

Regular Meeting
June 10, 2013

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, June 10, 2013, at 8:05 P.M. in the Wanaque Municipal Building.

The Mayor called the meeting to order.

The Mayor asked for a moment of silence for Bill Van Wilpe who was a World War II Veteran and who passed away.

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 December 28, 2012, and a notice thereof has been posted on December 28, 2012 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 OATH OF OFFICE AND APPOINTMENT OF POLICE OFFICER:

Kevin Norton – Resolution #89-0-13

Chief John Reno thanked the Mayor and Council for addressing the staffing of the Police Department and I would like to make a recommendation. My recommendation is to appoint Kevin Norton as a Police Officer. He is a lifelong resident of the town and I have known him all of his life. He is an Iraq veteran and was injured in the war. He was at the police academy when I was an instructor and he has high marks and was at the top of his class. I spoke to the Police Chief in Clifton and they are reluctant to have him leave but they understand and will let him come back to Wanaque.

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

BE IT RESOLVED that Kevin Norton be and is hereby appointed as a Police Officer of the Borough of Wanaque, effective June 11, 2013, in accordance with the Intergovernmental Transfer Agreement between the Borough of Wanaque and the City of Clifton; and

BE IT FURTHER RESOLVED that the annual salary for Kevin Norton be established at the third year patrolman salary of \$44,447.

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

The Mayor asked Kevin Norton and his family to come forward for the administration of the Oath of Office and administered the Oath of Office.

The Mayor said we'll take a five minute recess.

The Mayor called the meeting to order.

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On roll call the following Council Members responded: Balunis, Cortellessa, Leonard, Pasquariello, Pettet and Willse.

MINUTES:

May 13, 2013

On entertainment of the Mayor, Councilmen Pasquariello 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. #7-0-13:

Re: Bond Ordinance -- Westbrook Road

On entertainment of the Mayor, Councilmen Pasquariello and Willse moved that Ordinance #7-0-13 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 PROVIDING FOR THE IMPROVEMENT OF WESTBROOK ROAD IN AND BY THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY APPROPRIATING \$450,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$198,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.

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

BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF WESTBROOK ROAD IN AND BY THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY APPROPRIATING \$450,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$198,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION 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 8th day of July 2013, at the Municipal Building in the Borough of Wanaque at 7:00 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.

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Introduction of Ord. #8-0-13:

Re: Bond Ordinance – Multi-Purpose

On entertainment of the Mayor, Councilmen Pasquariello and Willse moved that Ordinance #8-0-13 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 \$535,000, AND AUTHORIZING THE ISSUANCE OF \$481,500 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 Pasquariello and Willse moved that,

BOND ORDINANCE APPROPRIATING \$535,000, AND AUTHORIZING THE ISSUANCE OF \$481,500 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 meeting of the Borough Council to be held on the 8th day of July 2013, at the Municipal Building in the Borough of Wanaque at 7:00 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.

Jason Roettger, Pellington Street, Wanaque asked about where the new Municipal Building is going are they going to put up a fence up where the houses were taken down.

The Borough Administrator said yes tomorrow.

Jason Roettger said are the plans and information on the website.

The Borough Administrator said we will put it up.

Jason Roettger said what is the construction start time.

The Mayor said they will start probably in August or September.

Jason Roettger said from the start to finish it will be one and a half to two years.

The Mayor said for the time line it will probably be done in the Fall of 2014.

The Borough Administrator said I will introduce you to the contractor and you can be in contact with them.

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Jason Roettger said when will you award the contract.
The Borough Administrator said at the July 8th meeting.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Resolution #79-0-13:

Re: Redemption of Tax Sale Certificate #10-00004 for Block 213, Lot 8 in the amount of \$6,153.30 for the Certificate and \$300.00 for the premium

WHEREAS, a Tax Sale was held for 2010 delinquent Municipal charges on October 05, 2011, and

WHEREAS, US Bank TLSG was the successful bidder for Block 213 Lot 8 for which Tax Sale Certificate #10-00004 was assigned,

WHEREAS Fahey & Fahey, 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 \$6,153.30 for the certificate and \$300.00 for the premium.

Resolution #80-0-13:

Re: Redemption of Tax Sale Certificate #11-00016 for Block 268, Lot 15 in the amount of \$30,623.70 for the Certificate and \$11,200.00 for the premium

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

WHEREAS, Stonefield Invest Fund II was the successful bidder for Block 268 Lot 15 for which Tax Sale Certificate #11-00016 was assigned,

WHEREAS East West Bank for Lereta, the mortgage holder, 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 \$30,623.70 for the certificate and \$11,200.00 for the premium.

Letter from the Fire Chief:

Re: Removing Edward O'Connell, Kimmie Rundecker and Sean Sweeney from the roster of Company Number 2

Two (2) Letters requesting refund of Street Opening Permits:

Re: 1) Joseph Graceffo, 41 Wolfe Drive – Permit #2137 and 2) Lenny Lomascola, 20 Grist Mill Road – Perm it #2136

Resolution #81-0-13:

Re: Adopt Three Year Cooperation Agreement between Passaic County and the Borough of Wanaque to participate in the Passaic County Community Development Block Grant Program – Fiscal Years 2014, 2015 and 2016

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**A RESOLUTION TO ADOPT THE 3- YEAR COOPERATION AGREEMENT
BETWEEN PASSAIC COUNTY AND THE BOROUGH OF WANAQUE
TO PARTICIPATE IN THE PASSAIC COUNTY COMMUNITY DEVELOPMENT
BLOCK GRANT PROGRAM: FISCAL YEARS 2014, 2015 and 2016**

WHEREAS, Title I of the Housing and Community Development Act of 1974, as amended, provides federal funds to Passaic County to carry out eligible community development activities; and

WHEREAS, the **Borough of Wanaque** (hereinafter referred to as the "Municipality") agrees to participate in eligible activities to be carried out under the Passaic County Urban County Entitlement Community Development Block Grant Program; and

WHEREAS, the Mayor of the **Borough of Wanaque** is authorized to execute this Cooperation Agreement, and

WHEREAS, Passaic County and the Municipality agree to cooperate to undertake, or assist in undertaking, community renewal and lower-income housing assistance activities, and

WHEREAS, The County and the Municipality agree to take all actions necessary to assure compliance with the Passaic County Urban County Entitlement Program certification under section 104(b) of Title I of the Housing and Community Development Act of 1974, as amended, regarding Title VI of the Civil Rights Act of 1964, the Fair Housing Act, and affirmatively furthering fair housing. The provision must also include the obligation to comply with section 109 of Title I of the Housing and Community Development Act of 1974, which incorporates Section 504 of the Rehabilitation Act of 1973 and the Age Discrimination Act of 1975. The provision must also include the obligation to comply with other applicable laws. The agreements shall also contain a provision prohibiting urban county funding for activities in, or in support of, any cooperating unit of general local government that does not affirmatively further fair housing within its own jurisdiction or that impedes the county's actions to comply with the county's fair housing certification. This provision is required because noncompliance by a unit of general local government included in an urban county may constitute noncompliance by the grantee (i.e., the county) that can, in turn, provide cause for funding sanctions or other remedial actions by the Department.

WHEREAS, this agreement shall be in effect for the three year program period: Federal Fiscal Years 2014, 2015 and 2016, and remains in effect until the CDBG funds and program income received (with respect to activities carried out during the three-year qualification period) are expended and the funded activities completed, and that the County and Municipality cannot terminate or withdraw from the Cooperation Agreement while it remains in effect. The agreement shall remain in effect until expressly terminated by one of the parties hereto but said termination may only occur at the end of each three year Urban County requalification period.

WHEREAS, the County has the authority to carry out activities which shall be funded from annual Community Development Block Grant funding appropriations: the County has final responsibility for selecting projects, preparing the Five Year Plan as required by HUD and annual Action Plans; and

WHEREAS, by executing this Cooperation Agreement, the Municipality understands the following:

1. It may not apply for grants under the Small Cities or State CDBG Program for appropriations for fiscal years during the period in which it participates in the Passaic County Urban County CDBG Program;

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2. This agreement shall remain in effect until the CDBG funds and income received with respect to the three year qualification period are expended and the funded activities completed;
3. The County and the Municipality may not terminate or withdraw from this agreement while this agreement remains in effect as above;
4. The Municipality has adopted and is enforcing a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations;
5. The Municipality has a policy of enforcing applicable State and local laws against physically barring entrance to, or exit from, a facility or location that is the subject of nonviolent civil rights demonstrations within its jurisdiction.
6. The Municipality shall be prohibited from receiving Urban County funding for activities in, or in support of, any cooperating unit of general local government that does not affirmatively further fair housing within its own jurisdiction or that impedes the county's actions to comply with its fair housing certification,
7. The Municipality, pursuant to 24 CFR 570.501(b), is subject to the same requirements applicable to sub-recipients, including the requirement of a written agreement as described in 24 CFR 570.503, and

WHEREAS, the Municipality shall comply with all applicable laws, ordinances, and codes of the State and Local governments, and shall commit no trespass on any private property in performing any of the work embraced by this Cooperation Agreement, and;

WHEREAS, the Municipality shall not discriminate against any employee or applicant for employment because of race, color, religion, sex, or national origin, handicap or familiar status. The Municipality shall take affirmative action to ensure that applicant for employment are employed, and that employees are treated during employment without regard to their race, color, religion, sex, national origin, handicap or familiar status. Such action shall include, but not limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff/termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Municipality shall post in conspicuous places, available to employee and applicants for employment, notices to be provided by the Government setting forth the provisions of this nondiscrimination clause. The Municipality shall incorporate the foregoing requirements of this paragraph (a) in all its contractors for such work to incorporate such requirements in all of its contractors for such requirements in all subcontractors for program work, and

WHEREAS, the Municipality is subject to the requirements of Title VI of the Civil Rights Act of 1964, and Title VIII of the Civil Rights Act of 1968. (P.L. 88-352) and HUD regulations with respect thereto including the regulations under 24 CFR Part I. In the sale, or lease, or other transfer of land acquired, cleared, or improved with the assistance provided under this Agreement, the Municipality shall cause or require a covenant running with the land to be inserted in the deed or lease for such transfer, prohibiting discrimination upon the basis of race, color, religion, sex, or national origin in the sale, lease or rental, or in the use or occupancy of such land or any improvements erected thereon, and providing that the sub grantee and the United States are beneficiaries of and entitled to enforce such covenant. The Municipality in undertaking its obligation in carrying out the program assisted hereunder agrees to take such measures as are necessary to enforce such covenant and shall not itself so discriminate and

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WHEREAS, the aforesaid activities are in the best interest of the **Borough of Wanaque** (municipality); and

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the **Borough of Wanaque** (municipality) that the Mayor is authorized to execute the Cooperation Agreement with the County of Passaic to participate in the Passaic County Urban County Entitlement Community Development Block Grant Program for Federal Fiscal Years 2014, 2015 and 2016; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon its enactment, as provided by law.

Resolution #82-0-13:

Re: 2012 Tonnage Grant

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling program;

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations

to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for the **2012 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of THE Borough of Wanaque to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Wanaque that the Borough of Wanaque hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Thomas F. Carroll, Recycling Coordinator, to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Resolution #83-0-13:

Re: Payment to Passaic County – Ringwood Avenue – Phase III in the amount of \$1,671,394.56

BE IT RESOLVED that the Chief Financial Officer is authorized to issue a payment to the County of Passaic in the amount of \$1,671,394.46 for the Ringwood Avenue Phase III Reconstruction program.

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Resolution #88-0-13:

Re: Approve Change Order No. 1 (-\$7,493.08) and Current Estimate #2 in the amount of \$111,232.94 to A.J.M. Contractors

BE IT RESOLVED that Change order #1 (-\$7,493.08) and current estimate #2 in the amount of \$111,232.94 payable to A.J.M. Contractors for the Fourth Avenue Improvements, be and are hereby approved, subject to the submittal of all required documents by the contractor.

On entertainment of the Mayor, Councilmen Willse 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:

1. Clerk's Receipts for May 2013 -
2. Police Department Report for May 2013 -
3. Tax Collector's Report for May 2013 -
4. Municipal Court Report for May 2013 -

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:

Approval of 2013/2014 Liquor License Renewals - Resolution #84-0-13:

1. The Great Atlantic & Pacific Tea Company, Inc. – t/a A & P Wines & Spirits
2. D.N.P. Enterprises, L.L.C. – t/a Wine 2 Spirits
- *3. Joseph Agostino – t/a Flip's Bar – Resolution #89-0-11
4. Provision Foods LTD – t/a Tree Tavern – Resolution #90-0-11
- *5. Il Palazzo, Inc. – t/a Il Palazzo
6. KJK Spirits, Inc. – t/a Crown Liquors
- *7. Kalari Liquors LLC – t/a Phoenix Club – Resolution #91-0-11
8. Santina and Peter Berta - t/a Berta's Chateau

*Licenses with resolutions of restrictions/stipulations.

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

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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 2013/2014:

3. The Great Atlantic & Pacific Tea Company, Inc. – t/a A & P Wines & Spirits
4. D.N.P. Enterprises, L.L.C. – t/a Wine 2 Spirits
- *3. Joseph Agostino – t/a Flip's Bar – Resolution #89-0-11
5. Provision Foods LTD – t/a Tree Tavern – Resolution #90-0-11
- *5. Il Palazzo, Inc. – t/a Il Palazzo
7. KJK Spirits, Inc. – t/a Crown Liquors
- *7. Kalari Liquors LLC – t/a Phoenix Club – Resolution #91-0-11
8. Santina and Peter Berta - t/a Berta's Chateau

*Licenses with resolutions of restrictions/stipulations.

Resolution #86-0-13:

Re: Joseph Agostino – Flip's Bar

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, 2013 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.

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Resolution #90-0-13:

Re: Michael Ryan – Tree Tavern

WHEREAS, Plenary Retail Consumption License No. 1613-32-010-002 was issued to Provisions Foods LTD (Michael Ryan) 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 17 Park Street, Wanaque, New Jersey, said premises being commonly known and designated as "Tree Tavern"; 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 Michael Ryan 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. 1613-32-010-002 issued by the Borough of Wanaque to Provision Foods LTD (Michael Ryan) for premises located at 17 Park Street, Wanaque, New Jersey, is hereby renewed through June 30, 2013 with the following restrictions:

a) The hours and days of outside operation would be limited to Friday, Saturday and Sunday 2:00 P.M. until 9:00 P.M.

b) No entertainment outside, this should include live entertainment as well as electronically produced or amplified, i.e. Radio, C.D. or any recording. The licensee or his designee shall establish and institute procedures to prohibit fights, brawls, arguments, shouting and disturbing noises.

c) The licensee, or his designee, shall be responsible for noise and crowd control. The Wanaque Police Department shall be advised of any pre-arranged gathering that will consist of more than fifty (50) outside guests.

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

f) The licensee, or his designee, shall notify the Wanaque Police Department of any disturbances, breaches of peace, assaults, or of any other conduct detrimental to public peace and well being.

Resolution #87-0-13:

Re: Kalari Liquors, LLC – Phoenix Club

WHEREAS, Plenary Retail Consumption License No. 1613-32-014-003 was issued to Kalari Liquors LLC 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 1093 Ringwood Avenue, Haskell, New Jersey, said premises being commonly known and designated as "Phoenix Club"; 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 Kalari Liquors LLC having consented to the imposition of such restrictions;

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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. 1613-32-014-003 issued by the Borough of Wanaque to Kalari Liquors LLC for premises located at 1093 Ringwood Avenue, Haskell, New Jersey, is hereby renewed through June 30, 2013 with the following restrictions:

a) The licensee Kalari Liquors LLC, 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 Kalari Liquors LLC, 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 Kalari Liquors LLC, 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.

g) The licensee Kalari Liquors LLC, 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. This also applies to live entertainment including Karaoke would only be permitted until 1:00 A.M. every night. If no violations or noise complaints in one (1) year the restriction would be revisited during the license renewal in 2013.

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

Business Meetings – July and August – 7:00 P.M.:

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

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

Closed Session:

Re: Litigation/Negotiation/Personnel

None.

UNFINISHED BUSINESS:

Resolution #72-0-13 – Amend Capital Budget

Resolution #74-0-13:

Re: Approve Change Order No. 1 and Current Estimate #3 and Final for Wanaque Avenue and Butler Place Improvements to Mike Fitzpatrick and Son, Inc. in the amount of \$28,950.19

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BE IT RESOLVED that payment be made to Mike Fitzpatrick and Son, Inc. for the Wanaque Avenue and Butler Place Improvements approving Change Order No. 1 and Current Estimate No. 3 and Final in the amount of \$28,950.19 in accordance with the Borough Engineers letter dated May 8, 2013.

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.

VOUCHERS:

| | |
|-------------------------|----------------------|
| Current Operating 2012 | \$ 3,380.00 |
| Current Operating 2013 | \$ 148,819.40 |
| Sewer Operating 2012 | \$ 1,535.00 |
| Water Operating 2013 | \$ 27,184.70 |
| Water Infrastructure | \$ 28,950.19 |
| Escrow | \$ 2,368.33 |
| General Capital | \$ 31,882.21 |
| Animal Trust | \$ 46.20 |
| Other Trust | \$ 600.00 |
| Recreation Trust | \$ 4,967.32 |
| Unemployment/Disability | \$ 2,248.36 |
| Voucher Total: | \$ 248,601.71 |

Payroll:

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

| | | |
|-----------------------|----------|----------------------|
| PR #10 | 05/17/13 | \$ 204,553.21 |
| PR #11 | 05/31/13 | \$ 204,891.22 |
| Payroll Total: | | \$ 409,444.43 |
| Grand Total: | | \$ 658,046.14 |

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

APPROVED: June 10, 2013

Daniel Mahler
Mayor

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ADJOURNMENT:

On entertainment of the Mayor, Councilmen Pasquariello and Pettet moved a motion to adjourn the meeting.

On roll call, all voted yes, and the Mayor declared the motion carried; meeting adjourned at 8:25 P.M.

Katherine J. Falone, RMC, CMC
Municipal Clerk