

BOROUGH OF ROSELAND
NEW JERSEY

MARCH 28, 2017
PUBLIC MEETING ROOM
BOROUGH HALL
7:30 PM

COUNCIL MEETING MINUTES

The March 28, 2017 Meeting of the Roseland Mayor and Council was called to order at 6:30 PM by Mayor Duthie. Adequate notice of the meeting was provided in accordance with the Open Public Meeting Act in that the rescheduled date, time and location of the meeting 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, Councilman
Richard N. Leonard, Councilman
Peter M. Smith, Councilman
Thomas Tsilionis, Councilman
Michelle Tolli, Councilwoman
Mark Vidovich, Council President

ALSO IN ATTENDANCE:

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

EXECUTIVE SESSION

Borough Attorney Sheffet read Resolution No. 114B-2017 Approval to Close to Executive Session to discuss the following:

1. Senior Citizen Transportation Interlocal Agreement
2. West vs. Borough of Roseland
3. COAH Update

Councilman Jacobs made a motion to approve the resolution. The motion was seconded by Councilwoman Tolli and approved by a 6-0 voice vote.

CALL TO ORDER AND SUNSHINE STATEMENT

At the close of Executive Session, Mayor Duthie read the Sunshine Statement again and called the public portion of the meeting to order at 7:30 PM. Clerk Watkins called the roll with there being no changes.

SALUTE TO THE FLAG

Mayor Duthie led the salute to the flag. Mayor Duthie then asked for a moment of silence in memory of Dr. Jan Huston-Pryor, an Essex Fells resident who was recently struck and killed by a motor vehicle while walking her dog.

Mayor Duthie asked all in attendance to observe a moment of silence in memory of Dr. Jan Huston-Pryor, a prominent breast cancer doctor, who was killed in a tragic accident in a neighboring community.

PRESENTATIONS

Mayor Duthie introduced Sophia Duarte, a 5th grade student at Noecker School. Ms. Duarte sent the mayor a letter expressing concern about climate change. Mr. Duthie read and presented a proclamation to Ms. Duarte acknowledging that the Mayor will sign the U.S. Conference of Mayors Climate Protection Act.

Neither Norman Raymond nor Zachary Zerance were present to receive their proclamations.

Councilwoman Tolli read a proclamation declaring April 2017 as Child Abuse Prevention Month.

PUBLIC COMMENT

David Schwartz	11 Schweinberg Drive
William Tedesco	20 Meeker Court
Roger Freda	14 Lyons Avenue
Claudia Reis	4 Cooper Avenue
Scott Gorman	4 Cooper Avenue
Chris Murphy	138 Passaic Avenue
Michael Sooknanan	23 Godfrey Avenue
Bob Burke	10 Ford Lane
Robert Galione	17 Evelyn Court
Wayne McCullough	21 Second Avenue
David Distler	43 Leonard Terrace

INTRODUCTION OF ORDINANCES

Councilman Vidovich made a motion to introduce **Ordinance No. 2-2017: Calendar Year 2017 – An Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank in Accordance with N.J.S.A. 40A:4- 45.14 in the Borough of Roseland, New Jersey.** The motion was seconded by Councilman Jacobs and approved by a 6-0 voice vote. The Public Hearing will be held on May 2, 2017

INTRODUCTION OF 2017 MUNICIPAL BUDGET

Councilman Tsilionis made a motion to introduce Resolution No. 114C-2017 Introduction of 2017 Municipal Budget. The motion was seconded by Councilman Vidovich and approved by a 6-0 voice vote. The public hearing will be Held on May 2, 2017 at 7:30 PM.

PUBLIC HEARING AND ADOPTION OF ORDINANCES

Clerk Watkins read **Ordinance No. 01-2017** for the second time: An Ordinance Amending Chapter XI of the Revised General Ordinances of the Borough of Roseland entitled "Property Maintenance". Councilman Jacobs made a motion to open the public hearing on Ordinance No. 01-2017 The motion was seconded by Councilwoman Tolli and approved by a 6-0 voice vote.

There being no one wishing to be heard, Councilman Vidovich made a motion to close the public hearing. The motion was seconded by Councilwoman Tolli and approved by a 6-0 roll call vote.

Clerk Watkins read **Ordinance No. 01-2017** for the third and final time: An Ordinance Amending Chapter XI of the Revised General Ordinances of the Borough of Roseland entitled "Property Maintenance". Councilman Vidovich made a motion to adopt Ordinance No. 01-2017. The motion was seconded by Councilwoman Tolli and approved by a 6-0 roll call vote.

ADOPTION OF RESOLUTIONS

Prior to voting on the approval of resolutions, Resolution No. 122-2017 was pulled from consideration pending additional information. Resolution No. 127-2015 was amended to remove the reference to co-sponsored recreation fees and replacing with sanctioned league maintenance fee in the amount of \$400.00 per year. Councilman Vidovich made a motion to approve the remaining nineteen resolutions as amended and the eight Consent Agenda items:

Resolution No. 114A-2017 authorizing a Tax Exemption of Dwelling House of an Approved Disabled Veteran

Resolution No. 115-2017 approving the return of a Performance Bond in the amount of \$500.00 for 3 Ford Lane

Resolution No. 116-2017 approving the return of a Performance Bond in the amount of \$500.00 for 5 Ford Lane

Resolution No. 117-2017 authorizing the continuation of the appointment of the firm McManimon, Scotland & Baumann LLC as Special Counsel to assist with the assessment and potential sale of the Municipal Water and Sewer System for the calendar year 2017 or until the project is completed as per Resolution No. 68-2016

Resolution No. 118-2017 approving the Tax Lien Redemption Certificate 16-00002 for Block 30, Lot 27, also known as 209 Eagle Rock Avenue

Resolution No. 119-2017 approving the Technical Support Agreement with Enforsys System Inc. for a total contract price of \$17,000.00 for two (2) years

Resolution No. 120-2017 authorizing the Mayor to sign the U.S Mayors Climate Protection Agreement

Resolution No. 121-2017 approving a one year renewal of the Employee Life Insurance Policy with MetLife

Resolution No. 122-2017 approving the 2017 payment schedule for Municipal Court Substitute

Resolution No. 123-2017 rescinding Resolution No. 19-2017 and accepting the letter from Paul Jemas, Esq., declining his appointment as Real Estate Attorney for 2017

Resolution No. 124-2017 approving the extension of State Contract No. 79875 with WW Grainger Inc. for Industrial/MRO supplies and equipment through June 30, 2017

Resolution No. 125-2017 accepting the low quote for 2017 Vegetative Waste Removal from Environmental Renewal for a cost not to exceed \$9,894.00

Resolution No. 126-2017 approving the March 24, 2017 Bill List

Resolution No. 127-2017 approving the 2017 Recreation Fee Schedule

Resolution No. 128-2017 accepting the low quote for field maintenance at various borough parks from Saul Brothers Landscaping Inc. in the amount of \$3,975.00 and authorizing the use of Open Space Funds in the amount of \$1,975.00 to fund the same

Resolution No. 129-2017 amending Resolution No. 86-2016 extending fuel delivery from Allied Oil, LLC under State Contract No. 80914 with an extension period from March 1, 2017 through May 30, 2017

Resolution No. 130-2017 approving the extension of State Contract No. 82527 with Custom Bandag Inc. for tires, tubes and services from April 1, 2017 through March 31, 2019 for an amount not to exceed \$15,000.00

Resolution No. 131-2017 ratification of Bills

Resolution No. 132-2017 approving the Emergency Temporary Budget

Resolution No. 133-2017 approving the Water Sewer Emergency Temporary Budget

CONSENT AGENDA

Accept with regret the resignation of Steve Mirsik from the Roseland Auxiliary Police effective March 1, 2017

Approval for Paul Bilicia of the Roseland Fire Department to attend "Fire Ground Strategies and Tactics Ethics" on March, 20 2017 at a total cost of \$25.00

Approval of the application of Robert Iandiorio to the Roseland Fire Department as a Cadet Member

Approval of the membership application of Robert Bertoli to the Roseland Fire Department

Approval for the Junior Woman's Club to locate drop off boxes at Borough Hall for residents to recycle plastic bags from local stores

Approval for Michael Colitti to attend the NJRPA District II meeting seminar on April 6, 2017

Approval for Micaela Weiss to be a volunteer in the Recreation Department for Senior Service

Approval for Deirdre Brady to be a volunteer in the Recreation Department for Senior Service

The motion was seconded by Councilman Smith and approved by a 6-0 voice vote, with Councilman Jacobs abstaining from Resolution No. 126-2017, and Councilman Leonard voting against Resolution No. 117-2017.

Upon invitation from Mayor Duthie, Administrator Chumacas explained that a borough resident has requested that a park permit be issued for the use of Tedesco Park on April 29th for a child's birthday party. Mrs. Chumacas noted that the applicant has requested Council's approval to deviate from the insurance requirements of the field use policy and accept the limits offered by the applicant. Councilman Tsilionis made a motion to approve the request and authorize the issuance of the field use permit and accepting the insurance limits provided for by the applicant. The motion was seconded by Councilman Jacobs and approved by a 6-0 voice vote.

MAYOR'S REPORT

Mayor Duthie reported that he made arrangements for all employees, council members, and himself to attend a seminar on diversity and sensitivity. Mr. Duthie noted that 100% of the employees and governing body, with the exception of the police department, attended the training. Police officers receive the training as required by the Attorney General's office.

Mayor Duthie remarked on his attendance at the recent fire department awards banquet. The fire department is celebrating their 103rd year of volunteer service to the Borough. Mr. Duthie congratulated the volunteers, the awards winners, and the officers who were elected to serve this year. Mayor Duthie made particular note of Irv Loveless being honored for 50 years of service.

Mayor Duthie also commented on his attendance at the Eagle Scout Court of Honor for Joseph Salvanto

Mayor Duthie stated the he recently attended the second of three strategic planning meetings with Board of Education noting that the third and final meeting is scheduled for April 19th.

COMMITTEE REPORTS

ADMINISTRATION & FINANCE

Councilman Vidovich thanked the fire department for being gracious hosts at their annual awards dinner, commenting on what a nice evening it was. Mr. Vidovich announced that the 2017 user friendly budget has been posted to the borough's website and that the public hearing on the budget is scheduled for May 2nd. Councilman Vidovich invited seniors to attend the Intergenerational prom being hosted at the West Essex High School.

PUBLIC WORKS

Councilman Smith commended the public works employees for their efforts dealing with winter problems. Mr. Smith advised residents that the department of public works will begin picking up grass clippings beginning the first week of April.

RECREATION

Councilman Tsilionis commented that he looks forward to attending the fire department awards dinner every year and that he thoroughly enjoyed this year's dinner. Mr. Tsilionis reported that the recreation committee has been discussing co-sponsored programs and the associated fee structure. The committee is considering establishing a flat rate to cover the cost of field maintenance. Councilman Tsilionis announced that the deadline to submit essays for the 26th annual mother of the year competition is April 7th. Mr. Tsilionis reported that the committee will also be voting shortly to select the Senior of the Year.

PUBLIC SAFETY

Councilman Jacobs congratulated the police department for having made 6 arrests within the past thirty days of individuals attempting to break into vehicles. Mr. Jacobs encouraged residents to lock their cars. Councilman Jacobs reported that the Shade Tree Commission's tree pruning program is working well as evidenced during the last snow storm during which no trees were reported down. Mr. Jacobs thanked the fire department for a great evening this past Saturday and congratulated Irv Loveless and other firefighters upon their being recognized for their many years of service. Councilman Jacobs reported that the Senior Citizens Advisory Board has been meeting to develop programs and events for seniors.

CAPITAL IMPROVEMENTS

Councilman Leonard also thanked the fire department for a wonderful evening at their annual awards dinner. Mr. Leonard encouraged residents to take advantage of the innovative programs being offered at the Roseland Library. Mr. Leonard announce that the annual Running4Answers 4K run is scheduled for April 29th and the Noecker School Tricky Tray fund raiser is scheduled for May 23rd.

PUBLIC AFFAIRS

Councilwoman Tolli reported that the Municipal Youth Guidance Council prepared lunch at Our Lady of the Valley soup kitchen in Orange on Saturday, February 4th. Mrs. Tolli added that the Municipal Youth Guidance Council students will be preparing bag lunches for homeless people this coming Tuesday at the Roseland First Aid Squad building in conjunction with the Gellman Foundation. Councilwoman Tolli noted that it was very enlightening to learn how many years of service so many members of the fire department have volunteered. Mrs. Tolli noted that the Roseland First Aid Squad held their annual dinner on February 11th where several members received service awards, including Joe Silvia who was honored for thirty years of service. It was also announced that the first aid squad responded to 600 calls in 2016, including 26 calls for mutual aid to surrounding communities. Councilwoman Tolli reported that the Beautification Committee is awaiting delivery of new banners that will be installed on utility poles throughout the center of town in April. Mrs. Tolli explained how the Junior Women's Club and Atria are partnering to make tote bags and bottles out of supermarket plastic bags. Collection boxes are being setup where residents can deposit plastic bags. Mrs. Tolli announced that the Recreation Department and the Municipal Youth Guidance Council will be hosting the 17th annual Easter Egg Hunt on Saturday, April 8th.

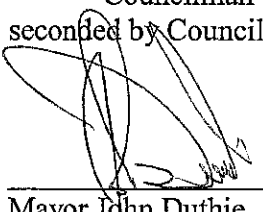
APPROVAL OF MINUTES

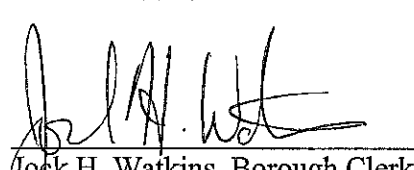
Councilwoman Tolli made a motion to approve the minutes of the February 2, 2017 Budget Meeting, the February 7, 2015 Caucus Meeting, the February 15, 2017 Budget Meeting, and the March 7, 2015 Caucus Meeting. The motion was seconded by Councilman Leonard and approved by a 6-0 voice vote.

PUBLIC COMMENT

None

Councilman Tsilionis made a motion to adjourn the meeting at 10:33 PM. The motion was seconded by Councilman Vidovich and approved by a 6-0 voice vote.



Mayor John Duthie

Jock H. Watkins, Borough Clerk

Approved: June 5, 2018

ROLL CALL

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