

Regular Meeting
November 14, 2011

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, November 14, 2011, 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 Theoharous. 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 December 29, 2010, and a notice thereof has been posted on December 29, 2010 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:

Minutes of October 3, 2011.

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

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

Minutes of Special Meeting of October 17, 2011.

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

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

PRESENTATION: Sports Award Certificates–Wanaque Travel Soccer–7:00 P.M.

The Mayor and Coach Roy Heckel presented the certificates to the soccer team.

ORDINANCES:

Lift from Table/Final Vote of Ord. #17-0-11:

Re: Amend Chapter 47–Alcoholic Beverages

On entertainment of the Mayor, Councilmen Pettet and Cortellessa moved a motion to table Ordinance #17-0-11.

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

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Public Hearing of Ord. #21-0-11:

Re: Amend Chapter 108, Vehicles and Traffic–No Parking North Side of
Morningside Place

On entertainment of the Mayor, Councilmen Theoharous and Pettet moved that Ordinance #21-0-11 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: AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 108, "VEHICLES AND TRAFFIC," TO AMEND SECTION 108-14, NO PARKING.

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 Pasquariello and Pettet moved that,

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 108, "VEHICLES AND TRAFFIC," TO AMEND SECTION 108-14, NO PARKING 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 Ord. #22-0-11:

Re: 2012 Salary Ordinance

On entertainment of the Mayor, Councilmen Pasquariello and Pettet moved that Ordinance #22-0-11 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.

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The Clerk took from the table and read by title only as follows: AN ORDINANCE TO AMEND ORDINANCES THAT PROVIDE FOR AND DETERMINE THE RATE OF PAYMENT THEROF FOR THE EMPLOYEES OF THE BOROUGH OF WANQUE IN THE COUNTY OF PASSAIC WHO ARE NOT COVERED BY MUTUAL AGREEMENTS.

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

AN ORDINANCE TO AMEND ORDINANCES THAT PROVIDE FOR AND DETERMINE THE RATE OF PAYMENT THEROF FOR THE EMPLOYEES OF THE BOROUGH OF WANQUE IN THE COUNTY OF PASSAIC WHO ARE NOT COVERED BY MUTUAL AGREEMENTS 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 12th day of December 2011, 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, 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:

Two (2) Applications for Raffle Licenses:

Re: 1) Saint Francis of Assisi Home School Association - RA:789, 2) Wanaque First Aid Auxiliary-RA:790

Application for Bingo License:

Re: Wanaque First Aid Auxiliary-BA:192

Resolution #149-0-11:

Re: Redemption of Tax Sale Certificate #10-00038 for Block 437, Lot 1.01 in the amount of \$11,369.92 for the Certificate and \$3,500.00 for the premium

WHEREAS, a Tax Sale was held for 2010 delinquent Municipal charges on October 5, 2011, and

WHEREAS, US Bank-Cust/Sass Muni VI dtr was the successful bidder for Block 437 Lot 1.01 for which Tax Sale Certificate #10-00038 was assigned, and

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WHEREAS, Mrs. Mary Johnson has redeemed said certificate of which funds have been deposited into the Current Account;

NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall refund to the lien holder the amount of \$11,369.92 for the certificate and \$3,500.00 for the premium as per the certification of the Tax Collector.

Resolution #150-0-11:

Re: Change Order No. 1–Second Avenue Drainage Improvements–J.R. Haftek Co., Inc.

BE IT RESOLVED that Change Order #1 to J.R. Haftek Co., Inc. for the Second Avenue Drainage Improvements which reflects a decrease in the amount of \$1,200.00 for a final contract amount of \$70,940.00 be and is hereby approved.

Resolution #151-0-11:

Re: Current Estimate No. 3 and Final–Second Avenue Drainage Improvements–J.R. Haftek Co., Inc. in the amount of \$9,038.00

BE IT RESOLVED that Current Estimate No. 3 and Final payment to J.R. Haftek Co., Inc. for the Second Avenue Drainage Improvements in the amount of \$9,038.00 be and is hereby approved.

Payment to County of Passaic::

Re: 2010/2011 Added/Omitted Assessment and Open Space in the amount of \$16,708.58

Letter from Wanaque Borough Volunteer Fire Department:

Re: Membership Application–Stephanie Jowett–Company #1 effective immediately

Two (2) Applications for Tow Truck License:

Re: 1) Ringwood Towing, L.L.C., 89 Greenwood Lake Turnpike, Ringwood and
2) Justified Towing and Repair, L.L.C., 400 Union Avenue, Haskell

Resolution #152-0-11:

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 2011 Local Municipal Budget be approved; and

BE IT FURTHER RESOLVED that the proper Borough Officers are hereby directed to enter the said transfers on the financial records of the Borough:

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| <u>FROM</u> | | <u>TO</u> | |
|--|--------------|---|-------------|
| 1-CU-01-117-282 Public Buildings O.E. | \$ 600.00 | 1-CU-01-140-326 Public Events | \$ 600.00 |
| 1-CU-01-117-282 Public Buildings O.E. | \$ 10,000.00 | 1-CU-01-134-273 Health- Child Health Clinics | \$ 2,500.00 |
| | | 1-CU-01-134-294 Animal Control | \$ 7,500.00 |

Resolution #153-0-11:

Re: Current Estimate No. 1–AJM Contractors–2011 Road Resurfacing

BE IT RESOLVED that Current Estimate No. 1 to AJM Contractors for the 2011 Road Resurfacing Program be and is hereby approved.

Resolution #154-0-11:

Re: Internet Privacy Policy

Wanaque Borough is highly sensitive to the privacy interests of consumers and believes that the protection of those interests is one of its most significant responsibilities. In acknowledgment of its obligations, the Borough of Wanaque has adopted the following Privacy Policy applicable to information about consumers that it acquires in the course of its business:

1. **Acquisition of Information.** We do not acquire any more information about consumers than is required by law or is otherwise necessary to provide a high level of service efficiently and securely. The Borough of Wanaque does not have access to direct transaction information.
2. **Our Employees and Privacy.** We train all of our employees about the importance of privacy. We give access to information about consumers only to those employees who require it to perform their jobs.
3. **Security Measures.** We make access to privacy-sensitive information subject to rigorous procedural and technological controls, consistent with legal requirements and the demand of customer service.
4. **Disclosure to Third Parties.** We will provide individual-identifiable information about consumers to third parties only if we are compelled to do so by order of a duly-empowered governmental authority or we have the express permission of the consumer.
5. **Privacy and Our Business Partners.** When we make our technology or services available to business partners, we will not share with them any more consumer

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information than is necessary, and we will make every reasonable effort to assure, by contract or otherwise, that they use our technology and services in a manner that is consistent with this Privacy Policy.

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:

1. Clerk's Receipts for October 2011
2. Police Department Report for October 2011
3. Tax Collector's Report for October 2011 -
4. Municipal Court Report for October 2011 -

On entertainment of the Mayor, Councilmen Pasquariello and Theoharous 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:

Municipal Building Replacement

On entertainment of the Mayor, Councilmen Leonard and Cortellessa moved a motion to proceed with the letter from Robert Benecke – Economic Development Consultant.

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

2011 Re-Organization Meeting Date:

On entertainment of the Mayor, Councilmen Theoharous and Cortellessa moved a motion to approve the Re-Organization Meeting date of January 2, 2012 at 7:00 P.M.

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

Closed Session:

Re: Litigation/Negotiation/Personnel

On entertainment of the Mayor, Councilmen Pasquariello and Theoharous 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;

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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 Issues.
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.

On roll call all were present - 8:40 P.M.

The Mayor asked the Borough Attorney for guidelines on Holiday Displays.

The Borough Attorney gave the guidelines on the Holiday Displays.

On entertainment of the Mayor, Councilmen Leonard and Balunis moved a motion to approve a December Winter Holiday Display procedure whereby the Borough of Wanaque would provide appropriate holiday lighting on the front of Town Hall, including a holiday tree with appropriate lighting. The display would be maintained from December 10th to December 31st of each year. In addition, any resident may add items to the holiday display which are appropriate for the season, are no greater than six feet in height and will fit onto the grass area in front of Town Hall. Such additional items are subject to the approval by the Mayor, Borough Administrator and the Borough Attorney.

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

UNFINISHED BUSINESS: None.

RESOLUTIONS: None.

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.

On entertainment of the Mayor, Councilmen Pettet and Pasquariello moved a resolution approving the following:

VOUCHERS:

| | |
|-------------------------|---------------|
| Current Prepaid | \$ 8,718.59 |
| Current Operating 2011 | \$ 458,594.00 |
| Water Operating Prepaid | \$ 9,998.93 |
| Water Operating 2011 | \$ 54,098.49 |

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| | |
|-------------------------|---------------|
| Sewer Operating Prepaid | \$ 8,188.64 |
| Sewer Operating 2011 | \$ 105,550.18 |
| General Capital | \$ 311,030.72 |
| Water Capital | \$ 26,358.40 |
| Recreation Trust | \$ 3,012.32 |
| Recycling Trust | \$ 29,838.65 |
| Unemployment Trust | \$ 284.13 |
| Housing Trust | \$ 447.20 |
| Other Trust | \$ 471.99 |
| Animal Trust | \$ 19.20 |
| Escrow | \$ 2,360.00 |

Voucher Total: \$1,018,971.44

PAYROLL:

| | | |
|--------|--------------|---------------|
| PR #20 | p/e 10/07/11 | \$ 192,302.91 |
| PR #21 | p/e 10/21/11 | \$ 207,380.38 |
| PR #22 | p/e 11/04/11 | \$ 206,144.01 |

Payroll Total: \$ 605,827.30

Grand Total: \$1,624,798.74

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

ADJOURNMENT:

On entertainment of the Mayor, Councilmen Pasquariello 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

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