to September 30, 2022 for an amount not to exceed \$10,500.00.

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 June 15, 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 15th day of June, 2022.

RESOLUTION NUMBER 2022-203

RESOLUTION AUTHORIZING SETTLEMENT OF THE 2016, 2017, 2018, 2019, 2020, 2021 & 2022 TAX APPEALS ENTITLED BODYCOTE THERMAL PROCESSING, INC. V. BOROUGH OF ROSELLE, DOCKET NOS.: 006946-2016, 003777-2017, 006006-2018, 004997-2019, 006446-2020, 006573-2021 003777-2022, BLOCK 6707, LOT 1.01, COMMONLY KNOWN AS 304 COX STREET

WHEREAS, appeals of the real property tax assessment for tax years 2016, 2017, 2018, 2019, 2020, 2021, 2022 involving Block 6706, Lot 1.01 have been filed by the taxpayer, Bodycote Thermal Processing Inc.; and

WHEREAS, the Borough of Roselle desires to settle the tax appeal for the tax years 2016, 2017, 2018, 2019, 2020, 2021, 2022 and the proposed settlement agreement has been reviewed and recommended by the Borough Special Tax Counsel and Tax Assessor; and

WHEREAS, settlement of said matter as more fully set forth below is in the best interests of the Borough of Roselle;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle that the tax appeal settlement for the property and tax year herein is hereby authorized as follows:

1. Settlement of the 2016, 2017, 2018, 2019, 2020, 2021 & 2022 tax appeals are hereby authorized as follows:
304 Cox Street

Year 2016

| | <u>Original Assessment</u> | <u>County Tax Board Judgment</u> | <u>Requested Tax Court Judgment</u> |
|--------------|--------------------------------|--------------------------------------|---|
| Land | \$ 328,600 | \$ | |
| Improvements | \$ 766,600 | \$ N/A | Withdrawn |
| Total | \$ 1,095,200 | \$ | |

Year 2017

| | <u>Original Assessment</u> | <u>County Tax Board Judgment</u> | <u>Requested Tax Court Judgment</u> |
|--------------|--------------------------------|--------------------------------------|---|
| Land | \$ 328,600 | \$ | |
| Improvements | \$ 766,600 | \$ N/A | Withdrawn |
| Total | \$ 1,095,200 | \$ | |

Year 2018

| | <u>Original Assessment</u> | <u>County Tax Board Judgment</u> | <u>Requested Tax Court Judgment</u> |
|--------------|--------------------------------|--------------------------------------|---|
| Land | \$ 328,600 | \$ | \$ 328,600 |
| Improvements | \$ 766,600 | \$ N/A | \$ 679,200 |
| Total | \$ 1,095,200 | \$ | \$ 1,007,800 |

Year 2019

| | <u>Original Assessment</u> | <u>County Tax Board Judgment</u> | <u>Requested Tax Court Judgment</u> |
|--------------|--------------------------------|--------------------------------------|---|
| Land | \$ 328,600 | \$ | \$ 328,600 |
| Improvements | \$ 766,600 | \$ N/A | \$ 664,800 |
| Total | \$ 1,095,200 | \$ | \$ 993,400 |

Year 2020

| | <u>Original Assessment</u> | <u>County Tax Board Judgment</u> | <u>Requested Tax Court Judgment</u> |
|--------------|--------------------------------|--------------------------------------|---|
| Land | \$ 328,600 | \$ | \$ 328,600 |
| Improvements | \$ 766,600 | \$ N/A | \$ 566,500 |
| Total | \$ 1,095,200 | \$ | \$ 895,100 |

Year 2021

| | <u>Original Assessment</u> | <u>County Tax Board Judgment</u> | <u>Requested Tax Court Judgment</u> |
|--------------|--------------------------------|--------------------------------------|---|
| Land | \$ 328,600 | \$ | \$ 328,600 |
| Improvements | \$ 766,600 | \$ N/A | \$ 509,100 |
| Total | \$ 1,095,200 | \$ | \$ 837,700 |

Year 2022

| | <u>Original Assessment</u> | <u>County Tax Board Judgment</u> | <u>Requested Tax Court Judgment</u> |
|------|--------------------------------|--------------------------------------|---|
| Land | \$ 328,600 | \$ | \$ 328,600 |

| | | | | | |
|-----------------|--------------|----|-----|----|---------|
| Improvements \$ | 766,600 | \$ | N/A | \$ | 509,100 |
| Total | \$ 1,095,200 | \$ | | \$ | 837,700 |

2. The Mayor, Borough Clerk and Special Tax Counsel are hereby authorized and directed to execute and deliver such agreements, pleadings stipulations or other documentation as is reasonably necessary and/or appropriate to memorialize the settlement authorized herein;

I, 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 June 15, 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 15th day of June, 2022.

RESOLUTION NUMBER 2022-205

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

WHEREAS, the Director of A.B.C. granted a Special Ruling pursuant to N.J.S.A. 33:1-12.39 for the 2022-2023 License Term; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey that it hereby authorizes the Municipal Clerk to renew the ABC license with “pocket status” due to the following:

PLENARY RETAIL CONSUMPTION LICENSES - \$1,250.00 Fee

2014-33-019-003 El Mercado Roselle, LLC

I, Lisette Sanchez, Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 15, 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 15th day of June 2022.

RESOLUTION NUMBER 2022-206

**RESOLUTION AUTHORIZING PARTICIPATION IN THE NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS 2021-2022 NEIGHBORHOOD
PRESERVATION PROGRAM**

WHEREAS, the New Jersey Department of Community Affairs (NJDCa) has funds available through its 2021-2022 Neighborhood Preservation Program (NPP DCA-approved revised Year 2 Neighborhood Preservation Program Implementation Plan and Budget) to strengthen the ability of municipalities to revitalize and improve declining neighborhoods through the planning and implementation of strategies that will serve as a catalyst for economic development and encourage private development; and

WHEREAS, NPP grant funds may be used for the planning and administration of NPP activities; intensive code enforcement; the provision of appropriate public services related to NPP activities; and the acquisition, rehabilitation, clearance and/or demolition of blighted properties; and

WHEREAS, the Mayor and Municipal Council of the Borough of Roselle are in support of the NJDCa Neighborhood Preservation Program (DCA-approved revised Year 2 Neighborhood Preservation Program Implementation Plan and Budget), which will provide a grant of \$125,000 to be expended over an 18-month grant period beginning July 1, 2021 through December 31, 2022; and

WHEREAS, municipalities that successfully completed the Year One grant period activities are eligible to receive additional NPP grant funding of \$125,000 per grant period for up to four (4) subsequent grant periods; and

WHEREAS, the NPP grant program requires a 20% cash match; and

WHEREAS, an application for such funds may not be filed nor funds spent in a municipality without authorization by the Governing Body; and

WHEREAS, the Mayor and Municipal Council of the Borough of Roselle endorse and support the NPP grant application because of the economic, safety, health and environmental benefits to our municipality, and it is in the best interests of the residents of the Borough of Roselle.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Municipal Council of the Borough of Roselle hereby approve the filing of a grant application for the NJDCa 2021-2022 Neighborhood Preservation Program (NPP DCA-approved revised Year 2 Neighborhood Preservation Program Implementation Plan and Budget) and will provide the 20% cash match of the amount awarded.

BE IT FURTHER RESOLVED, that the signature of the Mayor, Borough Administrator and/or any other municipal official, or their successors in said titles, which is required on the grant

application and grant agreement, and any other documents necessary in connection therewith, is hereby authorized.

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 foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting held of said Council held June 15, 2022.

IN WITNESS WHEREOF, I have hereunder set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 15th day of June 2022.

RESOLUTION NUMBER 2022-207

**RESOLUTION FOR A CHANGE ORDER AMENDMENT TO THE CONTRACT FOR
AMERICAN ASPHALT & TRUCKING LLC REGARDING ADDITIONAL SITE
WORK FOR THE COMPLETION OF THE NJDOT FY2021 VARIOUS STREETS
IMPROVEMENTS (DRAKE AVENUE & WEST 4TH AVENUE) PROJECT**

WHEREAS, American Asphalt & Trucking LLC, 818 Summer Avenue, Newark, NJ 07104 was awarded a contract for the above-referenced project in the amount of \$817,297.29 by way of Resolution Number 2022-097; and

WHEREAS, additional funds are required to complete the extra work authorized during construction based on unforeseen conditions as outlined in the Colliers Engineering and Design correspondence dated May 25, 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 **\$178,849.03**; and

WHEREAS, Change Order No. 1 reflects an increase in the materials and work utilized in the amount of \$178,849.03 (21.88% 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 2463-21 and Bond Ordinance 2679-22.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the above-referenced increase in project scope is authorized to American Asphalt & Trucking LLC as per the Colliers Engineering & Design correspondence dated May 25, 2022 and the following breakdown:

| | |
|------------------------|---------------------|
| Contract Amount | \$817,297.29 |
|------------------------|---------------------|

Change Order No. 1

\$178,849.03

Adjusted Contract Amount

\$996,146.32

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 June 15, 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 15th day of June

RESOLUTION NUMBER 2022-208

RESOLUTION AUTHORIZING SUBMISSION OF A GRANT APPLICATION AND EXECUTION OF A GRANT AGREEMENT WITH NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE 2023 NJDOT VARIOUS STREETS IMPROVEMENT PROJECT WITHIN THE BOROUGH OF ROSELLE

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Roselle, formally approves the grant application to the New Jersey Department of Transportation for the 2023 NJDOT Various Streets Improvement Project; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as **MA-2023-Various Streets-00475** to the New Jersey Department of Transportation on behalf of the Borough of Roselle; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Roselle and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Mayor and Council on this 15th day of June, 2022.

RESOLUTION NUMBER 2022-209

RESOLUTION AUTHORIZING THE TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED TAX BILLS IN ACCORDANCE WITH P.L. 1994, C72

WHEREAS, due to the late adoption of the State of New Jersey's budget, the County Board of Taxation is unable to certify the tax rate at this time and the Tax Collector will be unable to mail the tax bills on a timely basis;

WHEREAS, the Tax Collector in consultation with the Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A.54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies;

NOW THEREFORE BE IT RESOLVED, BY THE GOVERNING BODY OF THE BOROUGH OF ROSELLE, IN THE COUNTY OF UNION AND THE STATE OF NEW JERSEY as follows:

1. The Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the municipality for the third installment of 2022 taxes. The Tax Collector shall proceed and take such actions as permitted and required by P.L. 1994, C72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The estimated tax levy for 2022 is hereby set at \$68,398,315.91 with a tax levy rate of \$8.527.
3. In accordance with law the third installment of 2022 taxes shall not be subject to interest until the later of; the grace period or the twenty-fifth calendar day after the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date which interest may accrue.

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 June 15, 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 15th day of June, 2022.

RESOLUTION NUMBER 2022-210

**RESOLUTION FOR A CHANGE ORDER AMENDMENT TO THE CONTRACT WITH
SANITATION EQUIPMENT CORP., FOR THE PURCHASE OF GARBAGE
RECEPTACLES**

WHEREAS, the Borough awarded a Contract to Sanitation Equipment Corp., for the purchase of garbage receptacles approved in Resolution # 2221-220 in the amount of \$248,440 with a certification of funds in Bond Ordinance 2643-21, Capital Budget Account # C-04-55-264-003-003;

WHEREAS, funds are required to purchase additional garbage receptacles for the Borough of Roselle as determined by the Department of Public Works Committee;

WHEREAS, the Borough CFO and Borough Finance Office has increased the total contract amount not to exceed \$378,084.20; and

WHEREAS, the current Chief Financial Officer has certified that sufficient funds are available within the current and/or previously adopted budget for said purpose, specifically in Bond Ordinance # 2643-21, Capital Account # C-04-55-264-003-003 and current account number 2-01-26-305-000-267 Solid Waste Other Expenses which the current Chief Financial Officer also verified with the former Chief Financial Officer;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the above-referenced increase in contract is authorized to Sanitation Equipment Corp. with the following breakdown:

| | |
|---------------------------------|----------------------|
| Contract Amount | \$248,440.00 |
| Change Order | \$ 129,644.20 |
| Adjusted Contract Amount | \$378,084.20 |

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 June 15, 2021.

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 15th day of June, 2022.

RESOLUTION NUMBER 2022-211

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF
REVENUES AND APPROPRIATIONS IN THE 2022 MUNICIPAL BUDGET,
PURSUANT TO N.J.S.A. 40A:4-87**

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Roselle in the County of Union, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2022

in the sum of \$2,500.00, as a result of a check having been received by the Borough of Roselle from the Comcast Financial Agency for a grant under the 2022 Grant Tech Program.

BE IT FURTHER RESOLVED, that the like sum of \$2,500.00 be appropriated under the caption:

Revenue: Comcast Grant Tech - 2022

Appropriations: Comcast Grant Tech - 2022

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 on June 15, 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.

RESOLUTION NUMBER 2022-212

RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF REVENUES AND APPROPRIATIONS IN THE 2022 MUNICIPAL BUDGET, PURSUANT TO N.J.S.A. 40A:4-87

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Roselle in the County of Union, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2022 in the sum of \$32,400.00, as a result of a letter having been received by the Borough of Roselle from the New Jersey Department of Law and Public Safety, Office of the Attorney General for a grant under the 2022 Safe and Secure Communities Grant Program.

BE IT FURTHER RESOLVED, that the like sum of \$32,400.00 be appropriated under the caption:

Revenue: Safe and Secure Grant - 2022

Appropriations: Safe and Secure Grant - 2022

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 on June 15, 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 15th day of June 2022.

RESOLUTION NUMBER 2022-213

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF
REVENUES AND APPROPRIATIONS IN THE 2022 MUNICIPAL BUDGET,
PURSUANT TO N.J.S.A. 40A:4-87**

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Roselle in the County of Union, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2022 in the sum of \$3,646.00, as a result of a letter having been received by the Borough of Roselle from the County of Union for a Municipal Alliance -DMHAS Grant.

BE IT FURTHER RESOLVED, that the like sum of \$3,646.00 be appropriated under the caption:

Revenue: Municipal Alliance – DMHAS Grant - 2022

Appropriations: Municipal Alliance – DMHAS Grant - 2022

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 on June 15, 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 15th day of June 2022.

RESOLUTION NUMBER 2022-214

**RESOLUTION SUPPORTING THE *CLICK IT OR TICKET* MOBILIZATION OF MAY
23 – JUNE 5, 2022**

WHEREAS, there were 701 motor vehicle fatalities in New Jersey in 2021; and

WHEREAS, approximately 37% of the motor vehicle occupants killed in those traffic crashes were not wearing a seat belt; and

WHEREAS, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and

WHEREAS, the National Highway Traffic Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975-2000; and

WHEREAS, the State of New Jersey will participate in the nationwide *Click It or Ticket* seat belt mobilization from May 23 – June 5, 2022 in an effort to raise awareness and increase seat belt usage through a combination of high visibility enforcement and public education; and

WHEREAS, the Division of Highway Traffic Safety has set a goal of further increasing the seat belt usage rate in the state from the current level of 94%; and

WHEREAS, a further increase in seat belt usage in New Jersey will save lives on our roadways;

NOW THEREFORE BE IT RESOLVED, that the Borough of Roselle declares its support for the *Click It or Ticket* seat belt mobilization both locally and nationally from May 23 – June 5, 2022 and pledges to increase awareness of the mobilization and the benefits of seat belt use.

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 June 15, 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 15th day of June 2022.

RESOLUTION NUMBER 2022-215

**RESOLUTION ACCEPTING THE RESIGNATION OF
DAMON WATKINS OF THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Damon Watkins has notified the Borough of Roselle that he will be resigning from the position of Laborer 1 of the Department of Public Works; and

WHEREAS, Damon Watkins has been Laborer 1 of the Department of Public Works of the Borough of Roselle in good standing; and

WHEREAS, Damon Watkins submitted a letter of resignation effective June 24, 2022.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Roselle, hereby accepts the resignation of Damon Watkins.

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 June 15, 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 15th day of June, 2022.

RESOLUTION NUMBER 2022-216

**RESOLUTION ACKNOWLEDGING RAHMIL JONES-RAYNER'S
JOB ABANDONMENT IN THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Rahmil Jones-Rayner was hired the Borough of Roselle to the position of Part-Time Laborer in the Department of Public Works; and

WHEREAS, Rahmil Jones-Rayner has been unable to meet the requirements of the Department of Public Works of the Borough of Roselle since April 29, 2022; and

WHEREAS, Rahmil Jones-Rayner has been unresponsive to the Borough's requests to determine his availability to work;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Roselle, hereby acknowledges Rahmil Jones-Rayner's abandonment of his job as Part-Time Laborer in the Department of Public Works, as defined by Section 5.C of the Borough of Roselle Personnel Manual, and hereby separates Rahmil Jones-Rayner from Borough of Roselle's employ, effective April 29th, 2022.

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 Workshop meeting of said Council held June 15th, 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 15th day of June, 2022.

RESOLUTION NUMBER 2022-217

RESOLUTION AUTHORIZING THE PURCHASE OF JET VAC EQUIPMENT FOR

THE DEPARTMENT OF PUBLIC WORKS THROUGH THE SOURCEWELL CO-OP

WHEREAS, the Borough of Roselle is in need of new Jet-Vac Equipment for the cleaning of sewer systems; and

WHEREAS, the Borough of Roselle is a member of the Sourcewell Purchasing Cooperative; and

WHEREAS, N.J.S.A. 52:34-6.2, as amended by P.L. 2011, c.139, authorizes the Borough to purchase goods or to contract for services through the use of a nationally-recognized and accepted cooperative purchasing system that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, or within any other state, when available; and

WHEREAS, the nationally-recognized Sourcewell Purchasing Cooperative, located in Staples, Minnesota, offers voluntary participation in its cooperative purchasing system for the purchase of goods and services from Sourcewell vendors and purchases through Sourcewell comply with the Local Public Contract Law Requirements; and

WHEREAS, the Borough of Roselle wishes to purchase the following through the Sourcewell vendor, Jet Vac Equipment, LLC, 195 Green Pond Rd., Rockaway, NJ 07866:

(1) Jet Vac Equipment System

WHEREAS, The Chief Financial Officer has certified that sufficient funds are available under Bond Ordinance 2679-22, Capital Budget Account# C-04-55-267-009-004 in the amount of \$473,986.41; and

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

1. That a contract is awarded to Jet Vac Equipment, LLC for the purchase of the above-referenced Jet Vac Equipment through the Sourcewell Co-Op for a total purchase price not-to-exceed \$473,986.41.
2. That an executed copy of the Contract between the Borough and Jet Vac Equipment, 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.
3. 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.
4. 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 June 15, 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 15th day of June 2022.

RESOLUTION NUMBER 2022-218

RESOLUTION AUTHORIZING THE PURCHASE OF VOICE AND RADIO RECORDERS FOR THE BOROUGH OF ROSELLE POLICE DEPARTMENT THROUGH NEW JERSEY STATE CONTRACT

WHEREAS, the Borough of Roselle Police Department is in need of voice and radio recorders; and

WHEREAS, pursuant to Resolution No. 2022-047, the Borough of Roselle is a member of the New Jersey State Contract Division of Purchase and Property; and

WHEREAS, N.J.S.A. 52:34-6.2, as amended by P.L. 2011, c.139, authorizes the Borough to purchase goods or to contract for services through the use of a nationally-recognized and accepted cooperative purchasing system that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, or within any other state, when available; and

WHEREAS, the nationally-recognized New Jersey State Contract Division of Purchase and Property, located in the State of New Jersey, offers voluntary participation in its cooperative purchasing system for the purchase of goods and services from State contract vendors and purchases through the New Jersey Division of Purchase and Property comply with the Local Public Contract Law Requirements; and

WHEREAS, the Borough of Roselle wishes to purchase the following through the NJ State Contract vendor, Motorola:

Voice and Radio Recorders

WHEREAS, The Chief Financial Officer has certified that sufficient funds are available under Bond Ordinance 2688-22, Capital Budget Account# C-04-55-268-008-001 in the amount of \$82,617.65 upon adoption of such Ordinance at the June 28, 2022 Special Meeting of the Borough Council and after the 20 day estoppel period; and

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

1. That a contract is awarded to Motorola for the purchase of the above-referenced Voice and

Radio Recorders through the New Jersey State Contract for a total purchase price not-to-exceed \$82,617.65.

2. That an executed copy of the Contract between the Borough and Motorola 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.
3. 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.
4. 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 June 15, 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 15th day of June 2022.

RESOLUTION NUMBER 2022-219

**RESOLUTION AUTHORIZING THE PURCHASE, UPGRADING, AND
INSTALLATION OF SECURITY SYSTEMS FOR THE BOROUGH OF ROSELLE
POLICE DEPARTMENT FROM MAFFEY'S SECURITY GROUP THROUGH THE
UNION COUNTY CO-OP**

WHEREAS, the Borough of Roselle Police Department is currently in need of security upgrades; and

WHEREAS, pursuant to Resolution No. 2022-049, the Borough of Roselle is a member of the Union County Co-Op; and

WHEREAS, N.J.S.A. 52:34-6.2, as amended by P.L. 2011, c.139, authorizes the Borough to purchase goods or to contract for services through the use of a nationally-recognized and accepted cooperative purchasing system that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, or within any other state, when available; and

WHEREAS, the Union County Purchasing Cooperative, located within Union County, New Jersey offers voluntary participation in its cooperative purchasing system for the purchase of goods and services from Union County Co-Op vendors and purchases through Union County Co-Op comply with the Local Public Contract Law Requirements; and

WHEREAS, the Borough of Roselle wishes to purchase the necessary security systems through the Union County Co-Op vendor, Maffey's Security Group, 1172 East Grand Street, Elizabeth, NJ 07201:

WHEREAS, The Chief Financial Officer has certified that sufficient funds are available in Bond Ordinance 2688-22 in Capital Budget Account# C-04-55-268-008-001 in the amount of \$19,517.84; upon adoption of such Ordinance at the June 28, 2022 Special Meeting of the Borough Council and after the 20 day estoppel period; and

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

1. That a contract is awarded to Maffey's Security Group for the purchase of the necessary security systems through the Union County Co-Op for a total purchase price not-to-exceed \$19,517.84.
2. That an executed copy of the Contract between the Borough and Maffey's Security Group 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.
3. 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.
4. 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 June 15, 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 15th day of June 2022.

RESOLUTION NUMBER 2022-220

**RESOLUTION FOR THE APPOINTMENT OF SEASONAL HOURLY EMPLOYEES
ASSIGNED TO THE 2022 SUMMER CAMP**

WHEREAS, the Borough provides a Summer Day Camp Program for the benefit of school age children in Roselle; and

WHEREAS, the 2022 Summer Day Camp Program will operate from July 5, 2022 through August 5, 2022; and

WHEREAS, there is a need to hire up to twenty (20) seasonal hourly personnel to staff the 2022 Summer Day Camp Program.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle, County of Union, State of New Jersey that up to twenty (20) seasonal hourly employees be appointed effective June 27, 2022 through August 5, 2022, assigned to the 2022 Summer Day Camp Program on an as-needed basis; and

BE IT FURTHER RESOLVED, that the hiring of the seasonal hourly employees will be subject to the satisfactory completion of a criminal background and/or fingerprints, the cost of which is to be borne by the prospective seasonal hourly employee; and

BE IT FURTHER RESOLVED, that all minor individuals hired as Counselors must provide authorization for employment, namely working papers as well as a background check prior to being able to begin employment in the Borough; and

BE IT FURTHER RESOLVED, all seasonal hourly employees hired for the 2022 Summer Day Camp shall be paid \$13.00 per hour not to exceed 25 hours per week. Counselor funding to be as set forth in the Borough's Parks and Recreation Salary line item.

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 June 15, 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 15th day of June, 2022.

RESOLUTION NUMBER 2022-221

**RESOLUTION FOR THE APPOINTMENT OF ANNETTE JONES AS TEMPORARY
PART TIME FOOD SERVICE MANAGER FOR THE
2022 SUMMER CAMP AT AN HOURLY RATE OF \$18.00**

WHEREAS, the Borough provides a Summer Day Camp Program for the benefit of school age children in Roselle; and

WHEREAS, the 2022 Summer Day Camp Program will operate from July 5th, 2022 through August 5th, 2022; and

WHEREAS, there is a need to hire a Temporary Part Time Food Service Manager to staff the 2022 Summer Day Camp Program; and

WHEREAS, Annette Jones has been deemed to be qualified for the position of Temporary Part Time Food Service Manager to staff the 2022 Summer Day Camp Program.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle, County of Union, State of New Jersey that Annette Jones be appointed as temporary Food Service Manager, effective June 27th, 2022 through August 5th, 2022, at an hourly rate of \$18.00 for the 2022 Summer Day Camp Program.

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 June 15th, 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 15th day of June, 2022.

| Vote Record –Consent Agenda (Resolution Nos. 2022-200 through 2022-203 and Resolution Nos. 2022-205 through 2022-221) | | | | |
|---|------|------|---------|--------|
| | 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"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn | | | | |

RESOLUTION NUMBER 2022-204

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

WHEREAS, all Plenary Retail Consumption, Plenary Retail Distribution, Limited Distribution and Club Licenses will expire on June 30, 2022; and

WHEREAS, all A.B.C. Licenses are required by the State of New Jersey to be renewed annually by June 30th; and

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

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

CLUB LICENSE - \$150.00 Fee

2014-31-026-001 Unity Post 229 of the American Legion, 115 Grove Street

PLENARY RETAIL CONSUMPTION LICENSES W/Broad- \$1,250.00 Fee

2014-32-009-012 Big Head Liquors t/a Skylark Discount Liquors, 350 West First Avenue

PLENARY RETAIL CONSUMPTION LICENSES - \$1,250.00 Fee

2014-33-021-009 Central Park NJ, LLC t/a Central Park, 2401 North Wood Avenue
2014-33-013-006 L JACL, LLC t/a Lun Wah, 587 Raritan Road
2014-33-006-010 Ceilo Management Group, LLC t/a Villa Tequila Lounge, 1305 Wood Avenue
2014-33-018-008 Hamilton's Tavern, Inc., 639 West First Avenue
2014-33-017-004 Samara, Inc. d/b/a Sphinx Restaurant, 121 East Second Avenue
2014-33-008-005 Vaszg, LLC t/a Garibaldi Tequila Bar, 105 Linden Road
2014-33-022-007 Weis Buffet Corporation t/a Wei's Buffet 711 East First Avenue

PLENARY RETAIL DISTRIBUTION LICENSES - \$860.00 Fee

2014-44-001-009 Amipuja, LLC t/a C&B Liquors, 221 Sheridan Avenue
2014-44-014-006 ASGP Enterprises, Inc. t/a Crown Liquors, LLC, 711 East 1st Ave.
2014-44-015-009 CSS Liquor, LLC t/a Paul and Joe Deli Liquors, 500 Chandler Ave.
2014-44-016-014 Jayaraj, Inc. d/b/a Alman Liquors, 111 East Second Avenue
2014-44-011-006 Jay Corp of NJ, Inc. t/a Rick's Wine & Liquors, 915 Wood Ave.
2014-44-002-006 Krishma Liquors, Inc. t/a Prince Liquor Store, 310 Amsterdam Avenue
2014-44-020-014 Anik and Arin, LLC t/a Liquor Basics, 585 Raritan Road
2014-44-023-008 Roselle Beverage, Inc. t/a T&J Liquors, 1201 St. Georges Avenue

I, Lisette Sanchez, Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 15, 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 15th day of June 2022.

Motion to amend Resolution 2022-204 to remove Krishma Liquors, Inc. t/a Prince Liquor Store from the plenary retail distribution licenses as this licensee has not received the required tax clearance from the State of New Jersey, Division of Taxation by Council President Wilkerson, second by Councilman Bernier.

| Vote Record – Resolution 2022-204 (Amend) | | | | |
|---|------|------|---------|--------|
| | Ayes | Nays | Abstain | Absent |
| Councilman Villeda | X | | | |
| Councilman Bernier | X | | | |
| Councilwoman Johnson | X | | | |
| Councilwoman Thomas | X | | | |
| Councilman Fortuna | X | | | |
| Council President Wilkerson | X | | | |
| <input type="checkbox"/> Adopted <input checked="" type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn | | | | |

RESOLUTION NUMBER 2022-204

(AMENDED)

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

WHEREAS, all Plenary Retail Consumption, Plenary Retail Distribution, Limited Distribution and Club Licenses will expire on June 30, 2022; and

WHEREAS, all A.B.C. Licenses are required by the State of New Jersey to be renewed annually by June 30th; and

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

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

CLUB LICENSE - \$150.00 Fee

2014-31-026-001 Unity Post 229 of the American Legion, 115 Grove Street

PLENARY RETAIL CONSUMPTION LICENSES W/Broad- \$1,250.00 Fee

2014-32-009-012 Big Head Liquors t/a Skylark Discount Liquors, 350 West First Avenue

PLENARY RETAIL CONSUMPTION LICENSES - \$1,250.00 Fee

2014-33-021-009 Central Park NJ, LLC t/a Central Park, 2401 North Wood Avenue
2014-33-013-006 L JACL, LLC t/a Lun Wah, 587 Raritan Road
2014-33-006-010 Ceilo Management Group, LLC t/a Villa Tequila Lounge, 1305 Wood Avenue
2014-33-018-008 Hamilton's Tavern, Inc., 639 West First Avenue
2014-33-017-004 Samara, Inc. d/b/a Sphinx Restaurant, 121 East Second Avenue
2014-33-008-005 Vasgaz, LLC t/a Garibaldi Tequila Bar, 105 Linden Road
2014-33-022-007 Weis Buffet Corporation t/a Wei's Buffet 711 East First Avenue

PLENARY RETAIL DISTRIBUTION LICENSES - \$860.00 Fee

2014-44-001-009 Amipuja, LLC t/a C&B Liquors, 221 Sheridan Avenue
2014-44-014-006 ASGP Enterprises, Inc. t/a Crown Liquors, LLC, 711 East 1st Ave.
2014-44-015-009 CSS Liquor, LLC t/a Paul and Joe Deli Liquors, 500 Chandler Ave.
2014-44-016-014 Jayaraj, Inc. d/b/a Alman Liquors, 111 East Second Avenue
2014-44-011-006 Jay Corp of NJ, Inc. t/a Rick's Wine & Liquors, 915 Wood Ave.
2014-44-020-014 Anik and Arin, LLC t/a Liquor Basics, 585 Raritan Road
2014-44-023-008 Roselle Beverage, Inc. t/a T&J Liquors, 1201 St. Georges Avenue

I, Lisette Sanchez, Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held June 15, 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 15th day of June 2022.

Motion to adopt Resolution 2022-204 as amended by Council President Wilkerson, second by Councilman Bernier.

| Vote Record – Resolution 2022-204 (Amended) | | | | |
|--|-------------|-------------|----------------|---------------|
| | Ayes | Nays | Abstain | Absent |
| Councilman Villeda | X | | | |
| Councilman Bernier | X | | | |
| Councilwoman Johnson | X | | | |
| Councilwoman Thomas | X | | | |
| Councilman Fortuna | X | | | |
| Council President Wilkerson | X | | | |
| <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn | | | | |

NON-CONSENT AGENDA

RESOLUTION NUMBER 2022-222

MAYOR'S APPOINTMENT OF AN ALTERNATE MEMBER TO THE ZONING BOARD OF ADJUSTMENT WITH THE CONSENT OF COUNCIL

WHEREAS, this Council has previously established the Roselle Zoning Board of Adjustment; and

WHEREAS, pursuant to N.J.S.A. 40:55D-69 and Section 650-80 of the Borough Code, Zoning Board members are appointed by the Mayor with the consent of Council.

NOW, THEREFORE, BE IT RESOLVED, that the consent of Council is granted for the following appointment to the Zoning Board of Adjustment, who is a Roselle resident effective 2022:

| <u>Name</u> | <u>Member Type/Term Duration</u> | <u>Term</u> |
|-------------|----------------------------------|--------------------|
| Delia Tibbs | Alternate II, 2 Year | 1-1-22 to 12-31-23 |

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately, and all newly appointed members will receive a copy of this resolution.

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 as a Regular meeting of said Council held June 15, 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 15th day of June 2022.

RESOLUTION NUMBER 2022-223

RESOLUTION FOR A CHANGE ORDER AMENDMENT TO THE CONTRACT FOR DLS CONTRACTING INC. REGARDING ADDITIONAL SITE WORK FOR THE COMPLETION OF THE 2022 ANNUAL ROAD RESURFACING PROJECT

WHEREAS, DLS Contracting Inc., 36 Montesano Road, Fairfield, NJ 07004 was awarded a contract for the above-referenced project in the amount of \$693,967.52 by way of Resolution Number 2022-161; and

WHEREAS, additional funds are required to complete the extra work authorized during construction for the milling, paving and striping of the Borough Lot adjacent to Borough Hall on 210 Chestnut Street as outlined in the Colliers Engineering and Design correspondence dated June 10, 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 **\$120,429.00**; and

WHEREAS, Change Order No. 1 reflects an increase in the materials and work utilized in the amount of \$120,429.00 (17.35% 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 2679-22.

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 DLS Contracting Inc. as per the Colliers Engineering & Design correspondence dated June 10, 2022 and the following breakdown:

| | |
|---------------------------------|---------------------|
| Contract Amount | \$693,967.52 |
| Change Order No. 1 | \$120,429.00 |
| Adjusted Contract Amount | \$814,396.52 |

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 June 15, 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 15th day of June 2022.

RESOLUTION NUMBER 2022-224

**RESOLUTION COMBINING BONDS AGGREGATING THE PRINCIPAL SUM OF
NOT TO EXCEED \$9,620,000 AUTHORIZED BY SIX BOND ORDINANCES
HERETOFORE ADOPTED TO FINANCE PART OF THE COST OF VARIOUS
GENERAL IMPROVEMENTS IN THE BOROUGH OF ROSELLE, COUNTY OF
UNION, NEW JERSEY INTO ONE CONSOLIDATED ISSUE OF BONDS AND
PROVIDING FOR THE FORM, MATURITIES AND OTHER DETAILS OF SAID
CONSOLIDATED ISSUE.**

WHEREAS, the Borough Council of the Borough of Roselle, in the County of Union, New Jersey (the "Borough"), has heretofore adopted six bond ordinances authorizing bonds to finance part of the cost of various general improvements in said Borough; and

WHEREAS, it is necessary to issue bonds pursuant to said bond ordinances in an aggregate principal amount of \$9,620,000* and it is deemed advisable and in the best interests of the

Borough, for the purpose of the orderly marketing of said bonds and for other financial reasons, to combine the bonds authorized under said six bond ordinances into one consolidated issue in the aggregate principal amount of \$9,620,000* pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey;

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE IN THE COUNTY OF UNION, NEW JERSEY that:

Section 1. There shall be issued bonds of the Borough in the following principal amounts pursuant to the following bond ordinances:

A. \$482,600* bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 2627-20)

“BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS AND APPROPRIATING \$3,644,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,896,576 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.”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 13.13 years.

B. \$945,250* bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 2601-19)

“BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS AND APPROPRIATING \$1,640,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$945,250 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”

heretofore finally adopted. The period of usefulness stated in said ordinance is 16.83 years.

C. \$522,500* bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 2579-18)

“BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$1,500,000 FOR IMPROVEMENTS TO ARMINIO FIELD AND AUTHORIZING THE ISSUANCE OF \$522,500 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”

heretofore finally adopted. The period of usefulness stated in said ordinance is 15 years.

D. \$2,351,783* bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 2586-18)

“BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS AND APPROPRIATING \$3,665,603 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,470,573 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”

heretofore finally adopted. The period of usefulness stated in said ordinance is 17.9 years.

E. \$2,834,986* bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 2562-17)

“BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS AND APPROPRIATING \$5,539,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,707,518 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”

heretofore finally adopted. The period of usefulness stated in said ordinance is 15.23 years.

F. \$2,482,881* bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 2643-21)

“BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS AND APPROPRIATING \$4,378,400 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,694,424 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”

heretofore finally adopted. The period of usefulness stated in said ordinance is 12.80 years.

* Subject to adjustment.

Section 2. The bonds referred to in Section 1 hereof are hereby combined into one consolidated issue of bonds in the aggregate principal amount of \$9,620,000* and are sometimes hereinafter collectively referred to as the “Bonds.” The bonds referred to in subsections A through F of Section 1 shall each be designated “General Obligation Bonds, Series 2022” and shall be numbered with the prefix G from one consecutively upward. The bonds of said consolidated issue shall be dated the date of delivery and will be issued in fully registered form. When issued, the Bonds will be registered in the name of and held by Cede & Co., as the owner thereof and nominee for The Depository Trust Company, New York, New York (“DTC”), an automated depository for securities and clearinghouse for securities transactions.

Upon issuance, the Bonds will be delivered to DTC in single denominations for each maturity of the General Obligation Bonds, Series 2022. Individual purchases of beneficial interests in the Bonds will be made in book-entry form (without certificates) in the denomination of \$1,000 each or any integral multiple thereof.

Principal of the Bonds will be paid annually, subject to prior optional redemption; on the 15th day of July in the following years and in the following aggregate amounts:

| <u>Year</u> | <u>Principal Amount*</u> | <u>Year</u> | <u>Principal Amount*</u> |
|-------------|--------------------------|-------------|--------------------------|
| 2023 | \$375,000 | 2031 | \$735,000 |
| 2024 | 385,000 | 2032 | 750,000 |
| 2025 | 525,000 | 2033 | 750,000 |
| 2026 | 550,000 | 2034 | 750,000 |
| 2027 | 575,000 | 2035 | 750,000 |
| 2028 | 615,000 | 2036 | 750,000 |
| 2029 | 665,000 | 2037 | 750,000 |
| 2030 | 695,000 | | |

* Subject to adjustment.

The Bonds maturing on or prior to July 15, 2031 shall not be subject to redemption prior to their respective maturity dates. The Bonds maturing on or after July 15, 2032 shall be subject to redemption prior to their respective maturity dates, on or after July 15, 2031 at the option of the Borough, either in whole or in part at any time in any order of maturity at one hundred percent (100%) of the principal amount of the Bonds being redeemed (the "Redemption Price"), plus in each case accrued interest thereon to the date fixed for redemption..

Notice of redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Borough, at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, notices of redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds, and will be done in accordance with DTC procedures. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any notice of redemption shall not affect the validity of the redemption proceedings. If the Borough determines to redeem a portion of the Bonds of a maturity, such Bonds shall be selected by lot. If notice of redemption has been given as described herein, the Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the Bonds redeemed.

Section 3. It is hereby found, determined and declared that the average period of usefulness of the improvements or purposes for which the said General Obligation Bonds, Series 2022 are to be issued, taking into consideration the amount of such General Obligation Bonds, Series 2022 to be issued for said improvements or purposes, is 15.29 years.

Section 4. The Bonds shall bear interest from their date based on their outstanding principal amount at a rate to be determined as hereinafter set forth in Section 6 of this resolution, shall be payable as to principal in lawful money of the United States of America at the administration office of the Borough in Roselle, New Jersey, payable semi-annually on the fifteenth day of January and July in each year until maturity or prior optional redemption, commencing on January 15, 2023, by check or draft mailed on such interest payment date to the owners thereof registered as such as of each next preceding January 1 and July 1. Interest on the Bonds shall be calculated on the basis of a 360-day year of twelve 30-day calendar months.

Notwithstanding any other provision herein to the contrary, so long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Letter of Representations to be executed by the Borough and DTC. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the bonds is the responsibility of the DTC participants.

Section 5. The Bonds shall be signed by the Mayor and the Borough Chief Financial Officer, by their manual or facsimile signatures, and the corporate seal of the Borough shall be affixed thereto, or imprinted or reproduced thereon and shall be attested by the manual or facsimile signature of the Clerk or Deputy Clerk of the Borough.

Section 6. The Borough Chief Financial Officer is hereby authorized and directed to take all actions necessary to offer the Bonds for public sale upon the submission of electronic proposals in accordance with all applicable statutes and to determine in his discretion the date for receipt for such proposals, all in accordance with the terms set forth in the Notice of Sale. The Borough Chief Financial Officer is also authorized and delegated the authority to adjust the maturity schedule of the Bonds in accordance with all applicable statutes relating thereto. The Borough Chief Financial Officer is further hereby authorized and delegated the authority to sell and award the Bonds in accordance with the terms of the Notice of Sale and directed to report in writing to the Borough Council at the next meeting succeeding the date when any sale or delivery of the Bonds pursuant to this resolution is made, such report to include the principal amount, description, interest rate and maturities of the Bonds sold, the price obtained and the name of the purchaser. The "Notice of Sale" shall comply in all respects with the applicable statutes relating thereto and shall be substantially in the form attached hereto as Exhibit A, with such additions, modifications or deletions as determined by the Borough Chief Financial Officer. The Notice of Sale shall be published in a newspaper published and circulated in the Borough as the Borough Chief Financial Officer may select and a summary of the Notice of Sale shall be published in The Bond Buyer at least once at least seven (7) days prior to the date of public sale. The Borough Chief Financial Officer is authorized and delegated the authority to postpone a public sale without readvertisement in accordance with all applicable statutes relating thereto.

Section 7. The Bonds and the registration provisions endorsed thereon shall be in substantially the following form:

No. 2022-G-__

UNITED STATES OF AMERICA
STATE OF NEW JERSEY

BOROUGH OF ROSELLE,
IN THE COUNTY OF UNION

GENERAL OBLIGATION BOND, SERIES 2022

Date of Bond: July 19, 2022

Principal Amount: \$

Date of Maturity: July 15, 20__

CUSIP:

The BOROUGH OF ROSELLE, a municipal corporation of the State of New Jersey, (the "Borough") hereby acknowledges itself indebted and for value received promises to pay to Cede & Co. or registered assigns, the sum specified above as the Principal Amount on the date specified above as the Date of Maturity, upon presentation and surrender of this Bond, and to pay to the registered owner hereof interest on such sum, from the Date of Bond specified above until the Date of Maturity specified above, at the rate of ____ and ____ Hundredths per centum (____%) per annum payable on January 15, 2023 and thereafter semi-annually on the fifteenth day of July and January in each year. Principal of this Bond will be paid in lawful money of the United States of America, at the administration office of the Borough in Roselle, New Jersey. Interest on this Bond will be payable in lawful money of the United States of America by check or draft mailed on such interest payment date to the registered owner hereof as shown on the books of the Borough kept for such purpose by the Chief Financial Officer of the Borough (the "Bond Registrar") as of the first day of the month in which the payment of interest is to be made.

All of the bonds, of which this Bond is one, shall be initially issued as one fully registered bond for each maturity in the name of Cede & Co., as registered owner and nominee for The Depository Trust Company ("DTC"). Notwithstanding any other provision herein to the contrary, so long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Letter of Representations executed by the Borough and DTC relating to the Bonds. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the Bonds is the responsibility of the DTC participants.

The Bonds maturing on or prior to July 15, 2031 shall not be subject to redemption prior to their respective maturity dates. The Bonds maturing on or after July 15, 2032 shall be subject to redemption prior to their respective maturity dates, on or after July 15, 2031 at the option of the Borough, either in whole or in part at any time in any order of maturity at one hundred percent (100%) of the principal amount of the Bonds being redeemed (the "Redemption Price"), plus in each case accrued interest thereon to the date fixed for redemption.

Notice of redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Borough, at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, notices of redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds, and will be done in accordance with DTC procedures. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any notice of redemption shall not affect the validity of the redemption proceedings. If the Borough determines to redeem a portion of the Bonds of a maturity, such Bonds shall be selected by lot. If notice of redemption has been given as described herein, the Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the Bonds redeemed.

This Bond is transferable only upon the books of the Bond Registrar, by the registered owner hereof in person or by his attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the Borough duly executed by the registered owner or such duly authorized attorney, and thereupon the Borough shall issue in the name of the transferee a new bond or bonds of the same aggregate principal amount, series, designation, maturity and interest rate as the surrendered bond. The Borough and any paying agent of the Borough may treat and consider the person in whose name this Bond is registered as the holder and absolute owner hereof for the purpose of receiving payment of, or on account of, the principal and interest due hereon and for all other purposes whatsoever.

This Bond is one of an authorized issue of bonds of the Borough and is issued pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey, a resolution of the governing body of the Borough entitled: "Resolution Combining Bonds Aggregating the Principal Sum of Not to Exceed \$9,620,000 Authorized by Six Bond Ordinances Heretofore Adopted to Finance Part of the Cost of Various General Improvements in the Borough of Roselle, County of Union, New Jersey Into One Consolidated Issue of Bonds and Providing for the Form, Maturities and Other Details of Said Consolidated Issue," adopted June 15, 2022 and by virtue of certain bond ordinances referred to therein.

The full faith and credit of the Borough are hereby irrevocably pledged for the punctual payment of the principal of and interest on this Bond according to its terms. This Bond shall not be or be deemed to be a debt or liability of the State of New Jersey or a pledge of the faith and credit of the State of New Jersey.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this Bond exist, have happened and have been performed, and that the issue of bonds of which this is one does not exceed any limitation imposed thereon by said Constitution or statutes.

In the event the Borough determines that the beneficial owners of the Bonds (the actual purchasers of the Bonds) shall be able to obtain certificated bonds, the Borough shall notify DTC of the availability of bond certificates. In such event, the Borough will appoint a paying agent and the Borough will issue, transfer and exchange bond certificates in appropriate amounts as required by DTC and others. DTC may determine to discontinue providing its services with respect to the bonds at any time by giving a reasonable amount of notice in writing to the Borough. In the event of such determination, if the Borough fails to identify another qualified securities depository as successor to DTC, the Borough will appoint a paying agent and the Borough will issue and deliver replacement bonds in the form of fully registered certificates. Whenever DTC requests the Borough to do so, the Borough will cooperate with DTC in taking appropriate action (a) to make available one or more separate certificates evidencing the bonds to any DTC participant (participants of DTC) having bonds credited to its DTC account or (b) to arrange for another securities depository to maintain custody of certificates evidencing the bonds.

IN WITNESS WHEREOF, THE BOROUGH OF ROSELLE has caused this Bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Borough Chief Financial Officer, and its corporate seal (or facsimile thereof) to be affixed, imprinted or reproduced hereon, and this Bond and said seal to be attested by the manual signature of the Clerk or Deputy Clerk, and this Bond to be dated the 19th day of July, 2022.

Motion to adopt by Councilman Bernier, second by Councilman Fortuna.

| Vote Record – Resolutions No. 2022-222 through 2022-224 | | | | |
|---|------|------|---------|--------|
| | 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"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn | | | | |

Resolution # 2022-225

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
15-Jun-22

FUND

| | |
|----------------------------|--------------------|
| ANIMAL CONTROL | \$ 20.40 |
| CAPITAL ACCOUNT | \$ 489,403.39 |
| CDBG TRUST | |
| CURRENT FUND | \$ 3,039,330.73 |
| ESCROW TRUST | \$ 15,121.78 |
| FSLEF | |
| SLEF | |
| GENERAL TRUST ACCOUNT | \$ 3,240.06 |
| TRUST DCA FEES | |
| GRANT ACCOUNT | \$ 57,575.56 |
| SUI | |
| MAY 20, 2022 PAYROLL | \$ 734,276.08 |
| JUNE 3, 2022 PAYROLL | \$ 660,070.77 |
| MANUAL CHECK | \$ 140,084.88 |
| POAA | |
| REDEMPTION PREMIUM ACCOUNT | |
| PUBLIC DEFENDER | |
| REDEMPTION | |
| TRUST | |
| RESERVE FOR ESCROW | |
| SALARY | |
| DEDUCTION | |
| GRAND TOTAL | \$5,139,123.65 |

Motion to adopt by Councilman Bernier, second by Council President Wilkerson.

Vote Record – Resolution No. 2022-225

| | 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"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn | | | | |

RESOLUTION NUMBER 2022-226

RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING AND HOLD HARMLESS AGREEMENT WITH THE COUNTY OF UNION FOR USE OF THE CONSERVATION CENTER FOR LEAF DISPOSAL FOR THE 2022/2023 PERIOD

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

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

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

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

1. The Memorandum of Understanding and the Hold Harmless Agreement relative to the use of the Conservation Center for the Leaf Disposal Program between the Borough of Roselle and the County of Union for the 2022/2023 season, in the form annexed hereto, is hereby approved.
2. The Mayor, Borough Administrator or other appropriate Borough official is hereby authorized to execute said Memorandum of Understanding and Hold Harmless Agreement, and the Municipal Clerk is hereby authorized to attest to same and affix the Borough seal thereto.
3. This Resolution shall take effect immediately.

I, 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 June 15, 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 15th day of June, 2022.

RESOLUTION NUMBER 2022-227

**RESOLUTION FOR THE APPOINTMENT OF SHARON WEST AS TEMPORARY
CAMP DIRECTOR FOR THE 2022 SUMMER CAMP AT AN HOURLY RATE OF
\$22.00 NOT TO EXCEED \$7,000**

WHEREAS, the Borough provides a Summer Day Camp Program for the benefit of school age children in Roselle; and

WHEREAS, the 2022 Summer Day Camp Program will operate from July 5th, 2022 through August 5th, 2022; and

WHEREAS, there is a need to hire A Camp Director to staff the 2022 Summer Day Camp Program; and

WHEREAS, Sharon West has been deemed to be qualified for the position of Camp Director to staff the 2022 Summer Day Camp Program.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle, County of Union, State of New Jersey that Sharon West be appointed as temporary Camp Director, effective June 27th, 2022 through August 5th, 2022, at an hourly rate of \$22.00 not to exceed \$7,000 for the 2022 Summer Day Camp Program.

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 June 15th, 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 15th day of June, 2022.

Motion to adopt by Council President Wilkerson, second by Councilman Fortuna.

| Vote Record – Resolutions No. 2022-226 through 2022-227 | | | | |
|--|-------------|-------------|----------------|---------------|
| | 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"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn | | | | |

RESOLUTION NUMBER 2022-228

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 on June 15, 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 15th of June 2022.

Motion to adopt by Councilman Bernier, second by Councilman Villeda.

| Vote Record – Resolution No. 2022-228 | | | | |
|--|------|------|---------|--------|
| | 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"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn | | | | |

Entered into Executive Session at 8:10 p.m.

Returned to Regular Meeting at 8:34 p.m.

RESOLUTION NUMBER 2022-229 (WO)

**A RESOLUTION OF THE GOVERNING BODY OF THE BOROUGH OF ROSELLE
FORMALLY CENSURING COUNCILWOMAN CYNTHIA JOHNSON**

WHEREAS, it is imperative that each member of the Governing Body conducts his or herself to reflect the highest standards of honesty, integrity, and ethical conduct; and

WHEREAS, it is imperative that a public meeting be conducted in an orderly manner, without deliberate interruption in order to serve the needs of our residents; and

WHEREAS, Councilwoman Cynthia Johnson, (“Councilwoman Johnson”), has conducted herself in ways that have negatively impacted the day-to-day operations of the Borough of Roselle (“Borough”), has continuously acted in blatant disregard of the Council Bylaws, has disrupted public meetings, and overall has failed to conduct herself appropriately as a member of the Governing Body; and

WHEREAS, Councilwoman Johnson has performed the following specific acts, which the Governing Body has determined amount to conduct unbecoming her office and does not reflect well on the Borough:

1. Has used her position as Public Safety Committee Chair to interfere with the operations of the Borough’s Police and Fire Departments, including but not limited to calling and directing the Chiefs to assist her in the intimidation of Chief Financial Officer, Anders Hasseler and seeking information about crimes and fires within the Borough for the sole purpose of creating photo opportunities or otherwise unnecessarily inserting herself into the emergency operations of the Borough; and
2. Interfered with the day-to-day operations of the Borough by making excessive phone calls to the then Department of Public Works Superintendent, George Phipps, and the Borough Administrator in an effort to interfere with the disciplinary process of Glenn Nolen; and

3. Engaged in prohibited communications with attorneys who are representing person(s) suing the Borough, such as telephone conversations with the Attorney for Glenn Nolen in order to attempt to circumvent the disciplinary process; and
4. Engaged in inappropriate conduct and activity during council meetings including but not limited to threatening members of the Council, and the Police Department during public meetings and also visibly assaulting Councilman Richard Villeda on the dais during the executive session; and
5. Breached confidentiality and attorney-client privilege on multiple occasions by providing confidential information to the former Mayor and other members of the general public; and
6. Potentially exposed the Borough to unnecessary litigation by organizing and holding an unauthorized rally on Borough property in an attempt to intimidate and harass CFO Anders Hasseler; and
7. General dereliction of duty to the Council and our residents, on multiple occasions by clearly failing to read Council meeting packets and to understand matters coming before the Governing Body, as evidenced by the quality and scope of her questions to the staff and moreover soliciting questions from the public and staff that not only reflect a lack of understanding of the rules governing meetings, but also potentially expose the Borough to violations of statutes, based on the infringement of the rights of others; and
8. Potential illegal activity by using Borough funds to seek reimbursement for untraceable gift cards.
9. Disrupted Council meetings by refusing to yield the floor to the Mayor even after being repeatedly instructed to do so and conducting presentations to the public outside the time period allotted thereby holding the council hostage in violation of the Bylaws; and

WHEREAS, these actions collectively and individually have put the Borough at unprecedented risk, and have compromised the integrity of the Governing Body; and

WHEREAS, it has been determined by this body that this type of vitriolic behavior is divisive, dishonest and poisonous to the residents of the Borough; and

WHEREAS, *Robert's Rules of Order* states that “. . . an organization or assembly has the right to make and enforce its own rules, and to require that its own members refrain from conduct injurious to the organization or its purposes;” and

WHEREAS, *Robert's Rules of Order* lists formal censure as an allowed form of disciplinary action which a body may use regarding the conduct of one of its own members; and

WHEREAS, upon executing the oath of office, each member of the Governing Body swears to uphold the constitutional oath of office, which states that he or she will “support, obey and defend the Constitution of the United States and the Constitution of this State, and the laws and ordinances of the Borough of Roselle; and

WHEREAS, one of the governing principles upon which our nation is founded is the “Rule of Law,” which means that the law is uniformly applied to all citizens, and that no individual citizen has a status “above the law;” and

WHEREAS, *Robert’s Rules of Order* states the purpose of formal censure is to correct conduct and behavior.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Roselle that Councilwoman Johnson’s conduct and behavior as set forth in greater detail hereinabove constitutes misconduct, is divisive, violates council rules and violates the highest standards of honesty, integrity and ethical conduct required of elected officials in the Borough; and

BE IT FURTHER RESOLVED that Councilwoman Johnson’s conduct and behavior is hereby condemned in the strongest of terms; and

BE IT FURTHER RESOLVED that a formal censure of Councilwoman Johnson is warranted and is hereby issued for her conduct and behavior; and

BE IT FURTHER RESOLVED that Councilwoman Johnson must hereby refrain from any further similar conduct or behavior; and

BE IT FURTHER RESOLVED that consistent with the Bylaws of this Council, Councilwoman Johnson is hereby removed from her appointment as Chair and Member of the Public Safety Committee; and

BE IT FURTHER RESOLVED that Councilwoman Johnson must familiarize herself with the provisions of the *Governing Body’s Bylaws, and the Borough form of Government* that touch upon the conduct expected of her not only at council meetings, but as it concerns day-to-day operations of the Borough; and

BE IT FURTHER RESOLVED that this Resolution shall have immediate effect and shall be posted in full in the official minutes of this governing body and shall be published in full in the official newspaper of the Borough of Roselle.

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 June 15, 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 15th day of June 2022.

Motion to walk-on and adopt Resolution 2022-229(WO) by Councilman Bernier, second by Councilwoman Thomas.

On the Motion: Councilwoman Johnson requested that a copy of Resolution 2022-229(WO) be sent to her attorney.

| Vote Record – Resolution No. 2022-229(WO) | | | | |
|---|------|------|---------|--------|
| | 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"/> Adopted <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 blessing all families in the Borough of Roselle
- Asked for support of Council to have garbage to be picked up twice a week and supports the residents who asked for this
- Thanked the Police and Fire Department for keeping the Borough safe and clean
- Thanked 1st Ward residents for giving their best to the children

Councilman Bernier provided the following comments:

- Gave condolences to the Bradshaw family and the family of G. G. Woody
- Frank Street paving is complete. Thanked the Engineers
- Paving on White and Spruce Street is ongoing
- Congratulated Lieutenant Lespinasse, Sergeant McGriff and the four new officers on their promotions and hires
- Encouraged parents to have their children tested for Scoliosis and to keep an eye out on their spines
- The next 2nd Ward Meeting will be June 28th, via Zoom at 7:00 p.m.
- Gave his contact phone number
- Wished fathers a Happy Father's Day
- Roselle Catholic High School Camp Keith Day Fundraiser will be held on June 25th, 12:00 p.m. to 5:00 p.m., to launch to bring a camp experience to additional kids of all

ages

Councilwoman Johnson provided the following comments:

- Wished everyone a Happy Juneteenth and Happy 4th of July
- Congratulated Councilwomen Wilkerson and Councilwoman Thomas on their re-election
- Thanked candidates Travis Amaker and Brandis Puryear on their election campaign
- Announced 3rd Ward Family & Friends Day block party July 16, 2022 on 10th Avenue
- Gave condolences to the family of G. G. Woody and the family of Gloria Williams
- Still waiting for information regarding temporary library location
- Asked Borough Attorney Jalloh for a copy of Resolution Number 2022-229(WO) to be referred to her attorney. Never assaulted a Council colleague.
- Will continue to speak for the 3rd Ward residents

Councilwoman Thomas provided the following comments:

- Gave condolences to the family of G. G. Woody and the Bradshaw family
- Congratulated the police officers who were hired and officers promoted to Lieutenant and Sergeant
- Congratulated the public safety personnel on their promotions and new police hires
- No 4th Ward garbage pickup due to the Juneteenth Holiday on Friday June 17th
- Thanked the 4th ward residents for their support in the election. Goal remains being an advocate for the residents
- Thanked Mr. Amaker and Ms. Puryear for committing to run for local office
- Encouraged residents to attend 4th Ward meetings every fourth Thursday of the month, 7:00 p.m., at the Amalfe Community Center
- Wished father's a Happy Father's Day and commended her husband for the support of their family
- Reminded residents of the upcoming Borough events to take place this week

Councilman Fortuna provided the following comments:

- Pothole killer truck was secured to minimize the number of potholes in the Borough
- Congratulated Councilwoman Wilkerson and Councilwoman Thomas on their re-election
- Congratulated the police officers who were hired Congratulated the police officers who were hired and officers promoted to Lieutenant and Sergeant
- 5th Ward meeting will be held July 18, 2022 at the Amalfe Community Center
- Wrote letter to 5th Ward Residents about being a good neighbor in terms of cutting grass and playing loud music
- Complaints about stray cats were discussed with the Borough Health Official
- Wished fathers a Happy Father's Day

Council President Wilkerson provided the following comments:

- Gave condolences to the families of Georgette Bradshaw, Reverend Roy Jones, G. G. Woody, and the Stevens Family
- Congratulated the police officers who were hired and officers promoted to Lieutenant

- and Sergeant
- Congratulated Councilwoman Thomas on being re-elected
 - Congratulated Rosie McCamery, SOAR, and children who participated in the event
 - Roselle Women on the Move hosting "I'm Worth It", mentoring program for young women and girl's 7th to 12th grade, Saturday, June 18, 2022, 11:00 a.m. to 1:00 p.m., Amalfe Community Center,
 - Thanked God and the residents for getting re-elected and will continue to work hard for Roselle
 - Wished fathers a Happy Father's Day and Big Poppa and Devon Gethers
 - Happy Juneteenth Day

Thereafter, Council President Wilkerson appointed Richard Villeda to the Public Safety Committee and Councilman John Fortuna as Chair to Public Safety.

MAYOR'S COMMENTS

Mayor Shaw provided the following comments:

- Congratulated the police officers who were hired and officers promoted to Lieutenant and Sergeant
- Gave condolences to the Jones, Goyins, Bradshaw, and Woody families
- Attended the In Roads of Opportunity School graduation with Council President Wilkerson, for children with disabilities and encouraged Council to support
- Congratulated Councilwoman Thomas and Councilwoman Wilkerson on their re-election and for running a squeaky-clean campaign
- Self-examine and hone in on what's right for the children and the community
- Cast of colleagues have proven they can get the work done
- Wished fathers a Happy Father's Day and will support and attend the father son basketball tournament, June 18, 2022, Bud Simmons Park

ADJOURNMENT

Motion to adjourn by Councilman Bernier, second by Councilwoman Johnson. Motion was approved by unanimous vote. Meeting adjourned at 9:14 p.m.


Lisette Sanchez, Borough Clerk