

**ORDINANCE NO. 01-2024**

**BOROUGH OF ROSELAND  
COUNTY OF ESSEX, STATE OF NEW JERSEY**

**ORDINANCE OF THE BOROUGH OF ROSELAND, IN THE COUNTY  
OF ESSEX, NEW JERSEY, AMENDING CERTAIN BOND ORDINANCES  
AND APPROPRIATING/REAPPROPRIATING \$1,365,943 IN ORDER TO  
PROVIDE FOR VARIOUS WATER MAIN REPLACEMENTS.**

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELAND, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The Borough of Roseland, in the County of Essex, New Jersey (the “Borough”) hereby amends Section 3(a) of Bond Ordinance #11-2011, finally adopted September 20, 2011, as amended by Bond Ordinances #10-2017 and #02-2022, on August 15, 2017 and March 1, 2022, respectively, and as supplemented by Bond Ordinances #15-2018 and #13-2022, on November 13, 2018 and July 19, 2022, respectively, to appropriate the amount of \$526,989 to provide for various water main replacements, as further described in Section 5 hereof.

Section 2. The Borough hereby amends Sections 3(a), 3(b), 3(c) and 3(d) of Bond Ordinance #13-2020, finally adopted May 19, 2020, as supplemented by Bond Ordinance #3-2021, on February 16, 2021, to appropriate the aggregate amount of \$165,500, consisting of \$92,705 from Section 3(a), \$18,762 from Section 3(b), \$38,222 from Section 3(c) and \$15,811 from Section 3(d), to provide for various water main replacements, as further described in Section 5 hereof.

Section 3. Pursuant to N.J.S.A. 40A:2-39, the Borough hereby determines that \$673,454 of the proceeds of obligations originally made available pursuant to the following bond ordinances of the Borough are no longer necessary for the various purposes for which the obligations previously were authorized:

<u>Bond Ordinance Number</u>	<u>Improvement Description</u>	<u>Date of Adoption</u>	<u>Amount to be Reappropriated</u>
#11-2011, as amended by #10-2017 and #02-2022, and as supplemented by #15-2018 and #13-2022	Various improvements to the Water/Sewer Utility, including, but not limited to, the installation of manholes and check valves, the relining and replacement of water mains, improvements to Fire Booster Pump Station, Booster Pump Station and Grinder Unit Main Pump Station, the Sewer Flow Meter Replacement Project, a new water meter reading system, improvements to the Borough's water tower, the acquisition of a generator for a pump station, the installation of an altitude valve on the existing tank and the transport, installation, disinfection and testing of a second water tank, including a concrete slab and piping, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.	September 20, 2011, as amended August 15, 2017 and March 1, 2022, and as supplemented November 13, 2018 and July 19, 2022.	\$70,663
Section 3(a) of #13-2020, as supplemented by #3-2021	The Water Main Replacement Project, including all work and materials necessary therefor and incidental thereto.	May 19, 2020, as supplemented February 16, 2021	\$15,091
Section 3(b) of #13-2020, as supplemented by #3-2021	The replacement of pressure regulators, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.	May 19, 2020, as supplemented February 16, 2021	\$3,000
Section 3(c) of #13-2020, as supplemented by #3-2021	Collection system improvements, including, but not limited to, upgrades to existing pipes and further including all work and materials necessary therefor and incidental thereto.	May 19, 2020 as supplemented February 16, 2021	\$6,200

<u>Bond Ordinance Number</u>	<u>Improvement Description</u>	<u>Date of Adoption</u>	<u>Amount to be Reappropriated</u>
Section 3(d) of #13-2020, as supplemented by #3-2021	Pump station improvements, including, but not limited to, upgrades to pressure regulators and further including all work and materials necessary therefor and incidental thereto.	May 19, 2020 as supplemented February 16, 2021	\$2,500
#12-2022	Water main replacement on Glen Avenue, Westview Avenue and Green Avenue, including all work and materials necessary therefor and incidental thereto.	July 19, 2022	\$326,000
Section 3(b) of #6-2023	Main pump station improvements, including, but not limited to, the replacement of pumps and the installation of new direct drive pumps and further including all work and materials necessary therefor and incidental thereto.	February 21, 2023	\$250,000
Total:			\$673,454

Section 4. The Borough hereby reappropriates the \$673,454 proceeds described in Section 3 and made available pursuant to N.J.S.A. 40A:2-39 to provide for various water main replacements as described in Section 5 hereof.

Section 5. Pursuant to Sections 1, 2 and 4 hereof, the Borough hereby appropriates the sum of \$1,365,943, including \$526,989 referenced in and made available pursuant to Section 1 hereof, \$165,500 referenced in and made available pursuant to Section 2 hereof and \$673,454 referenced in and made available pursuant to Section 4 hereof to provide for various water main replacements, including, but not limited to, the replacement of water mains on Eagle Rock Avenue, Roseland Avenue and Livingston Avenue, including all work and materials necessary therefor and incidental thereto.

Section 6. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 7. The Borough hereby revokes, repeals and rescinds Ordinance #28-2023 finally adopted on October 23, 2023. The Borough hereby ratifies, confirms and approves any actions taken pursuant to such bond ordinance as if authorized hereunder.

Section 8. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

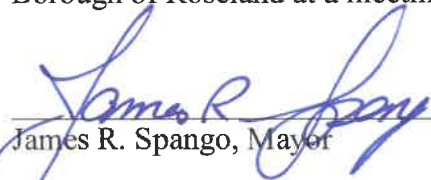
DATE OF INTRODUCTION: January 2, 2024

Motion to Introduce by: Councilwoman Fishman  
Motion Seconded by: Councilman Trillo  
Introduction Approved: 5-0 Voice Vote (Freda absent)

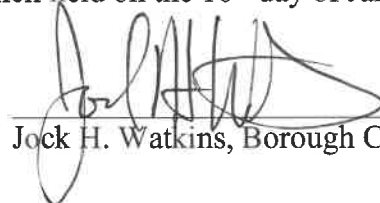
DATE OF ADOPTION: January 16, 2024

COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	RECUSE	ABSENT
Councilman Bardi							X
Councilman Biront			X				
Councilwoman Fishman		X	X				
Councilman Freda							X
Councilwoman Perrotti	X		X				
Councilman Trillo			X				
Mayor Spango (In case of tie)							
VOTE:			4	0			

I hereby certify that the above Ordinance was duly adopted by the Mayor and Council of the Borough of Roseland at a meeting of Borough Council held on the 16<sup>th</sup> day of January, 2024.



James R. Spango, Mayor



Jock H. Watkins, Borough Clerk

Date of Publication:

CLERK'S CERTIFICATE

I, Jock H. Watkins, Clerk of the Borough of Roseland, in the County of Essex, State of New Jersey, HEREBY CERTIFY as follows:

1. I am the duly appointed Clerk of the Borough of Roseland, in the County of Essex, State of New Jersey (herein called the "Borough"). In this capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Borough and the records relative to all ordinances and resolutions of the Borough. The representations made herein are based upon the records of the Borough.

2. Attached hereto is a true and complete copy of an ordinance passed by the governing body of the Borough on first reading on January 2, 2024 and finally adopted by the governing body on January 16, 2024 and, where necessary, approved by the Mayor on January 16, 2024.

3. On January 3, 2024, a copy of the ordinance and a notice that copies of the ordinance would be made available to the members of the general public of the Borough who requested copies, up to and including the time of further consideration of the ordinance by the governing body, was posted in the principal municipal building of the Borough at the place where public notices are customarily posted. Copies of the ordinance were made available to all who requested them.

4. A certified copy of the ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services.

5. After final passage, the ordinance, a copy of which is attached hereto, was duly published on January 25, 2024. No protest signed by any person against making the improvement or incurring the indebtedness authorized therein, nor any petition

requesting that a referendum vote be taken on the action proposed in the ordinance has been presented to the governing body or to me or filed in my office within 20 days after the publication or at any other time after the final passage thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Borough this 15<sup>th</sup> day of February, 2024.



Jock H. Watkins, Clerk

[SEAL]



EXTRACT from the minutes of a regular meeting of the Borough Council of the Borough of Roseland, in the County of Essex, New Jersey held at 19 Harrison Avenue in the Borough on January 2, 2024 at 7:00 o'clock p.m.

PRESENT: James R. Spango, Mayor  
Christopher Bardi, Councilman  
John Biront, Councilman  
Eileen Fishman, Councilwoman  
Jean Perrotti, Councilwoman  
Marcelino Trillo, Councilman

ABSENT: Roger Freda, Councilman

[Attach appropriate minutes hereto]

BOROUGH OF ROSELAND  
COUNTY OF ESSEX, STATE OF NEW JERSEY

JANUARY 2, 2024  
19 HARRISON AVENUE  
6:30 PM OPEN SESSION

**CAUCUS MEETING MINUTES**

The January 2, 2024 meeting of the Roseland Mayor and Council was called to order at 6:30 PM by Mayor Spango. 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, sent to the official newspapers, posted on the public bulletin board in the Municipal Building and filed in the office of the Borough Clerk. This meeting was also available via Zoom conference call.

**IN ATTENDANCE:**

James R. Spango, Mayor  
Christopher Bardi, Councilman  
John Biront, Councilman  
Eileen Fishman, Councilwoman  
Jean Perrotti, Councilwoman  
Marcelino Trillo, Councilman

**ABSENT:**

Roger Freda, Councilman

**ALSO IN ATTENDANCE:**

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

**SALUTE TO THE FLAG**

Mayor Spango led the salute to the flag.

**PUBLIC COMMENT**

None

**INTRODUCTION OF ORDINANCES**

Councilwoman Fishman made a motion to introduce Ordinance No. 01-2024: "An ordinance of the Borough of Roseland, in the County of Essex, New Jersey, amending certain bond ordinances and appropriating/reappropriating \$1,365,943 in order to provide for water main replacements". The motion was seconded by Councilman Trillo and approved by a 5-0 voice vote (Freda absent). The public hearing will be held on January 16, 2024.



## CERTIFICATE

I, Jock H. Watkins, Clerk of the Borough of Roseland, in the County of Essex, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Borough duly called and held on January 2, 2024 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Borough this 15<sup>th</sup> day of February, 2024.

A handwritten signature in black ink, appearing to read 'J. Watkins', is written over a horizontal line.


Jock H. Watkins, Clerk

(SEAL)

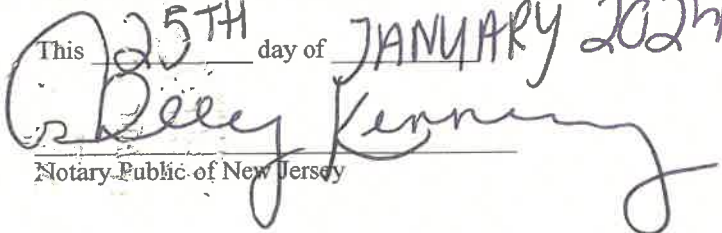
PROOF OF PUBLICATION AFFIDAVIT

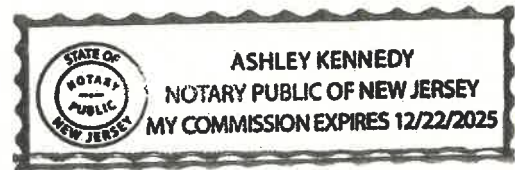
Date: January 5, 2024

As the duly appointed Clerk for the  
Borough of Roseland, in the  
County of Essex, State of New Jersey, I,  
Jock Watkins, hereby certify  
that a Public Notice, of which a copy  
is attached hereto, was published in  
The Star Ledger newspaper, in the  
January 5, 2024 issue of said newspaper.

  
Jock H. Watkins  
Municipal Clerk

Sworn and subscribed before me

This 25<sup>TH</sup> day of JANUARY 2024  
  
Notary Public of New Jersey



**Notice Content**

**BOROUGH OF ROSELAND NOTICE OF PENDING ORDINANCE AND SUMMARY** The ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Borough of Roseland, in the County of Essex, State of New Jersey, on January 2, 2024. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at a meeting of the governing body to be held at the municipal building at 19 Harrison Avenue, in the in the Borough on January 16, 2024 at 7 o'clock p.m. During the week prior to and up to and including the date of such meeting, copies of the full ordinance will be available at no cost and during regular business hours at the Clerk's Office for the members of the general public who shall request the same. The summary of the terms of such ordinance follows: Title: ORDINANCE OF THE BOROUGH OF ROSELAND, IN THE COUNTY OF ESSEX, NEW JERSEY, AMENDING CERTAIN BOND ORDINANCES AND APPROPRIATING/REAPPROPRIATING \$1,365,943 IN ORDER TO PROVIDE FOR WATER MAIN REPLACEMENTS Purposes: To appropriate the sum of \$1,365,943, including (i) \$526,989 made available by amendment to Section 3(a) of Bond Ordinance #11-2011, as amended by Bond Ordinance #10-2017 and Bond Ordinance #02-2022, and as supplemented by Bond Ordinance #15-2018 and #13-2022, (ii) \$165,500 made available by amendment to Sections 3(a), 3(b), 3(c) and 3(d) of Bond Ordinance #13-2020, as supplemented by Bond Ordinance #3-2021 and (iii) \$673,454 made available by reappropriation from various bond ordinances referred to in the above-titled ordinance, to provide for various water main replacements, including, but not limited to, the replacement of water mains on Eagle Rock Avenue, Roseland Avenue and Livingston Avenue, including all work and materials necessary therefor and incidental thereto Appropriation: \$1,365,943 Reappropriation: \$673,454 Bonds/Notes Authorized: \$0 Grant Appropriated: N/A Section 20 Costs: N/A Useful Life: N/A Jock H. Watkins, Clerk This Notice is published pursuant to N.J.S.A. 40A:2-17. 1/5/24 \$102.35

EXTRACT from the minutes of a regular meeting of the Borough Council of the Borough of Roseland, in the County of Essex, New Jersey held at 19 Harrison Avenue in the Borough on January 16, 2024 at 7:00 o'clock p.m.

PRESENT: James R. Spango, Mayor

John Biront, Councilman

Eileen Fishman, Councilwoman

Jean Perrotti, Councilwoman

Marcelino Trillo, Councilman

ABSENT: Christopher Bardi, Council President

Roger Freda, Councilman

[Attach appropriate minutes hereto]

**PUBLIC HEARING/ADOPTION OF ORDINANCES**

Clerk Watkins read Ordinance No. 01-2024 by title only for the second time: “Ordinance of the Borough of Roseland, in the County of Essex, New Jersey, amending certain bond ordinances and appropriating/reappropriating \$1,365,943 in order to provide for water main replacements”. Councilwoman Perrotti made a motion to open the public hearing on Ordinance No. 01-2024. The motion was seconded by Councilman Trillo and approved by a 4-0 voice vote with Councilman Biront recusing himself from the vote and Councilman Freda absent.

**PUBLIC COMMENT**

None

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

Clerk Watkins read Ordinance No. 01-2024 for the third and final time: “Ordinance of the Borough of Roseland, in the County of Essex, New Jersey, amending certain bond ordinances and appropriating/reappropriating \$1,365,943 in order to provide for water main replacements”. Councilwoman Perrotti made a motion to adopt Ordinance No. 01-2024. The motion was seconded by Councilwoman Fishman and approved by a 4-0 roll call vote (Bardi, Freda absent).

**APPROVAL OF BILLS**

Councilman Trillo made a motion to approve Resolution No. 46-2024 approving the January 12, 2024 bill list in the amount of \$14,228.80. The motion was seconded by Councilwoman Perrotti and approved by a 4-0 voice vote (Bardi, Freda absent).

**ADOPTION OF RESOLUTIONS**

Councilwoman Fishman made a motion to approve Resolution No. 44-2024 appointing Lorenzo Williams as a Patrol Sergeant to the Roseland Police Department and Resolution No. 45-2024 appointing Anthony McDavitt as a Patrol Sergeant to the Roseland Police Department. The motion was seconded by Councilwoman Perrotti and approved by a 4-0 voice vote (Bardi, Freda absent).

Councilman Trillo made a motion to approve the remaining ten resolutions on the agenda:

Resolution No. 47-2024 ratification of salaries – December 2023

Resolution No. 48-2024 appointing Anthony Mack as Borough Prosecutor and establishing salary

## CERTIFICATE

I, Jock H. Watkins, Clerk of the Borough of Roseland, in the County of Essex, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Borough duly called and held on January 16, 2024 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Borough this 15<sup>th</sup> day of February, 2024.



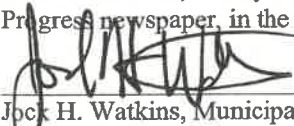
Jock H. Watkins, Clerk

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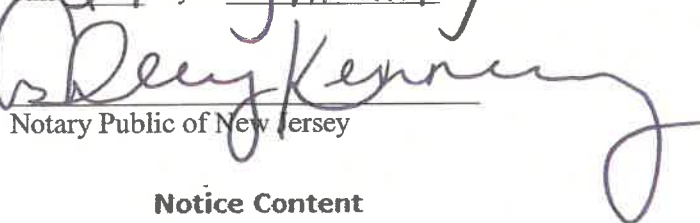
# PROOF OF PUBLICATION AFFIDAVIT

Date: January 25, 2024

As the duly appointed Municipal Clerk for the Borough of Roseland, in the County of Essex, State of New Jersey, I, Jock H. Watkins, hereby certify that a Public Notice, of which a copy is attached hereto, was published in The Progress newspaper, in the January 25, 2024 Issue of said newspaper.

  
Jock H. Watkins, Municipal Clerk

Sworn and subscribed before me

This 29th day of JANUARY 2024  
  
Notary Public of New Jersey

## Notice Content

Roseland Borough

### ORDINANCE STATEMENT AND SUMMARY

The ordinance, the summary terms of which are included herein, has been finally adopted by the Borough of Roseland, in the County of Essex, State of New Jersey on January 16, 2024 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such ordinance follows:

Title: ORDINANCE OF THE BOROUGH OF ROSELAND, IN THE COUNTY OF ESSEX, NEW JERSEY, AMENDING CERTAIN BOND ORDINANCES AND APPROPRIATING/REAPPROPRIATING \$1,365,943 IN ORDER TO PROVIDE FOR WATER MAIN REPLACEMENTS

Purposes: To appropriate the sum of \$1,365,943, including (i) \$526,989 made available by amendment to Section 3(a) of Bond Ordinance #11-2011, as amended by Bond Ordinance #10-2017 and Bond Ordinance #02-2022, and as supplemented by Bond Ordinance #15-2018 and #13-2022, (ii) \$165,500 made available by amendment to Sections 3(a), 3(b), 3(c) and 3(d) of Bond Ordinance #13-2020, as supplemented by Bond Ordinance #3-2021 and (iii) \$673,454 made available by reappropriation from various bond ordinances referred to in the above-titled ordinance, to provide for various water main replacements, including, but not limited to, the replacement of water mains on Eagle Rock Avenue, Roseland Avenue and Livingston Avenue, including all work and materials necessary therefor and incidental thereto

Appropriation: \$1,365,943  
Reappropriation: \$673,454  
Bonds/Notes Authorized: \$0  
Grant Appropriated: N/A  
Section 20 Costs: N/A  
Useful Life: N/A

Jock H. Watkins, Clerk  
P.F.\$38.25 01/25/T1