

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

**Mayor and Council
Regular Meeting Minutes of March 21, 2022**

Mayor Malkin opened the meeting at 7:05 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. Mayor 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 12, 2022, which was posted on the Bulletin Boards at the Roosevelt Post Office and in the Borough Hall. The notice was published in The Times and Asbury Park Press.”

ROLL CALL

	PRESENT	ABSENT	LATE ARRIVAL
<i>Councilmember 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., Christina Malamut, Esq., Carmela Roberts, Borough Engineer and Kathleen Hart, Borough Clerk.

MAYOR’S REPORT: None

PUBLIC COMMENT (Agenda items only):

M/Malkin opened the meeting to Public Comment for agenda items only at 7:06 pm.

No public comment.

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

APPROVAL OF MINUTES:

- **February 22, 2022 – Regular Council Meeting Minutes**

C/Trammell would like to amend the minutes, page 3 the sentence “They left a hatch on the inside of the building to have access to these filters but is covered up” and delete “remove but covered up”.

On a motion by C/Esakoff to accept the minutes as amended by C/Trammell, with a second offered by C/Atwood, the February 22, 2022 Regular Session Meeting Minutes were approved by the following roll call vote:

Roll Call:

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

NAYS: None

ABSTAIN: None

ABSENT: C/Hamilton

- **March 7, 2022 – Regular Council Meeting Minutes**

On a motion by C/Esakoff to accept the minutes, with a second offered by C/Herrstrom, the March 7, 2022 Regular Session Meeting Minutes were approved by the following roll call vote:

Roll Call:

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

CORRESPONDENCE: None

PROCLAMATION: M/Malkin read the following proclamation into the record.

NATIONAL CHILD ABUSE PREVENTION MONTH – APRIL 2022

WHEREAS, in Federal fiscal year 2019, 4.4 million reports were made to child protective services; and

WHEREAS, child abuse and neglect is a serious problem affecting every segment of our community, and finding solutions requires input and action from everyone; and

WHEREAS, our children are our most valuable resources and will shape the future of Roosevelt Borough; and

WHEREAS, child abuse can have long-term psychological, emotional, and physical effects that have lasting consequences for victims of abuse; and

WHEREAS, protective factors are conditions that reduce or eliminate risk and promote the social, emotional, and developmental well-being of children; and

WHEREAS, effective child abuse prevention activities succeed because of the partnerships created between child welfare professionals, education, health, community- and faith-based organizations, businesses, law enforcement agencies, and families; and

WHEREAS, communities must make every effort to promote programs and activities that create strong and thriving children and families; and

WHEREAS, we acknowledge that we must work together as a community to increase awareness about child abuse and contribute to promote the social and emotional well-being of children and families in a safe, stable, and nurturing environment; and

WHEREAS, prevention remains the best defense for our children and families.

NOW, THEREFORE, I, Peggy Malkin, Mayor of the Borough of Roosevelt, do hereby proclaim April 2022 as **NATIONAL CHILD ABUSE PREVENTION MONTH** in Roosevelt Borough, Monmouth County, State of New Jersey and urge all citizens to recognize this month by dedicating ourselves to the task of improving the quality of life for all children and families.

ORDINANCES:

Second Reading

Ordinance 2022-01 AN ORDINANCE SETTING THE SALARY RANGE AND COMPENSATION OF CERTAIN OFFICIALS, POSITIONS AND EMPLOYEES IN THE BOROUGH OF ROOSEVELT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

M/Malkin opened the public hearing at 7:12 pm.

No Public Comment.

M/Malkin closed the public hearing at 7:13 pm.

C/Trammell made a motion to adopt Ordinance 2022-01, with a second offered by C/Esakoff.

Roll Call:

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

NAYS: None

ABSTAIN: None

ABSENT: C/Hamilton

First Reading

Ordinance 2022-02

BOND ORDINANCE PROVIDING FOR VARIOUS ROADWAY IMPROVEMENTS TO PINE DRIVE, APPROPRIATING \$420,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$200,000 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

C/Esakoff made a motion to adopt on first reading Ordinance 2022-02, with a second offered by C/Atwood.

Roll Call:

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

NAYS: None

ABSTAIN: None

ABSENT: C/Hamilton

Public Hearing to be held on April 4, 2022 at 7:00 p.m. at the Borough of Roosevelt, 33 N. Rochdale Avenue, Roosevelt, NJ 08555

FIRST READING

ORDINANCE 2022-03

BOND ORDINANCE PROVIDING FOR VARIOUS WATER UTILITY IMPROVEMENTS, APPROPRIATING \$345,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$345,000 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

C/Trammell made a motion to adopt on first reading Ordinance 2022-03, with a second offered by C/Esakoff. C/Esakoff questions the reason for the bonds. C/Trammell states we are replacing water and sewer pipes on Pine Drive, between N. Rochdale and Tamara Drive.

Roll Call:

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

NAYS: None

ABSTAIN: None

ABSENT: C/Hamilton

Public Hearing to be held on April 4, 2022 at 7:00 p.m. at the Borough of Roosevelt, 33 N. Rochdale Avenue, Roosevelt, NJ 08555

CONSENT AGENDA RESOLUTIONS:

Resolution 22-43 Payment of Bills for March 21, 2022

- Resolution 22-44 Resolution in Support of the Ability of Municipalities to Adopt Regulations to Protect Public Health, Safety, and Welfare from Threats of Flooding
- Resolution 22-45 Resolution Authorizing Temporary Emergency Appropriations #1
- Resolution 22-46 Resolution Authorizing Appropriation Reserve Transfer

C/Herrstrom asks about item on the payment of bills for \$67,779.54 to Culmac Investors, Inc. The Municipal Clerk explains that it is a lien redemption from a tax sale, someone else paid off the tax sale, and we are reimbursing them back.

C/Esakoff made a motion, with a second offered by C/Atwood, to adopt the Consent Agenda Resolutions 22-43 through 22-46.

Roll Call:

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

REPORTS OF COMMITTEE CHAIRS:

Environmental, Health & Safety: No report

Administration: No report

Finance: No report

Community Development/Code Enforcement: No report

Public Works: No report

Utilities: C/Trammell states that parts are needed for the Muffin Monster at the waste water plant. Two cubic yards of grease build up was removed from the man hole closest to the plant. This will make it easier to jet and televise that section of the pipe.

REPORTS OF BOROUGH OFFICIALS:

Michael Ticktin, 37 N. Valley Road, states the Environmental Commission had a presentation from the Watershed Institute concerning management of the Assunpink Creek. The Council has a letter endorsing the Watershed Institute application for the 9-Element Watershed Implementation Plan for the Assunpink Watershed. As the CDBG representative, I have been elected as Chairman of the County CDBG.

UNFINISHED BUSINESS:

1. Water Treatment Plan – Roof Repair: Carmela Roberts discussion with the Council regarding the roof at the Water Treatment Plant, pitched roof vs flat roof. Also discussed is the elevation of the drains and how they enter and exit the building. This system works well and it has been there for over eighty (80) years. The pipes in the building inside are solid and dry, the troth is large enough to take the water out, the water leaves the building and doesn't back up and makes it way to a chamber down to a low area. What needs to happen is only repair the roof. Carmela Roberts states this is where we need Greg DeFoe's help, if we can find the outlet down at the bottom of the hill near a stream, we could figure out exactly how the water gets through those pipes through the troth. M/Malkin states that the Borough Engineer's recommendation is to replace with a flat roof and to contact the roofers about drainage. M/Malkin states this may not be the right time but I wanted to let everyone know that Greg DeFoe's mother died at the age of 96, so I don't expect Greg back to work for a week or so. Consensus is to move forward and ask Ana to get quotes for the next meeting.
2. Great Adventure Sign: Carmela Roberts discussed with the County about putting a sign for Great Adventure on County Route 571 and they weren't receptive. They have two (2) new traffic engineers and she will reach out to them to see if they will be more receptive. M/Malkin would

like Carmela Roberts to make the County aware that we don't have sidewalks, people walk in the streets, issues with speeding and getting lost and turning down the wrong street. It's a real dangerous and hazardous situation. Carmela Roberts states you can put a sign on Borough road but not the County. Carmela Roberts states that she would like to have a conversation with the new Assistant County Engineer and explain to him what the trouble is and he may have some suggestions for us. Carmela Roberts will reach out to the County and set up a site visit in Roosevelt. Borough Attorney, Greg Cannon states that maybe Carmela Roberts can prepare a sample sign from the Traffic Device Manual to show them and this way they can walk out with something to approve.

NEW BUSINESS:

1. Draft Flood Damage Prevention Ordinance: Carmela Roberts discusses with the Council draft flood damage prevention ordinance, FEMA and the DEP are working together and requiring that the entire State update its Flood Damage Prevention Ordinances. These ordinances are required by any town that wants to participate in National Flood Insurance Program. If you don't have an ordinance and a resident who wants to purchase flood insurance will not be able to. In the past there were about six (6) ordinances that were approved by DEP throughout the State and now there are two (2) general ordinances. One for coastal communities and the other that addresses riverine areas. Roosevelt is in the riverine area. The basic thing the ordinance is doing is allowing you to consider the base flood elevation and recommends setting the bases at a the hundred-year elevation plus two (2) feet. The DEP requires critical facilities, such as your water plant or sewer plant must be constructed at an elevation of the hundred-year flood plus two (2) feet. Your Zoning Officer and the Construction Official need to assure people are in compliance when obtaining permits. The basic mission for you is to adopt this ordinance, as is and determine if you are comfortable with base elevation of hundred years plus two (2) feet. Attorney Greg Cannon will draft the ordinance into Roosevelt's format and code and put a resolution submitting to the DEP for pre-approval for the 4/18/22 agenda.
2. Letter endorsing the Watershed Institute application for the 9-Element Watershed Implementation Plan (WIP) for the Assunpink Watershed: Michael Ticktin, Environmental Commission Chairman explains the Watershed Institute made a presentation to the Environmental Commission with their plan for the protection of the Assunpink Watershed and we would be doing our part to implement the various elements of it that they talk about. Mayor Malkin states our part is to support the watershed. C/Trammell states he believes we are the head of the Assunpink, water comes from Roosevelt and goes into the Assunpink.
3. Bulk Pickup – April 25, 2022

PUBLIC COMMENT: (Any item)

M/Malkin opens the public comment at 8:14pm

No Public Comment.

M/Malkin closes the public comment at 8:14pm

CLOSED SESSION:

Resolution 22-47 Providing for a Private Executive Meeting that Excludes the Public

C/Esakoff made a motion, with a second offered by C/Trammell, to adopt Closed Session Resolution

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 – Green Acres Encroachment
 - b. Potential Litigation/Contractual – Private Property Drainage
 - c. 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/Herrstrom, C/Macher, C/Trammell

NAYS: None

ABSTAIN: None

ABSENT: C/Hamilton

Time In: 8:18pm; Time Out: 9:26pm

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

Time Out: 9:27pm

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

Respectfully Submitted,

Kathleen Hart, Borough Clerk

Adopted Date: April 18, 2022