

**Meeting Minutes
Roosevelt Borough Council
Regular Meeting
September 26, 2016**

Adequate notice of this meeting, as required by Chapter 231, P.L. 1975, has been provided by a public notice on January 8, 2016 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'S REPORT

Mayor Ellentuck advised that the Municipal Engineer has performed a cost evaluation regarding the EMS building and noted that the estimate to put the building on Block 2, Lot 4.01 will be \$1M+.

Mayor Ellentuck advised that, due to the Presidential debate which is being televised at 9pm this evening, Council will be attempting to end the meeting this evening by 8:30pm to allow everyone time to get home before the debate begins.

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 16-90, 16-91, 16-92, 16-93, 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 16-90: Appointing a Crossing Guard

Resolution 16-91: Authorizing the Refund of Taxes for Overpayment

Resolution 16-92: Accepting the 2015 Audit Report

Resolution 16-93: Authorizing the Sale of Surplus Personal Property no Longer Needed for Public Use on September 26, 2016

an Online Auction Website

Payment of Bills

Ordinances:

2016-019 First Reading and Introduction - Bond Ordinance Providing for the Design and Construction of a New Borough Emergency Services Building, Appropriating \$600,000.00 Therefor and Authorizing the Issuance of \$571,400.00 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

Councilmember Ticktin moved ordinance 16-019 for introduction, Councilmember Bonna seconded.

There was discussion regarding the purpose of the ordinance; and that the amount in the bond ordinance would have to be amended if the building is put in across the street on Block 2, Lot 4.01.

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

Ordinance introduced 5-0, public hearing to be held on October 12, 2016.

Ordinance 2016-019

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

BOND ORDINANCE PROVIDING FOR THE DESIGN AND CONSTRUCTION OF A NEW BOROUGH EMERGENCY SERVICES BUILDING, APPROPRIATING \$600,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$571,400 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 \$600,000, said sum being inclusive of all appropriations heretofore made therefor, including the sum of \$28,600 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.

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 \$571,400, 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 consist of the design and construction of a new Borough Emergency Services Building in a redevelopment zone, 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
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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 \$571,400, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$600,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$600,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$28,600 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 \$571,400 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$110,000 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: Noted that there have been quotes received for the removal of two tress, one at \$700.00 and the other for \$1,000.00 for a total of \$1,700.00; the County is working on Route 571; and the cemetery road is in need of stone. There was discussion regarding the Public Works budget and the urgency of the projects.

Councilmember Ticktin: advised that the Engineer has sent information regarding the Transportation Alternatives Grant. There was discussion regarding the County re-surfacing project for Rte. 571 and the possibility of applying for funds for signage directing bikers onto a route of Oscar Drive and North and South Valley Roads that would bypass "downtown Roosevelt." It was determined that Councilmember Ticktin would reach out to the Borough Engineer on the matter.

Councilmember Ticktin then noted that the new street light at Nurko Road is providing additional safety at the intersection.

Councilmember Bonna: Advised that the Audubon Society has lost Foresters and the Environmental Commission has begun the process of seeking other Foresters so the project can get started; they would like permission to get pricing from Farr Forestry and have the Borough Attorney review the agreement for Council approval; Council approved.

Councilmember Bonna then advised that the Environmental Commission is also asking for permission to place signs on the Woodland Trail that say "No Motorized Vehicles" and they have the funds for the signs. There was discussion.

Resolution 16-94: Authorizing the Environmental Commission to place "No Motorized Vehicles" signs on the Woodland Trail.

Councilmember Bonna moved resolution 16-94, Councilmember Ticktin seconded.

There was discussion regarding enforcement.

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

Resolution adopted 5-0.

Councilmember Bonna then inquired as to when the fall brush pick up will be held. Councilmember Impellizzeri advised that there will be no fall brush pick up.

Councilmember Malkin: inquired as to when the bulk pick up will be held; Councilmember Impellizzeri advised that it will be at the end of October, the date has not yet been set.

Councilmember Malkin then noted that the Borough has received an excellent review from the Auditor and they should be proud; the concert at the monument was well attended and it is hoped that more events such as this can be scheduled. There was discussion regarding the cost of the concerts and whether this would prevent other events from taking place. Councilmember Malkin advised that the concert costs would not prevent other events from taking place in the Borough.

Councilmember Lipoti: advised that there was a meeting with NJEIT and reviewed past projects and future project needs; she then reviewed the Sewer Plant needs and that water infiltration is a serious issue with the sewer lines in the Borough. Councilmember Lipoti noted that there is a “find it, fix it” proposal that may be an option for the Borough, and commented that it was a positive meeting. There was discussion regarding the possibility of sending sewage elsewhere and the associated costs.

Mayor Ellentuck noted that NJEIT will fund the research necessary to evaluate the infiltration; this needs to be addressed so that the Borough can determine how much sewage is actually being processed without the rainwater currently infiltrating the pipes; the Engineer is evaluating the matter. He then advised that there is still discussion with BPU regarding rate averaging for water, but this is not for sewer; Legislators will be holding a meeting on the matter.

Councilmember Lipoti noted that interviews for a part-time assistant at the sewer plant are taking place. Mayor Ellentuck noted that the Borough will also be hiring another person to assist with Public Works.

NEW BUSINESS

Monmouth County Comprehensive Farmland Plan – Target Farm List Update

The plan and list were reviewed and it was noted that the Wong property has been dedicated to schools or dormitories by the Borough and that the Borough does not wish for the County to preserve the Wong farm. It was determined that the Borough Attorney, in consultation with the Planning Board Attorney, will provide these comments to the County.

Reports of Borough Officials:

Joe McGrath, Housing and Zoning Official, noted that there are several matters being addressed: The Air BNB case is scheduled for court on October 1st, this matter may resolve itself; he issued summonses and has been to court regarding the clean-up of various properties; no CO's are being addressed; residents are seeing that the Borough is now enforcing ordinances which had not been enforced before.

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

Maureen Parrott – inquired as to whether there are any other code violations that are not included in the PEOSHA report.

Mayor Ellentuck advised that there are three PEOSHA violation notices and an extension has been negotiated for abatement of these violations; the Health report is still forthcoming.

Ms. Parrott requested that the reports be posted to the website.

Mayor Ellentuck noted that the violations are posted as required by law and there was additional discussion.

Sharon Walsh – stated that she does not want trees removed or road widening for a potential bike path.

There was discussion regarding signage and safety.

Jack Bowker – requested a meeting with the Administration Committee to discuss the complaint letter he submitted to the Borough.

Mayor Ellentuck noted that the Administration Committee is reviewing his complaint and will contact him to discuss it.

Jeb Shaun – requested that the public be informed as to what committee each Councilmember is reporting on at the meeting.

Mayor Ellentuck asked the Borough Clerk to add the committees to the agenda.

Councilmember Bonna noted that the Invasive Species Committee has spread mulch at the Butterfly Park this past weekend.

Councilmember Ticktin advised that there has been legislation regarding demolition loans for rural aid, and Roosevelt may now be eligible.

There was discussion.

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

Councilmember Ticktin moved to adjourn at 8:00pm, Councilmember Bonna seconded. All ayes.

Respectfully Submitted,

Debra L. Sopronyi, RMC
Borough Clerk