

Regular Meeting
July 9, 2018

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, July 9, 2018 at 8:00 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. Councilman Pasquariello, Councilman Willse, the Interim Borough Administrator and Borough Engineer were absent. The Mayor declared a quorum. The Borough Attorney was 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.

ORDINANCES:

Introduction of Ordinance #5-0-18:

Re: Amending Chapter 94, Soil Removal of the Municipal Code of the Borough of Wanaque

On entertainment of the Mayor, Councilmen Leonard and Cortellessa moved that Ordinance #5-0-18 be taken from the table and read by the Clerk, by title only, for consideration of first reading.

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

The Clerk took from the table and read by title only as follows: AN ORDINANCE AMENDING CHAPTER 94, SOIL REMOVAL, OF THE MUNICIPAL CODE OF THE BOROUGH OF WANAQUE.

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

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE AMENDING CHAPTER 94, SOIL REMOVAL, OF THE MUNICIPAL CODE OF THE BOROUGH OF WANAQUE 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 13th day of August 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.

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MINUTES:

June 11, 2018

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

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

COMMITTEE REPORTS: (Work Meeting)

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.

Antonina Vogt, 8 Crescent Road, Wanaque said on Conklintown Road the bushes by Graham Place by the brook are too high and you can't see the cars coming. They should be trimmed and they are very high.

The Mayor said we will let the property maintenance know.

Sandy Lawson, 28 Haskell Avenue, Haskell said there are overgrown bushes still on Ringwood Avenue by Dunkin Donuts and I have mentioned it several times. Also by the Route 287 sign on Union Avenue there are overgrown bushes and you can't see the sign.

The Mayor said we will let them know.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Resolution #114-0-18:

Re: Authorizing Morris Co-Op for Tree Services

AUTHORIZING TREE KING, INC. TO PERFORM TREE REMOVAL, TRIMMING AND STUMP GRINDING SERVICES FOR THE BOROUGH OF WANAQUE THROUGH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL FOR THE PERIOD JANUARY 1, 2018 THROUGH DECEMBER 31, 2018

WHEREAS, the Borough is in need of tree trimming and removal services at various location within the municipality; and

WHEREAS, the Morris County Cooperative Pricing Council was established in 1974 and operates under the guidelines of N.J.S.A. 5:34-7.1; and

WHEREAS, the Borough of Wanaque is a member of the Morris County Cooperative Pricing Council; and

WHEREAS, The Morris County Cooperative Pricing Council award the 2018 "Tree Removal, Trimming and Stump Grinding" contract to Tree King, Inc. of Landing, NJ.

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NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Wanaque do hereby authorize Tree King, Inc. to undertake tree removal, trimming and stump grinding services as needed at the direction of the Borough Administrator and the Superintendent of Public Works and with the appropriate certification of funds by the Borough Certified Finance Officer.

Resolution #115-0-18:

Re: Authorizing the Issuance of Purchase Orders in Compliance with N.J.S.A. 19:44A-20 ET SEQ. (N.J. Pay to Play Law) for various services

RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PURCHASE ORDERS IN COMPLIANCE WITH N.J.S.A. 19:44A-20 ET SEQ. (N.J. PAY TO PLAY LAW) FOR VARIOUS SERVICES

WHEREAS, the Borough of Wanaque has a need to acquire various goods and services as non-fair and open contracts in compliance with N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Borough of Wanaque has provided a list of vendors that may exceed cumulative payments in the amount of \$17,500 for the Borough of Wanaque 2018; and

WHEREAS, the following vendor(s) have executed a certification that certifies that the business entity has not made a contribution that would bar them from receiving purchase orders in excess of \$17,500, and the business entity will report to the Election Law Enforcement Commission any contribution that would violate N.J.S.A. 19:44-20.4 et seq. (New Jersey Pay to Play Law) for Borough of Wanaque 2018.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Wanaque does hereby authorize the Borough of Wanaque Interim Business Administrator to issue purchase orders to the following vendor(s) for the various goods and services described below; and

<u>Vendor Name</u>	<u>Description of Services</u>
1. First Priority Emergency Vehicles	Repair of Fire Vehicles
2. K&J Accessories, Inc	Scoreboards

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution.

Resolution #116-0-18:

Re: Rescinding approval of 2018-2019 Liquor License Renewal for the Celtic Knot, LLC – t/a The Celtic Knot, LLC – 72 Haskell Avenue, Haskell and Adriana M. Falcon – Pocket License due to a Special Ruling required

BE IT RESOLVED that the 2018-2019 Liquor License renewals for The Celtic Knot, LLC, License #1613-33-001-007 and Adriana M. Falcon, License #1613-33-002-008 which were included on Resolution #104-0-18 and approved at the June 11, 2018 Mayor and Council meeting be rescinded until the Special Ruling for the 12.39 from the Director of the Division of Alcoholic Beverage Control is received for the license term 2018-2019.

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Resolution #117-0-18:

Re: 2017 Audit and Corrective Action Plan

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have an annual audit of its books, accounts and financial transactions; and

WHEREAS, The Annual Report of Audit for the year 2017 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A: 5-6, and a copy has been received by each member of the Governing Body; and

WHEREAS, Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, The Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall by Resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the Annual Audit entitled:

General Comments
Recommendations

and

WHEREAS, The members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the Governing Body; and

WHEREAS, Such Resolution of certification shall be adopted by Governing Body no later than forty-five days after receipt of the Annual Audit, as per the regulations of the Local Finance Board; and

WHEREAS, All members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, Failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local Governing Body who, after a date fixed for compliance fails or refuses to obey an order of the Director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than on thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, That the Governing Body of the Borough of Wanaque, hereby states that it has complied with the promulgation of the Local Finance board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Resolution #118-0-18:

Re: Authorization to connect to the Borough's Sanitary Sewer System

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AUTHORIZING THE CONNECTION TO THE BOROUGH OF WANAQUE'S SANITARY SEWER SYSTEM OF CERTAIN SPECIFIED RESIDENTS IN THE STEPHENS LAKE SECTION FOR THE ORIGINAL HOOKUP FEE

WHEREAS, approximately 20 years ago, pending the anticipated connection to the Wanaque sanitary sewer system of the main sewer lines of an adjacent developer, the Wanaque Borough Sewer Authority agreed, in principal, to freeze the sewer hookup fees for the existing homes in the Stephens Lake area at the then current rate of \$825 each; and

WHEREAS, several current and former Wanaque Borough Council members, along with residents in the area, recall that such an agreement was contemplated and was to be enacted by the Wanaque Borough Sewer Authority; and

WHEREAS, the Wanaque Borough Sewer Authority was subsequently abolished with its operations transferred to the Borough of Wanaque; and

WHEREAS, evidence of a written agreement by the Wanaque Borough Sewer Authority on this matter cannot be located; and

WHEREAS, there are currently twenty one (21) homes in the Stephens Lake section of the Borough of Wanaque which existed on January 1, 2000; and

WHEREAS, these twenty one (21) homes are located on Stephens Lake Road, Humbert Place, Linda Road and a portion of Linda Road which was subsequently renamed Mountain Lakes Drive; and

WHEREAS, the Mayor and Council of the Borough of Wanaque hereby memorialize the commitment made to the above referenced residents by formally authorizing connection to the Borough's sanitary sewer system at a hook up fee of \$825.;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wanaque that the twenty one (21) homes in the Stephens Lake section of the Borough of Wanaque referenced above shall continue to be afforded the ability to connect to the Borough's sanitary sewer system for a hookup fee of \$825 in accordance with the prior undocumented agreement also referenced above; and

BE IT FURTHER RESOLVED that the specified residents of Linda Road and the portion of Linda Road named Mountain Lakes Drive may elect to connect to the Borough's sanitary sewer system at the \$825 hookup fee at their discretion but in no case later than time provided below for the specified homes on Humbert Place and Stephens Lake Road; and

BE IT FURTHER RESOLVED that the residents on the specified homes on Humbert Place and Stephens Lake Road must connect to the Borough's sanitary sewer system within ninety (90) days of the completion and approval of the sewer main; and

BE IT FURTHER RESOLVED that copies of this Resolution be forwarded to the Wanaque Borough Tax Collector and Superintendent of Public Works.

Resolution #119-0-18:

Re: Appointment of Special Police Officer Class I – Michael Ciccone

BE IT RESOLVED that the following individual be and is hereby appointed as Class I Special Police Officer, contingent upon them meeting the requirements of the New Jersey Police Training Commission:

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Michael Anthony Ciccone
6 Romano Court
Butler, New Jersey 07405

Application for Soil Removal Permit:
Re: 580 Ringwood Avenue, Wanaque

On entertainment of the Mayor, Councilmen Leonard and Balunis 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:

On entertainment of the Mayor, Councilmen Leonard 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:

Status Report - Lakeside Manor

Reported on at the Work Meeting.

RESOLUTIONS: None.

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

2017 Current	\$ 25,342.24
Pre-Paid Current	\$ 10,855.40

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2018 Current	\$ 164,142.15
2017 Water Operating	\$ 16,915.85
Water Operating	\$ 75,037.87
Pre-Paid Water	\$ 440.30
Sewer Operating	\$ 5,074.53
Escrow	\$ 525.00
Pre-Paid General Capital	\$ 10,801.08
Water Capital	\$ 804.00
Recreation Trust	\$ 220.00
Animal Trust	\$ 40.80
Open Space	\$ 904.84
Unemployment	\$ 815.39
Other Trust	\$ 1,217.50
Voucher Total:	\$ 313,136.95

PAYROLL:

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

PR #12	06/15/2018	\$ 236,796.48
PR #13	06/29/2018	\$ 224,631.88
	Payroll Total:	\$ 461,428.36
	Grand Total:	\$ 774,565.31

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 8:07 P.M.

Katherine J. Falone, RMC, CMC
Municipal Clerk