

Work Meeting
October 6, 2014

A Work Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, October 6, 2014, at 7:05P.M. in the Wanaque Municipal Building.

The Mayor called the meeting to order.

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

The Mayor read the following Sunshine Statement: This is a Work meeting of the Mayor and Council and adequate notice thereof has been given by advertising the date, time and place of the Work 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:

September 8, 2014.

ORDINANCES:

Public Hearing of Ord. #13-0-14:

Re: Bond Ordinance appropriating \$410,000 for reconstruction of Fifth Avenue and Leonard Place (DOT Grant of \$205,000, \$51,250 CIF, \$153,750 Notes)

Public Hearing of Ord. #14-0-14:

Re: Water Bond Ordinance appropriating \$275,000 for Water mains and services for Fifth Avenue and Leonard Place (\$50,000 Water Infrastructure, \$225,000 Notes)

Public Hearing of Ord. #15-0-14:

Re: Amend Ordinance #5-0-14 – Fourth Avenue Redevelopment Zone – Plan Certification

The Borough Administrator said just a note that the DOT likes infrastructure work that's why the amount is \$205,000.

COMMITTEE REPORTS:

Councilman Balunis:

Councilman Balunis reported the First Aid Squad had ninety two calls for September and they have had a few new members join but they still need members. On Veterans Day there will be a ceremony at the flagpole and at Wanaque School the Veterans breakfast will be done by the teachers again on November 15th.

Councilman Cortellessa:

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Councilman Cortellessa was absent.

Councilman Leonard:

Councilman Leonard reported the Education Foundation fundraiser is coming up and gets us help with the funds and money. Also there is a tricky tray at the First Aid Squad building.

Councilman Pasquariello:

Councilman Pasquariello was absent.

Councilman Pettet:

Councilman Pettet was absent.

Councilman Willse:

Councilman Willse reported the Fire Department had four drills, twelve alarms for September and five thousand three hundred eight man hours for the Year and the Board of Health is having a rabies clinic in November.

The Mayor said September 20th was a busy day with the 911 ceremony at the Memorial Park which went well and it looks nice. Then the town picnic was after the ceremony and was very well attended and I would like to thank Mary Ann Brindisi for all her work on the picnic. We met with representatives of Mountain Lakes Estates and Lakeside Manor and they didn't like the Developers Agreement and they walked out. They refused to work with us and the resolution has to get approved tonight and go to the Planning Board for action.

The Borough Attorney said the Halloween Curfew is a resolution and not an Ordinance and there are no penalties and it will be enforced as in the past.

Engineer:

The Borough Engineer reported on the Westbrook Road project that they need to finish the guard rail and pave next week probably and they want to do it when there is not much traffic.

The Mayor said they should let everyone know.

The Borough Administrator the Fire department and Water department are going through confined space training and it is a joint training with the North Jersey District Water Supply and we are the first responders for them.

Attorney:

The Borough Attorney reported the Pulte matter was dismissed and the other matters will probably be a date in November. The State Court is still pending with issues. The settlement of the Tax Appeal for Haskell properties is complete and there is a resolution on the agenda.

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The Borough Administrator reported there was no State Aid lost and the Mayor and Council did review the Best Practices checklist at the meeting.

The Mayor read Resolution #173-0-14 in full. We had a meeting with the developer and he refused to sign the revised Developers Agreement or come in compliance with the old Developers Agreement. Now he has to come before the Planning Board for a public hearing on whether or not to revoke his approvals and then it would go to the State.

Councilman Willse said if the Planning Board rescinds their approvals the development is dead and the applicant can take whatever actions are necessary.

The Borough Attorney said there is a threat of litigation and we should not say too much. The resolution states the purpose. The Planning Board can take whatever action they deem appropriate.

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.

Ann Timko, 28 Fourth Avenue, Haskell thanked Mr. Carroll for the speedy follow up of the issues except the well at 26 Colfax Avenue.

The Borough Administrator said Mr. Brusco is back part time as of today.

Ann Timko said does the owner have to have a well drilling company or not and the property at Erie Avenue still nothing has been done.

The Borough Administrator said he has to go through the judicial system and it is out of our hands now. What the Judge rules has to do with what the outcome is.

Ann Timko said would the town purchase the property.

The Mayor said possibly but the garage is in disrepair.

Ann Timko said what part of Fourth Avenue has been done regarding the development.

The Borough Administrator said to Decker Road.

Ann Timko said there are two exits on Boulevard.

The Borough Administrator said yes. At Second Avenue and Fourth Avenue there will be a new water main.

Ann Timko said when Mr. Brusco finds out can you let me know.

The Borough Administrator said yes.

Lorraine O'Leary, 29 ½ Colfax Avenue, Wanaque said thank you Mr. Carroll this is the first time in eleven years I don't feel like I live by a town dump.

Jules Figula, 3202 Warrens Way, Wanaque said they published the taxation figures last week and Wanaques' value decreased. The property value came down and the tax rate increase is going to cause more appeals. You should put together a taxing body to see what can be done long term along with the school officials and see what can be done for property values.

Matthew Smith, 6112 Warrens Way, Wanaque and also a member of Water Watch said the Pilgrim Pipeline is along the right of way and we are concerned about the two gas pipelines in the right of way now. If they lay a third and fourth gas line in the right of way I am concerned for oil spills and explosions and the property value lost and tax ratables lost for the trucks

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coming in to build the pipeline. The company is working with towns to say you are not legal to go through with it.

The Mayor said we have very little information on this.

The Borough Administrator said this will run along the right of way for the Algonquin pipeline and would follow that and come under Route 287 under Twin Lakes and follow the right of way down. It is conceptual but there is nothing concrete yet and there is no comeback to any communities to begin the process and whoever regulated these.

Matthew Smith said the oil pipelines would fall to the State DEP and the town not the Federal Authority. I have paperwork and information on this to hand out. The pre application process is being started with regard to the Pilgrim pipeline. There is a public meeting on October 21st in the Kinnelon Borough Hall and the town of Watchung is inviting the Federal Authority to come and explain it on December 4th.

Ken Dolsky, 21 Winfield Drive, Parsippany and member of the Sierra Club said regarding the Pilgrim pipeline it is the homeowner who will be affected by this. The Sierra Club Strategy team is trying to convince towns to oppose the Pilgrim pipeline. The towns of Montvale and Watchung did resolutions opposing it. We need to join together to become a force to oppose this from coming to towns. The most effective means is for towns and people to oppose this. Up in Canada they had a fire and explosion that killed forty seven people due to the pipeline.

Ed Smith, 6112 Warrens Way, Wanaque said I am a Conservation and Environmental Biologist and my son is Matthew Smith and I want to thank you for taking into consideration the Pilgrim pipeline proposal.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Resolution #160-0-14:

Re: Redemption of Tax Sale Certificate #06-00167 for Block 448, Lot 15 – 16 First Avenue in the amount of \$550,130.54 for the Certificate

Resolution #161-0-14:

Re: Credit of Tax overbillings on various properties for 2014 and the first half of 2015 Totaling \$9,721.96 for 2014 and \$807.24 for 2015

Resolution #162-0-14:

Re: Credit to the Account for Water overbilling at 99 Conklintown Road

Resolution #163-0-14:

Re: Adjust the Tax Lien #09-00015 in the amount of \$20,953.35 removing the Sewer charges and crediting those amounts off of the Account as well as crediting the current billing of \$543.31 for Block 448, Lot 16

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Resolution #164-0-14:

Re: Halloween Curfew

Eight (8) Applications for Raffle Licenses:

Re: 1) Ringwood-Wanaque Ice Hockey Association, Inc. - RA:883, RA:884 and RA:885,
2) Wanaque Haskell Education Foundation – RA:886 and RA:887, 3) Lakeland Jr.
Wrestling - RA:888 and RA:889, 4) Saint Francis of Assisi Church – RA:890

Payment to County of Passaic:

Re: 4th Quarter Taxes for the Year 2014 in the amount of \$2,470,608.09

Payment to County of Passaic:

Re: Open Space Taxes for the 4th Quarter Year 2014 in the amount of \$34,151.38

Resolution #165-0-14:

Re: Payment #15 to UniMak LLC for the Municipal Building in the amount of
\$320,649.68

Resolution #166-0-14:

Re: Final Payment – MSP Construction – Jackson Street Sewer

Resolution #167-0-14:

Re: Award Contract – Purchase of Police Vehicle

Resolution #168-0-14:

Re: Approve Proposal for Engineering Services – Fifth Avenue and Leonard Place

Resolution #169-0-14:

Re: Municipal Aid Application – Sixth Avenue and Phelan Court

Resolution #170-0-14:

Re: Approve Treatment Works Application – Lakeland Village

Resolution #171-0-14:

Re: Approve Water Main Extension Application – Lakeland Village

Resolution #172-0-14:

Re: Approve Change Order No. 8 – Borough Hall Construction (\$7,151.73)

Resolution #174-0-14:

Re: Authorizing Settlement of Tax Appeal – Haskell Properties, LLC

REGULAR REPORTS - PROFESSIONAL REPORTS:

1. Clerk's Receipts for September 2014 -

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2. Police Department Report for September 2014 -
3. Tax Collector's Report for September 2014 -
4. Municipal Court Report for September 2014 -

COMMUNICATIONS: None.

NEW BUSINESS:

Best Practices Inventory Review:

Closed Session:

Re: Litigation/Negotiation/Personnel

UNFINISHED BUSINESS: None.

RESOLUTIONS:

Resolution #173-0-14:

Re: Declaring Mountain Lakes Estates and Lakeside Manor (a/k/a J & S Group, Inc.)
in default of Developers Agreement

FINANCE REPORT:

ADJOURNMENT:

On entertainment of the Mayor, Councilmen Leonard 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 8:00 P.M.

Katherine J. Falone, RMC, CMC
Municipal Clerk