

**SEPTEMBER 19, 2024 REGULAR MEETING OF MAYOR AND COUNCIL**

**READING OF PUBLIC MEETINGS LAW ARTICLE**

Mayor Signorello read the following statement into the record:

This meeting is being held in accordance with the New Jersey Open Public Meetings Act. Notice of this meeting was published in the Union County Local Source and the Newark Star-Ledger. Said notice was posted in the Municipal Building, and a copy is on file with the Office of the Borough Clerk.

Fire exits are located in the directions I am indicating. If you are alerted for a fire, please move in a calm, orderly manner to the nearest smoke-free exit.

Proper notice having been given; the Municipal Clerk is directed to include this statement in the minutes of this meeting.”

**ROLL CALL**

The following is an accounting of the Mayor and Council’s attendance upon roll call called by Borough Clerk/Administrator Casais:

<b>Attendee Name</b>	<b>Organization</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Joseph Petrosky	Borough of Roselle Park	Councilman	P	7:00 PM
Gregory Johnson	Borough of Roselle Park	Councilman	P	7:00 PM
Joseph Signorello, Jr.	Borough of Roselle Park	Councilman	P	7:00 PM
Jay Robaina	Borough of Roselle Park	Councilman	P	7:00 PM
Rosanna Lyons	Borough of Roselle Park	Councilwoman	P	7:00 PM
Khanjan S. Patel	Borough of Roselle Park	Councilman	P	7:00 PM
Joseph Signorello III	Borough of Roselle Park	Mayor	P	7:00 PM

**MOMENT OF SILENCE/PRAYER**

**PLEDGE OF ALLEGIANCE**

Borough Clerk/Administrator Casais read a short prayer, followed by the Pledge of Allegiance.

**COMMUNICATIONS**

None

**PROCLAMATIONS & PRESENTATIONS**

None

**APPROVAL OF MINUTES, PENDING ANY CORRECTIONS**

Councilman Petrosky moved to approve the following minutes, pending any corrections; seconded by Councilman Robaina, all members present voting Aye, said motion was adopted.

1. Regular Meeting of September 5, 2024

**MOTION BILLS & PAYROLLS BE NOT READ AND PASSED FOR PAYMENT**

Councilman Petrosky moved that bills and payrolls be not read and passed for payment; seconded by Councilman Robaina, all members present voting Aye, said motion was adopted.

## PUBLIC PORTION

Councilman Petrosky moved at 7:02 p.m. to open the public comment portion of the meeting on agenda items only; seconded by Councilman Robaina, all members present voting Aye, said motion was adopted.

### John Poulos, 731 Woodland Avenue

He said he is here to speak about the changes to Ordinance No. 2791. He said it is probably the most intelligent and most potentially useful ordinance that Roselle Park has. However, looking at these changes proposed by Councilman Johnson, he sees that it basically guts the whole ordinance. The point is we pay our ridiculous taxes and we deserve the right to enjoy our homes and property in peace. When certain other residents choose to have parties with DJ's and live bands that causes his house to thump and he can't get any peace in his house. When you call the police, as someone who has called before, and the response was not always what it should have been. With this and the proposal for actual decibel levels without the provisions to provide for sound meters and training for the police; basically this is giving the police a full excuse to not do anything. They can show up and say, it's not that loud. As the changes and modifications talk about, they can use their judgement and discretion, so that basically means whatever they want to do, which is usually nothing

He said sadly, he watched a video that a resident posted on YouTube, where there was a wedding going on and the music was clearly blasting around the block. When the police showed up, they were in his opinion, very rude to this resident who called and dismissed him and did not address the situation. He said we're not talking about someone having a little radio in the backyard and having a cook out or party; we are talking about people with DJ's and live bands. This is not the place for it. Go to a venue if you want to have that type of loud music; these houses are close together. Personally, he can't imagine making that kind of ruckus. He likes to play music and he has guitar equipment and plays a concert, but he's not going to blast it and bother his neighbors. He'll play it so he can hear it and nobody else cares. He would recommend leaving it as it is. He said he knows there's another noise ordinance with decibels.

Borough Clerk Casais said it's in the Health Code.

Mr. Poulos said there's one that says 10:00 p.m. and there is a decibel reading. This one is great because you don't have anything and somebody can be just as annoying at 1:00 p.m. in the afternoon thumping a house as they can be at 8:00 p.m. or 9:00 p.m.

Mayor Signorello said Councilman Johnson, I'm sure you will want to respond and you are more than welcome to, but he said to Borough Clerk Casais that some of these issues have been thought threw in advance of this ordinance.

Councilman Johnson said he was going to mention it during his report. He said some of the things Mr. Poulos brought up were discussed at a meeting he had on September 10<sup>th</sup>. As the Public Safety Chair, all of those concerns were brought up, like Mr. Poulos said, about the police not doing anything or not having the equipment or training and that's what we plan on making the police do. We are going to have them train, we are going to purchase their equipment and we are going to alleviate a lot of those excuses. So this way, when you make a phone call to the Police Department, they will no longer say "I'm sorry, there is nothing we can do." That's not the purpose of this ordinance. The purpose of this ordinance is to clean up pre-dated verbiage and this is so ambiguously written; not for today's society. He said he stands

one hundred percent behind this and if Council votes it down; they vote it down and he will go to his constituent and tell them accordingly. He said a lot of the concerns Mr. Poulos raised; he brought them up.

Mr. Poulos said it's perfectly clear. He understands the police come out one time and tell people to turn it down. He gets that and doesn't have an issue with that. However, when they get multiple calls, it's time to write a ticket. No one is saying these people are going to go to jail or anything serious.

Councilman Johnson said that is what he is trying to do. When you call the police, they will actually give you some type of resolution rather than just giving you the wave.

Mayor Signorello said Councilman Johnson has been championing this and he is supportive of it. He thinks that everything that Mr. Poulos is saying, that's the purpose behind this because it takes the objective out of it. Then you can say look man, I want the recording. If you feel like the cop didn't do it right, then you can get the recording of that interaction and say this was actually above the decibel level and you should have taken action here. So, it's actually trying to take the gray out of it. It's done with the intention to solve what you are talking about and not make it weaker, and that's the honest truth.

Councilman Johnson said that pretty much was their discussion during the whole meeting. He said he has residents that said the same thing as Mr. Poulos. and they called the police and weren't getting the results they were getting with this noise ordinance. As you know, this is a very difficult topic; just like trees and everything else in Roselle Park.

Mayor Signorello said if Mr. Poulos would like to come back and talk about it; obviously Councilman Johnson will be here afterwards and the second meeting on the ordinance, you can talk for as much time as you want.

Councilman Johnson said that was what he was trying to say; the second meeting you can come back and talk again.

There being no one else wishing to speak, Councilman Petrosky moved at 7:09 p.m. to close the public comment portion of the meeting on agenda items only; seconded by Councilman Robaina, all members present voting Aye, said motion was adopted.

#### REPORTS OF DEPARTMENTS

Scheduled Verbal Reports:

None (Scheduled for October 3, 2024)

Written Reports Received:

1. Court Administrator's Report for August 2024
2. Treasurer's Report for August 2024

Councilman Petrosky moved to approve the following written Reports of Departments; seconded by Councilman Robaina, all members present voting Aye, said motion was adopted.

#### ORDINANCES FOR SECOND READINGZ

None

#### INTRODUCTION

Borough Clerk Casais read the following Ordinance by title:

ORDINANCE NO. 2789

AN ORDINANCE AMENDING CHAPTER 7, SECTION 39, SUBSECTION 2 OF THE  
CODE OF THE BOROUGH OF ROSELLE PARK, ENTITLED “HANDICAPPED  
PARKING ON STREETS FOR PRIVATE RESIDENCES”

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter 7, Section 39, Subsection 2 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. Amendment to On-Street Handicapped Parking Spaces

7-39.2 Handicapped Parking on Streets for Private Residences

- a. Pursuant to the provisions of N.J.S.A. 39:4-197.6, the governing body may, by Ordinance, designate restrictive parking zones for persons who have a mobility disability as defined in paragraph b. of this subsection and who meet the other criteria set forth herein. These zones shall be established in front or near to the residence occupied by the handicapped person provided that such parking is not otherwise prohibited and does not interfere with the normal flow of traffic. A restrictive parking zone so designated shall be reserved for the exclusive use of the person and vehicle for whom such zone is established pursuant to this subsection. No other person shall be permitted to park in these zones.

The following on-street locations have been found to meet the procedural and review requirements of the forgoing subsection and are designated as handicapped parking spaces within the Borough of Roselle Park pursuant to N.J.S.A. 39:4-197.6:

License Plate / Placard Number	Name	Street Address	Location
1874188	Arizona Heskeyahu Acevedo	462 Colonial Road	462 Colonial Road
2242785	Carmine Granato	116 Hawthorne Street	116 Hawthorne Street
2207449	Maryann Mansueto	305 West Clay Avenue	305 West Clay Avenue
2575054	Melanie Canter	A43 Woodside Gardens	A43 Woodside Gardens
<del>2731190</del>	<del>Margaret Silecchia</del>	<del>26C Colfax Manor</del>	<del>26C West Roselle Avenue</del>

- b. *Requirements, Generally.* The General requirements for local consideration and approval of a restricted parking zone for handicapped parking pursuant to this subsection shall be as follows:
  - i. The applicant shall be in possession of a valid windshield placard or wheelchair symbol license plates issued by the New Jersey Motor Vehicle Commission for a vehicle owned by the handicapped person, or by another occupant of the residence who is a member of the immediate family of the handicapped person.
  - ii. A "mobility disability" is defined as a condition wherein a person has lost the use of one (1) or more lower limbs as a consequence of paralysis, amputation, or other permanent

disability or who is permanently disabled so as to be unable to ambulate without the aid of an assisting device or whose ambulating is otherwise severely limited.

- iii. Absent rare and truly extenuating circumstances as determined by the Governing Body, at the recommendation of the Chief of Police, or their designee, no restrictive parking zone will be established for a person who does not transport his or herself as permitted under this subsection unless documentation is provided showing that the nondisabled driver resides in the same household as the disabled person. Documentation must be provided to the Chief of Police, or their designee, detailing the extent of the disability. No restrictive parking zone under this section will be established unless the applicant's disability is such that it would preclude the disabled person from waiting on the sidewalk until a nondisabled driver arrives with the car. A person whose disability otherwise qualifies under this section and who is under the age of sixteen (16) years will be presumed to be unable to wait alone on the sidewalk.
  - iv. No restrictive parking zone may be established for any individual who has a functional driveway, garage, carport, or any other type of off-street parking within one hundred (100) feet of the perimeter of his or her residence.
  - v. In multi-family residences containing a driveway, carport or garage not owned by the disabled driver, but owned by a family member, it shall be presumed the disabled driver has access to such driveway, carport or garage and said status shall preclude the disabled driver from being granted a restrictive parking zone.
  - vi. Applicants must occupy their residence on a full-time basis.
  - vii. Only one (1) restrictive parking zone will be granted per household. Related parties living in separate units in a multi-family residence are to be considered as being part of one household for the purpose of this Ordinance.
  - viii. All restrictive parking zones shall be subject to annual reviews, and shall remain in effect until an improvement in an individual's physical condition rendering the restricted parking zone unnecessary, the death of the individual, or the revocation of a restricted parking zone for just cause as recommended to the Governing Body by the Chief of Police, or their designee.
- c. *Application Procedure.* The application procedure for a restricted parking zone for handicapped parking pursuant to this subsection shall be as follows:
- i. All applicants shall file a completed application on a form furnished by the Police Department and submitted to the Chief of Police, or the Chief's designee, for review.
  - ii. The application shall be accompanied by a medical evaluation form completed by a physician with a plenary license to practice medicine and surgery and shall include a certification by the physician that the applicant has a mobility disability as described in this subsection.
  - iii. The Police Chief, or the Chief's designee, shall verify the extent of the disability of the applicant or resident of the applicant's household by reviewing the physician's certification submitted with the application and may request an independent evaluation that shall be conducted by the Borough's physician at the Borough's cost.

- iv. The Police Chief, or the Chief's designee, shall ascertain whether all the credentials of the applicant and the location of the proposed parking zone are consistent with applicable State statutes and Borough Codes.
  - v. The Police Chief, or the Chief's designee, shall ascertain whether or not the applicant or any member of the applicant's household, has a functional driveway, garage, carport, or any other type of off-street parking within one hundred (100) feet of the residence. If the applicant or member of the applicant's household has such parking available, the application shall be denied.
  - vi. Upon determining that the applicant meets all of the qualifications set forth in this subsection, the Chief of Police shall recommend to the Governing Body that the applicant be granted a restricted parking zone. The Governing Body may, by Ordinance, designate the location of the restricted parking zone.
  - vii. By July 1st of each year, application must be made for renewal of each restricted parking zone granted in accordance with this subsection. Renewal shall be made via written application on a form to be mailed to all individuals approved for a restricted parking zone by the Police Department no later than May 1st of each year. The application for renewal must be accompanied by a certification completed by the applicant's personal physician that the mobility disability of the applicant, or the qualifying household member, as previously outlined, still exists to the extent that such a restricted parking zone continues to be required. In addition, the applicant or qualifying household member may be required to be evaluated by Borough's physician. The Borough reserves the right to revoke, remove or rescind a restrictive parking zone if it is determined that an applicant's condition has improved to the extent that it renders the restricted parking zone unnecessary, or upon death of the applicant or for other just cause as recommended by the Chief of Police or their designee.
  - viii. Upon receipt of the application and physician certification for renewal in every second year, a personal visit to the applicant's household and parking site shall be made by the Chief of Police, or the Chief's designee, to verify that the findings required by this subsection still exist.
  - ix. The Chief of Police, or the Chief's designee, shall notify a new applicant of the decision to recommend the approval of a restricted parking zone pursuant to this subsection for action by the Governing Body, or of a decision to deny the applicant, within sixty (60) days of the initial receipt of the completed application by the Department. Notification of the renewal or denial of an existing zone shall be made by September 1st of each year. Any and all denials shall set forth the reasons for the negative decision(s).
- d. *Notifications Requirements.* All individuals approved for a restricted parking zone shall notify the Police Department within thirty (30) days of any change in the individual's name, address, telephone number, vehicle ownership, or of an improvement in the applicant's physical condition. Failure to do so will be deemed a violation of this subsection and may result in revocation of the zone. Members of the household or the executor/executrix for individuals who have an approved zone who have died shall be required to likewise notify Police Department within thirty (30) days after the date of death. Failure to do so shall be considered a violation of this subsection.

- e. *Violations and Penalties.* In addition to the violations outlined in paragraph d. of this subsection, any deviations from this subsection or misuse of restricted parking zones shall be subject to enforcement actions and penalties whereas violators shall be liable for a penalty of not less than one-hundred dollars (\$100.00) nor more than five-hundred dollars (\$500.00) for a first offense and not less than five-hundred dollars (\$500.00) nor more than one-thousand (\$1,000.00) or imprisonment for a term not exceeding fifteen (15) days, or both, for each subsequent offense.

**SECTION 2.** Invalidity

If any section or portion of a section of this Ordinance shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

**SECTION 3.** Inconsistent Ordinances Repealed.

All Ordinances or parts of Ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

**SECTION 4.** Captions and Editing Indications.

Any captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section. Likewise, editing indications are structured such that all strikethrough text, ~~thusly~~, should be considered a deletion from exiting Borough Code, and all bolded text, **thusly**, should be considered an addition to existing Borough Code.

**SECTION 5.** Effective Date.

This Ordinance shall become effective upon publication of the Notice of Final Adoption prepared by the Office of the Borough Clerk.

Councilman Petrosky moved that Ordinance No. 2789 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on October 3, 2024; seconded by Councilman Robaina.

<input type="checkbox"/> <b>Vote Record – Ordinance No. 2789</b>		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/>	Adopted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signorello, Jr.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Robaina	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Lyons	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Patel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signorello	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Mayor Signorello told Mr. Silecchia there are two times you can come up and speak. There’s the beginning of the meeting on agenda items and then the second end of the meeting on any items. You can talk then and then if you are not satisfied, ordinances require two readings. So assuming this gets introduced, you can come to the next meeting and then you can talk about it as much as you want. There will be a designated time when you can come up and talk.

Borough Clerk Casais read the following Ordinance by title:

**ORDINANCE NO. 2790**

AN ORDINANCE FIXING THE SALARIES OF POLICE PATROLMEN’S BENEVOLENT ASSOCIATION EMPLOYEES OF THE BOROUGH OF ROSELLE PARK, IN THE COUNTY

OF UNION, STATE OF NEW JERSEY, FOR THE YEARS 2025, 2026, 2027, 2028 AND 2029

WHEREAS, the governing body adopted Resolution No. 198-24 ratifying a Memorandum of Agreement between the Borough of Roselle Park and the Police Patrolmen’s Benevolent Association (PBA Local No. 27) of the Borough of Roselle Park regarding wages, hours of work and other terms and conditions of employment for the period of January 1, 2025 through December 31, 2029; and,

WHEREAS, the governing body wishes to adopt the forgoing Ordinance fixing the salaries of Police Patrolmen’s Benevolent Association employees for the aforementioned contract term.

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

SECTION 1. Classifications/Titles and Rates of Pay

The following classifications governed by the Police Patrolmen’s Benevolent Association Agreement with the Borough of Roselle Park shall be entitled to an annual salary or salary rate as hereinafter set forth opposite each respective classification:

<u>POSITION</u>	<u>SALARIES</u>				
	<u>1/1/2025</u>	<u>1/1/2026</u>	<u>1/1/2027</u>	<u>1/1/2028</u>	<u>1/1/2029</u>
0-6 Months (Academy)	\$ 54,000.00	\$ 54,000.00	\$ 54,000.00	\$ 54,000.00	\$ 54,000.00
7-12 Months (Probation)	\$ 64,000.00	\$ 64,000.00	\$ 64,000.00	\$ 64,000.00	\$ 64,000.00
Step I	\$ 81,275.00	\$ 81,275.00	\$ 81,275.00	\$ 81,275.00	\$ 81,275.00
Step II	\$ 91,275.00	\$ 91,275.00	\$ 91,275.00	\$ 91,275.00	\$ 91,275.00
Step III	\$ 101,275.00	\$ 101,275.00	\$ 101,275.00	\$ 101,275.00	\$ 101,275.00
Step IV	\$ 111,275.00	\$ 111,275.00	\$ 111,275.00	\$ 111,275.00	\$ 111,275.00
Step V	\$ 121,275.00	\$ 121,275.00	\$ 121,275.00	\$ 121,275.00	\$ 121,275.00
Step VI	\$ 123,350.00	\$ 128,284.00	\$ 133,415.00	\$ 138,752.00	\$ 144,302.00

SECTION 2. Special Assignments and Rates of Pay

In addition to the base annual salary provided in Section 1, each employee assigned to the Detective Bureau and the Traffic Safety Officer shall receive an additional increment in salary of \$3,000.00 per annum; each employee assigned to Corporal shall receive an additional increment in salary of \$4,000.00 per annum.

SECTION 3. Manner of Wage Payment

The salaries and wages fixed pursuant to the foregoing shall be payable in twenty-six (26) equal installments or in such installments as may hereinafter be determined by Resolution of the governing body. Said salaries shall be in lieu of all fees which may be collected by said officer or employee.

SECTION 4. Invalidity

If any section or portion of a section of this Ordinance shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 5. Inconsistent Ordinances Repealed.



All Ordinances or parts of Ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

**SECTION 6.** Captions and Editing Indications.

Any captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section. Likewise, editing indications are structured such that all strikethrough text, ~~thusly~~, should be considered a deletion from existing Borough Code, and all bolded text, **thusly**, should be considered an addition to existing Borough Code.

**SECTION 7.** Effective Date.

This Ordinance shall become upon publication of the Notice of Final Adoption prepared by the Office of the Borough Clerk, but no sooner than January 1, 2025, or as otherwise provided in the foregoing.

Councilman Petrosky moved that Ordinance No. 2790 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on October 3, 2024; seconded by Councilman Robaina.

Borough Clerk Casais wanted to make a note for the record that this coincides with the contract that was ratified previously by the Governing Body and this is just a legal mechanism to codify these salaries for the next five years.

<input type="checkbox"/> <b>Vote Record – Ordinance No. 2790</b>		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/> Adopted	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Signorello, Jr.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Robaina	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Lyons	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Patel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signorello	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Borough Clerk Casais read the following Ordinance by title:

**ORDINANCE NO. 2791**

**AN ORDINANCE AMENDING CHAPTER 3, SECTION 9 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, “PEACE AND GOOD ORDER”**

WHEREAS, in an effort to keep peace and good order throughout the Borough of Roselle Park the Mayor and Council wish to enact certain amendments to the Municipal Code.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that Chapter 3, Section 9 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

**SECTION 1.** Amendments to Existing Code

§ 3-9 PEACE AND GOOD ORDER.

§ 3-9.1 Prohibitions.

No person or contractor shall, within the limits of the Borough:

- a. Play, operate or use any ~~television, radio, phonograph or tape equipment or other~~ sound-producing instrument, device or apparatus, **or permit, make or cause to be permitted or made any noise, produced by human or mechanical means** in such a manner that the sound thereof shall ~~annoy any person or persons or disturb the comfort, rest or repose of any person or persons.~~ **exceed the applicable maximum permissible sound levels as outlined in BH8.**

**1. Exceptions:**

**(a) This Paragraph, and the restrictions referenced herein, shall not be applicable to the outdoor operation of certain mechanically powered equipment. The operation of such equipment is regulated by Paragraph "1" of this Subsection.**

**(b) Absent adequate sound measuring equipment, or operational training in connection therewith, officers charged with enforcement of this Paragraph shall utilize sound judgement and discretion in the discharge of enforcement activities, which may include the progressive issuance of warnings and/or violations.**

~~b. Permit, make or continue or cause to be permitted, made or continued any unnecessary noise, produced by human or mechanical means, which shall disturb the comfort, rest, and repose of any person or persons being in his or their place of abode or at any public or private meeting or at church services.~~

~~b.e.~~ Keep or harbor any dog or other animal which shall disturb the neighborhood by excessive barking, whining or howling.

~~c.d.~~ Throw or discard any cans, bottles, refuse or garbage of any kind whatsoever into the waters of any pond, stream, lake or river, or upon a public street or public place, or discharge any sewage or waste into the waters or places, or any of them, or pollute the waters in any manner whatsoever.

~~d.e.~~ Throw any papers, sticks, glass, metal or any hard, dangerous or offensive substances upon any sidewalk, street, highway or public place or at any automobile, vehicle, house, building, fence or person.

~~e.f.~~ Participate in any practice, sport or exercise in such a manner so as to annoy, disturb or frighten any person or persons on any sidewalk, street, road, park or other private or public place.

~~f.g.~~ Disrupt or disturb the exercises of any public school or any lawful assembly therein, or interfere with or annoy any child attending such school or any teacher therein.

~~g.h.~~ Intentionally, willfully or maliciously destroy or injure any of the wires, posts, machines, bells, signs, boxes, box or any other apparatus of any fire alarm system or intentionally, willfully or maliciously interfere with the same or any part thereof or hinder or impede any of the operations intended to be accomplished thereby.

~~h.i.~~ Hinder, prevent or deter by any device whatsoever any Firefighter or any person from rendering lawful assistance in abating or quenching a fire, or hinder or interfere with any Firefighter going to or returning from any fire or place from which a fire alarm proceeds, or hinder or obstruct any fire engine, hook and ladder truck, hose cart or other fire apparatus going to or from any place from which a fire alarm proceeds or where any building or property may be burning.

~~i.j.~~ Interfere with or obstruct a Police Officer (whether a regular Police Officer or Special Law Enforcement Officer), a member of the auxiliary Police of the Civil Defense-Disaster Control Bureau or a member of the First Aid Squad of the Borough, whether in uniform or not, in the carrying out of his duties or functions.

~~j.k.~~ Enter or remain upon the land or property of any person without lawful permission to do so.

~~k.l.~~ Urinating, expectorating or defecating in a public place, other than a wash room or toilet room, under circumstances where such act is or could be observed by a member of the public situated in or near a public place. The term "public place," for the purposes of the within section is defined as "an area generally visible to the public view and includes but is not limited to streets, sidewalks, bridges, alleys, plazas, parks, driveways, parking lots, automobiles, buildings open to the public and doorways and entrances to buildings or dwellings and the grounds enclosing same."

~~l.m.~~ Operate or permit the use or operation of any mechanically powered saws, drills, sanders, grinders and tools, including gasoline-powered landscaping equipment (i.e. gasoline-powered leaf blowers) and similar devices outdoors in residential areas.

1. Exceptions:

(a) Any person shall be permitted to use or operate any device referenced in paragraph "m" outdoors in residential areas every day of the week from 8:00 a.m. to 7:00 p.m.

(b) In cases of emergency and/or in the interest of the public health.

~~m.n.~~ Utilize, permit, or otherwise cause any light-emitting object or fixture to be reflected toward or shined within or upon a residential structure in such a manner that the illumination and glare caused thereof shall disturb the comfort, rest or repose of any person or persons.

SECTION 2. Invalidation

If any Section or portion of a section of this Ordinance shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 3. Inconsistent Ordinances Repealed

All Ordinances or parts of Ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4. Captions and Editing Indications.

Any captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section. Likewise, editing indications are structured such that all strikethrough text, ~~thusly~~, should be considered a deletion from existing Borough Code, and all bolded text, **thusly**, should be considered an addition to existing Borough Code.

SECTION 5. Effective Date.

This Ordinance shall become effective upon publication of the Notice of Final Adoption prepared by the Office of the Borough Clerk.

Councilman Petrosky moved that Ordinance No.2791 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on October 3, 2024; seconded by Councilman Robaina.

Mayor Signorello asked Councilman Johnson when you guys did the actual decibel levels, what's the decibel level.

Borough Clerk Casais said the New Jersey Noise Control Act is a model ordinance by the DEP that allows municipalities to adopt that as their standard.

Mayor Signorello said he was going to say it's based off of what other towns do or a State standard.

Borough Clerk Casais said that's what's tied into the maximum permissible sound levels are that.

Mayor Signorello said you guys did this in committee, but the thought is you'll have somebody on each shift that trained.

Councilman Johnson said the thought is we will have about 8 to 10 officers trained on each shift, so this way we will never have a gap in coverage. Also we will purchase possibly two devices, and it also will help us because we have assistance in aid to other towns and we could assist them as well.

Mayor Signorello asked what the device looks like; a gun.

Borough Clerk Casais said it's actually calibrated similar to a radar gun and looks more like a large, old 1998 phone.

Councilman Patel said he had a quick question for Section 1b where it says if someone is not there or if the equipment is missing, then the police officer has to use their judgement. So if the whole point is to just use the sound levels, would it make sense to remove that factor.

Councilman Johnson said no; what if the device breaks and someone calls; that will cover that, too, temporarily until we can order a new device. He said he thinks we need to have that in there to cover everything.

Councilman Signorello said he believes in our chat, that other municipalities have these meters and there is a mutual aid possibility that Elizabeth or another town can come over and say we need you for a large event.

Borough Clerk Casais said to echo Councilman Johnson, it's for those times where you may have people out or sick. Right now we have 34 officers from the Chief to entry patrolmen. So there is a possibility even with 8 to 10 officers trained that people could be sick or on vacation. There could be a situation where somebody is not trained; so we want to leave the door open, so there is not a gap in enforcement. In addition to that, between now and the time we are able to purchase these devices because frankly they are not cheap, they are probably something that we are not going to order until 2025; but in that run-up we want to make sure that whatever we put on the books, there is some level of enforcement there.

Councilman Patel asked how much are they.

Borough Clerk Casais said it ranges on the low-end for about \$1,000 and then on the higher-end for \$15,000; but it depends on a lot of different factors. He said we are going to research and make sure we get the tools that are the industry standards.

<input type="checkbox"/> Vote Record – Ordinance No. 2791		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signorello, Jr.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Robaina	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Lyons	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Patel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signorello	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Borough Clerk Casais read the following Ordinance by title:

ORDINANCE NO. 2792

AN ORDINANCE AMENDING ORDINANCE NO. 2781, FIXING THE SALARY RANGES OF NON-UNION EMPLOYEES AND OFFICIALS OF THE BOROUGH OF ROSELLE PARK, IN THE COUNTY OF UNION, STATE OF NEW JERSEY

WHEREAS, the Mayor and Council (hereinafter, the “Governing Body” adopted Ordinance No. 2781 on June 6, 2024 which fixed the salary ranges of non-union employees and officials of the municipality; and,

WHEREAS, from time to time the Governing Body has found it necessary to amend its Ordinances which fix the salary ranges for employees and officials of the municipality; and,

WHEREAS, the Governing Body wishes to adopt the forgoing Ordinance amending Ordinance No. 2781 toward the same purpose of fixing the salary ranges of non-union employees and officials.

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

**SECTION 1.** Classifications/Titles and Salary Ranges

The following non-union positions shall be entitled to an annual salary or salary rate as hereinafter set forth opposite each respective classification:

<u>POSITION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Mayor	\$ 10,000.00	\$ 20,000.00
Councilmember	\$ 5,000.00	\$ 15,000.00
Borough Clerk	\$ 60,000.00	\$ 160,000.00
Chief Administrative Officer	\$ 0.00	\$ 130,000.00
Qualified Purchasing Agent	\$ 12,000.00	\$ 25,000.00
Assessment Search Officer	\$ 0.00	\$ 4,500.00
Deputy Borough Clerk	\$ 50,000.00	\$ 70,000.00
Alternate Deputy Borough Clerk	\$ 50,000.00	\$ 70,000.00
Community Center Director	\$ 30,000.00	\$ 100,000.00
Public Information Officer	\$ 2,500.00	\$ 7,500.00
Chief Financial Officer	\$ 45,000.00	\$ 200,000.00
Assistant Treasurer	\$ 40,000.00	\$ 90,000.00
Tax Assessor	\$ 9,000.00	\$ 25,000.00
Tax Collector	\$ 10,000.00	\$ 125,000.00
Tax Search Officer	\$ 2,000.00	\$ 4,500.00
Municipal Land Use Board Clerk	\$ 2,000.00	\$ 14,000.00

Fire Chief	\$ 6,000.00	\$ 15,000.00
Deputy Fire Chief	\$ 2,000.00	\$ 6,000.00
Fire Captain	\$ 700.00	\$ 5,000.00
Fire Lieutenant	\$ 700.00	\$ 2,300.00
Fire Engineer	\$ 700.00	\$ 2,300.00
Fire Prevention Official	\$ 10,000.00	\$ 20,000.00
Fire Prevention Chief Inspector	\$ 8,000.00	\$ 18,000.00
Fire Prevention Inspector	\$ 850.00	\$ 5,000.00
Fire Prevention Arson Investigator	\$ 850.00	\$ 2,300.00
Fire Prevention Clerk	\$ 1,800.00	\$ 4,500.00
Police Chief	\$ 75,000.00	\$ 165,000.00
Police Captain	\$ 58,000.00	\$ 145,000.00
Class II Special Officer	\$ 4530.00 per hour	\$ 50.00 per hour
<b>Class III Special Officer</b>	<b>\$ 30.00 per hours</b>	<b>\$ 50.00 per hour</b>
Parking Enforcement Officer	\$ 20.00 per hour	\$ 35.00 per hour
Part Time Clerk	\$ 15.13 per hour	\$ 25.00 per hour
Emergency Management Coordinator	\$ 2,000.00	\$ 10,000.00
Deputy Emergency Management Coordinator	\$ 0.00	\$ 8,000.00
Superintendent of Public Works	\$ 48,000.00	\$ 100,000.00
Principal Public Works Manager	\$ 5,000.00	\$ 25,000.00
Custodian of Municipal Buildings	\$ 25,000.00	\$ 50,000.00
Part Time Custodian	\$ 15.13 per hour	\$ 25.00 per hour
Recycling Coordinator	\$ 2,000.00	\$ 15,000.00
Registrar of Vital Statistics	\$ 2,000.00	\$ 10,000.00
Deputy Registrar of Vital Statistics	\$ 1,000.00	\$ 5,000.00
Recreation Director	\$ 25,000.00	\$ 60,000.00
Assistant Recreation Director	\$ 20,000.00	\$ 30,000.00
Recreation Coordinator	\$ 2,000.00	\$ 3,000.00
Recreation Secretary/Clerk	\$ 900.00	\$ 3,000.00
Community Center Clerk	\$ 15.13 per hour	\$ 25.00 per hour
Community Center Events and Activities Staff (up to 5 hours)	\$ 75.65 per event	\$100.00 per event
Community Center Events and Activities Staff (over 5 hours)	\$ 15.13 per hour	\$ 25.00 per hour
Construction Code Official/Building Subcode Official/Inspector	\$ 50,000.00	\$ 170,000.00
Building Inspector	\$ 35.00 per hour	\$ 60.00 per hour
Electrical Subcode Official	\$ 15,000.00	\$ 30,000.00
Electrical Inspector	\$ 35.00 per hour	\$ 60.00 per hour
Fire Subcode Official/Inspector	\$ 12,000.00	\$ 30,000.00
Plumbing Subcode Official/Inspector	\$ 35.00 per hour	\$ 60.00 per hour
Covering Inspectors	\$ 35.00 per hour	\$ 60.00 per hour
Part Time Deputy Code Enforcement Officer	\$ 35,000.00	\$ 55,000.00
Multi-Dwelling Administrator	\$ 4,000.00	\$ 15,000.00
Control Person	\$ 20,000.00	\$ 50,000.00
Control Person and Assistant Zoning Officer	\$ 20,000.00	\$ 60,000.00
Zoning Officer	\$ 500.00	\$ 20,000.00
Farmers Market Manager	\$ 2,500.00	\$ 6,000.00

Municipal Judge	\$ 15,000.00	\$ 50,000.00
Court Administrator	\$ 25,000.00	\$ 95,000.00
Deputy Court Administrator	\$ 25,000.00	\$ 60,000.00
Violations Clerk	\$ 25,000.00	\$ 60,000.00
Clean Communities Coordinator	\$ 1,500.00	\$ 3,000.00
Part Time Bus Driver	\$ 15.13 per hour	\$ 30.00 per hour
Municipal Housing Liaison	\$ 0.00	\$ 10,000.00
Municipal Alliance Coordinator	\$ 4,400.00	\$ 16,000.00
Animal Control Officer	\$ 5,000.00	\$ 20,000.00
After-School Program Director	\$ 20,000.00	\$ 50,000.00
Program Enterprise Clerk	\$ 5,000.00	\$ 15,000.00
Adult Counselor (w/ Teaching Certificate)	\$ 20.00 per hour	\$ 30.00 per hour
Adult Counselor (w/o Teaching Certificate)	\$ 18.00 per hour	\$ 25.00 per hour
High School Counselor	\$ 15.13 per hour	\$ 18.00 per hour
College Counselor	\$ 15.13 per hour	\$ 20.00 per hour
Right to Know Inventory Manager	\$ 1,000.00	\$ 2,000.00

SECTION 2. Manner of Wage Payment

The salaries and wages fixed pursuant to the foregoing shall be payable in twenty-six (26) equal installments or in such installments as may hereinafter be determined by Resolution of the governing body. Said salaries shall be in lieu of all fees which may be collected by said officer or employee.

SECTION 3. Invalidity

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 4. Inconsistent Ordinances Repealed.

All Ordinances or parts of Ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 5. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section. Likewise, all strike through text thus should be considered a deletion from Borough Code, and all bolded text **thus** should be considered an addition to Borough Code.

SECTION 6. Effective Date.

This Ordinance shall become effective upon publication of the Notice of Final Adoption prepared by the Office of the Borough Clerk.

Councilman Petrosky moved that Ordinance No. 2792 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on October 3, 2024; seconded by Councilman Robaina.

Borough Clerk Casais said so the Governing Body is aware, he believes Councilman Johnson and the Public Safety Committee are probably aware of it, as you are Mayor, but for the benefit of the Governing Body, the only real change to this ordinance is relative to the Special Law Enforcement Officers, Class II and Class III. We have been working in coordination with the School District to roll out additional public safety measures in the schools to be both proactive and reactive if and when necessary. Some of that includes an expansion of the program, in more than likely 2025, into the elementary schools. We already have a presence in the High School. To be clear, we have a presence in every school. It's just during the

course of the day constantly are we there: High School, yes; Middle School, yes; and Elementary Schools, we do walk throughs; but we don't necessarily have officers there, so we are working to roll that out. We are working to formalize an agreement whereas the School District pays us. They do now and they pay for those officers, but we are working to put that kind of in writing because the program has expanded beyond the initial just going into the High School and being reimbursed on a monthly basis. This establishes a rate for Class III Special Law Enforcement Officers which are specifically designed for school use. We are going through an interview process right now. This is just one of the stages within the next couple of meetings where we will have some recommendations on personnel hires and then a roll-out of the actual program, but we will keep everyone informed of that.

Mayor Signorello asked if we do the interviews or the School District does.

Borough Clerk Casais said they are municipal employees, so we have the hiring and firing authority; they just pay.

<input type="checkbox"/> Vote Record – Ordinance No. 2792		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Signorello, Jr.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Robaina	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Lyons	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Patel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signorello	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**RESOLUTIONS**

Borough Clerk Casais read all Resolutions by title into the record.

The following Resolutions listed on Consent Agenda were offered by Councilman Petrosky; seconded by Councilman Robaina, all members present voting Aye, said motion was adopted.

**RESOLUTION NO. 226-24**

**APPOINTING ALEXIS L. ROTTMANN TO THE POSITION OF HIGH SCHOOL COUNSELOR**

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby appoints Alexis L. Rottmann of 418 Cherry Street, Roselle Park, New Jersey 07204 to the position of High School Counselor within the Roselle Park Department of Recreation effective September 23, 2024 at the rate of \$15.13 per hour not to exceed twenty (20) hours per week.

**RESOLUTION NO. 227-24**

**ACCEPTING THE RESIGNATION OF ANNA AMU FROM THE POSITION OF HIGH SCHOOL COUNSELOR**

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby accept the resignation of Anna Amu from the position of High School Counselor effective immediately.

**RESOLUTION NO. 228-24**



ACCEPTING THE RESIGNATION OF BENOIT CHESTNUT FROM THE POSITION  
OF ADULT COUNSELOR WITHOUT A TEACHING CERTIFICATE

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby accept the resignation of Benoit Chestnut from the position of Adult Counselor without a Teaching Certificate effective immediately.

RESOLUTION NO. 229-24

ACCEPTING THE RESIGNATION OF CURTIS HUDNALL, JR. FROM THE  
POSITION OF COLLEGE COUNSELOR

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby accept the resignation of Curtis Hudnall, Jr. from the position of College Counselor effective immediately.

RESOLUTION NO. 230-24

PROMOTING HIGH SCHOOL COUNSELOR BELEN MUNOZ  
TO THE POSITION OF COLLEGE COUNSELOR

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby promotes High School Counselor Belen Munoz to the position of College Counselor to be paid \$17.00 per hour not to exceed twenty (20) hours per week effective September 23, 2024.

RESOLUTION NO. 231-24

PROMOTING HIGH SCHOOL COUNSELOR JOHN JAMES RANIERI  
TO THE POSITION OF COLLEGE COUNSELOR

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby promotes High School Counselor John James Ranieri to the position of College Counselor to be paid \$17.00 per hour not to exceed twenty (20) hours per week effective September 23, 2024.

RESOLUTION NO. 232-24

PROMOTING HIGH SCHOOL COUNSELOR SAMANTHA STAMBOLY  
TO THE POSITION OF COLLEGE COUNSELOR

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby promotes High School Counselor Samantha Stamboly to the position of College Counselor to be paid \$17.00 per hour not to exceed twenty (20) hours per week effective September 23, 2024.

RESOLUTION NO. 234-24

ADOPTING A NEW OPEN PUBLIC RECORDS ACT (OPRA) REQUEST FORM  
CONSISTENT WITH P.L. 2024, C. 16

WHEREAS, the Open Public Records Act (hereinafter, "OPRA") was amended by the New Jersey Legislature by P.L. 2024, c. 16, which several changes; and,

WHEREAS, one of the changes requires a new OPRA request form, which includes and delineates the change of the amendment to OPRA, be adopted by each municipality; and,

WHEREAS, the amendment to OPRA was effective September 3, 2024.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that OPRA form attached hereto as Exhibit A, and made a part hereof, shall be the new OPRA request form to be used by all persons who wish to request public documents under OPRA; and,

BE IT FURTHER RESOLVED that this new OPRA form shall be used effective immediately.



**OPEN PUBLIC RECORDS ACT REQUEST FORM**

110 E Westfield Ave, Roselle Park, NJ 07204, USA

(908) 245-6222 & (908) 245-5598 (Fax)

opra@rosellepark.net

Andrew J. Casais, RMC



**Important Notice**

The last page of this form contains important information related to your rights concerning government records. Please read it carefully.

**Requestor Information – Please Print**

First Name \_\_\_\_\_ MI \_\_\_\_\_ Last Name \_\_\_\_\_

E-mail Address \_\_\_\_\_

Mailing Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Telephone \_\_\_\_\_ FAX \_\_\_\_\_

Preferred Delivery: Pick Up \_\_\_\_\_ US Mail \_\_\_\_\_ On-Site Inspect \_\_\_\_\_ Fax \_\_\_\_\_ E-mail \_\_\_\_\_

Under penalty of N.J.S.A. 2C:28-3, I certify that

- I  **HAVE** /  **HAVE NOT** been convicted of any indictable offense under the laws of New Jersey, any other state, or the United States;
- I, or another person,  **WILL** /  **WILL NOT** use the requested government records for a commercial purpose;
- I  **AM** /  **AM NOT** seeking records in connection with a legal proceeding.

Signature \_\_\_\_\_ Date \_\_\_\_\_

**Payment Information**

Maximum Authorization Cost \$ \_\_\_\_\_

Select Payment Method

Cash      Check      Money Order

Fees: Letter size pages - \$0.05 per page  
Legal size pages - \$0.07 per page  
Other materials (CD, DVD, etc) – actual cost of material

Delivery: Delivery / postage fees additional depending upon delivery type.

Extras: Special service charge dependent upon request.

**Record Request Information:** Please be as specific as possible in describing the records being requested. Also, please note that your preferred method of delivery will only be accommodated if the custodian has the technological means and the integrity of the records will not be jeopardized by such method of delivery.

**Note:** If you confirmed above that the records sought are in connection with a legal proceeding, identification of that proceeding is required below.

Empty box for providing details of the records requested.

**AGENCY USE ONLY**

**AGENCY USE ONLY**

**AGENCY USE ONLY**

Est. Document Cost \_\_\_\_\_

Est. Delivery Cost \_\_\_\_\_

Est. Extras Cost \_\_\_\_\_

Total Est. Cost \_\_\_\_\_

Deposit Amount \_\_\_\_\_

Estimated Balance \_\_\_\_\_

Deposit Date \_\_\_\_\_

**Disposition Notes**  
Custodian: If any part of request cannot be delivered in seven business days, detail reasons here.

In Progress - Open \_\_\_\_\_

Denied - Closed \_\_\_\_\_

Filled - Closed \_\_\_\_\_

Partial - Closed \_\_\_\_\_

**Tracking Information**

**Final Cost**

Tracking # _____	Total _____
Rec'd Date _____	Deposit _____
Ready Date _____	Balance Due _____
Total Pages _____	Balance Paid _____

**Records Provided**

\_\_\_\_\_  
Custodian Signature

\_\_\_\_\_  
Date

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## **DEPOSITS**

The custodian may require a deposit against costs for reproducing documents whenever the custodian anticipates that the documents requested will cost in excess of \$5 to reproduce. N.J.S.A. 47:1A-5(f).

Where a special service charge is warranted under OPRA, that amount will be communicated to you as required under the statute. You have the opportunity to review and object to the charge prior to it being incurred. If, however, you approve of the fact and amount of the special service charge, you may be required to pay a deposit or pay in full prior to reproduction of the documents.

### **YOUR REQUEST FOR RECORDS IS DENIED FOR THE FOLLOWING REASON(S):**

(To be completed by the Custodian of Records – check the box of the numbered exemption(s) as they apply to the records requested. If multiple records are requested, be specific as to which exemption(s) apply to each record. **Response is due to requestor as soon as possible, but no later than seven (7) or fourteen (14) business days. See page 5 for additional response details**)

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#### **N.J.S.A. 47:1A-1.1**

- Inter-agency or intra-agency advisory, consultative or deliberative material
- Legislative records
- Law enforcement records:
  - Medical examiner photos
  - Criminal investigatory records (however, N.J.S.A. 47:1A-3(b) lists specific criminal investigatory information which must be disclosed)
  - Victims' records and/or OPRA requests submitted by victims seeking their own records
- Personal firearms records or personal identifying information connected to any license authorizing hunting with a firearm.
- Trade secrets and proprietary commercial or financial information
- Any record within the attorney-client privilege
- Administrative or technical information regarding computer hardware, tablets, telephones, electronic computing devices, software applications, and networks or devices operation them which, if disclosed would jeopardize computer security
- Emergency or security information or procedures for any buildings or facility which, if disclosed, would jeopardize security of the building or facility or persons therein
- Security measures and surveillance techniques which, if disclosed, would create a risk to the safety or persons, property, electronic data or software
- Security alarm system activity and access reports, including video footage the disclosure of which does not compromise the integrity of the security system
- Information which, if disclosed, would give an advantage to competitors or bidders including detailed or itemized cost estimates prior to bid opening
- Information generated by or on behalf of public employers or public employees in connection with:
  - Any sexual harassment complaint filed with a public employer
  - Any grievance filed by or against an employee
  - Collective negotiations documents and statements of strategy or negotiating
- Information that is a communication between a public agency and its insurance carrier, administrative service organization or risk management office
- Information that is to be kept confidential pursuant to court order
- Certificate of honorable discharge issued by the United States government (commonly Form DD-214 or NGB-22) filed with a public agency
- Oath of allegiance, oath of office, or other affirmation; except that full name, title, and oath date.
- Privacy Information:
  - Social security numbers
  - Credit card or debit card numbers
  - Bank account information
  - Month and day of birth
  - Personal e-mail address required by a public agency for government applications, services, or programs
  - Telephone numbers
  - Drivers' license numbers
  - Primary or secondary addresses for covered persons or immediate family members per N.J.S.A. 47:1B-1 (Daniel's Law)
- Portion of any document disclosing personal information of any person provided to a public agency for sole purpose of receiving official notifications
- Lists (including personal information) of persons identifying as in need of special assistance in the event of an emergency maintained by a municipality or county
- Portion of any record disclosing the personal identifying information of a person under 18 years old
- Personal identifying information contained on domestic animal permits, license, and registrations.
- Metadata
- New Jersey Firemen's Association financial relief applications
- Owner and maintenance manuals
- HIPAA information and indecent or graphic images of a person's intimate parts as defined in N.J.S.A. 47:1A-5.2
- Certain records of higher education institutions:
  - Research records
  - Questions or scores for exam for employment or academics
  - Charitable contribution information
  - Rare book collections gifted for limited access
  - Admission applications

- Student records, grievances or disciplinary proceedings revealing a students' identification
- Biotechnology trade secrets **N.J.S.A. 47:1A-1.2**
- Convicts requesting their victims' records **N.J.S.A. 47:1A-2.2**
- Ongoing investigations of non-law enforcement agencies (must prove disclosure is inimical to the public interest) **N.J.S.A. 47:1A-3(a)**
- Public defender records **N.J.S.A. 47:1A-5(k)**
- Upholds exemptions contained in other State or federal statutes and regulations, Executive Orders, Rules of Court, and privileges created by State Constitution, statute, court rule or judicial case law **N.J.S.A. 47:1A-9**
- Personnel and pension records (however, the following information must be disclosed:
  - An individual's name, title, position, salary, payroll record, length of service, date of separation and the reason for such separation, and the amount and type of any pension received
  - When required to be disclosed by another law, when disclosure is essential to the performance of official duties of a person duly authorized by this State or the US, or when authorized by an individual in interest
  - Data contained in information which disclose conformity with specific experiential, educational or medical qualifications required for government employment or for receipt of a public pension, but not including any detailed medical or psychological information **N.J.S.A. 47:1A-10**

**N.J.S.A. 47:1A-1**

- "a public agency has a responsibility and an obligation to safeguard from public access a citizen's personal information with which it has been entrusted when disclosure thereof would violate the citizen's reasonable expectation of privacy."

Burnett v. County of Bergen, 198 N.J. 408 (2009). Without ambiguity, the court held that the privacy provision "is neither a preface nor a preamble." Rather, "the very language expressed in the privacy clause reveals its substantive nature; it does not offer reasons why OPRA was adopted, as preambles typically do; instead, it focuses on the law's implementation." "Specifically, it imposes an obligation on public agencies to protect against disclosure of personal information which would run contrary to reasonable privacy interests."

**Executive Order No. 21 (McGreevey 2002)**

- Records where inspection, examination or copying would substantially interfere with the State's ability to protect and defend the State and its citizens against acts of sabotage or terrorism, or which, if disclosed, would materially increase the risk or consequences of potential acts of sabotage or terrorism.
- Records exempted from disclosure by State agencies' proposed rules.

**Executive Order No. 26 (McGreevey 2002)**

- Certain records maintained by the Office of the Governor
- Resumes, applications for employment or other information concerning job applicants while a recruitment search is ongoing
- Records of complaints and investigations undertaken pursuant to the Model Procedures for Internal Complaints Alleging Discrimination, Harassment or Hostile Environments
- Information relating to medical, psychiatric or psychological history, diagnosis, treatment or evaluation
- Information in a personal income or other tax return
- Information describing a natural person's finances, income, assets, liabilities, net worth, bank balances, financial history or activities, or creditworthiness, except as otherwise required by law to be disclosed
- Test questions, scoring keys and other examination data pertaining to the administration of an examination for public employment or licensing
- Records in the possession of another department (including NJ Office of Information Technology or State Archives) when those records are made confidential by regulation or EO 9.

**Other Exemption(s) contained in a State statute, resolution of either or both House of the Legislature, regulation, Executive Order, Rules of Court, any federal law, federal regulation or federal order pursuant to N.J.S.A. 47:1A-9(a).**

(Please provide detailed information regarding the exemption from disclosure for which you are relying to deny access to government records. If multiple records are requested, be specific as to which exemption(s) apply to each record.)

**REQUEST FOR RECORDS UNDER THE COMMON LAW**

If, in addition to requesting records under OPRA, you are also requesting the government records under the common law, please check the box below.

A public record under the common law is one required by law to be kept, or necessary to be kept in the discharge of a duty imposed by law, or directed by law to serve as a memorial and evidence of something written, said, or done, or a written memorial made by a public officer authorized to perform that function, or a writing filed in a public office. The elements essential to constitute a public record are that it be a written memorial, that it be made by a public officer, and that the officer be authorized by law to make it.

Yes, I am also requesting the documents under common law.

If the information requested is a "public record" under common law and the requestor has a legally recognized interest in the subject matter contained in the material, then the material must be disclosed if the individual's right of access outweighs the State's interest in preventing disclosure.

Please set forth your interest in the subject matter contained in the requested material:

***Note that any challenge to a denial of a request for records under the common law cannot be made to the Government Records Council, as the Government Records Council only has jurisdiction to adjudicate challenges to denials of OPRA requests. A challenge to the denial of access under the common law can be made by filing an action in Superior Court.***

1. All "government records" as defined in N.J.S.A. 47:1A-1.1 are subject to public access under the Open Public Records Act ("OPRA"), unless specifically exempt.
2. A request for access to a government record under OPRA must be in writing, hand-delivered, mailed, transmitted electronically, or otherwise conveyed to the appropriate custodian. N.J.S.A. 47:1A-5(g). In accordance with OPRA, custodians will generally have seven (7) business days to respond, unless:
  - The requestor seeks "immediate access" records as outlined in N.J.S.A. 47:1A-5(e); where the custodian must respond "immediately" disclosing responsive records not to exceed twenty-four (24) months old.
  - The requestor seeks information required to be disclosed by N.J.S.A. 47:1A-3(b), where the custodian must respond disclosing the information within twenty-four (24) hours or as soon as practical;
  - The requestor is seeking records for a "commercial purpose" as defined in N.J.S.A. 47:1A-1.1, where the response time frame is fourteen (14) business days, but the custodian shall notify the requestor of the additional time within seven (7) business days. N.J.S.A. 47:1A-5(i). However, the response time frame can be reduced to seven (7) business days upon payment of no more than two times the cost to produce the responsive records.
  - The requestor is seeking records requiring review for compliance with "Daniel's Law" (N.J.S.A. 47:1B-1, et seq.), where the response time frame is fourteen (14) business days, but the custodian shall notify the requestor of the additional time within seven (7) business days. N.J.S.A. 47:1A-5(i).
  - Fire district employing one or fewer full-time employees serving as custodians may add seven (7) business days to the seven (7) or fourteen (14) business day response time frames.

The applicable response time does not commence until the custodian receives the request form. N.J.S.A. 47:1A-5(h). If you submit the request form to any other officer or employee, the recipient must either forward the request to the appropriate custodian or direct you to the appropriate custodian. Id.

3. Requestors are not required to use this OPRA request form; however, a written equivalent not containing the form requirements of N.J.S.A. 47:1A-5(f) and N.J.S.A. 47:1A-5(g) may be denied by a custodian.
4. Requestors may submit requests anonymously. A request submitted anonymously shall not be considered incomplete. N.J.S.A. 47:1A-5(f). If you elect not to identify yourself accurately or provide an accurate address, e-mail address, or telephone number, the custodian is not required to respond until you reappear before the custodian seeking a response to the original request. Further, anonymous requestors are prohibited from filing a complaint with either the GRC or the Courts. N.J.S.A. 47:1A-6.
5. The fees for duplication of a "government record" in printed form are listed on page 1 of this form. The custodian will notify you of any special service charges or other additional charges authorized by State law or regulation before processing your request. Payment shall be made by cash, check or money order payable to the responding agency.
6. You may be charged a prepayment or deposit when a request for copies exceeds \$5.00. The custodian will contact you and advise you of any deposit requirements. You agree to pay the balance due upon delivery of the records.
7. Under OPRA, a custodian must deny access to a person who has been convicted of an indictable offense in New Jersey, any other state, or the United States, and who is seeking government records containing personal information pertaining to the person's victim or the victim's family. N.J.S.A. 47:1A-2.2. This includes anonymous requests for said information.
8. By law, the responding agency must notify you that it grants or denies a request for access to government records within applicable response time frame after the custodian receives the request. If the record requested is in storage, the custodian will advise you within seven (7) or fourteen (14) business days after receipt of the request when the record can be made available and the estimated cost for reproduction within no more than twenty-one (21) business days from date of notification. N.J.S.A. 47:1A-5(i).
9. You may be denied access to a government record if your request would substantially disrupt agency operations and the custodian is unable to reach a reasonable solution with you. N.J.S.A. 47:1A-5(g).
10. If the custodian is unable to comply with your request for access to a government record, they will indicate the specific bases for denial on the request form or other written correspondence and send it to you.
11. Except as otherwise provided by law or by agreement with the requester, if the custodian fails to respond to you in writing within seven (7) or fourteen (14) business days of receiving a request, the failure to respond is a deemed denial of your request. N.J.S.A. 47:1A-5(g); N.J.S.A. 47:1A-5(i).
12. If your request for access to a government record has been denied or unfilled within the seven (7) or fourteen (14) business days required by law, you have a right to challenge the decision by the responding agency to deny access. At your option, you may either: 1) institute a proceeding in the Superior Court of New Jersey; or 2) file a complaint with the Government Records Council ("GRC") by completing the Denial of Access Complaint Form. All questions regarding complaints filed in Superior Court should be directed to the Court Clerk in your County. Questions regarding the GRC's Denial of Access Complaint process can be directed to the GRC toll-free telephone at 866-850-0511, by mail at PO Box 819, Trenton, NJ, 08625, by e-mail at [Government.Records@dca.nj.gov](mailto:Government.Records@dca.nj.gov), or at their web site at [www.state.nj.us/grc](http://www.state.nj.us/grc). The Council can answer general inquiries about OPRA.
13. Information provided on this form may be subject to disclosure under the Open Public Records Act.

RESOLUTION NO. 236-24

GRANTING PERMISSION TO DOWLING'S IRISH PUB AND RESTAURANT TO OPERATE A PREMISES EXTENSION PERMIT GRANTED BY THE NEW JERSEY DIVISION OF ALCOHOLIC BEVERAGE CONTROL ON A PORTION OF WILLIAMS STREET AS PART OF THE BOROUGH OF ROSELLE PARK'S 2024 ARTS FESTIVAL

WHEREAS, the Borough of Roselle Park plans to hold its 2024 Arts Festival upon public lands within and around Williams Street on Saturday, September 28, 2024, or Sunday, September 29, 2024 in the event of inclement weather; and,

WHEREAS, Dowling's Irish Pub and Restaurant wishes to sponsor and otherwise operate a beer/wine garden in connection with and as part of the Borough of Roselle Park's 2024 Arts Festival; and,

WHEREAS, Section 3-1.3 of the Code of the Borough of Roselle Park requires that the governing body adopt a Resolution approving the use of public property for the service and/or consumption of alcohol in connection with permits granted by the New Jersey Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby grants permission to Dowling's Irish Pub and Restaurant with its principal incorporated address located at 117 Chestnut Street, Roselle Park, New Jersey 07204, to provide for service and/or consumption of alcohol upon public lands encompassing approximately 120 yards of Williams Street, as measured beginning at the Williams Street intersection with Chestnut Street, at the Borough of Roselle Park's 2024 Arts Festival on Saturday, September 28, 2024, or Sunday, September 29, 2024 in the event of inclement weather; and,

BE IT FURTHER RESOLVED that such permission shall be contingent upon the approval of an Extended Premises Permit issued by the New Jersey Division of Alcoholic Beverage Control and continued cooperation with the Roselle Park Police Department; and,

BE IT FURTHER RESOLVED that should any situation arise such that the approvals granted within the foregoing Resolution be deemed a matter of imminent adverse and/or undue public safety the Chief of Police, or his designee, shall have the authority to revoke such approvals without the need for further action of Mayor and Council.

RESOLUTION NO. 237-24

APPROVING THE INSERTION OF A NATIONAL OPIOID SETTLEMENT FUND GRANT AS A SPECIAL ITEM OF REVENUE IN THE 2024 MUNICIPAL BUDGET IN THE AMOUNT OF \$1,586.35

WHEREAS, *N.J.S.A. 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 any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of 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 2024 in the sum of \$1,586.35 which item is now available as a revenue from the National Opioid Settlement Fund Grant pursuant to the provisions of statute; and,

BE IT FURTHER RESOLVED, that the like sum of \$1,586.35 is hereby appropriated under the caption of the National Opioid Settlement Fund Grant; and,



BE IT FURTHER RESOLVED, that the Borough Clerk forward a certified copy of this Resolution with enclosures to the Chief Financial Officer to submit the Resolution electronically to the Director of the Division of Local Government Services.

The following Resolution was offered by Councilman Petrosky; seconded by Councilman Robaina.

RESOLUTION NO. 233-24

RATIFYING AND AFFIRMING THE PURCHASE OF ONE (1) SHADE STRUCTURE  
FROM BEN SHAFFER RECREATION PURSUANT TO EDUCATIONAL SERVICES  
COMMISSION OF NEW JERSEY CO-OP CONTRACT NO. 24/25-01 IN AN AMOUNT  
NOT TO EXCEED \$70,705.14

WHEREAS, the Borough of Roselle Park desires and requires to purchase goods and services necessary for the acquisition of one (1) shade structure for installation in Boy Scout Park; and,

WHEREAS, Ben Shaffer Recreation of P.O. Box 844, Lake Hopatcong, New Jersey 07849 has been awarded Educational Services Commission of New Jersey Co-Op Contract No. 24/25-01 for the provision of certain goods and services inclusive of one (1) shade structure.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the purchase of one (1) shade structure be and is hereby ratified and affirmed from Ben Shaffer Recreation of P.O. Box 844, Lake Hopatcong, New Jersey 07849 pursuant to Educational Services Commission of New Jersey Co-Op Contract No. 24/25-01 expiring June 30, 2026, in an amount not to exceed seventy-thousand seven-hundred five dollars and fourteen cents (\$70,705.14).

Councilman Patel said as far as Resolution No. 233-24; the shade structure, is it just like a wooden thing or a gazebo.

Borough Clerk Casais said he will share the engineering plans from the manufacturer. It's a 24 foot hexagonal structure; it's a hexagon shaped structure and it's steel with a fabricated roof. It looks like a gazebo, but it's not a gazebo and doesn't have sides; it's all open. This structure specifically subject to the resolution will come pre-cut for electrical; so there will be six poles and each will have a port for an electrical receptacle as well as internal lighting, not external lighting, but internal lighting to the actual structure itself. He said it's shade from both the light and the elements.

Councilman Patel asked about Resolution No. 235-24; are there any other improvements for Boy Scout Park.

Mayor Signorello said it's not on this resolution.

Borough Clerk Casais said the project broadly is the shade structure, which is the largest singular component of the project. The rest of the project is mostly concrete work and the construction of a new flagpole with up lighting. If he would have to say what are the major components of the project, the shade structure by and far. The second is actually the electrical because there is no electricity to the park. So we would have to run from the above ground electrical down one of the utility poles, trench through the park and put electrical service actually in the park itself and then into the structure; that's the other major part of it. The rest of it is concrete; so you have a concrete base to the shade structure, a leading pathway to the structure and a leading pathway to the area where there's the new flagpole. He said it's passive in nature; it's not a playground. It's keeping the passive space passive with small elements to it.

Councilman Patel said personally, he just thinks it's really expensive. Is there grant money that was used for this.

Mayor Signorello said yes; this is a County Grant.

Borough Clerk Casais said the cost of the project is offset by \$65,000 Union County 2024 Infrastructure Grant. That money needs to be spent by the end of the year during the capital budget process. We did earmark it for this and it's a matching grant.

Councilman Patel said so we also have to match.

Borough Clerk Casais said we already matched the \$65,000 with another \$65,000.

Councilman Patel said he thinks, personally for him, the shade structure for \$70,000 is really expensive.

<input type="checkbox"/> Vote Record – Resolution No. 233-24		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Signorello, Jr.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Robaina	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Lyons	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Patel	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signorello	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The following Resolution was offered by Councilman Petrosky; seconded by Councilman Robaina.

RESOLUTION NO. 235-24

**AWARDING A CONTRACT TO PORTOFINO BUILDERS, LLC FOR THE PROJECT, “IMPROVEMENTS TO BOY SCOUT PARK” PURSUANT TO THE BASE BID AND ALTERNATE BID IN AN AMOUNT NOT TO EXCEED \$98,000.00**

WHEREAS, the Borough Clerk received sealed bids at 10:00 a.m. on Tuesday, September 17, 2024 for the project, “Improvements to Boy Scout Park.”

NOW, THEREFORE, BE IT RESOLVED that upon the recommendation of the Special Projects Engineer, the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby award a contract to Portofino Builders, LLC of 69 Irwin Street, Springfield, New Jersey 07081 pursuant to the Base Bid and Alternate Bid of the advertised specifications for the project, “Improvements to Boy Scout Park,” in an amount not to exceed ninety-eight thousand dollars and zero cents (\$98,000.00); and,

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption and certification on this Resolution by the Borough Treasurer that sufficient funds are available.

Borough Clerk Casais said he thinks we covered this.

<input type="checkbox"/> <b>Vote Record – Resolution No. 235-14</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/>	Adopted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Petrosky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signorello, Jr.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Robaina	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Lyons	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Patel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signorello	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

## REPORTS OF BOROUGH COUNCIL

### Councilman Petrosky

Expressed condolences to the families of Christina Padden, Steven Rodak, Mrs. Nolan, Jim McCrady's Sister and Alice Perry.

September 6<sup>th</sup> attended the Hispanic Festival.

September 9<sup>th</sup> attended the Fire Department Meeting.

September 10<sup>th</sup> attended the Recreation Meeting; we are just getting ready for Halloween and posters will be coming out soon with more information.

September 11<sup>th</sup> attended the 9/11 Memorial Service.

September 16<sup>th</sup> attended the Special Meeting of Mayor and Council regarding the \$3 million grant we received; and Roselle Park residents will benefit from it.

September 16<sup>th</sup> attended the Historical Society Meeting.

September 19<sup>th</sup> attended the Joint Sewer Meeting and provided an update of what was discussed.

Provided contact information.

Mayor Signorello said he should have talked to Councilman Petrosky beforehand; but CFO Blum can you just give a quick update on the sewer bill to make sure we are all on the same page.

CFO Blum said sure. He just wants the residents to know that Mayor and Council have done everything in their power to make the second bill go away. As of right now, we are telling resident please do not pay it. We will make the final determination by the October 3<sup>rd</sup> Meeting and if we do not hear back; it's in the State's hands right now. There is nothing else the Borough can do. We have done everything in our power to make it happen; to make the bill disappear. The Governing Body has worked diligently for that. If it does not happen, we will announce that at the October 3<sup>rd</sup> Meeting. The grace period will be extended until October 31<sup>st</sup> because right now we are telling residents not to pay. The online system has been shut down to try and prevent that and that's where we stand right now.

Mayor Signorello said and just to be clear on that, we are working every day to make sure that this happens. He said he asks Borough Clerk Casais daily and we are in touch with folks from the State. He knows people are frustrated because we don't have a definitive answer right now, but he would much rather you be frustrated with him and deliver on this hopefully this year than just give up and try and kick it to next year. We will keep you updated.

### Councilman Signorello

Noted it was a quiet two weeks.

September 6<sup>th</sup> attended the Hispanic Festival; enjoyed the music and good food.

September 11<sup>th</sup> attended the 9/11 Memorial Service.

Noted it is good to hear the State is trying to help us out.

Provided contact information.

### Councilwoman Lyons

Expressed condolences to the family of Joseph "Mr. G" Guglielmo.

Noted this is an awesome time of year; we have so many things happening.

Applauded the \$3 million; she likes hearing it and thanked CFO Blum for saying we did everything we could possibly do.

September 6<sup>th</sup> attended the Hispanic Festival; was a great time.

September 11<sup>th</sup> attended the 9/11 Memorial Service.

September 19<sup>th</sup> was at the Library earlier where they had Luis Motta Y Su Rumba Latina Band.

Mentioned to please come out and enjoy all the events the Borough offers. You can find them on Roselle Park.net and also the Library website.

September 28<sup>th</sup> is the Arts Festival, on all of Chestnut Street from 12:00 Noon to 7:00 p.m.

October 5<sup>th</sup> is the Festival of India at the Roselle Park High School starting at 5:00 p.m.

October 19<sup>th</sup> is the first Italian Heritage Festival.

Provided contact information.

### Councilman Patel

Noted he did not have a report.

Provided contact information.

### Councilman Johnson

September 11<sup>th</sup> attended the 9/11 Memorial Service.

September 16<sup>th</sup> attended the Special Mayor and Council Meeting.

September 10<sup>th</sup> attended the Special Meeting for the Public Safety Committee.

Noted at the request of Commander Verdun and Kat McCoy they would like to continue to invite the community to their first Oktoberfest Celebration on September 21<sup>st</sup> from 2:00 p.m. to 10:00 p.m. to help the American Legion Post 60 raise money and help the local veterans and our Boy Scout Organization.

September 28<sup>th</sup> the Greg Johnson Association in partnership with NJ Clean Communities and Adopt a Highway program will be cleaning up Westfield Avenue. For more information, contact him at [gjcivicassociation@gmail.com](mailto:gjcivicassociation@gmail.com) or call his Council number.

Provided contact information.

### Councilman Robaina

September 18<sup>th</sup> participated in the New Jersey Clean Communities Lunch Session focusing on balloon recycling, Adopt a Drain Program and other important initiatives aimed at keeping our environment clean.

September 17<sup>th</sup> attended a zoom meeting centered on creating effective and complete streets policies which is vital for improving accessibility and safety in our Borough.

September 16<sup>th</sup> attended the Special Mayor and Council Meeting to pass a resolution in support of the DCA application for the \$3 million in grant funding for sewer utility aid.

September 11<sup>th</sup> was present at Aldene Park for the Street Smarts Campaign. Extended gratitude to News12 for the coverage and all those who participated. This initiative aims to educate the public about traffic laws and to promote safe behavior to reduce accidents and fatalities within our Borough.

September 11<sup>th</sup> also attended the 9/11 Memorial Service.

September 6<sup>th</sup> attended the Fiesta Latina y Hispana Celebration. Thanked Rupen Shah for organizing this event, as well as all our local businesses for their participation.

Noted he has been meeting with constituents and neighbors to discuss pressing issues in our community, particularly regarding safety from speeding and distracted drivers, as well as improving our open spaces and sidewalks. Pleased to report that Verizon has addressed the hazard at the ADA ramp on Faitoute and West Colfax.

Noted he also heard comments and concerns from constituents about children riding bikes unsafely without helmets. Parents, please remember that we have given over 350 helmets in the last four years and have held annual bike safety events. While transportation partners have educated our schools, it ultimately starts home. Over the last five years, we've had 1,900 crashes in the Borough, resulting in three fatalities. Motorists, road users and pedestrians all need to do their part. State law mandates that riders under 17 must wear helmets.

Noted he has been addressing requests regarding senior housing and group homes for individuals with behavioral needs and connecting constituents with resources and information through the County.

Mentioned as the Chamber Liaison, he has an announcement for small business owners, managers, entrepreneurs and support staff looking to network and expand their client base. Our partners at the Greater Union Chamber will host a Networking Growth and Success Workshop on October 10<sup>th</sup> at the Titan Union

Building, 2003 Morris Avenue. For more information to register for this free event, please visit his Facebook page or the Chamber's website.

Provided contact information.

### Mayor Signorello

Noted he had no report.

Provided contact information.

### PUBLIC PORTION

Councilman Petrosky moved at 7:40 p.m. to open the public comment portion of the meeting on any subject matter; seconded by Councilman Robaina, all members present voting Aye, said motion was adopted.

### Edward Silecchia, 26 West Roselle Avenue

Noted his handicapped parking spot was taken away. When he applied, in the rules it said you can't have a reserved spot in Colfax Manor and you can't have a garage. He applied for it around November 16<sup>th</sup> and it took four months to put it in, and it has taken one day to take it out. He said he does not have a reserved parking spot. There is a handicapped parking spot in the back, but his wife is in a wheelchair and he just had a heart attack; it's hard to ramp her up over there. Sometimes nobody parks back there, so he'll park back there because there are no ramps. They said they want to take away his parking spot because he doesn't park there. He parks there sometimes, but not all the time, to be honest. However, no one parks in the handicapped spot in the back; but it is not a reserved handicapped spot, so anyone can park there. So if he comes in with his wife at night and there is no parking, how does he get her into the house. He needs a reserved spot. Colfax Manor did nothing to accommodate him, they told him they would help him; they did absolutely nothing.

He said they took pictures of his car not parked there. He said now it has to be someone who works for the Borough or he has seen the Superintendent/Landlord taking pictures of the street, which is none of their business in his mind. He has been having a big fight with the Board at Colfax Manor because they are very illegal in his opinion. They are doing everything they could to try to get back at him. So, they send the Superintendent/Landlord to go take pictures in the parking lot of his car when he is not there, which is street parking; it's none of their business. If he parks in the back and in somebody's spot, then they can say something. They said they just took the parking spot away yesterday; the handicapped on the street because he has a reserved parking spot in the back, which is not reserved. He doesn't have a reserved garage, he doesn't have a reserved parking spot and the handicapped parking spot in the back, some guy used to park there. He had it for his wife who passed away, so he doesn't have a handicapped sticker. Nobody ever told him you have to park there all the time because even with your permit parking, which is down the block from there all the way down to the train station; permit parking is for the people that live there. Is that true or not.

Mayor Signorello said it's based on the street.

Mr. Silecchia said if he were to take his camera and go to every house and see how many people have two cars that are parking in the garage at 2:00 a.m., the street is totally empty. Shouldn't they lose their spot too, because they are not parking there and they have two cars that are both in the driveway. What he is trying to say is that it's Colfax Manor, not the Governing Body, but it's them just trying every

which way. They took away his parking spot. He has a lot of arguments with them and he has a lawsuit with them, and he feels they should not have taken it away. It took four months to put it in and one day they already cut down his placard. His wife has heart problems, she goes to the cardiologist, she has osteoarthritis, her spine is curved and she can't walk and is in a wheelchair.

Mayor Signorello said unfortunately, you are out of time, but we can talk afterwards. He can only speak from what he has heard, we have four months heard this inbound from the Association that nobody is using it. Candidly when it comes to these things, because they can be a judgement call, we can talk later, he leaves this up to the discretion and recommendation of the police. He is happy to talk to the Chief again and he is happy to talk after, but he appreciates Mr. Silecchia's input and will stick around.

Bill Crossett, 412 Galloping Hill Road

He thanked Borough Clerk Casais for calling him and letting him know the information on the trees for when you need to get a permit; it was most helpful.

Noted that on Fios Channel 32, the Roselle Park Station, there is a scrolling message on the bottom of the screen that says the Town Hall will be closed a day in June of 2022.

He said he just wanted to comment on the ordinance that Councilman Johnson supported and said he agrees with the ordinance, and the big question really becomes the enforcement. If we don't have enough police officers to enforce everything in town that needs to be done, such as speeding, does this cover the noise from illegal mufflers on cars, in addition to sound systems.

Borough Clerk Casais said if it's idling; but there's other Title 39 regulations that police enforce as part of patrol. He said he can get Mr. Crossett information on it. He said he doesn't think it would unnecessarily fall under the purview of the Peace and Good Order Ordinance. He thinks it would be more of a traffic violation as opposed to peace and good order; but if it was idling, he thinks it might be more of a crossover.

There being no one else wishing to speak, Councilman Petrosky moved at 7:47 p.m. to close the public comment portion of the meeting on any subject matter; seconded by Councilman Robaina, all members present voting Aye, said motion was adopted.

ADJOURNMENT

There being no further business to come before the meeting, Councilman Petrosky moved at 7:48 p.m. to adjourn; seconded by Councilman Robaina, all members present voting Aye, said motion was adopted.

Attest:

Andrew J. Casais, RMC  
Borough Clerk