

**REGULAR MEETING – MAY 2, 2019**

**READ PUBLIC MEETINGS LAW ARTICLE**

**ROLL CALL**

**MOMENT OF SILENCE/PRAAYER**

**PLEDGE OF ALLEGIANCE**

**COMMUNICATIONS**

None

**PROCLAMATIONS & PRESENTATIONS**

1. Business of the Month: Frenchy's Bar & Grill
2. Recognition: 2019 Reflections Program
3. Proclamation: 2019 Bike Month

**PUBLIC HEARING ON 2019 MUNICIPAL BUDGET (OUT OF REGULAR ORDER)**

**APPROVAL OF MEETING MINUTES, PENDING ANY CORRECTIONS**

1. Regular Meeting of April 18, 2019

**MOTION BILLS & PAYROLLS BE NOT READ AND PASSED FOR PAYMENT**

**PUBLIC PORTION (Time Limit 4 Minutes Limited to Agenda Items Only)**

**ORDINANCES FOR 2<sup>ND</sup> READING**

ORD No. 2571 AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2019

**ORDINANCES FOR INTRODUCTION**

ORD. No. 2572 AN ORDINANCE AMENDING CHAPTER XXVII, ARTICLE III, SECTION 27-6.3 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED "SEWERS; COSTS OF SEWER USE; USER CHARGES"

**CONSENT AGENDA**

"ALL MATTERS LISTED WITH AN ASTERISK (\*) ARE CONSIDERED TO BE ROUTINE AND NON-CONTROVERSIAL BY THE COUNCIL AND WILL BE APPROVED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A MEMBER OF THE GOVERNING BODY SO REQUESTS, IN WHICH CASE THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA AS PART OF THE GENERAL ORDERS."

\*\*\*\*\*  
\*\*\*\*\*

**RESOLUTIONS:**

- \* **#155-19** – Awarding a Professional Service Contract to Matrix New World Engineering, PC for Licensed Site Remediation Professional Services for the Project: Environmental Investigation of Roselle Park Ballfields, in an Amount Not to Exceed \$74,060.00
- \* **#156-19** – Setting the Terms of Resignation and Time Due Calculation for Kyle Snyder
- \* **#157-19** – Appointing Kristie Marcinczyk to the Position of Junior Police Records Clerk
- \* **#158-19** – Establishing 2019 Summer Hours at Borough Hall
- \* **#159-19** – Authorizing the Treasurer to Issue One (1) Check Totaling \$407.13 Payable to One (1) Lien Holder on One (1) Property
- \* **#160-19** – Authorizing the 2019 Municipal Budget to be Read by Title Only
- \* **#161-19** – Adopting the 2019 Municipal Budget
- \* **#162-19** – Appointing Anthony Calello to the Position of Probationary Patrolman within the Roselle Park Police Department
- \* **#163-19** – Accepting the Resignation of Kim Vitale from the Arts Committee
- \* **#164-19** – Waiving Parking Fees for the Municipal Lots on Chestnut Street for the Year 2019

**REPORTS OF DEPARTMENTS (Time Limit 3 Minutes)**

Written Reports Received:

1. Economic Development Director’s Report for March-April 2019

**REPORTS OF BOROUGH COUNCIL / COMMITTEES (Time Limit 7 Minutes)**

**REPORT OF THE MAYOR AND MAYORAL APPOINTMENTS (Time Limit 7 Minutes)**

**PUBLIC PORTION (Time Limit 3 Minutes On Any Subject)**

**EXECUTIVE (CLOSED) SESSION**

**ADJOURNMENT**

**NEXT REGULAR SCHEDULED MEETING OF THE MAYOR AND COUNCIL  
WILL BE HELD ON MAY 16, 2019**

## **ORDINANCES FOR SECOND READING**

### **ORDINANCE NO. 2571**

#### **AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2019**

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et. seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said final budget appropriations to 2.50% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations; and,

WHEREAS, a municipality may, by ordinance, bank the difference between its final budget appropriations and the 3.5% increase authorized by this ordinance when said difference is not appropriated as part of the final budget; and,

WHEREAS, the Borough Council of the Borough of Roselle Park, County of Union, hereby determines that this difference in the amount of \$136,727.60 that is not appropriated as part of the final 2019 budget shall be retained as an exception to the final appropriations in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED that a certified copy of this Ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

## ORDINANCES FOR INTRODUCTION

### ORDINANCE NO. 2572

AN ORDINANCE AMENDING CHAPTER XXVII, ARTICLE III,  
SECTION 27-6.3 OF THE CODE OF THE BOROUGH OF ROSELLE PARK  
ENTITLED “SEWERS; COSTS OF SEWER USE; USER CHARGES”

SECTION 1. Amendment to Section 27-6.3.a.

- a. All residential, commercial, industrial, institutional and governmental users, except municipal and local school district users, shall be charged at a uniform rate for domestic waste contributed to said system. The rate for the aforesaid usage shall be based on the water consumption in cubic feet consumed at any such premises based on the consumption readings as reported by New Jersey American Water Company for the period of twelve (12) months which can be most closely defined as the preceding year. The rate of charges shall be three (\$3.00) dollars for ~~2018~~**2019**. The unit basis for such charge shall consist of one hundred (100) cubic feet of water consumed. The minimum annual charge to be imposed pursuant to this section shall be fifty-seven (\$57.00) dollars.

SECTION 2. Amendment to Section 27-6.3.c.1.

c. *User Charges for Industrial Wastes.*

1. User charges for industrial waste shall be charged to industrial waste contributors who discharge industrial waste into the system. User charges for industrial waste shall be based upon the flow, suspended solids and biochemical oxygen demand of the waste as determined by the Borough Engineer. Sampling and measurement shall be accomplished by each industrial discharger at its own expense, and the results thereof shall be monitored by the Borough Engineer. Where deemed necessary by the Borough Engineer, permanent measurement and sampling facilities shall be installed by the industrial user at its own expense. The rate of charges for ~~2018~~**2019** shall be ~~\$663.52~~**\$648.86**.

SECTION 3. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section. Likewise, all strike through text should be considered a deletion, and all bolded text should be considered an addition.

SECTION 5. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

## RESOLUTIONS

### RESOLUTION NO. 155-19

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that a Professional Service Contract for Licensed Site Remediation Professional services for the project:

#### ENVIRONMENTAL INVESTIGATION OF ROSELLE PARK BALLFIELDS

be awarded to Matrix New World Engineering, PC of 26 Columbia Turnpike, Florham Park, New Jersey 07932 for the sum not to exceed Seventy Four Thousand Sixty Dollars and Zero Cents (\$74,060.00). This Resolution to take effect upon certification on this Resolution by the Borough Treasurer that sufficient funds are available; and,

BE IT FURTHER RESOLVED that charges incrementally incurred and paid associated with this contract shall be pursuant to the contract terms authorized in Resolution 31-19.

### RESOLUTION NO. 156-19

WHEREAS, Kyle Snyder resigned from the Borough of Roselle Park effective April 14, 2019; and,  
WHEREAS, Kyle Snyder is entitled to certain compensation; and,  
WHEREAS, it has been agreed by the Mayor and Council of the Borough of Roselle Park and Kyle Snyder that the break-down of time-due compensation will be paid as follows:

<u>Description</u>	<u>Amount of Days/Hours</u>	<u>Daily/Hourly Rate</u>	<u>Amount Due</u>
Vacation Days for 2019	9 days	\$ 311.67	\$ 2,805.03
Personal Days for 2019	0 days	\$ 311.67	\$ 0.00
Comp. Time for 2019	84.50 hours	\$ 37.5164	\$ 3,170.14
Holidays for 2019	3 days	\$ 311.67	\$ 935.01
Vacation Days for 2020 (5.25 Days Prorated)	5.25 days	\$ 311.67	\$ 1,636.27
Total Due			<u>\$ 8,546.45</u>

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Chief Financial Officer is hereby directed to pay Kyle Snyder the entitled compensation at the above schedule.

### RESOLUTION NO. 157-19

WHEREAS, effective April 8, 2019 a vacancy has existed in the position of Junior Police Records Clerk; and,

WHEREAS, the governing body recognizes that there exists a need to fill said position; and,

WHEREAS, all position posting requirements have been met pursuant to the Collective Bargaining Agreement between the Borough of Roselle Park and its Clerical Union employees.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby appoints Kristie Marcinczyk of 195 Gabriel Terrace, South Amboy, New Jersey 08879 to the position of Junior Police Records Clerk, effective May 6, 2019, at the prorated annual salary of \$33,265.24.

RESOLUTION NO. 158-19

WHEREAS, Article 20, Section D of the collective bargaining agreement between the Borough of Roselle Park and the Roselle Park Clerical Group Local 2326 states the following:

“Summer hours shall be in effect for Borough Hall employees only (excluding Police and DPW), and subject to annual agreement by the Borough Council (memorialized in a resolution) and annual majority consent of the union and non-union employees assigned to Borough Hall who would be eligible for summer hours. Weekly schedule and duration of the summer hours period is subject to annual negotiations and approval as described above;” and,

WHEREAS, a proposal has been made by the majority of the union and non-union employees assigned to Borough Hall who would be eligible for summer hours.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park hereby approve and establish 2019 Summer Hours for Borough Hall from Monday, June 3, 2019 through Friday, August 30, 2019 as follows:

Day of the Week	Hours of Operation
Monday	8:30 a.m. to 7:00 p.m.
Tuesday	7:00 a.m. to 4:30 p.m.
Wednesday	7:00 a.m. to 4:30 p.m.
Thursday	8:30 a.m. to 7:00 p.m.
Friday	Closed

RESOLUTION NO. 159-19

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Tax Collector hereby authorizes the Treasurer to issue one (1) check totaling \$407.13 payable to one (1) lien holder on one (1) property.

BOROUGH OF ROSELLE PARK TAX COLLECTOR ANALYSIS OF LIEN REDEMPTIONS 5/2/2019															
	TSC #	BLOCK	LOT	QUAL	PREMIUM	TOTAL AMOUNT REDEEMED	CERTIFICATE AMOUNT	REDEMPTION PENALTY PERCENTAGE	INTEREST ON CERTIFICATE DATE 5/2/2019	SEARCH FEE	RECORDING FEE	SUBSEQUENT TAXES PAID	INTEREST ON SUBSEQUENTS TO 5/2/2019	6% INTEREST PENALTY	LEGAL FEES
US BANK CUST FOR PC7 FIRSTRUST BANK	18-005	909	5.01			\$ 407.13	\$ 146.08		\$ 11.91	\$ 12.00	\$ 53.00	\$ 171.69	\$ 12.45		
						\$ -									
						\$ -									
						\$ -									
<b>TOTAL</b>						\$ 407.13	\$ 146.08	\$ -	\$ 11.91	\$ 12.00	\$ 53.00	\$ 171.69	\$ 12.45	\$ -	\$ -

RESOLUTION NO. 160-19

WHEREAS, N.J.S.A. 40A:4-8 as amended provides that the Budget shall be read in full at the public hearing or that it may be read by its title only if:

1. At least one week prior to the date of the hearing a complete copy of the approved Budget:
  - (a) shall be made available for public inspection in the free public library, if any, of the municipality and in the free county libraries or regional libraries located in the municipality or if no county libraries or regional libraries are located in the municipality, the county or regional library of the county in which the municipality is located, and the public officer delegated responsibility for delivering copies of the approved budget to such library shall forward to the governing body an attestation that each such delivery was made, and;

(b) is made available to each person requesting the same, during said week and during the public hearing.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that it is hereby declared that the conditions of N.J.S.A. 40A:4-8, as amended set forth in subsections 1 (a) and 1 (b), have been met and therefore the Budget for State Calendar Year 2019 shall be read by title only.

**RESOLUTION NO. 161-19**

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated in the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$13,390,952.82 (Item 2 below) for municipal purposes; and
- (b) \$\_\_\_\_\_ (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation; and
- (c) \$\_\_\_\_\_ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$\_\_\_\_\_ (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy.
- (e) \$395,139.58 (Item 5 below) for Minimum Library Tax.

**SUMMARY OF REVENUES**

1. General Revenues			
Surplus Anticipated		08-100	1,725,000.00
Miscellaneous Revenues Anticipated		40004-10	2,337,763.23
Receipts from Delinquent Taxes		15-499	460,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)		07-190	13,390,952.82
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY: Item 6, Sheet 41			
		07-195	
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)		07-191	
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			
4. To Be Added To the Certificate for Amount to be Raised by Taxation for Schools in Type II School Districts Only: Item 6(b), Sheet 11 (N.J.S. 40A:4-14)			

**SUMMARY OF APPROPRIATIONS**

5. GENERAL APPROPRIATIONS:		
Within "CAPS"	XXXXXXXX	XXXXXXXXXXXXXX
(a&b) Operations Including Contingent		12,460,689.00
(e) Deferred Charges and Statutory Expenditures - Municipal		1,613,221.00
Excluded from "CAPS"	XXXXXXXX	XXXXXXXXXXXXXX
(a) Operations - Total Operations Excluded from "CAPS"		970,546.03
(b) Capital Improvements		100,000.00
(d) Municipal Debt Service		2,138,284.23
(e) Deferred Charges - Municipal		20,462.37
(f) Judgments		
(n) Transferred to Board of Education for Use of Local Schools ( N.J.S. 40:48-17.1 & 17.3 )		
(g) Cash Deficit		
(k) For Local District School Purposes		
(m) Reserve for Uncollected Taxes (Included Other Reserves if Any)		1,005,653.00
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)		
TOTAL APPROPRIATIONS		\$18,308,855.63

IT IS HEREBY CERTIFIED that the within budget is a true copy of the budget finally adopted by Resolution of the Governing Body on the 2<sup>nd</sup> day of May, 2019; and, IT IS

FURTHER CERTIFIED that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2019 approved budget and all amendments thereto, if any, which

RESOLUTION NO. 162-19

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that Anthony Calello of 42 Meyer Road, Edison, New Jersey 08817 be and is hereby appointed to the position of Probationary Patrolman (7-12 months probation) in the Roselle Park Police Department, at an annual salary of \$57,353.17 effective May 20, 2019 for a twelve (12) month period ending May 19, 2020.

RESOLUTION NO. 163-19

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby accept the resignation of Kim Vitale from the Arts Committee effective April 28, 2019.

RESOLUTION NO. 164-18

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey, that the parking meter fees for the two municipal parking lots on Chestnut Street will be waived for the year 2019.