

**BOROUGH OF ROSELLE
MAYOR AND COUNCIL
REGULAR MEETING – REVISED AGENDA
SEPTEMBER 20, 2023 – 6:30 P.M.**

MEETING CALLED TO ORDER

FLAG SALUTE

INVOCATION

STATEMENT OF COMPLIANCE

The requirements of N.J.S.A. 10:4-6 et seq., the “Sunshine Law” has been met. A notice of this meeting was sent to the Star Ledger, published in the Home News Tribune on December 23, 2022, 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

Honorable Richard Villeda	(1 st Ward)
Honorable Cynthia Johnson	(3 rd Ward)
Honorable Cindy Thomas	(4 th Ward)
Honorable John Fortuna	(5 th Ward)
Honorable Denise Wilkerson	(At-Large)
Honorable Brandon Bernier	(2 nd Ward/Council President)
Honorable Donald Shaw	(Mayor)

PROCLAMATION

Proclamation for Gladys Trinidad
Proclamation for Library Card Sign Up Month

APPROVAL OF MINUTES OF MEETINGS

Minutes of the Mayor and Council Workshop Meeting – August 9, 2023
Minutes of the Mayor and Council Regular Meeting – August 16, 2023
Minutes of the Mayor and Council Special Meeting – August 29, 2023

a) Motion to Adopt: Second:

**PUBLIC HEARING FOR THE PUBLIC TO COMMENT REGARDING AN
AMENDMENT TO THE DESIGN PLANS FOR THE NJDEP GREEN ACRES GRANT
FOR IMPROVEMENTS AND UPGRADES TO HOME TERRACE PARK**

CORRESPONDENCE / APPOINTMENTS

PUBLIC COMMENTS

COMMITTEE REPORTS

INTRODUCTION, CONSIDERATION AND PASSAGE OF ORDINANCES

ORDINANCE ON FIRST READING/ INTRODUCTION- Ordinance Number 2717-23

ORDINANCE AMENDING CHAPTER 523 OF THE BOROUGH CODE TO DESIGNATE A HANDICAP PARKING SPACE RESERVED FOR A SPECIFIC PERSON ON THE WEST SIDE OF A CERTAIN RESIDENCE (1100 RIVINGTON STREET, APT A)

- a) Motion to Adopt: Second:
- b) Public Hearing scheduled for October 18, 2023

ORDINANCE ON FIRST READING/ INTRODUCTION- Ordinance Number 2718-23

ORDINANCE AMENDING CHAPTER 523 OF THE BOROUGH CODE TO DESIGNATE A HANDICAP PARKING SPACE RESERVED FOR A SPECIFIC PERSON ON THE SOUTH SIDE OF GRAND STREET OF A CERTAIN RESIDENCE (1100 RIVINGTON STREET, APT B)

- a) Motion to Adopt: Second:
- b) Public Hearing scheduled for October 18, 2023

ORDINANCE ON FIRST READING/ INTRODUCTION- Ordinance Number 2719-23

ORDINANCE AMENDING CHAPTER 523 OF THE BOROUGH CODE TO DESIGNATE A HANDICAP PARKING SPACE RESERVED FOR A SPECIFIC PERSON ON THE WEST SIDE OF A CERTAIN RESIDENCE (1100 RIVINGTON STREET, APT C)

- a) Motion to Adopt: Second:
- b) Public Hearing scheduled for October 18, 2023

ORDINANCE ON FIRST READING/ INTRODUCTION- Ordinance Number 2720-23

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 523 “VEHICLES AND TRAFFIC”, ARTICLE III “PARKING, STANDING AND STOPPING”, SECTION 29 “PARKING RESTRICTIONS AND PROHIBITIONS FOR TRUCKS, BUSES AND CERTAIN VEHICLES” OF THE CODE OF THE BOROUGH OF ROSELLE

- a) Motion to Adopt: Second:
- b) Public Hearing scheduled for October 18, 2023

CONSENT AGENDA

<u>BOROUGH ATTORNEY</u>	
2023-313	RESOLUTION OF THE BOROUGH OF ROSELLE AUTHORIZING SETTLEMENT OF THE TAX APPEAL ENTITLED BOROUGH OF ROSELLE V. 490 WEST 1, LLC IN THE TAX COURT OF NEW JERSEY, FOR THE PROPERTY LOCATED AT BLOCK 6002, LOT 13, COMMONLY KNOWN AS 490 WEST 1 ST AVENUE
<u>BOROUGH CLERK</u>	
2023-314	RESOLUTION GRANTING A TEMPORARY ENTERTAINMENT LICENSE TO IT'S A VIBE EVENTS, LLC
2023-315	RESOLUTION APPROVING A.B.C. PERSON-TO-PERSON LICENSE TRANSFER
<u>ENGINEERING</u>	
2023-316	RESOLUTION AUTHORIZING FINAL PAYMENT BASED ON AS-BUILT QUANTITIES AND RELEASE OF RETAINAGE FOR THE CDBG YR 47 ROSELLE ROAD IMPROVEMENTS ON FRANK STREET (WHITE STREET TO ST GEORGES AVE) PROJECT FUNDED BY THE MUNICIPALITY WITHIN THE BOROUGH OF ROSELLE, UNION COUNTY, NEW JERSEY
<u>FINANCE</u>	
2023-317	RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF REVENUES AND APPROPRIATIONS IN THE 2023 MUNICIPAL BUDGET, PURSUANT TO N.J.S.A. 40A:4-87 (STATE BODY ARMOR)
2023-318	RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF REVENUES AND APPROPRIATIONS IN THE 2023 MUNICIPAL BUDGET, PURSUANT TO N.J.S.A. 40A:4-87 (BULLET PROOF VEST)
2023-319	RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF REVENUES AND APPROPRIATIONS IN THE 2023 MUNICIPAL BUDGET, PURSUANT TO N.J.S.A. 40A:4-87 (CLEAN COMMUNITIES)
2023-320	RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF REVENUES AND APPROPRIATIONS IN THE 2023 MUNICIPAL BUDGET, PURSUANT TO N.J.S.A. 40A:4-87 (RECYLING TONNAGE)
2023-321	RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF REVENUES AND APPROPRIATIONS IN THE 2023 MUNICIPAL BUDGET, PURSUANT TO N.J.S.A. 40A:4-87 (URBAN ENTERPRISE ZONE)
2023-322	RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF REVENUES AND APPROPRIATIONS IN THE 2023 MUNICIPAL BUDGET, PURSUANT TO N.J.S.A. 40A:4-87 (NEIGHBORHOOD PRESERVATION PROGRAM)
2023-323	RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF REVENUES AND APPROPRIATIONS IN THE 2023 MUNICIPAL BUDGET, PURSUANT TO N.J.S.A. 40A:4-87 (DMHAS)
<u>HUMAN RESOURCES</u>	

2023-324	RESOLUTION HIRING A FULL-TIME DEPUTY COURT ADMINISTRATOR IN THE OFFICE OF THE MUNICIPAL COURT AT THE CONTRACTURAL ANNUAL SALARY OF \$60,000.00
2023-325	RESOLUTION HIRING TWO FULL-TIME KEYBOARDING CLERKS IN THE POLICE DEPARTMENT AT AN ANNUAL SALARY OF \$33,347.76
2023-326	RESOLUTION APPOINTING SCHOOL CROSSING GUARDS
<u>POLICE DEPARTMENT</u>	
2023-327	RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FEDERAL 2022 BULLETPROOF VEST PARTNERSHIP (BVP) REIMBURSEMENT GRANT PROGRAM
<u>TAX COLLECTOR</u>	
2023-328	RESOLUTION AUTHORIZING A CONTRACT WITH REALAUCTION.COM, LLC FOR THE PURPOSE OF CONDUCTING AN ELECTRONIC MUNICIPAL TAX LIEN SALES FOR 2023
2023-329	RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS
<u>MAYOR & COUNCIL</u>	
2023-330	RESOLUTION OF THE BOROUGH OF ROSELLE COUNCIL SUPPORTING MOM & POP SHOP, LLC'S APPLICATION TO THE NEW JERSEY CANNABIS REGULATORY COMMISSION FOR A CLASS 5 CANNABIS RETAILER LICENSE AND CONFIRMING THAT THE INTENDED SITE IS SUITABLE FOR THE OPERATIONS OF THE PROPOSED CANNABIS RETAILER

NON-CONSENT AGENDA

2023-331	RESOLUTION HIRING A RECREATION DIRECTOR AT THE ANNUAL SALARY OF \$80,000.00
2023-332	RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF POLICE EQUIPMENT FOR THE BOROUGH OF ROSELLE POLICE DEPARTMENT
2023-333	RESOLUTION AUTHORIZING THE EXTENDED PURCHASE OF RESPONSE ADMINISTRATION, SUPPORT AND MAINTENANCE FOR THE BOROUGH OF ROSELLE POLICE DEPARTMENT THROUGH NEW JERSEY STATE CONTRACT
2023-334	RESOLUTION OF THE BOROUGH OF ROSELLE COUNCIL AUTHORIZING THE ISSUANCE OF A STANDARD CLASS 5 LOCAL CANNABIS RETAILER LICENSE TO JOY LEAF NJ LLC
2023-335	RESOLUTION WAIVING THE PERMIT FEE FOR THE BOROUGH-WIDE YARD SALE
2023-336	RESOLUTION AMENDING RESOLUTION NUMBER 2023-282 AUTHORIZING THE PURCHASE OF TRASH TRUCKS THROUGH THE SOURCEWELL COOPERATIVE

PAYMENT OF BILLS

2023-337	RESOLUTION APPROVING THE BILLS LIST DATED SEPTEMBER 7, 2023 AND SEPTEMBER 20, 2023
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COUNCIL COMMENT

MAYOR'S COMMENTS

CLOSED EXECUTIVE SESSION

2023-338 - Resolution for Closed Executive Session

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

ADJOURNMENT

BOROUGH OF ROSELLE



ORDINANCE NUMBER 2717-23

ORDINANCE AMENDING CHAPTER 523 OF THE BOROUGH CODE TO DESIGNATE A HANDICAP PARKING SPACE RESERVED FOR A SPECIFIC PERSON ON THE WEST SIDE OF A CERTAIN RESIDENCE (1100 RIVINGTON STREET, APT A)

WHEREAS, the Police Department has received an application for a personalized handicap parking space pursuant to N.J.S.A. 39:4-197.7 along with the requisite \$25.00 fee; and

WHEREAS, the Mayor and Council have approved said application and the Borough Clerk has collected the additional fee of \$150.00 for same prior to adoption of the ordinance.

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

1. Article III of Chapter 523 of the "Code of the Borough of Roselle" is amended by adding the following to § 523-38 – Restricted Handicap Parking Spaces

Section 523-138, Schedule XXIX – Restricted handicap parking spaces reserved for a specific person in front of a certain residence:

Address of Residence	Street	Location	Name of Person	Placard#
1100 Rivington Street	Rivington Street	On the west side of Rivington Street	Lucy Durham	P2698581

- (1) If any person for whom a parking space has been designated pursuant to this section ceases to reside at the specified resident address, he or she (or other person authorized to act on their behalf) shall promptly notify the Borough Clerk in writing that the designated parking space is no longer required.
- (2) In the event that the person holding the designated handicapped parking permit no longer resides at the specified residence address, the designation may be terminated by resolution.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to this section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall remain valid and effective.

This ordinance shall take effect after public hearing and final adoption and publication according to law.

Recorded Vote on Introduction Ordinance No. 2717-23, September 20, 2023

	Motion	Second	Ayes	Nays	Abstain	Absent
Councilman Villeda						
Councilwoman Johnson						
Councilwoman Thomas						
Councilman Fortuna						
Councilwoman Wilkerson						
Council President Bernier						
<input type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn						

Recorded Vote on Final Passage Ordinance No. 2717-23 – October 18, 2023

	Motion	Second	Ayes	Nays	Abstain	Absent
Councilman Villeda						
Councilwoman Johnson						
Councilwoman Thomas						
Councilman Fortuna						
Councilwoman Wilkerson						
Council President Bernier						
<input type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn						

___ Approved

___ Vetoed and returned to the Borough Clerk with the following statement and objections:

Donald Shaw, Mayor

DATE:

NOTICE is hereby given that Ordinance Number 2717-23 was passed and adopted on second and final reading at a Regular meeting of the Mayor and Council October 18, 2023, after 6:30 P.M., 210 Chestnut St., Roselle, NJ.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



ORDINANCE NUMBER 2718-23

**ORDINANCE AMENDING CHAPTER 523 OF THE BOROUGH CODE TO
DESIGNATE A HANDICAP PARKING SPACE RESERVED FOR A SPECIFIC
PERSON ON THE SOUTH SIDE OF GRAND STREET OF A CERTAIN
RESIDENCE (1100 RIVINGTON STREET, APT B)**

WHEREAS, the Police Department has received an application for a personalized handicap parking space pursuant to N.J.S.A. 39:4-197.7 along with the requisite \$25.00 fee; and

WHEREAS, the Mayor and Council have approved said application and the Borough Clerk has collected the additional fee of \$150.00 for same prior to adoption of the ordinance.

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

1. Article III of Chapter 523 of the "Code of the Borough of Roselle" is amended by adding the following to § 523-38 – Restricted Handicap Parking Spaces

Section 523-138, Schedule XXIX – Restricted handicap parking spaces reserved for a specific person in front of a certain residence:

Address of Residence	Street	Location	Name of Person	Placard#
1100 Rivington Street	Rivington Street	South Side of Grand Street, 50 ft west of the stop sign at the Rivington St. intersection	Regina Walker	P2475236

- (1) If any person for whom a parking space has been designated pursuant to this section ceases to reside at the specified resident address, he or she (or other person authorized to act on their behalf) shall promptly notify the Borough Clerk in writing that the designated parking space is no longer required.
- (2) In the event that the person holding the designated handicapped parking permit no longer resides at the specified residence address, the designation may be terminated by resolution.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to this section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall remain valid and effective.

This ordinance shall take effect after public hearing and final adoption and publication according to law.

Recorded Vote on Introduction Ordinance No. 2718-23, September 20, 2023

	Motion	Second	Ayes	Nays	Abstain	Absent
Councilman Villeda						
Councilwoman Johnson						
Councilwoman Thomas						
Councilman Fortuna						
Councilwoman Wilkerson						
Council President Bernier						
<input type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn						

Recorded Vote on Final Passage Ordinance No. 2718-23 – October 18, 2023

	Motion	Second	Ayes	Nays	Abstain	Absent
Councilman Villeda						
Councilwoman Johnson						
Councilwoman Thomas						
Councilman Fortuna						
Councilwoman Wilkerson						
Council President Bernier						
<input type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn						

___ Approved

___ Vetoed and returned to the Borough Clerk with the following statement and objections:

Donald Shaw, Mayor

DATE:

NOTICE is hereby given that Ordinance Number 2718-23 was passed and adopted on second and final reading at a Regular meeting of the Mayor and Council October 18, 2023, after 6:30 P.M., 210 Chestnut St., Roselle, NJ.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



ORDINANCE NUMBER 2719-23

**ORDINANCE AMENDING CHAPTER 523 OF THE BOROUGH CODE TO
DESIGNATE A HANDICAP PARKING SPACE RESERVED FOR A SPECIFIC
PERSON ON THE WEST SIDE OF A CERTAIN RESIDENCE (1100
RIVINGTON STREET, APT C)**

WHEREAS, the Police Department has received an application for a personalized handicap parking space pursuant to N.J.S.A. 39:4-197.7 along with the requisite \$25.00 fee; and

WHEREAS, the Mayor and Council have approved said application and the Borough Clerk has collected the additional fee of \$150.00 for same prior to adoption of the ordinance.

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

1. Article III of Chapter 523 of the "Code of the Borough of Roselle" is amended by adding the following to § 523-38 – Restricted Handicap Parking Spaces

Section 523-138, Schedule XXIX – Restricted handicap parking spaces reserved for a specific person in front of a certain residence:

Address of Residence	Street	Location	Name of Person	Placard#
1100 Rivington Street	Rivington Street	On the west side of Rivington Street	David C. Morning	P2559762

- (1) If any person for whom a parking space has been designated pursuant to this section ceases to reside at the specified resident address, he or she (or other person authorized to act on their behalf) shall promptly notify the Borough Clerk in writing that the designated parking space is no longer required.
- (2) In the event that the person holding the designated handicapped parking permit no longer resides at the specified residence address, the designation may be terminated by resolution.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to this section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall remain valid and effective.

This ordinance shall take effect after public hearing and final adoption and publication according to law.

Recorded Vote on Introduction Ordinance No. 2719-23, September 20, 2023

	Motion	Second	Ayes	Nays	Abstain	Absent
Councilman Villeda						
Councilwoman Johnson						
Councilwoman Thomas						
Councilman Fortuna						
Councilwoman Wilkerson						
Council President Bernier						
<input type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn						

Recorded Vote on Final Passage Ordinance No. 2719-23 – October 18, 2023

	Motion	Second	Ayes	Nays	Abstain	Absent
Councilman Villeda						
Councilwoman Johnson						
Councilwoman Thomas						
Councilman Fortuna						
Councilwoman Wilkerson						
Council President Bernier						
<input type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn						

___ Approved

___ Vetoed and returned to the Borough Clerk with the following statement and objections:

Donald Shaw, Mayor

DATE:

NOTICE is hereby given that Ordinance Number 2719-23 was passed and adopted on second and final reading at a Regular meeting of the Mayor and Council October 18, 2023, after 6:30 P.M., 210 Chestnut St., Roselle, NJ.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



ORDINANCE NUMBER 2720-23

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 523 "VEHICLES AND TRAFFIC", ARTICLE III "PARKING, STANDING AND STOPPING", SECTION 29 "PARKING RESTRICTIONS AND PROHIBITIONS FOR TRUCKS, BUSES AND CERTAIN VEHICLES" OF THE CODE OF THE BOROUGH OF ROSELLE

WHEREAS, the Borough of Roselle (hereinafter "the Borough") is experiencing an increase in unauthorized overnight parking by trucks and other vehicles; and

WHEREAS, the Borough seeks to protect residents from uninvited nuisance, ensure private enjoyment of residents' property, and preserve the low-density character of residential areas within the municipality; and

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Roselle, that the Code of the Borough of Roselle, Chapter 523, Article III "Parking, Standing and Stopping", Section 29 "Parking restrictions and prohibitions for trucks, buses and certain vehicles" is hereby amended and supplemented as follows:

SECTION I. The Code of the Borough of Roselle, Part VI, Vehicles and Towing, Chapter 523 Vehicles and Traffic, Article III Parking, Standing and Stopping, Section 29, entitled "Parking restrictions and prohibitions for trucks, buses and certain vehicles", subsection F "Violations and Penalties" is hereby amended and supplemented to include the following (additions in **bold**, deletions ~~struck through~~):

§ 523-29 Parking restrictions and prohibitions for trucks, buses, and certain vehicles.

...

F. Violations and penalties.

- (1) Any person, association or corporation who shall violate the provisions of this section shall, upon conviction, be subject to a fine of not less than ~~\$100~~ **\$250** nor more than ~~\$500~~ **\$2,000** or imprisonment for a period not to exceed 30 days, or both, at the discretion of the court.

SECTION II. If any section, subsection, provision, clause, or portion of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such adjudication shall not affect the remaining sections, subsections, provisions, clauses, or portions, which shall be deemed severable.

SECTION III. All ordinances or parts of ordinances inconsistent with or in conflict with this Ordinance are hereby replaced and/or repealed to the extent of such inconsistency.

SECTION IV. This Ordinance shall take effect at the time and in the manner provided by law.

Recorded Vote on Introduction Ordinance No. 2720-23, September 20, 2023

	Motion	Second	Ayes	Nays	Abstain	Absent
Councilman Villeda						
Councilwoman Johnson						
Councilwoman Thomas						
Councilman Fortuna						
Councilwoman Wilkerson						
Council President Bernier						
<input type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn						

Recorded Vote on Final Passage Ordinance No. 2720-23 – October 18, 2023

	Motion	Second	Ayes	Nays	Abstain	Absent
Councilman Villeda						
Councilwoman Johnson						
Councilwoman Thomas						
Councilman Fortuna						
Councilwoman Wilkerson						
Council President Bernier						
<input type="checkbox"/> Adopted <input type="checkbox"/> Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn						

___ Approved

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

Donald Shaw, Mayor DATE:

NOTICE is hereby given that Ordinance Number 2720-23 was passed and adopted on second and final reading at a Regular meeting of the Mayor and Council on October 18, 2023 after 6:30 P.M., 210 Chestnut St., Roselle, NJ.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-313

RESOLUTION OF THE BOROUGH OF ROSELLE AUTHORIZING SETTLEMENT OF THE TAX APPEAL ENTITLED BOROUGH OF ROSELLE V. 490 WEST 1, LLC IN THE TAX COURT OF NEW JERSEY, FOR THE PROPERTY LOCATED AT BLOCK 6002, LOT 13, COMMONLY KNOWN AS 490 WEST 1ST AVENUE

WHEREAS, the Borough's Special Counsel for reverse tax appeals ("Special Counsel") has initiated an appeal against taxpayer, 490 West 1, LLC ("490 West") for the real property tax assessment for tax year 2022, in the matter bearing Docket No. 009525-2022, and for tax year 2023, in the matter bearing Docket No. 007372-2023 (the "Tax Appeal"); and

WHEREAS, the Borough of Roselle and 490 West desire to settle the Tax Appeal for tax years 2022 and 2023; and

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

WHEREAS, settlement of the Tax Appeal as more fully set forth below is in the best interests of the Borough of Roselle.

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

Section 1. The Mayor and the Council agree to the tax appeal settlement for property known as 490 West 1st Avenue for tax years 2022 and 2023 as follows:

490 West 1st Avenue
Block 6602, Lot 13

- a. The Tax Appeal for tax year 2022 bearing Docket No. 009525-2022 will result in an increase in the assessment.

Year 2022

	<u>Original</u> <u>Tax Assessment</u>	<u>County</u> <u>Board Judgment</u>	<u>Requested Tax</u> <u>Court Judgment</u>
Land	\$320,000	n/a	\$320,000

Improvements	<u>\$330,000</u>	n/a	<u>\$554,000</u>
Total	\$650,000	n/a	\$874,000

- b. The Tax Appeal for tax year 2023 bearing Docket No. 007372-2023 will result in an increase in the assessment.

Year 2023

	<u>Original Tax Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$320,000	n/a	\$320,000
Improvements	<u>\$330,000</u>	n/a	<u>\$755,000</u>
Total	\$650,000	n/a	\$1,075,000

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 on September 20, 2023.

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 September 2023.

Lisette Sanchez
Borough Clerk

Exhibit A

Stipulation of Settlement

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-314

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 2024** 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 September 20, 2023.

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 September 2023.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-315

RESOLUTION APPROVING A.B.C. PERSON-TO-PERSON LICENSE TRANSFER

WHEREAS, application has been filed for a Person-to-Person transfer of Plenary Retail Consumption License, License Number 2014-33-022-007 heretofore issued to JJay Legacy Enterprises, LLC; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensee's business and all additional financing obtained in connection with the license business

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey, do hereby authorize the transfer of the aforesaid Plenary Retail Consumption License, and do hereby authorize the Municipal Clerk to endorse the license to the new ownership as follows: This license, subject to all its terms and conditions, is hereby transferred to Sunset Botanica, LLC, effective September 29, 2023.

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 September 20, 2023.

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 September 2023.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-316

**RESOLUTION AUTHORIZING FINAL PAYMENT BASED ON AS-BUILT
QUANTITIES AND RELEASE OF RETAINAGE FOR THE CDBG YR 47
ROSELLE ROAD IMPROVEMENTS ON FRANK STREET (WHITE STREET
TO ST GEORGES AVE) PROJECT FUNDED BY THE MUNICIPALITY
WITHIN THE BOROUGH OF ROSELLE, UNION COUNTY, NEW JERSEY**

WHEREAS DLS Contracting Inc. was previously awarded a contract for the above-referenced project in the amount of \$339,075.44 by way of Resolution Number 2021-378; and

WHEREAS, the project has been completed to date in the total dollar amount of \$338,069.26 (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 \$50,710.39 has been received and approved and Colliers Engineering recommends the release of DLS Contracting's Performance Bond #2327054 and final payment amount of \$6,761.39 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 **\$6,761.39** is authorized by way of final as-built quantities for the CDBG YR 47 Road Improvement Project to DLS Contracting Inc., 36 Montesano Road, Fairfield, NJ 07004.

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

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

Union, State of New Jersey at a regular meeting of said Council held on September 20, 2023.

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 September.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-317

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF
REVENUES AND APPROPRIATIONS IN THE 2023 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 2023 in the sum of \$3,561.88 as a result of a letter/email having been received by the Borough of Roselle from the State of New Jersey State Body Armor awarding Roselle this sum under State Body Armor Roselle.

BE IT FURTHER RESOLVED, that the like sum of \$3,561.88 be appropriated under the caption:

Revenue: State Body Armor – FY 2023

Appropriations: State Body Armor – FY 2023

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 September 20, 2023.

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 September, 2023.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-318

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF
REVENUES AND APPROPRIATIONS IN THE 2023 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 2023 in the sum of \$12,034.20 as a result of a letter/email having been received by the Borough of Roselle from the Bullet Proof Vest (BPV) awarding Roselle this sum under Bullet Proof Vest (BPV) Roselle.

BE IT FURTHER RESOLVED, that the like sum of \$12,034.20 be appropriated under the caption:

Revenue: Bullet Proof Vest (BPV) – FY 2023

Appropriations: Bullet Proof Vest (BPV) – FY 2023

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 September 20, 2023.

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 September, 2023.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-319

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF
REVENUES AND APPROPRIATIONS IN THE 2023 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 2023 in the sum of \$40,997.57 as a result of a letter/email having been received by the Borough of Roselle from the State of New Jersey Clean Communities awarding Roselle this sum under Clean Communities Roselle.

BE IT FURTHER RESOLVED, that the like sum of \$40,997.57 be appropriated under the caption:

Revenue: Clean Communities – FY 2023

Appropriations: Clean Communities – FY 2023

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 September 20, 2023.

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 September, 2023.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-320

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF
REVENUES AND APPROPRIATIONS IN THE 2023 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 2023 in the sum of \$4,718.70 as a result of a letter/email having been received by the Borough of Roselle from the State of New Jersey Recycling Tonnage Grant awarding Roselle this sum under Recycling Tonnage Grant Roselle.

BE IT FURTHER RESOLVED, that the like sum of \$4,718.70 be appropriated under the caption:

Revenue: Recycling Tonnage Grant – FY 2023

Appropriations: Recycling Tonnage Grant – FY 2023

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 September 20, 2023.

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 September, 2023.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-321

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF
REVENUES AND APPROPRIATIONS IN THE 2023 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 2023 in the sum of \$529,076, as a result of a letter/email having been received by the Borough of Roselle from the State of New Jersey Urban Enterprise Zone awarding Roselle this sum under Urban Enterprise Zone Assistance Fund Roselle.

BE IT FURTHER RESOLVED, that the like sum of \$529,076 be appropriated under the caption:

Revenue: State of New Jersey Urban Enterprise Zone Assistance Fund – FY 2023

Appropriations: State of New Jersey Urban Enterprise Zone Assistance Fund – FY 2023

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 September 20, 2023.

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 September, 2023.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-322

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF
REVENUES AND APPROPRIATIONS IN THE 2023 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 2023 in the sum of \$125,000.00, as a result of a letter/email having been received by the Borough of Roselle from the State of New Jersey Neighborhood Preservation Program awarding Roselle this sum under Neighborhood Preservation Program Roselle.

BE IT FURTHER RESOLVED, that the like sum of \$125,000 be appropriated under the caption:

Revenue: Neighborhood Preservation Program – FY 2023

Appropriations: Neighborhood Preservation Program – FY 2023

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 September 20, 2023.

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 September, 2023.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-323

**RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF
REVENUES AND APPROPRIATIONS IN THE 2023 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 2023 in the sum of \$3,646.00 as a result of a letter/email having been received by the Borough of Roselle from The County of Union the Grant awarding Roselle this sum under the Council on Alcoholism and Drug Abuse DMHAS.

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

Revenue: DMHAS Grant – FY 2023

Appropriations: DMHAS Grant – FY 2023

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 September 20, 2023.

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 September, 2023.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-324

**RESOLUTION HIRING A FULL-TIME DEPUTY COURT ADMINISTRATOR IN THE
OFFICE OF THE MUNICIPAL COURT AT THE CONTRACTUAL ANNUAL SALARY
OF \$60,000.00**

WHEREAS, the position of Deputy Court Administrator is required by N.J.S.A.2B:12-10, Court; and

WHEREAS, Khairaah Davis was interviewed and judged to be qualified for employment in the title of Full-Time Deputy Court Administrator in the Municipal Court Office; and

WHEREAS, Judge Lisa Miralles Walsh, the Assignment Judge of the Union County Superior Court of New Jersey approved Khairaah Davis for appointment as the Deputy Court Administrator.

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

1. Khairaah Davis is hereby appointed to the non-union position of Full-Time Deputy Court Administrator for the Municipal Court of the Borough of Roselle, effective September 25, 2023.
2. Khairaah Davis shall be compensated in accordance with the salary guidelines for the position of Deputy Court Administrator as set forth by the Borough's salary ordinance, with an annual salary of \$60,000.00.
3. Khairaah Davis shall be eligible for the following benefits and emoluments upon the effective date of her employment with the Borough:
 - a. Fifteen (15) paid holidays, plus one (1) annual floating holiday.
 - b. Vacation earned at a rate of one (1) day per month during the first year of employment; subsequent to the first year of employment, twelve (12) work days of annual vacation will be available pursuant to Borough Policy as applicable to non-union employees.
 - c. Sick leave earned at the rate of one (1) day per month during the first year of employment; in subsequent years, fifteen (15) work days of sick leave will be credited annually, in anticipation of continued employment. Sick leave days are available for use in the year earned.
 - d. Five (5) annual personal days are credited every calendar year, including the first year of employment. Personal days may not be utilized during the first ninety (90) days of employment.

- e. Enrollment in the Borough's medical, prescription, and dental plans subject to each plan's waiting period.
- 4. The requirements of the Borough Code Section 4-10 as to residency in the Borough are hereby waived by the Borough Council as to Khairaah Davis.
- 5. The provisions in this resolution are severable. To any extent that any clause, phase, sentence, paragraph, or provision of the Resolution shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, at a Regular meeting of said Council held September 20 2023.

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 September, 2023.

Lisette Sanchez
Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-325

**RESOLUTION HIRING TWO FULL-TIME KEYBOARDING CLERKS
IN THE POLICE DEPARTMENT AT AN ANNUAL SALARY OF \$33,347.76**

WHEREAS, there is a need in the Police Department to fill the position of Full-Time Keyboarding Clerk 1; and

WHEREAS, Alexandra De La Roca and Stephanie MacDonald were interviewed and judged to be qualified for employment in the title of Full-Time Keyboarding Clerk 1 in the Police Department.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Roselle that Alexandra De La Roca and Stephanie MacDonald be hereby appointed to the position of Full-Time Keyboarding Clerk 1 in the Police Department of the Borough of Roselle, effective Monday, September 25, 2023, 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 annual salary for Alexandra De La Roca and Stephanie MacDonald shall be \$33,347.76 prorated for calendar year 2023, pursuant to the most recent collective negotiation agreement between the Borough and OPEIU Local 32, White Collar Unit; and

BE IT FURTHER RESOLVED, that the hiring of Alexandra De La Roca and Stephanie MacDonald 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; and

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 September 20, 2023.

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 September, 2023.

Lisette Sanchez, Borough Clerk421

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-326

RESOLUTION APPOINTING SCHOOL CROSSING GUARDS

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

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

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

Jessica Hernandez
Kelly Finney
Annette Kelly
Nichols, Amelia

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Roselle, County of Union, State of New Jersey that these persons listed above be and are hereby appointed to the position of School Crossing Guard in the Borough of Roselle, effective August 30, 2023 for a term not to exceed one year, with a salary range of \$16.16 to \$19.66 per hour as set forth in the collective negotiations' agreement between the Borough and the OPEIU.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held September 20, 2023.

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 September 2023.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-327

RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FEDERAL 2022 BULLETPROOF VEST PARTNERSHIP (BVP) REIMBURSEMENT GRANT PROGRAM

WHEREAS, the Mayor and Council of the Borough of Roselle wishes to accept Federal Grant Funds in the amount of \$13,782.60 for the replacement of bulletproof vests and purchase of bulletproof vests for new police officers; and

WHEREAS, the Business Administrator reviewed the request of the Roselle Police Department and recommends replacement and purchase of new bulletproof vests every five years, in accordance with manufacturer warranty and;

WHEREAS, all Roselle Police Officers are required to wear a bulletproof vest in accordance with department policy and Roselle Police Benevolent Association (PBA) Local #99 collective bargaining agreement, Article 7; Clothing and Equipment and;

WHEREAS, between 2007 and 2016, the Federal Bureau of Investigation (FBI) reports that between 1,925 and 2,377 officers were assaulted with firearms annually and bulletproof vests have greatly reduced the associated risk in the line of duty and;

WHEREAS, as a joint effort between the U.S. Department of justice and the Roselle Police Department, the Bureau of Justice Assistance (BJA) Grant will reimburse up to 50% of the total cost and;

WHEREAS, 50% match funding has been provided by Roselle Police Department Operating Expense Budget and or the 2022 State of New Jersey Division of Criminal Justice (DCJ) Body Armor Replacement Fund (BARF) Program, current balance \$17,283.47.

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

1. The Mayor and Council of the Borough of Roselle as a matter of public policy, hereby endorse, support and authorize the acceptance of the 2022 Bulletproof Vest Partnership (BVP) Reimbursement Grant Program in the amount of \$13,782.60.
2. This Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, at a Regular meeting of said Council held on September 20, 2023.

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 September, 2023.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-328

**RESOLUTION AUTHORIZING A CONTRACT WITH REALAUCTION.COM, LLC
FOR THE PURPOSE OF CONDUCTING AN ELECTRONIC MUNICIPAL TAX LIEN
SALES FOR 2023**

WHEREAS N.J.S.A. 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Local Government Services, and

WHEREAS, N.J.A.C 5:33-1.1 requires an electronic municipal tax lien sale shall be authorized by a resolution of the governing body, and

WHEREAS, N.J.A.C 5:33-1.1 also requires any contract with an online tax sale vendor, regardless of the cost, must be awarded by the municipality's governing body, and

WHEREAS, the Director of the Division of Local Government Services has approved NJ Tax Lien Investors/RealAuction.com to conduct electronic tax sales in the State of New Jersey along with participating Counties and Municipalities, and

WHEREAS, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process, and

WHEREAS, RealAuction.com has supplied and negotiated a contract to provide electronic tax sales services to the Borough of Roselle at a rate of \$15 per property listed on the tax sale list, and

WHEREAS, Roselle Borough wishes to participate in an electronic tax sale in 2023 and to award a contract for such services to RealAuction.com as a vendor which has been determined to have complied with the statutory provisions necessary to supply such services.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Roselle that the Tax Collector is hereby authorized to participate in an electronic tax sale and submit same to the Director of the Division of Local Government Services if necessary.

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 September 20, 2023.

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 September 2023.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-329

RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS

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

WHEREAS, refunds are to be made to the persons who have made these overpayments or are tax exempt; and

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

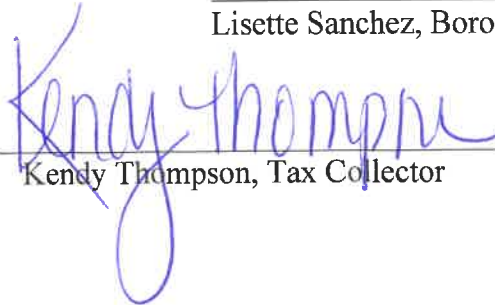
Name	Mailing Address	Block Lot	Reason	Total
Delia Ware	116 E 10 th Ave	3501 3	Tax Exempt	\$ 2,224.80

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the forgoing is true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held on September 20, 2023.

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 September 2023.

Lisette Sanchez, Borough Clerk

Certification of Availability of Fund
(Acct # 3-01-55-999-205-000)


Kendy Thompson, Tax Collector

9/15/23
Date

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-330

**RESOLUTION OF THE BOROUGH OF ROSELLE COUNCIL
SUPPORTING MOM & POP SHOP, LLC'S APPLICATION TO THE
NEW JERSEY CANNABIS REGULATORY COMMISSION FOR A
CLASS 5 CANNABIS RETAILER LICENSE AND CONFIRMING THAT
THE INTENDED SITE IS SUITABLE FOR THE OPERATIONS OF THE
PROPOSED CANNABIS RETAILER**

WHEREAS, the Borough Council of the Borough of Roselle ("Borough") previously adopted Resolution No. 2023-172 in support of the application of Mom & Pop Shop, LLC ("Mom & Pop Shop") to the New Jersey Cannabis Regulatory Commission ("CRC") for an annual license to operate a cannabis retailer; and

WHEREAS, the Borough has since been informed by Mom & Pop Shop that the intended address of their proposed cannabis retail business has changed, and that the new proposed site is located at 360 W. 1st Avenue ("Site"), identified as Block 5301, Lot 6 on the current Official Tax Map of the Borough of Roselle; and

WHEREAS, Mom & Pop Shop has provided the Borough with information regarding their proposed cannabis business at the Site; and

WHEREAS, the Site is located in the Commercial-Industrial Zone, where "Cannabis Retailer" is a conditionally permitted use pursuant to Borough Code § 650-99(B)(3)(L), provided that the following conditions set forth in Borough Code § 650-102(B)(8) are met:

- (a) All other regulations applicable to the zoning district are complied with;
- (b) The establishment is licensed and located more than 1,000 feet from the property line of any elementary or secondary school property; and
- (c) The establishment does not include an outdoor consumption area; and

WHEREAS, the zoning officer of the Borough has analyzed the applicable law and public records and has made such other inquiries as necessary and opined that the Site permits the operation of a cannabis retailer if the conditions contained in Borough Code § 650-102(B)(8) are met; and

WHEREAS, pursuant to Borough Code § 155-5(I) and (J), a maximum of three (3) Class 5 cannabis retailers may obtain a local license to operate within the Borough (with two (2)

additional Class 5 licenses available for businesses that qualify as a microbusiness under N.J.S.A. 24:6I-33); and

WHEREAS, as of the date of this Resolution, the issuance of a Class 5 cannabis retailer license to Mom & Pop Shop would not exceed the applicable limit of three (3) Class 5 licensed cannabis retailers within the Borough; and

WHEREAS, N.J.S.A. 24:6I-36 and N.J.A.C. 17:30-7.10 require applicants to the CRC for a state cannabis business license to submit proof of local support for the suitability of a cannabis business's proposed location, which is demonstrated by a resolution adopted by the municipality's governing body; and

WHEREAS, provided that all applicable conditions and requirements of the Borough Code are met, the Site permits the operation of a Class 5 licensed cannabis retailer; and

WHEREAS, the Borough Council believes that permitting Mom & Pop Shop to operate a cannabis retailer at the Site will satisfy patients' and consumers' interests and help create jobs and economic opportunity within the Borough.

THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, that above recitals are incorporated as though set forth at length herein, and that the Borough of Roselle supports Mom & Pop Shop's application to the CRC for a Class 5 Cannabis Retailer Annual License.

BE IT FURTHER RESOLVED that, while the Borough Code establishes a limit of three Class 5 cannabis retailers that may operate within the Borough (with two additional licenses available for microbusinesses), license applicants that receive CRC approval first in time shall be deemed approved by the municipality until the local license limit is reached.

BE IT FURTHER RESOLVED that 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 criteria set forth in the Borough Code.

BE IT FURTHER RESOLVED that the zoning officer or appropriate official of the Borough be authorized to issue any required letter or affidavit confirming that the proposed Site is located within a zone that permits cannabis retailers upon the satisfaction of the conditions set forth hereinabove.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Jeff Brown, Executive Director of the New Jersey Cannabis Regulatory Commission, together with a request that the CRC timely inform the Borough prior to the CRC's approval of any annual license application (including an application to convert a conditional license to an annual license) that would result in the above-described local license limit being reached or exceeded, so that the Borough may advise the CRC of the number of remaining available licenses and provide the CRC with the Borough's preferences as to licensure.

I, Lisette Sanchez, Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held September 20, 2023.

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 September 2023.

Lisette Sanchez,
Municipal Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-331

RESOLUTION HIRING A RECREATION DIRECTOR AT AN ANNUAL SALARY OF \$80,000.00

WHEREAS, there is a need in the Borough of Roselle to fill the position of Recreation Director.

WHEREAS, Joyce Williamson Ferejohn was interviewed and judged to be qualified for employment in the title of Recreation Director in the Recreation Department.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Roselle that Joyce Williamson Ferejohn is hereby appointed to the position of Recreation Director in the Recreation Department effective as of Monday, October 16, 2023; and

BE IT FURTHER RESOLVED, that Joyce Williamson Ferejohn's salary shall be \$80,000 for CY 2023 and a waiver of the Borough's residency requirement is hereby granted;

a. Any remaining of the Borough's annual fifteen (15) paid holidays, plus one (1) annual floating holiday.

b. Vacation will be allotted as 20 days and that at the end of any calendar year, only work days of annual vacation will be allowed to carry over.

c. Sick leave earned at the rate of one (1) day per month during the first year of employment; in subsequent years, fifteen (15) work days of sick leave will be credited annually, in anticipation of continued employment. Sick leave days are available for use in the year earned. Sick leave days may accumulate from year to year without limit but any unused sick leave time will be forfeited at the time of retirement or separation from Borough Employment.

d. Five (5) annual personal days are credited every calendar year, including the first year of employment. Personal days may not be utilized during the first ninety (90) days of employment.

e. Enrollment in the Borough's medical, prescription and dental plans subject to each plan's waiting period and optical reimbursement in the amount of up to \$50 per calendar year for office visits and up to \$100 per calendar year for office visits and up to \$100 per calendar year for eyeglass or contact lenses purchase.

BE IT FURTHER RESOLVED, that the hiring of Joyce Williamson Ferejohn 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.

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 September 20, 2023.

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 September, 2023.

Lisette Sanchez, Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-332

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF POLICE EQUIPMENT FOR THE BOROUGH OF ROSELLE POLICE DEPARTMENT

WHEREAS, the Borough of Roselle Police Department is in need of police body worn cameras to secure and protect the public safety and welfare for the Borough of Roselle; and

WHEREAS, the Borough of Roselle is a member of NJSTART the State of New Jersey Cooperative Purchasing Program for contracting units; and

WHEREAS, N.J.S.A. 40A: 11-12a and N.J.A.C. 5:34-7.29(c), may by resolution utilize and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, the State of New Jersey Cooperative Purchasing Program, offers voluntary participation in its cooperative purchasing system for the purchase of goods and services on a timely basis utilizing State contracts; and

WHEREAS, the Borough of Roselle Police Department wishes to purchase the following goods and services through the State Contract vendor, Axon Enterprises, Inc., 17800 N. 85th Street, Scottsdale, AZ 85255:

Police Body Worn Camera Bundles

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available under Operating Budget Account# 3-01-25-240-000-236 in the amount of \$79,913.12;

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

1. That a contract is awarded to Axon Enterprises, Inc., for the purchase of the above-referenced Police Body Worn Camera Bundles through the State of New Jersey Cooperative Purchasing Program for a total purchase price not-to-exceed \$79,913.12.
2. That an executed copy of the Contract between the Borough and Axon Enterprises, Inc., and a copy of this resolution shall be filed in the Office of the Borough Clerk and be available there for public inspection in accordance with law.

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

4. This Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held September 20, 2023.

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 September 2023.

Lisette Sanchez
Borough Clerk

Certification of Availability of Funds:
(Acct #3-01-25-240-000-236)



Nicola Trasente, CFO

Date: 9/18/23

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-333

RESOLUTION AUTHORIZING THE EXTENDED PURCHASE OF RESPONSE ADMINISTRATION, SUPPORT AND MAINTENANCE FOR THE BOROUGH OF ROSELLE POLICE DEPARTMENT THROUGH NEW JERSEY STATE CONTRACT

WHEREAS, the Borough of Roselle Police Department is in need of the extension of response administration, support and maintenance; and

WHEREAS, the Borough of Roselle is a member of the New Jersey State Contract Division of Purchase and Property; and

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

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

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

RESPONSE ADMINISTRATION, SUPPORT AND MAINTENANCE

WHEREAS, The Chief Financial Officer has certified that sufficient funds are available under Operating Budget Account#3-25-240-000-226 in the amount of \$54,051.55; and

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

1. That a contract is awarded to Motorola for the purchase of the above-referenced administrative services through the New Jersey State Contract for a total purchase price not-to-exceed \$54,051.45.

2. That an executed copy of the Contract between the Borough and Motorola and a copy of this resolution shall be filed in the Office of the Borough Clerk and be available there for public inspection in accordance with law.

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

4. This Resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held September 20, 2023.

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 September 2023.

Lisette Sanchez
Borough Clerk

Certification of Availability of Funds:
(Acct#3-25-240-000-226)

Nicola Trasente, CFO

Date: 9/18/23

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-334

**RESOLUTION OF THE BOROUGH OF ROSELLE COUNCIL
AUTHORIZING THE ISSUANCE OF A STANDARD CLASS 5 LOCAL
CANNABIS RETAILER LICENSE TO JOY LEAF NJ LLC**

WHEREAS, pursuant to N.J.S.A. 40:48-2 and N.J.S.A. 24:6I-45, the Borough of Roselle (“Borough”) previously established zoning requirements and regulations governing personal use cannabis and medical cannabis, including a local license requirement for cannabis establishments who wish to open and operate such businesses within the Borough, and a limit on the number of local licenses that may be issued for each class of cannabis establishment; and

WHEREAS, in order to be issued a local cannabis license, applicants must satisfy the requirements set forth in Borough Code § 155-3(F)(1) through (3), and there must be an available license of the corresponding type and class; and

WHEREAS, Joy Leaf NJ LLC (“Joy Leaf”), an entity registered to do business in the State of New Jersey, submitted a local license application (“Application”) for the proposed operation of a Class 5 cannabis retail business within the Borough at Block 20, Lots 1 & 2, commonly known as 711 E. 1st Avenue, Roselle, New Jersey (“Property”); and

WHEREAS, the Borough has been notified by the New Jersey Cannabis Regulatory Commission (“CRC”) that Joy Leaf has received an annual Class 5 cannabis retailer license from the CRC, as required by Borough Code § 155-3(F)(1); and

WHEREAS, on the advice of the Borough’s Cannabis Committee, the Borough Council has determined that Joy Leaf’s Application complies with the requirements of Borough Code §155-5(K), and that Joy Leaf has demonstrated that its proposed cannabis retail business will adhere to the minimum requirements set forth in Borough Code §155-3, as required by Borough Code §155-3(F)(2); and

WHEREAS, Joy Leaf has received Preliminary and Final Site Plan approval via Resolution memorialized by the Planning Board on March 2, 2023 for its proposed cannabis retail business at the Property, as required by Borough Code §155-3(F)(3); and

WHEREAS, pursuant to Borough Code §155-3(I), the maximum limit of standard licenses for Class 5 cannabis retailer businesses that may be issued within the Borough is three, of which all three licenses are currently available; and

WHEREAS, based on its determination that Joy Leaf has satisfied the requirements of Borough Code §155-3(F), and the availability of local cannabis licenses of the corresponding type and class, the Borough Council believes that it is appropriate to authorize the issuance of a standard Class 5 local cannabis retailer license to Joy Leaf; and

WHEREAS, pursuant to Borough Code §155-3(B), Joy Leaf will be required to obtain all necessary approvals and permits, including, but not limited to, a certificate of occupancy, before it may lawfully open and operate a licensed cannabis retail business at the Property.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey, that the above recitals are incorporated as though set forth at length herein, and that the Borough Clerk is hereby authorized to issue a standard Class 5 local cannabis retailer license to Joy Leaf.

BE IT FURTHER RESOLVED that all appropriate Borough officials are hereby instructed to advise Joy Leaf of all remaining approvals and permits that Joy Leaf is required to obtain before it may lawfully open and operate a licensed cannabis retail business at the Property.

I, Lisette Sanchez, Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular meeting of said Council held September 20, 2023.

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 September 2023.

Lisette Sanchez,
Municipal Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-335

**RESOLUTION WAIVING THE PERMIT FEE FOR THE BOROUGH-WIDE
YARD SALE**

WHEREAS, the Borough of Roselle shall waive fees for a Borough wide yard sale;
and

WHEREAS, the Borough wide yard sale in the Borough of Roselle is tentatively scheduled for Saturday, October 14, 2023 and Sunday, October 15, 2023 with a rain date of Saturday, October 21, 2023 and Sunday, October 22, 2023.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle that the Borough Clerk is hereby authorized to waive the \$5.00 fee for yard sales permit for a Borough wide yard sale.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held on September 20, 2023.

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 September 2023.

Lisette Sanchez,
Borough Clerk

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-336

RESOLUTION AMENDING RESOLUTION NUMBER 2023-282 AUTHORIZING THE PURCHASE OF TRASH TRUCKS THROUGH THE SOURCEWELL COOPERATIVE

WHEREAS, the Borough of Roselle adopted Resolution number 2023-282 authorizing the purchase of a trash trucks through the Sourcewell Cooperative on August 16, 2023; and

WHEREAS, due to an unforeseen circumstance experienced by Sanitation Equipment Corp. the purchase of the trash truck pursuant to resolution 2023-282 was delayed; and

WHEREAS, Sanitation Equipment Corp. proposes to provide the necessary trash truck as approved in Resolution 2023-282, but at an increase in price of \$2,230.11 bringing the total purchase price to the amended amount of \$383,996.65; and

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

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

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

WHEREAS, the Borough of Roselle wishes to purchase the following item through the Sourcewell vendor, Sanitation Equipment Corp., 80 Furler Street, Totowa, NJ 07512:

Automated Sideloader Trash Truck

WHEREAS, The Chief Financial Officer has certified that sufficient funds are available under Bond Ordinance 2708-23, Capital Budget Account# C-04-55-270-008-005 in the amount of \$382,000.00 and Account# 3-01-26-291-000-246 in the amount of \$1,996.65 totaling \$383,996.65.

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

1. Such modifications as may be deemed necessary or appropriate by Mayor and Council are authorized and the amendment to the previous approved resolution 2023-282 are reasonable and necessary under the circumstances.

2. That a contract is awarded to Sanitation Equipment Corp. for the purchase of the above-referenced Trash Truck through Sourcewell for an amended total purchase price not-to-exceed \$383,996.65.

3. That an executed copy of the Contract between the Borough and Sanitation Equipment Corp. 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.

4. 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.

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 September 20, 2023.

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 September 2023.

Lisette Sanchez
Borough Clerk

Certification of Availability of Funds:
(Acct #C-04-55-270-008-005
and Acct# 3-01-26-291-000-246)

Nicola Trasente, CFO

Date:

Resolution # 2023-337

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 #1	BILL LIST #2
	7-Sep-23	20-Sep-23
<u>FUND</u>		
ANIMAL CONTROL		\$ 10.80
CAPITAL ACCOUNT	\$ 166,196.46	\$ 152,622.61
CDBG TRUST		
CURRENT FUND	\$ 288,333.11	\$ 3,320,323.99
ESCROW TRUST		\$ 45,908.99
FSLEF		
SLEF		
GENERAL TRUST ACCOUNT	\$ 2,227.01	\$ 758.12
TRUST DCA FEES		
GRANT ACCOUNT		\$ 116,938.38
SUI		\$ 450.00
AUGUST 25, 2023 PAYROLL	\$ 670,265.07	
SEPTEMBER 8, 2023 PAYROLL	\$ 654,194.37	
MANUAL CHECK		\$ 27,493.05
POAA		
REDEMPTION PREMIUM ACCOUNT	\$ 43,700.00	\$ 146,200.00
PUBLIC DEFENDER		
REDEMPTION TRUST	\$ 32,413.18	\$ 136,158.18
RESERVE FOR ESCROW		
SALARY DEDUCTION		
 GRAND TOTAL	 <u><u>\$1,857,329.20</u></u>	 <u><u>\$3,946,864.12</u></u>

LISETTE SANCHEZ
MUNICIPAL BOROUGH CLERK

DATED: SEPTEMBER 7, 2023 AND SEPTEMBER 20, 2023

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2023-338

RESOLUTION AUTHORIZING A CLOSED (EXECUTIVE SESSION)

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

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

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

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

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

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

This resolution shall take effect immediately.

I, Lisette Sanchez, Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Regular Meeting of said Council held on September 20, 2023.

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 September 2023.

Lisette Sanchez, Borough Clerk