

BOROUGH OF ROOSEVELT
33 N. Rochdale Ave, Roosevelt Borough, NJ 08555

DRAFT
COUNCIL MEETING AGENDA
APRIL 13, 2020 @ 7:00 P.M.

DUE TO THE CORONAVIRUS AND THE NEED FOR SOCIAL DISTANCING, THIS MEETING WILL BE HELD REMOTELY AND AVAILABLE TO THE PUBLIC IN A LIVE FEED. TO ACCESS THE MEETING PLEASE FOLLOW THE INSTRUCTIONS BELOW:

ROOSEVELT BOROUGH is inviting you to a scheduled Zoom meeting.

Topic: ROOSEVELT BOROUGH's Zoom Meeting
Time: Apr 13, 2020 07:00 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://zoom.us/j/3251865085?pwd=L1RWNIhPYTZZdUZ5R3piT0NZWHhuUT09>

Meeting ID: 325 186 5085
Password: 968068

One tap mobile

+16465588656,,3251865085# US (New York)

+13126266799,,3251865085# US (Chicago)

Dial by your location

+1 646 558 8656 US (New York)

+1 312 626 6799 US (Chicago)

+1 669 900 9128 US (San Jose)

+1 253 215 8782 US

+1 301 715 8592 US

+1 346 248 7799 US (Houston)

Meeting ID: 325 186 5085
Password: 968068

TIME IN _____

Adequate notice of this meeting, as required by Chapter 231, P.L. 1975, has been provided by a public notice on January 6, 2020 which was posted on the Bulletin Board at the Roosevelt Post Office, on the Bulletin Board in the Roosevelt Post Office and in the Borough Hall. The notice was published in The Times and Asbury Park Press.

ROLL CALL

Councilmember Steven Bowen
Councilmember Luke Dermody
Councilmember Louis Esakoff
Councilmember Michael Hamilton
Councilmember Joseph Trammell
Councilmember Chad Vroman
Mayor Peggy Malkin

PUBLIC COMMENT (Agenda items only)

APPROVAL OF MINUTES

1. Regular Meeting Minutes – March 23, 2020

CORRESPONDENCE

ORDINANCES:

SECOND READING

ORDINANCE 20-03

AN ORDINANCE AUGMENTING CHAPTER 12: “PROPERTY MAINTENANCE” OF THE BOROUGH CODE TO INCLUDE NEW SECTION 12-6: “BAMBOO” TO PROHIBIT THE FUTURE PLANTING AND REGULATE THE EXISTING RUNNING BAMBOO WITHIN THE LIMITS OF THE BOROUGH

M/Malkin opens the public hearing at _____

M/Malkin closes the public hearing at _____

RESOLUTIONS

Resolution 20-48	Payment of Bills of April 13, 2020
Resolution 20-49	Resolution Authorizing Temporary Emergency Appropriations
Resolution 20-50	Resolution Authorizing the Award of a Non-Fair and Open Contract for Professional Engineering Services to Tank Industry Consultants for Review of AT&T Water Tower Cellular Lease Structural Analysis

PUBLIC COMMENT (Any item)

M/Malkin opens the public comment at _____

M/Malkin closes the public comment at _____

CLOSED SESSION

Resolution 20- Providing for a Private Executive Meeting that Excludes the Public

Time In: _____ Time Out: _____

ADJOURNMENT

TIME OUT _____

ORDINANCE 2020-03
INTRODUCTION DATE: 03-09-2020
PUBLIC HEARING DATE: 04-13-2020

**AN ORDINANCE AUGMENTING CHAPTER 12: “PROPERTY MAINTENANCE” OF
THE BOROUGH CODE TO INCLUDE NEW SECTION 12-6: “BAMBOO” TO
PROHIBIT THE FUTURE PLANTING AND REGULATE THE EXISTING RUNNING
BAMBOO WITHIN THE LIMITS OF THE BOROUGH**

C/ _____ offered the following Ordinance and moved its introduction, which was
seconded by C/ _____.

BE IT ORDAINED by the Governing Body of the Borough of Roosevelt, County of
Monmouth, State of New Jersey, that the Borough’s Revised General Ordinances, Chapter 12:
“Property Maintenance” is hereby amended to include new Section 12-6: “Bamboo” as follows:

CHAPTER 12 PROPERTY MAINTENANCE

* * *

§ 12-6 BAMBOO.

* * *

§ 12-6.1 Purpose and Intent.

The purpose of this Ordinance is to preserve and protect private and public property from the
damaging spread of running bamboo grasses and to protect indigenous plants and the wildlife
they support from the invasive spread of such bamboo from any neighboring property line.

§ 12-6.2 Definitions.

- A. *Running Bamboo* – Any monopodial (running) woody grass from the genera of
bamboos including, but not limited to, *Bambusa*, *Phyllostachys* and *Pseudosasa*, as
well as common bamboo, golden bamboo and arrow bamboo.
- B. *Running Bamboo Property Owner(s)* – Any property owner(s) or tenant(s) who, or
which, have Running Bamboo on their property, even if the Bamboo has spread onto
their property from an adjoining property.
- C. *Buffer Zone* – A distance of at least five (5) feet from any lane, street or road,
whether public or private, or from any neighboring property, whichever is more
restrictive for the Running Bamboo Property Owner.
- D. *Borough* – The Borough of Roosevelt, Monmouth County, New Jersey.

- E. *Notice* – Any written notice by, from or on behalf of the Borough, notifying the Running Bamboo Property Owner(s) that they are in violation of this Ordinance and directing them to cure or fix the violation. Such Notice shall be sent by certified mail, return receipt requested, addressed to the owner(s) listed on the current tax address on file with the Borough. A copy may also be posted on the property in question.
- F. *Receipt of Notice* – Receipt of the Notice required herein shall be the date of mailing said Notice, or, if applicable, posting of the Notice on the property in question, whichever is earlier.

§ 12-6.3 No Planting of Running Bamboo.

- A. The planting of Running Bamboo is prohibited within the Borough.
- B. Any existing Running Bamboo may not be replanted or replaced after any such existing Running Bamboo has died or been removed.
- C. Any person who plants or replants Running Bamboo within the Borough limits after the effective date of this Ordinance shall be in violation of this Ordinance and shall be subject to the penalties set forth herein, subject to the following exceptions:
 - 1. The root system of such Running Bamboo is entirely contained within an above ground planter and located so as to entirely prevent the spread or growth of the bamboo plants' root system beyond the container in which it is planted; or
 - 2. The root system is contained within a barrier, constructed in accordance with the following specifications:
 - a. The barrier itself shall be composed of a high density polypropylene or polyethylene, with a minimum thickness of 40 mm;
 - b. Each portion of the barrier shall be joined together by the use of stainless steel strips or clamps;
 - c. The barrier shall be a minimum of 30 inches deep, with 2-3 inches of the barrier protruding above ground level around the entire perimeter of the bamboo;
 - d. When installed, the barrier shall slant outward from the bottom to top.
 - 3. Whether planted or growing in a container, as described herein, all bamboo plants shall be located, trimmed and maintained so that no part of the plant shall be closer than five (5) feet from any property line.

§ 12-6.4 Regulation of Existing Running Bamboo.

- A. Any Running Bamboo already in existence on any property within the Borough limits as of the effective date of this Ordinance, may remain on such property, provided that Running Bamboo shall not be permitted within any Buffer Zone.

- B. Running Bamboo Property Owner(s) shall take all necessary measures to ensure that any Running Bamboo on their property does not exist within any Buffer Zone. Such measure shall include, but are not limited to, cutting down Running Bamboo existing in the Buffer Zone and physically removing or poisoning the rhizomes or spraying any regrowth for several years until the Running Bamboo is dead and, if Running Bamboo is permitted to remain outside the Buffer Zone, installing sheathing comprised of metal or other impenetrable material and placed no less than five (5) feet from the property line at a sufficient depth to prevent any growth of Running Bamboo within any Buffer Zone.
- C. This Ordinance shall not be deemed to alter any rights at common law or otherwise that any property owner may have to recover the cost of removal of Running Bamboo on their own property from another property owner from whose property the Running Bamboo has spread.

§ 12-6.5 Removal of Running Bamboo.

If Running Bamboo on any property grows in or into any Buffer Zone, the Borough shall give Notice to the Running Bamboo Property Owner(s), as required by this Ordinance, that the said Property Owner(s) are responsible for the extermination or removal of such Running Bamboo from the Buffer Zone.

§ 12-6.6 Inspection.

All premises within the Borough shall be subject to inspection by the Code Enforcement Officer to determine compliance with this Ordinance as provided by law.

§ 12-6.7 Violations and Penalties.

- A. Whenever Running Bamboo as defined by this section is found planted in the ground on any plot of land, lot or any other premises or place, a notice of violation shall be given to the Running Bamboo Property Owner, in writing, giving said owner thirty (30) days to remove or abate the same.
- B. The cost of the abatement shall be borne by the Running Bamboo Property Owner.
- C. If the Running Bamboo Property Owner fails to comply with such notice, the Code Enforcement Officer may remove or otherwise control the invasive plant species and the Borough may thereafter recover the cost of such removal from the Running Bamboo Property Owner and place a lien on the property to recover the cost of the removal.
- D. Any person violating this Ordinance who fails to abate the violation after notice shall be subject to a fine, not to exceed \$500.00, plus court costs, for each day on which a violation has occurred, and for which the property owner has been found guilty. Each day on which the violation occurs shall constitute a separate offense under this Ordinance.

BE IT FURTHER ORDAINED that should any section, paragraph, sentence, clause, or phase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portion of this ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this ordinance are hereby declared to be severable; and

BE IT FURTHER ORDAINED that all ordinances or parts of ordinances inconsistent with this amending ordinance are hereby repealed to the extent of their inconsistencies only; and

BE IT FURTHER ORDAINED that this ordinance shall be in full force and take effect immediately upon final passage and publication.

ATTEST:

APPROVED

Kathleen Hart, Borough Clerk

Peggy Malkin, Mayor

PUBLIC NOTICE

PLEASE TAKE NOTICE that the foregoing Ordinance was introduced and passed on first reading on the 9th day of March, 2020, at a meeting of the Mayor and Council of the Borough of Roosevelt and will be taken up for final consideration and passage at a scheduled meeting of the Mayor and Council of the Borough of Roosevelt to be held on the ____ day of _____, 2020 at the Municipal Building 33 N. Rochdale Avenue, Roosevelt, New Jersey.

Kathleen Hart, Borough Clerk

RESOLUTION NO. 20-48
MEETING DATE: 04-13-2020

PAYMENT OF BILLS FOR APRIL 13, 2020

C/ _____ offered the following resolution and moved its adoption, which was second by C/ _____.

WHEREAS, the attached list of bills have been submitted to the Council for payment approval; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for the payment of bills.

NOW, THEREFORE, BE IT RESOLVED that the bills on the attached bill list be paid.

ROLL CALL:

AYES:

NAYS:

ABSTAIN:

ABSENT:

CERTIFICATION

I HEREBY CERTIFY the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on April 13, 2020.

Kathleen Hart
Borough Clerk

April 8, 2020
04:26 PM

BOROUGH OF ROOSEVELT
Bill List By Vendor Name

Page No: 1

4/13/20 BILL LIST

P.O. Type: All
Range: First
Format: Condensed

to Last

Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y

Vendor # Name

PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
BRIMA005 BRIMAR INDUSTRIES, INC.							
20-00172	03/09/20	STREET SIGN-CLARKSBURG/ROCHDLE	Open	134.47	0.00		
20-00228	04/08/20	SAFETY SIGNS-BOTH PLANTS	Open	<u>101.27</u>	0.00		
				235.74			
CANNI005 CANNIZZARO, SALVATORE							
20-00208	03/25/20	TAX COLL-REIMB:OFFICE SUPPLIES	Open	113.35	0.00		
CROSS005 CROSS OVER NETWORKS, LLC							
20-00135	02/20/20	2020 OFF-SITE SERVER BACKUPS	Open	35.00	0.00		B
20-00136	02/20/20	2020 OFF-SITE EDMUNDS BACKUP	Open	12.45	0.00		B
20-00137	02/20/20	2020 TEAMVIEWER ANTI-VIRUS	Open	35.00	0.00		B
20-00138	02/20/20	2020 IT SERVICES	Open	103.00	0.00		B
20-00139	02/20/20	2020 EMAIL ARCHIVING	Open	<u>115.00</u>	0.00		B
				300.45			
FRANK005 FRANKLIN-GRIFFITH ELECTRICAL							
20-00193	03/16/20	RACEWAYS,DEVICE BOXES,ELBOWS	Open	131.15	0.00		
HOLDE005 HOLDEN, JOHN B.							
20-00083	02/03/20	2020 WATER PLANT MANAGEMENT	Open	5,075.00	0.00		B
20-00225	04/02/20	WATER PLANT SERVICES-MAR 2020	Open	<u>375.00</u>	0.00		
				5,450.00			
JCPL005 JCP & L							
20-00213	03/25/20	FEB 2020 ELECTRIC SERVICE	Open	972.14	0.00		
20-00233	04/08/20	W/S-MAR 2020 ELECTRIC SERVICE	Open	<u>3,630.01</u>	0.00		
				4,602.15			
KYOCE005 KYOCERA DOCUMENT SOLUTIONS AME							
20-00223	04/01/20	KYOCERA COPIER PYMT 18 OF 60	Open	202.89	0.00		
LYONS005 LYONS ENVIRONMENTAL SERV, LLC							
20-00087	02/05/20	2020 SEWER PLANT MANAGEMENT	Open	9,075.00	0.00		B
20-00183	03/11/20	PURCHASE & INSTALL NEW MOTOR	Open	1,800.00	0.00		
20-00226	04/02/20	ADDT'L SERVICES-MARCH 2020	Open	<u>1,386.99</u>	0.00		
				12,261.99			
MONMO005 MONMOUTH COUNTY BOARD OF							
20-00207	03/25/20	TAX ASSESSOR-2020 POSTCARDS	Open	128.45	0.00		
NJADV005 NJ ADVANCE MEDIA							
20-00211	03/25/20	LEGAL NOTICES-3/16/20	Open	6.96	0.00		
NJDEP005 NJ DEPARTMENT OF HEALTH							
20-00220	04/01/20	DOG REPORT:MAR 2020	Open	3.60	0.00		
NORTH005 NORTHEASTERN BUILDING SUPPLY							
20-00185	03/11/20	BASE TRIM 16'	Open	27.10	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
ONECA005 ONE CALL CONCEPTS, INC.								
	20-00229	04/08/20	1/Q/2020 "CALL BEFORE YOU DIG"	Open	58.08	0.00		
ORKIN005 ORKIN PEST CONTROL SERVICE								
	20-00214	03/26/20	MAR 2020 PEST CONTROL	Open	39.13	0.00		
PEGER005 PEGER, KYLE d/b/a								
	20-00176	03/10/20	CLEAR 3' PERIMETER-SEWER PLANT	Open	2,475.00	0.00		
PETTY005 PETTY CASH								
	20-00215	03/26/20	REIMBURSE PETTY CASH	Open	19.86	0.00		
	20-00219	04/01/20	REIMBURSE PETTY CASH	Open	<u>15.98</u>	0.00		
					35.84			
ROBER005 ROBERTS ENGINEERING GROUP, LLC								
	19-00726	10/31/19	ROAD IMPROV:NURKO & ELM	Open	12,200.25	0.00		B
	20-00153	02/27/20	PARKING LOT & DRAINAGE IMPROV	Open	<u>8,698.75</u>	0.00		B
					20,899.00			
ROOSE005 ROOSEVELT BOARD OF EDUCATION								
	20-00231	04/08/20	APR 2020 SCHOOL TAXES	Open	142,346.00	0.00		
STATE005 STATE OF NEW JERSEY-PWT								
	20-00230	04/08/20	1/Q/2020 WATER TAX	Open	46.79	0.00		
THEHO010 THE HOME DEPOT								
	20-00201	03/17/20	DEWALT GYROSCOPIC SCREWDRIVER	Open	87.59	0.00		
	20-00218	04/01/20	PVC COATED GLOVES	Open	8.98	0.00		
	20-00221	04/01/20	BASIN WRENCH, FAUCET, PARTS	Open	<u>104.95</u>	0.00		
					201.52			
VERIZ005 VERIZON								
	20-00234	04/08/20	INTERNET/PHONE-W/P-3/24 BILL	Open	165.52	0.00		
WRNEU005 W.R. NEUMANN COMPANY, INC.								
	20-00061	01/28/20	WATER-2020 CHEMICAL CONTRACT	Open	251.18	0.00		B
Total Purchase Orders: 35					Total P.O. Line Items: 0	Total List Amount: 189,981.89	Total Void Amount: 0.00	



TOTAL CARRIED FORWARD FROM BILL LIST	189,981.89
--------------------------------------	------------

MANUAL CHECKS

CK# 10824	TREASURER, STATE OF NJ (DEP WETLANDS APPLIC)	<u>2,000.00</u>
-----------	--	-----------------

GRAND TOTAL OF 4/13/20 BILL LIST	<u><u>191,981.89</u></u>
----------------------------------	--------------------------

Totals by Year-Fund							
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
	0-01	147,125.57	0.00	147,125.57	0.00	0.00	147,125.57
	0-09	<u>21,926.62</u>	<u>0.00</u>	<u>21,926.62</u>	<u>0.00</u>	<u>0.00</u>	<u>21,926.62</u>
Year Total:		169,052.19	0.00	169,052.19	0.00	0.00	169,052.19
	9-01	27.10	0.00	27.10	0.00	0.00	27.10
	C-04	20,899.00	0.00	20,899.00	0.00	0.00	20,899.00
ANIMAL CONTROL	T-13	3.60	0.00	3.60	0.00	0.00	3.60
Total of All Funds:		<u>189,981.89</u>	<u>0.00</u>	<u>189,981.89</u>	<u>0.00</u>	<u>0.00</u>	<u>189,981.89</u>

RESOLUTION NO. 20-49
MEETING DATE: 04-13-2020

RESOLUTION AUTHORIZING TEMPORARY EMERGENCY APPROPRIATIONS

C/ _____ offered the following resolution and moved its adoption, which was second by C/ _____.

WHEREAS, N.J.S.A. 40A:4-20 provides that in addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the Governing Body may, by resolution adopted by 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purposes for which the appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year; and

WHEREAS, the total emergency resolutions adopted in the year 2020 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$188,408.00.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Roosevelt, that in accordance with the provisions of N.J.S.A. 40A:4-20, the Chief Financial Officer be authorized to make the following emergency temporary budget appropriations in the 2020 current fund Water Sewer Utility Operating temporary budgets and that said amount be included under the correct headings in the municipal budget as adopted:

CURRENT FUND:

General Administration– Salaries and Wages	20,000.00
Borough Clerk – Salaries and Wages	13,000.00
Financial Administration – Salaries and Wages	8,000.00
Tax Collector – Salaries and Wages	5,000.00
Tax Assessor – Salaries and Wages	3,000.00
Data Processing – Other Expenses	3,000.00
Engineering - Other Expenses	8,000.00
Environmental Commission – Salaries and Wages	1,000.00
Zoning Officer – Salaries and Wages	1,000.00
Streets and Roads – Salaries and Wages	7,000.00
Solid Waste – Other Expenses	6,000.00
Buildings and Grounds – Other Expenses	7,000.00
Social Security System	3,500.00
Recreation – Salaries and Wages	3,000.00
Celebration of Public Events	600.00
Electricity	1,000.00
Street Lighting	1,000.00
Telephone	1,000.00
Landfill Tipping Fees	3,000.00
Shared Service Hightstown Solid Waste Collection	18,000.00
Public Employee’s Retirement System	20,400.00

WATER-SEWER OPERATING FUND:

Other Expenses

60,000.00

BE IT FURTHER RESOLVED, that one certified copy of this resolution be filed with the Director of Local Government Services and one certified copy with the Chief Financial Officer.

ROLL CALL:

AYES:

NAYS:

ABSTAIN:

ABSENT:

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on April 13, 2020.

Kathleen Hart
Borough Clerk

RESOLUTION NO. 20-50
MEETING DATE: 04-13-2020

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN
CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES TO TANK
INDUSTRY CONSULTANTS FOR REVIEW OF AT&T WATER TOWER CELLULAR
LEASE STRUCTURAL ANALYSIS**

C/_____ offered the following resolution and moved its adoption, which was seconded by C/_____.

WHEREAS, the Borough of Roosevelt, County of Monmouth, State of New Jersey (the "Borough") has a need to retain the professional services of a structural engineer to review AT&T's proposed installation of cellular equipment on the Borough's water tower, as a non-fair and open contract pursuant to the provisions of N.J.S.A. 40A:11-1, *et seq.*; and

WHEREAS, the Borough has determined that the value of the services will not exceed the bid threshold of \$17,500.00; and

WHEREAS, Tank Industry Consultants has provided the Borough Engineer with a proposal in the total amount of \$16,750.00 to perform the aforesaid services; and

WHEREAS, the Borough Engineer has recommended the retention of Tank Industry Consultants to perform the aforesaid services to ensure the integrity of the leasehold at issue;

NOW THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Roosevelt authorizes the Borough to enter into a contract in the amount of \$16,750.00 with Tank Industry Consultants under terms presented in the Proposal attached hereto as Exhibit A; and

BE IT FURTHER RESOLVED that this Resolution shall be accompanied by a Certification of Availability of Funds from the Borough's CFO, and is subject to the availability of funds and/or any subsequent approvals granted by the Governing Body from time-to-time under the terms of the contract; and

BE IT FURTHER RESOLVED that a notice in accordance with this Resolution and the Local Public Contracts Law shall be published one time in Asbury Park Press; and

BE IT FURTHER RESOLVED that Tank Industry Consultants shall complete and file a Business Entity Disclosure Certification which certifies that Tank Industry Consultants has not made any reportable contributions to a political or candidate committee in the Borough of Roosevelt in the previous one year, and that the contract will prohibit Tank Industry Consultants from making any reportable contributions through the term of the contract; and

BE IT FURTHER RESOLVED that an executed copy of the Contract and a copy of this resolution shall be filed in the office of the Borough Clerk and be available there for public inspection in accordance with the law.

ROLL CALL:

AYES:

NAYS:

ABSTAIN:

ABSENT:

CERTIFICATION

I HEREBY CERTIFY the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on April 13, 2020.

Kathleen Hart
Borough Clerk