

DRAFT
BOROUGH OF ROOSEVELT
33 N. Rochdale Ave, Roosevelt Borough, NJ 08555

COUNCIL REGULAR MEETING AGENDA
June 19, 2023 @ 7:00 P.M.

TIME IN _____

Adequate notice of this meeting, as required by Chapter 231, P.L. 1975, has been provided by a public notice on January 6, 2023 which was posted on the Bulletin Board Roosevelt Post Office and in the Borough Hall. The notice was published in The Times and Asbury Park Press.

ROLL CALL

Councilmember Robert Atwood
Councilmember Louis Esakoff
Councilmember Michael Hamilton
Councilmember Constance Herrstrom
Councilmember Steven Macher
Councilmember Joseph Trammell
Mayor Peggy Malkin

MAYOR'S REPORT:

PUBLIC COMMENT: (Agenda items only)

PRESENTATIONS:

1. Potential Winery Proprietors
2. The Roosevelt Water Story presented by the Environmental Commission
3. Public Hearing regarding the County of Monmouth Municipal Park Improvement Grant Program 2023 for Restoration of the Franklin Delano Roosevelt Memorial Amphitheater and Grounds located on that part of Block 3, Lot 33 (Roosevelt Public School).

MINUTES:

1. Regular Meeting Minutes – May 1, 2023
2. Regular Meeting Minutes – May 15, 2023

ORDINANCES:

SECOND READING AND PUBLIC HEARING

ORDINANCE 2023-03

AN ORDINANCE AMENDING CHAPTER 2
ADMINISTRATION", ARTICLE VII:
ADMINISTRATIVE FEES", SUBSECTION 2-59
BOROUGH HALL RENTAL

M/Malkin opens the public comment at _____

M/Malkin closes the public comment at _____

SECOND READING AND PUBLIC HEARING

ORDINANCE 2023-04

CALENDAR YEAR 2023 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (NJSA. 40A:4-45.14)

M/Malkin opens the public comment at _____

M/Malkin closes the public comment at _____

FIRST READING:

BOND ORDINANCE 2023-05

BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 2022-03 ADOPTED ON APRIL 4, 2022, PROVIDING FOR VARIOUS WATER UTILITY IMPROVEMENTS, IN ORDER TO INCREASE THE APPROPRIATION THEREFOR BY \$180,000 FOR A TOTAL APPROPRIATION OF \$525,000, AND TO INCREASE THE AUTHORIZED BONDS AND NOTES TO BE ISSUED TO FINANCE A PORTION OF THE COSTS THEREOF BY \$180,000 FOR A TOTAL DEBT AUTHORIZATION OF \$525,000, AUTHORIZED IN AND BY THE BOROUGH OF ROOSEVELT, IN THE COUNTY OF MONMOUTH, NEW JERSEY

Public Hearing to be held on July 3, 2023 at 7:00 p.m. at the Borough of Roosevelt, 33 N. Rochdale Avenue, Roosevelt, NJ 08555

FIRST READING:

BOND ORDINANCE 2023-06

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO NORTH VALLEY ROAD, APPROPRIATING \$470,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$238,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF ROOSEVELT, IN THE COUNTY OF MONMOUTH, NEW JERSEY

Public Hearing to be held on July 3, 2023 at 7:00 p.m. at the Borough of Roosevelt, 33 N. Rochdale Avenue, Roosevelt, NJ 08555

RESOLUTION:

Resolution 23-63 Introduction of the 2023 Municipal Budget

Public Hearing to be held on July 17, 2023 at 7:00 p.m. at the Borough of Roosevelt, 33 N. Rochdale Avenue, Roosevelt, NJ 08555

CONSENT AGENDA RESOLUTIONS:

Resolution 23-64 Payment of Bills for June 19, 2023

- Resolution 23-65 Resolution Authorizing the Execution of an Agreement with Meghan Ann Bennett of Dilworth Paxson LLP, as Bond Counsel for the Borough of Roosevelt
- Resolution 23-66 Authorizing a Shared Services Agreement with the Millstone Township Board of Education for Electric, HVAC and Mechanic Services
- Resolution 23-67 Resolution Approving Shared Services Agreement with Monmouth County Board of Health for the Provision of Local Public Health Services
- Resolution 23-68 Resolution Awarding Emergency Contract for the Repair and/or Replacement of the Leaking Roof of the Borough's Water Treatment Plant
- Resolution 23-69 Resolution Authorizing Temporary Emergency Appropriations #3

REPORTS OF COMMITTEE CHAIRS:

- | | |
|-------------------------|-----------------------|
| Councilmember Atwood | Envi, Health & Safety |
| Councilmember Esakoff | Administration |
| Councilmember Hamilton | Finance |
| Councilmember Herrstrom | Community Dev/Code |
| Councilmember Macher | Public Works |
| Councilmember Trammell | Utilities |

REPORTS OF BOROUGH OFFICIALS:

UNFINISHED BUSINESS:

1. Discussion regarding proposed Ordinances for Yard Waste, Wildlife & Salt Storage

NEW BUSINESS:

PUBLIC COMMENT (Any item)

M/Malkin opens the public comment at _____
M/Malkin closes the public comment at _____

CLOSED SESSION:

Resolution 23-70 Providing for a Private Executive Meeting that Excludes the Public
 Time In: _____ Time Out: _____

ADJOURNMENT

TIME OUT: _____

ORDINANCE 2023-03
INTRODUCTION DATE: 05-15-2023
PUBLIC HEARING DATE: 06-19-2023

AN ORDINANCE AMENDING CHAPTER 2 “ADMINISTRATION”, ARTICLE VII:
“ADMINISTRATIVE FEES”, SUBSECTION 2-59 BOROUGH HALL RENTAL

WHEREAS, the Borough of Roosevelt (the “Borough”), as a municipal corporation, is empowered by Title 40 of the New Jersey Revised Statutes to issue and administer certain licenses and approvals, and to regulate and license certain activities within its limits; and

WHEREAS, the Borough charges certain fees for the provision of municipal services and the administration of its duties under New Jersey law and the Borough Code; and

WHEREAS, from time-to-time, pursuant to its authority under New Jersey law, it is necessary for the Borough to amend certain administrative fees to reflect changed circumstances and/or the cost(s) to the Borough of administering the applicable service or regulation;

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Roosevelt, County of Monmouth, State of New Jersey, hereby amends Chapter 2 “Administration, Article VII: “Administrative Fees”, Subsection 2-59 as follows: (~~stricken text~~ indicates deletions, underlined text indicates additions):

§2-59 BOROUGH HALL RENTAL.

- A. ~~Availability. The Borough Hall Council Meeting Room, together with its Kitchen and Restrooms, shall be available for event rental at such times as may be designated and upon such conditions as may be imposed by the Borough in its sole discretion.~~ Eligibility. Rental is limited to all Roosevelt residents (21 years of age and older), Roosevelt-based community organizations, and former Roosevelt residents.
- B. ~~Rental Application. Any person or entity seeking to schedule an event rental shall make such request upon an Application to be provided by the Borough, which shall be accompanied by the Security Deposit, and if applicable, the Rental Fee.~~ Availability. The Borough Hall Council Meeting Room, together with its Kitchen and Restrooms, shall be available for event rental at such times as may be designated and upon such conditions as may be imposed by the Borough in its sole discretion.
- C. ~~Security Deposit. All Applications shall be accompanied by a Refundable Security Deposit in the amount of \$300.00. The Borough shall have the right to retain the Security Deposit, and charge the applicant for any sum in excess of the deposit, to clean, repair, and/or restore the premises to its original condition, including cleaning and sanitizing the Borough Hall Council Meeting Room, and its attendant Kitchen and Restrooms, following the event.~~ Rental Application. Any person or entity seeking to schedule an event rental shall make such request upon an Application to be provided by the Borough, which shall be

accompanied by the Security Deposit. All applications must be approved by the Borough Council prior to the requested event date. All applicants shall make application at least 3 weeks prior to their event.

- D. ~~*Rental Fee.* All Roosevelt residents and Roosevelt-based community organizations shall be exempt from the Rental Fee. All other Applications shall be submitted with a non-refundable Rental Fee in the amount of \$150.00 to cover the Borough's administrative and janitorial costs.~~ *Security Deposit.* All Applications shall be accompanied by a Refundable Security Deposit in the amount of \$300.00. The Borough shall have the right to retain the Security Deposit, and charge the applicant for any sum in excess of the deposit, to clean, repair, and/or restore the premises to its original condition, including cleaning the Borough Hall Council Meeting Room, Kitchen and Restroom.
- E. *Alcohol Prohibited.* No alcohol is permitted within Borough Hall during any event rental.
- F. *Insurance.* All Applications shall be accompanied by proof of insurance for the event rental, with named insured(s), provisions, and limits acceptable to the Borough's insurer(s) as may be revised from time-to-time. The Borough's current insurance requirements for event rentals are available by contacting Borough Hall during regular business hours.

BE IT FURTHER ORDAINED that a copy of this Ordinance, upon introduction, shall be provided to all appropriate municipal agencies for their review and comment pursuant to applicable New Jersey Statutes; and

BE IT FURTHER ORDAINED that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect; and

BE IT FURTHER ORDAINED that, if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable; and

BE IT FURTHER ORDAINED that this ordinance shall be in full force and take effect immediately upon final passage and publication.

ATTEST:

APPROVED

Kathleen Hart, Borough Clerk

Peggy Malkin, Mayor

PUBLIC NOTICE: PLEASE TAKE NOTICE that the foregoing Ordinance was introduced and passed on first reading on the 15th day of May 2023, at a meeting of the Mayor and Council of the Borough of Roosevelt and will be taken up for final consideration and passage at a regularly scheduled meeting of the Mayor and Council of the Borough of Roosevelt to be held on the 19th day of June 2023 at the Municipal Building at 33 N. Rochdale Avenue, Roosevelt, New Jersey. Kathleen Hart, Borough Clerk

*BOROUGH OF ROOSEVELT
COUNTY OF MONMOUTH*

**ORDINANCE NO.: 2023-04
INTRODUCTION DATE: 05-15-2023
PUBLIC HEARING DATE: 06-19-2023**

**CALENDAR YEAR 2023 ORDINANCE TO EXCEED THE MUNICIPAL
BUDGET APPROPRIATION LIMITS AND TO ESTABLISH
A CAP BANK (NJSA. 40A:4-45.14)**

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 budget to 2.50% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45. 15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Governing Body of the Borough of Roosevelt in the County of Monmouth finds it advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Governing Body of the Borough of Roosevelt hereby determines that a 1.0% increase in the budget for said year, amounting to \$7,733.79 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Governing Body of the Borough of Roosevelt hereby determines that any amount authorized hereinabove 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.

NOW THEREFORE BE IT ORDAINED, by the Governing Body of the Borough of Roosevelt, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Borough of Roosevelt shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$27,068.26, and that the CY 2023 municipal budget for the Borough of Roosevelt be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove 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.

ATTEST:

APPROVED:

Kathleen Hart, Borough Clerk

Peggy Malkin, Mayor

PUBLIC NOTICE: PLEASE TAKE NOTICE that the foregoing Ordinance was introduced and passed on first reading on the 15th day of May 2023, at a meeting of the Mayor and Council of the Borough of Roosevelt and will be taken up for final consideration and passage at a regularly scheduled meeting of the Mayor and Council of the Borough of Roosevelt to be held on the 19th day of June 2023 at the Municipal Building at 33 N. Rochdale Avenue, Roosevelt, New Jersey. Kathleen Hart, Borough Clerk

**BOROUGH OF ROOSEVELT
COUNTY OF MONMOUTH**

**BOND ORDINANCE NO. 2023-05
INTRODUCTION DATE: 06-19-2023
PUBLIC HEARING DATE: 07-03-2023**

BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 2022-03 ADOPTED ON APRIL 4, 2022, PROVIDING FOR VARIOUS WATER UTILITY IMPROVEMENTS, IN ORDER TO INCREASE THE APPROPRIATION THEREFOR BY \$180,000 FOR A TOTAL APPROPRIATION OF \$525,000, AND TO INCREASE THE AUTHORIZED BONDS AND NOTES TO BE ISSUED TO FINANCE A PORTION OF THE COSTS THEREOF BY \$180,000 FOR A TOTAL DEBT AUTHORIZATION OF \$525,000, AUTHORIZED IN AND BY THE BOROUGH OF ROOSEVELT, IN THE COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, the Borough of Roosevelt, in the County of Monmouth, New Jersey (the "Borough") finally adopted Bond Ordinance No. 2022-03 on April 4, 2022 (the "Prior Ordinance"), providing for various Water Utility improvements; and

WHEREAS, the Borough has determined that the costs associated with said improvements are higher than anticipated and has determined to supplement the appropriation and bonds and notes authorized therefor.

NOW, THEREFORE, BE IT ORDAINED by the BOROUGH COUNCIL OF THE BOROUGH OF ROOSEVELT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3(a) of this bond ordinance are hereby authorized as Water Utility improvements to be undertaken in and by the Borough and were previously authorized by the Borough by the Prior Ordinance. For the improvements or purposes described in Section 3(a), there is hereby appropriated the sum of \$180,000 in addition to the \$345,000 appropriated by the Prior Ordinance, said sums being inclusive of all appropriations heretofore made therefor. No down payment is required or appropriated herein, in accordance with N.J.S.A. 40A:2-11c of the Local Bond Law, as this bond ordinance authorizes obligations solely for purposes which are self-liquidating and deductible from the gross debt of the Borough as set forth in N.J.S.A. 40A:2-7h.

Section 2. In order to finance the costs of said improvements or purposes, \$180,000 negotiable bonds are hereby authorized to be issued in addition to the \$345,000 previously authorized by the Prior Ordinance for a total principal amount not to exceed \$525,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purpose for which the bonds are to be issued consist of Water Utility improvements within the Borough, including replacement of the existing water main and water services along Pine Drive, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefor on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$525,000 including the \$180,000 authorized herein, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$525,000, which is equal to the amount of the \$180,000 supplemental appropriation herein made therefor and the \$345,000 appropriation made by the Prior Ordinance.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as Water Utility improvements and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is forty (40) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Municipal Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$180,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$40,000 authorized by the Prior Ordinance for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto. This ordinance shall constitute a declaration of official intent for the purposes and within the meaning of Section 1.150-2(e) of the United States Treasury Regulations.

(f) This bond ordinance authorizes obligations of the Borough solely for purposes described in subparagraph (h) of §40A:2-7 of the Local Bond Law, and the obligations authorized herein are to be issued for purposes which are self-liquidating within the meaning and limitation of N.J.S.A. 40A:2-45 of said Law and are deductible from the gross debt of the Borough pursuant to N.J.S.A. 40A:2-44c and N.J.S.A. 40A:2-46 of said Law.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Municipal Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and, unless paid from other sources, the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. All Ordinances or parts of ordinances in conflict or inconsistent with any of the terms of this ordinance are hereby repealed to the extent that they are in such conflict or are inconsistent. In the event that any section, part or provision of this ordinance shall be held to be unconstitutional or invalid by any court, such holding shall not affect the validity of this ordinance as a whole, or any part hereof other than the part so held unconstitutional or invalid.

Section 10. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**BOROUGH OF ROOSEVELT
COUNTY OF MONMOUTH**

**BOND ORDINANCE NO. 2023-06
INTRODUCED DATE: 06-19-2023
PUBLIC HEARING: 07-03-2023**

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO NORTH VALLEY ROAD, APPROPRIATING \$470,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$238,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF ROOSEVELT, IN THE COUNTY OF MONMOUTH, NEW JERSEY

BE IT ORDAINED by the BOROUGH COUNCIL OF THE BOROUGH OF ROOSEVELT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the Borough of Roosevelt, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$470,000, said sum being inclusive of all appropriations heretofore made therefor, including \$219,420 grant funds expected to be received from the New Jersey Department of Transportation (NJDOT), and the sum of \$12,580 as the down payment for said purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in the Capital Improvement Fund of one or more previously adopted budgets.

Section 2. In order to finance the costs of said improvements or purposes not provided for by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$238,000, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the obligations are to be issued consist of various improvements to North Valley Road, including, but not limited to, milling and paving, drainage improvements, and replacement of deteriorated curbing, manhole castings, signage, and pavement markings, together with all purposes necessary, incidental or apparent thereto, all as shown on and in accordance with plans, specifications or requisitions therefor on file with or through the chief financial officer of the Borough (the "Chief Financial Officer"), as finally approved by the governing body of the Borough.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$238,000, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$470,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$470,000 over the estimated maximum amount of bonds or notes to be issued therefor

being the amount of said \$12,580 down payment for said purposes, and the \$219,420 grant funds expected to be received from the NJDOT for said improvements.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is ten (10) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$238,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$70,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto. This ordinance shall

constitute a declaration of official intent for the purposes and within the meaning of Section 1.150-2(e) of the United States Treasury Regulations.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and, unless paid from other sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

*BOROUGH OF ROOSEVELT
COUNTY OF MONMOUTH
STATE OF NEW JERSEY*

**RESOLUTION NO. 23-63
MEETING DATE: 06-19-2023**

RESOLUTION APPROVING THE 2023 MUNICIPAL BUDGET

C/_____ offered the following Resolution and moved its adoption, which was second
by C/_____.

SEE BUDGET DOCUMENT ATTACHED

ROLL CALL VOTE:

AYES:

NAYS:

ABSTAIN:

ABSENT:

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough
Council at a meeting held on June 19, 2023.

Kathleen Hart
Borough Clerk

*BOROUGH OF ROOSEVELT
COUNTY OF MONMOUTH
STATE OF NEW JERSEY*

**RESOLUTION NO. 23-64
MEETING DATE: 06-19-2023**

PAYMENT OF BILLS FOR JUNE 19, 2023

C/ _____ offered the following resolution and moved its adoption, which was second by C/ _____.

WHEREAS, the attached list of bills have been submitted to the Council for payment approval; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for the payment of bills.

NOW, THEREFORE, BE IT RESOLVED that the bills on the attached bill list be paid.

ROLL CALL:

AYES:

NAYS:

ABSTAIN:

ABSENT:

CERTIFICATION

I HEREBY CERTIFY the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on June 19, 2023.

Kathleen Hart
Borough Clerk

June 15, 2023
10:30 AM

BOROUGH OF ROOSEVELT
Bill List By Vendor Name

Page No: 1

6-19-23 BILL LIST

P.O. Type: All
Range: First to Last
Format: Condensed
Vendors: All
Rcvd Batch Id Range: First to Last
Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y
Include Non-Budgeted: Y

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
AMFAR005	A & M FARMS & GARDEN CENTER	23-00278	05/23/23	FLOWERS FOR BOROUGH HALL	Open	20.97	0.00		
BOROU005	BOROUGH OF HIGHTSTOWN	23-00275	05/23/23	SOLID WASTE CONTRACT:JUN 2023	Open	6,030.58	0.00		
		23-00306	06/13/23	LANDFILL TIPPING FEES:MAY 2023	Open	<u>3,925.61</u>	0.00		
						9,956.19			
COMPL010	COMPLETE CARE MAINTENANCE, LLC	23-00296	06/08/23	MAY 2023 SERVICES	Open	400.00	0.00		
CROSS005	CROSS OVER NETWORKS, LLC	23-00089	02/15/23	2023 IT SERVICES	Open	398.00	0.00		B
DONAT005	DONATO, ESQ., MICHELE	23-00301	06/08/23	PLANNING BOARD 1/2-4/19/23	Open	268.95	0.00		
FREEH005	FREEHOLD SOIL CONSERVATION	23-00312	06/14/23	APPLIC FEE:TAMARA DRIVE	Open	1,770.00	0.00		
GANNE005	GANNETT NJ NEWSPAPERS	23-00263	05/19/23	APR 2023 NOTICES	Open	110.00	0.00		
GEORG005	GEORGE S COYNE CHEMICAL CO INC	23-00258	05/17/23	SEWER-2023 SODIUM ALUMINATE	Open	8,283.63	0.00		B
		23-00299	06/08/23	WATER-2023 SODIUM HYDROXIDE	Open	<u>1,984.71</u>	0.00		B
						10,268.34			
HOLDE005	HOLDEN, JOHN B.	23-00066	02/02/23	2023 WATER PLANT MANAGEMENT	Open	5,306.82	0.00		B
		23-00286	06/05/23	ADDITIONAL SERVICES-MAY 2023	Open	<u>235.68</u>	0.00		
						5,542.50			
INTER015	INTERSTATE WASTE SERVICES, INC	23-00018	01/12/23	2023 RECYCLING CONTRACT	Open	3,245.42	0.00		B
JCPL0005	JCP & L	23-00307	06/13/23	W/S-MAY 2023 ELECTRIC SERVICE	Open	3,383.14	0.00		
KYOCE005	KYOCERA DOCUMENT SOLUTIONS AME	23-00283	05/30/23	KYOCERA COPIER PYMT 56 OF 60	Open	194.63	0.00		
LYONS005	LYONS ENVIRONMENTAL SERV, LLC	23-00062	02/01/23	2023 SEWER PLANT MANAGEMENT	Open	9,075.00	0.00		B
		23-00295	06/08/23	WATER TESTING 5/2/23	Open	40.00	0.00		

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BOROUGH OF ROOSEVELT
Bill List By Vendor Name

Page No: 2

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
LYONS005	LYONS ENVIRONMENTAL SERV, LLC				Continued				
		23-00308	06/13/23	ADDT'L SERVICES 5/1 & 5/31/23	Open	<u>340.00</u>	0.00		
						9,455.00			
MCGUF005	MCGUFF-SILVERMAN, LUCRETIA								
		23-00298	06/08/23	REIMB:FLYER & POSTAGE	Open	159.69	0.00		
MCMAS005	MCMAS-MASTER-CARR SUPPLY COMPANY								
		23-00230	05/02/23	PAVEMENT MARKING TAPE	Open	61.32	0.00		
CITYC005	MURPHY, MICHAEL J.								
		23-00282	05/30/23	AccessiBe ADA SOFTWARE	Open	490.00	0.00		
NEWJE005	NEW JERSEY PLANNING OFFICIALS								
		23-00247	05/15/23	P/L BOARD-6/29/23 TRAINING	Open	85.00	0.00		
NJDEP005	NJ DEPARTMENT OF HEALTH								
		23-00300	06/08/23	DOG REPORT:APR 2023	Open	2.40	0.00		
NJFOR005	NJ FOREST SERVICE NURSERY								
		23-00051	01/27/23	150 BARERoot SEEDLINGS	Open	150.00	0.00		
NJSTA005	NJ STATE LEAGUE/MUNICIPALITIES								
		23-00267	05/22/23	2023-24 MAGAZINE SUBSCRIPTION	Open	125.00	0.00		
ORKIN005	ORKIN PEST CONTROL SERVICE								
		23-00254	05/17/23	MAY 2023 PEST CONTROL	Open	50.00	0.00		
		23-00279	05/24/23	APR 2023 PEST CONTROL	Open	50.00	0.00		
		23-00293	06/08/23	JUN 2023 PEST CONTROL	Open	<u>50.00</u>	0.00		
						150.00			
PARTY010	PARTY PERFECT RENTALS, LLC								
		23-00292	06/06/23	RENTALS FOR 7/4/23	Open	1,832.50	0.00		
PEGER005	PEGER, KYLE d/b/a								
		23-00181	04/05/23	PUBLIC LAND MAINTENANCE:2023	Open	1,754.00	0.00		B
PETTY005	PETTY CASH								
		23-00248	05/16/23	REIMBURSE PETTY CASH	Open	71.25	0.00		
		23-00250	05/16/23	REIMBURSE PETTY CASH	Open	11.71	0.00		
		23-00251	05/16/23	REIMBURSE PETTY CASH	Open	12.98	0.00		
		23-00260	05/19/23	REIMBURSE PETTY CASH	Open	36.99	0.00		
		23-00276	05/23/23	REIMBURSE PETTY CASH	Open	86.00	0.00		
		23-00287	06/05/23	REIMBURSE PETTY CASH	Open	71.25	0.00		
		23-00288	06/05/23	REIMBURSE PETTY CASH	Open	17.05	0.00		
		23-00289	06/05/23	REIMBURSE PETTY CASH	Open	5.99	0.00		
		23-00294	06/08/23	REIMBURSE PETTY CASH	Open	11.99	0.00		
		23-00309	06/14/23	REIMBURSE PETTY CASH	Open	71.25	0.00		
		23-00310	06/14/23	REIMBURSE PETTY CASH	Open	12.60	0.00		
		23-00311	06/14/23	REIMBURSE PETTY CASH	Open	<u>19.98</u>	0.00		
						429.04			

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BOROUGH OF ROOSEVELT
Bill List By Vendor Name

Page No: 3

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
PUMPI005	PUMPING SERVICES, INC.								
		22-00688	12/05/22	EMERGENCY-PUMP REPAIR	Open	8,193.66	0.00		
		23-00170	03/31/23	EMERGENCY-PUMP REPAIR/REPLACE	Open	<u>24,482.31</u>	0.00		
						32,675.97			
ROBER005	ROBERTS ENGINEERING GROUP, LLC								
		21-00061	01/27/21	TRICKLING FILTERS/PHOSPHATE	Open	1,663.75	0.00		B
		22-00273	05/13/22	ROAD IMPROVEMENTS:PINE DRIVE	Open	1,308.75	0.00		B
		22-00275	05/13/22	WATER MAIN REPLACEMENT-PINE DR	Open	1,727.50	0.00		B
		22-00437	07/27/22	ROAD IMPROVEMENTS:TAMARA DRIVE	Open	4,630.00	0.00		B
		22-00438	07/27/22	WATER MAIN REPLACEMENT-TAMARA	Open	1,680.00	0.00		B
		23-00125	03/08/23	CERT OF 2022 STORMWATER PERMIT	Open	1,140.00	0.00		B
		23-00207	04/24/23	PREPARE SOC SAMPLING WAIVERS	Open	3,236.25	0.00		B
		23-00268	05/22/23	NEW ROAD FUNDING OPPORTUNITIES	Open	220.00	0.00		
		23-00269	05/22/23	FEMA FLOOD PREVENTION ORD	Open	2,091.25	0.00		
		23-00270	05/23/23	RESEARCH FUNDING SOURCES	Open	<u>240.00</u>	0.00		
						17,937.50			
ROOSE005	ROOSEVELT BOARD OF EDUCATION								
		23-00274	05/23/23	JUN 2023 SCHOOL TAXES	Open	142,655.00	0.00		
ROOSE020	ROOSEVELT PUBLIC SCHOOL								
		23-00305	06/12/23	CLEAN COMM-LITTER PICKUP	Open	250.00	0.00		
RUSSE005	RUSSELL REID, INC.								
		23-00084	02/14/23	2023 SLUDGE REMOVAL	Open	1,006.60	0.00		B
STAPL005	STAPLES BUSINESS ADVANTAGE								
		23-00253	05/17/23	OFFICE & JANITORIAL SUPPLIES	Open	130.97	0.00		
SUTPH005	SUTPHEN MEMORIAL, INC.								
		23-00015	01/12/23	2023 CEMETERY MANAGEMENT	Open	775.00	0.00		B
THEH0010	THE HOME DEPOT								
		23-00249	05/16/23	POISON IVY SPRAY	Open	32.97	0.00		
		23-00277	05/23/23	GARDEN SHEARS	Open	29.98	0.00		
		23-00285	05/31/23	VEGETATION SPRAY-WWTP FENCE	Open	69.94	0.00		
		23-00313	06/14/23	PROPANE GAS GRILL 4-BURNER	Open	<u>398.00</u>	0.00		
						530.89			
TOWNS015	TOWNSHIP OF MANALAPAN								
		23-00273	05/23/23	ANIMAL CONTROL SERV-JUN 2023	Open	1,000.00	0.00		
TREAS010	TREASURER, STATE OF NJ								
		23-00264	05/22/23	STORMWATER DISCHARGE PERMIT	Open	500.00	0.00		
		23-00265	05/22/23	SURFACE WATER DISCHARGE PERMIT	Open	<u>4,532.72</u>	0.00		
						5,032.72			
WRNEU005	W.R. NEUMANN COMPANY, INC.								
		23-00006	01/12/23	WATER-2023 SODIUM HYPOCHLORITE	Open	584.35	0.00		B
WEBHA005	WEB HAULING & DISTRIBUTION, INC								
		23-00232	05/02/23	PUMP LAKE DR PUMP PIT 4/27/23	Open	274.40	0.00		

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BOROUGH OF ROOSEVELT
Bill List By Vendor Name

Page No: 4

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type	
WEBHA005	WEB HAULING & DISTRIBUTION, INC				Continued					
		23-00280	05/25/23	PUMP BORO HALL PUMP PIT 5/22	Open	274.40	0.00			
		23-00302	06/08/23	PUMP SLUDGE TANK 5/30/23	Open	889.08	0.00			
		23-00303	06/08/23	PUMP LAKE DR PUMP PIT 5/30/23	Open	274.40	0.00			
						<u>1,712.28</u>				
WEBOU005	WEB OUTBACK									
		23-00262	05/19/23	RESTROOM RENTAL-APR 2023	Open	150.00	0.00			
WILDE005	WILDER, HILARY									
		23-00297	06/08/23	REIMB:NJ SUSTAINABILITY SUMMIT	Open	40.00	0.00			
Total Purchase Orders: 73						Total P.O. Line Items: 0	Total List Amount: 254,733.37	Total Void Amount: 0.00		



TOTAL CARRIED FORWARD FROM BILL LIST

254,733.37

MANUAL CHECKS

5/25/23 CHECK # 12799	CULVER, LOGAN (2023 EC AWARD)	50.00
5/25/23 CHECK # 12800	FREEHOLD SOIL CONSERV DISTRICT	1,560.00
5/25/23 CHECK # 12801	HEADLEY, IVAN (2023 MAYOR'S AWARD)	50.00
5/25/23 CHECK # 12802	JCP&L	961.09
5/25/23 CHECK # 12803	PSE&G	322.00
5/25/23 CHECK # 12804	VERIZON	687.66
5/25/23 CHECK # 12805	W.B. MASON	<u>47.86</u>

3,678.61

GRAND TOTAL OF 6/19/23 BILL LIST

258,411.98

Totals by Year-Fund		Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
Fund Description	Fund						
	2-09	8,193.66	0.00	8,193.66	0.00	0.00	8,193.66
	3-01	168,913.82	0.00	168,913.82	0.00	0.00	168,913.82
	3-09	<u>64,593.49</u>	<u>0.00</u>	<u>64,593.49</u>	<u>0.00</u>	<u>0.00</u>	<u>64,593.49</u>
Year Total:		233,507.31	0.00	233,507.31	0.00	0.00	233,507.31
	C-04	7,708.75	0.00	7,708.75	0.00	0.00	7,708.75
	C-08	<u>5,071.25</u>	<u>0.00</u>	<u>5,071.25</u>	<u>0.00</u>	<u>0.00</u>	<u>5,071.25</u>
Year Total:		12,780.00	0.00	12,780.00	0.00	0.00	12,780.00
	G-02	250.00	0.00	250.00	0.00	0.00	250.00
ANIMAL CONTROL	T-13	2.40	0.00	2.40	0.00	0.00	2.40
Total of All Funds:		<u>254,733.37</u>	<u>0.00</u>	<u>254,733.37</u>	<u>0.00</u>	<u>0.00</u>	<u>254,733.37</u>

RESOLUTION NO. 23-65
MEETING DATE: 06-21-2023

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH MEGHAN ANN BENNETT OF DILWORTH PAXSON LLP, AS BOND COUNSEL FOR THE BOROUGH OF ROOSEVELT

C/ _____ offered the following resolution and moved its adoption, which was second by C/ _____.

WHEREAS on January 3, 2023 Meghan Ann Bennett of GluckWalrath LLP was appointed as Bond Counsel; and

WHEREAS on June 1 2023, Meghan Ann Bennett, Esq. of GluckWalrath LLP will become affiliated with the firm of Dilworth Paxson LLP; and

WHEREAS the governing body desires to amend the appointment of Bond Counsel and to enter into an agreement to reflect the affiliation of Meghan Ann Bennett with Dilworth Paxson LLP.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roosevelt, County of Monmouth, State of New Jersey, as follows:

1. Effective June 1, 2023, Meghan Ann Bennett of the law firm Dilworth Paxson LLP is hereby retained for the provision of bond counsel services for the balance of the one-year term ending December 31, 2023, pursuant to an agreement that shall include the same terms, fees and conditions of the agreement previously authorized on January 3rd, 2023 for the calendar year 2023.
2. The Mayor is hereby authorized to execute and the Borough Clerk to attest to, respectively, the execution of said agreement with Meghan Ann Bennett of the law firm of Dilworth Paxson LLP.
3. This resolution shall take effect June 1, 2023.
4. That a certified copy of this resolution shall be forwarded by the Borough Clerk to the Chief Financial Officer and to Meghan Ann Bennett.

ROLL CALL:

AYES:

NAYS:

ABSTAIN:

ABSENT:

CERTIFICATION

I HEREBY CERTIFY the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on June 19, 2023.

Kathleen Hart
Borough Clerk

ATTACHMENT A

**BOROUGH OF ROOSEVELT
CONTRACT FOR BOND COUNSEL SERVICES**

THIS CONTRACT, made and entered into as of this _____ day of _____, 2023, by and between, the **BOROUGH OF ROOSEVELT**, a body politic of the State of New Jersey, situate in the County of Monmouth (herein called the "Borough") and **MEGHAN ANN BENNETT DILWORTH PAXSON LLP**, Attorneys at Law, with offices located at 4 Paragon Way, Suite 400, Freehold, NJ 07728 (herein called "Bond Counsel").

WHEREAS, Bond Counsel agrees to provide specialized legal services relating to the authorization and issuance of debt obligations and other matters relating to capital projects; and

WHEREAS, funds are or will be available for such purposes from capital authorizations or other appropriate budgeted items or from the proceeds of the sale of bonds, notes or similar obligations.

NOW, THEREFORE, the parties hereto do agree as follows:

1. Bond Counsel agrees to provide the Borough with legal services in connection with the issuance of obligations and other capital financing matters; said services to be limited to the following:

a. Legal consultation and advice at meetings as requested by the Borough, its Mayor, Chief Financial Officer, Clerk or Attorney or other authorized officers on their behalf, in connection with the authorization of capital expenditures and the sale and issuance of obligations, or other financial matters;

b. Review of financial records and prior capital and bond ordinances or other prior actions of the Borough or officers thereof as same relate to the issuance of obligations;

c. Preparation of all bond ordinances to be adopted by the Borough;

d. Preparation of closing certificates to accomplish the issuance and delivery of temporary notes;

e. Upon the Borough's determination to issue bonds, preparation and review of all necessary documents to effectuate the bond issue and participation in and coordination of activities necessary to the bond issue, including:

i. the resolution authorizing the issuance of bonds and any related resolutions;

ii. preparation of the notice of sale;

iii. participation in the preparation and distribution of the Preliminary Official Statement and Official Statement which are necessary to provide information about the Borough's financing to potential investors;

iv. supervision of and attendance at the sale of the bonds in order to ensure the proper authorization and issuance of the bonds, including review of all documents relating to the sale of the bonds;

v. coordination of the printing and execution of the bonds;

vi. preparation of the necessary closing certificates; and

vii. attendance at the pre-closing and the closing for the bonds, at which time, Bond Counsel will issue a final approving legal opinion with respect to the validity of the bonds;

f. In connection with transactions involving the sale of small denomination obligations through a subscription process to local residents and others, assistance in selection of a custodian, attendance at pre-sale conference with prospective bidders, and preparation of subscription documents, including custodian agreement, escrow agreement, subscription agreement and custody receipts;

g. Basic advice with regard to the effect of the Federal tax law and regulations on the issuance of bonds or bond anticipation notes or similar obligations and the investment of the proceeds thereof and the restrictions on arbitrage earnings;

h. Preparation of written reports on matters relating to bond ordinances or other Bond Counsel activities as requested by the Borough;

i. Legislative and policy making legal advice with reference to financings by the Borough;

j. Advice regarding lost and damaged securities problems and the preparation of authorization documents relating thereto;

k. Any services reasonably provided by Bond Counsel in connection with the above detailed services;

l. Throughout the course of providing the foregoing services, Bond Counsel will be available for meetings and conversations with Borough officials, staff, representatives and advisors, including its attorneys, engineers, financial advisor, auditor and investment bankers, if any, as often as reasonably necessary; and

m. Throughout the development of any project financing, Bond Counsel will render advice and opinions with respect to legal questions which may arise regarding capital financing projects.

2. Bond Counsel's fees for the foregoing services shall be as follows:

a. For services rendered in connection with each issue of bonds, a fee of \$4,500 plus \$1.00 per thousand dollars of bonds issued. If services out of the ordinary for an issue of general obligation bonds are required, such as an application to the Local Finance Board

or complex tax analysis, the additional time required will be billed on an hourly rate basis. If we prepare, as opposed to reviewing the Official Statement a flat fee of \$7,500 will be charged. If the bond sale involves the sale of minibonds or the sale of obligations to the United States Department of Agriculture, Farmers Home Administration, there will be an additional fee of \$450.00.

b. For services rendered in connection with the preparation or review of each ordinance and the compiling of a certified record of proceedings in connection therewith, a fee of \$570 for each single purpose ordinance and \$810 for each multipurpose ordinance. If the preparation of the ordinance involves consultations, meetings, discussions or other services that are out of the ordinary, there will be additional fees to be charged at the hourly rates of the participating attorneys in effect at the time of providing the services. The fees for services in connection with the ordinances will be charged periodically during the course of the year.

c. For services rendered in connection with a temporary financing involving a private placement and not involving numerous notes, preparation of an Official Statement, complicated arbitrage analysis, investment yield restrictions or attendance at the closing, a fee of \$0.55 per thousand dollars of bond anticipation notes or tax anticipation notes, with a minimum fee of \$1,000 for each issue of bond anticipation notes or tax anticipated notes. If additional services are required, such as with issues involving the preparation of an Official Statement, the wide solicitation of bids, the attendance at closing, refundings or the combination of numerous ordinances, the additional time required will be billed at the hourly rates of the attorneys or paralegals in effect when the services are performed. A flat fee of \$1,000 will be charged if Dilworth Paxson LLP is engaged for only the review of an Official Statement. An Additional \$3,500.00 will be charged for New Jersey I-Bank Construction Loan Notes. An additional \$1,500 will be charged for MCIA BANs and TANs.

d. In the event that a Letter of Credit or similar credit enhancement facility is used in connection with either a bond or note issue, an additional fee based on the responsibility assumed and time involved will be charged.

e. In the event of a refunding issue providing for an escrow agreement and the investment of the proceeds consistent with the restrictions of the Internal Revenue Code of 1986, as amended, to provide for the payment of a prior issue of obligation, there will be a fee of \$7,500 in addition to the fees described herein.

f. Services rendered beyond the scope of those specified in this Section 2 will be billed at the hourly rates in effect when the services are rendered. The present hourly rates for Bond Counsel services range from \$115 to \$240 per hour depending on the attorney or paralegal involved. Such services may include, but are not limited to, attendance at meetings, extraordinary work involved in the preparation of the Official Statement, hiring of special counsel for particular matters, attention to any litigation that may occur, complicated arbitrage analysis or applications to the Federal Reserve Bank for investment of bond or note proceeds in State and Local Government Series federal obligations.

g. For services rendered in connection with a transaction involving a sale of small denomination obligations through a subscription process, an additional fee will be negotiated at the commencement of such services.

h. In the event that a bond sale is held but all bids are rejected or the sale is canceled, or this Contract is terminated prior to the sale of obligations, the fee to be charged shall be a reasonable one, based on the services performed and the time spent on the matter.

i. Customary disbursements shall be charged separately and in addition to the fees referred to in this Contract. Secretarial and other clerical staff and overhead are included in the above stated fees and rates, but not reasonable out-of-pocket expenses including overtime for personnel, travel (\$0.25 per mile), utilization of reproduction and telecopy apparatus (\$0.25 per page), overnight delivery and messenger services, postage and telephone charges. These expenses shall be periodically billed or billed at the time of closing on an issue.

Bond Counsel shall submit to the Borough itemized vouchers indicating the specifics of the work performed at the time obligations are issued or at such time as fees for other services or other disbursements become due.

3. It is hereby agreed between the parties that subsequent to the performance of services of a nature authorized by this Contract and submission of vouchers in proper form, Bond Counsel shall be entitled to payment within 35 days of the presentation of the voucher unless legitimate challenge is made by the Mayor, Chief Financial Officer and/or members of the governing body.

4. The Borough agrees that it will solicit the cooperation of all Borough officials and give access to its records so as to allow Bond Counsel to collect such data and information as may be necessary in order to perform the services described herein.

5. Borough Ordinance No. 254. Bond Counsel is aware that the Borough has adopted Ordinance No. 254 which requires public contracting reform and prohibits certain professional service contractors, during the term of their Agreements with the Borough, from making contributions, or pledges thereof, of money or other in-kind donations, to any Borough of Roosevelt candidate or holder of the public office within the Borough having ultimate responsibility for the award of their contracts. The parties hereby recognize that the Bond Counsel is subject to prohibition. It shall, therefore, be a breach of this Agreement for Bond Counsel to violate the requirements of Ordinance No. 254 during the term of this Agreement. Bond Counsel has executed a sworn statement regarding compliance with Ordinance No. 254 prior to the full execution of this Agreement.

6. Statutorily Required Affirmative Action Clause: Bond Counsel and the Borough hereby agree to incorporate into this Agreement the mandatory language of Section 3.4(a) and the mandatory language of Section 5.3 of the Regulations promulgated by the Treasurer of the State of New Jersey pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time, as set forth in the attachment(s) hereto. (See Exhibit A).

Bond Counsel shall also execute the Affirmative Action Affidavit attached hereto as Exhibit B, which shall be incorporated herein by reference.

Bond Counsel shall submit a copy of the Firm's Certificate of Employee Information Report or Form AA-302 (Initial Employee Information Report) prior to any payments being made under this contract.

7. Political Contribution Disclosure. This Contract is being awarded pursuant to a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 *et seq.* However, compliance with Borough Ordinance No. 254 is required for all contractors of the Borough of Roosevelt. The completion and submission by Bond Counsel of the included Political Contribution Certified Statement shall satisfy compliance with Borough Ordinance No. 254.

8. This Contract shall cover services by Bond Counsel for a period commencing June 1, 2023 and expiring on December 31, 2023.

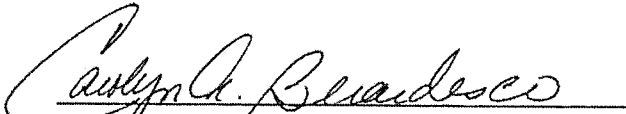
9. This Contract is entered into between the parties pursuant to a Resolution duly adopted by the Borough, a copy of which is annexed hereto.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands or caused these presents to be signed by their proper officers or party and the Borough has caused its seal to be hereto affixed, as of the day and year first above written.


SIGNED, Sealed and Delivered in the presence of or Attested by:

ATTEST:

DILWORTH PAXSON LLP



Carolyn A. Berardesco

By: 

Meghan Ann Bennett, Partner

ATTEST:

BOROUGH OF ROOSEVELT, IN THE
COUNTY OF MONMOUTH, NEW JERSEY

CLERK

By: _____
MAYOR

(SEAL)

RESOLUTION NO. 23-66
MEETING DATE: 06-21-2023

**AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE MILLSTONE TOWNSHIP
BOARD OF EDUCATION FOR ELECTRIC, HVAC AND MECHANIC SERVICES**

C/_____ offered the following resolution and moved its adoption, which was second by
C/_____.

WHEREAS, the Millstone Township Board of Education (the “Board”) and the Borough of Roosevelt (the “Borough”) (hereinafter collectively referred to as the “Parties”) wish to encourage inter-agency cooperation and planning with regard to their common need for the Electric, HVAC and Mechanic services for their public buildings and grounds; and

WHEREAS, the “Uniform Shared Services and Consolidation Act”, N.J.S.A. 40A:65-1, et seq. authorizes the Borough to contract with any public or private entity for the provision of any service which the Borough itself could provide directly; and

WHEREAS, the Parties have each duly authorized their proper officials to enter into and execute this Agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roosevelt, in the County of Monmouth and State of New Jersey, as follows:

1. That the Borough is hereby authorized to enter into a Shared Services Agreement attached hereto as Exhibit A with the Board, pursuant to the “Uniform Shared Services and Consolidation Act”, N.J.S.A. 40A:65-1, et seq., to provide services referenced above.
2. That the Mayor is authorized to execute and the Municipal Clerk to attest to the Agreement.
3. That the Agreement shall be effective July 1, 2023 through June 30, 2024.
4. That a certified copy of this resolution shall be provided to the Millstone Township Board of Education and the Division of Local Government Services.

ROLL CALL:

AYES:

NAYS:

ABSTAIN:

ABSENT:

CERTIFICATION

I HEREBY CERTIFY the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on June 21, 2023.

Kathleen Hart
Borough Clerk

EXHIBIT A

**INTERLOCAL SERVICES AGREEMENT BETWEEN THE BOROUGH OF
ROOSEVELT AND THE MILLSTONE TOWNSHIP BOARD OF EDUCATION
REGARDING MAINTENANCE SERVICES FOR HVAC, ELECTRICAL
MECHANIC SERVICES**

This Agreement entered into this 1st day of July 1, 2023, between
BOROUGH OF ROOSEVELT a municipal corporation of the State of
New Jersey, with offices located at 33 N. Rochdale Avenue, P.O. Box 128, Roosevelt,
New Jersey 08555.

Hereinafter referred to as “Borough”;

And

MILLSTONE TOWNSHIP BOARD OF EDUCATION, a body corporate and
politic of the State of New Jersey, with offices located at 5 Dawson Court, Millstone
Township, New Jersey 08535,

Hereinafter referred to as “Board.”

WHEREAS, the Borough has need for maintenance services inclusive of HVAC,
Electrical and Mechanic to be provided to various facilities owned by the Borough of
Roosevelt as delineated herein below; and

WHEREAS, the Board wishes to assist and cooperate with the Borough in the
provision of maintenance services for particular Township facilities;

NOW, THEREFORE, in consideration of the terms and conditions of this
Interlocal Services Agreement entered into by the parties pursuant to N.J.S.A. 40A:65-1,
et seq., it is understood and agreed upon as follows:

FACILITIES AND SUPERVISION

1. The following Borough facilities are to be provided with maintenance
services as needed provided by employees of the Board on behalf of the
Township:

- Municipal Building at 33 N. Rochdale Avenue, PO Box 128,
Roosevelt, NJ 08555

2. The hours for such services will be determined and directed by the Buildings and Grounds Supervisor of the Millstone Township Board of Education in consultation with the Buildings and Grounds Supervisor of the Borough. Supervision of the maintenance services entailed will be provided by the Board's Supervisor of Buildings and Grounds.

INTERIOR BUILDING MAINTENANCE SERVICES

3. The types of services and responsibilities to be provided by maintenance personnel of the Board to the Borough at the above-referenced facilities are to include but not be limited to the following:
 - Minor wall patching
 - Painting
 - Minor plumbing repairs such as the correction of clogged sinks or toilets and the repair of sink fixtures, etc.
 - Electrical repairs
 - HVAC repairs, and
 - Minor carpentry
 - Mechanical repairs of Borough vehicles
4. Requests for maintenance jobs will be made by the placement of a work order addressed to the Buildings and Grounds Office of the Board to Nancy LoPorto, who can be accessed by telephone at (732) 786-0950, extension 5120 and reached by telefax at (732) 786-0951. Upon receipt of a request for maintenance services from the Township, Mrs. LoPorto will enter the work order into the computer system of the Board and print it out for the information of the Board's Building and Grounds Supervisor, Patrick. Sullivan. Assignments for maintenance services will be made by Mr. Sullivan to the Board maintenance staff. All materials needed for maintenance jobs will be provided by the Borough.

5. The cost for maintenance services to be provided to the Borough during the 2023-2024 fiscal year of the Borough is estimated to be \$ 65.00 per hour. Emergency services calls conducted outside of the normal work hours of 8:00 am to 2:00 pm will be billed at time and a half, or, \$97.50 per hour.

ADMINISTRATION

6. The parties both recognize the amount of time and work involved in administering and overseeing the custodial and maintenance projects for the township and agrees to the following administration fees.
 - 10% for all purchases made on behalf of the Borough while performing maintenance, HVAC, Mechanical or Electrical Service.

GENERAL CONDITIONS

7. The Board will maintain workers' compensation insurance coverage on all maintenance personnel providing services to the Township.
8. The Borough will maintain liability insurance coverage and will hold the Board harmless from any tort claims that may be filed based on allegations of negligence relating to the maintenance and upkeep of the Borough-owned facilities for which the Board is providing maintenance and custodial services.
9. This Interlocal Services Agreement may be terminated by the Borough or by the Board on the provision of 60 days' written notice of one party to the other. In the event of termination of this agreement, all costs for services provided shall be apportioned between the parties based on the actual hours of work performed by employees of the Board on behalf of the Borough.
10. Work performed by Board employees servicing Borough facilities shall be performed by paying Board employees' straight-time hourly wages whenever possible. In cases where services must be performed by Board

employees working on an overtime basis, agents of the Board will apprise the Borough supervisor of Buildings and Grounds of the reason for such overtime charges and the charges shall be passed along to the Borough for payment.

TERM

11. This agreement shall run from the date that it is affected by the adoption of a resolution by the Borough and the Board and shall continue through the date of June 30, 2024, unless it is terminated as otherwise set forth in this agreement.

WHEREFORE, the officials of the Borough of Roosevelt and the Board of Education of the Township of Millstone have signed and sealed this agreement as duly authorized by action of the Borough Committee of the Borough of Roosevelt and by the Board of Education of the Township of Millstone.

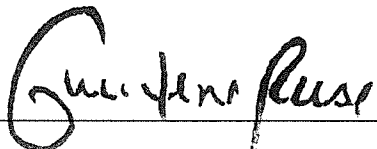
Borough of Roosevelt:

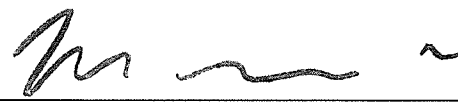
By: _____
Ana Debevec, Treasurer

Peggy Malkin, Mayor

Dated:
Board of Education of the
Township of Millstone

Dated:

By:  _____
Christine Reese, President

 _____
Bernard Biesiada, Board Secretary

Dated: 5/16/23

Dated: 5/16/23

*BOROUGH OF ROOSEVELT
COUNTY OF MONMOUTH
STATE OF NEW JERSEY*

**RESOLUTION NO. 23-67
MEETING DATE: 06-19-2023**

**RESOLUTION APPROVING SHARED SERVICES AGREEMENT
WITH MONMOUTH COUNTY BOARD OF HEALTH FOR THE
PROVISION OF LOCAL PUBLIC HEALTH SERVICES**

C/ _____ offered the following resolution and moved its adoption, which was seconded by C/ _____.

WHEREAS, the Borough of Roosevelt (the “Borough”) is required to maintain a Board of Health, whether through its own individual municipal local health agency or through another agency such as a county health department, in accordance with the Local Health Services Act, N.J.S.A. 26:3A2-1 *et seq.* and the Public Health Practice Standards of Performance for Local Boards of Health in New Jersey, N.J.A.C. 8:52-1 *et seq.*; and

WHEREAS, the Monmouth County Board of Health, through the Monmouth County Health Department (the “County”), provides State-mandated local health services in accordance with the aforementioned State laws; and

WHEREAS, the County serves as the health department for various towns throughout Monmouth County by virtue of contractual agreements; and

WHEREAS, the Borough is in need of the provision of local health services, and the County desires to provide these health services to the Municipality; and

WHEREAS, the Borough and the County have agreed upon a Memorandum of Agreement for said provision of local health services, which attached hereto as Exhibit A;

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Roosevelt, County of Monmouth, State of New Jersey that the Memorandum of Agreement, which is attached hereto as Exhibit A, is hereby approved by the Borough; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute the Memorandum of Agreement, which is attached hereto as Exhibit A; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be sent to the Chief Financial Officer, Purchasing Agent, and the Monmouth County Board of Health.

ROLL CALL:

AYES:

NAYS:

ABSTAIN:

ABSENT:

CERTIFICATION

I HEREBY CERTIFY the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on June 19, 2023.

Kathleen Hart
Borough Clerk

**MEMORANDUM OF AGREEMENT
BETWEEN THE MONMOUTH COUNTY BOARD OF HEALTH
AND THE BOROUGH OF ROOSEVELT
FOR THE PROVISION OF LOCAL PUBLIC HEALTH
SERVICES**

WHEREAS, the Monmouth County Board of Health, through the Monmouth County Health Department (the "County"), provides State mandated local health services pursuant to the Local Health Services Act, *N.J.S.A. 26:3A2-1 et seq.* and the Public Health Practice Standards of Performance for Local Boards of Health in New Jersey, *N.J.A.C. 8:52-1 et seq.*; and

WHEREAS, there must be a Board of Health in every municipality in the State, whether through its own individual municipal local health agency or through another agency such as a county health department; and

WHEREAS, the County serves as the health department for various towns throughout Monmouth County by virtue of contractual agreements; and

WHEREAS, the Borough of Roosevelt (the "Municipality") is in need of the provision of local health services, and the County desires to provide these health services to the Municipality.

NOW, THEREFORE, in consideration of the terms and conditions hereinafter set forth, the County and the Municipality (collectively the "Parties") agree as follows:

A. ADMINISTRATION.

1. The County hereby accepts the Municipality as a member in the Monmouth County Board of Health system effective January 1, 2023. The County agrees to provide the Municipality with any and all current and future State mandated public health services required by statute, law, code regulation and/or directive which shall satisfy any and all health service obligations of the Municipality. The County further agrees that its employees, agents, and servants shall provide all aforesaid services in an efficient, timely manner.
2. The County's Health Department is designated as the statutorily recognized local health agency for the Municipality.
3. The County's Public Health Coordinator is designated as the full-time health officer for the Municipality for all public health services and activities.
4. The Public Health Coordinator shall provide technical and professional services to assure the provision of core public health services, along with any elected services, that meet the standards set forth in in the Public Health Practice Standards of Performance for Local Boards of Health in New Jersey, *N.J.A.C. 8:52-1 et seq.*
5. The Public Health Coordinator shall assess public health needs, plan, organize and implement public health activities within the Municipality.

6. The Public Health Coordinator shall lead the investigation of, and response to, all public health emergencies, disasters and/or hazardous situations within the Municipality.
7. To fulfill the requirements of core public health activities, along with elected activities, the County may designate qualified and experienced representatives to assume responsibility for delegated activities as may be required, necessary and/or prudent to carry out and discharge public health activities.
8. The Public Health Coordinator may delegate activities to customary personnel, such as nurses, registered environmental health specialists, health educators and any others as may be required to carry out core activities. Personnel that have been delegated activities shall satisfy the requirements set forth in *N.J.A.C. 8:52-1 et seq.* and *N.J.A.C. 8:7-1 et seq.*, regarding licensure of persons for public health positions.

B. COST. As per *N.J.S.A. 26:3A2-19*, payment by the Municipality to the County shall be determined based upon the County's annual budget adopted by the County Board of County Commissioners. The County Board of Taxation shall adjust and apportion the annual levy between participating municipalities in accordance with *N.J.S.A. 54:4-49*. The total amount will be assessed, levied and collected in the same manner and at the same time as other County taxes. Such cost also includes the provision of public health nursing services. There shall be no surcharges for legal fees, overtime or emergency events.

C. TERM. This Agreement shall be in effect for a five (5) year period commencing January 1, 2023. After participation for not less than two (2) years, the Municipality may withdraw from this Agreement, provided that the Municipality gives the County a minimum of six (6) months' notice in accordance with *N.J.S.A. 26:3A2-12*. This Agreement shall run on a calendar year basis, therefore notice of termination must be given by no later than July 1st in order to be effective for the following January 1st.

D. INDEMNIFICATION. The Municipality hereby agrees to indemnify and hold the County harmless at all times in respect to all liabilities in connection with any and all past, present and future claims, actions, proceedings, judgments or expenses arising from any and all health services provided by the Municipality, its employees, and/or the Monmouth County Regional Health Commission #1 [prior health services provider] at any time prior to the effective date of the within Agreement. The Municipality further agrees to indemnify, protect, and hold harmless the County, its officers, agents, and employees from and against any and all suits, claims, demands, or damages, arising out of any act, error, or omission of the Municipality, its employees, or its agents, including but not limited to expenditures for investigation, legal defense, judgments, and/or settlements.

E. COMPLIANCE WITH LAW. The Parties agree that the services covered by this Agreement shall be provided in full compliance with all federal, state and local laws, rules and regulations, including but not necessarily limited to the Health Insurance Portability and Accountability Act of 1996 (HIPAA), as amended and implemented. The Parties agree to execute such other documents as may be needed to ensure full legal compliance.

F. AUTHORITY TO EXECUTE AGREEMENT. The execution of this Agreement has been duly authorized by the governing bodies of the County and the Municipality.

G. CHOICE OF LAW. This Agreement shall be governed by and be interpreted in accordance with the laws of the State of New Jersey. All disputes arising under this Contract shall be resolved exclusively in the Superior Court of New Jersey, Monmouth County.

H. COUNTERPARTS. This Agreement may be fully executed in any number of counterparts, each of which shall be deemed to be an original and all of which taken together shall constitute one agreement binding upon all parties, notwithstanding that all parties have not signed the same counterpart. Such executions may be transmitted to the parties electronically or by facsimile, and such electronic or facsimile execution shall have the same force and effect as an original signature.

I. COPY. Upon execution, this Agreement shall be submitted to the New Jersey Department of Health, Office of Local Public Health, P.O. Box 360, Trenton, NJ 08625-0360.

J. NOTICES. Any notices that are required pursuant to this Agreement shall be made in writing (including facsimile and electronic transmissions), and mailed or transmitted or delivered as follows:

To COUNTY:

Monmouth County Administrator
Address: 1 E. Main Street, Freehold, NJ 07728
Attn: Teri O'Connor, County Administrator
Email: Teri.O'Connor@co.monmouth.nj.us
Fax: 732-409-4820

And

Monmouth County Health Department
Address: 50 East Main Street, Freehold, NJ 07728
Attn: Christopher P. Merkel, M.P.H., H.O., Public Health Coordinator
Email: Christopher.Merkel@co.monmouth.nj.us
Fax: 732-409-7579

To MUNICIPALITY:

BOROUGH OF ROOSEVELT
Address: 33 North Rochdale Avenue, P.O. Box 128, Roosevelt NJ 08555
Attn: Kathleen Hart, Clerk
Email: clerk@rooseveltnj.us
Fax:

Or to such other address or individual as any party may from time to time notify the other.

In **WITNESS WHEREOF**, the parties have executed this Agreement:

ATTEST:

COUNTY OF MONMOUTH

Name: Tamara Brown
Title: Clerk of the Board

By: _____
Name: THOMAS A. ARNONE
Title: Commissioner Director

WITNESS or ATTEST:

BOROUGH OF ROOSEVELT

Name:
Title:

By: _____
Name:
Title:

*BOROUGH OF ROOSEVELT
COUNTY OF MONMOUTH
STATE OF NEW JERSEY*

**RESOLUTION NO. 23-68
MEETING DATE: 06-19-2023**

**RESOLUTION AWARDING EMERGENCY CONTRACT FOR THE
REPAIR AND/OR REPLACEMENT OF THE LEAKING ROOF
OF THE BOROUGH'S WATER TREATMENT PLANT**

C/_____ offered the following resolution and moved its adoption, which was seconded by C/_____.

WHEREAS, the Borough of Roosevelt, County of Monmouth, State of New Jersey (the "Borough") owns and operates a water system as defined in the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*; and

WHEREAS, on or about May 23, 2023, the Borough's Public Works Department determined that the roof of the Borough's water treatment plant is leaking and requires immediate repair and replacement; and

WHEREAS, the Borough's Public Works Department advised that failing to immediately repair/replace the roof of the Borough's water treatment plant would create an emergency affecting the public health, safety and welfare of the Borough's residents; and

WHEREAS, in accordance with N.J.S.A. 40A:11-6, the Borough's Mayor advised the Borough's Purchasing Agent in writing of the nature and necessity of an emergency contract to repair/replace the roof of the Borough's water treatment plant, which written notification is attached hereto as Exhibit A; and

WHEREAS, the Borough's Purchasing Agent was able to obtain a quote from Pfister Roofing, Inc. in the amount of \$29,700.00 to immediately repair/replace the roof of the Borough's water treatment plant, which quote is attached hereto as Exhibit B; and

WHEREAS, pursuant to N.J.S.A. 40A:11-6, the Borough is authorized to award contracts for goods and services without public advertising for bids and bidding therefor, regardless of whether or not the contract price will exceed the bid threshold, when an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Roosevelt, County of Monmouth, State of New Jersey that the Borough Purchasing Agent's emergency award of a contract in the amount of \$29,700.00 to Pfister Roofing, Inc. for the immediate repair and replacement of the roof of the Borough's water treatment plant is hereby ratified and approved;

AND, BE IT FURTHER RESOLVED that the Governing Body of the Borough of Roosevelt, County of Monmouth, State of New Jersey hereby authorizes the Borough CFO and/or Borough Purchasing Agent to remit payment, in accordance with the Borough's policies and procedures, to Pfister Roofing, Inc. in accordance with N.J.S.A. 40A:11-6;

AND, BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided by the Borough Clerk to each of the following:

1. Borough CFO
2. Borough Purchasing Agent
3. Borough Public Works
4. Pfister Roofing

ROLL CALL:

AYES:

NAYS:

ABSTAIN:

ABSENT:

CERTIFICATION

I HEREBY CERTIFY the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on June 19, 2023.

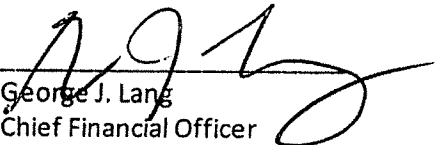
Kathleen Hart
Borough Clerk

BOROUGH OF ROOSEVELT

I, George J. Lang, Chief Financial Officer of the Borough of Roosevelt, do hereby certify that funds are available for the following contract to be awarded:

<u>Vendor</u>	<u>Budget Account</u>	<u>Total Award</u>
Pfister Maintenance, Inc.	Water/Sewer Capital Outlay	\$29,700.00

Only amounts in temporary budget are certified as available. Amounts past the temporary budget are subject to sufficient funds being available in the adopted budget.


George J. Lang
Chief Financial Officer

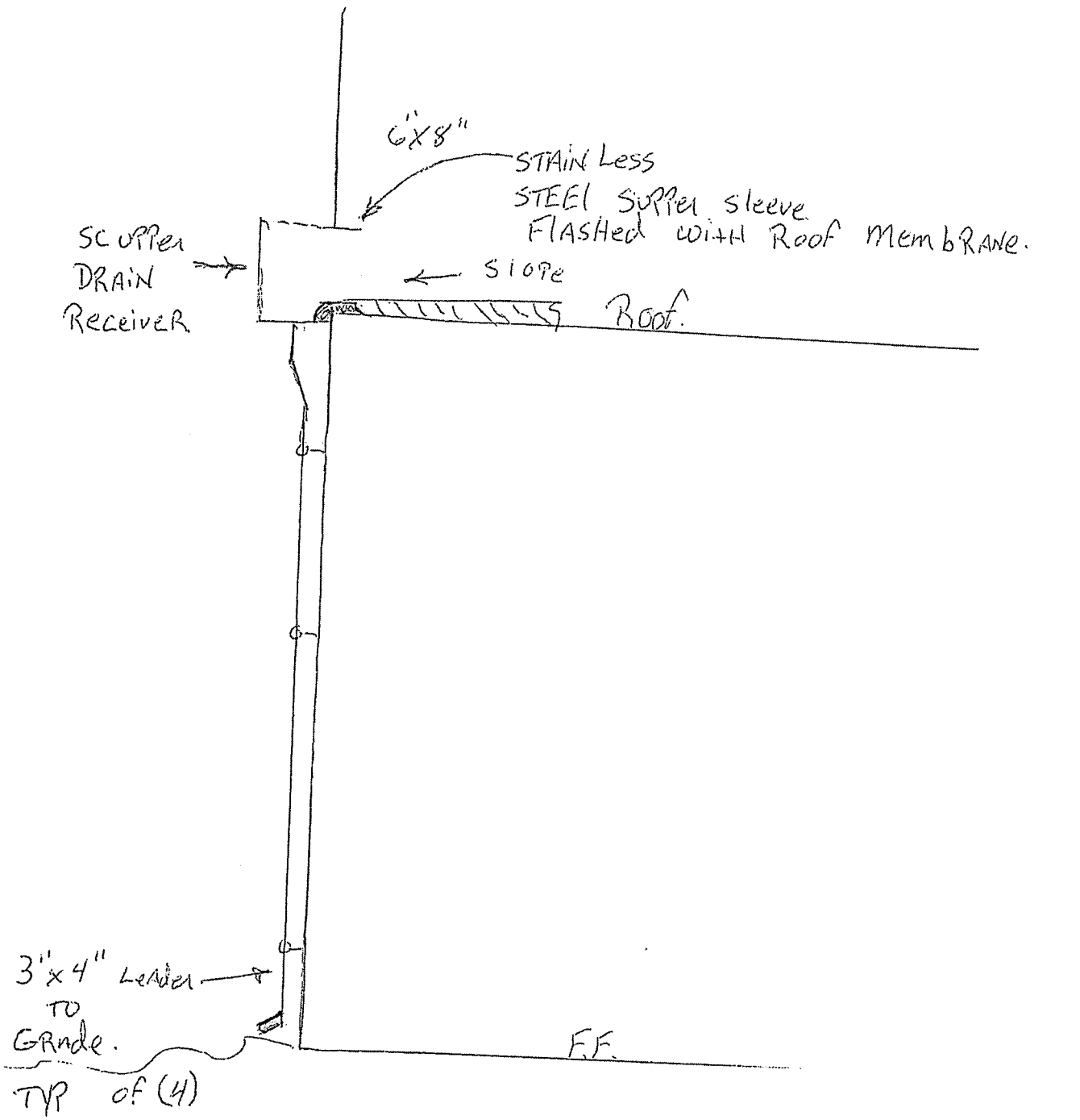
Dated: 6/19/23

ATTACHMENT A

From: Peggy Malkin <peggymalkin7@gmail.com>
Sent: Monday, June 12, 2023 11:05 AM
To: ANA DEBEVEC <finance@rooseveltnj.us>
Cc: Greg Cannon <gcannon@sobelhan.com>; LOUIS ESAKOFF <lesakoff@rooseveltnj.us>
Subject: Re: WTP - roof

Absolutely. It looks like our dry spell is ending and we can expect much more rain. We're getting rain later today, and the forecast for this summer is hot and rainy. The roof leaks will turn into a roof collapse if we don't take action now.

ATTACHMENT B



Prepared by
Bill Patterson
May 2023

PFISTER Maintenance, Inc.

80 East Fifth Street
Paterson, New Jersey 07524
Tel. (973) 569-9330
Fax (973) 569-9333
Cell (862) 324-2509

E-Mail: dheitman@pfisterroofing.com

VISIT OUR WEBSITE:

www.pfisterroofing.com

33 North Rochdale Ave
Roosevelt, NJ 08555

6/7/2023

Ana,

As per your request, we are pleased to submit our proposal in the amount of \$29,700 for a full roof replacement on 1,200 sqft. Per your request we will break down each roof section. (if the roof is determined to be larger or smaller than our proposal than a deduct or add will be negotiated)

** Due to the volatility of the current market roof pricing will only stand for two weeks after the date the proposal was sent.

Roof Replacement

1. Remove all Flashing , Disposing of all Debris Remove The entire existing roof Assembly, Metal Edge and all flashing down to structural substrate, disposing of all debris, per DEP requirements
1. Over the Structural Substrate we will adhere Install 1.5" Polyisocyanurate insulation
2. Over the prepared substrate we will install a ¼" per foot tapered polyisocyanurate
3. Over the prepared substrate, we will **Fully Adhere a White .080 Thermoplastic Membrane**
4. **We Will Encapsulate the parapet walls with TPO Membrane**
5. **We will Remove existing drains**
6. **We will Install 2 Through wall scuppers with a ½" cricket to move water towards scuppers.**
7. Flash Penetrations and curbs where required.
8. We will Install new Aluminum Pre-Finished Kynar Gravel Stop Fascia around the roof perimeter of the flat roof section
9. We will Install 2 Conductor heads and downspouts below New scuppers to control water
10. If Metal decking needs replacement, Pfister Roofing \$12.50 per sq ft * if deck can be nested Pfister Roofing \$8.00 per sqft If wood decking needs to be replaced 4.50 per sqft

11. 15 Year warranty coinciding with Pfister Roofing.

12. (1) Year Complimentary Preventative Maintenance Late Fall & Late Spring

INTERIOR PROTECTION

- Customer acknowledges that re-roofing an existing building may cause disturbance, dust or debris to fall into the interior. Customer agrees to remove or protect property directly below the roof to minimize potential interior damage. Pfister shall not be responsible for disturbance, damage, clean up or loss to interior property that Customer did not remove or protect prior to commencement of roofing operations.
- Pfister Roofing is not responsible for leakage through the existing roof or other portions of the building that have not yet been re-roofed by Pfister. Pfister is not responsible for damage or leaks due to existing conditions or existing sources of leakage simply because Pfister started work on the building

QUALITY ASSURANCE

- All selected materials will comply with the specification issued by the manufacturer.
- Upon the end of the workday, nightly tie-ins will be installed to protect the newly applied roof assembly and protect the building interior.
- All materials are to be protected from the elements, keeping the entire facility orderly and clean.

SAFETY AND SECURITY

- Set-up safety flags at staging locations to protect building occupants from entering work area.
- Work will be conducted per OSHA regulations and in-house safety practices.
- Cutting, patching or otherwise handling of hazardous materials is not within this scope of work.
- A designated Pfister person will be on the job who is trained in OSHA safety standards.

- If requested, a Safety Resume will be submitted to confirm we work safe and meet the highest standards in the industry
- The loading and placement of materials will be in a manner as to distribute weight loads uniformly over the entire roof surface.
- If requested, MSDS sheets shall be submitted to Owner.

GENERAL

- We will supply our insurance certificate at the signing of contract to include you as the additionally insured.
- Capable of meeting up to \$ 5 Million liability.
- Access to building must be provided as discussed during preconstruction meeting.
- HVAC equipment which requires lifting and/or the disconnection from electrical or Freon pipes, must be completed by others.
- Pfister Roofing is not responsible for any damage to metal electrical conduit, plumbing connections and/or any other underdeck piping not properly installed per building code.
- Conduit and electronic connections that run through the side of the curb must be disconnected, installed through the roof and reconnected by a certified electrician to meet material manufacturer warranty requirements.
- The above proposal is based on performing work during normal business hours. Any work required by owner to be completed during off business hours will be billed at a premium rate.
- Upon signing this agreement, it is agreed and understood by all parties that this is the only contract documentation pertaining to this project.
- Upon completion, we will schedule a post job inspection with the material manufacturer representative to confirm project meets warranty specifications and requirements.

- Should the above project constitute a Capital Improvement to real property under the Federal Internal Revenue Code, a properly executed Certificate of Capital Improvement Form (ST-8) must be submitted by property Owner to Pfister Roofing prior to start of project.
- New Commercial Roof Tax Laws- Under the new commercial roof tax laws, a building Owner is permitted to write off the entire cost of the new roof in the first taxable year as opposed to a portion for up to 20 years. We recommend you speak with your accountant to confirm that your business meets the required criteria.

STANDARD PAYMENT TERMS

- To authorize the agreement, 25% of total cost is due upon signing. An additional 25% is required @ 50% of job completion with another 25% payment due @ 75 % of project completion. 15% is due @ 100% completion of the project
- The remaining balance is to be paid in full upon job completion less 10% retainage which is immediately due upon delivery of warranty.
- Pfister Roofing reserves the right to stop work immediately if progress payments are not forthcoming per agreement.

Guarantee

- Upon completion of outlined work and receipt of final payment, Pfister Roofing will provide a 15 yr. Full System Warranty, Including Labor, Materials and Workmanship from the Pfister Roofing.
- **Permits are NOT included, Pfister Roofing will file all the paperwork and issue a change order for the permit amount to the customer.**

Acceptance

We have read and we accept all the above conditions as outlined:

Owner or Owner's Representative Date

David G. Heitman 6/7/2023

David Heitman/Pfister Roofing

RESOLUTION NO. 23-70
MEETING DATE: 06-19-2023

**PROVIDING FOR A PRIVATE EXECUTIVE MEETING THAT
EXCLUDES THE PUBLIC**

C/_____ offered the following Resolution and moved its adoption, which was second by C/_____.

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 be held in Private Session.
- That the general nature of the matter(s) to be discussed relate to the matters:
 - a. Potential Litigation – Roosevelt First Aid
- That no official action will be taken at the 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 the matter.

ROLL CALL VOTE:

AYES:

NAYS:

ABSTAIN:

ABSENT:

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on June 19, 2023.

Kathleen Hart
Borough Clerk

*BOROUGH OF ROOSEVELT
COUNTY OF MONMOUTH
STATE OF NEW JERSEY*

**ORDINANCE NO. 2023-XX
INTRODUCTION DATE: 0XX-XX-XXXX
PUBLIC HEARING DATE: XX-XX-XXXX**

**AN ORDINANCE OF THE BOROUGH OF ROOSEVELT AUGMENTING
THE BOROUGH CODE TO INCLUDE NEW SECTION 9-22: “YARD WASTE
COLLECTION” UNDER CHAPTER 9: “REFUSE AND RECYCLING” TO ESTABLISH
STANDARDS FOR THE COLLECTION OF YARD WASTE WITHIN THE BOROUGH**

C/_____ offered the following Ordinance and moved its introduction, which was seconded by C/_____.

BE IT ORDAINED by the Governing Body of the Borough of Roosevelt, County of Monmouth, State of New Jersey, that the Borough’s Revised General Ordinances are hereby amended and augmented to include new section 9-22: “Yard Waste Collection” as follows:

CHAPTER 9

REFUSE AND RECYCLING

* * *

§ 9-22 YARD WASTE COLLECTION.

This Section shall establish yard waste collection standards within the Borough of Roosevelt, so as to protect public health, safety and welfare, and to prescribe penalties for violations thereof.

§ 9-22.1 Definitions.

For the purpose of this Section, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Section clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

- A. **Containerized** – means the placement of yard waste in a trash can, bucket, bag or other vessel, such as to prevent the yard waste from spilling or blowing out into the street and coming into contact with stormwater.
- B. **Person** – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- C. **Street** – means any street, avenue, boulevard, road, parkway, viaduct, drive, or other way, which is an existing State, county, or municipal roadway, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, parking areas, and other areas within the street lines.

D. **Yard Waste** –means leaves and grass clippings.

§ 5-14.2 Yard Waste Collection.

Sweeping, raking, blowing or otherwise placing yard waste that is not containerized at the curb or along the street is only allowed during the seven (7) days prior to a scheduled and announced collection, and shall not be placed closer than 10 feet from any storm drain inlet. Placement of such yard waste at the curb or along the street at any other time or in any other manner is a violation of this Section. If such placement of yard waste occurs, the party responsible for placement of the yard waste must remove the yard waste from the street or said party shall be deemed in violation of this Section.

§ 5-14.3 Enforcement.

This Section shall be enforced by the New Jersey State Police and/or the Borough's Code Enforcement Officer.

§ 5-14.4 Violations and Penalties.

Any person(s) who is found to be in violation of the provisions of this Section shall be subject to a fine not to exceed \$500.00 for a first offense; \$1,000.00 for a second offense; and \$2,000.00 for a third or subsequent offense.

BE IT FURTHER ORDAINED that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

BE IT FURTHER ORDAINED that, if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and take effect immediately upon final passage and publication.

ATTEST:

APPROVED

Kathleen Hart, Borough Clerk

Peggy Malkin, Mayor

PUBLIC NOTICE

PLEASE TAKE NOTICE that the foregoing Ordinance was introduced and passed on first reading on the _____ day of _____ 2023, at a meeting of the Mayor and Council of the Borough of Roosevelt and will be taken up for final consideration and passage at a regularly scheduled meeting of the Mayor and Council of the Borough of Roosevelt to be held on the _____ day of _____ 2023 at the Municipal Building at 33 N. Rochdale Avenue, Roosevelt, New Jersey.

Kathleen Hart, Borough Clerk

*BOROUGH OF ROOSEVELT
COUNTY OF MONMOUTH
STATE OF NEW JERSEY*

**ORDINANCE NO. 2023-XX
INTRODUCTION DATE: XX-XX-XXXX
PUBLIC HEARING DATE: XX-XX-XXXX**

**AN ORDINANCE OF THE BOROUGH OF ROOSEVELT AUGMENTING
THE BOROUGH CODE TO INCLUDE NEW SECTION 12-7: “SALT STORAGE”
UNDER CHAPTER 12: “PROPERTY MAINTENANCE” TO ESTABLISH STANDARDS
FOR THE STORAGE OF SALT AND OTHER SOLID DE-ICING MATERIALS**

C/_____ offered the following Ordinance and moved its introduction, which was seconded by C/_____.

BE IT ORDAINED by the Governing Body of the Borough of Roosevelt, County of Monmouth, State of New Jersey, that the Borough’s Revised General Ordinances are hereby amended and augmented to include new section 12-7: “Salt Storage” under Chapter 12: “Property Maintenance” as follows:

CHAPTER 12

PROPERTY MAINTENANCE

* * *

§ 12-7 SALT STORAGE.

The purpose of this Section is to prevent stored salt and other solid de-icing materials from being exposed to stormwater. This Section establishes requirements for the storage of salt and other solid de-icing materials on privately-owned properties not owned or operated by the Borough of Roosevelt, so as to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

§ 12-7.1 Definitions.

For the purpose of this Section, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Section clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

- A. **De-Icing Materials** – means any granular or solid material such as melting salt or any other granular solid that assists in the melting of snow.
- B. **Impervious Surface** – means a surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.
- C. **Storm Drain Inlet** – means the point of entry into the storm sewer system.

*BOROUGH OF ROOSEVELT
COUNTY OF MONMOUTH
STATE OF NEW JERSEY*

**ORDINANCE NO. 2023-XX
INTRODUCTION DATE: XX-XX-XXXX
PUBLIC HEARING DATE: XX-XX-XXXX**

**AN ORDINANCE OF THE BOROUGH OF ROOSEVELT AUGMENTING
THE BOROUGH CODE TO INCLUDE NEW SECTION 5-14: "WILDLIFE FEEDING"
UNDER CHAPTER 5: "ANIMAL CONTROL" TO PROHIBIT THE FEEDING OF
UNCONFINED WILDLIFE IN PUBLIC PARKS AND/OR ON PUBLIC PROPERTY**

C/_____ offered the following Ordinance and moved its introduction, which was seconded by C/_____.

BE IT ORDAINED by the Governing Body of the Borough of Roosevelt, County of Monmouth, State of New Jersey, that the Borough's Revised General Ordinances are hereby amended to include new section 5-14: "Wildlife Feeding" as follows:

CHAPTER 5
ANIMAL CONTROL

* * *

§ 5-14 WILDLIFE FEEDING.

This Section shall prohibit the feeding of unconfined wildlife in any public park or on any other property owned or operated by Borough of Roosevelt to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

§ 5-14.1 Definitions.

For the purpose of this Section, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Section clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- A. **Feed** – to give, place, expose, deposit, distribute or scatter any edible material with the intention of feeding, attracting or enticing wildlife. Feeding does not include baiting in the legal taking of fish and/or game.
- B. **Person** – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- C. **Wildlife** – all animals that are neither human nor domesticated.

§ 5-14.2 Prohibited Conduct.

No person shall feed, in any public park or on any other property owned or operated by the Borough of Roosevelt, any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers, or feral cats as part of an approved Trap-Neuter-Release program).

§ 5-14.3 Enforcement.

- A. This Section shall be enforced by the New Jersey State Police and/or the Borough's Code Enforcement Officer.
- B. Any person found to be in violation of this Section shall be ordered to cease the feeding immediately.

§ 5-14.4 Violations and Penalties.

Any person(s) who is found to be in violation of the provisions of this Section shall be subject to a fine not to exceed \$500.00 for a first offense; \$1,000.00 for a second offense; and \$2,000.00 for a third or subsequent offense.

BE IT FURTHER ORDAINED that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

BE IT FURTHER ORDAINED that, if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED that this ordinance shall be in full force and take effect immediately upon final passage and publication.

ATTEST:

APPROVED

Kathleen Hart, Borough Clerk

Peggy Malkin, Mayor

PUBLIC NOTICE

PLEASE TAKE NOTICE that the foregoing Ordinance was introduced and passed on first reading on the _____ day of _____ 2023, at a meeting of the Mayor and Council of the Borough of Roosevelt and will be taken up for final consideration and passage at a regularly scheduled meeting of the Mayor and Council of the Borough of Roosevelt to be held on the _____ day of _____ 2023 at the Municipal Building at 33 N. Rochdale Avenue, Roosevelt, New Jersey.

Kathleen Hart, Borough Clerk

- D. **Permanent Structure** –means a permanent building or permanent structure that is anchored to a permanent foundation with an impermeable floor, and that is completely roofed and walled (new structures require a door or other means of sealing the access way from wind driven rainfall). A fabric frame structure is a permanent structure if it meets the following specifications:
1. Concrete blocks, jersey barriers or other similar material shall be placed around the interior of the structure to protect the side walls during loading and unloading of de-icing materials;
 2. The design shall prevent stormwater run-on and run through, and the fabric cannot leak;
 3. The structure shall be erected on an impermeable slab;
 4. The structure cannot be open sided; and
 5. The structure shall have a roll up door or other means of sealing the access way from wind driven rainfall.
- E. **Person** – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

§ 12-7.2 De-Icing Material Storage Requirements.

- A. Temporary outdoor storage of de-icing materials in accordance with the requirements below is allowed between October 15th and April 15th, but no longer than 30 days without prior written approval from the Department:
1. Materials shall be placed on a flat, impervious surface in a manner that prevents stormwater run-through;
 2. Materials shall be placed at least 50 feet from surface water bodies, storm drain inlets, and/or ditches or other stormwater conveyance channels;
 3. Materials shall be formed in a cone-shaped storage pile;
 4. All storage piles shall be covered as follows:
 - a. The cover shall be waterproof, impermeable, and flexible;
 - b. The cover shall extend to the base of the pile(s);
 - c. The cover shall be free from holes or tears;
 - d. The cover shall be secured and weighed down around the perimeter to prevent removal by wind;
 - e. Weight shall be placed on the cover(s) in such a way that minimizes the potential of exposure as materials shift and runoff flows down to the base of the pile. Sandbags lashed together with rope or cable and

placed uniformly over the flexible cover, or poly-cord nets provide a suitable method. Items that can potentially hold water (e.g., old tires) shall not be used.

5. The site shall be free of all de-icing materials between April 16th and October 14th.
 - B. De-icing materials should be stored in a permanent structure if a suitable storage structure is available. For storage of solid deicing materials in a permanent structure, such storage may be permanent, and thus not restricted to October 15 - April 15.
 - C. The property owner shall designate a person(s) responsible for operations at the site where these materials are stored, and who shall document that weekly inspections are conducted to ensure that the conditions of this ordinance are met.

§ 12-7.3 Exemptions.

This Section shall not apply to facilities where the stormwater discharges from salt storage activities are regulated under another NJPDES permit.

§ 12-7.4 Enforcement.

This Section shall be enforced by the New Jersey State Police and/or the Borough's Code Enforcement Officer.

§ 12-7.5 Violations and Penalties.

Any person(s) who is found to be in violation of the provisions of this Section shall be subject to a fine not to exceed \$500.00 for a first offense; \$1,000.00 for a second offense; and \$2,000.00 for a third or subsequent offense.

BE IT FURTHER ORDAINED that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

BE IT FURTHER ORDAINED that, if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

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ATTEST:

APPROVED

Kathleen Hart, Borough Clerk

Peggy Malkin, Mayor

PUBLIC NOTICE

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Kathleen Hart, Borough Clerk