

**BOROUGH OF ROSELLE
MAYOR AND COUNCIL
REGULAR MEETING MINUTES
JULY 20, 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 July 20, 2022 at 6:30 p.m. The flag salute was done and the invocation was given by Council President Wilkerson.

Municipal 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., "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, Municipal Clerk
R. Allen Smiley, Borough Administrator
Mohamed Jalloh, Esq., Borough Attorney

PROCLAMATIONS

Turn The Towns Teal – An Awareness Campaign for Ovarian Cancer Month read into the record by Mayor Shaw.

RESOLUTIONS

RESOLUTION NUMBER 2022-232

**RESOLUTION APPOINTING MICHAEL SOJKA TO THE POSITION
OF POLICE CAPTAIN**

WHEREAS, there is a need in the Borough of Roselle for the position of Captain 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 Captain; and

WHEREAS, Michael Sojka is a permanent employee in the Borough of Roselle Police Department, presently holding the title of Police Lieutenant, who is qualified for the position of Captain.

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 Michael Sojka is hereby promoted to the position of Police Captain, effective August 1st, 2022, subject to the ninety (90) day working test period pursuant to Civil Service regulations; and

BE IT FURTHER RESOLVED that the compensation for Michael Sojka shall be that of a Captain pursuant to the collective bargaining agreement between the Borough and the Roselle Police Benevolent Association, Local 99A, presently \$147,527.00, 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 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 July 20, 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 20st day of July 2022.

RESOLUTION NUMBER 2022-233

RESOLUTION APPOINTING CHRISTOPHER DASILVA 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, Christopher DaSilva 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 Christopher DaSilva is hereby promoted to the position of Police Lieutenant, effective August 1st, 2022, subject to the ninety (90) day working test period pursuant to Civil Service regulations; and

BE IT FURTHER RESOLVED that the compensation for Christopher DaSilva 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 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 July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-234

**RESOLUTION APPOINTING IVAN ROMERO 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, Ivan Romero is a permanent employee in the Borough of Roselle Police Department, presently holding the title of Detective, 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 Ivan Romero is hereby promoted to the position of Police Sergeant, effective August 1, 2022, subject to the ninety (90) day working test period pursuant to Civil Service regulations; and

BE IT FURTHER RESOLVED that the compensation for Ivan Romero 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 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 July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-235

**RESOLUTION APPOINTING JOHN PEREZ-LUGO 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, John Perez-Lugo 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 John Perez-Lugo is hereby promoted to the position of Police Sergeant, effective August 1, 2022, subject to the ninety (90) day working test period pursuant to Civil Service regulations; and

BE IT FURTHER RESOLVED that the compensation for John Perez-Lugo 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 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 July 20, 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 20th day of July 2022.

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

On the Motion: Councilman Bernier requested that Resolutions 2022-234 and 2022-235 be amended to make the effective date of promotion July 13, 2022.

RESOLUTION NUMBER 2022-234

(AMENDED)

**RESOLUTION APPOINTING IVAN ROMERO 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, Ivan Romero is a permanent employee in the Borough of Roselle Police Department, presently holding the title of Detective, 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 Ivan Romero is hereby promoted to the position of Police Sergeant, effective July 13, 2022, subject to the ninety (90) day working test period pursuant to Civil Service regulations; and

BE IT FURTHER RESOLVED that the compensation for Ivan Romero 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 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 July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-235

(AMENDED)

**RESOLUTION APPOINTING JOHN PEREZ-LUGO 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, John Perez-Lugo 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 John Perez-Lugo is hereby promoted to the position of Police Sergeant, effective July 13, 2022, subject to the ninety (90) day working test period pursuant to Civil Service regulations; and

BE IT FURTHER RESOLVED that the compensation for John Perez-Lugo 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 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 July 20, 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 20th day of July 2022.

Motion to amend Resolutions 2022-234 and 2022-235 to make the effective date of promotion July 13, 2022 by Councilman Bernier, second by Council President Wilkerson.

Vote Record – Resolution Nos. 2022-234 and 2022-235 (To Amend)				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilman Bernier	X			
Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman 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 2022-232

**RESOLUTION APPOINTING MICHAEL SOJKA TO THE POSITION
OF POLICE CAPTAIN**

WHEREAS, there is a need in the Borough of Roselle for the position of Captain 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 Captain; and

WHEREAS, Michael Sojka is a permanent employee in the Borough of Roselle Police Department, presently holding the title of Police Lieutenant, who is qualified for the position of Captain.

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 Michael Sojka is hereby promoted to the position of Police Captain, effective August 1st, 2022, subject to the ninety (90) day working test period pursuant to Civil Service regulations; and

BE IT FURTHER RESOLVED that the compensation for Michael Sojka shall be that of a Captain pursuant to the collective bargaining agreement between the Borough and the Roselle Police Benevolent Association, Local 99A, presently \$147,527.00, 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 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 July 20, 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 20st day of July 2022.

RESOLUTION NUMBER 2022-233

**RESOLUTION APPOINTING CHRISTOPHER DASILVA 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, Christopher DaSilva 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 Christopher DaSilva is hereby promoted to the position of Police Lieutenant, effective August 1st, 2022, subject to the ninety (90) day working test period pursuant to Civil Service regulations; and

BE IT FURTHER RESOLVED that the compensation for Christopher DaSilva 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 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 July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-234

(AMENDED)

RESOLUTION APPOINTING IVAN ROMERO 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, Ivan Romero is a permanent employee in the Borough of Roselle Police Department, presently holding the title of Detective, 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 Ivan Romero is hereby promoted to

the position of Police Sergeant, effective July 13, 2022, subject to the ninety (90) day working test period pursuant to Civil Service regulations; and

BE IT FURTHER RESOLVED that the compensation for Ivan Romero 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 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 July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-235

(AMENDED)

**RESOLUTION APPOINTING JOHN PEREZ-LUGO 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, John Perez-Lugo 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 John Perez-Lugo is hereby promoted to the position of Police Sergeant, effective July 13, 2022, subject to the ninety (90) day working test period pursuant to Civil Service regulations; and

BE IT FURTHER RESOLVED that the compensation for John Perez-Lugo 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 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 July 20, 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 20th day of July 2022.

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

Vote Record – Resolution Nos. 2022-232, 2022-233, 2022-234 (Amended) and 2022-235 (Amended)				
	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"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

OATH OF OFFICE ADMINISTERED TO PUBLIC SAFETY PERSONNEL

Mayor Shaw administered the Oaths of Office; thereafter, Police Chief Williams gave congratulatory remarks.

PRESENTATION None.

APPROVAL OF MINUTES OF MEETINGS

Minutes of the Mayor and Council Town Hall Meeting – February 5, 2021

Minutes of the Mayor and Council Workshop Meeting – June 8, 2022

Minutes of the Mayor and Council Executive Closed Session – June 8, 2022

Minutes of the Mayor and Council Regular Meeting – June 15, 2022

Minutes of the Mayor and Council Executive Closed Session – June 15, 2022

Minutes of the Mayor and Council Special Meeting – June 28, 2022

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

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

Department of Public Works – Councilman Fortuna reported the following:

- Had a very smooth roll out of the garbage pickup on the West Side on July 19, 2022 and thanked the Sanitation supervisor for a great job
- Reminded Council the deadline to provide Engineer with sidewalk lists is July 22, 2022
- Announced the resignation of DPW Superintendent William McClave

Public Safety Committee– Councilman Fortuna reported the following:

- Announced that “National Night Out Against Crime” will take place at Borough Hall on August 2, 2022
- Congratulated the Police personnel on their promotions
- Discussed in-car computers upgrading to improve response time
- Petitioning the State to double the fines for speeding
- Fire Department – January to June there were 792 total fire alarm calls; 1194 total ambulance calls; Ambulance Rescue 3 responded to 205 calls; June 2022, there were 230 total ambulance calls; response time 1.54 minutes; 12 fires; 53 CO’s. Ambulances are being upgraded and will have a full fleet of modernized ambulances by the end of the year

Finance Committee – Councilman Bernier reported the following:

- Estimated tax bills were mailed to residents at the beginning of the month
- Bond sales earlier in the month with a 3.6% interest rate
- 2021 Audit expected to be complete by the end of June
- Consideration of a reversed tax appeal from \$615K to \$1.6M
- Final payment for pavement at Leon, Wentz and Morris, \$100K under budget
- Acceptance of two grants in the amount of \$4,500 and \$37,000

Redevelopment Committee – Councilman Bernier reported the following:

- Ordinance to clean up the Zoning map on agenda for consideration
- Redevelopment agreement for the West 1st Avenue lot next to the CVS
- St. Georges Avenue Redevelopment Study

Planning Committee - Councilman Bernier reported the following:

- The only action taken at the July 6, 2022 meeting was an amendment and revision made to the Wendy's resolution
- Next meeting in August will include two applicants for redevelopment by Rose Homes and a multi-million-dollar expansion in East 11th Avenue industrial area

Recreation Committee – Councilwoman Thomas reported the following

- Announced the Anthony Amalfe Community Center will be a cooling station from 11:00 a.m. to 4:00 p.m. on July 19th to July 25th
- Uptown Vibes concerts kicked off on June 24th and has been successful
- Summer day camp started July 5, 2022 with 70 children attending, 1 Director and 15 camp counselors
- 7th Annual House Music Festival was a success
- Upcoming Recreation Events:
 - 3 on 3 basketball, July 30, 2022 – Pine Park
 - Roselle Celebrity Softball Game, August 20th – Land Field
 - Movie and Game Night - Amalfe Community Center to be advised

Governance Committee – Council President Wilkerson reported the following:

- Congratulated the police personnel on their promotions
- Wished DPW Superintendent William McClave well
- Air conditioning issues in Borough Hall are being addressed by Borough Administrator Smiley

Library Committee – Council President Wilkerson reported the following:

- Library project is in the bid review process
- Library board and Director Ryan are overseeing the move to the temporary location

PUBLIC COMMENTS

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

1. **Tamaris** expressed her dissatisfaction with garbage pick-up in the Borough.
2. **Anthony Esposito** confirmed that he is satisfied with the garbage pick-up in the Borough and sees no problems with same.

INTRODUCTION, CONSIDERATION AND PASSAGE OF ORDINANCES -

ORDINANCES ON SECOND READING/PUBLIC HEARING – 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**

WHEREAS, on April 15, 2020, the Borough Council (the "**Borough Council**") of the Borough of Roselle (the "**Borough**") adopted Resolution 2020-135 designating the area identified as Block 3801, Lots 2.01, 4, 5, and 6 on the Borough's official Tax Map (the "**Block 3801 Redevelopment Area**") as a condemnation area in need of redevelopment pursuant to the New Jersey Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the "**Redevelopment Law**"); and

WHEREAS, on March 17, 2021, the Borough Council adopted Ordinance No. 2642-21 approving and adopting a redevelopment plan for the Block 3801 Redevelopment Area entitled "Redevelopment Plan for Block 3801" (the "**Block 3801 Redevelopment Plan**"); and

WHEREAS, on June 9, 2021, the Borough Council adopted a resolution designating the area identified as Block 3902, Lots 19 and 20, inclusive of any and all streets, and rights of ways as shown on the Borough's official Tax Map (the "**North Chestnut Redevelopment Area**") as a non-condemnation area in need of redevelopment pursuant to the Redevelopment Law; and

WHEREAS, on June 21, 2021, the Borough Council adopted Ordinance No. 2657-21 approving and adopting a redevelopment plan for the North Chestnut Redevelopment Area entitled "North Chestnut Redevelopment Plan, Amendment Number 2" (the "**North Chestnut Redevelopment Plan**" and, together with the Block 3801 Redevelopment Plan, the "**Redevelopment Plans**"); and

WHEREAS, the Borough Council now desires to clarify that, upon the adoption of the above-referenced ordinances approving and adopting the Redevelopment Plans, the Borough intended to (i) amend the Zoning Map of the Borough to reference and delineate the property described and governed by the respective Redevelopment Plans and (ii) provide that the provisions of the respective Redevelopment Plans supersede the applicable development regulations of the Borough's municipal code, as and where indicated in said Redevelopment Plans.

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

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

Section 2. The Zoning Map of the Borough is hereby amended to reference and delineate the property described and governed by the Redevelopment Plans and to incorporate the provisions of the respective Redevelopment Plans.

Section 3. The provisions of the respective Redevelopment Plans shall supersede the applicable development regulations of the Borough's municipal code, as and where indicated.

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

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

Mayor Shaw read Ordinance Number 2689-22 by title and opened the public hearing on the ordinance. The following public comments were made:

1. **Anthony Esposito** inquired about the new maps and when will they be available.

Motion to adopt Ordinance 2689-22 on Second Reading/Public Hearing 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				

RESOLUTIONS

RESOLUTION NUMBER 2022-237

RESOLUTION OF THE BOROUGH OF ROSELLE COUNCIL SUPPORTING LUCKY BUDS LLC'S APPLICATION FOR A CANNABIS CULTIVATOR MICROBUSINESS LICENSE TO THE NEW JERSEY CANNABIS REGULATORY COMMISSION AND CONFIRMING THAT THE INTENDED SITE IS SUITABLE FOR THE OPERATIONS OF THE PROPOSED CANNABIS CULTIVATOR

WHEREAS, on November 9, 2021, the CRC issued a Notice of Application Acceptance for Personal Use Cannabis Licenses (“Notice”) which newly requires that any local resolution of support to include “a confirmation that if the municipality has imposed a limit on the number of licensed cannabis businesses, the issuance of a license to the license applicant by the Commission would not exceed that limit”; and

WHEREAS, the Borough found, given the Schedule I status of cannabis under the federal Controlled Substance Act, complexities with access to banking and the level of cash transactions in cannabis-related businesses, and other concerns associated with cannabis-related businesses, that only qualified operators should be permitted to safely operate strictly regulated cannabis facilities in the municipality on a limited basis and subject to reasonable time, manner, and place restrictions, in order to balance patients’ and consumers’ interests and the creation of jobs and economic opportunity within the Borough with public safety; and

WHEREAS, in light of the enactment of the Honig Act and the Legalization Act, to proactively establish licensing requirements for regulated cannabis establishments and impose a municipal tax to support enforcement activities, the Borough Council of the Borough of Roselle has created land use regulations and licensing requirements for regulated cannabis establishments that also protect the health, safety and general welfare of the community; and

WHEREAS, Lucky Buds LLC (“Lucky Buds”) plans to apply to the New Jersey Cannabis Regulatory Commission (“CRC”) for a cannabis cultivation micro-license with the proposed cultivation site (the “Site”) to be located at 244 West 1st Avenue, Roselle, identified as Block 4701, Lot 13, on the current Official Tax Map of the Borough; and

WHEREAS, the Site is located in the Commercial-Industrial Zone, where “Cannabis Cultivator” is a conditionally permitted use pursuant to the Code of the Borough of Roselle, § 650-99B(3) and 650-102.B(9) if the following conditions are met:

- (a) All other regulations for the district in which the use is to be located shall be complied with.
- (b) The design of any building or structure required for such use conforms to the general character of the area in which it is located.
- (c) The cultivation activities of said establishment must be conducted entirely indoors.
- (d) Unusual odors, smells, fragrances, or other olfactory stimulants shall be prohibited beyond the property line. Odor mitigation filtration systems shall be installed and maintained in perfect working order; and

WHEREAS, the zoning officer of the Borough has analyzed applicable law and public records and has made such other inquiries as necessary and opined that the proposed Site as a cannabis cultivator is a conditionally permitted use under the relevant zoning ordinances; and

WHEREAS, the Borough Council believes that permitting Lucky Buds to operate the Site as a cannabis cultivation microbusiness will satisfy patients' and consumers' interests and help create jobs and economic opportunity within the Borough and enhance public safety; and

WHEREAS, the Borough Council believes the intended Site is appropriately located and suitable for activities related to the operation of the proposed cannabis cultivation microbusiness; and

WHEREAS, the Legalization Act and § 17:30-7.10 of the CRC Regulations require that an applicant for Cannabis Business License submit proof of local support, which shall be demonstrated by a resolution adopted by the municipality's governing body;

THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, that Roselle Borough supports Lucky Bud's application to the CRC for an Annual Cannabis Cultivator Micro-License and urges the CRC to grant its application.

BE IT FURTHER RESOLVED that while the Borough Code imposes a limit upon the number of licensed cannabis cultivators, license applicants that receive Commission approval first in time shall be deemed approved by the municipality until the local license limit is reached.

BE IT FURTHER RESOLVED that, notwithstanding anything to the contrary, this Resolution of Support does not obligate the Borough to issue a license to this applicant in the event the Borough determines that issuance of such license is inconsistent with the evaluation criteria set forth in the Borough Code.

BE IT FURTHER RESOLVED that the zoning officer of the Borough be authorized to issue any required letter or affidavit confirming that the proposed Site complies with all applicable zoning requirements for activities related to the operation of the proposed cannabis manufacturing microbusiness;

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Jeff Brown, Executive Director of the New Jersey Cannabis Regulatory Commission.

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 July 20, 2022

IN WITNESS WHERE OF, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-239

RESOLUTION OF THE BOROUGH OF ROSELLE COUNCIL

**SUPPORTING LUCKY BUDS LLC'S APPLICATION FOR A CANNABIS
CULTIVATOR MICROBUSINESS LICENSE TO THE NEW JERSEY CANNABIS
REGULATORY COMMISSION AND CONFIRMING THAT THE INTENDED SITE IS
SUITABLE FOR THE OPERATIONS OF THE PROPOSED CANNABIS CULTIVATOR**

WHEREAS, on November 9, 2021, the CRC issued a Notice of Application Acceptance for Personal Use Cannabis Licenses ("Notice") which newly requires that any local resolution of support to include "a confirmation that if the municipality has imposed a limit on the number of licensed cannabis businesses, the issuance of a license to the license applicant by the Commission would not exceed that limit"; and

WHEREAS, the Borough found, given the Schedule I status of cannabis under the federal Controlled Substance Act, complexities with access to banking and the level of cash transactions in cannabis-related businesses, and other concerns associated with cannabis-related businesses, that only qualified operators should be permitted to safely operate strictly regulated cannabis facilities in the municipality on a limited basis and subject to reasonable time, manner, and place restrictions, in order to balance patients' and consumers' interests and the creation of jobs and economic opportunity within the Borough with public safety; and

WHEREAS, in light of the enactment of the Honig Act and the Legalization Act, to proactively establish licensing requirements for regulated cannabis establishments and impose a municipal tax to support enforcement activities, the Borough Council of the Borough of Roselle has created land use regulations and licensing requirements for regulated cannabis establishments that also protect the health, safety and general welfare of the community; and

WHEREAS, Lucky Buds LLC ("Lucky Buds") plans to apply to the New Jersey Cannabis Regulatory Commission ("CRC") for a cannabis cultivation micro-license with the proposed cultivation site (the "Site") to be located at 244 West 1st Avenue, Roselle, identified as Block 4701, Lot 13, on the current Official Tax Map of the Borough; and

WHEREAS, the Site is located in the Commercial-Industrial Zone, where "Cannabis Cultivator" is a conditionally permitted use pursuant to the Code of the Borough of Roselle, § 650-99B(3) and 650-102.B(9) if the following conditions are met:

- (a) All other regulations for the district in which the use is to be located shall be complied with.
- (b) The design of any building or structure required for such use conforms to the general character of the area in which it is located.
- (c) The cultivation activities of said establishment must be conducted entirely indoors.
- (d) Unusual odors, smells, fragrances, or other olfactory stimulants shall be prohibited beyond the property line. Odor mitigation filtration systems shall be installed and maintained in perfect working order; and

WHEREAS, the zoning officer of the Borough has analyzed applicable law and public records and has made such other inquiries as necessary and opined that the proposed Site as a cannabis cultivator is a conditionally permitted use under the relevant zoning ordinances; and

WHEREAS, the Borough Council believes that permitting Lucky Buds to operate the Site as a cannabis cultivation microbusiness will satisfy patients' and consumers' interests and help create jobs and economic opportunity within the Borough and enhance public safety; and

WHEREAS, the Borough Council believes the intended Site is appropriately located and suitable for activities related to the operation of the proposed cannabis cultivation microbusiness; and

WHEREAS, the Legalization Act and § 17:30-7.10 of the CRC Regulations require that an applicant for Cannabis Business License submit proof of local support, which shall be demonstrated by a resolution adopted by the municipality's governing body;

THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, that Roselle Borough supports Lucky Bud's application to the CRC for an Annual Cannabis Cultivator Micro-License and urges the CRC to grant its application.

BE IT FURTHER RESOLVED that while the Borough Code imposes a limit upon the number of licensed cannabis cultivators, license applicants that receive Commission approval first in time shall be deemed approved by the municipality until the local license limit is reached.

BE IT FURTHER RESOLVED that, notwithstanding anything to the contrary, this Resolution of Support does not obligate the Borough to issue a license to this applicant in the event the Borough determines that issuance of such license is inconsistent with the evaluation criteria set forth in the Borough Code.

BE IT FURTHER RESOLVED that the zoning officer of the Borough be authorized to issue any required letter or affidavit confirming that the proposed Site complies with all applicable zoning requirements for activities related to the operation of the proposed cannabis manufacturing microbusiness;

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Jeff Brown, Executive Director of the New Jersey Cannabis Regulatory Commission.

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 July 20, 2022

IN WITNESS WHERE OF, 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 20th day of July 2022.

Motion to move Resolutions 2022-237 and 2022-239 off the Consent Agenda by Councilman Bernier, second by Councilwoman Thomas.

Vote Record – Move off the Consent Agenda - Resolution Nos. 2022-237 and 2022-239				
	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 2022-241

RESOLUTION COMPENSATING RODNEY TIBBS WITH A STIPEND FOR OVERSEEING THE DAY-TO-DAY OPERATIONS OF THE RECREATION DEPARTMENT AT AN AMOUNT NOT TO EXCEED \$4,000.00

WHEREAS, there is an emergent need in the Borough of Roselle for operational oversight of the Recreation Department; and

WHEREAS, Rodney Tibbs, Recreation Aide was immediately available to manage operational oversight of the department, and has the desired skills to cover the position of Recreation Leader; and

WHEREAS, the Borough Administrator recommends compensating Rodney Tibbs for his work in this position from the period of June 23, 2022 through August 25, 2022 with a stipend in an amount not to exceed \$4,000.00, which will cease if/when the current Recreation Leader returns.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Roselle that Rodney Tibbs is hereby granted compensation for operational oversight; and

BE IT FURTHER RESOLVED, that Rodney Tibbs be monetarily recognized for his steadfast contribution to the Recreation Department.

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 July 20, 2022

IN WITNESS WHERE OF, 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 20th day of July 2022.

~~Motion to move Resolution 2022-241 off the Consent Agenda adopt by Councilwoman Johnson, second by Councilman Villeda.~~

Vote Record – Move off the Consent Agenda - Resolution No. 2022-241				
	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				

CONSENT AGENDA

RESOLUTION NUMBER 2022-236

RESOLUTION AUTHORIZING THE MAYOR AND MUNICIPAL CLERK OF THE MUNICIPALITY OF THE BOROUGH OF ROSELLE TO EXECUTE AN AGREEMENT WITH THE COUNTY OF UNION TO MODIFY THE COOPERATIVE AGREEMENT DATED JUNE 2014, AS AMENDED JULY 12, 2017

WHEREAS, certain Federal funds are potentially available to the County of Union under Title I of the Housing and Community Development Block Grant Act of 1974, as amended, commonly known as the Community Development Block Grant Program; and

WHEREAS, certain Federal funds are potentially available to the County of Union under Title II of the National Affordable Housing Act of 1990, commonly known as the HOME Investment Partnership program; and

WHEREAS, substantial Federal funds provided through subtitle B of Title IV of the McKinney-Vento Homeless Assistance Act commonly known as the Emergency Solutions Grants program (ESG) are allocated to prevent homelessness and to enable homeless individuals and families to move toward independent living; and

WHEREAS, it is necessary to amend an existing Cooperative Agreement for the County of Union and its people to benefit from this program; and

WHEREAS, it is in the best interest of the Municipality of Roselle and the County of Union in cooperation with each other to enter into a modification of the existing Cooperative Agreement pursuant to N.J.S.A. 40A:65-1 et seq;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Governing Body of the Borough of Roselle that the agreement entitled **“COOPERATIVE AGREEMENT BETWEEN THE COUNTY OF UNION AND CERTAIN MUNICIPALITIES FOR CONDUCTING CERTAIN COMMUNITY DEVELOPMENT ACTIVITIES,”** dated June 2014, as amended July 12, 2017 for the Purpose of Inserting a Description of Activities for Fiscal Year 2022-2023 of the Union County Community Development Block Grant program, the HOME Investment Partnership program, and the Emergency Shelter Grant program (ESG), a copy of which is attached hereto; be executed by the Mayor and Municipal Clerk in accordance with the provisions of law;

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its adoption.

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 July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-238

RESOLUTION AUTHORIZING THE SUBMISSION OF THE GOVERNOR’S COUNCIL ON ALCOHOLISM AND DRUG ABUSE (GCADA) GRANT

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse (GCADA) established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey. In coordination with GCADA, the New Jersey Department of Human Services/Division on Mental Health and Addiction Services (DMHAS) has awarded a Youth Leadership Grant to the GCADA Municipal Alliance Program.

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

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

WHEREAS, the Borough Council has applied for DMHAS Youth Leadership funding through the Governor's Council on Alcoholism and Drug Abuse through the County of Union;

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

1. The Borough Council does hereby authorize submission of an application for DMHAS Grant funding for the Borough of Roselle Municipal Alliance for Year One Grant Term 7/1/22 – 3/14/23 in the amount of: DMHAS Grant Funding \$3,646.00

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

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 July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-240

RESOLUTION AUTHORIZING THE BOROUGH OF ROSELLE TO ENTER INTO A CONTRACT WITH TRINITAS REGIONAL MEDICAL CENTER, 300 NORTH AVE. EAST, CRANFORD, NEW JERSEY 07016 FOR AN EMPLOYEE ASSISTANCE PLAN

WHEREAS, Family Resource Center – C.A.R.E./EAP provides assistance to business and governmental organizations in connection with the design, implementation, and maintenance of Employee Assistance Programs; and

WHEREAS, the optimal productivity level of every employee in the workforce can be adversely affected by factors beyond the control of the employer; and

WHEREAS, a multitude of studies have shown that the cost of lost productivity is consistently greater than the cost of providing certain types of confidential assistance to employees; and

WHEREAS, Trinitas Hospital has diligently continued to administer the Borough's Employee Assistance Plan (EAP); and.

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; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle, County of Union, State of New Jersey that the Borough Administrator is hereby authorized to execute a contract with Trinitas Hospital for an Employee Assistance Plan at the cost of Four Thousand Five Hundred Dollars (\$4,500.00) from January 1, 2022 until December 31, 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 July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-242

**RESOLUTION OF THE BOROUGH OF ROSELLE AUTHORIZING SETTLEMENT
OF THE TAX APPEAL ENTITLED BOROUGH OF ROSELLE V. CARLYLE
APARTMENTS, LLC PENDING IN THE TAX COURT OF NEW JERSEY, FOR THE
PROPERTY LOCATED AT BLOCK 3802, LOT 24, COMMONLY KNOWN AS 154 W
2ND AVE, ROSELLE.**

WHEREAS, the Borough's Special Counsel for reverse tax appeals ("Special Counsel") has initiated an appeal against taxpayer, Carlyle Apartments, LLC ("Carlyle"), for the real property tax assessment for tax year 2020, in the matter bearing Docket No. 012022-2020, and for tax year 2021, in the matter bearing Docket No. 010576-2021, pending in the Tax Court of New Jersey for Block 3802, Lot 24 (the "Tax Appeal"); and

WHEREAS, the Borough of Roselle and Carlyle desire to settle the Tax Appeals for tax years 2020 and 2021; and

WHEREAS, the proposed settlement agreement has been reviewed and recommended by the Borough's Special Counsel; and

WHEREAS, settlement of the Tax Appeals 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

Section 1: The Mayor and the Council agree to the tax appeal settlement for property known as 154 W 2nd Ave for tax years 2020 and 2021 as follows:

154 W 2nd Ave
Block 3802, Lot 24

a. The Tax Appeal for tax year 2020 bearing Docket No. 012022-2020 will result in an increase in the assessment as follows:

<u>Year 2020</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$448,000	n/a	\$ 448,000
Improvements	<u>\$167,000</u>	n/a	<u>\$1,143,400</u>
Total	\$615,000	n/a	
\$1,591,400			

b. The Tax Appeal for tax year 2021 bearing Docket No. 010576-2021 will result in no increase in the assessment as follows:

<u>Year 2021</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$448,000	n/a	\$448,000
Improvements	<u>\$167,000</u>	n/a	<u>\$167,000</u>
Total	\$615,000	n/a	
\$615,000			

Section 2. The Borough's Special Counsel and Tax Assessor 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. A copy of the signed stipulation of settlement is attached hereto.

Section 3. A copy of this Resolution shall be filed in the Office of Borough Clerk.

Section 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 July 20, 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 20st day of July 2022.

RESOLUTION NUMBER 2022-243

**RESOLUTION AUTHORIZING THE REFUND OF
CLERK'S OFFICE FEE**

WHEREAS, representative Gregory Taylor of the Bibleway Deliverance Center, Roselle, NJ, has requested a refund for fees related to an outdoor activity flea market which will be held on private property, not Borough property; and

WHEREAS, the Municipal Clerk has approved the refund.

NOW, THEREFORE, BE IT RESOLVED, by Mayor and Council of the Borough of Roselle that the Municipal Finance Officer is hereby authorized to refund a fee in the amount of \$50 to Mr. Gregory Taylor.

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 July 20, 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 20st day of July 2022.

RESOLUTION NUMBER 2022-244

**RESOLUTION GRANTING A SPECIAL PERMIT FOR A SOCIAL
AFFAIR AND AUTHORIZING THE BOROUGH CLERK TO
CERTIFY SAME SPECIAL PERMIT APPLICATION**

WHEREAS, a complete application for a Special Permit for a Social Affair from the Acacia Square Club has been submitted to the Borough Clerk; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey, do hereby grant a Special Permit for a Social Affair to the Acacia Square Club, 1210 Frank Street, Roselle, NJ 07203, to hold said Social Affair on August 6, 2022 from 12:00 P.M. to 9:00 P.M., with a rain date of August 13, 2022 from 12:00

p.m. to 9:00 p.m., on 12th Avenue between Morris Street and Frank Street for the purpose of community outreach and do hereby authorize the Borough Clerk to certify same Special Permit Application.

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 July 20, 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 20st day of July 2022.

RESOLUTION NUMBER 2022-245

**RESOLUTION GRANTING A TEMPORARY ENTERTAINMENT
LICENSE TO IT'S A VIBE EVENTS, LLC**

WHEREAS, On November 20, 2010, the Borough of Roselle adopted Ordinance Number 2386-10; codified in the Borough code as Chapter 190, requiring any public dance hall, public assembly hall, nightclub, cabaret, theater, movie house, social club, restaurant and/or any person, partnership or corporation holding a plenary retail consumption license, occupying any buildings or parts of buildings, to obtain an entertainment license therefore from the Borough of Roselle; and

WHEREAS, pursuant to the Ordinance, an Applicant It's A Vibe Events, LLC, is required to obtain an entertainment license with the Borough of Roselle; and

WHEREAS, the Applicant, has complied with an application process as set forth by the Municipal Clerk of the Borough of Roselle and satisfied all requirements of the Ordinance in order to obtain said license; and

WHEREAS, the Borough has met with the applicant and advised the applicant that the Borough is currently in the process of amending this section of the Borough Code, based on recommendations of the Police department; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle that a Temporary Entertainment License will be issued to the Applicant It's A Vibe Events, LLC, for a term of six (6) months, from the date of this resolution. The Applicant must reapply for an Entertainment License in **February** or as soon thereafter as reasonable after a new Ordinance is passed.

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 July 20, 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 20st day of July 2022.

RESOLUTION NUMBER 2022-246

**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 Applicant was awaiting tax clearance from the Division of Taxation and has now received said tax clearance; 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 Borough Clerk to issue the ABC licenses to the following:

PLENARY RETAIL DISTRIBUTION LICENSES - \$860.00 Fee

2014-44-002-006 Krishma Liquors, Inc. t/a Prince Liquor Store, 310 Amsterdam Avenue

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 July 20, 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 20st day of July 2022.

RESOLUTION NUMBER 2022-247

**RESOLUTION AUTHORIZING FINAL PAYMENT BASED ON AS-BUILT
QUANTITIES AND RELEASE OF RETAINAGE FOR THE 2021 VARIOUS ROAD
IMPROVEMENTS PROJECT FUNDED BY THE MUNICIPALITY WITHIN THE
BOROUGH OF ROSELLE, UNION COUNTY, NEW JERSEY**

WHEREAS American Asphalt & Trucking LLC was previously awarded a contract for the above-referenced project in the amount of \$352,789.69 by way of Resolution Number 2021-298; and

WHEREAS, the project has been completed to date in the total dollar amount of \$249,082.47 (includes 2% retainage) that reflects the as-built construction quantities necessary to properly construct this project to date; and

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

WHEREAS, the Maintenance Bond in the amount of \$37,362.37 has been received and approved and Colliers Engineering recommends the release of American Asphalt's Performance Bond #CSC-227812 and final payment amount of \$10,112.35 including the release of retainage; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available within the current and/or previously adopted budget for said purpose, specifically Bond Ordinance 2643-21; and

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Roselle, Union County, New Jersey that the above-referenced dollar amount of **\$10,112.35** is authorized by way of final as-built quantities for the 2021 Various Road Improvement Project to American Asphalt & Trucking, LLC, 818 Summer Avenue, Newark, NJ 07104

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 of said Council held July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-248

RESOLUTION TO AUTHORIZE CORRECTION TO WAIVE TAX INTEREST

WHEREAS, there appears on the books of the Tax Collector interest that accrued in error;

WHEREAS, the interest should be waived as it was an error on the Borough of Roselle and not an error on the taxpayer; and

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector of the Borough of Roselle, Union County, be instructed to credit interest off of the following accounts

Name	Mailing Address	Block	Lot	Q	Reason	Total
Odalys Rodriguez	134 E 10th Ave	3501	8		Posting Error	\$ 85.69

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 July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-249

**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 \$4,580.04 as a result of a payment having been received by the Borough of Roselle from the New Jersey Department of the Judiciary, Alcohol Education Rehab Enforcement Fund, for a grant under the 2022 Alcohol Education Rehab Grant Program.

BE IT FURTHER RESOLVED, that the like sum of \$4,580.04 be appropriated under the caption:

Revenue: Alcohol Ed Rehab Grant - 2022

Appropriations: Alcohol Ed Rehab 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 July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-250

**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 \$36,551.84 as a result of a payment having been received by the Borough of Roselle from the New Jersey Department of Environmental Protection, Solid Waste Administration, for a grant under the 2022 Clean Communities Grant Program.

BE IT FURTHER RESOLVED, that the like sum of \$36,551.84 be appropriated under the caption:

Revenue: Clean Communities Grant - 2022

Appropriations: Clean Communities 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 July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-251

RESOLUTION HIRING A PART-TIME KEYBOARDING CLERK IN THE OFFICE OF THE MUNICIPAL COURT AT \$18.00 AN HOUR

WHEREAS, there is a need in the Office of the Municipal Court to fill the position of part-time Keyboarding Clerk 1; and

WHEREAS, Glendalin Rodriguez was interviewed and judged to be qualified for employment in the title of part-time Keyboarding Clerk 1 in the Municipal Court Office.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Roselle that Glendalin Rodriguez is hereby appointed to the position of part-time Keyboarding Clerk 1 in the Municipal Court Office in the Borough of Roselle, effective Monday, July 25, 2022, subject to the successful completion of the ninety (90) day working test period as required by Civil Service Regulations; and

BE IT FURTHER RESOLVED, that the compensation for this title for Glendalin Rodriguez shall be \$18.00 an hour; and

BE IT FURTHER RESOLVED, that the hiring of Glendalin Rodriguez is subject to the satisfactory completion of a criminal background check, the initial cost of which is to be borne by employee and will be reimbursed by the Borough so long as the check is satisfactory and employment is continued. Residency Waiver requested.

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 July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-252

**RESOLUTION AUTHORIZING A CONTRACT WITH CHRISTMAS DESIGNERS, LLC FOR NEIGHBORHOOD PRESERVATION/ DECORATING NOT TO EXCEED
\$44,000.00**

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

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

WHEREAS, there is presently a need for the preservation, beautification, and decoration for the Borough of Roselle; and

WHEREAS, the Borough of Roselle desires to enter into a professional services agreement with Christmas Designers, LLC located in Cliffside Park, NJ 07010 for beautification, and decoration; and

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

1. That a contract is awarded to Christmas Designers, LLC for beautification services to the Borough for a total contract amount not to exceed \$44,000.00.
2. The Chief Financial Officer has certified that sufficient funds are available within the CY 2022 Budget in the amount of \$44,000.00 in Budget Account# 2-01-28-371-000-329.
3. Pursuant to N.J.A.C. 50:30-5.5(e) the award of the contract shall be subject to the availability and appropriation of funds in the CY 2022 in Budget Account# 2-01-28-371-000-329.
4. If funds are not available for the contract in the 2022 budget, the contract will be terminated.
5. That an executed copy of the Contract between the Borough and Christmas Designers, LLC., and a copy of this resolution shall be filed in the Office of the Borough Clerk and be available there for public inspection in accordance with law.
6. All previous Resolutions and/or orders and directives of Borough employees or officials, which are contrary to or inconsistent with the terms of this instant Resolution, are hereby rescinded, repealed and otherwise deemed ineffectual, to the extent of their inconsistency.
7. This Resolution shall take effect immediately.

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

by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-253

**RESOLUTION ACCEPTING THE RESIGNATION OF
DENIS OSBY OF THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Denis Osby has notified the Borough of Roselle that he will be resigning from the position of Full Time Equipment Operator of the Department of Public Works; and

WHEREAS, Denis Osby has worked as a Full Time Equipment Operator in the Department of Public Works of the Borough of Roselle in good standing; and

WHEREAS, Denis Osby has submitted a letter of resignation dated June 10, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Roselle, hereby accepts the resignation of Denis Osby.

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 July 20, 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 20th day of July 2022.

RESOLUTION NUMBER 2022-254

**RESOLUTION ACKNOWLEDGING CHESTER LaPIERRE'S
ABANDONMENT OF THE POSITION OFFERED
IN THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Chester LaPierre was offered the position of Seasonal Temporary Part Time Laborer 1 in the Department of Public Works in the Borough of Roselle in accordance to the provisions of Resolution 2022-196; and

WHEREAS, Chester LaPierre has been unresponsive to the Borough's requests to complete his employment processing; and

WHEREAS, Chester LaPierre has been unable to meet the employment requirements of the Department of Public Works of the Borough of Roselle since June 13, 2022;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Roselle, hereby acknowledges Chester LaPierre's abandonment of the position offered of Seasonal Temporary Part Time Laborer 1 in the Department of Public Works effective June 13th, 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 July 20, 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 20st day of July 2022.

RESOLUTION NUMBER 2022-255

**RESOLUTION ACKNOWLEDGING LLOYD WILSON'S WITHDRAWN OFFER IN
THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Lloyd Wilson was offered the position of Seasonal Temporary Part Time Laborer 1 in the Department of Public Works in the Borough of Roselle in accordance to the provisions of Resolution 2022-196; and

WHEREAS, Lloyd Wilson has been unable to meet the employment requirements of the Department of Public Works of the Borough of Roselle as of June 13, 2022;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Roselle, hereby acknowledges Lloyd Wilson's inability to meet the requirements of the position of Seasonal Temporary Part Time Laborer 1 in the Department of Public Works effective June 13th, 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 July 20, 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 20st day of July 2022.

RESOLUTION NUMBER 2022-256

**RESOLUTION ACKNOWLEDGING DECLINED OFFER FROM ANTONIO KULIAN
IN THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Antonio Kulian was offered employment in the Borough of Roselle to the position of Seasonal Part Time Temporary Laborer 1 in the Department of Public Works in accordance to Resolution 2022-196; and

WHEREAS, Antonio Kulian has declined the position of Seasonal Part Time Temporary Laborer 1 in the Department of Public Works; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Roselle, hereby acknowledges that Antonio Kulian has declined the position of Seasonal Part Time Temporary Laborer 1 in the Department of Public Works effective June 13th, 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 July 20, 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 20st day of July 2022.

RESOLUTION NUMBER 2022-257

**RESOLUTION ACKNOWLEDGING DECLINED OFFER FROM STEVEN HILLS IN
THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Steven Hills was offered employment in the Borough of Roselle to the position of Seasonal Part Time Temporary Laborer 1 in the Department of Public Works in accordance to the provisions of Resolution 2022-196; and

WHEREAS, Steven Hills has declined the position of Seasonal Part Time Temporary Laborer 1 in the Department of Public Works;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Roselle, hereby acknowledges that Steven Hills has declined the position of Seasonal Part Time Temporary Laborer in the Department of Public Works effective June 13th, 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 July 20, 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 20st day of July 2022.

Motion to adopt Consent Agenda by Councilman Bernier; second by Councilman Villeda.

Vote Record –Consent Agenda (Resolution Nos. 2022-236, 2022-238, 2022-240, 2022-242 through 2022-257)				
	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 2022-237

RESOLUTION OF THE BOROUGH OF ROSELLE COUNCIL SUPPORTING LUCKY BUDS LLC’S APPLICATION FOR A CANNABIS CULTIVATOR MICROBUSINESS LICENSE TO THE NEW JERSEY CANNABIS REGULATORY COMMISSION AND CONFIRMING THAT THE INTENDED SITE IS SUITABLE FOR THE OPERATIONS OF THE PROPOSED CANNABIS CULTIVATOR

WHEREAS, on November 9, 2021, the CRC issued a Notice of Application Acceptance for Personal Use Cannabis Licenses (“Notice”) which newly requires that any local resolution of support to include “a confirmation that if the municipality has imposed a limit on the number of licensed cannabis businesses, the issuance of a license to the license applicant by the Commission would not exceed that limit”; and

WHEREAS, the Borough found, given the Schedule I status of cannabis under the federal Controlled Substance Act, complexities with access to banking and the level of cash transactions in cannabis-related businesses, and other concerns associated with cannabis-related businesses, that only qualified operators should be permitted to safely operate strictly regulated cannabis facilities in the municipality on a limited basis and subject to reasonable time, manner, and place restrictions, in order to balance patients’ and consumers’ interests and the creation of jobs and economic opportunity within the Borough with public safety; and

WHEREAS, in light of the enactment of the Honig Act and the Legalization Act, to proactively establish licensing requirements for regulated cannabis establishments and impose a municipal tax to support enforcement activities, the Borough Council of the Borough of Roselle has created land use regulations and licensing requirements for regulated cannabis establishments that also protect the health, safety and general welfare of the community; and

WHEREAS, Lucky Buds LLC (“Lucky Buds”) plans to apply to the New Jersey Cannabis Regulatory Commission (“CRC”) for a cannabis cultivation micro-license with the proposed cultivation site (the “Site”) to be located at 244 West 1st Avenue, Roselle, identified as Block 4701, Lot 13, on the current Official Tax Map of the Borough; and

WHEREAS, the Site is located in the Commercial-Industrial Zone, where “Cannabis Cultivator” is a conditionally permitted use pursuant to the Code of the Borough of Roselle, § 650-99B(3) and 650-102.B(9) if the following conditions are met:

- (a) All other regulations for the district in which the use is to be located shall be complied with.
- (b) The design of any building or structure required for such use conforms to the general character of the area in which it is located.
- (c) The cultivation activities of said establishment must be conducted entirely indoors.
- (d) Unusual odors, smells, fragrances, or other olfactory stimulants shall be prohibited beyond the property line. Odor mitigation filtration systems shall be installed and maintained in perfect working order; and

WHEREAS, the zoning officer of the Borough has analyzed applicable law and public records and has made such other inquiries as necessary and opined that the proposed Site as a cannabis cultivator is a conditionally permitted use under the relevant zoning ordinances; and

WHEREAS, the Borough Council believes that permitting Lucky Buds to operate the Site as a cannabis cultivation microbusiness will satisfy patients’ and consumers’ interests and help create jobs and economic opportunity within the Borough and enhance public safety; and

WHEREAS, the Borough Council believes the intended Site is appropriately located and suitable for activities related to the operation of the proposed cannabis cultivation microbusiness; and

WHEREAS, the Legalization Act and § 17:30-7.10 of the CRC Regulations require that an applicant for Cannabis Business License submit proof of local support, which shall be demonstrated by a resolution adopted by the municipality’s governing body;

THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, that Roselle Borough supports Lucky Bud’s application to the CRC for an Annual Cannabis Cultivator Micro-License and urges the CRC to grant its application.

BE IT FURTHER RESOLVED that while the Borough Code imposes a limit upon the number of licensed cannabis cultivators, license applicants that receive Commission approval first in time shall be deemed approved by the municipality until the local license limit is reached.

BE IT FURTHER RESOLVED that, notwithstanding anything to the contrary, this Resolution of Support does not obligate the Borough to issue a license to this applicant in the event the Borough determines that issuance of such license is inconsistent with the evaluation criteria set forth in the Borough Code.

BE IT FURTHER RESOLVED that the zoning officer of the Borough be authorized to issue any required letter or affidavit confirming that the proposed Site complies with all applicable zoning requirements for activities related to the operation of the proposed cannabis manufacturing microbusiness;

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Jeff Brown, Executive Director of the New Jersey Cannabis Regulatory Commission.

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 July 20, 2022

IN WITNESS WHERE OF, 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 20th day of July 2022.

Motion to amend Resolution 2022-237 to also include cannabis manufacturer microbusiness by Councilman Bernier, second by Council President Wilkerson.

Vote Record – Resolution No. 2022-237(To Amend)				
	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 2022-237

(AMENDED)

RESOLUTION OF THE BOROUGH OF ROSELLE COUNCIL SUPPORTING LUCKY BUDS LLC'S APPLICATION FOR A CANNABIS CULTIVATOR MICROBUSINESS

**LICENSE AND A CANNABIS MANUFACTURER MICROBUSINESS LICENSE TO
THE NEW JERSEY CANNABIS REGULATORY COMMISSION AND CONFIRMING
THAT THE INTENDED SITE IS SUITABLE FOR THE OPERATIONS OF THE
PROPOSED CANNABIS MICROBUSINESSES**

WHEREAS, on November 9, 2021, the CRC issued a Notice of Application Acceptance for Personal Use Cannabis Licenses (“Notice”) which newly requires that any local resolution of support to include “a confirmation that if the municipality has imposed a limit on the number of licensed cannabis businesses, the issuance of a license to the license applicant by the Commission would not exceed that limit”; and

WHEREAS, the Borough found, given the Schedule I status of cannabis under the federal Controlled Substance Act, complexities with access to banking and the level of cash transactions in cannabis-related businesses, and other concerns associated with cannabis-related businesses, that only qualified operators should be permitted to safely operate strictly regulated cannabis facilities in the municipality on a limited basis and subject to reasonable time, manner, and place restrictions, in order to balance patients’ and consumers’ interests and the creation of jobs and economic opportunity within the Borough with public safety; and

WHEREAS, in light of the enactment of the Honig Act and the Legalization Act, to proactively establish licensing requirements for regulated cannabis establishments and impose a municipal tax to support enforcement activities, the Borough Council of the Borough of Roselle has created land use regulations and licensing requirements for regulated cannabis establishments that also protect the health, safety and general welfare of the community; and

WHEREAS, Lucky Buds LLC (“Lucky Buds”) plans to apply to the New Jersey Cannabis Regulatory Commission (“CRC”) for a cannabis cultivation micro-license with the proposed cultivation site (the “Site”) to be located at 244 West 1st Avenue, Roselle, identified as Block 4701, Lot 13, on the current Official Tax Map of the Borough; and

WHEREAS, the Site is located in the Commercial-Industrial Zone, where “Cannabis Cultivator” is a conditionally permitted use pursuant to the Code of the Borough of Roselle, § 650-99B(3) and 650-102.B(9) if the following conditions are met:

- (a) All other regulations for the district in which the use is to be located shall be complied with.
- (b) The design of any building or structure required for such use conforms to the general character of the area in which it is located.
- (c) The cultivation activities of said establishment must be conducted entirely indoors.
- (d) Unusual odors, smells, fragrances, or other olfactory stimulants shall be prohibited beyond the property line. Odor mitigation filtration systems shall be installed and maintained in perfect working order; and

WHEREAS, the Commercial-Industrial Zone permits cannabis manufacturing, pursuant to the Code of the Borough of Roselle, § 650-99(m); and

WHEREAS, the zoning officer of the Borough has analyzed applicable law and public records and has made such other inquiries as necessary and opined that the proposed Site as a cannabis micro-cultivator is a conditionally permitted use under the relevant zoning ordinances; and

WHEREAS, the zoning officer of the Borough further opined that the proposed Site as a cannabis micro-manufacturer is a permitted use under the relevant zoning ordinances; and

WHEREAS, the Borough Council believes that permitting Lucky Buds to operate the Site as a cannabis cultivation microbusiness and cannabis manufacturing microbusiness will satisfy patients' and consumers' interests and help create jobs and economic opportunity within the Borough and enhance public safety; and

WHEREAS, the Borough Council believes the intended Site is appropriately located and suitable for activities related to the operation of the proposed cannabis cultivation and cannabis manufacturing microbusinesses; and

WHEREAS, the Legalization Act and § 17:30-7.10 of the CRC Regulations require that an applicant for Cannabis Business License submit proof of local support, which shall be demonstrated by a resolution adopted by the municipality's governing body;

THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, that Roselle Borough supports Lucky Bud's application to the CRC for an Annual Cannabis Cultivator Micro-License and Cannabis Manufacturer Micro-License and urges the CRC to grant its application(s).

BE IT FURTHER RESOLVED that while the Borough Code imposes a limit upon the number of licensed cannabis cultivators and manufacturers, license applicants that receive Commission approval first in time shall be deemed approved by the municipality until the local license limit is reached.

BE IT FURTHER RESOLVED that, notwithstanding anything to the contrary, this Resolution of Support does not obligate the Borough to issue licenses to this applicant in the event the Borough determines that issuance of such licenses is inconsistent with the evaluation criteria set forth in the Borough Code.

BE IT FURTHER RESOLVED that the zoning officer of the Borough be authorized to issue any required letter or affidavit confirming that the proposed Site complies with all applicable zoning requirements for activities related to the operation of the proposed cannabis microbusiness;

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Jeff Brown, Executive Director of the New Jersey Cannabis Regulatory Commission.

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 July 20, 2022

IN WITNESS WHERE OF, 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 20th day of July 2022.

Motion to adopt Resolution 2022-237 as amended by Councilman Bernier, second by Council President Wilkerson.

Vote Record – Resolution No. 2022-237(Amended)				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilman Bernier	X			
Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna		X		
Councilwoman Wilkerson	X			
<input type="checkbox"/> Adopted <input checked="" type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

RESOLUTION NUMBER 2022-239

**RESOLUTION OF THE BOROUGH OF ROSELLE COUNCIL
SUPPORTING LUCKY BUDS LLC'S APPLICATION FOR A CANNABIS
CULTIVATOR MICROBUSINESS LICENSE TO THE NEW JERSEY CANNABIS
REGULATORY COMMISSION AND CONFIRMING THAT THE INTENDED SITE IS
SUITABLE FOR THE OPERATIONS OF THE PROPOSED CANNABIS CULTIVATOR**

WHEREAS, on November 9, 2021, the CRC issued a Notice of Application Acceptance for Personal Use Cannabis Licenses ("Notice") which newly requires that any local resolution of support to include "a confirmation that if the municipality has imposed a limit on the number of licensed cannabis businesses, the issuance of a license to the license applicant by the Commission would not exceed that limit"; and

WHEREAS, the Borough found, given the Schedule I status of cannabis under the federal Controlled Substance Act, complexities with access to banking and the level of cash transactions in cannabis-related businesses, and other concerns associated with cannabis-related businesses,

that only qualified operators should be permitted to safely operate strictly regulated cannabis facilities in the municipality on a limited basis and subject to reasonable time, manner, and place restrictions, in order to balance patients' and consumers' interests and the creation of jobs and economic opportunity within the Borough with public safety; and

WHEREAS, in light of the enactment of the Honig Act and the Legalization Act, to proactively establish licensing requirements for regulated cannabis establishments and impose a municipal tax to support enforcement activities, the Borough Council of the Borough of Roselle has created land use regulations and licensing requirements for regulated cannabis establishments that also protect the health, safety and general welfare of the community; and

WHEREAS, Lucky Buds LLC ("Lucky Buds") plans to apply to the New Jersey Cannabis Regulatory Commission ("CRC") for a cannabis cultivation micro-license with the proposed cultivation site (the "Site") to be located at 244 West 1st Avenue, Roselle, identified as Block 4701, Lot 13, on the current Official Tax Map of the Borough; and

WHEREAS, the Site is located in the Commercial-Industrial Zone, where "Cannabis Cultivator" is a conditionally permitted use pursuant to the Code of the Borough of Roselle, § 650-99B(3) and 650-102.B(9) if the following conditions are met:

- (a) All other regulations for the district in which the use is to be located shall be complied with.
- (b) The design of any building or structure required for such use conforms to the general character of the area in which it is located.
- (c) The cultivation activities of said establishment must be conducted entirely indoors.
- (d) Unusual odors, smells, fragrances, or other olfactory stimulants shall be prohibited beyond the property line. Odor mitigation filtration systems shall be installed and maintained in perfect working order; and

WHEREAS, the zoning officer of the Borough has analyzed applicable law and public records and has made such other inquiries as necessary and opined that the proposed Site as a cannabis cultivator is a conditionally permitted use under the relevant zoning ordinances; and

WHEREAS, the Borough Council believes that permitting Lucky Buds to operate the Site as a cannabis cultivation microbusiness will satisfy patients' and consumers' interests and help create jobs and economic opportunity within the Borough and enhance public safety; and

WHEREAS, the Borough Council believes the intended Site is appropriately located and suitable for activities related to the operation of the proposed cannabis cultivation microbusiness; and

WHEREAS, the Legalization Act and § 17:30-7.10 of the CRC Regulations require that an applicant for Cannabis Business License submit proof of local support, which shall be demonstrated by a resolution adopted by the municipality's governing body;

THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, that Roselle Borough supports Lucky Bud's application to the CRC for an Annual Cannabis Cultivator Micro-License and urges the CRC to grant its application.

BE IT FURTHER RESOLVED that while the Borough Code imposes a limit upon the number of licensed cannabis cultivators, license applicants that receive Commission approval first in time shall be deemed approved by the municipality until the local license limit is reached.

BE IT FURTHER RESOLVED that, notwithstanding anything to the contrary, this Resolution of Support does not obligate the Borough to issue a license to this applicant in the event the Borough determines that issuance of such license is inconsistent with the evaluation criteria set forth in the Borough Code.

BE IT FURTHER RESOLVED that the zoning officer of the Borough be authorized to issue any required letter or affidavit confirming that the proposed Site complies with all applicable zoning requirements for activities related to the operation of the proposed cannabis manufacturing microbusiness;

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Jeff Brown, Executive Director of the New Jersey Cannabis Regulatory Commission.

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 July 20, 2022

IN WITNESS WHERE OF, 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 20th day of July 2022.

Motion to amend Resolution 2022-239 to correct the block and lot numbers for 115 E. 11th Avenue, Suite A, Roselle, identified as Block 3501, Lot 19.02 by Councilman Bernier, second by Council President Wilkerson.

Vote Record – Resolution No. 2022-239(To Amend)				
	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 2022-239

(AMENDED)

**RESOLUTION OF THE BOROUGH OF ROSELLE COUNCIL
SUPPORTING FUSE BRANDS INC.'S APPLICATION FOR A CANNABIS
CULTIVATOR MICROBUSINESS LICENSE AND A CANNABIS MANUFACTURER
MICROBUSINESS LICENSE TO THE NEW JERSEY CANNABIS REGULATORY
COMMISSION AND CONFIRMING THAT THE INTENDED SITE IS SUITABLE FOR
THE OPERATIONS OF THE PROPOSED CANNABIS MICROBUSINESSES**

WHEREAS, on November 9, 2021, the CRC issued a Notice of Application Acceptance for Personal Use Cannabis Licenses ("Notice") which newly requires that any local resolution of support to include "a confirmation that if the municipality has imposed a limit on the number of licensed cannabis businesses, the issuance of a license to the license applicant by the Commission would not exceed that limit"; and

WHEREAS, the Borough found, given the Schedule I status of cannabis under the federal Controlled Substance Act, complexities with access to banking and the level of cash transactions in cannabis-related businesses, and other concerns associated with cannabis-related businesses, that only qualified operators should be permitted to safely operate strictly regulated cannabis facilities in the municipality on a limited basis and subject to reasonable time, manner, and place restrictions, in order to balance patients' and consumers' interests and the creation of jobs and economic opportunity within the Borough with public safety; and

WHEREAS, in light of the enactment of the Honig Act and the Legalization Act, to proactively establish licensing requirements for regulated cannabis establishments and impose a municipal tax to support enforcement activities, the Borough Council of the Borough of Roselle has created land use regulations and licensing requirements for regulated cannabis establishments that also protect the health, safety and general welfare of the community; and

WHEREAS, Fuse Brands Inc. ("Fuse Brands") plans to apply to the New Jersey Cannabis Regulatory Commission ("CRC") for a cannabis cultivation micro-license with the proposed cultivation site (the "Site") to be located at 115 E. 11th Avenue, Suite B, Roselle, identified as Block 3501, Lot 19.02, on the current Official Tax Map of the Borough; and

WHEREAS, Fuse Brands also plans to apply to the New Jersey CRC for a cannabis manufacturing micro-license with the proposed manufacturing site to be located at 115 E. 11th Avenue, Suite A, Roselle, identified as Block 3501, Lot 19.02, on the current Official Tax Map of the Borough; and

WHEREAS, the Site is located in the Flex Industrial Sub Zone of the Central Roselle Revitalization Area, where “Cannabis Cultivator” is a conditionally permitted use, pursuant to the Central Roselle Revitalization Plan, Amendment #11, if the following conditions are met:

1. The design of any building or structure required for such use conforms to the general character of the area in which it is located;
2. The cultivation activities of said establishment must be conducted entirely indoors; and
3. Unusual odors, smells, fragrances, or other olfactory stimulants shall be prohibited beyond the property line. Odor mitigation filtration systems shall be installed and maintained in perfect working order; and

WHEREAS, the Flex Industrial Sub Zone of the Central Roselle Revitalization area permits cannabis manufacturing, pursuant to the Central Roselle Revitalization Plan, Amendment #11; and

WHEREAS, the zoning officer of the Borough has analyzed applicable law and public records and has made such other inquiries as necessary and opined that the proposed Site as a cannabis micro-cultivator is a conditionally permitted use under the relevant zoning ordinances; and

WHEREAS, the zoning officer of the Borough further opined that the proposed Site as a cannabis micro-manufacturer is a permitted use under the relevant zoning ordinances; and

WHEREAS, the Borough Council believes that permitting Fuse Brands to operate these Sites as a cannabis cultivation microbusiness and cannabis manufacturing microbusiness will satisfy patients’ and consumers’ interests and help create jobs and economic opportunity within the Borough and enhance public safety; and

WHEREAS, the Borough Council believes the intended parcel is appropriately located and suitable for activities related to the operation of the proposed cannabis cultivation and cannabis manufacturing microbusinesses; and

WHEREAS, the Legalization Act and § 17:30-7.10 of the CRC Regulations require that an applicant for Cannabis Business License submit proof of local support, which shall be demonstrated by a resolution adopted by the municipality’s governing body;

THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, that Roselle Borough supports Fuse Brands’s application to the CRC for an Annual Cannabis Cultivator Micro-License and Annual Cannabis Manufacturer Micro-License and urges the CRC to grant its application(s).

BE IT FURTHER RESOLVED that while the Borough Code imposes a limit upon the number of licensed cannabis cultivators and manufacturers, license applicants that receive Commission approval first in time shall be deemed approved by the municipality until the local license limit is reached.

BE IT FURTHER RESOLVED that, notwithstanding anything to the contrary, this Resolution of Support does not obligate the Borough to issue a license to this applicant in the event the Borough determines that issuance of such license is inconsistent with the evaluation criteria set forth in the Borough Code.

BE IT FURTHER RESOLVED that the zoning officer of the Borough be authorized to issue any required letter or affidavit confirming that the proposed use for the Site as a cannabis cultivation business is conditionally permitted and the proposed use for the Site as a cannabis manufacturing business is permitted under the Central Roselle Revitalization Plan, Amendment #11.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Jeff Brown, Executive Director of the New Jersey Cannabis Regulatory Commission.

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 July 20, 2022

IN WITNESS WHERE OF, 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 20th day of July 2022.

Motion to adopt Resolution 2022-239 as amended by Councilman Bernier, second by Council President Wilkerson.

Vote Record – Resolution No. 2022-239(Amended)				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilman Bernier	X			
Councilwoman Johnson	X			
Councilwoman Thomas	X			
Councilman Fortuna		X		
Councilwoman Wilkerson	X			
<input type="checkbox"/> Adopted <input checked="" type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn				

RESOLUTION NUMBER 2022-258

**MAYOR'S APPOINTMENT OF KAJAE CLOSE AS EVERETT HATCHER
MUNICIPAL ALLIANCE SECRETARY (COORDINATOR) WITH THE ADVICE AND
CONSENT OF COUNCIL**

WHEREAS, there is a need in the Borough of Roselle for a Secretary (Coordinator) Everett Hatcher Municipal Alliance; and

WHEREAS the Mayor has appointed Kajae Close as Secretary (Coordinator) Everett Hatcher Municipal Alliance, which appointment requires the advice and consent of Council; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey that Kajae Close be appointed as the Secretary (Coordinator) Everett Hatcher Municipal Alliance at \$5,000.00, per year effective July 20, 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 July 20, 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 20th day of July 2022.

Motion to withdraw Resolution 2022-258 by Council President Wilkerson, second by Councilwoman Thomas.

Vote Record – Resolution No. 2022-258				
	Ayes	Nays	Abstain	Absent
Councilman Villeda	X			
Councilman Bernier	X			
Councilwoman Johnson		X		
Councilwoman Thomas	X			
Councilman Fortuna	X			
Councilwoman Wilkerson	X			
<input type="checkbox"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input checked="" type="checkbox"/> Withdrawn				

RESOLUTION NUMBER 2022-259

**RESOLUTION OF THE BOROUGH OF ROSELLE DESIGNATING REDEVELOPER
AND AUTHORIZING EXECUTION OF REDEVELOPMENT AGREEMENT WITH 118
ROSELLE PROPERTIES URBAN RENEWAL, LLC AND OTHER MATTERS IN
CONNECTION THEREWITH**

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

WHEREAS, pursuant to the Redevelopment Law, on April 15, 2020, the Municipal Council of the Borough (the “**Borough Council**”) adopted Resolution 2020-135 designating the properties identified on the official tax map of the Borough as Block 3801, Lots 2.01, 4, 5, and 6, as part of an area in need of redevelopment with condemnation powers referred to as the “Central Business District Redevelopment Area” (the “**Redevelopment Area**”); and

WHEREAS, pursuant to the Redevelopment Law, on March 17, 2021, the Borough Council adopted by Ordinance No. 2642-21 a redevelopment plan for the Redevelopment Area entitled the “Redevelopment Plan for Block 3801” (as may be amended and supplemented, the “**Redevelopment Plan**”); and

WHEREAS, 118 Roselle Properties Urban Renewal, LLC (the “**Redeveloper**” (through itself and or affiliates) is the owner or contract purchaser of certain properties within the Redevelopment Area identified on the official tax map of the Borough as Block 3801, Lots 4 and 6 (the “**Owned Parcels**”); and

WHEREAS, one of the parcels located within the Redevelopment Area, Block 3801, Lot 2.01 on the official tax map of the Borough, is presently owned by the Borough (the “**Borough Property**”); and

WHEREAS, one of the parcels located within the Redevelopment Area, Block 3801, Lot 5 on the official tax map of the Borough, is presently owned by a third party (the “**Additional Property**”); and

WHEREAS, the Redeveloper proposes to assemble the Redevelopment Area, including the acquisition of the Borough Property from the Borough, to remediate, develop, finance, construct, implement, and cohesively redevelop same with one (1) mixed-use building comprised of 134 residential dwellings, two (2) commercial retail units, and 157 parking spaces (collectively, the “**Project**”); and

WHEREAS, the Borough desires to enter into a redevelopment agreement (the “**Redevelopment Agreement**”) with the Redeveloper in order to set forth the rights and obligations of the Borough and the Redeveloper with respect to the undertaking of the Project on the Redevelopment Area; and

WHEREAS, the Borough now desires to designate the Redeveloper as “redeveloper” of the redevelopment Area, and authorize the conveyance of the Borough Property to the Borough and the execution of the Redevelopment Agreement.

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

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

Section 2. The Mayor is hereby authorized to execute the Redevelopment Agreement in substantially the same form as that attached hereto as **Exhibit A**, with such additions, deletions or modifications as the Mayor deems necessary upon consultation with the Borough’s counsel.

Section 3. So long as the Redevelopment Agreement is executed and in effect, the Redeveloper shall be the designated “redeveloper” (as that term is defined and used in the Redevelopment Law) for the Redevelopment Area.

Section 4. Subject to and in accordance with the terms set forth in the Redevelopment Agreement, the Borough is hereby authorized to convey the Borough Property to the Redeveloper. Toward that end, the Mayor, and any other necessary official of the Borough, may execute any and all documents in connection therewith.

Section 5. 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 July 20, 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 20th day of July 2022.

Motion to adopt Resolution 2022-259 by Councilman Bernier, second by Council President Wilkerson.

Vote Record – Resolution No. 2022-259				
	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 2022-260

RESOLUTION ACCEPTING THE RESIGNATION OF SUPERINTENDENT OF THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, William McClave has notified the Borough of Roselle that he will be resigning from the position of Superintendent of the Department of Public Works; and

WHEREAS, William McClave submitted a letter of resignation on Friday, July 15th, 2022 effective the same date of said letter, Friday, July 15th, 2022.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Roselle, hereby accepts the resignation of William McClave effective Friday, July 15th, 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 July 20, 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 20st day of July 2022.

Motion to adopt Resolution 2022-260 by Council President Wilkerson, second by Councilwoman Thomas.

Vote Record – Resolution No. 2022-260				
	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 # 2022-261

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
20-Jul-22**

FUND

ANIMAL	\$
CONTROL	19.80
CAPITAL	\$
ACCOUNT	620,703.75
CDBG TRUST	
	\$
CURRENT FUND	2,510,220.62
	\$
ESCROW TRUST	2,940.00
FSLEF	
SLEF	
GENERAL TRUST	\$
ACCOUNT	16,355.50
TRUST DCA	
FEES	

GRANT	
ACCOUNT	
SUB	
	\$
JUNE 16, 2022 PAYROLL	721,460.60
	\$
JULY 1, 2022 PAYROLL	693,990.58
	\$
JULY 15, 2022 PAYROLL	688,350.44
MANUAL	\$
CHECK	297,696.04
POAA	
REDEMPTION PREMIUM	\$
ACCOUNT	295,600.00
PUBLIC	
DEFENDER	
REDEMPTION	\$
TRUST	192,475.55
RESERVE FOR ESCROW	
SALARY	
DEDUCTION	

GRAND TOTAL	<u>\$6,039,812.88</u>
-------------	-----------------------

Motion to adopt Resolution 2022-261 by Councilman Bernier, second by Councilman Villeda.

Vote Record – Resolution No. 2022-261				
	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 2022-262

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 July 20, 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 20th day of July 2022.

No action was taken on Resolution 2022-262.

RESOLUTION NUMBER 2022-263(WO)

**RESOLUTION APPOINTING GEORGE PHIPPS AS INTERIM SUPERINTENDENT
OF PUBLIC WORKS FOR AN ADDITIONAL STIPEND NOT TO EXCEED \$25,000**

WHEREAS, there is an emergent need in the Borough of Roselle for operational oversight of the Department of Public Works; and

WHEREAS, George Phipps, Assistant Superintendent of Public Works is immediately available to manage operational oversight of the department, and

WHEREAS, the Mayor desires to appoint George Phipps as an Interim Superintendent of Department of Public Works ("DPW"), which appointment requires the advice and consent of Council; and

WHEREAS, George Phipps shall be compensated for his work in this position from the period of July 18, 2022 until the appointment ends as set forth below, at the value of \$25,000 a year, paid in equal bi-weekly installments, in addition to his normal paycheck as Assistant Superintendent of Public Works.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Roselle that advice and consent is granted to the appointment of George Phipps Interim DPW Superintendent for the DPW, effective July 18, 2022; and

BE IT FURTHER RESOLVED, this appointment will cease either upon the written termination of this appointment by the Mayor or on December 31, 2022, in accordance with all mayoral appointments for the position of Superintendent of Public Works.

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 of said Council held July 20, 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 20th day of July 2022.

Motion to walk-on and adopt Resolution 2022-263(WO) by Council President Wilkerson, second by Councilman Bernier.

Vote Record – Resolution No. 2022-263(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 COMMENT

Councilman Villeda provided the following comments:

- Thanked God for blessing his family and others
- Announced that stop signs will be installed on Hamilton Street and 2nd Avenue to alleviate speeding and/or accidents
- On behalf of the residents on the 100 Block of Sheridan Avenue thanked Code Enforcement for handling a non-compliance issue regarding mowing the lawn
- Damage to streets in the 1st Ward due to heavy machinery
- Received requests from residents who would like garbage picked up twice a week and additional garbage receptacles
- Can be reached by email at rvilleda@boroughofroselle.com or (732) 532-6703.

Councilman Bernier provided the following comments:

- Congratulated the police personnel on their appointments
- Paving of White and Spruce Street is complete
- Streets near Chandler and St. George's Ave. have been repaved by the gas company
- The next 2nd Ward Meeting will be held on July 26, 2022 at 7:00 p.m. via Zoom
- Can be reached by email at bbernier@boroughofroselle.com or (732) 943-6498
- Stay cool for the rest of the summer

Councilwoman Johnson provided the following comments:

- Thanked residents, YMCA, and Assemblyman Atkins for attending 3rd Ward block party
- Expressed concerns about the Summer Day Camp, the stipend for Rodney Tibbs, the hire of Johnathan Davis as Sanitation Inspector, working conditions for employees

Point of Order was called by Councilman Bernier regarding discussion on employee personnel matters in a public setting.

- Councilwoman Johnson asked when there will be air-conditioning in the building and if Council can have Zoom meetings until the issue is resolved
- Expressed concerns about the garbage pickup for residents in the 3rd Ward
- Asked if an Assistant Superintendent can be appointed at the DPW
- Encouraged everyone to stay hydrated.

Councilwoman Thomas provided the following comments:

- Congratulated the police personnel on their appointments
- Encouraged residents to use the cooling station at the Community Center
- Recreation personnel matters can be answered by the Borough Administrator
- The next 4th Ward Meeting will be held July 28th 5:00 p.m., at the Community Center

- Thanked DPW for getting the splash park up and running
- Can be reached by email at cthomas@boroughofroselle.com or (908) 858-0395.

Councilman Fortuna provided the following comments:

- Concerns about trash pickup will be discussed at the DPW Meeting on July 25, 2022
- Demand for garbage receptables was more than expected and will order more cans
- The next 5th Ward Meeting will be held July 26th from 6 to 8 p.m., at the Community Center

Council President Wilkerson provided the following comments:

- Gave condolences to the family of Thomas Campbell and the Dogan Family
- Congratulated the police personnel on their appointments
- Echoed the sentiment of Councilman Fortuna to increase speeding fines
- Thanked the Recreation Committee and the staff for the community events
- Compensation for employees working outside of their titles to move the Borough forward
- Supports the point of order by Councilman Bernier to protect the Borough

Point of Order was called by Councilwoman Johnson, wherein she advised that her statements are factual

- Thanked the Borough Administrator for addressing the issue with the air conditioning
- Talked about the garbage collection concerns and not giving up on residents
- Reminded residents to conserve water if possible and to utilize the cooling station
- Thanked staff for work and dedication

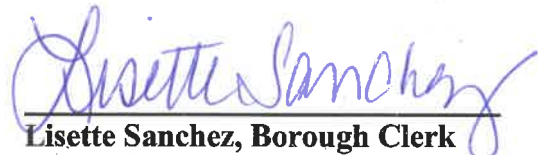
MAYOR'S COMMENTS

Mayor Show provided the following comments:

- Congratulated the police personnel on their promotions
- Thanked Councilwoman Thomas and the Recreation staff for the summer camp program
- Schools and trailers have air conditioning
- Dealing with the garbage collection issues; DPW is doing a great job
- Thanked Fire, Police, and employees for their efforts
- We are stronger together to move the Borough forward

ADJOURNMENT

Motion to adjourn by Councilwoman Thomas, second by Councilwoman Johnson. Motion was approved by unanimous vote. Meeting adjourned at 8:24 p.m.


Lisette Sanchez, Borough Clerk