

Regular Meeting
June 10, 2019

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, June 10, 2019 at 10:00 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, 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 4, 2019, and a notice thereof has been posted on January 8, 2019 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.

ADMINISTRATION OF OATHS OF OFFICE AND APPOINTMENTS:

Resolution #83-0-19:

Re: Authorizing the promotion of Keith Spillane to the position of Police Lieutenant

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

RESOLUTION AUTHORIZING THE PROMOTION OF KEITH SPILLANE TO THE POSITION OF POLICE LIEUTENANT FOR THE BOROUGH OF WANAQUE AT AN ANNUAL SALARY OF \$141,211 EFFECTIVE JUNE 10, 2019

BE IT RESOLVED that Sergeant Keith Spillane be and he is hereby appointed to the position of Police Lieutenant, effective immediately, at an annual salary of \$141,211 in accordance the Borough of Wanaque and Wanaque F.O.P #145 Superior Officers agreement.

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

Resolution #84-0-19:

Re: Authorizing the promotion of Mark Kershaw to the position of Police Lieutenant

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

RESOLUTION AUTHORIZING THE PROMOTION OF MARK KERSHAW TO THE POSITION OF POLICE LIEUTENANT FOR THE BOROUGH OF WANAQUE AT AN ANNUAL SALARY OF \$141,211 EFFECTIVE JUNE 10, 2019

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BE IT RESOLVED that Sergeant Mark Kershaw be and he is hereby appointed to the position of Police Lieutenant, effective immediately, at an annual salary of \$141,211 in accordance the Borough of Wanaque and Wanaque F.O.P #145 Superior Officers agreement.

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

PRESENTATION:

Sports Awards Certificates – Cheerleading

The Mayor asked the coaches to come forward and presented the Sports Award Certificates to the championship Cheerleading Team.

MINUTES:

May 13, 2019.

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

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

ORDINANCES:

Public Hearing of Ordinance #3-0-19:

Re: Amending Chapter 87 to authorize and regulate the sale of Mobile Ice Cream and Ice Cream Products Vendors

On entertainment of the Mayor, Councilmen Leonard and Pasquariello moved that Ordinance #3-0-19 be taken from the table and read by the Clerk, by title only, for consideration of final 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 AMENDING CHAPTER 87 OF THE CODE OF THE BOROUGH OF WANAQUE, TO AUTHORIZE AND REGULATE THE SALE OF MOBILE ICE CREAM AND ICE CREAM PRODUCTS VENDORS.

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.

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

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE AMENDING CHAPTER 87 OF THE CODE OF THE BOROUGH OF WANAQUE, TO AUTHORIZE AND REGULATE THE SALE OF MOBILE ICE CREAM AND ICE CREAM PRODUCTS VENDORS 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 Ordinance #4-0-19:

Re: Bond Ordinance providing for the Improvement of Various Roads and Appropriating \$400,000 and Authoring the issuance of \$157,900 Bonds or Notes

On entertainment of the Mayor, Councilmen Pettet and Willse moved that Ordinance #4-0-19 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:
BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$157,900 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION

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: **BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$157,900 BONDS OR**

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**NOTES OF THE BOROUGH FOR FINANCING SUCH
APPROPRIATION**

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 Ordinance #5-0-19:

Re: Bond Ordinance Appropriating \$980,000 and Authorizing the Issuance of \$640,000 Bonds or Notes of the Borough for Various Improvements or Purposes Authorized to be undertaken by the Borough of Wanaque, in the County of Passaic, New Jersey

On entertainment of the Mayor, Councilmen Willse and Balunis moved that Ordinance #5-0-19 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:
**BOND ORDINANCE APPROPRIATING \$980,000, AND
AUTHORIZING THE ISSUANCE OF \$640,000 BONDS OR
NOTES OF THE BOROUGH, FOR VARIOUS
IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE
UNDERTAKEN BY THE BOROUGH OF WANAQUE, IN
THE COUNTY OF PASSAIC, NEW JERSEY.**

Councilman Cortellessa said can we add to refurbish the tennis courts and take a look at them.

The Mayor said that can be done through open space and other capital money.

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

**BE IT RESOLVED THAT an Ordinance entitled: BOND
ORDINANCE APPROPRIATING \$980,000, AND
AUTHORIZING THE ISSUANCE OF \$640,000 BONDS OR
NOTES OF THE BOROUGH, FOR VARIOUS
IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE
UNDERTAKEN BY THE BOROUGH OF WANAQUE, IN
THE COUNTY OF PASSAIC, NEW JERSEY.**

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 8th day of July 2019, at the

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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 Ordinance #6-0-19:

Re: An Ordinance to Amend Chapter 73 of the Wanaque Borough Code to provide for Rapid Key Lock Boxes

On entertainment of the Mayor, Councilmen Willse and Pasquariello moved that Ordinance #6-0-19 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 CHAPTER 73 OF THE WANAQUE BOROUGH CODE TO PROVIDE FOR RAPID KEY LOCK BOXES.**

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

BE IT RESOLVED THAT an Ordinance entitled: **AN ORDINANCE TO AMEND CHAPTER 73 OF THE WANAQUE BOROUGH CODE TO PROVIDE FOR RAPID KEY LOCK BOXES** 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 8th day of July 2019, 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.

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.

No one came forward.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

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Resolution #85-0-19:

Re: Redemption of Tax Sale Certificate #16-00005 for Block 236, Lot 2 in the amount of \$3,409.85 for the Certificate and \$1,100.00 for the Premium

REDEMPTION OF TAX SALE CERTIFICATE #16-00005 FOR BLOCK 236, LOT 2 IN THE AMOUNT OF \$3,409.85 FOR THE CERTIFICATE AND \$1,100.00 FOR THE PREMIUM

WHEREAS, a Tax Sale was held for 2016 delinquent Municipal charges on September 13, 2017
WHEREAS, Dennis Moeller was awarded the certificate for Block 236 Lot 2, 586 Ringwood Avenue for which certificate 16-00005 was assigned,
WHEREAS, Bayview Loan Servicing, the mortgage company has redeemed said certificate of which funds have been deposited into the Current Account.
NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall issue a check in the amount of \$3,409.85 for the certificate and \$1,100.00 for the premium totaling \$4,509.85 to the lienholder as per the certification of the Tax Collector.

Resolution #86-0-19:

Re: Redemption of Tax Sale Certificate #17-00001 for Block 105, Lot 2 in the amount of \$337.34 for the Certificate and \$100.00 for the Premium

REDEMPTION OF TAX SALE CERTIFICATE #17-00001 FOR BLOCK 105, LOT 2 IN THE AMOUNT OF \$337.34 FOR THE CERTIFICATE AND \$100.00 FOR THE PREMIUM

WHEREAS, a Tax Sale was held for 2017 delinquent Municipal charges on September 12, 2018
WHEREAS, Henry Hansch Jr. was awarded the certificate for Block 105 Lot 2, 12 Lily Road for which certificate 17-00001 was assigned,
WHEREAS, the homeowner has redeemed said certificate of which funds have been deposited into the Current Account.
NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall issue a check in the amount of \$337.34 for the certificate and \$100.00 for the premium totaling \$437.34 to the lienholder as per the certification of the Tax Collector.

Resolution #87-0-19:

Re: Redemption of Tax Sale Certificate #17-00005 for Block 272, Lot 7 in the amount of \$2,427.46

REDEMPTION OF TAX SALE CERTIFICATE #17-00005 FOR BLOCK 272, LOT 7 IN THE AMOUNT OF \$2,427.46

WHEREAS, a Tax Sale was held for 2017 delinquent Municipal charges on September 12, 2018

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WHEREAS, Clemente Enterprises LLC. was awarded the certificate for Block 272 Lot 7, 3 Wolfe Drive for which certificate 17-00005 was assigned,

WHEREAS, the bank has redeemed said certificate of which funds have been deposited into the Current Account.

NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall issue a check in the amount of \$2,427.46 for the certificate to the lienholder as per the certification of the Tax Collector.

Resolution #88-0-19:

Re: Refund of Tax overpayment on Block 435, Lots 2 and 4 for the 2019 2nd Quarter in the amount of \$12,766.34

REFUND OF TAX OVERPAYMENT ON BLOCK 435, LOT 2 AND 4, 96 FOURTH AVENUE, WANAQUE, NJ FOR THE 2019 2ND QUARTER IN THE AMOUNT OF \$12,766.34

WHEREAS, there exists a tax overpayment on Block 435 Lots 2 and 4, 96 Fourth Avenue for the 2019 2nd quarter; and,

WHEREAS, Adam Corn for THECORNS LLC, the property owner, has requested a full refund.

NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall refund the property owner \$12,766.34 as per the certification of the Tax Collector.

Resolution #89-0-19:

Re: Authorizing the Table of Organization for the Wanaque Police Department

RESOLUTION AUTHORIZING THE TABLE OF ORGANIZATION FOR THE WANAQUE POLICE DEPARTMENT

WHEREAS, Police Chief Robert Kronyak has presented a table of organization chart for the structure of the Wanaque Police Department; and

WHEREAS, Chief Kronyak has requested approval from the Borough Council of the Borough of Wanaque.

NOW, THEREFORE BE IT RESOLVED that the Borough Council hereby authorizes and approves the attached table of organization for the Wanaque Police Department dated June 10, 2019.

Resolution #90-0-19:

Re: Authorizing the Appointment of Melissa DeVore as Records Support Technician 3 in the Borough of Wanaque Police Department

RESOLUTION AUTHORIZING THE APPOINTMENT OF MELISSA DEVORE AS RECORDS SUPPORT TECHNICIAN 3 IN THE BOROUGH OF WANAQUE POLICE DEPARTMENT

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BE IT RESOLVED that Melissa Devore, 403 Ringwood Avenue , Wanaque, New Jersey 07465, be and is hereby appointed as Records Support Technician 3 provisional in the Borough of Wanaque Police Department effective July 1, 2019 at an annual salary of \$59,843.21.

Application for Raffle License:

Re: Wanaque First Aid Squad Auxiliary – RA:1022

Application for Raffle License:

Re: Wanaque F.O.P. Lodge #145 Civic Association, Inc. – RA:1023

Resolution #91-0-19:

Re: Approval of 2019/2020 Liquor License Renewals

RESOLUTION FOR THE APPROVAL OF 2019/2020 LIQUOR LICENSE RENEWALS

BE IT RESOLVED that the Mayor and Council of the Borough of Wanaque do hereby approve through this Resolution the following Liquor License Renewals for the Year 2019/2020:

1. Haskell Liquors Corporation – t/a Haskell Liquors – 1069 Ringwood Avenue - License #1613-44-003-006
2. Santana and Peter Berta, Inc. – t/a Berta’s Chateau – 7 Grove Street - License #1613-33-013-003
3. KJK Spirits, Inc. – t/a USA Wine Traders – 207 Ringwood Avenue - License #1613-44-007-015
4. Joseph Agostino – t/a Flip’s – Resolution #105-0-19 – 18 Railroad Avenue - License #1613-32-017-003
*License with Resolution of stipulations and restrictions
5. Il Palazzo, Inc. – t/a Il Palazzo – 600 Ringwood Avenue - License #1613-33-020-005
6. Provision Foods LTD – t/a Tree Tavern – 17 Park Street – License #1613-32-010-004
7. DNP Enterprises LLC – t/a Wine2Spirits – 662 Ringwood Avenue – License #1613-44-018-009
8. The Celtic Knot LLC – t/a The Celtic Knot LLC – 72 Haskell Avenue – License #1613-33-001-007
9. Kalari Liquors, LLC – t/a Spice Bar – 1069 Ringwood Avenue – License# 1613-32-014-003

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Resolution #92-0-19:

Re: Approval of 2019/2020 Liquor License Renewals with Resolution of Stipulations and Restrictions – Joseph Agostino – t/a Flip’s – 18 Railroad Avenue

**RESOLUTION FOR THE APPROVAL OF 2019/2020 LIQUOR LICENSE RENEWALS -
*License with Resolution of stipulations and restrictions**

WHEREAS, Plenary Retail Consumption License No. 1613-32-017-003 was issued to Joseph Agostino by the Borough of Wanaque, permitting the on premises consumption of alcoholic beverages and other activities as are set forth and more fully described in N.J.S.A. 33:1-12 for premises located at 18 Railroad Avenue, Wanaque, New Jersey, said premises being commonly known and designated as "Flip's"; and

WHEREAS, the Mayor and Council of the Borough of Wanaque did recommend certain restrictions be placed on the conduct of the operation of the applicant's premises and license, as a condition of renewal, and the applicant Joseph Agostino having consented to the imposition of such restrictions;

NOW, THEREFORE BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF WANAQUE, COUNTY OF PASSAIC, NEW JERSEY, as follows:

1. Plenary Retail Consumption License No. 1613-32-017-003 issued by the Borough of Wanaque to Joseph Agostino for premises located at 18 Railroad Avenue, Wanaque, New Jersey, is hereby renewed through June 30, 2020 with the following restrictions:

a) The licensee Joseph Agostino, or his designee, shall notify the Wanaque Police Department of any disturbances, breaches of the peace, assaults, or of any other conduct detrimental to the public peace and well-being, both within the licensed premises or areas adjacent thereto.

b) The licensee Joseph Agostino, or his designee, shall undertake whatever measures as are necessary or required to control and prevent drinking of alcoholic beverages on the porch or stoop of the licensed premises or in areas immediately adjacent thereto.

c) The licensee Joseph Agostino, or his designee, shall continuously patrol and police the licensed premises so as to keep it clean, free from debris, discarded bottles or cans, and other trash or rubbish.

d) The licensee Joseph Agostino, or his designee, shall establish and institute procedures designed to prohibit fights, brawls, arguments, shouting and disturbing noises, both within the licensed premises and areas immediately adjacent thereto so as to promote public health and safety, especially during late evening and early morning hours and on weekends.

RECORD OF COUNCIL VOTE

<i>Councilman</i>	<i>Motion</i>	<i>Second</i>	<i>Yes</i>	<i>No</i>	<i>Abstain</i>	<i>Councilman</i>	<i>Motion</i>	<i>Second</i>	<i>Yes</i>	<i>No</i>
Balunis			X			Pasquariello	X		X	
Cortellessa			X			Pettet		X	X	
Leonard			X			Willse			X	

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ATTEST:

Katherine J. Falone RMC, CMC
Municipal Clerk

Daniel Mahler
Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.

On entertainment of the Mayor, Councilmen Pasquariello and Pettet 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 Willse and Balunis 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.

Appointment of Planning Board Member:

On entertainment of the Mayor, Councilmen Willse and Balunis moved a motion to appoint Dave Slater as a Regular member and Donald J. Pasquariello III as Alternate #1.

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

RESOLUTIONS: None.

PUBLIC DISCUSSION: (Work Meeting)

FINANCE REPORT: Vouchers - Payrolls

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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

Animal Trust 2019	\$	124.20
Recycling Trust 2019	\$	700.00
Pre-Paid Current	\$	6,322.01
Current 2019	\$	248,720.16
Pre-Paid Water	\$	1,232.77
Water Operating 2019	\$	31,940.24
Sewer Operating 2019	\$	893,111.55
General Cap 2019	\$	6,485.00
Water Cap 2019	\$	5,087.87
Recreation Trust 2019	\$	14,473.16
Escrow 2019	\$	600.00
Voucher Total:	\$	1,208,796.96

PAYROLL:

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

PR #10	05/17/2019	\$ 235,590.48
PR #11	05/31/2019	\$ 241,230.40
Payroll Total:		\$ 476,820.88
Grand Total:		\$1,685,617.84


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 Pasquariello and Balunis moved a motion to adjourn the meeting.

On roll call, all voted yes except Councilman Willse who voted no and the Mayor declared the motion carried; meeting adjourned at 10:10 P.M.


Katherine J. Falone, RMC, CMC
Municipal Clerk