

BOROUGH OF ROSELAND
NEW JERSEY

JUNE 21, 2016
PUBLIC MEETING ROOM
BOROUGH HALL
7:00 PM

COUNCIL MEETING AGENDA

CALL TO ORDER & SUNSHINE STATEMENT

The June 21, 2016 Council Meeting of the Roseland Mayor and Council was called to order at 7:00 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 were included in the Annual Meeting Schedule, 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, Council President
Richard N. Leonard, Councilman
Peter M. Smith, Councilman
Michelle Tolli, Councilwoman
Mark Vidovich, Councilman

ABSENT:

Thomas Tsilionis, Councilman

ALSO IN ATTENDANCE:

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

SALUTE TO THE FLAG

Mayor Duthie led the Salute to the Flag.

PRESENTATIONS

Mayor Duthie presented a proclamation to Mrs. Anna Miola, a borough resident of over forty years, for her many years of volunteer service on the Senior Transportation Committee, the Senior Social Club, and various activities conducted by the Recreation Department. Mrs. Miola thanked the members of the Council, her friends, and fellow volunteers that she has worked with over the years.

Ms. Kathleen Still, recently retired from the recreation Department, was not present to receive a proclamation commemorating her service to the Borough.

Mayor Duthie introduced former Roseland First Aid Squad Coordinator Joe Silvia, and squad members Devon Hinchcliffe, Faith Ely, Keshan Patel, and Rima Patel. Mayor Duthie presented each with a proclamation commemorating their multiple CPR saves during the past year.

Mrs. Lisa Duthie, Sheryl Ryan, and Councilwoman Tolli introduced three West Essex high school students who were being presented with Municipal Youth Guidance scholarships. The first place \$1,000 scholarship was awarded to Ann Marie Lee, the second place \$750.00 scholarship was awarded to Kylie Donohue, and the \$500 third place scholarship was awarded to Cooper Salmon.

PUBLIC COMMENT

Mr. Martin Greenwald, president of Roseland Green Condominium Association, asked Council to revisit their decision on the Borough assuming responsibility for roadway maintenance within their condominium complex. Mayor Duthie commented that the reason why Roseland Green has not received the same consideration as some other complexes, is because of the language in the original Developer's Agreement for Roseland Green.

Essex County Liaison Dan Salvante announced that the county's summer concert series has begun, offering thirty-five concerts throughout the summer at various county parks. In addition, there are activities planned at the South Mountain Reservation, the Turtle Back Zoo will be open into the evening on Wednesday and Thursdays, and movies will be projected on the roof of the parking deck on Fridays.

Councilman Leonard commented that the County's mosquito hotline is a valuable resource for residents. Mayor Duthie thanked the County for their prompt repair of recent potholes.

PUBLIC HEARING OF ORDINANCES

Clerk Watkins read Ordinance No. 7-2016 AN ORDINANCE AMENDING CHAPTER XXX ENTITLED "LAND DEVELOPMENT", SECTION 30-403.17 ENTITLED "SIGNS" by title only for the second time.

Councilman Smith made a motion to open the public hearing. The motion was seconded by Councilman Vidovich and approved by a 5-0 voice vote (Tsilonis absent).

Councilman Jacobs expressed concerned that the Country Fair was not well attended, and a number of people commented on the lack of signs promoting the Farmer's Market, despite the fact that this ordinance has not yet been adopted. Councilman Leonard expressed his objection to the restriction of private business signs. Councilman Smith stated that he believes that there are more effective means of advertising without creating the "visual" pollution. Mayor Duthie reminded Council that the signs in question are currently prohibited and that this ordinance will now allow a limited number of these signs.

There being no more comments or questions on the ordinance, Councilman Vidovich made a motion to close the public hearing. The motion was seconded by Councilman Smith and approved by a 5-0 voice vote (Tsilionis absent).

Clerk Watkins read the ordinance for the third and final time. Councilman Vidovich made a motion to adopt the ordinance. The motion was seconded by Councilman Smith and approved by a 3-2 roll call vote with council members Smith, Tolli and Vidovich voting in the affirmative, council members Jacobs and Leonard voting against, and Councilman Tsilionis absent.

ADOPTION OF RESOLUTIONS

Councilman Jacobs made a motion to approve the twenty-two resolutions and the six consent agenda items:

Resolution No. 161-2016 approving the hiring of assignors and umpires for youth baseball/softball

Resolution No. 162-2016 approving the hiring of 2016 summer playground (SCRAM) administrative staff and counselors

Resolution No. 163-2016 approving the return of escrow/close account in the amount of \$7,874.42 to 45 Roseland Avenue LLC for 45 Roseland Avenues for a site plan

Resolution No. 164-2016 approving the return of escrow/close account in the amount of \$1,476.45 to Rickey & Sheryl Perez for a minor subdivision

Resolution No. 165-2016 approving the return of the Performance Bond in the amount \$500.00 to Avalon Bay Communities Inc. for 55 Locust Avenue

Resolution No. 166-2016 authorizing the refund of Building Permit No. 15-0172 in the amount of \$104.00 to Solar City

Resolution No. 167-2016 authorizing cancellation of certain water and sewer billings balances

Resolution No. 168-2016 approving the renewal of the Fairchild Retail liquor license

Resolution No. 169-2016 reappointing Kevin Esposito as Borough Tax Assessor

Resolution No. 170-2016 approving the renewal of the VFW Post 2619 liquor license

Resolution No. 171-2016 approving Tax Lien Redemption Certificate 15-00005

Resolution No. 172-2016 approving the refund of tax overpayments

Resolution No. 173-2016 authorizing the use of Open Space Funds for Maser Consulting to prepare a proposal for a recreation concept plan at the Dockrell property

Resolution No. 174-2016 approving the Bill List

Resolution No. 175-2016 approving the Open Space Bill List

Resolution No. 176-2016 authorizing refunds, overpayments or cancellations in the Tax Office

Resolution No. 177-2016 approving of Items of Revenue and Appropriation for a 2016 Clean Communities Grant in the amount of \$12,900.66

Resolution No. 178-2016 authorizing cancellation of certain recreation fees

Resolution No. 179-2016 approving the purchase of two new Police Utility Vehicles for a total cost of \$72,291.00, one marked and one unmarked, both with 5 Year extended service plan under Morris County Co-Op

Resolution No. 180-2016 approving Bill List No. 2

Resolution No. 181-2016 approving the return of unused escrow in the amount of \$5,605.69 to North Creek LLC for 10 Steel Court

Resolution No. 182-2016 authorizing the Planning Board to undertake a preliminary investigation to determine if 6 Becker Farm Road is an Area in Need of Redevelopment

CONSENT AGENDA

Approval for Kent Yates, Richard Loveless, and Paul Bilancia of the Fire Department to attend the Paratech Rescue Equipment Training on August 3, 2016 and August 4, 2016 at the Middlesex County Fire Academy for a total of \$150.00

Approval for the Senior Citizen Advisory Board to Honor Veterans on Veteran's Day

Approval to donate old recreation jerseys and sporting equipment to the Nicaragua Project Charity

Approval of CohnReznick Foundation Raffle License Application No. RA-357 for an off-premises draw raffle with a "2017 Masters Tournament Experience" prize valued at \$8,000.00

Appointment of Carmen Koshnick to fill the unexpired term of Kathy Still on the Beautification Committee and name Lauren Ponzio as Alternate No. 1

Approval of the Treasurer's Report

After some brief questions from members of the governing body, the motion was seconded by Councilwoman Tolli and approved by a 5-0 voice vote (Tsilionis absent).

MAYOR'S REPORT

Mayor Duthie congratulated all Roseland high school and college graduates. The Mayor also commended the police department and graduates of the recent LEAD (Law Enforcement Against Drugs) program at Noecker School. LEAD has taken the place of the DARE program.

The Mayor also encouraged residents and businesses, especially those in the center of town, to clear weeds and overgrowth along the curb line to keep Roseland looking clean and neat.

COMMITTEE REPORTS

PUBLIC WORKS

Councilman Smith expressed condolences on the recent passing Mr. Joseph C. DeVincentis, a math teacher at Noecker School. Mayor Duthie and Councilwoman Tolli added additional comments.

Councilman Smith also commended the Department of Public Works for their work, and encouraged residents to utilize the Roseland Public Library.

PUBLIC SAFETY

Councilman Jacobs echoed previous condolences for Mr. DeVincentis.

On behalf of the fire department, Councilman Jacobs cautioned residents that with summer grilling season upon us to use extreme caution when using propane. Mr. Jacobs also asked residents to be extra vigilant during the extreme heat at this time of year, and consider the impact of false alarms on firefighters who must wear heavy protective equipment.

On behalf of the police department, Councilman Jacobs reminded residents that school is out for the summer. Mr. Jacobs cautioned everyone to drive carefully with the children out and about. Councilman Jacobs also commended the police department for running the excellent LEAD program at Noecker School, and congratulated the sixty three children who recently graduated.

RECREATION

No report

CAPITAL IMPROVEMENTS

Councilman Leonard asked Council to consider approving the recommendation made by Assistant Superintendent of Public Works Critchett to purchase and install a grinder unit at the main pump station. Councilman Smith added that the matter will be on the agenda for discussion at the next Caucus meeting.

Councilman Leonard announced that Camp Wyanokie will be hosting an open house this Saturday, June 25th.

Councilman Leonard congratulated all of the recent graduates from West Essex High School and commended parents for the support of their children's continuing education.

Mr. Leonard also reported that the Farmers Market started this past Friday. There are seven new vendors at the Market this year, which is open from noon to 6:00 PM every Friday through September.

Councilman Leonard added that the number for the Essex County Mosquito Hotline is 973-239-3366, extension 2480.

PUBLIC AFFAIRS

Councilwoman Tolli provided more details on the events scheduled for the open house at Camp Wyanokie, and reminded residents that attendance is free, but attendees must pre-register.

Mrs. Tolli reported that there were several successful events held on June 11th - the annual 5 K run, the Junior Olympics, and the Roseland Country Fair.

ADMINISTRATION & FINANCE

Councilman Vidovich announced that upon final approval of the County budget, the Borough will prepare a presentation on the final tax bills.

Councilman Vidovich also reported on pending legislation that will help lessen the burden of the unreasonable and unrealistic recommendations by outside organizations regarding the number of affordable housing units the Borough must provide. The recommended numbers would potentially double the Borough's population in a very short time. Rather than discuss the matter in Executive Session, and then return to open session to move a resolution supporting the legislation, Councilman Vidovich made a motion to approve Resolution No. 184-2016 supporting the adoption of Senate Bill S2254 and Assembly Bill A3821 to clarify municipal affordable housing obligations. The motion was seconded by Councilman Leonard and approved by a 5-0 voice vote (Tsilionis absent).

APPROVAL OF MINUTES

Councilman Jacobs made a motion to approve the minutes of the May 17, 2016 Council Meeting. The motion was seconded by Councilman Smith and approved by a 5-0 voice vote (Tsilionis absent).

PUBLIC COMMENT

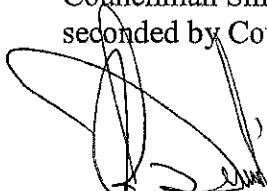
None

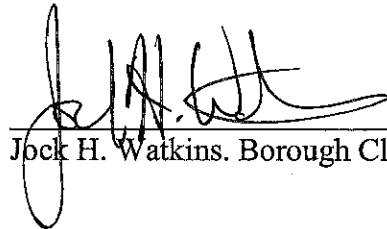
EXECUTIVE SESSION

Borough Attorney Sheffet read Resolution No. 183-2016 Approval to Close to Executive Session to discuss the following:

1. Personnel

Councilman Smith made a motion at 8:14 PM to close to Executive Session. The motion was seconded by Councilman Jacobs and approved by a 5-0 voice vote (Tsilionis absent).



Mayor John Duthie

Jock H. Watkins, Borough Clerk

Approved: July 19, 2016

ROLL CALL

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