

Business Meeting  
July 8, 2013

A Business Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, July 8, 2013 at 7:00 P.M. in the Wanaque Municipal Building.

The Mayor called the meeting to order.

On roll call, the following Council Members responded: Balunis, Cortellessa, Leonard, Pasquariello, and Willse. Councilman Pettet was absent. The Mayor declared a quorum. The Borough Attorney and Borough Engineer were present.

The Mayor read the following Sunshine Statement: Adequate notice of this meeting has been provided by the Mayor and Council by emailing notice of this Business Meeting to the Suburban Trends and the Herald News newspapers on December 28, 2012 stating therein that this meeting would be held on Monday, July 8, 2013 at the time of 7:00 P.M. in the Wanaque Municipal Building, 579 Ringwood Avenue, Wanaque, New Jersey and a copy of this notice was posted on the bulletin board in the Wanaque Municipal Building on December 28, 2012 and a copy is on file in the office of the Municipal Clerk.

MINUTES:

June 10, 2013 and Special Meeting of June 24, 2013.

On entertainment of the Mayor, Councilmen Leonard and Balunis moved a motion to approve the aforementioned Minutes.

On roll call, all voted yes, except Councilmen Cortellessa and Pasquariello who abstained on June 24<sup>th</sup> and the Mayor declared the motion carried.

ORDINANCES:

Public Hearing of Ord. #7-0-13:

Re: Bond Ordinance – Westbrook Road

On entertainment of the Mayor, Councilmen Leonard and Cortellessa moved that Ordinance #7-0-13 be taken from the table and read by the Clerk, by title only, for consideration of final reading.

On roll call, all voted yes and the Mayor declared the motion carried.

The Clerk took from the table and read by title only as follows: BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF WESTBROOK ROAD IN AND BY THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY APPROPRIATING \$450,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$198,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.

This Ordinance has been duly advertised in accordance with the statutes; a copy was posted on the bulletin board in the Municipal Building, a copy was available for the public to read in the Clerk's office; and copies are available for the public present here this evening.

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The Mayor opened the Public Hearing.

Councilman Pasquariello said when will the road work be done and when will the bridge be done.

The Borough Administrator said the road work will be done next year and the bridge will be done this year and we received a two hundred thirty five thousand dollar Department of Transportation Grant also.

The Mayor closed the Public Hearing.

On entertainment of the Mayor, Councilmen Cortellessa and Balunis moved that,

BE IT RESOLVED THAT an Ordinance entitled: BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF WESTBROOK ROAD IN AND BY THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY APPROPRIATING \$450,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$198,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION pass final reading, and that said Ordinance be adopted as an Ordinance of the Borough of Wanaque; and

BE IT FURTHER RESOLVED that the Borough Clerk be and she is hereby directed to cause said Ordinance to be published in the manner prescribed by law.

On roll call, all voted yes, and the Mayor declared the motion carried.

Public Hearing of Ord. #8-0-13:

Re: Bond Ordinance – Multi-Purpose

On entertainment of the Mayor, Councilmen Leonard and Balunis moved that Ordinance #8-0-13 be taken from the table and read by the Clerk, by title only, for consideration of final reading.

On roll call, all voted yes and the Mayor declared the motion carried.

The Clerk took from the table and read by title only as follows: BOND ORDINANCE APPROPRIATING \$535,000, AND AUTHORIZING THE ISSUANCE OF \$481,500 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY.

This Ordinance has been duly advertised in accordance with the statutes; a copy was posted on the bulletin board in the Municipal Building, a copy was available for the public to read in the Clerk's office; and copies are available for the public present here this evening.

The Mayor opened the Public Hearing.

Sandy Lawson, 28 Haskell Avenue, Haskell said what are the section 20 costs.

The Borough Administrator said that is for the Bond Counsel, the Auditor and preparation of the notes.

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Sandy Lawson said the roads to be paved are listed in the Ordinance.  
The Borough Administrator said yes.

The Mayor closed the Public Hearing.

On entertainment of the Mayor, Councilmen Leonard and Cortellessa moved that,

BE IT RESOLVED THAT an Ordinance entitled: BOND ORDINANCE APPROPRIATING \$535,000, AND AUTHORIZING THE ISSUANCE OF \$481,500 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY pass final reading, and that said Ordinance be adopted as an Ordinance of the Borough of Wanaque; and

BE IT FURTHER RESOLVED that the Borough Clerk be and she is hereby directed to cause said Ordinance to be published in the manner prescribed by law.

On roll call, all voted yes, and the Mayor declared the motion carried.

Public Hearing of Ord. #9-0-13:

Re: Supplemental Bond Ordinance for Borough Hall

Held to later in the meeting.

Introduction of Ord. #10-0-13:

Re: Amend Chapter 108 – No Parking – Rhinesmith Avenue (East Side between Cross Street and Pellington Street)

On entertainment of the Mayor, Councilmen Leonard and Willse moved that Ordinance #10-0-13 be taken from the table and read by the Clerk, by title only, for consideration of first reading

On roll call, all voted yes and the Mayor declared the motion carried.

The Clerk took from the table and read by title only as follows: AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 108, “VEHICLES AND TRAFFIC” TO RESTRICT PARKING DURING CERTAIN HOURS ON A PORTION OF RHINESMITH AVENUE.

The Mayor said the hours on Thursday should be 8:00 A.M. to 10:00 P.M. and the Ordinance should be changed to reflect that.

On entertainment of the Mayor, Councilmen Leonard and Willse moved that,

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 108, “VEHICLES AND TRAFFIC” TO RESTRICT PARKING DURING CERTAIN HOURS ON A PORTION OF RHINESMITH AVENUE pass first reading, and that said Ordinance be further considered for final passage and adoption at a meeting of the Borough

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Council to be held on the 12th day of August 2013, at the Municipal Building in the Borough of Wanaque at 7:00 P.M., and that at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance; and

BE IT FURTHER RESOLVED that the Borough Clerk be instructed to publish in the manner provided by law a copy of said Ordinance, together with introduction thereof and notice when same will be considered for final passage and adoption.

On roll call, all voted yes and the Mayor declared the motion carried.

COMMITTEE REPORTS:

Councilman Balunis:

Councilman Balunis reported the WFAS does not have a meeting in July. I did not receive any statistics for the month and they are getting a new ambulance this week.

Councilman Cortellessa:

Councilman Cortellessa reported the Road Department is doing paving, vegetative waste pickup and potholes. The Water Department is doing maintenance work and handling sewer and water issues.

The Mayor said the Road Department Supervisor marks the potholes to be repaired and some residents called to see why the road is marked out.

Councilman Leonard:

Councilman Leonard reported the Recreation Commission appointed a new chairman Nick Ruhle. The Education Foundation has new members and also the Board of Education.

Councilman Pasquariello:

Councilman Pasquariello read the report from the Police Department.

Councilman Pettet:

Councilman Pettet was absent.

Councilman Willse:

Councilman Willse reported the Fire Department had eight alarms and four drills. There were three hundred five events and twelve thousand five hundred ninety man hours for the year to date. There are two new members on the agenda for appointment which is a good for the department.

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The Mayor said I have an item and presented drawings from the Tilcon Quarry to the Council and one for the public for Union Avenue. There is an interest by Tilcon to build a road from their Quarry to the road by Burger King. Tilcon would have to purchase the Elks Camp Moore and the purchase is in the process. There would have to be a traffic study done on Union Avenue and they would have to purchase the Borough property at the end of the lake and purchase the properties that are there now. Tilcon would pay for all the items and the debt through 2017 for the Borough would be taken care of.

The Borough Administrator said there are a number of approval processes to go through before it becomes a reality. They have to go to the Planning Board and get County approval and State approval.

Councilman Pasquariello said how will it affect the Burger King and will it be a deterrent for anyone.

The Borough Administrator said no it will not be a deterrent.

The Mayor said they presented it to us and it is possibly feasible.

Councilman Leonard said the hours of the operation of the trucks can we limit them.

The Mayor said no they can run twenty four hours a day. They do a lot of night paving jobs and it is not a residential area like it is in Pompton Lakes.

The Borough Administrator said the Union Avenue interchange needs to be looked at and how the timing of the traffic lights are and it is to be paid by someone else. The timing issues of the traffic lights have not been addressed since 1996 with all the traffic lights.

Councilman Willse said what is the time from when they get the approval until they start using the road.

The Borough Administrator said about two years.

The Mayor said they will leave the hill there by the Quarry until the end. They have seventy years to ninety years of the Quarry left to use. So it is a long term project. It is a good move for the Elks Camp Moore to move to a larger lot and a flat lot.

#### REPORTS:

The Borough Engineer reported on the drainage on Fourth Avenue. The water sits on the edge of the road of which some is grass and some is road. The water main is transite and if you start blasting you would probably lose the water main. If you blast a trench you could probably use the same one. If you use the sewerage for drainage you would push it further into the rock and there would be improvements for the other utilities. To reconstruct the road it would be expensive. There would be design fees and the total project estimated cost would be about \$832,000.00. You have to balance the ponding situation and the cost to see if it pays to do it and maybe you can get Department of Transportation funding and you should consider it.

Councilman Willse said is there parking on the street.

The Borough Engineer said there is a defined gutter line off the road and we would have to connect the drainage pipe.

Councilman Cortellessa said what is the cost and what is the value or return for the drainage issue and what does it do. Can we get a grant from the Department of Transportation and what happens when the time comes when the water main has to be replaced.

The Borough Engineer said you have to look at what would benefit the Borough and can you manage with the puddle or does it shut down the road and are people not annoyed by the puddle. The Department of Transportation grants the Borough does apply for them and they

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have received about two hundred thirty thousand dollars each year and usually the Borough covers the rest of the amount. Regarding the water main at a certain age you would consider replacing it when you do a road reconstruction.

The Borough Administrator said ten years ago we went through this with Bergen Avenue. We put in the drainage and had it come out on Carter Road and we widened the road to forty five feet. You can compare Bergen Avenue to Burnside Place and the idea was to pull the water away. Where is the cost benefit for eight hundred thirty two thousand dollars.

Councilman Willse said the money is still in trust and grant funds with the economy situation.

The Borough Administrator said the Department of Transportation trust fund is still there and is run by the State and we still get funds from them.

Councilman Willse said how long would the project take to complete.

The Borough Engineer said about four to six months.

Councilman Cortellessa said if the water lines are replaced it would be fifteen thousand dollars for the temporary service for thirty services at two thousand dollars each would be two hundred thousand dollars just for the water main.

Councilman Willse said have there been breaks in the water main there.

The Borough Administrator said there have been leaks.

The Borough Administrator reported the bus shelter should be installed in sixty to ninety days at Warren Hagstrom Boulevard. The sewer construction on Monroe Street and Jefferson Street is to start in August and is grant funded. The tennis courts at Back Beach are being reconstructed by the developer for Parkside and it is a two hundred thousand to two hundred twenty five thousand dollar savings to the Borough. The colors are green and red and the lights should be done in the next sixty days. Lakeland Regional High School is asking to use them already and the consultant is happy with the process. The lights go on at dusk and go off between 8:30 P.M. and 9:00 P.M. We will look at that and go back to the Recreation Commission. Fourth Avenue will be re-milled and paved when Parkside is done. Parkside is moving along and selling the units.

The Borough Attorney reported there were thirty five tax appeals and everything went well with the revaluation process. There were some stipulations and low appeals for the revaluation so there were few tax appeals filed.

The Borough Administrator said the low bidder was UniMak LLC from Garfield and they did their due diligence. I interviewed him and we have a very good contractor and my recommendation is to make the award.

Public Hearing of Ord. #9-0-13:

Re: Supplemental Bond Ordinance for Borough Hall

On entertainment of the Mayor, Councilmen Leonard and moved that Ordinance #9-0-13 be taken from the table and read by the Clerk, by title only, for consideration of final reading.

On roll call, all voted yes and the Mayor declared the motion carried.

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The Clerk took from the table and read by title only as follows: BOND ORDINANCE MAKING A SUPPLEMENTAL APPROPRIATION OF \$3,650,000 FOR THE CONSTRUCTION OF A NEW MUNICIPAL BUILDING IN AND BY THE BOROUGH HERETOFORE AUTHORIZED TO BE TAKEN BY THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$3,650,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH SUPPLEMENTAL APPROPRIATION.

This Ordinance has been duly advertised in accordance with the statutes; a copy was posted on the bulletin board in the Municipal Building, a copy was available for the public to read in the Clerk's office; and copies are available for the public present here this evening.

The Mayor opened the Public Hearing.

John Maiello, 26 Rhinesmith Avenue, Wanaque said the cost was less than the Ordinance and what is the tax impact for us on average.

The Mayor said the Tilcon deal may not effect us for five years and the bids came in higher than we expected. We want to build a building to last and the cost is about ninety to one hundred dollars on average without the Tilcon deal.

John Maiello said thank you.

Sandy Lawson, 28 Haskell Avenue, Haskell said who is brokering the Bonds.

The Borough Administrator said all the professionals come out of the section and the Bonds go out to bid.

Sandy Lawson said what was the initial projected cost.

The Borough Administrator said the initial projected cost was four million dollars.

Sandy Lawson said this is over half of the original cost. You should put the architectural pictures on the website. I heard that a gym is being put in and the building should be built to serve the people and you should not build a taj mahal.

The Borough Administrator said we are providing an area in the basement for the Fraternal Order of the Police to put anything in there they want or any facilities they need and the cost will be paid by them.

The Mayor closed the Public Hearing.

On entertainment of the Mayor, Councilmen Leonard and Cortellessa moved that,

BE IT RESOLVED THAT an Ordinance entitled: BOND ORDINANCE MAKING A SUPPLEMENTAL APPROPRIATION OF \$3,650,000 FOR THE CONSTRUCTION OF A NEW MUNICIPAL BUILDING IN AND BY THE BOROUGH HERETOFORE AUTHORIZED TO BE TAKEN BY THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$3,650,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH SUPPLEMENTAL APPROPRIATION pass final reading, and that said Ordinance be adopted as an Ordinance of the Borough of Wanaque; and

BE IT FURTHER RESOLVED that the Borough Clerk be and she is hereby directed to cause said Ordinance to be published in the manner prescribed by law.

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On roll call, all voted yes, and the Mayor declared the motion carried.

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.

Ken Ambruster, 6 Gardella Place, Haskell said regarding the Tilcon project is the road private for them that they are going to build or are they going to open the road up. It will be an access road to them only. No large scale building will be there then and there is an environmental concern.

The Borough Administrator said no. They will do an environmental study.

Ken Ambruster said the cost is over fifty percent for the building.

The Borough Administrator said the bids came in higher than expected.

Ann Timko, 28 Fourth Avenue, Haskell said can I get a copy of the report for the drainage on Fourth Avenue.

The Borough Administrator said yes.

Ann Timko said there is an expense to the Borough for sending the road department out to get the ice cleared up in the winter and the water issue was never a problem until the road was paved ten years ago. The property on Fourth Avenue needs to be cleared out to get the stop sign cleared out so you can see it. The traffic and cost for the grant on Fourth Avenue is well trafficked road.

The Borough Administrator said the Building Inspector will look into the property on Fourth Avenue.

Rebecca Timko, 28 Fourth Avenue, Haskell said if the Fire Department is looking for funds Walmart does grants and you can apply for grants if you want. I work for Walmart and can help you out with it.

Ann Timko said did the police officer go for the autism training.

The Borough Administrator said it is a State mandate and they probably went.

Sandy Lawson, 28 Haskell Avenue, Haskell said what is the Tilcon situation with the municipal building.

The Mayor said Tilcon would give us a fee and use that to offset the cost for the municipal building. Front loading the first four years to 2017 to 2019 at no cost to the homeowner. In five years more of the principle will kick in for debt service and more offset to the Borough will go down substantially for year.

Sandy Lawson said the position of the project make sure Greenwood Avenue residents can get out of the street safely.

The Mayor said we are looking at different ways to do the traffic study and see what is best.

Sandy Lawson said regarding the Open Space Acquisition letter in March we voted to make the requirement to go forward. There is a fifty thousand dollar Open Space grant to be awarded on July 18<sup>th</sup>. Would like you to explain to the committee about the property adjacent to the Passaic County Community College at the meeting on July 18<sup>th</sup> at 6:30 P.M.

The Mayor said we will be there.

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Sandy Lawson said it is twenty seven dollars for Open Space and some money should come back to Wanaque. The property next to it could serve as an educational purpose. Why doesn't the property owner do something with it. The property where the Rhinesmith building was is up for sale and you had an opportunity to have a historical site there.

The Borough Administrator said we offered the Board of Education money to sell the property and the money went back to the Board of Education.

Sandy Lawson said that is a shame I just wanted to say that.

Robert Rycharski, 135 Monroe Street, Haskell said I hike Back Beach Park and people are illegally dumping TVs and other items. The park is being overrun by teenagers. There are no recycling cans there only garbage cans and I have spoken to the police. The drinking is getting out of hand there. They hangout and they drive on the dirt roads there. Look at the access road and the rocks have been moved there. Put a concrete post there to deter them. There are a number of elements going on.

The Borough Administrator said I will speak to Chief Norton tomorrow.

John Maiello, 26 Rhinesmith Avenue said on the Boulevard are they going to pave the whole street.

The Borough Administrator said they are just taking the bump out.

John Maiello said the Department of Transportation does not allow much access to go up on 287.

The Borough Administrator said it will go to the full planning process and a lot of review will be done.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Resolution #93-0-13:

Re: Refund of Tax overpayment on Block 261, Lot 5 in the amount of \$291.60

**WHEREAS**, there exists tax an overpayment on the property listed herein for the third quarter of 2013:

| <u>BLOCK</u> | <u>LOT</u> | <u>AMOUNT</u> |
|--------------|------------|---------------|
| 261          | 5          | \$291.60      |

**WHEREAS**, the owners have requested a refund of said overpayment;

**NOW, THEREFORE, BE IT RESOLVED** that the Treasurer shall refund a total of \$291.60 as per the certification of the Tax Collector.

Resolution #94-0-13:

Re: Redemption of Tax Sale Certificate #10-00018 for Block 311, Lot 9 in the amount of \$19,049.13 for the Certificate and \$5,500.00 for the premium

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**WHEREAS**, a Tax Sale was held for 2010 delinquent Municipal charges on October 05, 2011, and

**WHEREAS**, US Bank TLSG was the successful bidder for Block 311 Lot 9 for which Tax Sale Certificate #10-00018 was assigned,

**WHEREAS** Wells Fargo, has redeemed said certificate of which funds have been deposited into the Current Account.

**NOW, THEREFORE, BE IT RESOLVED** that the Treasurer shall refund to the lien holder the amount of \$19,049.13 for the certificate and \$5,500.00 for the premium.

Resolution #95-0-13:

Re: Credit Account for Tax overbilling on Block 240, Lot 7.01 in the amount of \$4,395.56

**WHEREAS**, there exists a tax over billing on the property listed herein for the third quarter of 2013 due to an Assessor's Appeal

| <u>BLOCK</u> | <u>LOT</u> | <u>AMOUNT OVERBILLED</u>             |
|--------------|------------|--------------------------------------|
| 240          | 7.01       | \$4,395.56 – 3 <sup>rd</sup> quarter |

**WHEREAS**, the owners have requested a credit to the account

**NOW, THEREFORE, BE IT RESOLVED** that the Tax Collector shall credit this account accordingly.

Resolution #96-0-13:

Re: Refund of Tax overpayments for various properties in the amount of \$6,821.88

**WHEREAS**, there exists tax overpayments on the properties listed herein for the third quarter of 2013 as a result of the revaluation:

| <u>BLOCK</u> | <u>LOT</u> | <u>AMOUNT</u> |
|--------------|------------|---------------|
| 434          | 2          | \$2,042.23    |
| 434          | 5          | \$ 265.19     |
| 204.         | 1          | \$ 57.39      |
| 306          | 13         | \$ 53.69      |
| 403          | 66         | \$ 356.31     |
| 301.01       | 1          | \$ .54        |
| 303          | 1          | \$ 1.71       |
| 407          | 1          | \$ 205.65     |
| 429          | 1          | \$ 123.34     |
| 462          | 1          | \$ 222.03     |
| 447          | 1          | \$ 120.09     |
| 474          | 1          | \$ 121.94     |
| 474.01       | 1          | \$ 35.21      |

**WHEREAS**, the owners have requested a refund of said overpayment;

**NOW, THEREFORE, BE IT RESOLVED** that the Treasurer shall refund a total of \$3,605.32 as per the certification of the Tax Collector.

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Letter from Fire Chief:

Re: Two (2) Membership Applications – 1) Christopher Johnson and 2) Amanda Stelling – Company number 1 effective immediately

Payment to County of Passaic:

Re: 3<sup>rd</sup> Quarter Taxes in the amount of \$1,932,806.09

Payment to County of Passaic:

Re: 3<sup>rd</sup> Quarter Open Space Taxes in the amount of \$26,954.41

Resolution #97-0-13:

Re: Interlocal Services Agreement – Ringwood Engineering Services

BE IT RESOLVED that the Mayor and Borough Clerk be and here hereby authorized to execute an Interlocal Services Agreement with the Borough of Ringwood, in accordance with N.J.S.A. 40A:65-1 for the Borough of Ringwood to provide engineering services to the Borough of Wanaque on an as needed basis; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in Bond Ordinance #8-0-13 and budget account 3-CU-01-115-276.

Application for Raffle License:

Re: Wanaque Haskell Education Foundation LLC – RA:844

Resolution #100-0-13:

Re: State Contract Purchase – Three (3) Scott Pak Assemblies (\$20,733.90)

BE IT RESOLVED that a contract be awarded to AAA Emergency Supply, 635 North Broadway, White Plains, NY 10603 through NJ State Contract #80961 for the purchase of three (3) Scott Pak Assemblies, in the amount of \$20,733.90; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in Bond Ordinance #8-0-13.

Resolution #101-0-13:

Re: Morris County Co-Op Contract Award – Tilcon – Road Resurfacing

BE IT RESOLVED that a contract be awarded to Tilcon New York, 625 Mt. Hope Road, Wharton, NJ 07885 through the Morris County Cooperative Pricing Council, for the milling and resurfacing of Garbarino Avenue, Oak Terrace, Belvidere Avenue, McKinnon Place, Crescent Road (from Meadowbrook Avenue to Willow Way) and Conklintown Road (from Chestnut Street to the Ringwood line, shared cost with the Borough of Ringwood), at an estimated cost of \$360,000; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in Bond Ordinance #8-0-13.

Resolution #102-0-13:

Re: State Contract Purchase – 2013 Nissan Frontier - \$20,718.00

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BE IT RESOLVED that a contract through the Morris County Cooperative Pricing Council (15-C) for one 2013 Nissan Frontier SV 4x2 Extended Cab Pickup Truck be awarded to Route 23 Automall, 1301 Route 23 South, Butler NJ in the amount of \$20,718.00; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget account 3-WP-02-051-292.

Resolution #103-0-13:

Re: Approval Proposal – Richard A. Alaimo Associates – Westbrook Road Design – \$58,000.00

BE IT RESOLVED that the proposal for design services from Richard A. Alaimo Engineering Associates dated May 28, 2013 for the Westbrook Road Improvements, in an amount not to exceed \$58,000 be and is hereby approved; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in Bond Ordinance #7-0-13.

Resolution #104-0-13:

Re: Approve 2013/2014 Liquor License Renewal – DMN Horizons, 72 Haskell Avenue, License #1613-33-001-005 – Resolution #85-0-13 - Restrictions

BE IT RESOLVED, that the Mayor and Council of the Borough of Wanaque do hereby approve through this Resolution the following Liquor License Renewal for the Year 2013/2014:

- \*1. DMN Horizons t/a Roar of the Crowd - #85-0-13
- \*License with Resolution of stipulations and restrictions

Resolution #105-0-13:

Re: Approve Change Orders – Ringwood Avenue Construction

BE IT RESOLVED that change order #7 totaling \$29,100.00 for the Ringwood Avenue Construction project, phase 3, as submitted by the County of Passaic, be and are hereby approved; and

BE IT FURTHER RESOLVED that a payment in the amount of \$348,064.43 to the County of Passaic for the Ringwood Avenue Phase III project is approved.

Resolution #106-0-13:

Re: Redemption of Tax Sale Certificate #11-00011 for Block 212, Lot 16 in the amount of \$3,406.99 for the Certificate

**WHEREAS**, there exists a tax over billing on the property listed herein for the third quarter of 2013 due to an Assessor's Appeal

| <u>BLOCK</u> | <u>LOT</u> | <u>AMOUNT OVERBILLED</u>             |
|--------------|------------|--------------------------------------|
| 240          | 7.01       | \$4,395.56 – 3 <sup>rd</sup> quarter |

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**WHEREAS**, the owners have requested a credit to the account  
**NOW, THEREFORE, BE IT RESOLVED** that the Tax Collector shall credit this account accordingly.

Three (3) Applications for Raffle Licenses:

Re: Lakeland Chorale Association – RA:845, RA:846 and RA:847

On entertainment of the Mayor, Councilmen Balunis and Willse moved a motion to approve the aforementioned Consent Agenda.

On roll call, all voted yes, except Councilman Leonard who vote no on 8.12 and the Mayor declared the motion carried.

REGULAR REPORTS - PROFESSIONAL REPORTS:

1. Clerk's Receipts for June 2013 -
2. Police Department Report for June 2013 -
3. Tax Collector's Report for June 2013 -
4. Municipal Court Report for June 2013 -

On entertainment of the Mayor, Councilmen Willse and Balunis moved that reports be received and filed; and that all monies be turned over to the Treasurer.

On roll call all voted yes and the Mayor declared the motion carried.

On entertainment of the Mayor, Councilmen Willse and Balunis moved a motion to appoint a committee of Mayor Mahler, Council President Cortellessa, Tom Carroll, Borough Administrator and Anthony Fiorello, Borough Attorney for Tilcon negotiations.

On roll call, all voted yes, and the Mayor declared the motion carried.

COMMUNICATIONS: None.

NEW BUSINESS:

Closed Session:

Re: Litigation/Negotiation/Personnel

Held to the end of the meeting.

UNFINISHED BUSINESS: None.

RESOLUTIONS:

Resolution #98-0-13:

Re: Award Bid – Construction of New Municipal Building - \$6,490,000

WHEREAS, the Borough of Wanaque advertised for and received bids on May 23, 2013 for the construction of a new Municipal Building, and the following bids were received:

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| <u>BID</u>  |   | <u>AMOUNT</u>                                       |
|---|---|---|
| Fuscon Enterprises, Inc.<br>414 Central Avenue Box 2595<br>Westfield, New Jersey 07091-2595 | 7 | \$7,498,000.00<br>Alternate #1 - \$83,000.00 Deduct |
| Ingrassia Construction Company<br>398 Lincoln Boulevard<br>Middlesex, New Jersey 08846      | 8 | \$7,790,000.00<br>Alternate #1 - \$77,000.00 Deduct |
| Brockwell & Carrington<br>1 Como Court<br>Towaco, New Jersey 07082                          | 3 | \$6,890,000.00<br>Alternate #1 - \$95,000.00 Deduct |
| Bernard Associates, Inc.<br>321 Hamburg Turnpike<br>Wayne, New Jersey 07470-2142            | 6 | \$7,198,000.00<br>Alternate #1 - \$81,000.00 Deduct |
| ML Inc.<br>65 South Street<br>Passaic, New Jersey 07055                                     | 5 | \$7,134,000.00<br>Alternate #1 - \$210,000.00 Plus  |
| Tekton Development<br>97 Bayard Street<br>New Brunswick, New Jersey 08901                   | 4 | \$6,895,000.00<br>Alternate #1 - \$51,000.00 Deduct |
| TMB<br>3505 Route 94<br>Hamburg, New Jersey 07419   | 9 | \$7,888,000.00<br>Alternate #1 - No Listing         |
| Mar-Bridge Enterprises, Inc.<br>51 Gerard Avenue<br>Matawan, New Jersey 07447               | 2 | \$6,598,000.00<br>Alternate #1 - \$180,451.00 Add   |
| Unimak, LLC<br>322 Lanza Avenue<br>Garfield, New Jersey 07026<br>and;                       | 1 | \$6,490,000.00<br>Alternate #1 - \$36,426.60 Deduct |

WHEREAS, Thomas F. Carroll, Borough Administrator/Qualified Purchasing Agent has reviewed the bids, and determined that the proposal of UniMak LLC is responsive and responsible and in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq; and

WHEREAS, he has recommended that the Governing Body award a contract to UniMak LLC for the construction of a new Municipal Building for the Borough of Wanaque.

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NOW, THEREFORE, BE IT RESOLVED that a contract be awarded to UniMak LLC, 322 Lanza Avenue, Garfield, NJ 07026 at the bid price of \$6,490,000 and that the Mayor and Borough Clerk are authorized to execute said contract; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in Bond Ordinance 9-0-13 and account X-GC-374-201.

Resolution #99-0-13:

Re: State Contract Purchase – Hurst Tool – (\$43,581.25)

BE IT RESOLVED that a contract be awarded to State Line Fire and Safety, Inc., 50 Park Avenue, Park Ridge, NJ 07656 under NJ State Contract #A80968 for one Hurst Tool and associated parts, as per the quotation dated June 14, 2013, in the amount of \$43,581.25; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in Bond Ordinance #8-0-13.

FINANCE REPORT: Vouchers – Payrolls:

Councilman Willse said your Finance Committee respectfully reports that they have examined and approved the following and recommend that warrants be issued for their payment when the funds of the Borough of Wanaque are sufficient to meet them.

On entertainment of the Mayor, Councilmen Willse and Balunis moved a resolution approving the following payrolls:

**FINANCE REPORT**

Mayor and Council Meeting July 8, 2013

The Finance Committee has examined and approved the following and recommends warrants be issued for their payment when funds of the Borough of Wanaque are sufficient to meet them.

**VOUCHERS:**

|                        |                      |
|------------------------|----------------------|
| Current Operating 2012 | \$ 2,644.27          |
| Current Operating 2013 | \$145,685.97         |
| Water Operating 2013   | \$ 35,883.81         |
| Sewer Operating        | \$ 1,046.40          |
| Escrow                 | \$ 3,542.60          |
| General Capital        | \$ 40,861.00         |
| Animal Trust           | \$ 7,410.55          |
| Recreation Trust       | \$ 3,264.14          |
| Recycle Trust          | \$ 2,948.06          |
| <b>Voucher Total:</b>  | <b>\$ 243,286.80</b> |

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**PAYROLLS:**

|        |                       |               |
|--------|-----------------------|---------------|
| PR #12 | 6/14/13               | \$ 203,180.31 |
| PR #13 | 6/28/13               | \$ 206,615.69 |
|        | <b>Payroll Total:</b> | \$ 409,796.00 |
|        | <b>Grand Total:</b>   | \$ 653,082.80 |

**NEW BUSINESS:**

**Closed Session:**

**Re: Litigation/Negotiation/Personnel**

On entertainment of the Mayor, Councilmen Willse and Leonard moved that,

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, (N.J.S.A. 10:4-1) permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, This public Body is of the opinion that such circumstances presently exist;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Wanaque, County of Passaic, State of New Jersey, as follows:

1. The public shall be excluded from discussion of action upon the hereinafter specified subject matter.

2. The general nature of the subject matter to be discussed is as follows:

1) Negotiations.

3. The Mayor and Council shall release and disclose to the general public the discussion and actions taken on the subject matter of the above mentioned closed session when the reasons for discussing and acting on the matter in closed session no longer exist, but no later than one month of the Mayor and Council arriving at a final decision on the specified subject matter.

On roll call, all voted yes, and the Mayor declared the motion carried.

**RECONVENEMENT:**

On entertainment of the Mayor, Councilmen Willse and Balunis moved a motion to reconvene.

On roll call, all were present.

**ADJOURNMENT:**

On entertainment of the Mayor, Councilmen Pasquariello and Willse moved a motion to adjourn the meeting.

On roll call, all voted yes, and the Mayor declared the motion carried; meeting adjourned at 9:20 P.M.

Business Meeting  
July 8, 2013

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Katherine J. Falone, RMC, CMC  
Municipal Clerk