

BOROUGH OF ROSELAND
COUNTY OF ESSEX, STATE OF NEW JERSEY

APRIL 17, 2018
PUBLIC MEETING ROOM
19 HARRISON AVENUE
6:30PM EXECUTIVE SESSION
7:30PM OPEN SESSION

COUNCIL MEETING MINUTES

CALL TO ORDER & SUNSHINE STATEMENT

The April 17, 2018 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 date, time and location of the meeting was 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:

John Duthie, Mayor
Christopher Bardi, Councilman
David Jacobs, Councilman
Richard N. Leonard, Councilman
Peter M. Smith, Councilman
Michelle Tolli, Council President
Thomas Tsilionis, Councilman (6:41)

ALSO IN ATTENDANCE:

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

EXECUTIVE SESSION

Borough Attorney Sheffet read Resolution No. 134-2018 Approval to Close to Executive Session to discuss the following:

1. Redevelopment of 85 Livingston Avenue and 6 Becker Farm Road
2. Personnel
3. Garbage Contract-Default
4. Fair Share Housing vs Roseland

Councilman Jacobs made a motion to approve the Resolution at 6:31 PM. The motion was seconded by Councilwoman Tolli and approved by a 5-0 voice vote (Mr. Tsilionis arrived after vote).

Councilman Jacobs made a motion to close Executive Session and to return open session at 7:26 PM. The motion was seconded by Councilman Smith and approved by a 6-0 voice vote. Mayor Duthie read the Sunshine Statement again at 7:30 PM and called the public meeting to order. Clerk Watkins called the roll with there being no changes.

SALUTE TO THE FLAG

Mayor Duthie led the Salute to the Flag.

PRESENTATIONS

Mayor Duthie read and presented a proclamation to Lea Bachenheimer, a Roseland resident and member of the South Orange Volunteer Rescue Squad, upon her receipt of a New Jersey Department of Health Outstanding Emergency Medical Service Action by Youth Award.

Mayor Duthie read and presented a proclamation to Trevor Jedwabnik upon his achieving the rank of Eagle Scout.

Mayor Duthie read a proclamation declaring April 27th as Arbor Day 2018 in Roseland. Mayor Duthie announced that there will be an Arbor Day celebration held at Noecker School on April 30th.

PUBLIC COMMENT

William Tedesco, 20 Meeker Court

PUBLIC HEARING & ADOPTION OF ORDINANCES

Clerk Watkins read **Ordinance No. 05-2018** for the second time: "Ordinance of the Borough of Roseland, County of Essex, New Jersey approving the application for a long-term tax exemption and authorizing the execution of a financial agreement with 6 Becker Urban Renewal, L.L.C.". Councilman Smith made a motion to open the public hearing on Ordinance No. 05-2018. Councilman Jacobs seconded the motion and the motion was approved by a 6-0 voice vote.

Prior to accepting public comment on the ordinance, Financial Advisor Dan Mariniello of NW Financial Group and Redevelopment Attorney Bill Northgrave explained the details of the proposed financial agreement and the next steps in the redevelopment process should this ordinance be adopted. Throughout the hearing, Mr. Mariniello and Mr. Northgrave responded to questions from the public and the governing body.

PUBLIC COMMENT

Louis DeBell 4 Clarendon Court

Scott Gorman	4 Cooper Avenue
Robin Cassidy	2 Cooper Avenue
John Derites	72 Freeman Street
Elaine Perna	68 Freeman Street
Chris LaBianca	20 Thackeray Drive
William Tedesco	20 Meeker Court

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 Ordinance No. 05-2018 for the third and final time: "Ordinance of the Borough of Roseland, County of Essex, New Jersey approving the application for a long-term tax exemption and authorizing the execution of a financial agreement with 6 Becker Urban Renewal, L.L.C.". Councilman Smith made a motion to adopt Ordinance No. 05-2018. The motion was seconded by Councilwoman Tolli and approved by a 5-1 roll call vote, with Councilman Leonard voting against the motion.

Clerk Watkins read **Ordinance No. 06-2018** for the second time: "Ordinance of the Borough of Roseland, County of Essex, New Jersey approving the application for a long-term tax exemption and authorizing the execution of a financial agreement with 85 Livingston Urban Renewal, L.L.C.". Councilman Smith made a motion to open the public hearing on Ordinance No. 06-2018. Councilman Jacobs seconded the motion and the motion was approved by a 6-0 voice vote.

There being no one wishing 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 Ordinance No. 06-2018 for the third and final time: "Ordinance of the Borough of Roseland, County of Essex, New Jersey approving the application for a long-term tax exemption and authorizing the execution of a financial agreement with 85 Livingston Urban Renewal, L.L.C.". Councilman Smith made a motion to adopt Ordinance No. 06-2018. The motion was seconded by Councilwoman Tolli and approved by a 5-1 roll call vote, with Councilman Leonard voting against the motion.

ADOPTION OF RESOLUTIONS

Item No. 13 on the Consent Agenda was amended to reflect that Joan McGuirk resigned as Secretary of the Shade Tree Commission. Councilman Jacobs made a motion to approve the fifteen resolutions, and the items on the Consent Agenda with the noted amendment:

Resolution No. 135-2018 Approval of one year renewal for Employee Life Insurance Policy with MetLife Insurance Company

Resolution No. 136-2018 approving a Water and Sewer Payment Plan for 34 Glen Avenue Account 3000006-1

Resolution No. 137-2018 authorizing Funds for 2018 Planning Board Professional Services

Resolution No. 138-2018 canceling water sewer billing-balances and refunds

Resolution No. 139-2018 authorizing a refund of water sewer overpayments

Resolution No. 140-2018 authorizing the Water and Sewer Operator John Manganaro to develop the Consumer Confidence Report for 2017 for an amount not to exceed \$1,200.00

Resolution No. 141-2018 Ratification of Salaries – March 2018

Resolution No. 142-2018 approval of April 13, 2018 Bill List

Resolution No. 143-2018 approval of proposal from Maser Consulting to update the Vacant Land Inventory Report for an amount not to exceed \$10,000.00

Resolution No. 144-2018 accept quote from S. Rotondi & Sons Inc for vegetative waste removal for 2018 for an amount not to exceed \$9,450.00

Resolution No. 145-2018 accept quote for general electric services/repairs for 2018 to All Current Electrical LLC for an amount not to exceed \$9,000.00

Resolution No. 146-2018 establishing a Compressor Station Ad-Hoc Committee and appointing members thereto

Resolution No. 147-2018 award bid to American Asphalt and Milling Services LLC for the Locust Avenue Road Improvement Project at a cost of \$178,874.30

Resolution No. 148-2018 designating a Redeveloper and authorizing the execution of a Redevelopment Agreement with 6 Becker Urban Renewal, L.L.C.

Resolution No. 149-2018 designating a Redeveloper and authorizing the execution of a Redevelopment Agreement with 85 Livingston Urban Renewal, L.L.C.

CONSENT AGENDA

Approval for Melissa Barnes to attend “ Ethics of Affordable Housing” course to be held on April 20, 2018 from 1:00 PM to 4:00 PM in New Brunswick, NJ for a cost of \$142

Approval for Melissa Barnes to attend “Fair Housing” course to be held on April 20, 2018 from 9:00 AM to 12:30 PM in New Brunswick, NJ for a cost of \$131.00

Approval for Melissa Barnes to attend “Records Management for Affordable Housing” course to be Held on May 22, 2018 from 9:00 AM to 12:30 PM in New Brunswick, NJ for a cost of \$152.00

Approval for Melissa Barnes to attend “Qualifying Households for Affordable Housing” course to be held on June 13, 2018 from 9:00 AM to 4:00 PM in New Brunswick, NJ for a cost of \$297.00

Accept with regret the resignation of Carmen Koshnick as the recreation secretary effective April 20, 2018

Approval to waive the permit fee for “Running 4 Answers” 5K event to be held on April 28, 2018 at Harrison Field

Approval for William Styskal to volunteer for the Department of Public Works for a Senior Service Project effective May 1, 2018 through June 30, 2018

Approval for Marco Gencarelli to volunteer for the Recreation Department for Senior Service Project effective May 1, 2018 through June 30, 2018

Approval for Officer Luongo and Officer Nicholson to attend a three-part EMT refresher course at the Bergen County Technical School on May 14th, 15th and 16th for a total cost of \$660.00

Accept with regret the resignation of John Piserchia from the Shade Tree Commission effective April 10, 2018

Accept with regret the resignation of Peter Klimasovsky from the Shade Tree Commission effective April 10, 2018

Accept with regret the resignation of Bob McGuirk from the Shade Tree Commission effective April 27, 2018

Accept with regret the resignation of Joan McGuirk as Secretary of the Shade Tree Commission effective April 27, 2018

Approval for Gary Schall to attend training for Recycling Grant Reporting to be held on April 20, 2018 from 9:00 AM to 1:30 PM in New Brunswick

Councilman Bardi seconded the motion and the motion was approved by a 6-0 voice vote, with Councilman Leonard voting against Resolution No. 137-2018, Resolution No. 148-2018, and Resolution No. 149-2018; and abstaining from the vote on Resolution No. 141-2018.

MAYOR’S REPORT

Mayor Duthie reported that local contractor Thomas O’Beirne has volunteer his company to repair the stone wall at the Roseland Library. Mayor Duthie invited anyone who is interested in volunteering to assist with the repair to contact the municipal offices.

COMMITTEE REPORTS

PUBLIC WORKS

Councilman Smith thanked residents for their understanding of the difficulties that Council was faced with regarding the Court imposed development leading up to the approval of the two financial agreements tonight. Mr. Smith also thanked the Borough's professionals on these projects, Mr. Northgrave and Mr. Mariniello, and Borough Attorney Sheffet.

PUBLIC SAFETY

With the resignation of the remaining members of the Shade Tree Commission, Councilman Jacobs asked that the Department of Public Works check the condition of trees, identified by ribbons, which may be overhanging the street and utility lines in the woods on the Borough property on Woodland Avenue. Mr. Jacobs also urged residents not to speed on streets within the Borough, noting that speeding tickets are being issued in town and there have been a number of motor vehicle accidents.

Councilman Jacobs made a motion to grant permission to Mr. Christopher DeMarco to remove a tree on his property at 14 Evergreen Place at his own expense. The motion was seconded by Councilman Smith and approved by a 6-0 voice vote.

Councilman Jacobs made a motion to approve Resolution No. 151-2018 authorizing the purchase of four (4) portable radios and related equipment for the use of the Police Department under State Contract #83932 from North East Communications at a cost of eighteen thousand three hundred and forty-six dollars (\$18,346.00). The motion was seconded by Councilman Smith and approved by a 6-0 voice vote.

Councilman Jacobs made a motion to approve Resolution No. 150-2018 authorizing to pre-pay five hundred sixty-eight thousand eight hundred dollars (\$568,800.00) to Pierce Manufacturing for the purchase of a fire truck apparatus resulting in the reduction of the contract price by eighteen thousand four hundred and eighty dollars (\$18,480.00). The motion was seconded by Councilman Leonard and approved by a 6-0 voice vote.

RECREATION

Councilwoman Tolli announced that opening day baseball and the annual parade will be held this coming Saturday, April 21st, at Bond Force Park. Mrs. Tolli informed residents that the deadline for submission of nominations for Mother of the Year are due by Friday, April 27th. Councilwoman Tolli reported that the annual Running 4 Answers 5K Race to benefit the Cure Alzheimer's Fund will take place on Saturday April 28th at Harrison Field. Mrs. Tolli stated that there is still one opening on the Senior Transportation Committee. The Committee's next meeting will be held at the Caldwell Community Center on May 7th at 6:15 PM. Mrs. Tolli advised that the Beautification Committee will be planting flowers around town as soon as the weather breaks.

Councilwoman Tolli made a motion to authorize advertising for a part-time secretary for the Recreation Department. The motion was seconded by Councilman Bardi and approved by a 6-0 voice vote.

CAPITAL IMPROVEMENTS

Councilman Leonard reported that the Borough's Traffic Engineer met recently with Administrator Chumacas to review safety recommendations previously discussed by Council. Mr. Leonard added that he expects recommendations from the engineer to be forthcoming. Councilman Leonard stated that he attended the Fire Department's recent awards banquet noting that Tom Reed was honored for his daytime attendance, Eric Rasmussen was honored for ten years of service, and George Batta was honored for 52 years of service. Councilman Leonard announced that Chipotle's in West Caldwell will donate 50% of their proceeds between 4:00 PM and 8:00 PM on April 24th to the Roseland First Aid Squad when the patron mentions the Roseland First Aid Squad when ordering.

PUBLIC AFFAIRS

Councilman Bardi explained the resolution that was adopted tonight appointing members to the Compressor Station Ad Hoc Committee. Mr. Bardi announced that the Governing Body is teaming with the Sierra Club, Residents Against the Compressor Station (RACS), and a couple of other groups to oppose the proposed expansion of the compressor station on Eagle Rock Avenue. Mr. Bardi also mentioned that there are openings for four resident volunteers to serve on the committee. Anyone interested in serving should contact Councilman Bardi, Administrator Chumacas, or Clerk Watkins.

Administrator Chumacas reported that the draft newsletter has been circulated to Council and that the estimated cost to print and mail will not exceed three thousand five hundred dollars (\$3,500.00). After discussion, Councilman Bardi made a motion to send the newsletter now, rather than wait for additional content. The motion was seconded by Councilman Tsilionis and approved by a 6-0 voice vote.

ADMINISTRATION & FINANCE

Councilman Tsilionis reported that the 2018 Municipal Budget introduction and public hearing will take place at the May 1st caucus meeting. The meeting will be held in the Public Meeting room at 19 Harrison Avenue and the meeting will be televised.

Councilman Tsilionis made a motion to make TAPinto West Essex the official electronic newspaper for the Borough. The motion was seconded by Councilman Jacobs and approved by a 6-0 voice vote.

Councilman Tsilionis made a motion to approve Resolution No. 152-2018 granting Sanctioned Status to Non-Profit Organizations that Maximize Recreational, Educational and Cultural Opportunities for Residents. The motion was seconded by Councilman Jacobs and approved by a 6-0 voice vote.

APPROVAL OF MINUTES

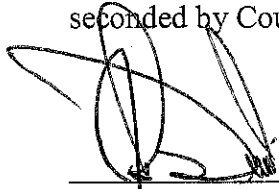
Council Jacobs made a motion to approve the minutes of the March 27, 2018 Council Meeting and the April 3, 2018 Caucus Meeting. The motion was seconded by Councilwoman Tolli and approved by a 6-0 voice vote.

PUBLIC COMMENT

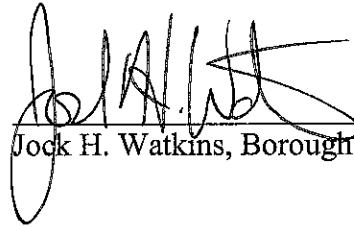
None

ADJOURNMENT

Councilman Jacobs made a motion to close the meeting at 10:08 PM. The motion was seconded by Councilman Bardi and approved by a 6-0 voice vote.



Mayor John Duthie



Jock H. Watkins, Borough Clerk

Approved: May 1, 2018

ROLL CALL

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