

BOROUGH OF ROSELAND
NEW JERSEY

SEPTEMBER 23, 2020
PUBLIC MEETING ROOM
VIA TELECONFERENCE
12:15 PM OPEN SESSION

SPECIAL EMERGENCY MEETING MINUTES

Due to the ongoing Coronavirus (COVID-19) emergency, the September 23, 2020 special emergency meeting of the Roseland Mayor and Council was called to order at 12:15 PM via teleconference by Mayor Spango. In accordance with the Open Public Meeting Act, Notice was sent to the Official Newspapers as soon as the meeting was scheduled and Notice was filed in the office of the Borough Clerk because adequate notice could not be provided. Notice of the emergency meeting was also posted on the Borough's website and social media sites. The public was invited to join the Roseland Council Meeting via computer by logging in to: <HTTPS://ZOOM.US/J/98026819989> with Passcode 400072, or via telephone by calling +1 646-558-8656, Webinar ID: 935 3048 4582

Due to the emergent nature of the matter on the agenda, adequate notice of the meeting was not provided in accordance with the Open Public Meeting Act. Pursuant to N.J.S.A. 10:4-10.b., adequate notice was not provided because:

- 1) Nature and importance of urgency: Site conditions discovered during the course of the construction phase of the replacement and rehabilitation of several pressure regulating valves (PRVs) located within the Borough Water Utility System, revealed that the valves that isolate the Eagle Rock Pressure Reducing Valve Vault were not functioning and because it is imperative to isolate the vault to make the necessary improvements, an alternate method needed to be included in the contract; and;
- 2) Nature of the substantial harm to the public interest likely to result from a delay in the holding of the meeting: The PRVs reduce pressures in the water system that would otherwise be high, and delay of approving Change Order #2 could potentially lead to water system leaks and/or residential water service failures; and
- 3) The meeting agenda was limited to discussion of and acting on the proposed change order; and
- 4) Notice of the meeting was provided to the official newspapers on September 22, 2020, posted on the Borough's website, sent to the public via social media, and filed in the office of the Borough Clerk as soon as the meeting was scheduled.
- 5) The need for the meeting could not reasonably have been foreseen at a time when adequate notice could have been provided, because the conditions were discovered during an active construction project.

IN ATTENDANCE:

James R. Spango, Mayor
Christopher Bardi, Council President
Jean Perrotti, Councilwoman
Michele Tulli, Councilwoman
Marcelino Trillo, Councilman

ABSENT:

Eileen Fishman, Councilwoman
Roger Freda, Councilman

ALSO IN ATTENDANCE:

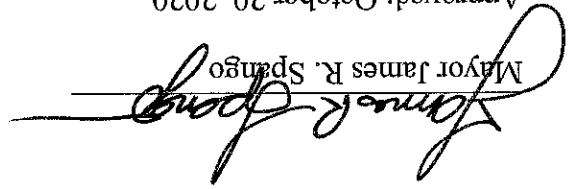
Maureen Chumacas, Borough Administrator
Jock H. Watkins, Borough Clerk
Jon Noble McDonnell, Borough Attorney

Mayor Spango called for a motion to approve the emergency meeting. Councilman Bardi made a motion to approve holding an emergency meeting. The motion was seconded by Councilman Trillo and approved by a unanimous 4-0 roll call vote of members present, with Mr. Bardi, Mrs. Perrotti, Mrs. Tulli, and Mr. Trillo all voting in the affirmative.

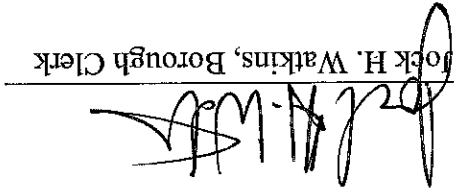
Councilwoman Perrotti made a motion to approve Resolution No. 281-2020 approving Change Order #2 in the amount of \$23,831.86 to the contract with Fred Devens Construction for the 2019 Pressure Regulator Improvements project, bringing the adjusted contract total to \$321,906.36. The motion was seconded by Councilwoman Tulli and approved by a 4-0 roll call vote, with Mr. Bardi, Mrs. Perrotti, Mrs. Tulli, and Mr. Trillo all voting in the affirmative.

Councilman Trillo made a motion to open the meeting to public comment. The motion was seconded by Councilwoman Tulli and approved by a 4-0 voice vote (Fishman and Freda absent). There being no one wishing to be heard, Councilwoman Tulli made a motion to close public comment. The motion was seconded by Councilman Bardi and approved by a 4-0 voice vote (Fishman and Freda absent).

Councilwoman Perrotti made a motion to close the meeting at 12:20 PM. The motion was seconded by Councilman Trillo and approved by a 4-0 voice vote (Fishman and Freda absent).



Approved: October 20, 2020



Jock H. Watkins, Borough Clerk

VOICE VOTE

Aye: Bardi, Perrotti, Tulli, Trillo
Nay: None
Abstain: Fishman, Freda
Absent: None