

Regular Meeting  
January 13, 2014

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, January 13, 2014, at 8:20 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, Pettet and Willse. Councilman Pasquariello was absent. 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:

December 13, 2013 and Re-Organization January 6, 2014.

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

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

ORDINANCES:

Introduction of Ord. #1-0-14:

Re: Amend Salary Ordinance

On entertainment of the Mayor, Councilmen Leonard and Willse moved that Ordinance #1-0-14 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 SALARY ORDINANCE OF THE BOROUGH OF WANAQUE FOR THE YEAR 2014.

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

AN ORDINANCE TO AMEND THE SALARY ORDINANCE OF THE BOROUGH OF WANAQUE FOR THE YEAR 2014 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 10th day of February 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.

Introduction of Ord. #2-0-14:

Re: Approve participation in PCIA Energy Aggregation Program

On entertainment of the Mayor, Councilmen Cortellessa and Balunis moved that Ordinance #2-0-14 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 Councilmen Leonard and Willse 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 ESTABLISHING AN ENERGY AND NATURAL GAS AGGREGATION PROGRAM.

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

AN ORDINANCE ESTABLISHING AN ENERGY AND NATURAL GAS AGGREGATION PROGRAM 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 10th day of February 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 Councilmen Leonard and Willse who voted no and the Mayor declared the motion carried.

Councilman Cortellessa said this is a good thing.

The Mayor said I would still like to see a written contract before the next meeting.

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.

John Maiello, 26 Rhinesmith Avenue, Wanaque said the Tilcon situation with the trucks coming out onto Union Avenue and with the development in Bloomingdale the traffic would be worse and if a traffic light is put in there it would not be good. Is there any other way to get to 287 for the trucks.

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The Mayor said it is a Federal highway and we don't have any control over it. They will do a traffic study and check it out.

John Maiello said my niece lives by the quarry and they sweep up all the dust and I think it is a bad idea. If they put a traffic light there it will be a disaster like Ringwood Avenue.

Grace Maiello, 26 Rhinesmith Avenue, Wanaque said the voting in the schools is a security issue and it was brought up at the Board of Education meeting also.

The Mayor said we are looking into it.

Grace Maiello said the wireless in the schools is all linked together to the County, Police and Schools for security and there is a grant and the security issues are federally funded.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Resolution #25-0-14:

Re: Redemption of Tax Sale Certificate #11-00008 for Block 402, Lot 94 and authorizing cancellation of the Certificate

**WHEREAS**, a Tax Sale was held for 2011 delinquent Municipal charges on October 10, 2012, and

**WHEREAS**, the Borough of Wanaque was the successful bidder for Block 402 Lot 94 for which Tax Sale Certificate #11-00008 was assigned, and

**WHEREAS**, Gary A. Struble, Power of Attorney for Joyce E. Struble has redeemed said certificate of which funds have been deposited into the Current Account.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and the Municipal Clerk shall sign the certificate indicating cancellation as per the certification of the Tax Collector.

Resolution #26-0-14:

Re: Redemption of Tax Sale Certificate #12-00013 for Block 302, Lot 16 in the amount of \$4,511.12 for the Certificate and \$22,000.00 for the Premium

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

**WHEREAS**, US Bank Cust for Pro Cap III was the successful bidder for Block 302 Lot 16 for which Tax Sale Certificate #12-00013 was assigned, and

**WHEREAS**, John Nadratowski, the property owner, has redeemed said certificate of which funds have been deposited into the Current Account.

**NOW, THEREFORE, BE IT RESOLVED** that treasurer shall refund the lienholder \$4,511.12 for the certificate and \$22,000.00 for the premium Tax Collector.

Resolution #27-0-14:

Re: Redemption of Tax Sale Certificate #12-00016 for Block 401, Lot 9 and authorizing Cancellation of the Certificate

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

**WHEREAS**, The Borough of Wanaque was the successful bidder for Block 401 Lot 9 for which Tax Sale Certificate #12-00016 was assigned, and

**WHEREAS**, John Nadratowski, the property owner, has redeemed said certificate of which funds have been deposited into the Current Account.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Clerk and the Mayor shall sign the certificate, authorizing cancellation as per the certification of the Tax Collector.

Resolution #28-0-14:

Re: Credit of overbilling on Block 231, Lot 2 for the 4<sup>th</sup> Quarter of 2013 in the amount of \$4,012.34 due to an added assessment billing

**WHEREAS**, there an overbilling on Block 231 Lot 2 for the 4<sup>th</sup> quarter of 2013 in the amount of \$4,012.34 due to an added assessment billing;

**WHEREAS**, the Tax Assessor put through a County Board Judgment removing the added assessment;

**NOW, THEREFORE, BE IT RESOLVED** that the Tax Collector shall credit this account accordingly for the year 2013, as per the County Board Judgment.

Resolution #29-0-14:

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 2013 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>	
		<b>CURRENT</b>	
3-CU-01-099-126	\$10,300.00	3-CU-01-105-212	\$ 2,600.00
Dispatcher S&W		Data Processing	
		3-CU-01-132-247	\$ 3,000.00
		DPW O.E.	
		3-CU-01-128-291	\$ 1,200.00
		WFAS	
		3-CU-01-117-203	\$ 1,500.00
		Public Buidlings OE	
		3-CU-01-111-276	\$ 2,000.00
		Legal Fees	

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### WATER OPERATING

3-WP-02-050-101	\$ 1,500.00	3-WP-02-200-225	\$ 1,500.00
S&W		Misc	

Three (3) Applications for Raffle Licenses:

Re: 1) Lakeland Regional High School Band Association – RA:862 and RA:863 and 2) Saint Francis of Assisi Home School Association – RA:864

Application for Amusement Machine License:

Re: Joseph Agostino – Flip’s Bar, 18 Railroad Avenue, Wanaque

Payment to County of Passaic re:

Re: 2012/2013 Added/Omitted Assessment and Open Space in the amount of \$17,616.99

Letter from John Capparelli, 21 Pawnee Avenue, Oakland:

Re: Refund of deposit for Seasonal Merchandise Permit #2139 in the amount of \$300.00

Letter from the Fire Chief:

Re: Remove from the rolls of Company #2 – David Giordano and add to the rolls of Company #3 Sean Sweeney effective immediately

Resolution #30-0-14:

Re: Approve Civil Service Certification – Robert Kronyak – Police Captain

BE IT RESOLVED that the Borough Administrator is authorized to approve for appointment Robert C. Kronyak Jr as a Police Captain, in accordance with the NJ Civil Service Commission certification PL131436, effective immediately.

Resolution #31-0-14:

Re: 2014 Community Development Block Grant Application

BE IT RESOLVED that the Borough Council hereby authorizes an application to the Passaic County Community Development Program for the replacement of water mains and services on Jefferson Street, Monroe Street, Jackson Street (from Whistler Place to Milton Place) and Dickens Place, 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 #32-0-14:

Re: Approve Bond Reduction – Parkside at Wanaque

BE IT RESOLVED that, upon the recommendation of Michael Cristaldi, Borough Engineer, by letter dated January 6, 2014, that the performance bond for the Parkside at Wanaque project be reduced from \$1,679,802.00 to \$389,807.40 be and is hereby approved.

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Resolution #33-0-14:

Re: Transfer of 2007 Ford Crown Victoria to Wanaque Valley Regional Sewerage Authority

WHEREAS, the Wanaque Valley Regional Sewerage Authority is in need of a vehicle, and the Borough of Wanaque possess a 2007 Ford Crown Victoria which is no longer needed for public use; and

WHEREAS, NJSA 40A:11-1 et. seq. "Local Public Contracts Law" allows for the transfer of property from one governmental agency to another without public bid.

NOW, THEREFORE, BE IT RESOLVED that the Borough Administrator is authorized and directed to execute a title transfer for a 2007 Ford Crown Victoria to the Wanaque Valley Regional Sewerage Authority.

Resolution #34-0-14:

Re: Authorize update of Redevelopment Plan – US Aluminum

WHEREAS, the Borough of Wanaque has declared the property at Block 435, Lots 5 and 5.01 as an area in need of redevelopment; and

WHEREAS, the Borough Council wishes to reexamine and update to redevelopment report for these properties.

NOW, THEREFORE, BE IT RESOLVED that Benecke Economics be and is hereby authorized and directed to conduct a reexamination of Block 435, Lots 5 and 5.01 and issue a report, in accordance with the proposal dated January 14, 2014; and

BE IT FURTHER RESOLVED that approval of this agreement is contingent upon funds being deposited into an escrow account by Greentree Development LLC., the designated redeveloper of these properties.

On entertainment of the Mayor, Councilmen Balunis 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 December 2013 -
2. Police Department Report for December 2013 -
3. Tax Collector's Report for December 2013 -
4. Municipal Court Report for December 2013 -

On entertainment of the Mayor, Councilmen Cortellessa 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.

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NEW BUSINESS:

Closed Session:

Re: Litigation/Negotiation/Personnel

None.

UNFINISHED BUSINESS: None.

RESOLUTIONS:

Resolution #35-0-14:

Re: Interlocal Agreement – Borough of Riverdale – Construction Code Services

**RESOLUTION OF BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC,  
AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE BOROUGH  
OF RIVERDALE, IN THE COUNTY OF MORRIS, FOR THE PROVISION OF  
UNIFORM CONSTRUCTION CODE SERVICES TO THE BOROUGH OF  
RIVERDALE**

WHEREAS, the Borough of Riverdale, has been in discussions to share various services so as to mutually and respectively reduce the cost of providing such municipal services between the Borough and a providing or receiving municipality; and

WHEREAS, the Borough needs a licensed Construction Code Official, Electric Sub-Code Official, Plumbing Sub-Code Official, and Fire Sub-code Official; and

WHEREAS, the Mayor and Council of the Borough of Wanaque finds that it is the public interest to enter a shared service Agreement, pursuant to the provisions of N.J.S.A. 40A:65-1 et seq., the Uniformed Shared Services and Consolidation Act, to enter such an Agreement for Construction Code Services, to be provided by Wanaque.

NOW, THEREFORE BE IT RESOLVED BY the Borough Council of the Borough of Wanaque that the Mayor and Borough Clerk are hereby authorized to execute an Agreement with the Borough of Riverdale to provide Uniform Construction Code Services to the Borough of Riverdale at an annual fee of \$40,000 and as outlined in the agreement.

Resolution #36-0-14:

Re: Approve Amended Interlocal Services Agreement – Township of Lyndhurst Qualified Purchasing Agent Services

BE IT RESOLVED that the Mayor and Borough Clerk be and are hereby authorized and directed to execute an amended interlocal services agreement with the Township of Lyndhurst for additional services beginning January 1, 2014 at an additional fee of \$7920 per year.

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Resolution #37-0-14:

Re: Signature Resolution – Municipal Court

BE IT RESOLVED that the Municipal Court Administrator is hereby authorized to sign all checks and issue payments for the Wanaque Municipal Court;

BE IT FURTHER RESOLVED that the Chief Financial Officer be authorized to sign in the absence of the Municipal Court Administrator.

Resolution #38-0-14:

Re: Appoint Linda Westervelt – Keyboarding Clerk – Police Department

BE IT RESOLVED that Linda Westervelt, 20 Oak Street, Haskell NJ be and is hereby appointed as a Keyboarding Clerk in the Police Department, effective January 20, 2014, for a maximum of 25 hours per week at the rate of \$16 per hour.

Resolution #39-0-14:

Re: Approve Progress Payment #6 – Uni Mak LLC – Borough Hall Construction

BE IT RESOLVED that progress payment #6 in the amount of \$301,305.21 payable to UniMak LLC for the Borough Hall construction be and is hereby approved.

FINANCE REPORT:

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	\$46,342.52
Water Operating 2013	\$ 4,744.92
Sewer Operating 2013	\$ 247.58
General Capital	\$ 2,125.00
Escrow	\$ 4,447.05
Animal Trust	\$ 668.42
Recreation Trust	\$ 115.00
Recycling Trust	\$ 667.22
Housing Trust	\$ 171.50
<b>Voucher Total:</b>	<b>\$ 59,529.21</b>

**Payroll:**

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

PR #26	12/27/13	\$203,461.34
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**Payroll Total:** \$203,461.34  
**Grand Total:** \$ 262,990.55

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

APPROVED: January 13, 2014

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Daniel Mahler  
Mayor

ADJOURNMENT:

On entertainment of the Mayor, Councilmen Cortellessa 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 8:35 P.M.

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Katherine J. Falone, RMC, CMC  
Municipal Clerk