

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

Mayor and Council
 Regular Meeting Minutes of May 15, 2023

Mayor Malkin opened the meeting at 7:11 p.m. and read the Open Public Meetings Act notice which stated, 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:

	PRESENT	ABSENT	LATE ARRIVAL
<i>Councilmember Robert Atwood</i>		✓	
<i>Councilmember Lou Esakoff</i>	✓		
<i>Councilmember Michael Hamilton</i>		✓	
<i>Councilmember Constance Herrstrom</i>	✓		
<i>Councilmember Steven Macher</i>	✓		
<i>Councilmember Joe Trammell</i>	✓		
<i>Mayor Peggy Malkin</i>	✓		

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

MAYOR’S REPORT: No Report.

PUBLIC COMMENT (Agenda items only)

M/Malkin opened the meeting to Public Comment for agenda items only at 7:13 p.m.

1. Ellen Silverman, 10 N Valley Road – wants to comment on the Stormwater Management Plan that is from 2017 and needs to be updated. NJDEP has sample ordinance but recommend considering the Watershed Institute’s Ordinance; it is tailored towards our town. Attorney Greg Cannon states that he remembers this being done in 2022. M/Malkin states she will have Carmella Roberts review the ordinance.
2. Mary Tulloss, 21 Lake Drive – questions if the Council is going to talk about the Trickling Filters? M/Malkin states it will be discussed and received positive news.

M/Malkin closed the Public Comment for agenda items at 7:17 p.m.

CORRESPONDENCE:

1. Letter from NJDEP, dated May 5, 2023, regarding approval of Stormwater Assistance Grant application. M/Malkin states that the Borough was approved for a grant.
2. Letter from Roberts Engineering Group, dated May 11, 2023, regarding the Trickling Filter Evaluation. M/Malkin states that originally the cost was between 3-5 million dollars, which was based on the possibility that we may have to change the entire footprint. However, the new evaluation should not change the footprint, therefore, the work will be approximately 2 million dollars. C/Trammell states that the original estimate was \$500,000 then we added phosphate and enlarge the footprint. So that is no going to happen and we have to stay within the footprint.

MINUTES:

1. Closed Session Minutes – March 6, 2023
 On a motion by C/Esakoff to accept the minutes, with a second offered by C/Herrstrom the minutes

were approved by the following roll call vote:

Roll Call:

AYES: C/Esakoff, C/Herrstrom, C/Macher, C/Trammell
NAYS: None ABSTAIN: None ABSENT: C/Atwood, C/Hamilton

2. Closed Session Minutes – May 1, 2023

On a motion by C/Esakoff to accept the minutes, with a second offered by C/Herrstrom the minutes were approved by the following roll call vote:

Roll Call:

AYES: C/Esakoff, C/Herrstrom, C/Macher, C/Trammell
NAYS: None ABSTAIN: None ABSENT: C/Atwood, C/Hamilton

ORDINANCES:

FIRST READING

ORDINANCE 2023-03 AN ORDINANCE AMENDING CHAPTER 2 ADMINISTRATION”,
ARTICLE VII: ADMINISTRATIVE FEES”, SUBSECTION 2-59
BOROUGH HALL RENTAL

C/Esakoff made a motion to adopt on first reading Ordinance 2023-03, with a second offered by C/Trammell

Roll Call:

AYES: C/Esakoff, C/Herrstrom, C/Macher, C/Trammell
NAYS: None ABSTAIN: None ABSENT: C/Atwood, C/Hamilton

Public Hearing to be held on June 19, 2023 at 7:00 p.m. at the Borough of Roosevelt, 33 N. Rochdale Avenue, Roosevelt, NJ 08555.

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)

C/Esakoff made a motion to adopt on first reading Ordinance 2023-04, with a second offered by C/Trammell

Roll Call:

AYES: C/Esakoff, C/Herrstrom, C/Macher, C/Trammell
NAYS: None ABSTAIN: None ABSENT: C/Atwood, C/Hamilton

Public Hearing to be held on June 19, 2023 at 7:00 p.m. at the Borough of Roosevelt, 33 N. Rochdale Avenue, Roosevelt, NJ 08555.

CONSENT AGENDA RESOLUTIONS:

- Resolution 23-56 Payment of Bills for May 15, 2023
- Resolution 23-57 Resolution Authorizing Roberts Engineering Group, LLC to Prepare a Borough-Wide Stormwater System Map for the Borough of Roosevelt
- Resolution 23-58 Resolution Authorizing Roberts Engineering Group, LLC to Prepare an Application for the New Jersey Department of Transportation (NJDOT) Municipal Aid Grant Fiscal Year 2024

Resolution 23-59 Resolution Authorizing Roberts Engineering Group, LLC to Prepare an Application for the New Jersey Department of Transportation (NJDOT) Local Transportation Project Fund

Resolution 23-60 Resolution Approving Vendor Contract for Services with the New Jersey Department of Community Affairs for the Low Income Household Water Assistance Program in Accordance with Newly Adopted State Law

Resolution 23-61 Resolution Authorizing Temporary Emergency Appropriations #2

C/Esakoff made a motion to adopt, with a second offered by C/Herrstrom, to adopt the Consent Agenda Resolution’s 23-56 through 23-61, by the following roll call vote:

Roll Call:

AYES: C/Esakoff, C/Herrstrom, C/Macher, C/Trammell
NAYS: None ABSTAIN: None ABSENT: C/Atwood, C/Hamilton

REPORTS OF COMMITTEE CHAIRS:

Environmental, Health & Safety: None

Administration: None

Finance: None

Community Dev/Code: C/Herrstrom states we had the consultant out to look at the amphitheater site to clarify a few items and will meet again on June 9th. At that time, we will have 3 options. There are about 13 residents interested in the Senior Group. At our next meeting a new plan will be laid out.

Public Works: None

Utilities: None

REPORTS OF BOROUGH OFFICIALS:

Ellen Silverman, 10 N Valley Road: The Environmental Commission will be very busy this week, tomorrow we have our Dessert and Discussion; we are having a Rain Barrel Workshop, which will count for points towards the educational part of the Tier A permit. On Thursday, May 18, 2023, 2 environmental commission members and 1 green team member will be attending a stormwater map workshop given by Wetlands Institute. On Thursday evening, May 18, 2023, Ellen Silverman will be meeting with Kevin Scibilia, a Forrester, to discuss the tree inventory for Roosevelt.

UNFINISHED BUSINESS:

- 1. Monmouth County SCAT Program: M/Malkin states that it costs Roosevelt over \$8,000 a year for this service and only two residents use. We need to see if there is an alternative use or see if anyone else needs the service. C/Herrstrom also states this can be brought up at the next Senior meeting. C/Trammell makes a motion to table to the June 19, 2023 meeting; second by C/Herrstrom with an all in favor.

NEW BUSINESS:

- 1. Discussion regarding proposed Ordinances for Yard Waste, Wildlife & Salt Storage: M/Malkin states since we are missing 2 council members tonight maybe we should table until we have a full Council. C/Esakoff makes a motion to table to the June 19, 2023 meeting; second by C/Trammell with an all in favor.

PUBLIC COMMENT (Any item)

M/Malkin opens the public comment at 7:36pm

1. Jeb Shah, 18 Tamara Drive: Addresses a few concerns: 1- regarding elderly and disabled people living alone and are a danger to themselves and others around them. She has witnessed a terrible situation on her street. She contacted adult protection services and office on aging. We need to understand what is available to us by the office of aging and adult protective services in Monmouth County, maybe representatives can come to speak at a town meeting. What can they do, what can they not do and what advice can they give us? 2- since plastic bags are no longer being used in supermarkets and other stores how do we recycling the items that are wrapped in plastic. ShopRite is not accepting the plastic and there is no place to recycle this. M/Malkin states maybe our Environmental Commission can research that. Ellen Silverman states that Home Depot recycles plastic bags and will check with ShopRite. 3- asks if someone is opening the deli? The borough needs a casual meeting place, besides the Post Office. Very important to physical and mental health. M/Malkin states that the Planning Board has not received any application. 4- Has the horse farm been sold? M/Malkin states we have not received any updated deed. Jeb Shah thinks it's important to get information to new residents about the town and how to get involved. M/Malkin states that we have a welcome packet that we give to all new residents.

M/Malkin closes the public comment at 7:51pm

M/Malkin states a couple is interested in buying the farm and want to put in a winery. They will grow grapes. They will retain many of the building on the property and they have no intention of hosting big events; simply wine tasting only. I would like the council to think about amending our ordinance and include wineries in our Agricultural Ordinance.

Attorney, Greg Cannon explains our RAG ordinance and discusses possible scenarios and changing ordinance and discussion took place regarding green acres frontage on Route 571 and Clarksburg Road.

CLOSED SESSION:

Resolution 23-62 Providing for a Private Executive Meeting that Excludes the Public

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

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:

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:

AYES: C/Esakoff, C/Herrstrom, C/Macher, C/Trammell

NAYS: None ABSTAIN: None ABSENT: C/Atwood, C/Hamilton

C/Esakoff made a motion, with a second offered by C/Herrstrom, to adjourn closed session meeting with an All in Favor.

Time In: 8:17pm Time Out: 8:28pm

C/Trammell made a motion, with a second offered by C/Esakoff to adjourn meeting with an All in Favor.

Time Out: 8:29 p.m.

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

Respectfully Submitted,

Kathleen Hart, Borough Clerk

Adopted Date: June 19, 2023