

**Borough of Roosevelt
33 N. Rochdale Avenue
Roosevelt, NJ 08555**

**Mayor and Council
Regular Meeting Minutes of June 22, 2020**

Mayor Malkin opened the meeting at 7:02 pm and explained that due to the Coronavirus and the need for social distancing, this meeting is being held remotely and available to the public in a live feed. M/Malkin read the Open Public Meetings Act statement which state, “Adequate notice of this meeting, as required by Chapter 231, P.L. 1975, has been provided by a public notice on January 6, 2020, which was posted on the Bulletin Board at the Roosevelt Post Office, on the Bulletin Board in the Roosevelt Post Office and in the Borough Hall. The notice was published in The Times and Asbury Park Press.”

ROLL CALL

	PRESENT	ABSENT	LATE ARRIVAL
<i>Councilmember Bowen</i>	✓		7:05 PM
<i>Councilmember Dermody</i>		✓	
<i>Councilmember Esakoff</i>	✓		7:05 PM
<i>Councilmember Hamilton</i>	✓		
<i>Councilmember Trammell</i>	✓		
<i>Councilmember Vroman</i>	✓		
<i>Mayor Malkin</i>	✓		

Also in attendance: Greg Cannon, Esq., Kathleen Hart, Borough Clerk

PUBLIC COMMENT (Agenda items only):

M/Malkin opened the meeting to Public Comment for agenda items only at 7:04 pm.

Mary Tulloss, 21 Lake Drive: Commented on Bamboo and Tree Ordinances.

C/Malkin closed the Public Comment for agenda items at 7:06 pm.

APPROVAL OF MINUTES

- **June 8, 2020 – Regular Council Meeting Minutes**

On a motion by C/Esakoff to accept the minutes as presented by the Borough Clerk, with a second offered by C/Bowen, the June 8, 2020 Regular Session Meeting Minutes were approved by the following roll call vote:

Roll Call

AYES: C/Bowen, C/Esakoff, C/Hamilton, C/Trammell
 NAYS: None
 ABSTAIN: C/Vroman
 ABSENT: C/Dermody

CORRESPONDENCE

1. Letter from Jean Shahn in support of Ordinance 2020-08.

ORDINANCES

SECOND READING AND PUBLIC HEARING

BOND ORDINANCE 20-07

AN ORDINANCE AMENDING AND SUPPLEMENTING THE ZONING ORDINANCES OF THE BOROUGH CODE TO REGULATE THE PLACEMENT AND USE OF PORTABLE ON-DEMAND STORAGE CONTAINERS IN RESIDENTIAL ZONES

EXPLANATORY STATEMENT: An Ordinance to regulate the placement and use of portable on-demand storage containers in residential zones.

M/Malkin opens the public hearing at 7:08 pm.

No public comment.

M/Malkin closes the public hearing at 7:09 pm.

C/Esakoff made the motion to adopt Ordinance 20-07, second offered by C/Vroman. M/Malkin clarified that this ordinance only covers portable units and does not cover dumpsters.

Roll Call

AYES: C/Bowen, C/Esakoff, C/Hamilton, C/Trammell, C/Vroman

NAYS: None

ABSTAIN: None

ABSENT: C/Dermody

SECOND READING AND PUBLIC HEARING

ORDINANCE 20-08

AN ORDINANCE OF THE BOROUGH OF ROOSEVELT AUGMENTING THE BOROUGH CODE TO INCLUDE NEW CHAPTER 19: "TREE PROTECTION" TO REGULATE THE REMOVAL OF TREES FROM ALL LANDS WITHIN THE BOROUGH

EXPLANATORY STATEMENT: Preserve trees and woodlands throughout the historic Borough of Roosevelt, and to restrict the removal of trees, thereby maintaining the beauty and character of the Borough, preventing erosion, and restricting any action that could create a hazard to persons or properties.

M/Malkin opens the public hearing at 7:11 pm.

Mary Tulloss, 21 Lake Drive: Is behind the intent of the ordinance but the public is not getting ample opportunity to comment on the ordinance; important for community to understand and support the ordinance; requested additional time for community member to review and comment on details of the ordinance; suggested developing a chart to show steps in process for tree removal.

Michael Ticktin, 37 N. Valley Road & Chair of Environmental Commission: Provided a list of comments from the Environmental Commission's review of the ordinance.

Rainey Hartley, 29 Farm Lane: Discussed permit fee, issuance of permit and enforcement of the ordinance.

Tim Hartley, 29 Farm Lane & Planning Board Member: Nervous about wording; would like to see ordinance tabled pending clarification of wording.

Kim Felong, 6 Pine Drive: The Ordinance is important but it is unnecessarily confusing.

Steve Taylor, 5 Oscar Drive: Is not in favor of this Ordinance; it is the wrong approach; will send his comments to the Environmental Commission.

C/Vroman departed the meeting at 7:24 pm.

M/Malkin closes the public hearing at 7:52 pm.

Council Discussion: C/Trammell stated that a tree ordinance is needed but it doesn't need to be lengthy and would like to have a committee formed to tailor the ordinance to the Borough. C/Bowen wants to make sure all Environmental Commission concerns are addressed and the ordinance should be subject to committee review and revision. C/Esakoff stated that if the ordinance needs to be tweaked, it should be done in a reasonable amount of time and would like to have an ordinance in place by August. C/Hamilton stated that a committee is needed as soon as possible to review and offer input to make sure the ordinance is user friendly; an ordinance is needed on the books now and a committee to review can be formed to concurrently review recommendations from the Environmental Commission and the ordinance can be amended as needed after the ordinance is in place. Attorney Cannon offered to host a ZOOM meeting for the review committee to discuss concerns and recommendations for the ordinance.

C/Hamilton made the motion to adopt Ordinance 20-08, second offered by C/Esakoff.

Roll Call

AYES: C/Bowen, C/Esakoff, C/Hamilton

NAYS: None

ABSTAIN: C/Trammell

ABSENT: C/Dermody, C/Vroman

FIRST READING AND INTRODUCTION

ORDINANCE 20-09

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 12: "PROPERTY MAINTENANCE" OF THE BOROUGH CODE TO CLARIFY SECTION 12-2 REGARDING BOROUGH OFFICIALS' RESPECTIVE DUTIES FOR PROCESSING LIENS FOR REMEDIATION OF DELINQUENT PROPERTIES

EXPLANATORY STATEMENT: This ordinance amends Borough Officials respective duties for processing liens on delinquent properties.

C/Hamilton made the motion to introduce Ordinance 20-09, second offered by C/Esakoff.

Roll Call

AYES: C/Bowen, C/Esakoff, C/Hamilton, C/Trammell

NAYS: None

ABSTAIN: None

ABSENT: C/Dermody, C/Vroman

Public Hearing to be held on July 13, 2020 at 7:00 pm at the Borough of Roosevelt, 33 N. Rochdale Avenue, Roosevelt, NJ 08555.

RESOLUTIONS

Resolution 20-67 Payment of Bills for June 22, 2020

C/Hamilton made the motion to adopt Resolution 20-67, second offered by C/Trammell. No discussion.

Roll Call

AYES: C/Bowen, C/Esakoff, C/Hamilton, C/Trammell
NAYS: None
ABSTAIN: None
ABSENT: C/Dermody, C/Vroman

Resolution 20-68 Authorizing a Shared Services Agreement with the Millstone Township Board of Education for Electric, HVAC and Mechanic Services

C/Trammell made the motion to adopt Resolution 20-68, second offered by C/Bowen. No discussion.

Roll Call

AYES: C/Bowen, C/Esakoff, C/Hamilton, C/Trammell
NAYS: None
ABSTAIN: None
ABSENT: C/Dermody, C/Vroman

REPORTS OF COMMITTEE CHAIRS

Public Works: C/Bowen explained that the garage has been painted; tree debris from the recent storm is being cleared; external maintenance is being done at the sewer plant; pet waste signs have been installed at the Tamara Drive triangle and will be installed at the Homestead Lane triangle as well.

Administration: No report.

Community Dev/Code: No report.

Finance: C/Hamilton explained that a finance committee meeting was held on June 19th and discussed the first aid squad allocation, the AT&T cell tower negotiations, 2020 budget preparation, estimated third quarter tax billing, the condition of water lines and utility budget review.

Utilities: C/Trammell explained that the water/sewer budget looks good; discussed the status of the construction project on Homestead Lane, Elm Court and Cedar Lane.

Envi. Health & Safety: No report.

REPORTS OF BOROUGH OFFICIALS: None.

OLD BUSINESS: None.

NEW BUSINESS

1. Structural Analysis PEER Review Report from TIC, dated June 15, 2020.
2. Letter from Roberts Engineering: M/Malkin read an excerpt from the letter.
3. Primary Election Information was provided by the Borough Clerk.

PUBLIC COMMENT (Any item):

M/Malkin opened the meeting to Public Comment for any item at 8:37 pm.

Michael Ticktin, 37 N. Valley Road: Requested a summarization of the Structural Analysis Peer Review Report.

Allen Newrath: Questioned the status of rescue squad.

C/Malkin closed the Public Comment at 8:40 pm.

CLOSED SESSION: Providing for a Private Executive Meeting that Excludes the Public

C/Trammell made a motion to move to Closed Session, seconded by C/Esakoff.

Kathleen Hart, Borough Clerk, read Resolution 20-69: Providing for a Private Executive Meeting that Excludes the Public.

WHEREAS, the “Open Public Meetings Act” enacted October 21, 1975 permits a public body to exclude the public from meetings or portions thereof wherein matters are to be discussed which are exempted from the requirements of the Act; and

WHEREAS, the said Act requires that prior to the holding of a meeting or portion thereof from which the public shall be excluded, the public body should adopt a Resolution at a public meeting providing for the holding of a private meeting; and

WHEREAS, the Borough Council of the Borough of Roosevelt has determined that a meeting should be held from which the public should be excluded in order to discuss a subject which is exempted under the said Act;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council, as follows:
That the next portion of this meeting to be held in Private Session.

That the general nature of the matter(s) to be discussed relate to the matters:

- a. Lease Agreement – AT&T

That no official action will be taken at this meeting but Minutes shall be kept and shall be available to the public after official action on the subject matter has been taken.

It is anticipated the discussion conducted in closed session can be disclosed to the public after no further action is required in this matter.

ROLL CALL VOTE:

AYES: C/Bowen, C/Esakoff, C/Hamilton, C/Trammell

NAYS: None

ABSTAIN: None

ABSENT: C/Dermody, C/Vroman

Time in: 8:50 pm

C/Hamilton made a motion to adjourn from Closed Session, second by C/Bowen. All in Favor.

Time out: 9:19 pm

At 9:20 pm, C/Esakoff made a motion to adjourn, with a second offered by C/Trammell and all in favor, the meeting adjourned at 9:20 pm.

The audio tape is available in the Clerk’s Office at Borough Hall.

Respectfully Submitted,

Kathleen Hart, Borough Clerk

Adopted Date: July 13, 2020