

First Reading:	02-15-2024
Publication:	02-22-2024
Second Reading:	03-07-2024
Publication:	03-14-2024

ORDINANCE NO. 2771

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE IV, SECTION 33 OF THE CODE OF THE BOROUGH OF ROSELLE PARK, ENTITLED “BOARD OF HEALTH”

WHEREAS, S-2760 and A-4384 were passed by the New Jersey State Senate and New Jersey General Assembly, respectively, during the 2022-2023 session; and,

WHEREAS, S-2760 and A-4384 explicitly permit the governing body of a municipality having a population of 30,000 or less to serve as the local Board of Health; and,

WHEREAS, S-2760 and A-4384 were signed into law by Governor Philip D. Murphy on January 8, 2024, becoming P.L. 2024, c. 214; and,

WHEREAS, at present, the Borough of Roselle Park has a population of less than 30,000; and,

WHEREAS, for reasons of operational efficiency, the Mayor and Council wish to enact the recently ratified provisions of P.L. 2024, c. 214.

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter 2, Article IV, Section 33 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. Amendment and Consolidation of Board of Health

§ 2-33 BOARD OF HEALTH.

§ 2-33.1 Board of Health Established.

There is established in the Borough of Roselle Park a Board of Health in accordance with the provisions of an Act of the Legislature of the State of New Jersey entitled "An Act of Establish in This State Boards of Health and a Bureau of Vital Statistics, and to Define Their Respective Powers and Duties," approved March 31, 1887, and the several acts amendatory thereof and supplemental thereto, **including P.L. 2023, c. 214.**

§ 2-33.2 Membership; Terms of Office.

The Mayor and Council shall serve as members of the Board of Health for the Borough. The Board of Health shall consist of five (5) members to be nominated by the Mayor and confirmed by the Council. All members of the Board of Health shall be appointed for three (3) year terms and until their successors are appointed and qualified in accordance with the manner that appointments were originally made so that at least one (1) and no more than two (2) members' terms shall expire in any one (1) year, except in cases of vacancies. Vacancies shall be filled for the unexpired term only.

§ 2-33.3 Organization.

The Board of Health shall, by Resolution, adopt of procedure, which may be referred to as “Bylaws,” not inconsistent with this Section or prevailing statute. The Mayor shall serve as President, the Council President shall serve as Vice President, and the Borough Clerk shall

serve as Secretary of the Board of Health. ~~The Board of Health shall adopt rules and regulations for its government and shall elect a President and a Secretary from among its own members and may also elect a Vice President and a Treasurer.~~

§ 2-33.4 Employees.

The Board of Health shall retain such professionals and officers as required by statute, and as it may otherwise deem necessary and appropriate to effectively administer to the public health needs and requirements of the Borough of Roselle Park.

~~a. The Board of Health shall appoint a Clerk and Sanitary Inspectors and such officers and assistants as it may deem necessary. All appointees of the Board shall be governed by the rules of the Board and may be removed for cause by the Board.~~

~~b. Public Health Nurse/Health Administrator.~~

~~1. There is hereby established the position of Public Health Nurse/Health Administrator who shall be appointed for a term of three (3) years. Vacancies in the position occurring for reasons other than the expiration of the three (3) year term shall be filled for the unexpired portion of the term only.~~

~~2. The Public Health Nurse/Health Administrator shall be responsible for all health planning, screening, administration of health programs required by the State, County or local code and any other duties as may be assigned to her by the Board of Health.~~

SECTION 2. Invalidity

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 3. Inconsistent Ordinances Repealed.

All Ordinances or parts of Ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section. Likewise, all strike through text, ~~thusly~~, should be considered a deletion from Borough Code, and all bolded text, **thusly**, should be considered an addition to Borough Code.

SECTION 5. Effective Date.

This Ordinance shall become effective upon publication of the Notice of Final Adoption prepared by the Office of the Borough Clerk.

Introduction: February 15, 2024

Adoption: March 7, 2024

Attest: _____

Donna L. Corrigan
Deputy Borough Clerk

Joseph Signorello III
Mayor

Record of Vote – Introduction				
	Aye	Nay	Abstain	Absent
Petrosky	X			
Johnson	X			
Signorello	X			
Robaina	X			
Lyons	X			
Patel	X			

Record of Vote – Adoption				
	Aye	Nay	Abstain	Absent
Petrosky	X			
Johnson	X			
Signorello	X			
Robaina	X			
Lyons	X			
Patel	X			

Copy To: **M. Avallone (Health Officer; Westfield Regional Health Department); All Clerk's Office Staff.**