Regular Meeting
March 13, 2017

`A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, March 13, 2017, at 8:25 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 December 29, 2016, and a notice thereof has been posted on December 29, 2016 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:

February 13, 2017

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

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

PUBLIC HEARING:

Application to Passaic County Open Space and Recreation Trust Fund Grant Funds – Upgrades of facilities at Back Beach Park

On entertainment of the Mayor, Councilmen Pasquariello and Willse moved a motion to open the public hearing.

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

The Mayor opened the Public Hearing.

Sandy Lawson, 28 Haskell Avenue, Haskell said could you please go over what you are looking to do.

The Mayor said we are going to do the center of the park and put fencing in.

The Borough Administrator said the railroad tie wall is twenty years old and we will replace it with something more durable. There will be brick pavers with the gazebo and on the walkways. Picnic tables, fencing and possibly repaving the parking lot. These are the new things and it has been twenty years since we did it.

Sandy Lawson said how much are you asking for.

The Borough Administrator said sixty thousand dollars.

Councilman Leonard said will we be replacing the woodchips with the rubber tire material.

The Borough Administrator said we are going to talk with the insurance company and sees if they would provide us with new safety equipment.

Sandy Lawson said are we going to do a Green Acres application as well.

The Borough Administrator said no due to the time it would take.

Sandy Lawson said maybe next year we can look into it. How about the playground there.

The Borough Administrator said it is small and there is not much room there.

On entertainment of the Mayor, Councilmen Willse and Pasquariello moved a motion to close the Public Hearing.

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

The Mayor closed the Public Hearing.

ORDINANCES:

Public Hearing of Ord. #1-0-17:
Re: Amend 2017 Salary Ordinance

On entertainment of the Mayor, Councilmen Pasquariello and Leonard moved that Ordinance #1-0-17 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.

Councilman Cortellessa said I will vote yes now but make sure the ranges are in there the next time.

The Clerk took from the table and read by title only as follows: AN ORDINANCE TO AMEND THE 2017 SALARY ORDINANCE.

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 Leonard moved that,

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE TO AMEND THE 2017 SALARY ORDINANCE 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. #2-0-17:
Re: Easement – Block 243, Lot 5

On entertainment of the Mayor, Councilmen Willse and Pettet moved that Ordinance #2-0-17 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 AUTHORIZING THE GRANTING OF AN EASEMENT OVER A PORTION OF WANAQUE BOROUGH RIGHT-OF-WAY ON LINES AVENUE ADJACENT TO PROPERTY IDENTIFIED AS BLOCK 243 LOT 5 ON THE WANAQUE BOROUGH TAX MAP COMMONLY KNOWN AS 673 RINGWOOD AVENUE, WANAQUE, NEW JERSEY.

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

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE AUTHORIZING THE GRANTING OF AN EASEMENT OVER A PORTION OF WANAQUE BOROUGH RIGHT-OF-WAY ON LINES AVENUE ADJACENT TO PROPERTY IDENTIFIED AS BLOCK 243 LOT 5 ON THE WANAQUE BOROUGH TAX MAP COMMONLY KNOWN AS 673 RINGWOOD AVENUE, WANAQUE, 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 10th day of April 2017, 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. #3-0-17:
Re: Amend Ordinance #15-0-16 Redevelopment

On entertainment of the Mayor, Councilmen Leonard and Balunis moved that Ordinance #3-0-17 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: ORDINANCE OF THE BOROUGH OF WANAQUE, COUNTY OF PASSAIC, NEW JERSEY, ADOPTING A REDEVELOPMENT PLAN AMENDMENT FOR THE PROPERTIES COMMONLY KNOWN AS BLOCK 200.20 LOTS 1 THROUGH 48 ON THE TAX MAP OF THE BOROUGH OF WANAQUE, AND AMENDING ORDINANCE #15-0-16 BY ADDING CERTAIN ADDITIONAL RESTRICTIONS TO THE PLAN AND INVOKING THE PROVISIONS OF N.J.S.A. 40:48-2 AND WANAQUE ORDINANCE NUMBER 21-0-16 PERTAINING TO ABANDONED PROPERTIES.

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

BE IT RESOLVED THAT an Ordinance entitled: ORDINANCE OF THE BOROUGH OF WANAQUE, COUNTY OF PASSAIC, NEW JERSEY, ADOPTING A REDEVELOPMENT PLAN AMENDMENT FOR THE PROPERTIES COMMONLY KNOWN AS BLOCK 200.20 LOTS 1 THROUGH 48 ON THE TAX MAP OF THE BOROUGH OF WANAQUE, AND AMENDING ORDINANCE #15-0-16 BY ADDING CERTAIN ADDITIONAL RESTRICTIONS TO THE PLAN AND INVOKING THE PROVISIONS OF N.J.S.A. 40:48-2 AND WANAQUE ORDINANCE NUMBER 21-0-16 PERTAINING TO ABANDONED PROPERTIES 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 May 2017, 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.

Mr. Abrahams said Councilman Leonard asked when is the closing. April 17th is the outside date and then have ten days to do due diligence conditional upon receipt of information from the Borough and confirmation.

The Mayor said Mr. Rodriguez or the contractor purchasers are content to build the properties.

Mr. Abrahams said what is the contract of the purchasers.

The Borough Attorney said there were no offers of discussion and they are saying willing to do it but it's not in the contract..

Mr. Abrahams said the offer of the contract is in good faith.

The Borough Attorney said nothing is committed.

The Mayor said there is a new developer to build the projects.

Mr. Abrahams I don't know and I have worked for Mr. Rodriguez.

The Borough Attorney said Greentree is not the developer any longer.

Mr. Abrahams said maybe we can finally move the project forward. The contract purchaser did meet with the Borough Attorney, Mayor and Councilman and I am concerned that it sends not the best message to the developer. I respectfully request that it be tabled the Ordinance and Resolution.

The Borough Administrator said Mr. Rodriguez can come in and build anything tomorrow.

The Borough Attorney said those are discussions we have had with it.

The Borough Administrator said the developers came in and introduced themselves at the eleventh hour and need to know if they do have experience.

The Borough Attorney said they don't have a redeveloper any longer and the Governing Body should look into it. We have had the information given to us at 4:45 P.M. and we have to have a meeting and it is late notice. Can't give it to the Council and we have done the best we can.

The Borough Administrator said Mr. Rodriquez has had notice that this has been coming on the agenda and was being discussed.

Mr. Abrahams said thank you for your consideration.

The Borough Administrator said the Public Hearing will be on May 8, 2017.

Introduction of Ord. #4-0-17:
Re: Easement – Block 243, Lot 5

On entertainment of the Mayor, Councilmen Pasquariello and Balunis moved that Ordinance #4-0-17 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: CALENDAR YEAR 2017
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

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

BE IT RESOLVED THAT an Ordinance entitled: CALENDAR YEAR 2017
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)
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 10th day of April 2017, 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.

INTRODUCTION OF THE 2017 MUNICIPAL OPERATING, WATER UTILITY AND SEWER UTILITY BUDGETS - Resolution #87-0-17 and Resolution #88-0-17 – Deferred School Taxes and other Budgetary Resolutions:

The Borough Administrator gave a presentation on the budget. There is an increase of nineteen dollars and ninety cents assessed on the average home.

Councilman Cortellessa said I don't support the Budget as planned and I will email and have further discussions with Tom Carroll.

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

Municipal Budget of the Borough of Wanaque, County of Passaic for the Fiscal Year 2017. It is hereby certified that the Budget and Capital Budget annexed hereto and hereby made a part hereof is a true copy of the Budget and Capital Budget approved by resolution of the Governing Body on the 13th day of March, 2017 and that public advertisement will be made in accordance with the provisions of N.J.S. 40A:4-6 and N.J.A.C. 5:30-4.4(d). Certified by me, this 13th day of March, 2017, Katherine J. Falone, Clerk. It is hereby certified that the approved Budget annexed hereto and hereby made a part is an exact copy of the original on file with the Clerk of the Governing Body, that all additions are correct, all statements contained herein are in proof and the total of anticipated revenues equals the total of appropriations. Certified by me, this 13th day of March, 2017, Charles J. Ferraioli, Jr., Registered Municipal Accountant, Certified by me, this 13th day of March, 2017, Mary Ann Brindisi, Chief Financial Officer.

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

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

Municipal Budget of the Borough of Wanaque, County of Passaic for the Fiscal Year 2017:

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2017;

BE IT FURTHER RESOLVED, that said Budget be published by summary only in the Suburban Trends in the issue of March 19, 2017;

The Governing Body of the Borough of Wanaque does hereby approve the following as the Budget for the year 2017:

RECORDED VOTE: Ayes: Councilman Balunis
Councilman Cortellessa
Councilman Leonard
Councilman Pasquariello
Councilman Pettet
Councilman Willse

Nays: None

Abstained: None

Absent: None

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Borough of Wanaque, County of Passaic, on March 13, 2017.

A Hearing on the Budget and Tax Resolution will be held at the Municipal Building, on April 10, 2017 at 8:00 P.M. at which time and place objections to said Budget and Tax Resolution for the year 2016 may be presented by taxpayers or other interested persons.

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.

Robert Mann, 4 Linda Road, Wanaque said I don't know who J&J is and if they have done anything. What happens May 8th.

The Mayor said the Ordinance has to go to the Planning Board for their approval and then it comes back to the Mayor and Council for adoption.

The Borough Administrator said another developer came forward and then J&J showed up.

Robert Mann said we don't trust him at all. We don't know what is going on up there. It makes us nervous. It looks as if nothing is going on.

The Borough Attorney said we met with underground utilities construction who took over for J&J.

The Borough Administrator said we spent many hours over this project to get it under contract with someone.

Robert Mann said if you have someone that is a good contractor/developer that is good.

The Borough Administrator said the Council will consider another Resolution in April and it will go to the Planning Board meeting. They will consider it then and decide what requirements will be made for anyone coming in to this development. We worked hard to try to get it to a point with J&J or anyone else who comes in.

Robert Mann said I'm patient but this is the third time. Now it is not tonight.

The Borough Administrator said the Council introduced the Ordinance and there is a Resolution on the agenda for the Council Resolution also.

Robert Mann said I feel like I'm standing still and lets' just do it and get it done. Thank you for your attention.

Sandy Lawson, 28 Haskell Avenue, Haskell said what is the Ordinance intended to do.

Robert Benecke, Economic Developer said the Ordinance first requires site plan approval by the Planning Board and then second it needs approval by the Highlands and then third is the approval terminates the plan dated December 31, 2018 and the Bond Ordinance and Pilot are rescinded.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Resolution #70-0-17:
Re: Redemption of Tax Sale Certificate #12-00008 for Block 236, Lot 12 in the amount of $46,884.26 for the Certificate and $23,500.00 for the Premium

WHEREAS, a Tax Sale was held for 2012 delinquent Municipal charges on October 9, 2013;

WHEREAS, US Bank for ProCap III/US Bank TLSG, was the successful bidder for Block 236 Lot 12, 4 Erie Avenue for which certificate 12-00008 was assigned;

WHEREAS, Town Title, for the attorney handling the refinance, has redeemed said certificate of which funds have been deposited into the Current Account;

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder $46,884.26 for the tax sale certificate and $23,500.00 for the premium as per the certification of the Tax Collector.

Resolution #71-0-17:
Re: Redemption of Tax Sale Certificate #15-00015 for Block 317, Lot 5.09 in the amount of $1,442.42 for the Certificate and $1,400.00 for the Premium

WHEREAS, a Tax Sale was held for 2015 delinquent Municipal charges on September 21, 2016;

WHEREAS, Clemente Enterprises LLC, was the successful bidder for Block 317 Lot 5.09, 60 Carter Road for which certificate 15-00015 was assigned;

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

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder $1,442.42 for the tax sale certificate and $1,400.00 for the premium as per the certification of the Tax Collector.

Resolution #72-0-17:
Re: Credit of Water overbilling in the amount of $75.00 for 50 Laura Avenue due to the old two family house being reconstructed as a one family in 2017

WHEREAS, there exists water overbilling on 50 Laura Avenue due to the old two family house being reconstructed as a one family in 2017;

WHEREAS, the credits total $75.00;

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector shall credit the billed amount and delete the second account for this property.

Resolution #73-0-17:
Re: Credit Tax for 1st and 2nd Quarter of 2017 in its entirety for Block 306, Lot 12 due to being owned by a Church

WHEREAS, the owner of Block 306 lot 12 is a church and qualifies for an exemption from tax as of January 1, 2017 as per the Tax Assessor;

WHEREAS, the property owner has been billed for the 1st and 2nd quarter of 2017 tax;

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector will credit the 1st and 2nd quarter of 2017 in its entirety.

Resolution #74-0-17:
Re: Redfund of Tax overpayments on various properties for the 2017 1st Quarter Taxes in the amount of $3,264.57

WHEREAS, there exists tax overpayments on the following block and lots for the 2017 1st quarter taxes,

Block/Lot	**Address**	**Overpayment Amount**
208/8	435 Ringwood Ave	$ 184.45
313.05/4.08	5408 Warren's Way	$2,462.40
435.01/1.01	18 Elston Court	$ 273.60
444/3	15 Roger Ave	$ 344.12

WHEREAS, the owners have requested a refund of said overpayments;

NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall refund $3,264.57 as per the certification of the Tax Collector.

Resolution #75-0-17:
Re: Credit Tax for Block 459, Lot 4 in the amount of $1,948.94 for 2017 and a refund of $6,010.96 for the amounts paid due to owner being 100% disabled Veteran exemption

WHEREAS, the owner of Block 459 Lot 4 qualifies for a 100% disabled Veteran exemption from tax, beginning on June 28, 2016;

WHEREAS, there now exists a credit on the year 2016 and the first quarter of 2017 where the bank paid tax and an overbilling on the year 2017 due to this exempt status;

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector shall credit this block and lot for 2017 in the amount of $1,948.94 and the Treasurer shall issue a refund in the amount of $6,010.96 for the amounts paid.

Resolution #76-0-17:
Re: Refund of Tax overbilling on Block 412, Lot 3 due to a judgment from the Tax Court in the amount of $90,131.14 for the Year 2016 and a credit on the 2017 2nd Quarter Tax due in the amount of $90,131.14

WHEREAS, there exists tax overbilling on Block 412 Lot 3 due to a judgment from the Tax Court of New Jersey;

WHEREAS, the credit totals $180,262.28; and the owners have agreed to a refund of half and a credit of half on their 2017 tax bill;

NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall issue a check in the amount of $90,131.14 for the year 2016 and the Tax Collector shall issue a credit on the 2017 second quarter tax due in the amount of $90,131.14.

Resolution #77-0-17:
Re: Recycling Tonnage Grant Application

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

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 **2016 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of 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 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 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 #78-0-17:
Re: Approve Tax Court Settlement – First Avenue Holding, LLC

BE IT RESOLVED that Anthony Fiorello, Esq. be and he is hereby authorized to execute a State Tax Court Stipulation of Settlement for property located at Block 448, Lot 15, commonly known as 16 First Avenue, for tax years 2014, 2015 and 2016.

Resolution #79-0-17:
Re: Contract – Yard Waste Disposal

WHEREAS, the Borough of Wanaque requested proposals for the disposal of leaves, grass and mixed yard waste for the period of March 14, 2017 through March 3, 2018 and one proposal was received.

NOW, THEREFORE, BE IT RESOLVED that a contract be awarded to RER Supply LLC., 1 Riverdale Road, Riverdale, NJ 07457 for the disposal of leaves, grass and mixed yard waste at the rate of $14.00 per yard for the period of March 14, 2017 through March 3, 2018 in accordance with the proposal; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget account 7-CU-01-135-252.

Resolution #80-0-17:
Re: Approve Compensation Agreement – Borough Clerk

BE IT RESOLVED that the Mayor and Borough Attorney be and are authorized to execute a compensation agreement between the Borough of Wanaque and Katherine J. Falone, Borough Clerk for the period of January 1, 2017 through December 31, 2019.

Resolution #81-0-17:
Re: Amend 2017 Salary Resolution

BE IT RESOLVED that the 2017 Salary resolution be amended the following salaries are established on the date specified:

D. Hammerle 4/1/17	Const. Code Official	70,999
J. Fiorito 4/1/17	Keyboarding Clerk/ Registrar of Vital Statistics/ Sec. Bd Comm (Plan)\Sec. Bd. Comm (Adjustment)	49,490
J. Hoffman 4/1/17	Elect Subcode Offical	14,232
A. Spinozzi 4/1/17	Plumb. Subcode Official	14,232
R. Porrino 4/1/17	Fire Subcode Official	7,907
T. Smerklo 1/1/17	Keyboard Clerk I	47,865

Resolution #82-0-17:
Re: Extending Garbage Collection Contract to June 30, 2017

WHEREAS, the Borough of Wanaque advertised for bids on December 27, 2016 for the receipt of bids for curbside garbage collection, with bids scheduled to be received on March 1, 2017; and

WHEREAS, no bids were received for curbside garbage collection on March 1, 2017; and

WHEREAS, the Borough will be re-advertising for bids for curbside garbage collection, which requires a minimum of sixty (60) days between advertisement and receipt; and

WHEREAS, the current contract holder, Gaeta Recycling, Inc., has agreed to extend its current contract with the Borough of Wanaque at the same price and conditions until June 30, 2017.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Clerk are authorized to execute an extension of the current curbside garbage collection contract at a monthly rate of $24,416.67 for the period of April 1, 2017 to June 30, 2017 with Gaeta Recycling, 278 West Railway Avenue, Paterson, NJ; and

BE IT FURTHER RESOLVED THAT the Chief Financial Officer has certified that funds are available in budget account 7-CU-01-136-251.

Resolution #83-0-17:
Re: Extending Recycling Collection Contract to June 30, 2017

WHEREAS, the Borough of Wanaque advertised for bids on December 27, 2017 for the receipt of bids for curbside recycling collection, with bids scheduled to be received on March 1, 2017; and

WHEREAS, no bids were received for curbside recycling collection on March 1, 2017; and

WHEREAS, the Borough will be re-advertising for bids for curbside recycling collection, which requires a minimum of sixty (60) days between advertisement and receipt; and

WHEREAS, the current contract holder, Gaeta Recycling, Inc., has agreed to extend its current contract with the Borough of Wanaque at the same price and conditions until June 30, 2017.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Clerk are authorized to execute an extension of the current curbside recycling collection contract at a monthly rate of $10,140.00for the period of April 1, 2017 to June 30, 2017 with Gaeta Recycling, 278 West Railway Avenue, Paterson, NJ; and

BE IT FURTHER RESOLVED THAT the Chief Financial Officer has certified that funds are available in budget account 7-CU-01-135-253.

Application for Bingo License:
Re: Wanaque Reserve Senior Citizens Association – BA:204

Four (4) Applications for Raffle Licenses:
Re: 1) Haskell School PTA – RA:956 and RA:957 and 2) Wanaque Reserve Senior Citizens Association – RA:958 and RA:959

Letter from the Fire Chief:
Re: Remove Glen Cisco, Jr. from the rolls of Company #1 and Mark Olivieri, Jr. – Company #2 effective immediately

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 Cortellessa who abstained on the Bingo and Raffle Applications and the Mayor declared the motion carried.

REGULAR REPORTS - PROFESSIONAL REPORTS:

1. Clerk's Receipts for February 2017 -

2. Police Department Report for February 2017-

3. Tax Collector's Report for February 2017 -

4. Municipal Court Report for February 2017 –

On entertainment of the Mayor, Councilmen Willse and Leonard 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: None.

RESOLUTIONS:

Resolution #84-0-17:
Re: Appoint Account Clerk

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

BE IT RESOLVED that Sharon Hoeland, 7 Lake Riconda Drive, Ringwood, NJ be and is hereby appointed as an Account Clerk, effective March 27, 2017 at an annual salary of $45,000.

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

Resolution #85-0-17:
Re: Award Bid – Generator Installation

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

WHEREAS, the Borough of Wanaque advertised for and received bids on March 8, 2017 for the installation of three emergency generators; and proposals were received from the following:

Innovative Electrical Contracting, Inc. 230 Route 206, Ste. 2C Flanders, NJ 07836	$66,977.00
TSUJ Corp PO Box 4621 Wayne, NJ 07474	$69,200.00
Vanore Electric, Inc. 145 Lexington Avenue Hackensack, NJ 07601-3914	$89,450.00
Manor II Electric, Inc. 3 Ardsley Court Holmdel, NJ 07733	$108,000.00
BOZ Electrical Contractors, Inc. 6 Warren Drive Vernon, NJ 07462	$126,200.00
DEE-EN Electrical Contracting 3014 Tremley Point Road Linden, NJ 07036	$137,558.00
Envirocon 490 Schooley's Mountain Road Hackettstown, NJ 07840	$193,857.00

and:

WHEREAS, the bid of Innovative Electrical Contracting Ins has been reviewed and found to be responsive and responsible and in conformance with the Local Public Contracts Law.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract with **Innovative Electrical Contracting, Inc.** 230 Route 206, Ste. 2C, Flanders, NJ 07836 for the installation of emergency generators in the amount of $66,977.00; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget account.

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

Resolution #86-0-17:

Re: Resolution indicating that no further action has been taken regarding the October 6, 2014 Council Resolution pertaining to Lakeside Manor thereby rendering the Developers Agreement signed in the Year 2000 terminated by the applicant

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

Terminating the Designation of the Redeveloper of Lakeside Manor and requiring a new Site Plan be submitted and Approved by the Wanaque Planning Board prior to any further Construction of Buildings on the Properties at Block 200.20, Lots 1 through 48

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wanaque, Passaic County, New Jersey, that the following findings and determinations are hereby made regarding the Lakeside Manor development located at Block 200.20, Lots 1 through 48 (the "Property"):

1-On August 16, 2016 the Borough Council adopted Resolution #151-0-16 Designating Greentree Development, L.L.C., or a successor related entity, as the designated redeveloper of the Property inasmuch as this entity was the contract purchaser of the Property. This designation was made pursuant to the provisions of the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. A redevelopment agreement has not proposed or executed between the designated redeveloper and the Borough. Accordingly, Greentree Development, or a successor related entity, is hereby terminated as designated redeveloper.

2-The current Property owner, Lakeside Manor Inc. has not complied with the June 18, 1998 Wanaque Planning Board Resolution granting conditional site plan approval regarding the Lakeside Manor Property. A condition of the conditional site plan approval was the implementation and compliance with the August 10, 2000 Developer's Agreement. The Property owner, as development applicant on the site plan, has not complied with the terms and conditions of the aforesaid Resolution and Developer's Agreement. Specifically, Paragraph 16 of the Developer's Agreement requires "(t)he Developer (to) submit a Phasing Plan and Schedule for review and approval by the Wanaque Borough Engineer, providing for the timely and orderly completion of improvements, and the project prior to the commencement of any construction of the project". Because this provision and other important matters included in said Resolution and Agreement, such as the proper installation of water, sewer and stormwater infrastructure systems, have not been accomplished or completed, the current Property owner, or successor owner, shall make a new site plan application to the Wanaque Planning Board for their approval prior to commencing any new construction upon the Property. If such site application is made while the Lakeside Manor Redevelopment Plan is in effect, then the site plan must comply with the terms and conditions of said Redevelopment as enabled by Wanaque Ordinance #03-0-17.

BE IT FURTHER RESOLVED that the Mayor, Borough Attorney and Borough Administrator are hereby authorized to enforce and carry out the terms and conditions of this Resolution as they deem appropriate to meet the objectives set forth herein.

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

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:

Current Operating 2016		$ 27,493.77
Water Operating 2016		$ 6,450.95
Current Operating 2017		$ 317,237.58
Water Operating 2017		$ 80,614.65
Sewer Operating 2017		$ 44,975.84
Escrow		$ 2,785.35
Animal Trust		$ 268.80
Recycle Trust		$ 2,234.62
Green Trust Mem Fld		$ 217,319.31
Recreation Trust		$ 11,148.24
	Voucher Total:	$ 710,529.11

Payroll

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

PR #4	2/24/2017	$ 238,744.43
PR #5	3/10/2017	$ 236,009.34
	Payroll Total:	$ 474,753.77
	Grand Total:	$1,185,282.88

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 Balunis moved a motion to adjourn the meeting.

On roll call, all voted yes, and the Mayor declared the motion carried; meeting adjourned at 9:15 P.M.

Katherine J. Falone, RMC, CMC
Municipal Clerk