

**Meeting Minutes
Roosevelt Borough Council
Regular Meeting
February 22, 2016**

The meeting was called to order by Mayor Ellentuck at 7:00 pm and he read the Open Public Meetings Act statement which stated, "Adequate notice of this meeting, as required by Chapter 231, P.L. 1975, has been provided by a public notice on November 27, 2015, 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.

	PRESENT	ABSENT
<i>Councilmember Bonna</i>	✓	
<i>Councilmember Impellizzeri</i>	✓	
<i>Councilmember Lipoti</i>	✓	
<i>Councilmember Malkin</i>	✓	
<i>Councilmember Ticktin</i>	✓	
<i>Vacancy</i>		
<i>Mayor Ellentuck</i>	✓	

Also in attendance: Debra Sopronyi, Borough Clerk; and Richard Shaklee, Borough Attorney.

Mayor Ellentuck recognized former Mayor Elsbeth Battel in the audience; noted that quotes are being acquired for security cameras at the waste water and water plants, and Borough Hall, and also for boxes to be installed in the trailer for the fire equipment; JCP&L will be doing safety presentations in April for the First Responders; and the AED has been installed in Borough Hall.

Mayor Ellentuck advised that if residents will be on vacation they should notify the State Police and Borough Hall of alternate contact information; there was an incident in a house with broken pipes in the cold weather and contacting the owner proved quite difficult.

Mayor Ellentuck advised that a Zoning Officer is being appointed tonight, he is well known and comes highly recommended by John Marini; he will be replacing Ralph Kirkland.

Mayor Ellentuck opened the public comment period on the consent agenda, there being no comments the public comment period was closed.

Consent Agenda:

Councilmember Ticktin moved resolutions 16-37 and 16-38, and the payment of bills as the consent agenda for approval, Councilmember Lipoti seconded.

Council members Bonna, Impellizzeri, Lipoti, Malkin, and Ticktin voted yes.

Consent Agenda adopted 5-0.

Resolution 16-37: Awarding a Contract for Rehabilitation of Elevated Water Tower

Resolution 16-38: Appointing a Zoning Officer

Payment of Bills

Ordinances

#16-003: Final Reading and Public Hearing – Bond Ordinance Providing for the Rehabilitation of an Elevated Water Tower and Appropriating \$210,000 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

Mayor Ellentuck opened the public hearing on ordinance 16-003, there being no comments the public hearing was closed.

Councilmember Lipoti moved ordinance 16-003 for adoption, Councilmember Ticktin seconded;

Council members Bonna, Impellizzeri, Lipoti, Malkin, and Ticktin voted yes.

Ordinance adopted 5-0,

ORDINANCE 16-003

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

BOND ORDINANCE PROVIDING FOR THE REHABILITATION OF AN ELEVATED WATER TOWER AND APPROPRIATING \$210,000 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

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 \$210,000, said sum being inclusive of all appropriations heretofore made therefore, including the sum of \$10,000 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. This bond ordinance authorizes projects intended to be funded through the New Jersey Environmental Infrastructure Trust Financing Program.

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 \$200,000, 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 to be undertaken provide for the rehabilitation of an elevated water tower, 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 Borough 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 \$200,000, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$210,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$210,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$10,000 down payment for said purposes.

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 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 (twenty) 20 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 \$200,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$34,000 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.

Reports/Meetings of Council Committees:

Councilmember Impellizzeri: advised that brush removal is being scheduled and they are working with the Environmental Commission to coordinate the pick-up with the removal of invasive species program and trying to see if Hightstown can assist; the hydrant sticks have arrived; there is a tree leaning toward the house at 9 Tamara Drive and it should be removed.

Councilmember Ticktin: noted that he will speak to the Zoning Officer regarding the vacant property list; there are requirements in the hazard mitigation plan regarding wildfires and the top three are (1) a firehouse, (2) brush removal, and (3) coordinating with the forest fire service; the Environmental Commission aerial photography has been performed by the County Mosquito Division, but we probably cannot get a DEP permit.

Councilmember Bonna: noted that the Environmental Commission was concerned with the lack of drain cleaning, but it has now been done; we are in need of a new Recycling Coordinator and it appears we may be able to do a shared service with Millstone.

Borough Clerk Sopronyi: Reminded Mayor and Council about the Elected Officials JIF Training that they should attend; noting that the Borough gets a \$250.00 reduction in their assessment for each Councilmember who attends.

Borough Attorney Shaklee: noted that he is re-drafting the towing specifications to eliminate the surety, we will rely on the insurance certificate that is provided; the Borough ordinances have been clarified and are now enforceable in the court.

Councilmember Malkin: noted that Jack Rindt has requested the first disbursement for 2016 for the First Aid.

Councilmember Lipoti: advised that the forestry service has begun their controlled burns and are concerned with tick borne illnesses, an article should be placed in the bulletin; reviewed the process taken by Glenn Barnes to produce the analysis and suggested considering reduction of the base rate to encourage conservation of water; advised that there was a water tower issue this morning with overflow due to a sensor malfunction, the sensor has been restored.

There was discussion regarding water rates and that information regarding lead in the water in Flint, Michigan has brought water conditions forefront in the recent past.

She noted that Toby is running both plants and it is difficult to get the information together that the new Engineer needs to complete their assessment of the plants.

Councilmember Lipoti advised that there are High School students who need public service projects. There was discussion regarding having the students participate in the removal of brush, vegetation and invasive species.

Mayor Ellentuck introduced Joseph McGrath, the new Zoning Officer.

Councilmember Lipoti that a tracking system for correspondence is being developed.

Councilmember Ticktin inquired as to how the residents who have a water leak are going to be billed. Mayor Ellentuck advised that they would be charged for the water, it is not Roosevelt Borough's fault that the leak occurred. There was discussion.

Old Business

Roosevelt Fire Dept. Chief Appointment

Mayor Ellentuck reviewed the reconsideration discussed regarding the appointment of a Fire Chief at previous meetings and read Mr. Archer's response to the invitation to attend the meeting:

"I am not sure if I will be around on the 22nd so I cannot confirm my attendance. We already met to discuss my positions which are pretty cut and dry, I will try to hold it together if we have a commitment on a building that we can operate out of and if not then I resign. We as a group have done far more than any of us expected I am sure as it has surpassed my expectations however without town support the heart beat is dead. That's something I can't make happen, I have done the best I could with what we had to work with and I am very proud of all my guys for the feats we have accomplished. We have garnered the respect of many fire companies and towns so I am content with our performance and only wish our own town gave us the respect outside towns have."

Mayor Ellentuck inquired as to how Council would like to handle the situation, noting that Chris Suk is currently Acting Chief since he is in the position of Deputy Chief.

There was discussion regarding Mr. Archer's take it or leave it attitude; refusal to come to a Council meeting to discuss the matter with Council; and Mr. Suk's view of the matter. It was noted that leaving the subject open ended is hindering the Fire Department because they cannot plan, and appointments are being made at the Fire Department to people who are not qualified; that Council has bent over backwards to meet with Mr. Archer, but he is not responsive; that Mr. Archer is asking for a commitment for a firehouse that the Council is unable to make; and there is a lack of leadership at the Fire Department that needs to be immediately addressed.

The Borough Attorney advised that the e-mail appears to be a resignation because the Council cannot commit to a new firehouse and has done everything possible at this point to give the Fire Department a place to work from.

Councilmember Lipoti moved to accept the resignation of Dan Archer as Chief and reject his election by the Fire Department, and affirm that Assistant Chief Chris Suk shall be Acting Chief, Councilmember Malkin seconded.

Council members Bonna, Impellizzeri, Lipoti, Malkin, and Ticktin voted yes.

Motion Adopted 5-0,

New Business

Sustainable Jersey

Councilmember Lipoti reviewed the requirements she previously distributed regarding the acquisition of points to acquire Sustainable Jersey Certification and noted that Eitan Grunwald is the Chair of the Green Team in Roosevelt. She then noted actions that have already been taken or can be done to acquire points. She asked Council to review the requirements and make some suggestions so the Borough can become Sustainable certified.

Automated CPR Device

Mayor Ellentuck advised that the First Aid would like to acquire an automated CPR Device; CPR is exhausting and hinders the ability to perform any other emergency medical procedures while performing CPR; with only two people in an ambulance, and one driving, it is important that medical procedures can be performed. The cost for the device is \$12,000 to \$15,000. There is \$10,000 set aside toward a future purchase of a new rig that could be put toward the purchase and Roosevelt Borough could match up to \$7,500, so the cost is split with the First Aid. He then gave statistic for First Aid calls for 2015.

Councilmember Ticktin moved that the Borough contribute up to \$7,500 toward the purchase of an automated CPR Device for the First Aid, Councilmember Bonna seconded.

Council members Bonna, Impellizzeri, Lipoti, Malkin, and Ticktin voted yes.

Motion Adopted 5-0,

Councilmember Lipoti suggested that Millstone could possibly donate toward the purchase.

John Vo explained that the device has an 88% efficiency rate, which is higher than manual CPR.

Water Consumption Report July – December 2015

Councilmember Lipoti reviewed the report of water consumption and suggested that the base rate be reviewed to consider a billing adjustment be put in place. This would encourage water conservation.

Letter from Deli Tenants

Mayor Ellentuck reviewed a letter received from the tenants at the deli, noting that the Borough cannot assist them with the issues in their illegal lease. He suggested that the Borough proceed with the process to have them removed.

There was discussion regarding the eviction process.

Mayor Ellentuck opened the public comment period and the following individuals spoke:

Beth Battel, Lake Drive – inquired as to whether CPR and AED training will be held. John Vo advised that he will speak to Jack regarding setting up training.

There was discussion regarding training and liability.

Mark Connors, First Aid – commented that they had a call at the cemetery and the State Police could not find it because the sign is gone. It is very important that signage be maintained and accurate; and that houses have large numbers that can be seen from the roadway. He then noted that Jack is willing to do training, but needs a willing group to participate.

There being no further comments, the public comment period was closed.

Councilmember Ticktin moved to adjourn at 8:28pm, Councilmember Bonna seconded. All ayes.

Respectfully Submitted,

Debra L. Sopronyi, RMC
Borough Clerk