

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

Mayor and Council
 Regular Meeting Minutes of September 18, 2023

Mayor Malkin opened the meeting at 7:05 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: Christine Malamut, Esq., Borough Attorney and Kathleen Hart, Borough Clerk.

MAYOR’S REPORT: Mayor Malkin made the following announcements: There is very large Asian Hornet nest on the bike path from Farm Lane to Solar Village to Lake Drive. Please be careful going down the path and don’t get close to any trees. Council Trammell was stung by one. Caution tape will be put around the area. The County informed Roosevelt that the West Nile Virus mosquito was found by the sewer plant. Please take precautions; make sure you have no standing water and wear repellent. The County Health Department said that September is the month for adult mosquitos. The County sprayed one area down Pine Drive. The County will jet vac the storm drains at a cost of approximately \$3,000. A former resident, who is still active in Roosevelt, is applying for a grant to start a low frequency radio station.

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: Comments on the open letter she sent to the Council regarding the Stormwater Control Ordinance and urges the Mayor and Council to consider an alternative and don’t rely solely on the NJDEP Stormwater Ordinance sample. The Watershed Institute’s version, with its emphasis on local watershed health, could provide Roosevelt with a more comprehensive and site-specific approach to stormwater management.
2. Mike Merritt, 6 S. Rochdale Ave: Comments on the Stormwater Control ordinance as his wife Hillary Wilder has been working on the Water Story. Roosevelt does not have the same issues as other towns with big developments. It would make more sense for the ordinance to be more specific to Roosevelt. I know you have been working with flooding on Nurko Road and N. Valley Road; there is standing water there now; he has been called out as a first responder to close roads due to flooding. Also, wildlife management is an issue for stormwater management, the beavers in town have impacted the sewer treatment plant. It’s important that we understand where we are now and how it will affect the future by development. The stormwater plan should be updated.

M/Malkin closed the Public Comment for agenda items at 7:20 p.m.

PRESENTATION:

Carmela Roberts, Roberts Engineering, gives a presentation on the Stormwater Control Ordinance and MS4 Tier A Stormwater Permit Requirements. Carmela Roberts reports that about 2005 New Jersey started issuing Stormwater permits. From the beginning Roosevelt was one of about 100 towns in the lower category. As of January 1, the State determined that every municipality in NJ became a Tier A. The Borough objected and sent a letter to the State asking for an adjudicatory hearing and still waiting for a response. The new requirements can be broken down to: 1- Municipal Stormwater Management Plan (MSWMP) 2- Municipal Stormwater Control Ordinance (SCO) 3- Stormwater Pollution Prevention Plan (SPPP). Administration would need a dedicated Municipal Stormwater Webpage, which must be in place by January 1 and contain links to the following: SPPP, MSWMP, SCO, Pet Waste Ordinance, Wildlife Feeding Ordinance, Litter Control Ordinance, Improper Disposal of Waste Ordinance, Contained Yard Waste/Waste Collection Program Ordinance, Private Storm Drain Inlet Retrofitting Ordinance, Illicit Connection Ordinance, Tree Removal Ordinance, Privately Owned Salt Storage Ordinance, Stormwater Outfall Pipe Map, Stormwater Infrastructure Map, Watershed Improvement Plan. There is also Local Public Education and Outreach, Stormwater Program Coordinator Training, Annual Employee Training, Governing Body Training, Engineering, Public Works Inspection and Maintenance of Municipality Owned Stormwater Facilities, Inspection and Maintenance of Stormwater Facilities not owned by the Borough, Maintenance Yards and Ancillary Operations, Mapping and Scour and Illicit Discharge, and Develop and Implement an ongoing Illicit Discharge Detention and Elimination Program. Carmela Roberts explains how these requirements will affect Roosevelt and states we have requested a Stay on some of these items.

M/Malkin opens to the Council and public for questions or comments:

1. Ellen Silverman, 10 N Valley Road: Reports that the State is getting pressure from the Federal Government. When they set up the TIER B the Federal Government said not to do it, if you do that your water is not going to improve; that goes back more than 10 years, water in big cities did improve and the pollution level in our streams and rivers did not. They said we need to monitor this everywhere. As for the \$75,000 it might not be a one-time thing, Tier A has been getting grants for the last 3 years from the NJDEP, because they know it's a difficult thing. Set up charge is going to be a lot; most are part of best practices that you are already doing. You want to be a good steward. When it comes to street cleaning, Millstone has to do the same thing, see if they want to do a partnership; shared costs it doesn't have to be a burden only on us. All of this is beneficial to the environment. We have already been doing education that can be applied to our documentation.
2. C/Hamilton has a lot of questions and wants to know what the requirements are. All towns have to comply and maybe we can do more shared services.
3. C/Atwood asks about sump-pump discharge.
4. M/Malkin asks Carmela Roberts about the roof issues at the water treatment plant. C/Hamilton states his understanding was Carmela's suggestion was to do repairs and not replace the roof. Carmela Roberts responds not exactly, let's go back 2 years when she got up on the roof. It is leaking, it has some low spots, there are drains that are clogged and at that time you had a proposal to level the roof with a small slant. She reviewed that proposal 2 years ago and it looked fine to her. All of the Borough owned buildings are part of your historic designation, they are under historic preservation and cannot be changed. I wouldn't want to change the look of that building at all, we just want to change the slope to get rid of the low spots and puddles and put better netting to prevent leaves from getting into the pipes. Carmela thought the proposal was very good. M/Malkin states it's now 2 years later and the price has increased, which is above the threshold, so now we need to go out to bid. Carmela Roberts stated that at this time costs have increased and to put specifications together for the roof and advertise for bids, prevailing wages and all other costs that come with advertising all have increased. That \$29,000 can now be somewhere around \$50,000 or more with engineering cost could be between \$5,000-\$12,000. Carmela Roberts explains about going out for quotes you have to contact three vendors and if they don't respond that's not your fault. Also if you considered it an emergency 2 years ago, it's still be an emergency and under an emergency declaration you can award that contract. C/Esakoff states that Ana Debevec called 3 or 4 different companies and only 1 showed

up. M/Malkin states some said they would come out to look at the project and never showed up. C/Hamilton states that not every company does flat roofs.

5. C/Herrstrom asks Carmela Roberts, now that you heard what Ellen Silverman stated what is your position, are you still saying that we should do the stays or that we should go ahead and try to do what we have to do to? Carmela Roberts responds that I’m discussing the cost of this and what it’s going to take to get up and running, especially with a town that has a very small staff and the stays could be helpful. In the future you will be a Tier A on a different schedule. We all have to figure out how it will happen and fit it into your budget and a time frame that’s reasonable.

CORRESPONDENCE:

1. Letter from Roberts Engineering, dated September 5, 2023, regarding Stormwater Control Ordinance.
2. Letter from Roberts Engineering, dated September 12, 2023, regarding MS4 Tier A Stormwater Permit Requirements.
3. Letter from Environmental Chairperson dated September 15, 2023, commenting on the Stormwater Ordinance.

MINUTES:

1. Regular Meeting Minutes – August 21, 2023

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

Roll Call:

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

2. September 5, 2023 Regular Meeting Minutes

On a motion by C/Esakoff to accept the minutes, with a second offered by C/Atwood. C/Herrstrom asks for a correction under Administration report to state “39 cars and not 39 cards”. C/Esakoff amends motion with the correction and C/Atwood agrees, the minutes were approved by the following roll call vote:

Roll Call:

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

ORDINANCES:

SECOND READING AND PUBLIC HEARING:

BOND ORDINANCE 2023-08	BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 2022-04 ADOPTED ON MAY 2, 2022, PROVIDING FOR IMPROVEMENTS TO TAMARA DRIVE BETWEEN PINE DRIVE AND SOUTH ROCHDALE AVENUE, IN ORDER TO INCREASE THE APPROPRIATION THEREFOR BY \$140,000 FOR A TOTAL APPROPRIATION OF \$559,000, TO INCREASE THE AUTHORIZED BONDS AND NOTES TO BE ISSUED TO FINANCE A PORTION OF THE COSTS THEREOF BY \$140,000 FOR A TOTAL DEBT AUTHORIZATION OF \$559,000, AND TO INCREASE THE ALLOCATION OF THE APPROPRIATION TO COSTS PERMITTED UNDER N.J.S.A. 40A:2-20, AUTHORIZED IN AND BY THE BOROUGH OF ROOSEVELT, IN THE COUNTY OF MONMOUTH, NEW JERSEY
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M/Malkin opens the public comment at 8:30pm
No Public Comment
M/Malkin closes the public comment at 8:30pm

On a motion by C/Esakoff to adopt Ordinance 2023-08, with a second offered by C/Hamilton.

Roll Call:

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

SECOND READING AND PUBLIC HEARING:

ORDINANCE 2023-09 AN ORDINANCE AMENDING CHAPTER 2
“ADMINISTRATION”, ARTICLE VII: “ADMINISTRATIVE
FEES”, SUBSECTION 2-59 BOROUGH HALL USE

M/Malkin opens the public comment at 8:31pm

- 1. Mike Merritt, 6 S. Rochdale Ave.: Questions why no alcohol is allowed. M/Malkin states that it is a requirement of the JIF Insurance.

M/Malkin closes the public comment at 8:34pm

On a motion by C/Esakoff to adopt Ordinance 2023-09, with a second offered by C/Atwood.

Roll Call:

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

CONSENT AGENDA RESOLUTIONS:

- Resolution 23-99 Payment of Bills for September 18, 2023
- Resolution 23-100 Resolution Authorizing the Borough Engineer to Request a Six-Month Extension from the New Jersey Department of Transportation in Connection with the Grant Received for Improvements to Tamara Drive

C/Esakoff made a motion to adopt the Consent Agenda Resolutions 23-99 through 23-100, with a second offered by C/Hamilton.

Roll Call:

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

REPORTS OF COMMITTEE CHAIRS:

Environmental, Health & Safety: No Report.

Administration: No Report.

Finance: No Report.

Community Dev/Code: C/Herrstrom reports that Michael Merritt wanted me to share with the Borough Council that Lakeland Bank was able to get us access to the Senior Citizens account. Their speed and thoroughness was outstanding.

Public Works: C/Macher reports storm drains have been cleaned after the storm last week, performed monthly safety inspections on the 4 buildings and installed the new eye wash at the water treatment plant

Utilities: No Report.

REPORTS OF BOROUGH OFFICIALS:

Ellen Silverman, 10 N Valley Road – Environmental Commission: The following Dessert and Discussion are scheduled: September 26, 2023, 7:00pm-9:00pm Woodlot Skills Presentation: Splitting, Bucking, Branching, Stacking – turning dead wood into energy and building material; October 24, 2023, 7:00pm-9:00pm More use of wood: cultivating mushrooms, and other non-lumber forest resources. Both of these will take place at Dave Teich’s home, 41 Tamara Drive. The Roosevelt Seed library is every Saturday from 12:00pm – 5:00pm, from September to November at 10 N. Valley Road. There will be 3 tables: 1- a crop swap, 1- seed library itself and 1- plant swap. There will also be workshops at 10 N Valley Road on September 30, 2023 Saving Seeds; November 7, 2023 Winter Gardening Indoors and January 10, 2024 Winter Sewing Workshop. The Environmental Commission is working closely with the Watershed Institute doing stream testing, stream cleanups, and other things too. We received the grant for the tree inventory, and the work needs to be finished by the end of the year to comply with the grant.

UNFINISHED BUSINESS:

1. Draft Ordinances for Yard Waste, Salt Storage & Wildlife Feeding – place on the next agenda for first reading.
2. C/Hamilton asks if we need a vote for jet vac of the storm drains. It is a shared service with Monmouth County. C/Hamilton makes a motion to approve the County to jet vac the storms drain with a second from C/Esakoff, all are in favor.

NEW BUSINESS:

1. Bulk Trash Pickup – October 16, 2023
2. BBQ and Live Music – September 23, 2023, from 5:00pm-7:00pm
3. M/Malkin states she received a call about a raccoon in someone’s backyard and just wants to remind everyone that you can go on the Borough website under Animal Control for contact numbers. C/Hamilton add if you see a raccoon or a possum during the day time; its unusual and it could be rabid.

PUBLIC COMMENT

M/Malkin opens the public comment at 8:54pm

1. Michael Merritt, 6 S. Rochdale: Thanks the Council members for their service to the community and appreciates the support on many activities. Questions who to contact about a dead deer on Rochdale. Thanks C/Herrstrom on her support for the Senior Citizens of Roosevelt and scheduling of meetings. Would like to start utilizing the space next door. He is a volunteer member of the Millstone Fire Department and understands that Millstone has an arrangement with an exemption of certain permit fees for home improvements and asks the Council to consider something similar.
2. 2. Ellen Silverman, 10 N. Valley Road – Please encourage Roberts Engineering to finish the Stormwater Mapping and outlets as this will be a great help to the Environmental Commission.

M/Malkin closes the public comment at 9:03pm

C/Atwood states that Jeb Shah donated a bust of FDR for Borough Hall.

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

Time Out: 9:07 p.m.

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

Respectfully Submitted,

Kathleen Hart, Borough Clerk

Adopted Date: October 16, 2023