

NOVEMBER 7, 2024 REGULAR MEETING OF MAYOR AND COUNCIL

READING OF PUBLIC MEETINGS LAW ARTICLE

Borough Clerk Casais 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:

Attendee Name	Organization	Title	Status	Arrived
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	7:04 PM
Joseph Signorello III	Borough of Roselle Park	Mayor	A	----

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 Signorello moved to approve the following minutes, pending any corrections; seconded by Councilman Robaina, five members present voting Aye and one absent, said motion was adopted.

1. Closed Session of October 3, 2024
2. Regular Meeting of October 17, 2024

MOTION BILLS & PAYROLLS BE NOT READ AND PASSED FOR PAYMENT

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

PUBLIC PORTION

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

There being no one wishing to speak, Councilman Signorello moved at 7:02 p.m. to close the public comment portion of the meeting on agenda items only; seconded by Councilman Robaina, five members present voting Aye and one absent, said motion was adopted.

REPORTS OF DEPARTMENTS

Police Department: Dominick Frino, Police Chief

Noted he submitted his October report, but wanted to highlight a few items.

On October 5th, the Roselle Park Police Department participated in the Union County Gun Surrender event. The gun surrender was a success with over 100 weapons surrendered County-wide. We took in about 8 guns within the Borough and one was a sawed off shotgun.

On October 31st, officers were detailed to the annual Bender Avenue Halloween event. There were approximately 5,000 visitors in the area and no incidents were reported. It was reported that the parking violations were problematic in the area and in anticipation of this problem that we experienced every year, Parking Enforcement Officers were assigned to the detail as well. It resulted in approximately 89 summonses issued in the vicinity of the event and that just dealt with stop sign violations, parking within 50 feet, parking on the crosswalks, parking within the intersection, fire hydrants and blocked driveways. They did a really great job.

Councilman Patel entered the meeting at this time.

Councilman Johnson took a moment to recognize Roselle Park Parking Enforcement for the hard work that they did on Halloween night. He said there were many guests and out of towners that parked on sidewalks, blocking hydrants and private driveways. He wanted everyone to enjoy themselves here and embrace our community with Halloween; however, when guests come, they still have to be respectful of the community. He thanked Chief Frino, the Roselle Park Police Department and Parking Enforcement for a job well done.

Councilwoman Lyons thanked Chief Frino and the Roselle Park Police Department for all their work on Italian Heritage Day and Mischief Night.

Acting Mayor Petrosky personally thanked Chief Frino for all the Police Department and Parking Enforcement did on Halloween.

Fire Department: Steven A. Thompson, Fire Chief

Noted the Fire Department is always looking for dedicated volunteers and our membership is open. You can always look on our website or social media for more information.

Mentioned the Borough was good enough to give us some vehicles that were being decommissioned to use for extrication training. We have done two extrication drills and have one more scheduled. This allows our members to train if there is a motor vehicle accident and the proper way to get the vehicles taken apart and get the victims out of the vehicles.

Noted the Fire Department also participated in the Mischief Night event. We were there with our pickup truck and were handing out candy. We also had Sparky, the fire dog, making some guest appearances.

Noted as many of you know, we had a major fire over the weekend and wanted to thank our mutual aid partners throughout the County that responded. There were probably 17 different departments that responded as mutual aid; New Jersey DOT was there to assist with road closures, the Police Department helped us out tremendously, the State Fire Marshall's Office and the Union County Fire Mutual Aid Coordinators. There was just a lot of manpower and agencies that came together for that incident. He thanked them all publicly for their assistance and thanked the members of the Fire Department. They really put in a very, very long day and a very hard day. Happy to report there were no major injuries and there was no loss of life; so that is something we can take away that's positive from the incident.

Acting Mayor Petrosky thanked Chief Thompson personally as the Fire Commissioner. He really appreciates the Roselle Park Fire Department, who are volunteers and risking their lives.

Councilman Johnson said he wanted to echo what Acting Mayor Petrosky just said. We appreciate you, Chief Thompson and the Roselle Park Fire Department.

Councilwoman Lyons thanked Chief Thompson as well and asked if there is anything that we could do. She knows we are doing something for the victims, but asked is there anything that the Fire Department needs that we can be aware of and do for you.

Chief Thompson said not at the moment. He said we lost some equipment, but we do have some money in our budget to replace that and we will work with going through the insurance company to get that replaced. He also wanted to thank the members of the community. There was a significant amount of people that showed up throughout the incident dropping off bottles of water or food and that was overwhelming to see. He said there was one woman who actually came down with a wagon full with six cases of water for the firefighters that were all working there. The support that we received was tremendous from the community and everyone; and he thanked them all.

Recreation Department: John Ranieri, Recreation Director

Provided an overview of the goals of the Roselle Park Recreation Department.

Currently have over 300 recreational members and 115 members of the Homework Club and After Care. We are transporting and chaperoning over 90 students daily from our Elementary and Middle School.

Made mention of Recreation sports and activities happening now: Off-Season Elementary/Middle School/High School Volleyball; K-8 Grade Basketball; and K-8 Grade Wrestling. As of now, Off-Season Volleyball will be on Wednesday nights between 6:15 p.m. and 9:15 p.m. in the ASYC.

Boys and girls wrestling registrations are now open K-8 grade. K-2 practice on Tuesdays at the ASYC; 3-6 practice on Monday and Wednesday at David Brearley High School; and 6-8 practice on Tuesday and Thursday at Roselle Park High School.

Boys and girls basketball registrations are now open, K-8 grade. The pre-draft schedule is: Kindergarten practice on Monday at 6:16 p.m. in the ASYC; 1-2 co-ed practice on Monday at 7:15 p.m. in the ASYC; Middle School boys practice on Monday at 8:15 p.m. in the ASYC; 3-5 co-ed practice on Friday at 6:15 p.m. in the ASYC and Middle School girls practice on Friday at 7:15 p.m. in the ASYC. The draft is scheduled for Tuesday, November 26th.

Noted the following changes to the Recreation programming: Half School Day programing for Teacher Conferences; Drop and Go events for members; Parents Night Out and all recreational employees and volunteers will have a criminal history screening and be certified in CPR and AED.

The Youth Center recently hosted or plan to host the following: Scout Meetings, Recreation Committee Meetings and Halloween Costume Party; Diversity & Inclusion Meetings; Public Affairs & Community Events Meetings; SEPEG Meeting; PTA Meetings; 5th Grade Parent Meetings; DMV Events; Recreational Sport Meetings; CPR & AED Certifications; Festival of the Arts Event; and Mischief Night Event.

Congratulated Tina Schwarz and the Recreation Committee for running the Recreation Committee's Halloween Dance Party. It was well attended and fun for everyone involved.

Provided contact information.

Councilman Johnson asked how's the no parking location working out; are the vehicles able to move themselves about.

Director Ranieri said it is absolutely much better and thanked Councilman Johnson and Council for doing that; it absolutely helps.

Acting Mayor Petrosky thanked Director Ranieri and the Recreation Committee for the Halloween Event. It worked out well holding it there and was very well attended. He also thanked Councilwoman Lyons and Councilman Johnson for showing up that day.

Code Enforcement Department: Richard Belluscio, Construction Official

Reported that as of October, a total of 205 permits were issued. He indicated that the total revenue related to the Uniform Construction Code (UCC) through the end of October was \$709,934; sewer connection fees year to date were \$510,749; COAH Development fees received for the year were \$103,424; there was also an off-site improvement fee for Fernmoor that was collected of \$50,000; and the number of UCC violations were 8 for the month of October.

On the property maintenance side, we have been busy there as well. A lot of what we have been doing have been the leaves, because some of the citizens don't realize that leaves really need to be bagged and not just pushed into the street and blown all over the place. We have been focusing on that quality of life enforcement activity. With respect to property maintenance enforcement, there were 17 Court dispositions and fines year to date were \$20,345; there were 27 violations issued and 2 Court summons issued during October 2024.

10 West Westfield Avenue, Building A was issued a full TCO for all the residential units in the building. Today we received the first tenant fit out, and that will be Wingstop that wants to go in there. We just received those plans today and they have been forwarded to the Health Department,

404 and 450 West Westfield Avenue, the Fernmoor Projects, are moving along quite nicely. and we will start our process as well. 404 West Westfield changed Project Mangers a few months ago and the project is moving along quite nicely. 450 West Westfield has received a full TCO for all residential units. We are now finalizing the pool in the back. They did a nice job with the area in the back.

140 West Webster Avenue, the Hunter Project, we ran into a little bit of a hiccup with the elevation of the garage. There needed to be a re-design, which took place and was approved. It actually involved barrier-free accessibility, so it's an ADA issue or a federal civil rights issue; so we need to make sure that was corrected and it was.

Noted there are some things in the works, but would rather not bring them to the table right now until they are concrete. The only other two items he wanted to make Council aware of was the two empty store fronts on Chestnut Street across from Dowling's Pub. The one on the corner right now has been issued a permit for a personal workout space basically, and the space next door is actually going to be a coffee shop, but a high-end Starbuck's type of coffee shop.

As far as the fire, he commended the Roselle Park Fire Department; they did an outstanding job with a very tough situation. He also thanked the Roselle Park Police Department, who did an excellent job as well. We are working with the owner of that property to see where they want to go with this. All options are open, including raising the buildings and constructing new buildings or possibly renovating what they have. He said he has been meeting with an architect that they have hired. Landmark Development is actually the one that will be constructing the building or reconstructing the building at this point. Whether it's the older buildings that they renovate or new building, they will have to have an NFPA-13R system. So they will be required to put in a suppression system. Obviously with the newer codes, it's a bit more stringent.

Councilman Signorello said there may be some confusion with the wording of raising, and some people may be saying take them down, but it actually means to demolish it.

Borough Clerk Casais asked Construction Official Belluscio to touch on the fire building #125. He's sure members of the Governing Body, and his office has and other offices have gotten questions from some of tenants we are trying to usher through the recovery process. They have no access to that building, which is obviously devastating. Can you just give an understanding on the record of why there is no access to that building and the safety concerns there are around that building.

Construction Official Belluscio said the fire was classified as a structural fire. So he basically vacated the building and issued an imminent hazard and an unsafe structure notice. The structure itself is compromised. There are actually structural members within that building that are hanging and that are ready to fall. The third floor, when the Chief and members of the Fire Department took him up there, there is nothing left; there is literally nothing left. So for allowing entry of the general public into that space would from a legal standpoint, we would be compromising the Borough's position based upon the issuance of the notices the he provided to the owner. At this point, they are still analyzing the structure itself and once he hears from the design professional on that, the next option would be if they want to obtain insurance policies or personal information or jewelry because that is what it would be limited to. It would actually have to be someone from the Fire Department that has the correct turnout gear and correct training to go in there to retrieve those items. He said he will not allow the general public in that building; it is that unsafe.

Borough Clerk Casais said he just wanted to make sure it was put on the record because it is obviously a very heart-wrenching situation. People want to go in and get whatever they can out of there, even if there is nothing left. People want to try to gain entry into that building and the reality is, it is too dangerous to do that. He just wanted to make sure that it wasn't just the Borough saying you can't go in. We would all want to go in and we understand they want to go in, but in order to protect life, which we avoided the loss of life with this incident; we want to make sure we stay in that position where we are avoiding the loss of life.

Acting Mayor Petrosky asked about the Hunter Project and Little League Field, are they going to put nets up because someone told them they are not putting nets up; they are going to put unbreakable windows.

Construction Official Belluscio said he would have to get an answer to that. He said he honestly does not know. The windows themselves are not shatterproof windows and they were already installed. He said he would have to speak to the developer and see what kind of options we have with that. Generally you are correct; normally when you have this type of situation, you are required to install netting.

Acting Mayor Petrosky said he received several calls about not putting up netting and they were upset about it.

Construction Official Belluscio said he will follow up on this.

Councilwoman Lyons asked if there was a timeline for the coffee shop.

Construction Official Belluscio said they just submitted plans and one set has to go to the Health Department, and then we will proceed with our plan review.

Councilman Patel asked as far as the parking garage, we are getting 50 spots; do you know which side and what floor.

Borough Clerk Casais said he is pretty sure it is the first and second floor.

Construction Official Belluscio said he thinks so too, but he will check.

Councilman Patel said the idea was if we could rent it out to the public, we could start with five and charge them a monthly fee. It's really the people on Locust Street and he has talked to them because they do not have parking over there. He said if we could rent it out and change it into a revenue stream, maybe we can use it for a new website.

Construction Official Belluscio said we did discuss the possibility of charging for them.

Borough Clerk Casais said he hasn't actually been in the parking deck yet. He said we can take a look into that

Construction Official Belluscio said by the way, the view from the top of the parking deck is outstanding.

Councilman Patel asked Borough Clerk Casais about West Clay Avenue; is there an update on the final date when they will restore it.

Borough Clerk Casais said he doesn't have a final date, but suspects it will be some time after Thanksgiving, assuming the weather holds up. There was a pre-construction meeting with them right before Halloween and they were looking at the settlement period for that project. So the settlement period is after the trenches are filled and just the ground actually settling, so that you don't pave it and then it sinks; was right around Thanksgiving. So assuming that the weather holds up, it should be another week or two.

Councilman Patel commented about a lot of the residents' side right next to the sidewalk and the grass.

Borough Clerk Casais said they are aware of this issue. He knows New Jersey American Water, who the underlining project was owned by them, it was a lead line abatement project, they are aware of that issue. They have been following up with the subcontractor they had for that particular item. He remains in contact with them and they realize it is an issue and their contractor is not performing adequately to their liking and therefore not to our liking or the residents liking, but they continue to follow up.

Engineering: Kevin Boyer, Colliers Engineering

Noted the New Jersey American Water project, we are anticipating the end of November/beginning of December and hopefully the weather will holdup.

Mentioned we had another meeting with Elizabethtown Gas for their paving projects; it's Sumner Avenue and Walnut, in that section. Their paving, though, is going to be held off until the spring. Their work was done later, and we will touch base with them again in the new year to find out their schedule for paving that area and will advise Council.

The only other project that we have going on is the Storm Sewer Separation project. As you know, there was a settlement agreement and part of that condition was submitting monthly reports, which we have been submitting to Elizabeth with the status of what we have been doing, which is basically pulling a lot of mapping and data from utility companies to figure out exactly what the impacts are to those utilities and what we have to go through to prepare face mapping. We are getting to the point now where we are going to start sizing the pipe and I know we had established a route and picking what roads we are going on. We are now going to start picking which lane of the road and which side, whether it's the eastbound lane or the westbound lane. We are kind of narrowing it down and where to thread the needle through all the other utilities that are currently down on Route 28. We anticipate surveying in the next few months and continue along with design throughout next year; partnering with DOT, NJ DOT and Army Corps of Engineers. All those meeting will start happening next year. We are looking for design completion and then submission for permits by the end of next year. The permit process will probably take through 2026 and then look to go to construction in 2027; meeting the deadline of completion in the beginning of 2029.

Acting Mayor Petrosky asked if there was any update on 840 Galloping Hill Road.

Borough Engineer Boyer said he is waiting to reach out to DPW Superintendent Budesheim. They are supposed to televise it.

Finance Department: Kenneth P. Blum, Jr., Chief Financial Officer

Friendly reminder November 1st taxes are due by November 12th because the 10th is on Sunday and Monday, is Veteran's Day and a Federal holiday; so the Borough is closed. You have until November 12th to pay without interest.

Noted the October 1st payment for sewer, the grace period has been extended to December 31st; so you have up until then to pay without interest.

Mentioned the Governing Body received a copy of our current Tax Sale list. We are giving it to Council to review and if you know anyone on that list, tell them to please contact the Tax Office. We are trying to prevent them from having a lien put on their property. The Tax Sale is going to be on Monday, November 25th at 10:00 a.m. right here in this room. If you do know anyone on the list, you can give the Tax Office their phone number and we will contact them. We are just trying to contact everybody any way possible.

Mentioned the Best Practices, which is Resolution No. 256-24. That's the annual Best Practices inventory that has to be done with questions provided by the State. This year you needed to score a 35 or above to get one hundred percent of the last 5% of the State Aid payment due December 1st. He is happy to say, we got a score of 39.5; so we will be receiving all of our State Aid. There were several new questions this year; a lot of them had to do with affordable housing and lead abatement programs. He said he is sure in the future more stuff will be coming out; but is happy to say we scored enough points to get one hundred percent of our State Aid.

Administration/Borough Clerk: Andrew J. Casais, Business Administrator

Noted Election Day was Tuesday and appreciates all of the candidates for generally behaving themselves and the voters for voting. Everyone who voted at his last check, we were close to 70%. In Roselle Park, that number will creep up as the days go on.

Provided a little snap shot of the process; polls close at 8:00 p.m. and the ballot drop box closes at 8:00 p.m. on Tuesday. The State law is if your ballot was postmarked on Tuesday, it has six days to get to the Board of Elections Office. So over the next six days, ballots, though the large majority of them are in and either counted or pending counting, they will trickle in until next Monday at 8:00 p.m. They will then cut it off and no further ballots will be counted. At that point, they will canvass those ballots, whatever comes in by 8:00 p.m. Monday evening. They will then move on to provisional ballots and the Board of Elections will canvass the provisional ballots and determine whether or not they are counted. They will canvass the military ballots and then after that point, there will be a little bit of a waiting period and then the certification will be made by the County Clerk and then at that point, the election results will be official.

He appreciates everyone's patience on Tuesday. There were lines in certain places throughout the day, particularly in the Ward race polling places in the Library and Aldene School in the 5th Ward. In the 5th Ward, there is some adjusting he will be doing to the district lines. There is clearly, in an election of this scale, we haven't seen ever and when the limits of what your infrastructure has is tested, you can see the weak points. One of the things that became very apparent was there is a very large disparity between the two districts in the 5th Ward. The voter population, 5-2 has a lot more voters in it than 5-1 and the district should be somewhat balanced. That's part of his job as Municipal Clerk to work with the Board of Elections to rebalance the districts. So we will be looking at that over the next couple of months and going into the next cycle. He appreciates everyone's cooperation and support on Tuesday. He was glad it was a day with generally no incidents and is looking forward to the next one.

Councilman Robaina asked if there was any update on the Marconi plaque.

Borough Clerk Casais said he had no update.

Councilman Robaina asked about Boy Scout Park and the shade structure.

Borough Clerk Casais said we are ready to go, other than the shade structure. What you are going to see and he will get a more definitive timeline update by tomorrow. The shade structure is delayed and we are expecting delivery of the shade structure in early December. The site work that will happen at Boy Scout Park should happen over the next couple of weeks. He doesn't have a time frame for it because we were holding off on some of this waiting on the delivery date for the shade structure, which we just received over the last week. So there will be concrete site work there, basically the pad and some of the foundations for the six points of the shade structure; as well as the electrical that is going to be run underground at that location. He will get Councilman Robaina a more definitive timeline; some of it has just come together recently. Candidly, he was expecting and hoping the shade structure would be delivered sometime between mid-October or mid-November, which is clearly not happening. He was not happy and neither were the Special Project Engineers at Neglia. We just learned that it would be delivered in December and we are trying to work around that date. We have a County grant on this that has to be expanded by the end of the year, so we are working to make sure that happens. Assuming the timeline holds and there are no deviations and no special accommodations, that project will be done by the middle of December. He was hoping it would be earlier, but he will give Councilman Robaina an updated timeline as soon as he has it.

Councilman Johnson said he has had a resident that has been reaching out to him. Is there anyway if we can figure out a way to mitigate 350 Westfield Avenue; they have been having bulk issues in that location.

Borough Clerk Casais said so this is clearly the issue we have is the vendor, who keeps on missing it or mistaking this to be a larger apartment complex as opposed to 10 condominiums. He did reach out to the Superintendent again today and he is going to impress on the contractor what he requested that the Superintendent to do is actually have a site visit with their representative to explain to them that this is the location we are talking about and this is what it looks like; this looks like an apartment complex, but this is not a large apartment complex. So that is the next step that we are taking. He knows this is the second time that we have had this issue; so that's his pathway forward right now and he will keep Councilman Johnson in the loop on it. The other thing he said if the items are still out there or the people pulled them in.

Councilman Johnson said they were taken care of. The president thought someone discarded it on the side and had it disposed of.

Scheduled Verbal Reports:

1. Administration and Borough Clerk; Andrew J. Casais, Business Administrator
2. Code Enforcement Department; Richard Belluscio, Construction Official
3. Community Center; Rupen Shah, Community Center Director
4. Engineering; Kevin Boyer, Colliers Engineering
5. Finance Department; Kenneth P. Blum, Jr., Chief Financial Officer
6. Fire Department; Steven A. Thompson, Fire Chief
7. Police Department; Dominick Frino, Police Chief
8. Recreation Department; John Ranieri, Recreation Director

Written Reports Received:

1. Treasurer's Report for September 2024
2. Construction Official's Report for October 2024

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

ORDINANCES

ORDINANCE FOR FURTHER CONSIDERATION

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”

Councilman Signorello made a motion to take Ordinance No. 2789 from the table for further consideration; seconded by Councilman Robaina.

Borough Clerk Casais said this is a motion to take it from the table. There is no debate on a motion to take if from the table. However, just to explain, if you vote yes, you are taking it from the table and will have to make a further consideration. If you vote no, it remains tabled.

<input type="checkbox"/> Vote Record – Take Ordinance No. 2789 from the Table for Further Consideration					
		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adopted	Petrosky	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Tabled	Robaina	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Lyons	<input type="checkbox"/>	<input checked="" 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"/>

SECOND READING AND PUBLIC HEARING

None

INTRODUCTION

Borough Clerk Casais read the following Ordinance by title:

ORDINANCE NO. 2795

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE IV, SECTION 33 OF THE CODE OF THE BOROUGH OF ROSELLE PARK, ENTITLED “BOARD OF HEALTH”

WHEREAS, the governing body of the Borough of Roselle Park adopted Ordinance No. 2771 on March 7, 2024; and,

WHEREAS, Ordinance No. 2771 became effective on March 14, 2024; and,

WHEREAS, during periodic review by the Office of the Borough Clerk, an error with respect to statutory reference was identified; and,

WHEREAS, upon the recommendation of the Borough Clerk, the governing body seeks to correct statutory references with respect to Ordinance No. 2771, and the underlying provisions of Chapter 2, Section 33 of the Borough Code.

NOW, THEREOFRE, BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that Chapter 2, Article IV, Section 33 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. Correction of Statutory References

§ 2-33 BOARD OF HEALTH.

§ 2-33.1 Board of Health Established.

There is established in the Borough of Roselle Park a Board of Health in accordance with the provisions of an Act of the Legislature of the State of New Jersey entitled "An Act of Establish in This State Boards of Health and a Bureau of Vital Statistics, and to Define Their Respective Powers and Duties," approved March 31, 1887, and the several acts amendatory thereof and supplemental thereto, including P.L. 2023, c. 214**205**.

§ 2-33.2 Membership; Terms of Office.

The Mayor and Council shall serve as members of the Board of Health for the Borough.

§ 2-33.3 Organization.

The Board of Health shall, by Resolution, adopt of procedure, which may be referred to as "Bylaws," not inconsistent with this Section or prevailing statute. The Mayor shall serve as President, the Council President shall serve as Vice President, and the Borough Clerk shall serve as Secretary of the Board of Health.

§ 2-33.4 Employees.

The Board of Health shall retain such professionals and officers as required by statute, and as it may otherwise deem necessary and appropriate to effectively administer to the public health needs and requirements of the Borough of Roselle Park.

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 Signorello moved that Ordinance No. 2795 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on November 21, 2024; seconded by Councilman Robaina.

Borough Clerk Casais provided a brief explanation for the Governing Body and the public. This is really a cleanup ordinance. This was truly when things are called a clerical error; this is literally on the Clerk and he made an error. The reference to the statute that allowed the municipality to consolidate the Board of Health, the reference was incorrect. The reference that was adopted by the ordinance considered earlier this year was just the wrong number. This just formally correct it. When the ordinances from 2024 are codified at the end of the year by our codification company, this just makes sure that it is accurate. So, it changes absolutely no operational aspect; it just changes the number of the statute referenced.

<input type="checkbox"/> Vote Record – Ordinance No. 2795		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"/>

RESOLUTIONS

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

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

RESOLUTION NO. 251-24

RESCINDING RESOLUTION NO. 249-24 ENTITLED, “AUTHORIZING THE BOROUGH CLERK TO AUCTION UNCLAIMED VEHICLES”

WHEREAS, the Mayor and Council of the Borough of Roselle Park adopted Resolution No. 249-24 at a Regular Meeting held October 17, 2024; and,

WHEREAS, Resolution No. 249-24 is summarized as titled, “Authorizing the Borough Clerk to Auction Unclaimed Vehicles;” and,

WHEREAS, the Borough Clerk was unable to advertise and conduct the auction authorized by Resolution No. 249-24; and,

WHEREAS, the governing body does hereby wish to rescind Resolution No. 249-24, and the authorizations approved therein.

NOW, THEREOFRE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby rescind Resolution No. 249-24 effective immediately.

RESOLUTION NO. 252-24

AUTHORIZING THE BOROUGH CLERK TO AUCTION UNCLAIMED VEHICLES

WHEREAS, the Borough of Roselle Park (hereinafter, the “Borough”) no longer has use for the automobiles listed herein; and,

WHEREAS, the Mayor and Council (hereinafter, the “Governing Body”) of the Borough believes it to be advantageous to dispose of this now surplus property; and,

WHEREAS, N.J.S.A. 40A:12-13, N.J.S.A. 40A:12-13.1, and various other statues and administrative regulations of the State of New Jersey permit the Borough to dispose of surplus property no longer needed for public use by auction and to authorize such action by Resolution.

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 Borough Clerk be and is hereby authorized to sell the listed items, as is, at public auction beginning at 11:00 a.m., local prevailing time, on Thursday, November 14, 2024; and,

BE IT FURTHER RESOLVED that said auction will be advertised by way of the following printed and electronic media: (a) The Union County Local Source, and (b) Borough of Roselle Park website; and,

BE IT FURTHER RESOLVED that said auction shall be conducted by the Borough Clerk or by any person so designated by him with the following explicit provisions of sale:

1. Said property is being sold “as is”.
2. All prospective purchasers are put on notice to personally inspect the property.
3. At the date, time and place of sale, a purchaser shall deposit the entire purchase price with the Borough Clerk in cash or certified check made payable to the “Borough of Roselle Park.”
4. If the purchaser fails to take title and possession within ten calendar (10) days of the date of purchase, the Governing Body of the Borough may declare the contract of sale to be terminated and may retain all monies paid there under as liquidated damages; likewise, the Borough may re-sell said property or pursue such other and further legal and equitable remedies as it may have; furthermore, if the purchaser fails to take title or possession within said ten (10) days, purchaser will be liable for reasonable storage fees.
5. If the title to this property shall prove to be unmarketable, the liability of the Borough shall be limited to the repayment of the amount of any sums paid by said purchaser to the Borough without any further costs, expense, damage, claim against or liability upon the Borough.
6. The Borough of Roselle Park reserves the right to reject bids and shall not be obligated to accept any bids.
7. All prospective purchasers are put on notice that no employee, agent, officer, body or subordinate body has any authority to waive, modify or amend any of the conditions of sale.

<u>Year</u>	<u>Make</u>	<u>Model</u>	<u>Identification Number</u>	<u>Minimum Bid</u>	<u>Location</u>
2005	Acura		19UUA66235A077734	\$450.00	Sisbarro
2010	Volkswagen	GTI	WVWHD7AJ6AW216568	\$450.00	George’s
2001	Dodge	Ram	3B7KF23Z41G820706	\$450.00	George’s
2004	Hyundai	Elantra	KMHDN46D44U757854	\$450.00	George’s

RESOLUTION NO. 253-24

AUTHORIZING AN AGREEMENT WITH THE COUNTY OF UNION FOR THE
BOROUGH OF ROSELLE PARK’S USE OF THE UNION COUNTY LEAF
CONSERVATION CENTER FOR THE PURPOSE OF LEAF COMPOSTING FOR
PERIOD APRIL 1, 2024 THROUGH MARCH 31, 2025

BE IT RESOLVED that the Mayor and Council (hereinafter, the “Governing Body”) of the Borough of Roselle Park, County of Union, State of New Jersey (hereinafter, the “Borough”) hereby

authorize an agreement between the County of Union (hereafter, the “County”) and the Borough for the Borough’s use of the County Conservation Center for the purpose of composting leaves for the 2024-2025 leaf season; and,

BE IT RESOLVED that the 2024 established rates shall be as follows: \$4.00 per yard (loose material), and \$6.00 per yard (compacted); and,

BE IT FURTHER RESOLVED that the Mayor, Chief Administrative Officer, and Borough Clerk are hereby authorized to acknowledge the Memorandum of Understanding and execute an Indemnification Agreement regarding the Borough’s use of the County Conservation Center for the purpose of composting leaves during the 2024-2025 season.

RESOLUTION NO. 254-24

AUTHORIZING THE BOROUGH CLERK TO AUCTION UNCLAIMED VEHICLES

WHEREAS, the Borough of Roselle Park (hereinafter, the “Borough”) no longer has use for the automobiles listed herein; and,

WHEREAS, the Mayor and Council (hereinafter, the “Governing Body”) of the Borough believes it to be advantageous to dispose of this now surplus property; and,

WHEREAS, *N.J.S.A. 40A:12-13*, *N.J.S.A. 40A:12-13.1*, and various other statutes and administrative regulations of the State of New Jersey permit the Borough to dispose of surplus property no longer needed for public use by auction and to authorize such action by Resolution.

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 Borough Clerk be and is hereby authorized to sell the listed items, as is, at public auction beginning at 10:00 a.m., local prevailing time, on Friday, November 22, 2024; and,

BE IT FURTHER RESOLVED that said auction will be advertised by way of the following printed and electronic media: (a) The Union County Local Source, and (b) Borough of Roselle Park website; and,

BE IT FURTHER RESOLVED that said auction shall be conducted by the Borough Clerk or by any person so designated by him with the following explicit provisions of sale:

1. Said property is being sold “as is”.
2. All prospective purchasers are put on notice to personally inspect the property.
3. At the date, time and place of sale, a purchaser shall deposit the entire purchase price with the Borough Clerk in cash or certified check made payable to the “Borough of Roselle Park.”
4. If the purchaser fails to take title and possession within ten calendar (10) days of the date of purchase, the Governing Body of the Borough may declare the contract of sale to be terminated and may retain all monies paid there under as liquidated damages; likewise, the Borough may re-sell said property or pursue such other and further legal and equitable remedies as it may have; furthermore, if the purchaser fails to take title or possession within said ten (10) days, purchaser will be liable for reasonable storage fees.
5. If the title to this property shall prove to be unmarketable, the liability of the Borough shall be limited to the repayment of the amount of any sums paid by said purchaser to the Borough without any further costs, expense, damage, claim against or liability upon the Borough.
6. The Borough of Roselle Park reserves the right to reject bids and shall not be obligated to accept any bids.

7. All prospective purchasers are put on notice that no employee, agent, officer, body or subordinate body has any authority to waive, modify or amend any of the conditions of sale.

<u>Year</u>	<u>Make</u>	<u>Model</u>	<u>Identification Number</u>	<u>Minimum Bid</u>	<u>Location</u>
2011	Dodge	Grand Caravan	2D4RN4DG7BR690252	\$450.00	George's

RESOLUTION NO. 255-24

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 \$1,374.22

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 \$1,374.22 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 \$1,374.22 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.

RESOLUTION NO. 256-24

ACKNOWLEDGING THAT THE GOVERNING BODY
DISCUSSED THE 2024 BEST PRACTICES INVENTORY

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey acknowledge that they discussed the 2024 Best Practice Inventory as prepared by the Chief Financial Officer at their Regular Meeting of November 7, 2024.

RESOLUTION NO. 257-24

AMENDING RESOLUTION NO. 247-24 TO CORRECT THE NAME AND BUSINESS
ADDRESS OF THE WINNING BIDDER FOR THE PROJECT, "IMPROVEMENTS
TO AVON STREET AND BERWYN STREET"

WHEREAS, at the Regular Meeting of October 17, 2024 the governing body adopted Resolution No. 247-24 entitled, "Awarding a Contract to Cifelli & Son General Construction, Inc. for the Project, 'Improvements to Avon Street and Berwyn Street' Pursuant to the Base Bid in an Amount Not to Exceed \$440,542.50;" and,

WHEREAS, after adoption, upon processing of contract documents, a clerical error was identified with respect to the name and business address of the winning bidder for the stated project; and,

WHEREAS, pursuant to the foregoing Resolution, the governing body wishes to amend Resolution No. 247-24 in order to correct the name and business address for the winning bidder.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby amend Resolution No. 247-24 so as to correct the name and address of the winning bidder for the project, "Improvements to Avon Street and Berwyn Street,"; and,

BE IT FURTHER RESOLVED that the underlying contact award be memorialized as made to Cifelli & Son General Contracting, Inc. of 81 Franklin Avenue, Nutley, New Jersey 07110 pursuant to the Base Bid of the advertised specifications for the project, "Improvements to Avon Street and Berwyn Street," in an amount not to exceed four-hundred forty thousand five-hundred forty-two dollars and fifty cents (\$440,542.50); and,

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon with no further certification of sufficient funds necessary.

RESOLUTION NO. 258-24

AUTHORIZING THE APPOINTMENT OF ROSELLE PARK FIREFIGHTER RAYMOND J. KUTERKA TO SERVE AS A UNION COUNTY MUTUAL AID COORDINATOR

WHEREAS, mutual aid coordinators within the fire service play a vital role in organizing resources to respond to incidents in geographically diverse areas such as Union County, New Jersey; and,

WHEREAS, it is the recommendation of Fire Chief Steven A. Thompson that the Mayor and Council (hereinafter, the "Governing Body") of the Borough of Roselle Park (hereinafter, the "Borough") authorize Roselle Park Firefighter Raymond J. Kuterka's appointment as a Union County Mutual Aid Coordinator based upon his expertise and knowledge of the fire service; and,

WHEREAS, such authorization must be made in the form of a Resolution of the Governing Body that, upon adoption, shall be forwarded to the Union County Fire Coordinator for final appointment.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby authorize the appointment of Roselle Park Firefighter Raymond J. Kuterka of 4 West Colfax Avenue, Roselle Park, New Jersey 07204 to serve as a Union County Mutual Aid Coordinator; and,

BE IT FURTHER RESOLVED that the Fire Chief is hereby directed to forward a fully executed copy of the foregoing Resolution to all appropriate officials of the County of Union including the County Fire Coordinator.

RESOLUTION NO. 259-24

ACCEPTING THE RESIGNATION OF DILLON GEORGE FROM THE
ROSELLE PARK FIRE DEPARTMENT

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby accepts the resignation of Dillon George from the Roselle Park Fire Department effective October 24, 2024.

RESOLUTION NO. 260-24

ACCEPTING THE RESIGNATION OF WILLIAM FERDINANDO, JR. FROM THE
ROSELLE PARK FIRE DEPARTMENT

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby accepts the resignation of William Ferdinando, Jr. from the Roselle Park Fire

Department effective October 24, 2024.

RESOLUTION NO. 261-24

APPOINTING TYLER RUNFOLO
AS A MEMBER OF THE ROSELLE PARK FIRE DEPARTMENT

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby appoint Tyler Runfola of 47 Berlant Avenue, Linden, New Jersey 07036, as a member of the Roselle Park Fire Department, effective immediately, to be assigned to the Central Fire Co., Station No. 2.

RESOLUTION NO. 262-24

AWARDING A CONTRACT TO R.S. CONSTRUCTION, LLC FOR THE PROJECT,
“ROSELLE PARK HOUSING REHABILITATION PROGRAM CASE NO. RP-56-2-01/O2”
IN AN AMOUNT NOT TO EXCEED \$45,650.00

WHEREAS, Community Grants, Planning & Housing (CGP&H) provides Administrative Agent Services to the Borough of Roselle Park (hereinafter, the “Borough”) and serves as the Administrator of the Borough’s Housing Rehabilitation Program; and,

WHEREAS, CGP&H has conducted the procurement process on behalf of the Borough, pursuant to the duties and responsibilities outlined in their Professional Services Contract, for certain improvements in connection with Roselle Park Housing Rehabilitation Program Case No. RP-56-2-01/O2 located at 323 Sheridan Avenue, Roselle Park, New Jersey 07204, Block 1014, Lot 8 of the tax map of the Borough of Roselle Park,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby award a contract to R.S. Construction, LLC of 60 North Harrisburg Avenue, Atlantic City, New Jersey 08401 in the amount not to exceed \$45,650.00 for the project Roselle Park Housing Rehabilitation Program Case No. RP-55 located at 323 Sheridan Avenue, Roselle Park, New Jersey 07204, Block 1014, Lot 8 of the tax map.

RESOLUTION NO. 263-24

AUTHORIZING THE TREASURER TO ISSUE ONE (1) CHECK TOTALING \$1,398.01
PAYABLE TO ONE (1) LIEN HOLDER ON ONE (1) PROPERTY AND ONE (1) CHECK
TOTALING \$100.00 FROM THE TAX COLLECTOR’S PREMIUM ACCOUNT

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey authorize the Tax Collector and Treasurer to issue one (1) check totaling \$1,398.01 payable to one (1) lien holder on one (1) property; and,

BE IT FURTHER RESOLVED that one (1) check be issued in the total amount of \$100.00 from the Tax Collector’s Premium Account.

BOROUGH OF ROSELLE PARK TAX COLLECTOR ANALYSIS OF LIEN REDEMPTIONS 11/7/2024															
TSC #	BLOCK	LOT	QUAL.	PREMIUM	TOTAL AMOUNT REDEEMED	CERTIFICATE AMOUNT	REDEMPTION PENALTY PERCENTAGE	INTEREST ON CERTIFICATE DATE 11/7/2024	SEARCH FEE	RECORDING FEE	SUBSEQUENT TAXES PAID	INTEREST ON SUBSEQUENTS TO 11/7/2024	6% INTEREST PENALTY	LEGAL FEES	
PRO CAP 8 FBO FIRSTRUST BANK	23-004	508	5	\$ 100.00	\$ 1,398.01	\$ 191.63	\$ -	\$ -	\$ 12.00	\$ 55.00	\$ 1,033.75	\$ 105.63			
				\$ -	\$ -										
				\$ -	\$ -										
				\$ -	\$ -										
				\$ -	\$ -										
TOTAL				\$ 100.00	\$ 1,398.01	\$ 191.63	\$ -	\$ -	\$ 12.00	\$ 55.00	\$ 1,033.75	\$ 105.63	\$ -	\$ -	

RESOLUTION NO. 264-24

AUTHORIZING THE TREASURER TO ISSUE ONE (1) CHECK TOTALING \$1,080.00
TO BE APPLIED TO THE TAX ACCOUNT FOR A PAYMENT MADE TO TAXES
ON AN INCORRECT PROPERTY

WHEREAS, on September 30, 2024 an incorrect online tax payment was made toward property taxes on Block 401, Lot 1 of the municipal tax map, commonly known as West Colfax Avenue, Roselle Park, New Jersey 07204; and,

WHEREAS, said online payment was intended to be made toward property taxes on Block 401, Lot 1.01 of the municipal tax map, commonly known as 1A West Colfax Avenue, Roselle Park, New Jersey 07204, assessed in the name of Romero, Jesus & Rosalba.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby authorize the Treasurer to issue one (1) check totaling \$1,080.00 to be applied to the Tax Account for a payment made to property taxes on an incorrect property on September 30, 2024 as noted above.

RESOLUTION NO. 265-24

ACCEPTING THE RESIGNATION OF DANIELLE SCHEUERMANN
FROM THE RECREATION COMMITTEE

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby accepts the resignation Danielle Scheuermann from the Recreation Committee effective September 10, 2024.

RESOLUTION NO. 266-24

APPOINTING BRAD M. SPORER TO THE POSITION OF CLASS II SPECIAL LAW
ENFORCEMENT OFFICER WITHIN THE ROSELLE PARK POLICE DEPARTMENT

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that Brad M. Sporer be and is hereby appointed to the position of Class II Special Law Enforcement Officer of the Borough of Roselle Park effective November 12, 2024 at the rate of \$37.00 per hour not to exceed twenty-five (25) hours per week; and,

BE IT FURTHER RESOLVED that the foregoing appointment shall expire December 31, 2024.

RESOLUTION NO. 267-24

APPOINTING ANTHONY LIMA TO THE POSITION OF CLASS III SPECIAL LAW
ENFORCEMENT OFFICER WITHIN THE ROSELLE PARK POLICE DEPARTMENT

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that Anthony Lima be and is hereby appointed to the position of Class III Special Law Enforcement Officer of the Borough of Roselle Park effective November 12, 2024 at the rate of \$37.00 per hour not to exceed forty (40) hours per week; and,

BE IT FURTHER RESOLVED that the foregoing appointment shall expire December 31, 2024.

RESOLUTION NO. 268-24

AUTHORIZING A \$20,000.00 INCREASE TO THE OPEN-ENDED GOODS AND SERVICES CONTRACT WITH RICH TREE SERVICE, INC. FOR TREE TRIMMING, PRUNING, AND REMOVAL SERVICES PURSUANT TO NEW JERSEY STATE CONTRACT NO. 18-DPP-00645 REFLECTING A REVISED AMOUNT NOT TO EXCEED \$120,000.00

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby increases the open-ended goods and services contract with Rich Tree Service, Inc. of 325 Bergen Street, South Plainfield, New Jersey 07080 in the amount of twenty thousand dollars and zero cents (\$20,000.00) for Tree Trimming, Pruning, and Removal Services pursuant to New Jersey State Contract No. 18-DPP-00645 (expiring December 31, 2024) reflecting revised amount not to exceed one-hundred twenty thousand dollars (\$120,000.00); and,

BE IT FURTHER RESOLVED that maximum procurement value authorized by the foregoing Resolution may be increased by passage of a subsequent Resolution without the constitution of a “Change Order” pursuant to the provisions of *N.J.A.C. 5:30-11.2* subject to the limitations and provisions of *N.J.A.C. 5:30-11.10*.

RESOLUTION NO. 269-24

AUTHORIZING A \$10,000.00 INCREASE TO THE PROFESSIONAL SERVICES CONTRACT WITH SHAIN SCHAFFER, PC AS TAX APPEAL ATTORNEY FOR THE YEAR 2024 REFLECTING A REVISED CONTRACT AMOUNT NOT TO EXCEED \$30,000.00

WHEREAS, the firm Shain Schaffer, PC was responsive to the Request for Proposals (hereinafter, “RFP”) due November 28, 2023 at 10:00 a.m. for the position of 2024 Tax Appeal Attorney; and,

WHEREAS, the firm Shain Schaffer, PC was appointed as Tax Appeal Attorney for the Borough of Roselle Park for the year 2024 through the adoption of Resolution No. 31-24; and,

WHEREAS, the firm Shain Schaffer, PC continues to perform all services as Tax Appeal Attorney for the Borough of Roselle Park consistent with the response submitted by said firm; and,

WHEREAS, adjustments to the maximum contract amount authorized by Resolution No. 31-24 have been deemed necessary, as attested by the Chief Financial Officer, to ensure the continuation of services.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey, in accordance with the provisions of *N.J.A.C. 5:30-11.6 et seq.*, hereby authorize a \$10,000.00 increase to the maximum contract amount awarded to the firm Shain Schaffer, PC within their capacity as Tax Appeal Attorney for the Borough of Roselle Park, with a revised maximum contract amount not to exceed \$30,000.00 for year 2024; and,

BE IT FURTHER RESOLVED that charges incrementally incurred and paid associated with this contract shall be pursuant to the contract terms authorized in Resolution No. 31-24.

REPORTS OF BOROUGH COUNCIL

Councilwoman Lyons

Congratulated Councilman Petrosky and Robaina and all the participants that ran for office.

Mentioned we had the Italian Heritage Festival on October 19th and thanked Mayor and Council and especially Rupen Shah for all that he does. She also thanked the Roselle Park Police Department and

the Board of Education for helping out. We had plenty of food, but unfortunately no sausage and peppers or zeppole because the vendor could not make the event.

The Mischief Night event was awesome and everyone had a great time.

Noted Roselle Park suffered a fire and commended everyone that was involved and thank goodness there were no serious injuries. We want to continue to donate and collect at the Casano Center and also at Iorio Deli.

Noted for Election Day, it was awesome to see so many people come out and vote. She said she wanted to give back in some way and went to Costa's Pizza and gave out pizza to 10 families and also mega million tickets.

Mentioned the sign over by the train station that says "Resiliency Resonates" and the best is yet to come to Roselle Park.

Provided contact information.

Borough Clerk Casais said the only reason Rupen Shah was not here was because he had a personal conflict tonight. He said Rupen would be here otherwise and he is feeling much better. For the viewing audience that heard, unfortunately he was injured in an accident; he would otherwise be back. He's luckily back and we are happy to have him back at work. He said he wanted to note that and he's only absent tonight because he had a personal conflict.

Councilman Patel

Congratulated all the candidates and thanked every candidate, whether you win or lose, for stepping up to service the community.

Noted there was a fire this past Sunday at the Sunrise Village Apartment Complex, which has displaced 20 families. The outpouring of support from our residents has been incredible. He deeply appreciates everyone coming together to help. Thanked the Fire Department and the other departments that helped as well.

Mentioned we have already received many donations and several residents have connected him with valuable resources, including home financial services being offered at no cost. Donations can be dropped off at the Casano Center, Mastapeter's Funeral Home and Iorio Deli. Additionally, he will be hosting a donation drive this Sunday, November 10th, from 10:00 a.m. until 2:00 p.m. at the Sunrise Village Apartments for those who prefer to give in person. Checks can be made payable to the Casano Center Association and all the funds will be evenly distributed to the affected families. Special thanks to Rupen Shah for assisting with this effort. Another critical way to help is by identifying rental housing for displaced families; ideally around \$1,600 a month, as many of the families are low to moderate income.

Provided contact information.

Councilman Robaina

This past week is yet another testament to our community spirit. From the excitement of Mischief Night on Chestnut Street to the devastating Sunrise Village fire, our community showed up for one another. Later that day, at the Casano Center, he witnessed generosity from residents. Their selflessness is a

powerful reminder of the strength of our community and it is through moment like these that we continue to move forward by lifting each other up.

Extended a heartfelt thank you to the Roselle Park Fire Department, the Police Department and all of the municipalities and County agencies that provided mutual aid during the fire. Special thanks to Borough Administrator Casais, Director Shah and the Red Cross for their support in coordinating the response and recovery. Also recognized Councilwoman Lyons for joining him at the Casano Center, where they worked together to provide comfort and support to those impacted by the fire.

Congratulated all the newly elected officials, not only in the Borough of Roselle Park, but in our State and nationwide. He is excited to continue serving the 5th Ward for the next three years. Thanked everyone who supported him throughout this re-election campaign, especially his wife and children. Most importantly, he thanked everyone who took the time to vote, even when it meant waiting 1.5 hours in line. Noted he has an open door policy and welcomes your ideas and concerns.

Noted his vision for the next three years include the following:

- Continue to improve pedestrian safety, particularly for the residents on Laurel Avenue. With the increase of EMS vehicles and an upgrade to the Faitoute Fire House coming, we need to prioritize adding new sidewalks so that residents no longer have to walk in the street.
- Continue improving the infrastructure in the 5th Ward, such as paving the last remaining streets in the Ward and installing traffic calming measures to ensure our neighborhoods remain safe and welcoming.
- Utilize the Sensory Playground more. Thanked the Roselle Park SEPAG group for initiating a community survey and who provided valuable feedback and recommendations. Collaborating with the Board of Education to find solutions to better utilize this space and create even more opportunities for our students and families.
- Progress along the Rahway Valley Rail Trail and exploring the possibility of expanding the bike path from Locust to Season, providing more recreational opportunities for our residents.
- Plant 40 new trees in the 5th Ward, which will not only beautify our neighborhoods, but also help the environment. Has spoken to the members of the Board of Education about planting trees in the municipal right-of-way near the High School and Herm Shaw Field.

Noted five years ago today, he lost his younger brother. His passing was a reminder that our time here is limited and it inspired him to be better, do better and stay engaged in the community. We all have our stories, our struggles and our hopes. He encouraged everyone to get involved, be kind and show respect. We are a stronger community when we all work together toward a better future.

Provided contact information.

Councilman Johnson

Expressed his heartfelt condolences to the Buli Family on the loss of Debra Buli and will keep the family in his prayers.

November 4th attended Boy Scout Troop 56 Court of Honor Ceremony and congratulated all the young scouts who earned Merit Badges. Special congratulations go out to Alex Ley for earning the rank of Eagle, which in his view shows dedication and commitment, and probably one of the hardest ranks to achieve. Expressed thanks for building the Post such a fantastic POW table and MIA protective display case. We at Post 60 are totally grateful and indebted. He said he is deeply grateful to Troop 56 for surprising

him, along with Commander Verdun, with the Scout Hero Pin Award. It is truly a blessing to be recognized and honored for providing a home for all of you at Post 60. Trading that space for you was one of the best decisions he made during his time as Commander. You truly made him feel special and wanted to say thank you for the recognition.

As we approach Veterans Day, he is pleased to announce the creation of a new initiative after listening closely to the veterans both locally and across the State. Many veteran organizations struggle to access grant funding they deserve due to complex costly application processes that too often end in denial. The Roselle Park Veterans Support Grant initiative aims to change that by providing critical financial and administrative assistance to long-standing veteran organizations within our community and also that serve our community. By supporting these groups with grant applications, this initiative will ease financial burdens and bolster their ability to continue delivering valuable services. Through this program, Roselle Park reaffirms its commitment to honoring and empowering those who have served. He said he and Borough Clerk Casais will be collaborating on a final proposal to integrate this initiative into next year's budget.

Noted his heart goes out to the families that were affected by the fire in Roselle Park. Thanked Councilman Patel for taking the initiative on that and will reach out to him to see what the Post and his non-profit organization can do to help.

Thanked Chief Frino again and asked him to please thank April for a job well done.

Looking forward to the Route 28 project and the meeting which will be on Wednesday, November 13th from 3:00 p.m. to 4:00 p.m., and collaborating with his colleagues. This is a project he has been talking about for a long time; especially after the death of an individual near Dalton Street. It is important for us to rectify Westfield Avenue to the best of our ability. He said he is glad to have the support of this team and to be one of the guys who helped initiate this project.

Finally looking forward to put to rest the commencement of Avon and Berwyn, which will commence sometime next week or so.

Borough Clerk Casais said the improvement to Avon and Berwyn Streets, partially funded by the NJ DOT grant, will commence on or about the 18th. There were numerous delays to the commencement of this project, not because of the municipality. We were ready to go earlier in the year, but the DOT because their funding part of the project reserves the right to approve or reject our bid specs and plans, they take their time to review. They review all the projects they find throughout the State, so he understands it did take a little bit longer. We finally got them released, went out to bid and awarded the project. It's November now; it's a very extensive project on Avon and Berwyn Streets.

Borough Clerk Casais said it's a very old infrastructure and those are wholesale replacements of curbing, ADA ramps and sidewalks. It's about four weeks alone of concrete work and that concrete work will start on or about the 18th; removing Thanksgiving week, because it is pretty much a dead week for construction and you really don't want people working around your house on Thanksgiving anyway. He said that puts it about Christmas week the concrete work will be done. So more than likely the milling and paving of those two roads will happen in the Spring. It's not really necessarily, as I shared with the Councilman, it is not really welcomed news for any of us. However, in order to ensure there is a decent product at the end, you don't pave in the middle of the winter; you just don't. So, unfortunately that will be reserved for the Spring, but the project will commence on or about the 18th and residents will be notified in advance of that commencement by the contractor and the Borough will put out notifications as well.

Councilman Johnson asked that the residents please be patient. This is a long time coming for all of us.

Provided contact information.

Councilman Signorello

Congratulated all the winners and Councilmen Robaina and Petrosky. As Councilwoman Lyons said, everyone put themselves out there to run and he thanked them for taking the time to put themselves out there.

Noted what an Election Day and was glad everyone got out there and voted; about 70%.

Thanked the veterans in advance for their service, as well as Councilman Johnson and Chief Frino for their service and anyone in the room for their service. Remember Monday, November 11th at 11:00 a.m. the Veterans Ceremony will hopefully be outside at the Library, but we'll see what the weather brings.

Noted Mischief Night is one of the best events we have in town. All his kids love Halloween, and it was an awesome time. He said maybe we can improve it next year and go down the street a little more, but it was a good night.

Thanked Construction Official Belluscio and Borough Clerk Casais on explaining the clarification of how and why people cannot go in the building because of the dangers of the building possibly collapsing. Hopefully those folks can retain some personal items and hopefully the owner of the building can cooperate and maybe somebody has a fire box that they need to get out. He said he explained to a few people that he has a fire box in his house and you can buy them in Lowes or Home Depot, where you can put your personal stuff in there and most likely will survive a good fire.

Hopes to see everyone Monday.

Acting Mayor Petrosky

Expressed condolences to the families of Madeline D'Amore, Anita Tenore and Debra Buli.

October 19th attended the Italian Heritage event and thanked Councilwoman Lyons for a great event.

October 20th was the Recreation Halloween Party and thanked Tina Schwarz and John Ranieri for all their hard work. Also thanked all those who attended; it was a very well attended event.

October 20th also attended the Four Centuries in a Weekend at the Museum and thanked Gary Augustine and his crew for everything.

October 21st attended the Historical Society's Committee Meeting.

October 30th attended the Mischief Night Concert and thanked Rupen Shah; it was a great event and crowd.

November 2nd he along with Councilman Johnson and Rupen Shah attended the Diwali Celebration, which is their New Year, in Edison. He thought the one in Robbinsville was supposed to be bigger, but the new one in Edison was unbelievable.

November 4th attended the Fire Department Meeting and discussed the fire on Jerome Street at Sunrise Village and thanked the Fire Department for a great job. We are very lucky we have a great, dedicated Fire Department. They are his heroes; they are volunteers, who are always there and risk their lives.

Provided an update on the American Legion. They were able to get a lot of donated things at the Legion. The Bricklayers Union came in and they redid the steps for nothing. He thanked Adolfo DiCosmo for arranging everything and for arranging the painting of the building as well at no charge. Also thanked Hunter Lumber in Roselle for donating all the materials for the steps. They were also going to come in and do the floors over in the bar area. Also thanked Sherman Williams for donating the paint.

Councilman Johnson thanked Acting Mayor Petrosky for initiating, collaborating and coordinating all of those things.

Acting Mayor Petrosky mentioned he would like to bring in all those who donated at the next meeting.

Reminded everyone to please keep Paul Devito in your prayers.

Thanked everyone who decided to run and put themselves out there; it's not easy and was proud of the turnout. Thanked his campaign managers and all those who came out to support him. Win or lose, it takes a lot to go out there and put yourself out there.

Noted November 11th is Veterans Day and we will honor our veterans at the Library; as they say it's the 11th day, the 11th month at the 11th hour. He said his father was a veteran and with the Hometown Heroes, he always feels proud when he sees the signs as he goes past Chestnut Street.

Provided contact information.

MAYORAL APPOINTMENTS (No Council Confirmation Required; Effective Immediately)

Borough Clerk Casais read the following Mayoral Appointments into the record:

1. Appointing Stephanie Soss of 519 Maplewood Avenue, Roselle Park, New Jersey 07204 as Alternate Member No. 1 of the Roselle Park Recreation Committee to fill the unexpired term of Danielle Scheuermann set to expire December 31, 2024.

PUBLIC PORTION

Councilman Signorello moved at 8:19 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.

Larry Cohen, Fanwood, New Jersey

Noted he was here a few years ago asking the Council to pass an ordinance not allowing any pet stores in town, present or future, to sell puppies because of the clear link to puppy mills out in the Midwest. He said Council did pass that ordinance and some significant things have happened since, which is why he is back to ask Council for something else.

He said first, that effort that you were pretty much the beginning of, has now reached 150 towns in New Jersey; more so than any other State in the nation. Second, it has become a national movement. Eight States have passed Statewide bans on this practice. The evidence that links these puppy mills out in Midwest States to cruel and unusual punishment and the fact that they supply pet stores, they are their main customers, is overwhelming. It can't be contradicted anymore. The fact that this happens is no longer in dispute. The only issue now is what people will start to do about it and as he said, eight States have already passed Statewide bans. New Jersey has started that effort. There is a bill in the legislature that was introduced by Senator Bryant Stack; it's S2511/A4051 that would ban this practice throughout the State.

He said there are currently only 17 stores in the State that sell dogs; obviously many, many more pet stores that thrive doing other things. It was suggested and they thought it was a great idea to go back to Councils that have already passed an ordinance demonstrating an understanding of this issue in their own town and ask them to pass a resolution to send to Trenton saying you know what, we support this bill. So, that is why he is here. What he handed out, he also emailed each of Council this morning, is a sample resolution that was passed by a town up in North Jersey called Westwood. They recently passed the ordinance and at the same time, attached this resolution to send to Trenton stating we think this is a really good idea to pass on a Statewide level. So, that is what he is asking Council to do. Obviously, not at this moment, but to take it under consideration. He knows a resolution is a lot lighter lift than an ordinance; it can be done in one session. That's why he is here.

Councilman Johnson said if Mr. Cohen has any educational references, to please forward them on to him.

Mr. Cohen said on the sheet he handed out, in the middle, there is a website that is loaded with information.

Bill Crossett, 412 Galloping Hill Road

Noted he heard a lot of comments about Bender and Halloween and almost every year prior to this one, he came up and commented that Galloping Hill Road was a fiasco most years. This year was a thousand percent worse. He said people were stopping in the middle of the road to let kids out of their cars while they stay parked in the middle of the road and blocked traffic. The only reason he knows all of this is because his neighbor sets up a table so he can give out candy and he goes over to donate his candy to his neighbor's cause and the neighbor on the other side does the same thing. All of them just kept watching the fiasco of adults and kids trying to cross Galloping Hill Road with all that traffic out there. Now, if you come down Lincoln and turn right on Galloping Hill Road to go towards Westfield Avenue, when they repaved years ago and repainted Galloping Hill Road, there used to be a lane to go in that direction and still have room to park on the curb; no more. What do they do; they park next to the curb and block the fire hydrant. He said he did not know parking enforcement was out that night. Apparently, Bender and streets closer were a bigger mess than Galloping Hill Road, but it has gotten worse than he has ever seen. On the other side of the coin, every kid and adult that came up to get their little candies were so polite. He has never, ever seen that many people be so polite on Halloween.

Noted a few meetings ago, there were a couple people here developing the land up on Westfield Avenue and there was a lot of discussion as to different alternatives. One of them was a hotel and he commented that night that a hotel should be a major franchise, such as a Hampton Inn, Comfort Inn or Holiday Express because they have specs they have to follow when they build that building and those specs are probably more stringent than what the town has in most cases. They are also required to do landscaping right out to the entrance, which is a whole lot more than most of these apartment buildings are doing. If the thing goes to a hotel, he would encourage it and thinks it would be a good thing for the town to have a place where friends and relatives could stay. His only comment would be, that same night it was

commented on that nothing be more than three stories. A hotel has to be a minimum of 100 rooms with a major franchise to become profitable. If you are going to restrict the building, you are not going to get it and you can pass the ordinance to get the additional 5% tax revenue off a every dollar they make.

Congratulated all the people that were nominated.

Councilman Johnson said he echoed the issues that were going on, on Galloping Hill Road. He was actually walking out there with his son and he saw the fiasco. He did reach out to the Police Chief and they are going to look forward to beefing it up, especially around those perimeters. He said we may request aid and is hoping to have a conversation with Councilman Signorello and the Chief later on about that. We are keeping that in consideration.

Ryan Gordon, Sumner Avenue

He said he has been noticing this trend of when roads get paved, the gas company or whatever company digs up the paved road and it's kind of annoying. He was wondering if anything scheduling-wise could be done to help that issue.

Borough Clerk Casais said it is a very unfortunate thing and it does happen. We try to avoid it as much as possible. Usually where we see that predominantly at least now is when there is an emergency excavation. We try to coordinate the projects where if they are doing a large pipeline project on the street, we try t coordinate that so they come in before and there is a settlement period and they are actually on the hook to pay for the road. Where you see it, unfortunately, is when we pave a road and then a few months later there is a water main break, a valve leak or an emergency and it requires the road to be ripped up. It is very frustrating. He is usually the first one that gets the call saying why are we letting this happen. Sometimes he doesn't even know it is happening because it is an emergency. It's very frustrating, but we do, do our best to coordinate the work that is planned and we will continue to do that as much as possible.

There being no one else wishing to speak, Councilman Signorello moved at 8:30 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 Signorello moved at 8:36 p.m. to adjourn; seconded by Councilman Robaina, all members present voting Aye, said motion was adopted.

Attest:

Andrew J. Casais, RMC
Borough Clerk