

Regular Meeting
February 9, 2015

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, February 9, 2015, at 8:45 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 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:

January 12, 2015.

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

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

ORDINANCES:

Public Hearing of Ord. #1-0-15:

Re: Amend Chapter 13 – “Fire Department”

On entertainment of the Mayor, Councilmen Leonard and Balunis moved that Ordinance #1-0-15 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 13, “FIRE DEPARTMENT” TO REPEAL AND REPLACE ARTICLE 1.

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.

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On entertainment of the Mayor, Councilmen Willse and Pettet moved that,
BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 13, "FIRE DEPARTMENT" TO REPEAL AND REPLACE ARTICLE 1 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.

Introduction of Ord. #2-0-15:

Re: Sewer Connection Fee

On entertainment of the Mayor, Councilmen Pasquariello and Balunis moved that Ordinance #2-0-15 be taken from the table and read by the Clerk, by title only, for consideration of first reading.

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

The Clerk took from the table and read by title only as follows: AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 91, "SEWER" TO AMEND THE SCHEDULE OF RATES FOR THE CONNECTION FEE.

Councilman Cortellessa said I would like the formula for this.

The Borough Administrator said I will get that for you.

The Mayor said it is the debt service people pay. We should have the Auditor here to explain the formula.

Councilman Cortellessa said what was the last rate.

The Borough Administrator said ten thousand dollars.

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

AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 91, "SEWER" TO AMEND THE SCHEDULE OF RATES FOR THE CONNECTION FEE pass first reading, and that said Ordinance be further considered for final passage and adoption at a meeting of the Borough Council to be held on the 9th day of March 2015, at the Municipal Building in the Borough of Wanaque at 8:00 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, except Councilman Leonard who voted no, and the Mayor declared the motion carried.

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PUBLIC DISCUSSION:

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

CONSENT AGENDA:

Resolution #43-0-15:

Re: Redemption of Tax Sale Certificate #13-00011 for Block 310, Lot 17 in the amount of \$1,417.42 for the Certificate and \$600.00 for the Premium

WHEREAS, a Tax Sale was held for 2013 delinquent Municipal charges on September 24, 2014,

WHEREAS, Clemente Enterprises LLC was the successful bidder for Block 310 Lot 17, 55 Burnside Place for which certificate 13-00011 was assigned,

WHEREAS, Corelogic, the mortgage holder, redeemed the certificate of which funds have been deposited into the Current Account.

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder \$1,417.42 for the tax sale certificates and \$600.00 for the premium per the certification of the Tax Collector.

Resolution #44-0-15:

Re: Redemption of Tax Sale Certificate #13-00014 for Block 317, Lot 1.08 in the amount of \$1,153.82 for the Certificate and \$1,100.00 for the premium

WHEREAS, a Tax Sale was held for 2013 delinquent Municipal charges on September 24, 2014,

WHEREAS, Clemente Enterprises LLC was the successful bidder for Block 317 Lot 1.08, 186 Carter Road for which certificate 13-00014 was assigned,

WHEREAS, Valley National Bank, the mortgage holder, redeemed the certificate of which funds have been deposited into the Current Account.

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder \$1,153.82 for the tax sale certificates and \$1,100.00 for the premium per the certification of the Tax Collector.

Resolution #45-0-15:

Re: Credit one account and bill another for percentage of ownership for Block 430, Lot 14 which has been divided into two properties

WHEREAS, 14 Doty Road, Block 430 Lot 14 has been divided into two properties;

WHEREAS, the Tax Collector needs to credit one account and bill another to correspond with the percentages of ownership;

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector shall adjust the new Block and Lots accordingly.

Resolution #46-0-15:

Re: Refund of overbilling on Block 236, Lot 9 in the amount of \$548.55

WHEREAS, the owner of Block 236 lot 9, D'Agostino Realty for Villa Place, has been overbilled for water;

WHEREAS, the owner has requested a refund;

NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall refund D'Agostino Realty in the amount of \$548.55 as per the certification of the Tax Collector.

Resolution #47-0-15:

Re:2015 AWARE ASAP Grant

GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE
FISCAL GRANT CYCLE JULY 2014-JUNE 2019

FORM 1B

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;

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 grants for fiscal year 2015 in the amount of:

	DEDR	\$	44,880
Cash	Match	\$	11,220
	In-Kind	\$	33,660

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

Six (6) Applications for Raffle Licenses:

Re: 1) Wanaque Reserve Senior Citizens Association, Inc. – RA: 895, 2) Wanaque School PTA – RA:896 and RA:897, 3.) New Jersey Axemen Baseball Association, Inc. – RA:898 and RA: 899, 4) Wanaque First Aid Auxiliary – RA: 900

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Resolution #48-0-15:
Re: Budgetary Transfers

Resolution for Inter Appropriation Transfers

BE IT RESOLVED by the Mayor and Council of the Borough of Wanaque that the following inter-appropriation transfers affecting the year 2014 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:

<u>FROM</u>		<u>TO</u>	
4-CU-01-099-134	\$ 1,770.00	4-CU-01-115-275	\$1,770.00
Bd of Health S&W		Engineering	

Resolution #49-0-15:
Re: Progress payment #19 to UniMak LLC for the Municipal Building in the amount \$367,667.58 and Change Order #13 in the amount of \$8,213.35

BE IT RESOLVED that Progress Payment #19 in the amount of \$367,667.58, Change order #13 in the amount of \$8,213.35 for the Borough Hall construction, payable to UniMak LLC, be and are hereby approved.

Payment to County of Passaic :
Re: 1st Quarter Taxes for 2015 in the amount of \$2,244,239.78

Payment to County of Passaic:
Re:Open Space Taxes for the 1st Quarter Year 2015 in the amount of \$32,233.16

Payment to County of Passaic:
Re: 2013/2014 Added/Omitted Assessment and Open Space in the amount of \$35,279.14

Letter from Nimesh Patel, 662 Ringwood Avenue, Wanaque
Re: Refund of deposit for Street Opening Permit #2179 in the amount of \$305.00

Resolution #50-0-15:
Re: Request to Re-Program 2014 CDBG Grant

WHEREAS, the Borough of Wanaque received funding in 2014 from the Passaic County Community Development Block Grant Program for the installation of water mains on Milton Place, Jefferson Street, Jackson Street and Monroe Street in the amount of \$100,000; and

WHEREAS, subsequent to the grant award, this area no longer qualified for CDBG funding; and

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WHEREAS, the Borough of Wanaque wishes to reprogram this money to an area which income qualifies.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Wanaque requests that the Passaic County Community Development Block Grant Program reprogram the \$100,000 for water main replacement to road resurfacing of Lily Road, Reservoir Drive and Hannah Place.

Resolution #51-0-15:
Re: CDBG Grant Application

WHEREAS, the Borough of Wanaque wishes to participate in the 2015 Passaic County Community Development Block Grant program; and

WHEREAS, the Borough has a need to replace water mains on Jenkins Avenue, Storms Place, Locust St, North Maple Avenue, and Maple Avenue; and

WHEREAS, this project meets the requirements for need under the Community Development Block Grant Program.

NOW, THEREFORE, BE IT RESOLVED that the Borough Administrator is authorized and directed to submit an application to the Passaic County Community Development Block Grant Program for water main replacement on Jenkins Avenue, Storms Place, Locust St, North Maple Avenue, and Maple Avenue; and

BE IT FURTHER RESOLVED that the Borough Council authorizes the application for and use of funds by the Passaic County Community Development Block Grant Program for activities described in the proposal, and, if awarded funds, shall implement the activities in a manner to ensure compliance with all applicable federal, State, and local laws and regulations.

Resolution #8-0-15:
Re: Establish a Change Fund

BE IT RESOLVED by the Mayor and Council of the Borough of Wanaque that a Change Fund be established as follows:

TAX COLLECTOR.....	\$100.00
WATER CLERK.....	\$100.00
HEALTH DEPARTMENT.....	\$100.00
DOG.....	\$20.00

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

On roll call, all voted yes, except Councilman Cortellessa who abstained on the Applications for Raffle Licenses, and the Mayor declared the motion carried.

REGULAR REPORTS - PROFESSIONAL REPORTS:

1. Clerk's Receipts for January 2015 -
2. Police Department Report for January 2015 -

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3. Tax Collector's Report for January 2015 -
4. Municipal Court Report for January 2015 –

On entertainment of the Mayor, Councilmen Willse and Cortellessa 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.

UNFINISHED BUSINESS: None.

Letter from John Capparelli:

Re: Refund of deposit for Seasonal Merchandise Permit # 2178 in the amount of \$300.00

Removed from agenda.

RESOLUTIONS:

Resolution #52-0-15:

Re: Opposing Pilgrim Pipeline

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

RESOLUTION OPPOSING A PROPOSED PIPELINE THROUGH THE DESIGNATED
HIGHLANDS PRESERVATION IN NEW JESREY

WHEREAS, Pilgrim Pipeline Holdings LLC is proposing a project to install two pipelines to convey petroleum materials to and from Albany, New York, and refineries in Linden, New Jersey; and

WHEREAS, one pipeline will carry crude oil from a terminal in Albany, New York, to the refinery in Linden, New Jersey, and the other pipeline will carry refined finished product from the refinery back to Albany, New York; and

WHEREAS, the proposed location of such pipeline within the Borough of Wanaque is located within the New Jersey Highlands Preservation Area and such proposed pipeline is also located less than one-quarter mile upstream from Wanaque's municipal water supply wells and less than one-half mile upstream from the Wanaque Reservoir, the largest water supply reservoir in the State of New Jersey holding 30 billion gallons of water to supply over 1 million residents of northern New Jersey; and

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WHEREAS, a breach in this pipeline could cause serious environmental problems to the residents of the Borough of Wanaque, the County of Passaic and the State of New Jersey by polluting the water supply system; and

WHEREAS, more than 6,000 petroleum pipeline incidents have occurred in the United States since 1993; and

WHEREAS, the worst and most expensive oil spill in U.S. history came from a pipeline failure, in July 2010 near a tributary of Michigan's Kalamazoo River; with clean-up costs at almost one billion dollars (\$1,000,000,000) with this spill devastating sensitive ecosystems and impacting people who live in nearby communities; and

WHEREAS, a petroleum pipeline spill in Montana on January 17, 2015 dumped over 50,000 gallons of crude oil into the Yellowstone River in just one hour with an oil slick extending almost 60 miles downstream; and

WHEREAS, the Governing Body of the Borough of Wanaque has determined that the Pilgrim Pipeline Project is not beneficial to our citizens, but instead would cause an adverse effect to the region and to the citizens of the Borough of Wanaque, the County of Passaic and the State of New Jersey;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby strongly opposes the proposed Pilgrim Pipeline Project because of the potential degradation of Wanaque's and New Jersey's drinking water supply and the potential safety to our region and communities; and

BE IT FURTHER RESOLVED that the Mayor and Council calls for a moratorium on any and all planning, proposal and surveying; requests a full environmental review; and

BE IT FURTHER RESOLVED that the Municipal Clerk is hereby authorized to forward a copy of this resolution to the Governor's Office, Passaic County Board of Chosen Freeholders, the State Legislature and the State Land Conservancy Commission; League of Municipalities and the contiguous municipalities.

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 2014	\$ 164,383.70
Water Operating 2014	\$ 16,402.64
Sewer Operating 2014	\$ 92.96
Current Operating 2015	\$ 255,346.97
Water Operating 2015	\$ 54,899.08
Sewer Operating 2015	\$ 42,037.42

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General Capital	\$ 442,365.27
Water Capital	\$ 2,500.00
Escrow	\$ 131.54
Recreation Trust	\$ 9,181.95
Animal Trust	\$ 729.60
Voucher Total:	\$ 988,071.13

Payroll:

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

PR #1	1/09/2015	\$248,498.41
PR #2	1/23/2015	\$223,170.03
PR #3	2/06/2015	\$215,937.41
Payroll Total:		\$687,605.85
Grand Total:		\$1,675,676.98

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

APPROVED: February 9, 2015

Daniel Mahler
Mayor

ADJOURNMENT:

On entertainment of the Mayor, Councilmen Pettet 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 8:55 P.M.

Katherine J. Falone, RMC, CMC
Municipal Clerk