

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

**Mayor and Council  
Regular Meeting Minutes of July 6, 2021**

Mayor Malkin opened the meeting at 7:07 pm and explained that due to the Coronavirus and the need for social distancing, this meeting is being held remotely and available to the public in a live feed. M/Malkin read the Open Public Meetings Act statement: “Adequate notice of this meeting, as required by Chapter 231, P.L. 1975, has been provided by a public notice on January 25, 2021, which was posted on the Bulletin Board at the Roosevelt Post Office and in the Borough Hall. The notice was published in The Times and Asbury Park Press.”

**ROLL CALL**

	<b>PRESENT</b>	<b>ABSENT</b>	<b>LATE ARRIVAL</b>
<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: Andrew Sobel, Esq., Kathleen Hart, Borough Clerk

**MAYOR’S REPORT:** Warmly welcomes newly appointed Councilmember Connie Herrstrom.

**PUBLIC COMMENT (Agenda items only):**

M/Malkin opened the meeting to Public Comment for agenda items only at 7:08 pm.

No public comment.

C/Malkin closed the Public Comment for agenda items at 7:09 pm.

**APPROVAL OF MINUTES**

- **June 21, 2021 Regular Meeting Minutes**

C/Esakoff made a motion to approve the minutes as amended, 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

**CORRESPONDENCE**

1. Letter from Roberts Engineering, dated June 22, 2021 regarding Nurko Road Drainage Concerns.
2. Letter from Roberts Engineering, dated June 23, 2021 regarding South Rochdale Avenue Wayfinding Signage. C/Esakoff asks for an update and Andrew Sobel, Esq. explains that

Monmouth County is modifying the Route 571 sign and will be reviewing the signage placement and to evaluate traffic to see if more action needs to be taken.

3. Letter from Monmouth County, dated June 30, 2021 regarding participating with Monmouth County in the LEAP Implementation Grant. Was moved to New Business.

**RESOLUTIONS**

**Resolution 21-85** Payment of Bills for July 6, 2021.

C/Hamilton made a motion to adopt Resolution 21-85, with a second offered by C/Esakoff.

Roll Call

AYES: C/Atwood, C/Esakoff, C/Hamilton, C/Herrstrom, C/Macher

NAYS: None

ABSTAIN: None

ABSENT: C/Trammell

**Resolution 21-86** Resolution Establishing Lien Block 8, Lot 14, 12 Farm Lane, William Porter

C/Esakoff made a motion to adopt Resolution 21-83, 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

**Resolution 21-87** Resolution Amending Resolution 21-59 Establishing Council Committees for the Year 2021.

COMMITTEE	COMMITTEE CHAIR		
Administration	Louis Esakoff	Constance Herrstrom	Michael Hamilton
Community Development/Code Enforcement	Constance Herrstrom	Louis Esakoff	Michael Hamilton
Environmental Health & Safety	Robert Atwood	Steven Macher	Constance Herrstrom
Finance	Michael Hamilton	Louis Esakoff	Joseph Trammell
Public Works	Steven Macher	Robert Atwood	Joseph Trammell
Utilities	Joseph Trammell	Steven Macher	Robert Atwood

C/Hamilton made a motion to adopt Resolution 21-87, with a second offered by C/Esakoff.

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:** C/Hamilton said that a Finance Meeting is set up for Thursday, 7/8/21 @ 10:30 am with the CFO to finalize the budget and make final amendments.

**Public Works:** No report.

**Utilities:** No report.

**Community Dev/Code:** No report.

## **UNFINISHED BUSINESS**

M/Malkin discussed the following:

1. NJ DoT Application for Safe Routes to Schools FY2022: C/Hamilton asked for a Traffic study to submit with grant application. Mayor Malkin will call to see if a traffic study can be expedited before the October application deadline. Discussion was tabled and put on Agenda for 7/19/21.
2. Cannabis Legislation: Borough Attorney and Council discussed options and will for now, opt out. The first reading of the ordinance will be July 19, 2021, second reading and public hearing is scheduled for August 16, 2021.

## **NEW BUSINESS:**

Letter from Monmouth County, dated June 30, 2021 regarding participating with Monmouth County in the LEAP Implementation Grant. The Council discusses and agrees to participate with Monmouth County. A resolution will be done for the July 19<sup>th</sup>, 2021 meeting.

## **PUBLIC COMMENT (Any item):**

M/Malkin opened the meeting to Public Comment for any item at 7:44 pm.

Michael Ticktin, 37 N. Valley Rd: Asked for an update on Environmental Commission Secretary. M/Malkin said she interviewed a potential candidate today.

Theresa and Mark Aakhus, 37 Farm Ln.: Discussed the 4<sup>th</sup> of July fireworks that her neighbor set off and provided visual evidence of the fireworks used and believe they are not in compliance with the NJ Firework Act. Ask Council how this issue will be resolved. M/ Malkin informed Ms. Aakhus that this is a police matter. A lengthy discussion took place on the legality of fireworks used and what rules and regulations can be put in place. Andrew Sobel, Esq. informed the public that they can always file a Citizen's complaint with the Court.

M/Malkin closed the meeting to Public Comment at 8:28 pm.

## **CLOSED SESSION**

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

The Borough Clerk read Resolution 21-88: Providing for a Private Executive Meeting that Excludes the Public.

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

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

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

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council, as follows:

- That the next portion of this meeting be held in Private Session.
- That the general nature of the matter(s) to be discussed relate to the matters:
  - a. Potential Litigation - Nurko Road Right of Way Encroachment
- 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/Atwood, C/Esakoff, C/Hamilton, C/Macher, C/Trammell

NAYS: None

ABSTAIN: None

ABSENT: None

Time in: 8:30 pm

C/Hamilton made a motion to return to open session, second by C/Esakoff. All in Favor.

Time out: 8:40 pm

**ADJOURNMENT:**

C/Esakoff made a motion to adjourn, with a second offered by C/Atwood, and with all in favor the meeting adjourned at 8:40 pm.

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

Respectfully Submitted,

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Kathleen Hart, Borough Clerk

Adopted Date: August 2, 2021