

Regular Meeting
October 19, 2015

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, October 19, 2015, at 8:30 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:

September 21, 2015.

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

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

ORDINANCES:

Introduction of Ord. #14-0-15:

Re: Accept the donation of real property to the Borough of Wanaque – 14 Hillside Road

On entertainment of the Mayor, Councilmen Pettet and Willse moved that Ordinance #14-0-15 be taken from the table and read by the Clerk, by title only, for consideration of first reading.

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

The Clerk took from the table and read by title only as follows: AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A GIFT OR REAL ESTATE IDENTIFIED ON THE BOROUGH OF WANAQUE TAX MAP AS BLOCK 105 LOT 14 AND COMMONLY KNOWN AS 14 HILLSIDE ROAD, WANAQUE, NEW JERSEY AN ORDINANCE GRANTING AN EASEMENT OVER A PORTION OF WANAQUE BOROUGH PROPERTY IDENTIFIED AS BLOCK 448 LOT 8 ON THE WANAQUE TAX BOROUGH TAX MAP.

Councilman Leonard said there are no environmental issues.

The Borough Administration said it is a steep slope property. We will have the Building Department look at it. There was someone who tries to building something and they couldn't. It will continue to be vacant property.

Councilman Cortellessa said we should put restrictions on the property.

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The Borough Attorney said they did their due diligence and there was not house or anything there.

The Borough Administrator said I will double check the property record cards from the 1940's.

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

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A GIFT OR REAL ESTATE IDENTIFIED ON THE BOROUGH OF WANAQUE TAX MAP AS BLOCK 105 LOT 14 AND COMMONLY KNOWN AS 14 HILLSIDE ROAD, WANAQUE, NEW JERSEY AN ORDINANCE GRANTING AN EASEMENT OVER A PORTION OF WANAQUE BOROUGH PROPERTY IDENTIFIED AS BLOCK 448 LOT 8 ON THE WANAQUE TAX BOROUGH TAX MAP pass first reading, and that said Ordinance be further considered for final passage and adoption at a regular meeting of the Borough Council to be held on the 9th day of November 2015, at the Municipal Building in the Borough of Wanaque at 8:00 PM., 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.

The Mayor said I would like to thank the historical committee for a job well done with the pictures in the building.

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.

No one came forward.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Resolution #156-0-15:

Re: Refund of Tax Sale Certificate #13-00008 for Block 269, Lot 8 in the amount of \$16,705.03

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

WHEREAS, KCC Promised Lands, LLC, was the successful bidder for Block 269 Lot 8, 30 Wolfe Drive for which certificate 13-00008 was assigned; and

WHEREAS, Ocwen Loan Servicing, the mortgage company, redeemed the certificate of which funds have been deposited into the Current Account;

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NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder \$16,705.03 for the tax sale certificates and \$14,000.00 for the premium per the certification of the Tax Collector.

Application for Raffle License:

Re: Saint Francis of Assisi – RA:915

Resolution #157-0-15:

Re: Payment #27 to UniMake LLC for Municipal Building - \$98,147.00

BE IT RESOLVED that progress payment #27 in the amount of \$98,147.00 for the construction of the new Borough Hall payable to UniMak LLC be and is hereby approved.

Resolution #158-0-15:

Re: Halloween Curfew

WHEREAS, the Borough of Wanaque has determined that a Halloween curfew would be in the best interest of the citizens of Wanaque; and

WHEREAS, said curfew would limit the potential damage to persons and property;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Wanaque as follows:

- 1) There will be a curfew on Friday, October 30th and on Saturday, October 31st at 9:00 P.M. for all children under the age of eighteen.
- 2) That the fire whistle be sounded at 9:00 P.M. on October 30th and on October 31st to make the children aware that the curfew is in effect.

Letter from Fire Chief:

Re: Membership Application – Michael Mauro effective immediately

Payment to County of Passaic:

Re: 4th Quarter Taxes for the Year 2015 in the amount of \$2,459,657.14

Payment to County of Passaic:

Re: Open Space Taxes for the 4th Quarter Year 2015 in the amount of \$30,623.05

Payment to County of Passaic:

Re: Added Assessment Taxes and Open Space Taxes in the amount of \$9,058.02

Resolution #159-0-15:

Re: Award State Contract – Stateline Fire and Safety - \$119,952.60 Turn Out Gear
(Paid for with Federal Grant)

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BE IT RESOLVED that a contract be awarded to State Line Fire and Safety Inc., 50 Park Avenue, Park Ridge, NJ for firefighter turnout jackets, turnout pants and bunker boots, as per the quote dated 9/4/15 in the amount of \$119,952.60 under the following NJ State Contracts: Globe #80945, Black Diamond #80957, Stansfields #80954 and Cairns/MSA #80953; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget account.

Resolution #160-0-15:

Re: Award Co-Op Pricing Contract – 2014 Police Interceptor SUV - \$34,396.50

BE IT RESOLVED that a contract be awarded to Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ 07960 for the purchase of one 2014 Police Interceptor SUV under Morris County Cooperative Pricing Contact #15A, Item #3 in the amount of \$34,396.50; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget account 5-CU-01-125-263.

Resolution #161-0-15:

Re: Approve Current Estimate #1 - \$246,672.86 and Change Order #1 - \$11,472.00 to John Garcia Construction Company for Fifth Avenue Water Main

BE IT RESOLVED that change order #1 in the amount of \$11,472.00 and current estimate #1 in the amount of \$246,672.86 for the Fifth Avenue road reconstruction project payable to John Garcia Construction Company be and is hereby approved.

Resolution #164-0-15:

Re: Approve Detective Stipend – Edward Schroeder

BE IT RESOLVED that upon the recommendation of Police Chief Thomas Norton that Edward Shroeder is appointed as a Police Detective effective October 19, 2015 at an annual salary of \$117,577.

Letter from James Nyhuis:

Re: Refund of deposit for Street Opening Permit #2191 for 49 Furnace Avenue in the amount of \$697.50

Letter from Fire Chief:

Re: Membership Application – Shane Riegler effective immediately

On entertainment of the Mayor, Councilmen Cortellessa and Leonard 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 September 2015 -

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2. Police Department Report for September 2015 -
3. Tax Collector's Report for September 2015 -
4. Municipal Court Report for September 2015 -

On entertainment of the Mayor, Councilmen Leonard and Willse 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:

Best Practice Checklist:

Closed Session:

Re: Litigation/Negotiation/Personnel

Held to the end of the meeting.

UNFINISHED BUSINESS: None.

RESOLUTIONS:

Resolution #162-0-15:

Re: Requesting the Governor and State Legislators to implement a study on abolishing County Government

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

WHEREAS, the cost of County Government continues to grow at an alarming pace, when Borough of Wanaque residents now pay more in Passaic County taxes than they do in the Municipal levy; and

WHEREAS, Borough of Wanaque residents were subjected to a five percent (5%) Passaic County tax increase in 2015 while municipal taxes did not increase; and

WHEREAS, many services performed by the County are duplicative of municipal or State services; and

WHEREAS, other States have abolished or curtailed the role of County Government.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF WANAQUE that the Governor Christopher Christie and the members of the New Jersey State Legislature are urged it implement a Study Commission to look at the abolition of County Government in the State of New Jersey, specifically looking at the actions of the State of Connecticut and the State of Massachusetts in taking such action; and

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BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Governor Christopher Christie, Senate President Steven Sweeney, Assembly Speaker Vincent Prieto, State Senator Gerald Cardinale, Assemblywoman Holly Shipisi and Assemblyman Robert Auth.

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

Resolution #163-0-15:

Re: Award Bid – Jenkins Avenue Water Main – Pacific Construction - \$286,785.53

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

WHEREAS, the Borough of Wanaque advertised for and received bids for the Jenkins Avenue, Storms Place and Locust Street Water Main Replacement from the following bidders:

Pacific Construction	\$286,785.53
Haskell Paving	\$289,434.97
John Garcia Construction	\$304,813.00
MSP Construction	\$331,370.00
DR Mullen	\$341,275.50

and:

WHEREAS, the Borough Engineer and Borough Administrator have reviewed the bid of Pacific Construction and finds the bid to be responsive and responsible and meets the requirements of NJSA 40A:11-1 et. seq. "Local Public Contracts Law."

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Clerk are authorized to execute a contract with Pacific Construction, 531 Route 22 East, PMB 240, Whitehouse Station, NJ 08889 in the amount of \$286,783.53; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget account Y-WC-04-126-201.

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	\$ 469,445.20
Water Operating 2015	\$ 29,964.15

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Sewer Operating 2015	\$ 5,348.85
General Capital	\$ 433,948.78
Escrow	\$ 18,285.69
Water Capital	\$ 261,488.00
Animal Trust	\$ 22.20
Recreation Trust	\$ 2,166.19
Housing Trust	\$ 2,446.24
Recycling Trust	\$ 6,790.97
Voucher Total:	\$1,229,906.27

Payroll:

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

PR #20	10/02/2015	\$ 216,912.31
PR #21	10/16/2015	\$ 210,396.51
Payroll Total:		\$ 427,308.82
Grand Total:		\$1,657,215.09

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

APPROVED: October 19, 2015

Daniel Mahler
Mayor

NEW BUSINESS:

Closed Session:

Re: Litigation/Negotiation/Personnel

On entertainment of the Mayor, Councilmen Balunis and Leonard 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

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) Personnel and Negotiations.

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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 Pettet moved a motion to reconvene at 9:00 P.M.

On roll call, all were present.

ADJOURNMENT:

On entertainment of the Mayor, Councilmen Willse 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 9:00 P.M.

Katherine J. Falone, RMC, CMC
Municipal Clerk