

Regular Meeting
March 10, 2014

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, March 10, 2014, 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, 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:

February 10, 2014 and Special Emergency Meeting March 2, 2014.

On entertainment of the Mayor, Councilmen Willse and Pasquariello moved a motion to approve the February 10, 2014 Minutes.

On roll call, all voted yes, except Councilman Cortellessa who abstained and the Mayor declared the motion carried.

On entertainment of the Mayor, Councilmen Pettet and Cortellessa moved a motion to approve the March 2, 2014 Minutes with the correction of the spelling of the name on page 2.

On roll call, all voted yes, except Councilman Willse who abstained and the Mayor declared the motion carried.

ORDINANCES:

Public Hearing of Ord. #3-0-14:

Re: Amend Chapter 91, "Sewers" to amend the Connection Fee

On entertainment of the Mayor, Councilmen Pasquariello and Willse moved that Ordinance #3-0-14 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 AMENDING THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 91, "SEWERS" TO AMEND THE SCHEDULE OF RATES FOR THE CONNECTION FEE.

Regular Meeting
March 10, 2014

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 Willse and Balunis moved that,

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 91, "SEWERS" TO AMEND THE SCHEDULE OF RATES FOR THE CONNECTION FEE 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. #4-0-14:
Re: Amend 2014 Salary Ordinance

On entertainment of the Mayor, Councilmen Leonard and Willse moved that Ordinance #4-0-14 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 SALARY ORDINANCE OF THE BOROUGH OF WANAQUE FOR THE YEAR 2014.

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 SALARY ORDINANCE OF THE BOROUGH OF WANAQUE FOR THE YEAR 2014 pass final reading, and that said Ordinance be adopted as an Ordinance of the Borough of Wanaque; and

Regular Meeting
March 10, 2014

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. #5-0-14:

Re: Amend Re-Development Plan – Block 435, Lots 5 and 5.01

On entertainment of the Mayor, Councilmen Pasquariello and Willse moved that Ordinance #5-0-14 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 AMENDING THE REDEVELOPMENT PLAN ESTABLISHED IN ORDINANCE NUMBER 5-0-09 (PROVIDING FOR AN INDUSTRIAL MIXED USE ZONE (IMU)) AND CREATING THE FOURTH AVENUE RESIDENTIAL OVERLAY ZONE (FAR) CONSISTENT WITH THE BOUNDARIES OF THE IMU ZONE AND CONSISTENT WITH THE FOURTH AVENUE RESIDENTIAL REDEVELOPMENT PLAN, SO AS TO INCLUDE THE PROPERTIES LOCATED AT BLOCK 435 (LOT 5) AND BLOCK 435 (LOT 5.01) WITHIN THE FAR AS AN OVERLAY ZONE TO THE EXISTING IMU ZONE HERETOFOR ESTABLISHED BY ORDINANCE NUMBER 5-0-09; AND, FURTHER AMENDING THE ZONING MAP OF THE BOROUGH OF WANAQUE TO INCLUDE THE FAR OVERLAY ZONE. CHAPTER 114-14.12 OF THE CODE OF THE BOROUGH OF WANAQUE ENTITLED 'MRA ZONE' IS HEREBY AMENDED TO INCLUDE THE FAR OVERLAY ZONE AND ZONING DISTRICT.

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,

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE AMENDING THE REDEVELOPMENT PLAN ESTABLISHED IN ORDINANCE NUMBER 5-0-09 (PROVIDING FOR AN INDUSTRIAL MIXED USE ZONE (IMU)) AND CREATING THE FOURTH AVENUE RESIDENTIAL OVERLAY ZONE (FAR) CONSISTENT WITH THE BOUNDARIES OF THE IMU ZONE AND CONSISTENT WITH THE FOURTH AVENUE RESIDENTIAL REDEVELOPMENT PLAN, SO AS TO INCLUDE THE PROPERTIES LOCATED AT BLOCK 435 (LOT 5) AND BLOCK 435 (LOT 5.01) WITHIN THE FAR AS AN OVERLAY ZONE TO THE EXISTING

Regular Meeting
March 10, 2014

IMU ZONE HERETOFOR ESTABLISHED BY ORDINANCE NUMBER 5-0-09; AND, FURTHER AMENDING THE ZONING MAP OF THE BOROUGH OF WANAQUE TO INCLUDE THE FAR OVERLAY ZONE. CHAPTER 114-14.12 OF THE CODE OF THE BOROUGH OF WANAQUE ENTITLED 'MRA ZONE' IS HEREBY AMENDED TO INCLUDE THE FAR OVERLAY ZONE AND ZONING DISTRICT 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. #6-0-14:
Re: CAP Index Rate

On entertainment of the Mayor, Councilmen Pettet and Pasquariello moved that Ordinance #6-0-14 be taken from the table and read by the Clerk, by title only, for consideration of first reading.

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

The Clerk took from the table and read by title only as follows: CALENDAR YEAR 2014 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14).

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

CALENDAR YEAR 2014 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) 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 7th day of April 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, except Councilman Cortellessa who voted no and the Mayor declared the motion carried.

INTRODUCTION OF THE 2014 CURRENT AND WATER UTILITY BUDGETS -
Resolution #64-0-14 and Resolution #65-0-14 – Deferred School Taxes and other
Budgetary Resolutions:

The Borough Administrator gave a presentation on the budget.

Regular Meeting
March 10, 2014

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

Municipal Budget of the Borough of Wanaque, County of Passaic for the Fiscal Year 2014. It is hereby certified that the Budget and Capital Budget annexed hereto and hereby made a part hereof is a true copy of the Budget and Capital Budget approved by resolution of the Governing Body on the 10th day of March, 2014 and that public advertisement will be made in accordance with the provisions of N.J.S. 40A:4-6 and N.J.A.C. 5:30-4.4(d). Certified by me, this 10th day of March, 2014, Katherine J. Falone, Clerk. It is hereby certified that the approved Budget annexed hereto and hereby made a part is an exact copy of the original on file with the Clerk of the Governing Body, that all additions are correct, all statements contained herein are in proof and the total of anticipated revenues equals the total of appropriations. Certified by me, this 10th day of March, 2014, Charles J. Ferraioli, Jr., Registered Municipal Accountant, Certified by me, this 10th day of March, 2014, Mary Ann Brindisi, Chief Financial Officer.

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

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

Municipal Budget of the Borough of Wanaque, County of Passaic for the Fiscal Year 2014:

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2014;

BE IT FURTHER RESOLVED, that said Budget be published by summary only in the Suburban Trends in the issue of March 16, 2014;

The Governing Body of the Borough of Wanaque does hereby approve the following as the Budget for the year 2014:

| | | |
|----------------|--------------------------|-----------------|
| RECORDED VOTE: | Ayes: Councilman Balunis | Nays: None |
| | Councilman Cortellessa | |
| | Councilman Leonard | Abstained: None |
| | Councilman Pasquariello | |
| | Councilman Pettet | Absent: None |
| | Councilman Willse | |

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Borough of Wanaque, County of Passaic, on March 10, 2014.

A Hearing on the Budget and Tax Resolution will be held at the Municipal Building, on April 7, 2014 at 8:00 P.M. at which time and place objections to said Budget and Tax Resolution for the year 2014 may be presented by taxpayers or other interested persons.

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

Resolution #65-0-14:
Re: Deferred School Taxes

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.

Grace Maiello, 26 Rhinesmith Avenue, Wanaque said is there a new owner of the Haskell Town Center.

The Mayor said yes.

Grace Maiello said does the Pilot program go to him also and when did it start.

The Borough Administrator said yes in 2007 and the payments are based on the property services.

Grace Maiello said the new development will they pay the new sewer connection fee.

The Borough Administrator said yes.

Grace Maiello said and will RSK Development also pay the new fee.

The Borough Administrator said yes.

Grace Maiello said thank you.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Resolution #60-0-14:

Re: Redemption of Tax Sale Certificate #12-00023 for Block 461, Lot 4 in the amount of \$2,654.92 for the Certificate and \$2,700.00 for the premium

WHEREAS, a Tax Sale was held for 2012 delinquent Municipal charges on October 09, 2013, and

WHEREAS, Clemente Enterprises LLC was the successful bidder for Block 461 Lot 4 for which Tax Sale Certificate #12-00023 was assigned, and

WHEREAS, PHH Mortgage has redeemed said certificate of which funds have been deposited into the Current Account;

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder \$2,654.92 for the certificate and \$2,700.00 for the premium as per the certification of the Tax Collector.

Resolution #61-0-14:

Re: Refund of overpayment for Block 432, Lot 38 for the 1st Quarter of 2014 in the amount of \$29,779.65

WHEREAS, there exists an overpayment for Block 432 Lot 38 for the 1st quarter of 2014. This parcel was the "mother lot" for Greentree Development and now has an assessed value of 0 for the year 2014, Corelogic, in error, paid the 1st quarter;

WHEREAS, Corelogic has requested their money refunded;

NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall refund the payment made in the amount of \$29,779.65.

Regular Meeting
March 10, 2014

Resolution #62-0-14:

Re: Credit for a Water over billing at 34 Rockridge Road due to a software error

WHEREAS, there exists a water over billing on the account for Mr. & Mrs. Bisnar at 34 Rockridge Road due a software error;

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

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

Resolution #63-0-14:

Re: Budgetary Transfers

None.

Payment to State of New Jersey, Division of Pensions and Benefits:

Re: Annual Employer Appropriation – PFRS in the amount of \$627,260.00

Payment to State of New Jersey, Division of Pensions and Benefits:

Re: Annual Employer Appropriation – PERS in the amount of \$257,177.00

Two (2) Membership Applications from the Fire Department:

Re: 1) Kyle Lindenthaler and Raymond Cifelli – Company #2 effective immediately

Resolution #66-0-14:

Re: Amend 2014 Salary Resolution

BE IT RESOLVED that the 2014 Salary resolution be amended to reflect the following, retroactive to January 1, 2014:

Brian Townsend – Tax Assessor

\$31,000

Application for Raffle License:

Re: Wanaque First Aid Squad Auxiliary – RA:866

Application for Taxicab License:

Re: Thomas Struck, 11 Park Avenue, Haskell

Held.

Resolution #68-0-14:

Re: Change Order #4 – UniMak LLC – Borough Hall Construction in the amount of \$15,373 – De-Watering

BE IT RESOLVED that change order #4 in the amount of \$15,373 for the Borough Hall construction payable to UniMak LLC be and is hereby approved.

Regular Meeting
March 10, 2014

Resolution #69-0-14:

Re: Approve progress payment #8 – UniMak LLC – Borough Hall Construction in the amount of \$32,707.50

BE IT RESOLVED that progress payment #8 in the amount of \$32,707.50 for the Borough Hall construction payable to UniMak LLC be and is hereby approved.

On entertainment of the Mayor, Councilmen Pasquariello 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 February 2014 -
2. Police Department Report for February 2014 -
3. Tax Collector's Report for February 2014 -
4. Municipal Court Report for February 2014 -

On entertainment of the Mayor, Councilmen Pasquariello 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.

RESOLUTIONS:

Resolution #67-0-14:

Re: Appoint Herb Bachmann as Laborer - DPW

BE IT RESOLVED that Herb Bachmann be and is hereby appointed as a Laborer, Department of Public Works, effective March 10, 2014, at an annual salary of \$35,000.

FINANCE REPORT:

Regular Meeting
March 10, 2014

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 2013 | \$ 10,330.17 |
| Water Operating 2013 | \$ 6,401.28 |
| Current Operating 2014 | \$156,545.24 |
| Water Operating 2014 | \$ 33,965.80 |
| Sewer Operating 2014 | \$ 2,795.67 |
| General Capital | \$ 48,389.25 |
| Escrow | \$11,157.94 |
| Animal Trust | \$ 237.60 |
| Recreation Trust | \$ 5,414.59 |
| Housing Trust | \$ 1,044.70 |
| Voucher Total: | \$ 276,282.24 |

Payroll:

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

| | | |
|-----------------------|----------|---------------------|
| PR #4 | 02/21/14 | \$219,059.40 |
| PR #5 | 03/07/14 | \$201,834.31 |
| Payroll Total: | | \$420,893.71 |
| Grand Total: | | \$697,175.95 |

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

APPROVED: March 10, 2014

Daniel Mahler
Mayor

ADJOURNMENT:

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

On roll call, all voted yes, and the Mayor declared the motion carried; meeting adjourned at 9:05 P.M.

Regular Meeting
March 10, 2014

Katherine J. Falone, RMC, CMC
Municipal Clerk