

Regular Meeting
January 8, 2018

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, January 8, 2018 at 8:40 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 November 15, 2017, and a notice thereof has been posted on November 15, 2017 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.

PRESENTATIONS:

Sports Awards Certificates – Soccer

The Mayor asked the coaches to come forward and the Sports Awards Certificates were presented to the teams.

MINUTES:

December 11, 2017

On entertainment of the Mayor, Councilmen Leonard and Willse moved a motion to approve the meeting of December 11, 2017.

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

Re-Organization Meeting January 2, 2018

On entertainment of the Mayor, Councilmen Willse and Cortellessa moved a motion to approve the meeting of January 2, 2018.

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

ORDINANCES:

Introduction of Ord. #1-0-18:

Re: Amend Chapter 91 "Sewers" to amend the fee for sewer connections

On entertainment of the Mayor, Councilmen Leonard and Willse moved that Ordinance #1-0-18 be taken from the table and read by the Clerk, by title only, for consideration of first reading.

Regular Meeting
January 8, 2018

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 91 SEWERS, TO AMEND THE FEE FOR SEWER CONNECTIONS.

Councilman Leonard said the fee usually goes up every year.

The Mayor said the calculation is done by the Auditor.

Councilman Leonard said it seems at this rate it could be \$20,000.00 and it really does prevent people from building a new unit and would hinder future development. Trying to balance a good ratable for the town.

Councilman Pettet there is an concern for residential development and it will differentiate for commercial.

The Mayor said we have to follow the format.

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

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 91 SEWERS, TO AMEND THE FEE FOR SEWER CONNECTIONS 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 12th day of February 2018, 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.

Introduction of Ord. #2-0-18:

Re: 2018 Salary Ordinance

On entertainment of the Mayor, Councilmen Pasquariello and Willse moved that Ordinance #2-0-18 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: AN ORDINANCE TO AMEND THE 2018 SALARY ORDINANCE

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

Regular Meeting
January 8, 2018

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE TO AMEND THE 2018 SALARY ORDINANCE 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 12th day of February 2018, 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, except Councilman Cortellessa who voted no and the Mayor declared the motion carried.

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.
No one came forward.
The Mayor closed the Public Discussion.

CONSENT AGENDA:

Resolution #40-0-18:

Re: Refund of Tax Sale Certificate #14-00012 for Block 248, Lot 1 in the amount of \$29,552.86 for the Tax Sale Certificate and \$28,500.00 for the Premium

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

WHEREAS, a Tax Sale was held for 2014 delinquent Municipal charges on September 16, 2015;

WHEREAS, CFT Services LLC for Phoenix, was the successful bidder for Block 248 Lot 1, 710 Ringwood Avenue for which certificate 14-00012 was assigned;

WHEREAS, Bayview Loan Servicing on behalf of the homeowner, has redeemed said certificate of which funds have been deposited into the Current Account;

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder \$29,552.86 for the tax sale certificate and \$28,500.00 for the premium as per the certification of the Tax Collector.

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

Resolution #41-0-18:

Re: Refund of Tax overbilling on Block 438, Lot 1.01 due to a Tax Court of New Jersey Judgment in the amount of \$28,567.12

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

Regular Meeting
January 8, 2018

WHEREAS, there exists tax overbilling on Block 438 Lot 1.01 due to a Tax Court of New Jersey Judgment;

WHEREAS, the credits total \$6,940.28 for 2015 and \$10,668.64 for 2016 and \$10,958.20 for 2017 the attorney for the owner has requested a full refund;

NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall issue a check in the amount of the \$28,567.12 to the attorney trust fund as per the certification of the Tax Collector.

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

Resolution #42-0-18:

Re: Credit of Tax overbilling on Block 313.02, Lot 2C002C in the amount of \$162.87 and on Block 313.01, Lot 1C0089 in the amount of \$233.75 due to an Assessors Appeal with the County of Passaic

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

WHEREAS, there exists tax overbilling on Block 313.02 Lot 2C002C and Block 313.01 Lot 1C0089 due to an Assessors Appeal with the County of Passaic;

WHEREAS, the credits total \$162.87 and \$233.75 respectively;

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector shall credit each account removing the overbilling.

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

Application for Bingo License:

Re: Wanaque School PTA – BA:206

Three (3) Applications for Raffle Licenses:

Re: 1) Wanaque School PTA – RA:979 and 2) Lakeland Regional High School Band Association – RA:980 and RA:981

Resolution #43-0-18:

Re: Appoint Part-Time Telecommunications Operator – Jenna Bednarovsky, 11 Daniel Street, Oak Ridge, New Jersey

BE IT RESOLVED that Jenna Bednarovsky, 11 Daniel Street, Oak Ridge, New Jersey be appointed as Public Safety Telecommunicator trainee, effective January 8, 2018 at an hourly rate of \$24.45.

Resolution #44-0-18:

Re: Authorize the Mayor to execute a Settlement Agreement for North Jersey District Water Supply for Tax Appeals 2013 through 2016

BE IT RESOLVED that the Mayor be and he is hereby authorized to execute the Settlement Agreement for the North Jersey District Water Supply for Tax Appeals 2013 through 2016.

Regular Meeting
January 8, 2018

Resolution #45-0-18:
Re: Budgetary Transfers

BE IT RESOLVED by the Mayor and Council of the Borough of Wanaque that the following inter-appropriation transfers affecting the year 2017 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:

CURRENT

7-CU-01-099-142	\$ 500.00	7-CU-01-120-276	\$ 500.00
CCO S&W		PLANNING BD	
7-CU-01-099-142	\$ 250.00	7-CU-01-104-231	\$ 250.00
CCO S&W		CLERK LEGAL AD	
7-CU-01-099-101	\$ 3,150.00	7-CU-01-146-205	\$ 3,150.00
ADMIN S&W		STREET LIGHTING	
7-CU-01-099-113	\$ 1,700.00	7-CU-01-132-247	\$ 1,700.00
PROSECUTOR		ROCK SALT	
7-CU-01-099-142	\$ 800.00	7-CU-01-132-247	\$ 800.00
CCO S&W		ROCK SALT	
TOTALS	\$ 6,400.00		\$ 6,400.00

Resolution #46-0-18:
Re: Change Order No. 1 – Decrease in the amount of \$12.74 for Wanaque Road Resurfacing
J.A. Alexander, Inc.

BE IT RESOLVED that Change Order No. 1 a decrease of \$12.74 for the Wanaque Road Resurfacing be and is hereby approved.

Resolution #47-0-18:
Re: Current Estimate No. 2 and Final for Wanaque Road Resurfacing and payment to J.A.
Alexander, Inc. in the amount of \$23, 350.72

BE IT RESOLVED that payment be made to J.A. Alexander, Inc. in the amount of \$23,350.72 for Current Estimate No. 2 and Final for the Wanaque Road Resurfacing be and is hereby approved.

Application for Tow Truck License:
Re: Roberto's Auto Body, 14 Haskell Avenue, Haskell

Application for Amusement Machine License:
Re: Joseph Agostino, 18 Railroad Avenue, Wanaque

Regular Meeting
January 8, 2018

Resolution #9-0-18:

Re: Enumerated Claims for Payment

WHEREAS, all claims for payment by the Borough are required to be first submitted to the Governing Body of the Borough of Wanaque, for consideration before payment is made; and

WHEREAS, due to the nature of certain claims and timing of the particular meetings involved, certain claims which are statutory and regular in nature should be paid when presented, other than for the next meeting of the Governing Body due to the nature of said bills;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Wanaque, as follows: 1. This Governing Body does hereby approve of the payment between meetings of the following enumerated claims for payment, and the same are presented to the Borough Treasurer of the Borough of Wanaque:

- A. The Standard Insurance Company
- B. New Jersey Intergovernmental Insurance Fund
- C. Wanaque Board of Education
- D. Lakeland Regional High School
- E. Wanaque Valley Regional Sewerage Authority
- F. New Jersey State Health Benefit Plan
- G. Horizon BCBS

Resolution #48-0-18:

Re: Application for Person to Person Liquor License Transfer – DMN Horizons, LLC to Celtic Knot, LLC – License #1613-33-001-005, 72 Haskell Avenue, Haskell

BE IT RESOLVED the Borough of Wanaque has received an application for a Person to Person Transfer of Liquor License #1613-33-001-005 issued to DMN Horizons, LLC, 72 Haskell Avenue, Haskell, New Jersey 07420 to be transferred to Celtic Knot, LLC, 72 Haskell Avenue, Haskell, New Jersey 07420; and

BE IT FURTHER RESOLVED that the application filed is in order and all fees have been paid and that the Mayor and Council of the Borough of Wanaque do hereby approve through this Resolution the Person to Person Transfer of Liquor License #1613-33-001-005 issued to DMN Horizons, LLC, 72 Haskell Avenue, Haskell New Jersey 07420 to the Celtic Knot, LLC, 72 Haskell Avenue, Haskell, New Jersey 07420.

Resolution #49-0-18:

Re: Professional Service – Borough Risk Insurance Broker – Polaris Galaxy Insurance, Inc.

WHEREAS, on November 21, 2017 the Borough of Wanaque announced through its official Municipal Website, [HTTP://www.wanaqueborough.com](http://www.wanaqueborough.com) that it was soliciting proposals for various professional services under the “Fair and Open” provisions of N.J.S.A. 19:44A-20.4 et seq; and

WHEREAS, proposals were received on December 19, 2017 by the Borough Administrator, who opened them and read them aloud; and

WHEREAS, upon review by the Borough Council it is agreed to make certain appointments under the “Fair and Open” provisions of the law;

Regular Meeting
January 8, 2018

NOW, THEREFORE, BE IT RESOLVED that the following professional appointments are made for the year 2018 in accordance with N.J.S.A.40A:11-5 et seq. and N.J.S.A. 19:44A-20.4 et seq.:

Borough Risk Insurance Broker: Polaris Galaxy Insurance, LLC
777 Terrace Ave, Suite 309
Hasbrouck Heights, NJ 07604

BE IT FURTHER RESOLVED that a copy of this Resolution shall be published in the Suburban Trends as required by Law.

Letter from Fire Chief:

Re: Membership Application – Ky-Jar Gass as a Junior Firefighter to Company #1 effective immediately

Resolution #50-0-18:

Re: Authorize the Mayor to execute the FY 2019 AWARE ASAP Grant

BE IT RESOLVED that the Mayor be and he is hereby authorized to execute the FY 2019 AWARE ASAP Grant.

Resolution #51-0-18:

Re: Authorize the Mayor and Borough Attorney to execute the Stipulation of Settlement and proposed Resolution for Tax Appeal – 544-548 Ringwood Avenue

RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL

Docket No.–008382-2017

Block: 229; Lot: 6

WHEREAS, AHMAD FAQIRYAN, the owner of premises known as Block 229, Lot 6 on the Borough of Wanaque Tax Map and commonly known as 544-548 Ringwood Avenue has filed a tax appeal in the Tax Court of New Jersey under Docket No. 00838-2017; and

WHEREAS, the Borough tax assessor, Brian Townsend, and the Borough’s Tax Appeal Expert, Scott Holzhauser, have negotiated a settlement of the pending Tax Court case; and

WHEREAS, it is in the best interest of the Borough of Wanaque to enter into a Stipulation of Settlement proposed in connection with the said appeal,

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF WANAQUE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AS FOLLOWS:

1. The Borough Attorney, Anthony Fiorello, Esq., is hereby authorized to enter into a Stipulation of Settlement adjusting real estate property taxes, in connection with Lot 6, Block 229, said premises being more commonly known as 544-548 Ringwood Avenue to provide that the proposed value of land be assessed at \$162,000, and the and in the proposed value of improvements at \$288,000, for a total value of the subject property to \$450,000.

Regular Meeting
January 8, 2018

2. The said settlement is determined to be in the best interests of the citizens of the Borough of Wanaque.

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

On roll call, all voted yes, except Councilman Balunis who abstained on 9.17 Resolution #50-0-18 and the Mayor declared the motion carried.

REGULAR REPORTS - PROFESSIONAL REPORTS:

1. Clerk's Receipts for December 2017 -
2. Police Department Report for December 2017-
3. Tax Collector's Report for December 2017 -
4. Municipal Court Report for December 2017 -

On entertainment of the Mayor, Councilmen Willse 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

Held prior to the meeting.

UNFINISHED BUSINESS:

Status Report - Lakeside Manor.

Reported on at the Work Meeting.

Appointment of Planning Board Member – Class IV for a four year term

The Mayor appointed John Crilly to the Planning Board.

RESOLUTIONS: None.

PUBLIC DISCUSSION: (Work Meeting)

FINANCE REPORT: Vouchers - Payrolls

Regular Meeting
January 8, 2018

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 2017	\$ 37,359.39
Water Operating 2017	\$ 6,258.67
Sewer Operating 2017	\$ 0.00
Escrow	\$ 8,594.28
Animal Trust	\$ 776.21
General Capital	\$ 3,127.87
Water Capital	\$ 14,135.00
Recreation Trust	\$ 13,032.00
Open Space Trust	\$ 4,802.28

Voucher Total: \$ 88,085.70

PAYROLL:

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

PR #25	12/15/2017	\$ 234,049.32
PR #26	12/30/2017	\$ 234,160.57
	Payroll Total:	\$ 468,209.89
	Grand Total:	\$ 556,295.59

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

Daniel Mahler
Mayor

ADJOURNMENT:

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

Katherine J. Falone, RMC, CMC
Municipal Clerk