

BOROUGH OF ROSELAND  
NEW JERSEY

APRIL 19, 2016  
PUBLIC MEETING ROOM  
BOROUGH HALL  
7:00 PM

**CALL TO ORDER & SUNSHINE STATEMENT**

The April 19, 2016 Council Meeting of the Roseland Mayor and Council was called to order at 7:00 PM by Mayor Duthie. Adequate notice of the meeting was provided in accordance with the Open Public Meeting Act in that the date, time and location of the meeting were included in the Annual Meeting Schedule, was sent to The Progress and the Star Ledger, posted on the public bulletin board in the Municipal Building and filed in the office of the Borough Clerk.

IN ATTENDANCE:

John Duthie, Mayor  
David Jacobs, Council President  
Richard N. Leonard, Councilman  
Peter M. Smith, Councilman  
Michelle Tolli, Councilwoman  
Thomas Tsilionis, Councilman  
Mark Vidovich, Councilman

ABSENT:

None

ALSO IN ATTENDANCE:

Maureen Chumacas, Borough Administrator  
Ethan Jesse Sheffet, Borough Attorney  
Jock H. Watkins, Borough Clerk

**SALUTE TO THE FLAG**

Mayor Duthie led the Salute to the Flag.

**PRESENTATION**

Mayor Duthie read a Proclamation honoring Joseph Sylvia upon his retirement from the Roseland First Aid Squad. Mr. Sylvia has been a member of the first aid squad since its inception, for over thirty years. The Mayor then presented the proclamation to Mr. Sylvia and his wife Phyliss.

Mr. Sylvia then addressed the audience thanking the Mayor and members of Council for their support over the years. Mr. Sylvia also acknowledged the support of his wife and two sons who have also served on the Roseland First Aid Squad. Collectively, the Sylvia's have provided the Borough of Roseland with eight-eight years of service.

Councilman Jacobs read a Proclamation thanking Joseph Orme for volunteering his service to the Roseland Senior Citizens with a cake decorating workshop on December 13, 2015.

Councilman Jacobs read a Proclamation thanking Katie E. Pridham for volunteering her service to the Roseland Senior Citizens with a cake decorating workshop on December 13, 2015.

Mayor Duthie introduced Essex County Surrogate Theodore N. Stevens. Surrogate Stevens reported on the services provided for by the Surrogate's office and invited residents to visit their website at [www.essexsurrogate.com](http://www.essexsurrogate.com). The Surrogate also reported on enhanced services with extended hours until 6:30 PM by appointment on the second and fourth Wednesday of every month and a more robust website. Surrogate Stevens also announced that starting on May 4<sup>th</sup>, a satellite office will be opening one day a month, from 9:00 AM until 3:00 PM on the first Wednesday of the month, to better serve the residents of the western half of the County. The satellite office will be located at the Turtle Back Zoo Park and Ride complex, with a grand opening scheduled for 12:00 noon on Friday April 29<sup>th</sup>.

### **PUBLIC COMMENT**

Local resident June Axelrod asked about the status of plans for the Fernwood property. Ms. Axelrod also reiterated her interest in serving on the committee that develops the plan. Mayor Duthie responded that the Borough has no plans at this time as the Borough is awaiting completion of a boundary survey and topographical survey of the property and the adjacent borough owned lots. The Mayor also indicated that a committee has not yet been formed.

Carolyn Mastrangelo reminded residents that the seventh annual Running 4 Answers race against Alzheimer's will be held on Saturday, April 30, 2016. The run begins at 8:00 AM at Harrison Field, and the walk begins at 8:30 AM, also at Harrison Field. Ms. Mastrangelo thanked the Mayor and Council for their support of the event and thanked the police department, public works department and the recreation department for their assistance with the event.

Upon question from Councilman Vidovich, Ms. Mastrangelo acknowledged that dogs on leashes and strollers are welcome to participate in the run.

### **INTRODUCTION OF ORDINANCES**

Clerk Watkins read Ordinance No. 07-2016 for the first time. A motion was made by Councilman Leonard to table the introduction of the Ordinance. After discussion, Mayor Duthie asked for a second to the motion. Upon hearing none, Councilman Tsilionis made a motion with a second by Councilman Smith to introduce Ordinance No. 07-2016:

**ORDINANCE NO. 07-2016 – AN ORDINANCE AMENDING CHAPTER XXX ENTITLED “LAND DEVELOPMENT”, SECTION 30-403.17 ENTITLED “SIGNS”.**

There being no other comments or questions on the ordinance, Mayor Duthie called for a vote on the motion, with the motion being approved by a 5-1 voice vote with Jacobs, Smith, Tsilionis, Tolli and Vidovich voting in the affirmative and Councilman Leonard opposed. The public hearing on the ordinance will be held on May 17, 2016.

### **PUBLIC HEARING OF GRANT APPLICATION**

Clerk Watkins read Resolution No. 127-2016 authorizing submission of an application for a Community Development Block Grant for the rehabilitation of the elevator located at 140 Eagle Rock Avenue. Councilman Smith made a motion to open the public hearing. The motion was seconded by Councilman Vidovich and approved by a 6-0 voice vote.

Upon invitation from Mayor Duthie for public comment, no one wished to be heard. Councilman Smith made a motion to close the public hearing. The motion was seconded by Councilman Jacobs and approved by a 6-0 voice vote.

Clerk Watkins read Resolution No. 127-2016 for the final time. Councilman Smith made a motion to adopt the resolution. Councilman Vidovich seconded the motion and the resolution was adopted by a roll call vote with Council members Jacobs, Leonard, Smith, Tolli, Tsilionis and Vidovich all voting in the affirmative.

### **ADOPTION OF RESOLUTIONS**

Councilman Smith made a motion to approve all thirteen resolutions on the agenda. There were no consent agenda items. Upon question by Councilman Vidovich, Administrator Chumacas explained that Resolution No. 125-2016 had been added to the agenda in order to authorize the application for a Recycling Tonnage grant. Ms. Chumacas also reported that Resolution No. 127-2016 had been added appointing Marucci Engineering as special construction site observation engineer. Marucci Engineering submitted the only response to a Request for Proposals for a conflict site inspection engineer.

Resolution No. 125-2016 authorizing submission of the 2016 Recycling Tonnage Grant application

Resolution No. 126-2016 ratifying the April Bills

Resolution No. 128-2016 authorizing the purchase of carpet for various municipal buildings from Business Environments in the amount of \$42,110.00 under State Contact 81752

Resolution No. 129-2016 approving the appointment of and fee schedule for substitute Municipal Court Employees

Resolution No. 130-2016 approving additional funds in the amount of \$2,000.00 for the Municipal Shared Services Defense Agreement expert in the Declaratory Judgement Action

Resolution No. 131-2016 authorizing the Mayor to sign the contract with the Hanover Manor for the 39<sup>th</sup> Annual Senior Citizen Luncheon for a total of \$3,114.00

Resolution No. 132-2016 authorizing payment of funds to Maser Consulting as the Board of Adjustment Engineer

Resolution No. 133-2016 supporting new legislation cosponsored by Congressman Rodney Frelinghuysen: Volunteer Emergency Responders Tax Deduction Act

Resolution No. 134-2016 approving the April 15<sup>th</sup> Bill List

Resolution No. 135-2016 approving the April 18<sup>th</sup> Open Space Bill List

Resolution No. 136-2016 approving the purchase of a 6' x 12' Low Profile Dump Trailer with a Tarp Roller from A & K Equipment at a cost of \$6,850.00 to be purchased from the 2015 Recycling Tonnage Grant

Resolution No. 137-2016 awarding the contract to Marucci Engineering as the Construction Site Observation Engineer

There being no comments from Council or the public on the motion, Mayor Duthie called for a vote with the motion being approved by a 6-0 voice vote.

## **MAYOR'S REPORT**

Mayor Duthie announced that Roseland has been selected to receive a 2016 Municipal Aid Grant from the NJ Department of Transportation in the amount of \$235,000 for improvements to Section II of Becker Farm Road.

Mayor Duthie also announce that Roseland has again been named a Tree City by the Arbor Day Foundation.

Mayor Duthie reported that there are openings on the Beautification Committee and asked that anyone wishing to volunteer to please contact the Borough.

## **COMMITTEE REPORTS**

### **PUBLIC WORKS**

Councilman Smith reported that four of the five residents on the Harrison Avenue access road responded to the Borough's survey, with all four of the residents choosing to remove the access steps and railing leading to Harrison Avenue. Councilman Smith made a motion to authorize the Public Works Department to commence work to remove the steps and restore the area. The motion was seconded by Councilman Tsilionis and approved by a 6-0 voice vote.

Councilman Smith announced that Essex County will begin resurfacing Laurel Avenue on April 25<sup>th</sup>. Councilman Smith thanked the County for making these improvements.

Councilman Smith also announced that the Borough's Shredding Day is scheduled on May 7<sup>th</sup> from 9:00 AM to 1:00 PM at the Harrison Field tennis courts.

### PUBLIC SAFETY

Councilman Jacobs reported that he has asked the Police Chief to schedule the cleanup under the highway overpasses as Community Service projects.

Councilman Jacobs reminded residents to lock their cars and to not leave their keys in their cars. Mr. Jacobs stated that there have been a number of incidents recently involving unlocked cars.

Councilman Jacobs reported that in response to resident complaints about poor mail service following the transfer of postal routes to the Livingston Post Office, he met with Congressman Frelinghuysen and representatives of the US Postal Service. Since the meeting, mail service appears to have improved. Councilman Jacobs asked anyone with concerns to please contact him and/or submit the complaint form that can be found on the Borough's website. Councilman Jacobs thanked Congressman Frelinghuysen and the Post Office representatives for their assistance.

### RECREATION

Councilman Tsilionis announced the beginning of baseball and softball season this Saturday with a parade at Fernwood Field at 8:30 AM. Mr. Tsilionis stated that the public works department has been working to get the fields ready. In addition to the regular field preparations, Mr. Tsilionis thanked the public works department for clearing Poison Ivy and other brush from the area of the dugouts at Harrison Avenue Field.

Mr. Tsilionis reported that there are openings on the Environmental Commission and invited any residents interested in serving on the Commission to please contact the Borough Administrator.

Mayor Duthie added that the opening day festivities at Fernwood Field would also be celebrating the official unveiling of the new facilities at Fernwood Field.

### CAPITAL IMPROVEMENTS

In a continuation of Councilman Leonard's reports on addiction related issues affecting Roseland, Mr. Leonard asked Roseland First Aid Squad (RFAS) Coordinator Tim Allendorf and Squad Captain Kishan Patel to report on first aid squad training for dealing with Heroin overdoses.

Captain Patel reported that the state of New Jersey has recently allowed first aid squad members to administer NARCAN, a nasal spray for emergency treatment of known or suspected opioid overdose, and that the antidote is now available over the counter. Mr. Patel stated that the antidote is now carried on all RFAS ambulances and that all RFAS EMT's have been certified to administer the antidote. Mr. Patel commented that the Roseland Police Department recently administered NARCAN to an overdose victim in an incident on Route 280. Upon their arrival, the RFAS administered a second dose and the victim regained consciousness.

In response to a question from Councilman Leonard, Mr. Patel noted that the Good Samaritan Law and the recently enacted Overdose Prevention Act is intended to encourage friends and bystanders to report suspected overdoses while providing immunity from arrest or prosecution.

Residents interested in joining the Roseland First Aid Squad can obtain an application on the RFAS website at [roselandfirstaidsquad.org](http://roselandfirstaidsquad.org).

Councilman Leonard introduced West Orange resident, Bob McGee, who stated that he was previously a resident of Roseland for seventeen years. Mr. McGee provided additional information regarding assistance available for people suffering from alcoholism.

Councilman Leonard reported that the Eagle Scout project to install a new walkway by the memorial monuments at Borough Hall has been completed. Mr. Leonard commended Eagle Scout Sanchez and the other scouts who worked on the project for doing a great job.

#### PUBLIC AFFAIRS

Councilwoman Tolli reported that the new Senior Transportation bus has arrived and is in service. The ribbon cutting service took place last night and was attended by Mayor Duthie, Councilwoman Tolli, and Councilman Leonard. Mrs. Tolli also announced the bus schedule for Roseland residents.

Councilwoman Tolli announced that the Roseland Senior Citizen Transportation Committee is looking for two new members and the Beautification Committee is also looking for new member.

#### ADMINISTRATION & FINANCE

Councilman Vidovich reported on his attendance at the Roseland Fire Department's annual awards dinner. Mr. Vidovich commended fire department members for always being there when needed. Mr. Vidovich added that volunteers in Roseland save the Borough at least \$1 million every year.

Mr. Vidovich commented on recent reports which indicate that New Jersey is ranked third in the nation for state and local tax burden, and that New Jersey is ranked first in property taxes. With that in mind, Council worked very hard to prepare an austere budget for 2016.

Mr. Vidovich announced that the Budget presentation is scheduled for the May 17<sup>th</sup> Council meeting. Mr. Vidovich asked anyone who would like certain information included in the budget presentation to please forward their request to him or Administrator Chumacas. Mr. Vidovich closed by stating that the tax bill presentation won't be scheduled until after the final numbers are received from the County

Mayor Duthie added that it has been reported that time and effort donated by volunteer emergency personnel are valued at more than \$140 billion dollars annually. Mr. Duthie stated that legislation was introduced by Congressman McKinley and Cosponsored by Congressman Frelinghuysen that would allow volunteer emergency personnel to claim the first 300 hours per year of service that they provide as a charitable donation worth \$20.00 per hour, allowing a maximum annual deduction of \$6,000.00. The Mayor went on to explain that Council approved Resolution No. 133-2016 tonight to support H.R. 343, the Volunteer Emergency Response Tax Deduction Act.

In closing, Mayor Duthie reminded residents that effective immediately, grass clippings can be placed at curbside in either biodegradable bags 35 gallon maximum containers for pickup every Wednesday.

### **PUBLIC COMMENT**

Upon invitation by the Mayor, no one wished to be heard.

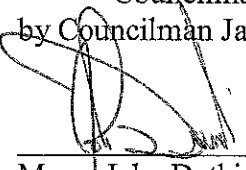
### **APPROVAL OF MINUTES**

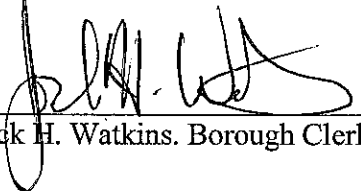
Councilman Jacobs made a motion to approve the minutes of the April 5, 2016 Caucus Meeting. The motion was seconded by Councilman Smith. The motion was passed by a 4-0 voice vote with Councilwoman Tolli and Councilman Vidovich abstaining.

### **EXECUTIVE SESSION**

There was no business for executive session.

Councilman Smith made a motion to adjourn at 8:20 PM. The motion was seconded by Councilman Jacobs and approved by a 6-0 voice vote.

  
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Mayor John Duthie

  
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Jock H. Watkins, Borough Clerk

Approved: May 3, 2016

### **ROLL CALL**

Aye: Jacobs, Leonard, Tsilionis, Tolli, Vidovich  
Nay: None  
Abstain: None  
Absent: Smith