

Regular Meeting  
March 9, 2015

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, March 9, 2015, at 9:00 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 2, 2015, and a notice thereof has been posted on January 2, 2015 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:

March 9, 2015.

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

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

The Borough Administrator introduced Addie Colon who is the Jersey Central Power and Light representative for Wanaque. I have worked with her on several issues and she is very responsive, helpful and diligent.

Councilman Leonard said are we on the main line.

Addie Colon said there is a substation for Haskell and there are two main lines for Wanaque.

The Borough Administrator said Jersey Central Power and Light has upped their service for the towns since the storm Sandy.

PUBLIC HEARING: Application to Passaic County Open Space Grant Program Improvements  
To Memorial Field and Tremont (Jaycee) Park

The Borough Administrator said we have one hundred sixty-one thousand dollars and a grant for seventy thousand eight hundred dollars for this.

The Mayor opened the Public Hearing.

No one came forward.

The Mayor closed the Public Hearing.

ORDINANCES:

Public Hearing of Ord. #2-0-15:

Re: Sewer Connection Fee

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On entertainment of the Mayor, Councilmen Pasquariello and Willse moved that Ordinance #2-0-15 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 Leonard 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 THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 91, "SEWER" TO AMEND THE SCHEDULE OF RATES FOR THE CONNECTION FEE.

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 Willse moved that,

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 91, "SEWER" TO AMEND THE SCHEDULE OF RATES FOR THE CONNECTION FEE 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, except Councilman Leonard who voted no and the Mayor declared the motion carried.

Introduction of Ord. #3-0-15:  
Re: Amend 2015 Salary Ordinance

On entertainment of the Mayor, Councilmen Willse and Pasquariello moved that Ordinance #3-0-15 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 ORDINANCES THAT PROVIDE FOR AND DETERMINE THE RATE OF PAYMENT THEREOF FOR THE EMPLOYEES OF THE BOROUGH OF WANAQUE IN THE COUNTY OF PASSAIC WHO ARE NOT COVERED BY MUTUAL AGREEMENTS.

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

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AN ORDINANCE TO AMEND ORDINANCES THAT PROVIDE FOR AND DETERMINE THE RATE OF PAYMENT THEREOF FOR THE EMPLOYEES OF THE BOROUGH OF WANAQUE 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 20th day of April 2015, 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.

Introduction of Ord. #4-0-15:

Re: 2015 CAP Index Rate

On entertainment of the Mayor, Councilmen Pettet and Pasquariello moved that Ordinance #4-0-15 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: CALENDAR YEAR 2015 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 Pettet and Pasquariello moved that,

CALENDAR YEAR 2015 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 meeting of the Borough Council to be held on the 20th day of April 2015, 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.

INTRODUCTION OF THE 2015 CURRENT, WATER and SEWER UTILITY BUDGETS - Resolution #53-0-15 and Resolution #54-0-15 – Deferred School Taxes and other Budgetary Resolutions:

The Borough Administrator gave a presentation on the budget.

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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 2015. 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 9th day of March, 2015 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 9th day of March, 2015, 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 9th day of March, 2015, Charles J. Ferraioli, Jr., Registered Municipal Accountant, Certified by me, this 9th day of March, 2015, Mary Ann Brindisi, Chief Financial Officer.

On roll call, all voted yes, except Councilmen Cortellessa and Leonard who voted no, 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 2015:

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2015;

BE IT FURTHER RESOLVED, that said Budget be published by summary only in the Suburban Trends in the issue of March 29, 2015;

The Governing Body of the Borough of Wanaque does hereby approve the following as the Budget for the year 2015:

RECORDED VOTE: Ayes: Councilman Balunis  
Councilman Pasquariello  
Councilman Pettet  
Councilman Willse  
Nays: Councilman Cortellessa  
Councilman Leonard  
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 9, 2015.

A Hearing on the Budget and Tax Resolution will be held at the Municipal Building, on April 20, 2015 at 8:00 P.M. at which time and place objections to said Budget and Tax Resolution for the year 2014 may be presented by taxpayers or other interested persons.

On roll call, all voted yes, except Councilman Cortellessa and Leonard who voted no, 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.

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CONSENT AGENDA:

Application for Bingo License:

Re: Wanaque Reserve Senior Citizens Association, Inc. – BA: 200

Application for Raffle License:

Re: Wanaque Reserve Senior Citizens Association, Inc. – RA: 901

Resolution #55-0-15:

Re: Progress payment #20 to UniMak LLC for the Municipal Building in the amount of \$412,201.51 and Change Order #14 in the amount of \$83,586.70

BE IT RESOLVED that progress payment #20 in the amount of \$412,201.51 and Change order #14 in the amount of \$83,586.70 payable to UniMak LLC for the construction of the new Municipal Building be and is hereby approved.

Letter from the Fire Chief:

Re: Remove Ryan Manning and Ray Cifelli – Company #2 and Ryan Burke – Company #1 and 2) Membership Application to add Joshua Mazowiecki – Company #1 effective immediately

Resolution #56-0-15:

Re: Award Passaic County Co-Op Contract – Aton Computing

WHEREAS, the Borough of Wanaque is in need of computer hardware and software support; and

WHEREAS, Aton Computing Inc. has been awarded a contract by Passaic County, which is extended to the Borough of Wanaque under the cooperative pricing agreement.

NOW, THEREFORE, BE IT RESOLVED that at contract be awarded to Aton Computing, Inc., One East High Street, Somerville, NJ under the Passaic County Cooperative Pricing resolution 2014-0408 adopted on 6/10/14 and expiring on 8/31/2017; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget accounts 5-CU-01-105-212, 5-CU-01-124-212 and 5-WP-02-050-232.

Resolution #57-0-15:

Re: Reprogram 2014 CDBG Grant (Re-do Jenkins Avenue/Storms Place Water Main)

WHEREAS, the Borough of Wanaque received funding in 2014 from the Passaic County Community Development Block Grant Program for the installation of water mains on Milton Place, Jefferson Street, Jackson Street and Monroe Street in the amount of \$100,000; and

WHEREAS, subsequent to the grant award, this area no longer qualified for CDBG funding; and

WHEREAS, the Borough of Wanaque wishes to reprogram this money to an area which income qualifies.

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NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Wanaque requests that the Passaic County Community Development Block Grant Program reprogram the \$100,000 for water main replacement on Jefferson Street, Milton Place, Jackson Street and Monroe Street to water main replacement on Jenkins Place, Storms Place and Locust Street; and

BE IT FURTHER RESOLVED that this resolution replaces resolution 50-0-15 adopted on February 9, 2015.

Resolution #58-0-15:

Re: Approve Grant –Vegetative Waste Disposal

WHEREAS, the marketing of recyclable materials is exempt from public bidding in accordance with NJSA 40A:11-5 et. seq.; and

WHEREAS, the Borough of Wanaque wishes to market mixed yard waste for recycling; and advertised for proposals for the best possible price.

NOW, THEREFORE, BE IT RESOLVED that a contract be awarded to Organic Waste Systems LLC, 289 Marshall Hill Road, West Milford, NJ the composting of the Borough's mixed yard waste at a cost of \$9.75 per yard, delivered by the Borough to the composting site for the period of March 15, 2015 through March 14, 2016; and

BE IT FURTHER RESOVLED that the Chief Financial Officer has certified that funds are available in budget account 5-CU-01-136-252.

Resolution #59-0-15:

Re: Approve Contract – Field Maintenance

WHEREAS, on February 24, 2015 the Borough of Wanaque announced through its official Municipal Website, [www.wanaqueborough.com](http://www.wanaqueborough.com) that it was soliciting proposals for Ballfield Maintenance II under the "Fair and Open" provisions of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, those proposals were received on March 9, 2015 by the Borough Administrator, who opened them and read them aloud; and

WHEREAS, proposals were received from the following:

Northbrook Landscape and Pool - \$21,000

Kodiak Landscaping - \$\$32,000

WHEREAS, upon review by the Borough Council it is agreed to award this contract under the "Fair and Open" provisions of the law;

NOW, THEREFORE, BE IT RESOLVED that the following contract award is made in accordance with N.J.S.A. 40A:11-1 et seq. and N.J.S.A. 19:44A-20.4 et seq.:

Ballfield maintenance – Northbrook Landscape and Pool, 852 Ringwood Avenue, Haskell, NJ 07420 in the amount of \$21,000; and

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

BE IT FURTHER RESOLVED that a copy of this Resolution shall be published in the Suburban Trends as required by Law.

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Resolution #60-0-15:

Re: Approve 2015 Passaic County Open Space Application

WHEREAS, the Borough of Wanaque wishes to upgrade the fencing and parking lot at Memorial Field, and install new playsets at Tremont (Jaycee) Park; and

WHEREAS, the Passaic County Open Space and Farmland Preservation Trust Fund provides grants for capital improvements to recreational facilities in the County of Passaic; and

WHEREAS, the Borough of Wanaque wishes to submit an application for grant funds for these improvements.

NOW, THEREFORE, BE IT RESOLVED that the Borough Administrator be and he is authorized and directed to sign and submit a grant application to the Passaic County Open Space and Farmland Preservation Trust Fund for a grant to upgrade the fencing and parking lot at Memorial Field and to install new playsets at Tremont (Jaycee) Park.

Payment to State of New Jersey Division of Pensions and Benefits:

Re: Police and Firemen's Retirement System in the amount of \$654,980.00

Payment to State of New Jersey Division of Pensions and Benefits:

Re: Public Employees' Retirement System in the amount of \$241,288.00

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 10.1 and 10.2 and the Mayor declared the motion carried.

REGULAR REPORTS - PROFESSIONAL REPORTS:

1. Clerk's Receipts for February 2015 -
2. Police Department Report for February 2015 -
3. Tax Collector's Report for February 2015 -
4. Municipal Court Report for February 2015 -

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:

Change June Meeting Date to June 15, 2015:

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

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

Closed Session:

Re: Litigation/Negotiation/Personnel

Held to the end of the meeting.

UNFINISHED BUSINESS: None.

RESOLUTIONS:

Resolution #61-0-15:

Re: Appoint Ashley Marie Higgins as Police Officer effective April 16, 2015

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

BE IT RESOLVED that Ashley Marie Higgins, 135 Jackson Street, Haskell NJ be and is hereby appointed as a Police Officer in the Borough of Wanaque, effective April 16, 2015 at an annual salary of \$31,053, in accordance with NJ Civil Service Commission certification #OL141493 dated 11/13/14.

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

Resolution #62-0-15:

Re: Approve Re-Developers Agreement – Lakeland Village at Wanaque LLC

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

BE IT RESOLVED that the redevelopment agreement between the Borough of Wanaque and Lakeland at Wanaque, LLC for the property located at Block 435, Lots 5 and 5.01 be and is hereby approved.

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 2014	\$ 11,715.12
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Water Operating 2014	\$ 212.50
Current Operating 2015	\$ 170,592.34
Water Operating 2015	\$ 52,408.17
Sewer Operating 2015	\$ 3,643.25
General Capital	\$ 24,519.80
Water Capital	\$ 5,000.00
Recreation Trust	\$ 4,446.50
Animal Trust	\$ 304.80
<b>Voucher Total:</b>	<b>\$ 988,071.13</b>

**Payroll:**

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

PR #4	02/20/2015	\$ 219,212.56
PR #5	03/06/2015	\$ 217,921.25
<b>Payroll Total:</b>		<b>\$ 437,133.81</b>
<b>Grand Total:</b>		<b>\$ 709,976.29</b>

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

APPROVED: March 9, 2015

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Daniel Mahler  
Mayor

**NEW BUSINESS:**

**Closed Session:**

**Re: Litigation/Negotiation/Personnel**

On entertainment of the Mayor, Councilmen Willse and Leonard 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;

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) Borough of Wanaque vs. North Jersey District Water Supply Commission, Personnel and Negotiations.

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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.

RECONVENEMENT:

On entertainment of the Mayor, Councilmen Cortellessa and Willse moved a motion to reconvene at 9:30 P.M..

On roll call, all were present and the Mayor declared the motion carried.

ADJOURNMENT:

On entertainment of the Mayor, Councilmen Cortellessa and Willse moved a motion to adjourn the meeting. On roll call, all voted yes, and the Mayor declared the motion carried; meeting adjourned at 9:35 P.M.

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Katherine J. Falone, RMC, CMC  
Municipal Clerk