

Regular Meeting
December 14, 2015

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, December 14, 2015, at 8:20 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, Pettet and Willse. The Mayor declared a quorum. The Borough Attorney and Borough Engineer were present. The Borough Administrator was absent.

The Mayor read the following Sunshine Statement: This is a Regular meeting of the Mayor and Council and adequate notice thereof has been given by advertising the date, time and place of the Regular meetings in the Suburban Trends and the Herald News newspapers and was e-mailed to these papers on January 2, 2015, and a notice thereof has been posted on January 2, 2015 on the bulletin board in the Wanaque Municipal Building, 579 Ringwood Avenue, Wanaque, New Jersey and a copy thereof has been on file in the office of the Municipal Clerk.

MINUTES:

November 9, 2015.

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

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

APPOINTMENTS AND ADMINISTRATION OF OATHS OF OFFICE: Appoint Charles Huber, Jr. as Police Lieutenant – Resolution #180-0-15 and Appoint Angelo Calabro, Sr. as Police Lieutenant – Resolution #181-0-15

The Mayor asked Police Chief Thomas Norton to come forward.

Police Chief Thomas Norton explained the re-organization of the steps for the Police Department will be complete now with these two appointments and thanked the Mayor and Council for going through the process of the appointment of the two Lieutenants and then read their backgrounds.

The Mayor administered the Oath of Office to Lieutenant Charles Huber, Jr and Lieutenant Angelo Calabro, Sr.

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

BE IT RESOLVED that Charles Huber, Jr. be and is hereby appointed to the position of Police Lieutenant, effective immediately, in accordance with NJ Civil Service Commission Certification of Eligibles for Appointment #PL151301 at an annual salary of \$130,459.

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

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On entertainment of the Mayor, Councilmen Leonard and Pettet,

BE IT RESOLVED that Angelo S. Calabro Sr. be and is hereby appointed to the position of Police Lieutenant, effective immediately, in accordance with NJ Civil Service Commission Certification of Eligibles for Appointment #PL151301 at an annual salary of \$130,459.

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

The Mayor said we will take a five minute recess.

PRESENTATION: Sports Award Certificates – U13 Girls Soccer Team – 7:00 P.M.

PROCLAMATION: Retirement – Betty Waldron – 29 Years

The Mayor said Betty worked for the Borough for three years before she moved to the Library and has served the Borough of Wanaque for twenty nine years and we thank her for her years of service to the residents. The Mayor then read the following Proclamation:

WHEREAS, Betty Waldron began her career with the Borough of Wanaque in 1986, and

WHEREAS, in 1989 Betty Waldron transferred to the Wanaque Public Library; and

WHEREAS, Betty Waldron is a dedicated employee, caring for all of the residents of the Borough who used the Wanaque Public Library; and

WHEREAS, Betty Waldron is loved by the countless thousands of children who participated in the Library's Children's Room programs, where Betty Waldron introduced them to the Library experience; and

WHEREAS, Betty Waldron is retiring as the Senior Library Assistant – Children's Room after twenty-nine years of service to the residents of Wanaque.

NOW, THEREFORE, I, DANIEL MAHLER, MAYOR OF THE BOROUGH OF WANAQUE, do hereby issue this proclamation in honor of Betty Waldron to commemorate her commitment and dedication to the residents of the Borough of Wanaque, and to wish her well in her retirement.

ORDINANCES:

Public Hearing of Ord. #15-0-15:

Re: Create Junior Firefighter Program

On entertainment of the Mayor, Councilmen Willse and Cortellessa moved that Ordinance #15-0-15 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: AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE AND CREATE CHAPTER 13, ARTICLE III ENTITLED "JUNIOR FIREFIGHTER AUXILIARY PROGRAM".

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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.
No one came forward
The Mayor closed the Public Hearing.

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

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE AND CREATE CHAPTER 13, ARTICLE III ENTITLED "JUNIOR FIREFIGHTER AUXILIARY PROGRAM" 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. #16-0-15:
Re: 2016 Salary Ordinance

On entertainment of the Mayor, Councilmen Pasquariello and Pettet moved that Ordinance #16-0-15 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: AN ORDINANCE TO AMEND ORDINANCES THAT PROVIDE FOR AND DETERMINE THE RATE OF PAYMENT THEREOF FOR THE EMPLOYEES OF THE BOROUGH OF WANAQUE IN THE COUNTY OF PASSAIC WHO ARE NOT COVERED BY MUTUAL AGREEMENTS.

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.

Councilman Cortellessa said I have asked for documentation supporting salary increases and have not received anything and it is important how it was created and if it is fair and reasonable.

The Mayor said I agree.

Councilman Leonard said there was pressure for the negotiations committee and we presented it to the Council.

The Administrator said I will meet with two Council members at a time and go over the process.

Councilman Pettet said I think the Committee system is the best way to do it and then bring it back to the Council.

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The Mayor opened the Public Hearing.

Frank DePaola, 2413 Warrens Way, Wanaque said for the salaries how do you set the guide for the minimum and maximum it changes every year. The salary guide should remain in effect and last for a period of time and duration. The maximum listed you give a two percent raise and the salary increases every year without a limit. You should increase the maximum and the change there should be no end. You can't keep increasing it.

Councilman Pettet said people have left and others are taking on additional responsibilities.

Frank DePaola said you are using the previous guide and people are at the maximum every year. The maximum is chasing the salary. The position for the Lyndhurst Purchasing Agent went from \$12,000.00 to \$18,000.00 which is a fifty four percent increase. What is the rationale. The increase is going to make the salary a sixty five percent increase the maximum for the amount.

Councilman Cortellessa said Recreation got ten thousand dollars where did it go.

Frank DePaola said the amount went to thirty one thousand dollars from twenty one thousand dollars and he is getting an increase. If he is not here he is getting paid for being here and in Lyndhurst. The contribution to the pension are we making any money. Based on the salary for the Administrator it's nothing to do with Lyndhurst and is being paid by reduction. Working on Lyndhurst time we are paying him Wanaque time. If he works Saturday for Lyndhurst he is getting paid for Wanaque. The 2015 maximum salary is one thousand three hundred sixty four dollars over the twelve thousand dollars set at the maximum and he is getting paid for them.

Councilman Cortellessa said it is a shared service deal and are we making money. We will have to look at it.

Frank DePaola said if we are making money fine if not something is wrong.

Grace Maiello, 26 Rhinesmith Avenue, Wanaque said in the Salary Ordinance the Nurse salary range is not correct. You should check it out.

The Mayor closed the Public Hearing.

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

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE TO AMEND ORDINANCES THAT PROVIDE FOR AND DETERMINE THE RATE OF PAYMENT THEREOF FOR THE EMPLOYEES OF THE BOROUGH OF WANAQUE IN THE COUNTY OF PASSAIC WHO ARE NOT COVERED BY MUTUAL AGREEMENTS 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.

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Public Hearing of Ord. #17-0-15:

Re: Amend Chapter 108 – “Vehicles and Traffic” to prohibit parking on a portion of
Pellington Street

On entertainment of the Mayor, Councilmen Leonard and Willse moved that Ordinance #17-0-15 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: AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 108, VEHICLES AND TRAFFIC, TO AMEND SCHEDULE 1 – NO PARKING, TO ADD A PORTION OF PELLINGTON STREET.

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.
No one came forward
The Mayor closed the Public Hearing.

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

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 108, VEHICLES AND TRAFFIC, TO AMEND SCHEDULE 1 – NO PARKING, TO ADD A PORTION OF PELLINGTON STREET 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. #18-0-15:

Re: Amend 2015 Salary Ordinance

On entertainment of the Mayor, Councilmen Leonard and Balunis moved that Ordinance #18-0-15 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: AN ORDINANCE TO AMEND ORDINANCES THAT PROVIDE FOR AND DETERMINE THE RATE OF PAYMENT THEREOF FOR THE EMPLOYEES OF THE BOROUGH OF WANAQUE IN THE COUNTY OF PASSAIC WHO ARE NOT COVERED BY MUTUAL AGREEMENTS.

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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.

Councilman Cortellessa said I have the same comments as for Ordinance #16-0-15.

The Mayor opened the Public Hearing.
No one came forward
The Mayor closed the Public Hearing.

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

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE TO AMEND ORDINANCES THAT PROVIDE FOR AND DETERMINE THE RATE OF PAYMENT THEREOF FOR THE EMPLOYEES OF THE BOROUGH OF WANAQUE IN THE COUNTY OF PASSAIC WHO ARE NOT COVERED BY MUTUAL AGREEMENTS 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. #19-0-15:

Re: Appropriating \$75,000.00 from the Capital Improvement Fund for the Reconstruction of Roofs on various Borough Facilities

On entertainment of the Mayor, Councilmen Willse and Leonard moved that Ordinance #19-0-15 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: AN ORDINANCE APPROPRIATING \$75,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE RECONSTRUCTION OF ROOFS ON VARIOUS BOROUGH FACILITES.

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.
No one came forward
The Mayor closed the Public Hearing.

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

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BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE APPROPRIATING \$75,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE RECONSTRUCTION OF ROOFS ON VARIOUS BOROUGH FACILITIES 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 DISCUSSION:

The Mayor opened the Public Discussion.

Grace Maiello, 26 Rhinesmith Avenue, Wanaque said was the liquor license for Sal Falciglia moved to out of town. I saw it in the paper.

The Mayor said Sal got the license back and it is in the process of transferring the license to the LLC and then transfer it to another owner. Since June 2014 it has been going through the process and hopes to be getting approved in January.

Grace Maiello said we have lost several liquor licenses and businesses.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Resolution #177-0-15:

Re: Refund of Tax Sale Certificates #12-00001 for Block 108, Lot 9 in the amount of \$63,445.61

WHEREAS, a Tax Sale was held for 2012 delinquent Municipal charges on October 9, 2013;

WHEREAS, Stonefield Investments, was the successful bidder for Block 108 Lot 9, 79 Ringwood Avenue for which certificate 12-00001 was assigned;

WHEREAS, Paramount Title for James LaSala Esq, has redeemed certificate #12-00001 of which funds have been deposited into the Current Account.

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder \$63,445.61 for the tax sale certificate and \$25,200.00 for the premium per the certification of the Tax Collector.

Resolution #178-0-15:

Re: Refund of Tax Sale Certificate #14-00016 for Block 271, Lot 12 in the amount of \$13,327.55 for the Certificate and \$52,000.00 for the Premium

WHEREAS, a Tax Sale was held for 2014 delinquent Municipal charges on September 16, 2015;

WHEREAS, Madison Trust - Stonefield Investment Fund IV, was the successful bidder for Block 271 Lot 12, 13 Lovell Drive for which certificate 14-00016 was assigned;

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WHEREAS, Corelogic for Caliber Home Loans, has redeemed said certificate of which funds have been deposited into the Current Account.

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder \$13,327.55 for the tax sale certificate and \$52,000.00 for the premium per the certification of the Tax Collector.

Resolution #179-0-15:

Re: Refund of Tax overpayments on various properties in the amount of \$7,566.12

WHEREAS, there exists tax overpayments on the property listed herein for the fourth quarter of 2015:

<u>BLOCK</u>	<u>LOT</u>	<u>AMOUNT</u>
200.05	12	\$2,232.47
313	3	\$1,837.04
413	2	\$1,890.93
464	33	\$1,605.68

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

NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall refund a total of \$7,566.12 as per the certification of the Tax Collector.

Four (4) Applications for Raffle Licenses:

Re: 1) Ringwood-Wanaque Ice Hockey Association, Inc. - RA:918 and RA:919,
2) Lakeland Lancer Boys Basketball Booster Club – RA:920 and 4) Lakeland
ACTS/PTO – RA:921

Resolution #182-0-15:

Re: Payment #29 to UniMak LLC for Municipal Building - \$_____ and
Change Order #30 in the amount of \$5,064.62 for Borough Hall Construction
and Change Order #31 in the amount of \$6,587.88 for Borough Hall Construction

BE IT RESOLVED that the following change orders for the Borough Hall Construction be and are hereby approved. No progress payment is being approved.

Change order #30 - \$5064.62
Change order #31 - \$6587.88

Resolution #183-0-15:

Re: Budgetary Transfers

Be It Resolved By the Mayor & Council of the Borough of Wanaque that the following inter-appropriation transfers affecting the year 2015 Local Municipal Budget be approved;

Be It Further Resolved That the proper Borough Officers are hereby directed to enter the said transfers on the financial records of the Borough:

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CURRENT

<u>FROM</u>		<u>TO</u>	
5-CU-01-101-216	\$ 1,000.00	5-CU-01-099-119	\$ 400.00
Admin. OE		Plan Bd. SW	
-109-212	\$ 500.00	-099-121	\$ 400.00
Tax Other Expenses		Bd Of Adjustment SW	
-123-341	\$ 3,400.00	-099-126	\$42,000.00
Fire OE		Police Dispatch SW	
-124-238	\$ 2,200.00	-099-124	\$12,200.00
-124-272	\$ 5,000.00	Police S&W	
-124-264	\$ 300.00	-099-125	\$10,000.00
-124-264	\$ 6,000.00	Special Police S&W	
-124-265	\$ 2,500.00	-099-201	\$ 5,000.00
Police OE		Munic Court S&W	
-130-226	\$ 1,100.00	-099-142	\$ 1,000.00
-130-271	\$ 900.00	CCO S&W	
OEM OE			
-134-273	\$ 1,000.00		
Health OE			
-135-253	\$ 8,000.00		
Recycling OE			
-136-251	\$ 500.00		
-136-256	\$ 1,000.00		
Sanitation OE			
5-CU-01-146-201	\$ 1,400.00		
Telephone			
-146-202	\$10,000.00		
Gasoline			
-146-205	\$ 6,000.00		
Street Lights			
-146-341	\$ 1,100.00		
Ringwood Court Services			
-156-346	\$ 7,500.00		
FICA			
-201-211	\$ 300.00		
-201-237	\$ 700.00		
-201-279	\$ 500.00		
Court Other Expenses			
-219-202	\$10,100.00		
Other Insurance WC			
TOTALS	\$71,000.00		\$71,000.00

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Resolution #184-0-15:

Re: Budgetary Cancellations

BE IT RESOLVED that the following 2015 Budget Appropriations be and are hereby cancelled:

**WATER
CAPITAL**

28-0-06	Storms Ave.	\$9,258.19
9-0-09	Laura Ave.	\$90,000.00
11-0-09	Haskell Tank	\$894.02
26-0-09	Melrose & Furnace	\$9,925.94
		\$110,078.15

GENERAL

11-0-07	Laura Ave.	\$45,332.26
12-0-07	New Fire Truck	\$33,299.20
3-0-08	Laura Ave. Phase II	\$11,612.85
5-0-08	Improv. To Addice Park	\$30,790.28
25-0-09	Melrose & Furnace	\$112,310.40
28-0-09	Improv. Memorial Field	\$44,316.42
6-0-10	Haskell Façade Improv.	\$22,380.00
4-0-11	Wanaque Ave. & Butler Pl.	\$11.52
		\$300,052.93

Resolution #185-0-15:

Re: Cooperative Purchasing – Houston – Galveston Area Council Cooperative Purchasing Program

BE IT RESOLVED that the Borough Administrator is authorized to execute and Interlocal Contract for Cooperative Purchasing with the Houston-Galveston Ara Council for the purchase of goods and services which have been bid in accordance with the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq.

Three (3) Applications for Tow Truck Licenses:

Re: 1) Ringwood Towing, LLC, 89 Greenwood Lake Turnpike, Ringwood, 2) Justified Towing and Repair, LLC, 400 Union Avenue, Haskell and 3) Roberto's Auto Body, 14 Haskell Avenue, Haskell

Two (2) Applications for Used Car Lot Licenses:

Re: 1) Ameri-Car and Truck Sales, Inc., 891 Ringwood Avenue, Haskell and 2) Auto Handlers, LLC, 1368 Ringwood Avenue, Haskell

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Resolution #186-0-15:

Re: Authorize the Mayor to execute the Passaic County FY 2015 Community Development Block Grant Award and Sub-Recipient Agreements of \$100,000.00 to support the Water Main Replacement Project in North Maple Avenue and Maple Avenue

BE IT RESOLVED that the Mayor and Borough Clerk are authorized to execute a sub-grantee agreement with the Passaic County Community Development Block Grant Program in the amount of \$100,000 for the Maple Avenue, Orchard Street, North Maple Avenue water main replacement project.

Resolution #187-0-15:

Re: Award Not Fair and Open Bids – Roof Repairs – Firehouse Company #2 and 1237 Ringwood Avenue (Social Services Building)

WHEREAS, the Borough of Wanaque has a need to acquire roof repairs on Borough owned buildings, as a non-fair and open contract pursuant to the provisions of <N.J.S.A. 19:44A-20.4 or 20.5 as appropriate>; and,

WHEREAS, the Borough Administrator has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, Stevens Roofing has submitted a proposal indicating they will provide the roof repairs for the Borough property at 1237 Ringwood Avenue (Social Services Building) \$21,000 and Fire Company #2 \$4,000; and

WHEREAS, Stevens Roofing has completed and submitted a Business Entity Disclosure Certification which certifies that Stevens Roofing has not made any reportable contributions to a political or candidate committee in the Borough of Wanaque, Passaic County or 39th Legislative District in the previous one year, and that the contract will prohibit Stevens Roofing from making any reportable contributions through the term of the contract, and

WHEREAS, the Chief Financial Officer has certified that funds will be available with the adoption of ordinance 19-0-15

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Wanaque authorizes the Borough Administrator to enter into a contract with R. Stevens Commercial Roofing, 267 South Orange Avenue, Livingston, NJ 07039 as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

Letter from the Fire Chief:

Re: Two (2) Membership Applications – James Wenzel – Company #1 and Dominic Luciani Company #1 effective immediately

Resolution #193-0-15:

Re: Award Not Fair and Open Bids – Roof Repairs – Borough Garage

WHEREAS, the Borough of Wanaque has a need to acquire roof repairs on Borough owned buildings, as a non-fair and open contract pursuant to the provisions of <N.J.S.A. 19:44A-20.4 or 20.5 as appropriate>; and

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WHEREAS, the Borough Administrator has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, Andrews Roofing has submitted a proposal indicating they will provide the roof repairs for the Borough Garage; and

WHEREAS, Andrews Roofing has completed and submitted a Business Entity Disclosure Certification which certifies that Andrews Roofing has not made any reportable contributions to a political or candidate committee in the Borough of Wanaque, Passaic County or 39th Legislative District in the previous one year, and that the contract will prohibit Stevens Roofing from making any reportable contributions through the term of the contract, and

WHEREAS, the Chief Financial Officer has certified that funds will be available with the adoption of Ordinance #19-0-15;

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Wanaque authorizes the Borough Administrator to enter into a contract with Andrews Roofing, 576 Valley Road, Wayne, NJ in the amount of \$22,800 as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

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

On roll call, all voted yes, except Councilmen Cortellessa and Willse who voted no on Resolution #182-0-15 – Payment to UniMak LLC, and the Mayor declared the motion carried.

REGULAR REPORTS - PROFESSIONAL REPORTS:

1. Clerk's Receipts for November 2015 -
2. Police Department Report for November 2015 -
3. Tax Collector's Report for November 2015 -
4. Municipal Court Report for November 2015 –

On entertainment of the Mayor, Councilmen Willse and Leonard 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.

COMMUNICATIONS: None.

NEW BUSINESS:

Closed Session:

Re: Litigation/Negotiation/Personnel

None.

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UNFINISHED BUSINESS: None.

RESOLUTIONS:

Resolution #188-0-15:

Re: Amend 2015 Salary Resolution

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

BOROUGH OF WANAQUE
COUNTY OF PASSAIC
STATE OF NEW JERSEY

RESOLUTION #188-0-15

NAME	TITLE	SALARY
D. Banker	Asst. Water Super	\$69,707.20
M. Bolduc	Laborer	\$38,579.88
D. Burgess	DPW Repairer	\$47,485.50
M. Halker	Laborer	\$37,464.00
S. Boyhan	Sr. Acct Clerk/Asst Treas	\$53,184.00
S. Ruhle	Sr. Account Clerk	\$48,180.10
T. Smerklo	Clerk Typist	\$44,514.22
K. Gillow	Keyboard Clerk	\$33,180.00
K. DeVore	Keyboard Clerk	\$49,229.00
M. Brandt	Dispatcher	\$45,650.00
J. Pica	Dispatcher	\$49,591.80
R. Thomas	Dispatcher	\$49,591.00
M. Brusco	PW Repr. w/Sup	\$60,822.00
H. Bachmann	Laborer	\$36,750.00
C. Gritmon	DPW Repairer	\$52,029.60
R. Leto	DPW Repairer	\$52,029.60
J. Norton	Laborer	\$45,735.36
S. Reigler	DPW Repairer	\$41,701.08
R. Roach	Diesel Mech	\$58,272.00
G. Vilner	Laborer	\$44,963.04
B. McDavit	Nurse	\$59,686.74
J. Fiorito	Building Sec't.	\$47,568.72
Part Timers		
P. Norton	Clerk Typist OEM	\$2,748.90
L. Westervelt	Clerk/Police	\$16.32
M. Deighan	Sp. Police Boro	\$20.49

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	Sp. Police Non-Boro	\$22.61
C.Fuehring	Sp. Police Boro	\$20.49
	Sp. Police Non-Boro	\$22.61
P. Norton	Sp. Police Boro	\$20.49
	Sp. Police Non-Boro	\$22.61
M. Olivieri	Sp. Police Boro	\$20.49
	Sp. Police Non-Boro	\$22.61
R.Passarella	Sp. Police Boro	\$20.49
	Sp. Police Non-Boro	\$22.61
S. Reigler	Sp. Police Boro	\$20.49
	Sp. Police Non-Boro	\$22.61
W.Rundecker	Sp. Police Boro	\$20.49
	Sp. Police Non-Boro	\$22.61
C. Vnencak	Sp. Police Boro	\$20.49
	Sp. Police Non-Boro	\$22.61
J. Cohn	Crossing Guard	\$20.49
A. Rosalsky	Crossing Guard	\$20.49
T. Vieira	Crossing Guard	\$20.49
K. Delia	P/T Dispatcher	\$23.47
K. DeVore	P/T Dispatcher	\$23.47
M. Mazzola	P/T Dispatcher	\$23.47
P. Norton	P/T Dispatcher	\$23.47
S. Sweeney	P/T Dispatcher	\$23.47
J.Thomson	P/T Dispatcher	\$23.47
R. Destaffen	Property Maintenance	\$23.95
R. Destaffen	Fire Prev.Specialist	\$23.95
D. Dondero	Fire Prev.Specialist	\$23.95
K. Platt	Fire Official	\$23.95
J. Roberto	Fire Prev.Specialist	\$23.95
W. Roberto	Fire Prev.Specialist	\$23.95

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

Resolution #189-0-15:

Re: Chapter 159 – Governor’s Council on Alcoholism and Drug Abuse Fiscal Grant
Cycle July 2014 – June 2019 - \$44,880.00

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

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any Special Item of Revenue in the Budget of any County of Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the Budget; and

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WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Borough of Wanaque, in the County of Passaic, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an Item of Revenue in the Budget for the year 2015 in the amount of \$44,880.00

BE IT FURTHER RESOLVED, that a sum of \$44,880.00 is hereby appropriated under the caption of:

GOVERNOR'S COUNCIL ON ALCOHOLISM & DRUG ABUSE (AWARE GRANT 2015-2016).... \$44,880.00

BE IT FURTHER RESOLVED, that the Borough Clerk forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

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

Resolution #190-0-15:

Re: "As Built" Plans – Pulte Homes of NJ Limited Partnership

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

WHEREAS, the Borough of Wanaque was involved in a litigation with Pulte Homes of New Jersey Limited Partnership concerning the provision of "as-built plans" in connection with the development commonly known as the Wanaque Reserve the action being entitled Pulte Homes of NJ Limited Partnership Plaintiff v. Borough of Wanaque, et al. Superior Court of New Jersey, Law Division, Passaic County, Docket No: PAS-L-3322-13; and

WHEREAS, the Superior Court in the aforesaid case entered an Order requiring the plaintiff Pulte Homes of NJ Limited Partnership to provide the Borough of Wanaque with detailed "as built plans" in a form acceptable to the Borough Engineer and as specified in correspondence from the Wanaque Borough Engineer Michael Cristaldi to the Plaintiff dated January 7, 2012 and;

WHEREAS, the said plaintiff Pulte Homes of NJ Limited Partnership was further required to provide the Borough of Wanaque with a list identifying improvements that have been completed on their project and which improvements remained uncompleted and;

WHEREAS, the Court further ordered that upon receipt of the "as built plans" and list of completed and uncompleted improvements the Wanaque Borough Engineer Michael Cristaldi was required to comply with the provisions of N.J.S.A. 40:55d-53(d)(1) and (2) by inspecting the improvements completed and uncompleted and by filing a detailed list and report with to Governing Body and provide the plaintiff with a copy; and

WHEREAS, the plaintiff Pulte Homes of NJ Limited Partnership did provide to Wanaque Borough Engineer Michael Cristaldi new "as built plans" to be reviewed; and

WHEREAS, the Wanaque Borough Engineer Michael Cristaldi, did receive and review the said plan and determined that the plans are not in conformance with the aforesaid letter of January 7, 2012, were unreadable, and further precluded him from undertaking an appropriate review and analysis as required by the Court's Order of April 28, 2015 a copy of which is annexed hereto and made a part hereof; and

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WHEREAS, the Borough Engineer Michael Cristaldi provided its report to the Wanaque Borough Governing Body detailing the deficiencies in the "as built plans" submitted;

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF WANAQUE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AS FOLLOWS:

1. Pulte Homes of NJ, Limited Partnership has failed to comply with the Court's Order of April 28, 2015 by presenting "as built" plans as required by the Wanaque Borough Engineer Michael Cristaldi in a form acceptable to him and in accordance with his letter dated January 7, 2012 and did further fail to provide a list identifying improvements completed and uncompleted in the Wanaque Reserve Project.
2. As a consequence of Pulte Homes of NJ, Limited Partnership failure to comply with the said Order of the Court the Borough Engineer Michael Cristaldi could not adequately review the defective plans submitted and did so notify Pulte Homes of NJ, Limited Partnership by letter dated November 4, 2015 a copy of which is annexed hereto and made a part hereof.

As a consequence, of Pulte Homes of NJ, Limited Partnership, not complying with the Court's Order of April 28, 2015 and the several respects set forth herein, the Borough of Wanaque hereby disapproves the "as built" plans submitted to the Borough Engineer Michael Cristaldi for review and cannot as a consequence, approve any improvements in the Wanaque Reserve project and accordingly disapproves and denies any requests made for reduction of Performance Bonds posted by Pulte Homes of NJ, Limited Partnership.

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

Resolution #191-0-15:

Re: AWARE ASAP Grant – Fiscal Year 2017

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

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Borough Council of the Borough of Wanaque, County of Passaic, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on alcoholism and Drug Abuse through the County of Passaic;

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NOW, THEREFORE, BE IT RESOLVED by the Borough of Wanaque, County of Passaic, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the AWARE ASAP Municipal Alliance grant for fiscal year 2017 in the amount of:

DEDR	\$44,880.00
Cash Match	\$11,220.00
In-Kind	\$33,660.00

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

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

Resolution #192-0-15:

Re: Authorize the Sale of Surplus Property – Oshkosh Garbage Truck going to Pequannock Disposal for \$500.00

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

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

PUBLIC DISCUSSION: (Work Meeting)

FINANCE REPORT: Vouchers - Payrolls

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

VOUCHERS:

Current Operating 2015	\$1,131,749.99
Water Operating 2015	\$ 396,284.14
Sewer Operating 2015	\$ 29,448.00
General Capital	\$ 36,235.58
Water Capital	\$ 61,353.32
Escrow	\$ 1,902.67
Animal Trust	\$ 3,094.58
Recreation Trust	\$ 12,490.00
Recycling Trust	\$ 2,300.00

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Voucher Total: \$1,674,858.28

Payroll:

Councilmen Pettet and Willse moved a resolution approving the following payrolls:

PR #23	11/13/2015	\$ 222,836.22
PR #24	11/27/2015	\$ 221,150.13
PR #25	12/11/2015	\$ 244,849.92
	Payroll Total:	\$ 688,836.27
	Grand Total:	\$2,363,694.55

On roll call, all voted yes, and the Mayor declared the resolution adopted and forthwith approved it.

APPROVED: December 14, 2015

Daniel Mahler
Mayor

ADJOURNMENT:

On entertainment of the Mayor, Councilmen Leonard and Balunis 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.

Katherine J. Falone, RMC, CMC
Municipal Clerk