

BOROUGH OF ROSELAND  
COUNTY OF ESSEX, STATE OF NEW JERSEY

FEBRUARY 5, 2019  
PUBLIC MEETING ROOM  
140 EAGLE ROCK AVENUE  
6:30PM EXECUTIVE SESSION  
7:30PM OPEN SESSION

CAUCUS MEETING AGENDA

The February 5, 2019 meeting of the Roseland Mayor and Council was called to order at 6:35 PM by Mayor Spango. Adequate notice of the meeting was provided in accordance with the Open Public Meeting Act in that the date and location of the meeting were included in the Annual Meeting Schedule, sent to the official newspapers, posted on the public bulletin board in the Municipal Building and filed in the office of the Borough Clerk.

**IN ATTENDANCE:**

James R. Spango, Mayor  
Christopher Bardi, Council President  
Eileen Fishman, Councilwoman  
Roger Freda, Councilman (6:38 PM)  
Michele Tolli, Councilwoman

**ABSENT:**

David Jacobs, Councilman

**ALSO IN ATTENDANCE:**

Maureen Chumacas, Borough Administrator  
Jock H. Watkins, Borough Clerk  
Joni Noble McDonnell, Borough Attorney

Councilman Richard Leonard resigned from the Borough Council on January 31, 2019, effective immediately.

**EXECUTIVE SESSION**

Councilman Bardi made a motion to approve Resolution No. 66-2019 Approval to Close to Executive Session to discuss the following:

1. Litigation – COAH Matters

The motion was seconded by Councilwoman Tolli and approved by a 3-0 voice vote (Freda and Jacobs absent). Council adjourned executive session at 7:25 PM in order to begin the regularly scheduled public portion of the meeting. Mayor Spango read the Sunshine Statement again at 7:30 PM and called the public meeting to order. Clerk Watkins called the roll noting that Councilman Freda arrived during Executive Session.

**SALUTE TO THE FLAG**

Mayor Spango led the salute to the flag.

**COMMITTEES AND APPOINTMENTS**

Councilman Bardi made a motion to approve the Annual Appointment and the Mayor's Appointment with Council Consent:

**ANNUAL APPOINTMENTS**

Fire Prevention Officer 2/5/19 – 12/31/19      Kent Yates

**APPOINTMENTS – MAYOR WITH ADVICE AND CONSENT OF COUNCIL**

**Board of Health**

Michael Chusid, DMD 4 Years      1/1/2019 – 12/31/2022

The motion was seconded by Councilman Freda and approved by a 4-0 voice vote (Jacobs absent).

**PRESENTATIONS**

Kevin Boswell, John Yakimik, and Pete Pannucci of Boswell Engineering explained the services that Boswell Engineering will perform as the new Borough Engineer. Mr. Yakimik distributed a copy of the New Jersey Environmental Infrastructure Financing Program to members of Council.

Recreation Director Mike Colitti introduced Anthony DeStefano of the newly formed West Essex Recreation Baseball/Softball League. Mr. DeStefano outlined the goals and proposed operation of the new league, explaining that they plan to affiliate with the Cal Ripken Baseball program.

**PUBLIC COMMENT**

Don Ershow      14 Holmehill Lane

**APPROVAL OF BILLS**

Councilman Bardi made a motion to adopt Resolution No. 37-2019 approving the February 1, 2019 Bill List in the amount of \$616,307.48. The motion was seconded by Councilwoman Fishman and approved by a 4-0 voice vote (Jacobs absent).

Councilwoman Fishman made a motion to approve the nine items on the Consent agenda:

**CONSENT AGENDA**

Approval for Jock Watkins to attend the Municipal Finance seminar on February 20, 2019 from 2:00 PM – 4:00 PM at the Hanover Township Municipal Building at a cost of \$99.00

Approval for Officer LaPosta to attend the Basic Life Support Training seminar on February 15, 2019 from 8:00 AM – 4:00 PM in Fairfield, NJ at a cost of \$299.00

Approval for Alla Nudel to attend the Union County Municipal Court Administrators Association annual spring conference on March 29, 2019 from 8:00 AM – 4:00 PM in Garwood, NJ at a cost of \$55.00

Permission for Kent Yates to attend the 2019 NJ International Association of Arson Investigators annual training conference in Atlantic City, from March 6, 2019 through March 8, 2019 at a cost of \$525.00 plus reimbursement for mileage

Approval of 12-month extension of the dumpster permit for Farmer Funeral Home until January 31, 2020 in order to complete interior alterations

Approval for Michael Colitti to attend the Risk Management class on February 24, 2019 from 11:00 AM – 4:00 PM in Atlantic City, NJ at a cost of \$99.00

Approval for Patrick Nichols to attend the New Jersey Recreation and Park Association one day conference on February 25, 2019 in Atlantic City, NJ at a cost of \$210.00

Approval for Michael Colitti to Attend New Jersey Recreation and Park Association conference from February 24, 2019 through February 27, 2019 in Atlantic City, NJ at a cost of \$375.00

Accept with regret the resignation of Joseph LaRiccica from the Board of Adjustment effective January 24, 2019

The motion was seconded by Councilwoman Tolli and approved by a 4-0 voice vote (Jacobs absent).

### **CORRESPONDENCE**

Administrator Chumacas reported that correspondence was received from the Shell Station at 168 Eagle Rock, requesting permission to install a monitoring well within the public right-of-way on Roseland Place. The monitoring well has been required by the New Jersey Department of Environmental Protection. Borough Attorney McDonnell will prepare an access agreement which will include indemnification, insurance requirements, and property restoration requirements, and an authorizing resolution for the next meeting.

### **MAYOR'S REPORT**

Administrator Chumacas explained that the Borough is required to utilize a Continuing Disclosure Agent in order to satisfy U.S. Securities and Exchange Commission continuing disclosure standards. Mrs. Chumacas reported that Phoenix Advisors has been the Borough's Continuing Disclosure Agent for the past several years at a cost of approximately nine hundred and fifty dollars per year. In response to a question from Mayor Spango, Mrs. Chumacas answered that Bond Counsel is not permitted to perform this function.

Mayor Spango was happy to report that Council conducted their second budget meeting on February 2<sup>nd</sup>, noting that positive progress has been made toward finalizing the budget. Mr. Spango advised that he would provide an update after the next budget meeting.

Mayor Spango was also pleased to report that he hosted a symposium last week with the Mayors from West Caldwell, Caldwell, North Caldwell, Verona, and Livingston concerning shared services. The Mayors plan to meet on a monthly basis to discuss additional opportunities to share services and specialized equipment.

Mayor Spango reported that he signed a Memorandum of Agreement two weeks ago with other municipalities in the area, to develop a task force to address vehicle break-ins. On the first or second night of operation, the task force made an arrest, and he is unaware of any occurrences since then.

Mayor Spango made reference to a recent newspaper article about lead found in the drinking water in homes in Bergen and Hudson Counties. Mr. Spango consulted with the Borough's water engineer and received a report stating that most residential lead contamination comes from indoor piping. The report indicates that there are no lead, water services in Roseland. The Borough's water supply is provided by Essex Fells. Essex Fells last tested their water in September 2018 and none of the samples had a detectable concentration of lead. The report also indicates that Essex Fells has no recorded violations for exceeding lead limitations in the drinking water. Roseland also tests for lead, and none of the samples taken by Roseland have exceeded the limits set forth by state and federal law.

## COMMITTEE REPORTS

### ADMINISTRATION & FINANCE

Councilman Bardi reported that his committee forwarded recommendations to the Borough's Labor Attorney to amend the Borough's Sick Leave Policy in order to comply with recent changes in state law regarding sick time for full-time and part-time employees. A resolution will be on the next agenda to adopt the amendments. Mr. Bardi advised that his committee also discussed amending Section Four of the Borough's Personnel Policy regarding attendance at conferences and seminars. The recommended changes will reflect current practices which are in compliance with state law. A resolution will be on the next agenda to adopt the amendments.

Councilman Bardi reported that the traffic calming analysis on Lincoln Street was completed by BrightView Engineering. The report recommends that a second electronic speed sign be installed on the opposite side of the street. Traffic analysis indicates that there is a seventy percent reduction of speeding on the side with the existing speed sign. Additional report recommendations would require additional studies be performed due to the intersections with County roads. Council decided to hold off on any additional study at this time due to the cost, and the fact that additional study will likely repeat findings already reported from previous studies.

Mr. Bardi announced that the next budget meeting will be held on Thursday, February 21<sup>st</sup> at 6:00 PM at 140 Eagle Rock Avenue. Council plans to introduce the budget at the March 19<sup>th</sup> meeting.

### PUBLIC AFFAIRS

Councilwoman Fishman reported that the Public Affairs Committee has reviewed the recommended changes to the Municipal Youth Guidance Council ordinance. The enabling statute, which was adopted in the 1940's, provides guidance to the Municipal Youth Guidance Council for

dealing with juvenile delinquency. Mrs. Fishman stated that the function of the Council has changed over the years to be a community service platform for high school students

Councilwoman Fishman spoke with the police department's juvenile officer, who indicated that in the absence of a Committee that deals with juvenile delinquency issues, Roseland's cases are referred to an active West Caldwell Committee. Mrs. Fishman added that the governing body created a Municipal Alliance Committee in 2015 which is tasked with dealing with prevention and education relating to drug and alcohol abuse.

Councilwoman Fishman told Council that the Public Affairs Committee recommends that the Municipal Youth Guidance Council be eliminated, and that the Municipal Alliance Committee ordinance be amended. The suggested amendments are to create subcommittees within the Municipal Alliance Committee to provide a community service platform for high school students, and to change the term of Municipal Alliance Committee members to a fiscal calendar to coincide with the school year rather than the calendar year.

Mayor Spango commented that the Municipal Youth Guidance Council has done great work over the years and that he doesn't want to lose that opportunity for students.

Councilwoman Fishman suggested that the Borough resume legal advertising with The Progress newspaper. Councilman Bardi asked Clerk Watkins to provide some background on reasons why the Borough stopped using the Progress. Mr. Watkins explained the events that led to the cessation of advertising with The Progress. Mr. Watkins suggested that the customer service concerns may have been abated with the hiring of new staff. Mrs. Fishman stated that she would speak to the person in charge to get some commitment that the customer service issues will not be repeated.

#### CAPITAL IMPROVEMENTS

No report

#### PUBLIC WORKS

Councilman Freda reported that he will be meeting with Department of Public Works (DPW) Superintendent Schall to discuss the DPW's personnel needs in light of recent and upcoming retirements. Mr. Freda requested that Council approve the purchase of water meters and E-Coders from RIO Supply Inc. for an amount not to exceed \$162,000.00 under Morris County Co-Op contract #47. Mrs. Chumacas explained that the meters cost approximately three hundred dollars each and the DPW would purchase meters as needed up to the not to exceed amount. Mrs. Chumacas advised Council that a resolution authorizing the expenditure will be put on the agenda for the next meeting. Councilman Freda stated that he and Mr. Schall are scheduled to visit a municipality next week to inspect equipment there that might benefit Roseland and other West Essex towns as shared equipment.

#### PUBLIC SAFETY

In Councilman Jacobs' absence, Councilwoman Tolli reminded residents to lock their cars.

**RECREATION**

Councilwoman Tolli reported that the Recreation Committee held a meeting recently and reviewed the projects that they would like to complete during the spring and summer. Mrs. Tolli also announce that summer baseball is scheduled to begin on April 21<sup>st</sup>.

**APPROVAL OF MINUTES**

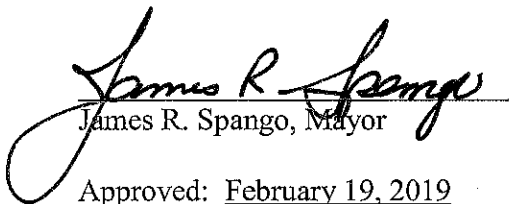
Councilman Bardi made a motion to approve the January 19, 2019 budget meeting minutes and the January 22, 2019 Council meeting minutes. The motion was seconded by Councilman Freda and approved by a 4-0 voice vote (Jacobs absent).

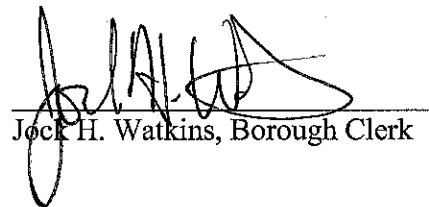
**PUBLIC COMMENT**

Councilman Bardi reported that Council has decided to reschedule the June 4, 2019 Caucus meeting, which is primary election day, to Thursday, June 6, 2019 at the same time. Mrs. Chumacas stated that formal approval of the meeting date change will be added to the February 19<sup>th</sup> meeting agenda.

**AJOURNMENT**

Councilwoman Tolli made a motion to close the meeting at 8:50 PM. The motion was seconded by Councilwoman Freda and approved by a 4-0 voice vote (Jacobs absent).

  
James R. Spango, Mayor

  
Jock H. Watkins, Borough Clerk

Approved: February 19, 2019

**ROLL CALL VOTE**

Aye: Bardi, Fishman, Freda, Jacobs, Tolli  
Nay: None  
Abstain: Perrotti  
Absent: None