

Regular Meeting  
November 10, 2014

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, November 10, 2014, at 8:35 P.M. in the Wanaque Municipal Building.

The Mayor called the meeting to order and asked for a moment of silence for the former Police Chief Floyd Elston who passed away recently.

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, 2014, and a notice thereof has been posted on January 2, 2014 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:

October 6, 2014.

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

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

PROCLAMATION: Pancreatic Cancer Awareness Month – November – 7:00 P.M

**Pancreatic Cancer Awareness Month**

WHEREAS, in 2014, an estimated 46,420 people will be diagnosed with pancreatic cancer in the United States and 39,590 will die from the disease;

WHEREAS, pancreatic cancer is one of the deadliest cancers, is currently the fourth leading cause of cancer death in the United States and is projected to become the second by 2020;

WHEREAS, pancreatic cancer is the only major cancer with a five-year relative survival rate in the single digits at just six percent;

WHEREAS, when symptoms of pancreatic cancer present themselves, it is generally late stage, and 73 percent of pancreatic cancer patients die within the first year of their diagnosis while 94 percent of pancreatic cancer patients die within the first five years;

WHEREAS, approximately 1220 deaths will occur in New Jersey in 2014;

WHEREAS, the Recalcitrant Cancer Research Act was signed into law in 2013, which calls on the National Cancer Institute to develop a scientific framework, or strategic plans, for pancreatic cancer and other deadly cancers, which will help provide the strategic direction and guidance needed to make true progress against these diseases; and

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WHEREAS, the Pancreatic Cancer Action Network is the national organization serving the pancreatic cancer community in Wanaque and nationwide through a comprehensive approach that includes public policy, research funding, patient services, and public awareness and education related to developing effective treatments and a cure for pancreatic cancer;

WHEREAS, the Pancreatic Cancer Action Network and its affiliates in New Jersey support those patients currently battling pancreatic cancer, as well as to those who have lost their lives to the disease, and are committed to nothing less than a cure;

WHEREAS, the good health and well-being of the residents of Wanaque are enhanced as a direct result of increased awareness about pancreatic cancer and research into early detection, causes, and effective treatments;

BE IT FURTHER RESOLVED that the Mayor and Borough Council designate the month of November 2014 as "Pancreatic Cancer Awareness Month" in the Borough of Wanaque.

ORDINANCES:

Introduction of Ord. #16-0-14:

Re: Refunding Bond Ordinance - \$6,200,000

On entertainment of the Mayor, Councilmen Leonard and Willse moved that Ordinance #16-0-14 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: REFUNDING BOND ORDINANCE AUTHORIZING THE ISSUANCE OF \$6,200,000 REFUNDING BONDS OF THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY.

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

REFUNDING BOND ORDINANCE AUTHORIZING THE ISSUANCE OF \$6,200,000 REFUNDING BONDS OF THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY 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 8th day of December 2014, 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 and the Mayor declared the motion carried.

Introduction of Ord. #17-0-14:

Re: Amend Chapter 85 – Add Violations and Penalties Provision

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On entertainment of the Mayor, Councilmen Cortellessa and Willse moved that Ordinance #17-0-14 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 85, PEACE AND GOOD ORDER, TO ESTABLISH SECTION 85-4, VIOLATIONS AND PENALTIES.

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

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 85, PEACE AND GOOD ORDER, TO ESTABLISH SECTION 85-4, VIOLATIONS AND PENALTIES 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 8th day of December 2014, 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 and the Mayor declared the motion carried.

Introduction of Ord. #18-0-14:

Re: 2015 Salary Ordinance (Police Only)

On entertainment of the Mayor, Councilmen Willse and Pettet moved that Ordinance #18-0-14 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 ORDINANCES THAT PROVIDE FOR AND DETERMINE THE RATE OF PAYMENT THEREOF FOR THE EMPLOYEES OF THE BOROUGH OF WANAQUE IN THE COUNTY OF PASSAIC.

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

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 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 8th day of December 2014, 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

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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.

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.

Sandy Lawson, 28 Haskell Avenue, Haskell said regarding the letter for the Open Space what are the items and the things to be repaired.

The Borough Administrator said to replace the fence, parking lot and playground equipment at Jaycee Park and the lighting at Back Beach for the small field.

Sandy Lawson said how much money is in the fund.

The Borough Administrator said four hundred thirty thousand dollars.

Sandy Lawson said what items came from the Recreation Commission.

The Borough Administrator said I will email those to you on Wednesday.

John DiMeglio, 414 Ringwood Avenue, Wanaque said what is the Change Order for and what is the total cost of the new Municipal building.

The Borough Administrator said 6.5 million dollars plus one hundred thirty thousand dollars for the Change Orders.

John DiMeglio said how many people are living above the Chinese restaurant and there are a lot of bicycles there for one family.

The Borough Administrator said that is for the Building Inspector to check.

Sandy Lawson, 28 Haskell Avenue, Haskell said is Resolution #182-0-14 the communication tower for the new Municipal building.

The Borough Administrator said yes and we are keeping the silver one also.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Resolution #175-0-14:

Re: Redemption of Tax Sale Certificates and Premiums to the Lienholders on various properties

**WHEREAS**, a Tax Sale was held for 2013 delinquent Municipal charges on September 24, 2014, and for 2012 delinquent Municipal charges on October 9, 2013; and

**WHEREAS**, following were the successful bidder for each block and lot

<b>CERTIFICATE</b>	<b>BLOCK/LOT &amp; ADDRESS</b>	<b>LIENHOLDER</b>	<b>AMOUNT</b>
13-00031	458/9 1 Argyle	Ebury Fund	\$2,639.11
13-00022	415/11 54 Bergen	Clemente	\$3,887.20
13-00013	317/1.03 176 Carter	BV001	\$4,470.59
13-00012	317/1.02 174 Carter	BV001	\$4,554.47

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13-00006	245/5 748 Ringwood	Tower Fund	\$2,186.89
13-00019	410/24 27 Burnside	Ebury	\$3,531.64
12-00017	401/17 3 Dardale	USBank TLSG	\$2,332.35

**WHEREAS**, their mortgage companies have redeemed the certificates of which funds have been deposited into the Current Account;

**NOW, THEREFORE, BE IT RESOLVED** Treasurer shall refund the lienholders accordingly for the tax sale certificates and premiums per the certification of the Tax Collector.

Resolution #176-0-14:

Re: Refund of Tax overpayment on Block 240, Lot 14 due to a County Tax Board Judgment in the amount of \$3,780.32

**WHEREAS**, there exists an overpayment on Block 240 Lot 14, 20 Mountain Avenue, due to a County Board Judgment;

**WHEREAS**, the homeowner has asked for a refund on the overpayment;

**NOW, THEREFORE, BE IT RESOLVED** Treasurer shall issue a check in the amount of \$3,780.32 as per the certification of the Tax Collector.

Payment to County of Passaic:

Re: 2013 and 2014 Added Assessment Taxes and Open Space Taxes in the amount of \$35,279.14

Resolution #177-0-14:

Re: Payment #16 to UniMak LLC for the Municipal Building in the amount of \$343,387.31

BE IT RESOLVED that progress payment #16 in the amount of \$343,387.31 payable to UniMak LLC for the Borough Hall construction be and is hereby approved.

Resolution #178-0-14:

Re: Current Estimate #1 and Change Order #1 – Westbrook Road Improvements

BE IT RESOLVED that change order number #1 with a decrease of \$1,786.10 and Current Estimate #1 in the amount of \$204,189.82 payable to Haskell Paving, Inc., for the Westbrook Road Improvements, be and is hereby approved.

Letter from the Fire Chief:

Re: Membership Application – Elisa Fantozzi – Company #2 effective immediately

Resolution #179-0-14:

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-01-101-204 Admin O.E.	\$ 5,200.00	4-CU-01-117-206 Bldgs & Grds O.E.	\$ 5,200.00
4-CU-01-105-212 Data Processing	\$ 1,900.00	4-CU-01-140-325 Picnic Account	\$ 1,900.00
4-CU-01-219-301 Group Insurance	\$ 4,200.00	4-CU-01-099-142 Building S&W	\$ 4,200.00
	\$ 5,500.00	4-CU-01-134-294 Animal Control Serv.	\$ 5,500.00
	\$38,664.00	4-CU-01-201-280 Interlocal Ringwood	\$38,664.00
4-CU-01-130-271 Emerg. Mgt O.E.	\$ 1,000.00	4-CU-01-115-276 Engineering	\$ 1,000.00
4-CU-01-106-299 Finance O.E.	\$ 900.00	4-CU-01-119-276 Planning Bd. O.E.	\$ 900.00

**Resolution #180-0-14:**

**Re: Change Order #9 – Borough Hall Construction (\$3,896.80)**

BE IT RESOLVED that change order #9 in the amount of \$3,896.80 for the Borough Hall construction be and is hereby approved.

**Resolution #181-0-14:**

**Re: Authorize Transfer of asphalt paver and trailer to Borough of Ringwood**

WHEREAS, the Borough of Wanaque owns a paving box and trailer which has been declared as excess equipment; and

WHEREAS, the Borough of Ringwood desires to utilize the paving box and trailer.

NOW, THEREFORE, be it resolved that the Borough Administrator is authorized and directed to transfer one Puckett Bros. Asphalt Paver, Model number T-450R, S/N PBP-90H-4358 and one 1965 Gen Trailer, S/N 12654 40 to the Borough of Ringwood at no charge, in accordance with NJSA 40A:11-1 et. Seq.

**Resolution #182-0-14:**

**Re: Award Bid – Communication Tower (\$96,425.00)**

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WHEREAS, the Borough of Wanaque advertised and received bids for a communications tower on October 28, 2014, and the following bids were received:

MIKAB CORPORATION

21 Omaha Street  
Dumont, NJ 07628 \$96,425.00

ALLSTATE TOWER

232 Heilman Avenue  
PO Box 25  
Henderson, KY 42419 \$119,500.00

PROCOMM SYSTEMS, INC.

823 Uniontown Road  
Phillipsburg, NJ 08865 \$139,440.00

JBL ELECTRIC

3001 South Clinton Avenue  
South Plainfield, NJ 07080 \$147,338.00

SABRE INDUSTRIES, INC.

7101 Southbridge Drive  
Sioux City, IA 5111 \$179,525.00

and;

WHEREAS, the Borough Administrator has reviewed the bid submitted by Mikab Corporation and finds it to be responsive and responsible and in accordance with NJSA 40A:11 - 1 et.seq. "Local Public Contracts Law."

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Clerk be and are hereby authorized and directed to execute a contract with Mikab Corporation, 21 Omaha Street, Dumont, NJ 07628 in the amount of \$96,425.00 for the construction of a new communications tower at the new Municipal Building; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget account X-GC-03-379-201.

Resolution #183-0-14:

Re: Authorize Participation in Mid-Passaic Co-Operative Pricing

A RESOLUTION AUTHORIZING THE BOROUGH OF WANAQUE  
TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

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WHEREAS, the Borough of Hawthorne, hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on November 10, 2014 the governing body of the Borough of Wanaque, County of Passaic, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

#### **TITLE**

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Wanaque.

#### **AUTHORITY**

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

#### **CONTRACTING UNIT**

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

#### **EFFECTIVE DATE**

This resolution shall take effect immediately upon passage.

Resolution #184-0-14:

Re: Award Cooperative Pricing Bid – Solid Waste Disposal – Waste Management (\$69.75/Ton) Five Year Contract

WHEREAS, the Borough of Wanaque is a member of the Mid-Passaic County Co-operative Pricing System

WHEREAS, the Cooperative received bids for garbage disposal for a five year period, with a rate of \$69.75 per ton which is a .54 increase from the prior 5 year contract rate of \$69.21 per ton; and

WHEREAS, the Borough Administrator has reviewed the bids received by the Mid-Passaic County Co-operative Pricing System and find them to be competitive and advantageous to the Borough of Wanaque.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Clerk be and are hereby authorized and directed to execute a subsidiary agreement with Waste Management of New Jersey, 107 Silvia Street, Ewing, NJ 08628 (disposal site is 61 Broad Avenue, Fairview, NJ), for a period of five years, commencing January 1, 2015 and ending December 31, 2019, at the firm price of \$69.75 per ton delivered, and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available for this procurement.

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Resolution #185-0-14:

Re: Award Cooperative Pricing Bid – Natural Gas

WHEREAS, the Borough of Wanaque is a member of the Passaic County Energy Regional Cooperative Pricing System; and

WHEREAS, the Cooperative received bids for natural gas supply service; which pricing is beneficial to the Borough of Wanaque.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Clerk be and are hereby authorized and directed to execute a subsidiary agreement with Direct Energy Business, 1 Hess Plaza, Woodbridge, NJ 07095 for the period of March 2015 through November 30, 2016, at the firm, fixed base up-charge pricing of \$.1321/therm; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available for this procurement.

Resolution #186-0-14:

Re: Award Contract – Dental Insurance – MetLife

BE IT RESOLVED that the Borough Administrator is authorized to execute an extension contract with Metlife Inc. for dental insurance with a rate for the years 2015 and 2016 of \$43.21, \$86.67, \$142.40 (3% overall increase).

Application for Seasonal Permit:

Re: John Capparelli – 72 Haskell Avenue, Haskell

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

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

REGULAR REPORTS - PROFESSIONAL REPORTS:

1. Clerk's Receipts for October 2014 -
2. Police Department Report for October 2014 -
3. Tax Collector's Report for October 2014 -
4. Municipal Court Report for October 2014 -

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:

Letter from Joe Fiorito, Chairman Open Space Committee:

Re: Repairs of Borough Fields and Playgrounds

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On entertainment of the Mayor, Councilmen Cortellessa and Leonard moved a motion to approve the letter for the repairs.

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

NEW BUSINESS:

2015 Re-Organization Meeting Date – January 5, 2015 – 7:00 P.M.:

On entertainment of the Mayor, Councilmen Cortellessa and Leonard moved a motion to approve the Re-Organization meeting date.

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

Closed Session:

Re: Litigation/Negotiation/Personnel

Held to the end of the meeting.

UNFINISHED BUSINESS: None.

RESOLUTIONS:

Resolution #187-0-14:

Re: Continuing Disclosure Report Resolution and Related Materials

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

**RESOLUTION OF THE BOROUGH OF WANAQUE, IN  
THE COUNTY OF PASSAIC, NEW JERSEY, RELATING  
TO CONTINUING DISCLOSURE MATTERS APPLICABLE  
TO BONDS AND NOTES OF THE BOROUGH AND  
AUTHORIZING CERTAIN ACTIONS IN CONNECTION  
THEREWITH**

**WHEREAS**, the Borough of Wanaque, in the County of Passaic, New Jersey (the “Borough”) has previously issued its bonds, bond anticipation notes and/or other debt obligations (the “Bonds”) and

**WHEREAS**, in connection with the issuance of certain of the Bonds and for purposes of assisting underwriters to comply with Rule 15c-12 under the Securities Exchange Act of 1934, the Borough has covenanted and/or entered into one or more undertakings or agreements to provide continuing disclosure (the “Continuing Disclosure Obligation”) to the public marketplace; and

**WHEREAS**, in general the Continuing Disclosure Obligation requires the Borough to file certain financial information and notice of certain events in specified places and at specified times; and

**WHEREAS**, in connection with the sale of certain of the Bonds, the Borough issued one or more official statements that, among other things, described the Borough's Continuing Disclosure Obligation and whether or not the Borough had previously complied with its Continuing Disclosure Obligation in all material respects; and

**WHEREAS**, the Division of Enforcement (the "Enforcement Division") of the U.S. Securities and Exchange Commission (the "SEC") announced its Municipalities Continuing Disclosure Cooperation Initiative (the "Initiative") to address potentially materially inaccurate descriptions in official statements (made innocently, inadvertently or otherwise) of prior compliance with continuing disclosure obligations; and

**WHEREAS**, pursuant to the terms of the Initiative, the Enforcement Division will recommend "favorable settlement terms" for underwriters that self-report by 12:00 a.m., eastern standard time, on September 10, 2014, and for issuers that self-report by 12:00 a.m., eastern standard time, on December 1, 2014, possible materially inaccurate statements in official statements in the last five years relating to prior compliance with continuing disclosure obligations by submitting a specified questionnaire (the "Questionnaire") to the Enforcement Division; and

**WHEREAS**, the Borough has been provided with a copy of the Initiative, a copy of an advisory prepared by bond counsel to the Borough describing the Initiative and a copy of the Questionnaire released by the Enforcement Division; and

**WHEREAS**, if an issuer takes advantage of the Initiative by self-reporting possible materially inaccurate statements and if any of such statements are determined to be materially inaccurate by the Enforcement Division, the Enforcement Division will recommend to the SEC a settlement in which (i) the issuer consents to a cease-and-desist order, (ii) the issuer neither admits nor denies the findings of the SEC and (iii) there is no payment of any civil penalty by the issuer; and

**WHEREAS**, any such settlement will require the issuer (i) to establish appropriate policies and procedures and training regarding continuing disclosure obligations within 180 days, (ii) comply with existing continuing disclosure undertakings, including updating past delinquent filings within 180 days, (iii) cooperate with any subsequent investigation by the Enforcement Division regarding the false statement(s), including the roles of individuals and/or other parties involved, (iv) disclose in a clear and conspicuous fashion the settlement terms in any final official statement for an offering by the issuer for five years and (v) provide the SEC staff with a compliance certification regarding the applicable undertakings by the issuer in one year; and

**WHEREAS**, the Initiative cautions that if an issuer does not take advantage of the Initiative by submitting a Questionnaire identifying any possible materially inaccurate statement with respect to prior compliance with a continuing disclosure obligation and the Enforcement Division later determines that such a materially inaccurate statement was made, then the Enforcement Division will likely recommend and seek financial sanctions against the issuer; and

**WHEREAS**, the New Jersey Division of Local Government Services issued Local Finance Notice 2014-9, dated July 23, 2014 (the "LFN"), which among other things strongly recommends that local government officials proactively take steps to self-identify their own levels of compliance with continuing disclosure obligations in order to determine if it is advisable to participate in the Initiative; and

**WHEREAS**, the LFN advises that the failure to live up to continuing disclosure requirements, in addition to having potential consequences under federal law, could have consequences for various State of New Jersey matters including, in particular, (i) the denial or deferral of applications made to the Local Finance Board and (ii) decreased scores on future "Best Practices Questionnaires" that could trigger a withholding of a portion of State aid; and

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**WHEREAS**, in light of the foregoing, the Borough is desirous of retaining a professional firm that specializes in continuing disclosure matters to examine the Borough's Continuing Disclosure Obligation and previous continuing disclosure filings and to report to the Borough any noncompliance with its Continuing Disclosure Obligation; and

**WHEREAS**, upon receipt of such report from the continuing disclosure specialist, the Borough will review such report with its professionals, including particularly its bond counsel, its auditor, its general counsel and its other finance professionals (the "Borough Professionals"); and

**WHEREAS**, as a result of such review, it may be desirable for the Borough to take advantage of the Initiative by submitting one or more Questionnaires to the Enforcement Division identifying a statement with respect to prior compliance with its Continuing Disclosure Obligation that is potentially materially inaccurate; and

**WHEREAS**, the Borough is desirous of authorizing the submission of one or more Questionnaires to the Enforcement Division if deemed advisable by the Borough Administrator or the Borough Chief Financial Officer (the "Borough Officials") after consultation with the Borough Professionals;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF WANAUKE, IN THE COUNTY OF PASSAIC, NEW JERSEY, AS FOLLOWS:**

Authorization to Retain a Continuing Disclosure Specialist. The Borough Officials are each hereby authorized and directed to retain a firm that specializes in continuing disclosure matters (a) to examine the Borough's Continuing Disclosure Obligation and previous continuing disclosure filings, (b) to report to the Borough any noncompliance with its Continuing Disclosure Obligation and (c) to otherwise assist the Borough and the Borough Professionals with respect to the Initiative, the Questionnaire and the provision of continuing disclosure materials to the public marketplace.

Authorization to Submit Questionnaire. The Borough Officials are each hereby authorized, after examining the report of the continuing disclosure specialist and consulting with the Borough Professionals, to take advantage of the Initiative by submitting one or more Questionnaires to the Enforcement Division by the December 1, 2014, deadline established by the Initiative.

Various Incidental Actions. The Borough Officials are hereby authorized to execute and deliver all documents and instruments and to do all matters and things as may be necessary, useful, convenient or desirable in connection with the foregoing.

Prior Action. All action heretofore taken by the Borough Officials and the Borough Professionals relating to the foregoing is hereby ratified, confirmed, adopted and approved, including without limitation soliciting and/or engaging a professional firm that specializes in continuing disclosure matters to undertake the continuing disclosure review described in this resolution.

Capitalized Terms. All capitalized words and terms used by not defined in this resolution shall have the meanings ascribed to such words and terms, respectively, in this resolution.

Effective Date. This resolution shall take effect immediately.

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

FINANCE REPORT:

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Councilman Pettet 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.

**VOUCHERS:**

Current Operating 2014	\$262,293.41
Water Operating 2014	\$ 36,726.61
Sewer Operating 2014	\$189,453.93
General Capital	\$362,327.08
Water Capital	\$ 4,535.95
Escrow	\$ 5,808.00
Animal Trust	\$ 584.40
Recycling Trust	\$ 16,575.00
Recreation Trust	\$ 2,385.75
<b>Voucher Total:</b>	<b>\$880,690.13</b>

**Payroll:**

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

PR #21	10/17/14	\$217,207.23
PR #22	10/31/14	\$215,458.07
<b>Payroll Total:</b>		<b>\$432,665.30</b>
<b>Grand Total:</b>		<b>\$1,313,355.43</b>

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

APPROVED: November 10, 2014

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Daniel Mahler  
Mayor

**NEW BUSINESS:**

Closed Session:

Re: Litigation/Negotiation/Personnel

On entertainment of the Mayor, Councilmen Leonard and Balunis 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

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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) Litigation and Personnel.

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 Pasquariello and Willse moved a motion to reconvene at 9:10 P.M..

On roll call, all were present.

ADJOURNMENT:

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

On roll call, all voted yes, and the Mayor declared the motion carried; meeting adjourned at 9:15 P.M.

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Katherine J. Falone, RMC, CMC  
Municipal Clerk