Regular Meeting
May 13, 2019

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, May 13, 2019 at 9:30 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 Willse. The Mayor declared a quorum. The Borough Attorney and Borough Engineer were present.

The Mayor read the following Sunshine Statement: This is a Regular meeting of the Mayor and Council and adequate notice thereof has been given by advertising the date, time and place of the Regular meetings in the Suburban Trends and the Herald News newspapers and was e-mailed to these papers on January 4, 2019, and a notice thereof has been posted on January 8, 2019 on the bulletin board in the Wanaque Municipal Building, 579 Ringwood Avenue, Wanaque, New Jersey and a copy thereof has been on file in the office of the Municipal Clerk.

PROCLAMATION:

The Mayor read the following Proclamation and presented the Proclamation to representatives from Lakeland Bank.

Lakeland Bank – 50th Anniversary

WHEREAS, Lakeland Bank was chartered on May 19, 1969 by John Fredericks, Robert Nicholson and Bruce Bohuny in Newfoundland, New Jersey proving that something that seems impossible can be overcome by hard work and perseverance; and

WHEREAS, the Wanaque branch of Lakeland Bank was one of the early branches as the new bank began its expansion; and

WHEREAS, Lakeland Bank has provided local financial services to support our community for the past 50 years; and

WHEREAS, Lakeland Bank has grown to now serve local communities with 54 offices and $6.3 billion dollars in assets; and

WHEREAS, Lakeland Bank has been an integral part of Wanaque's economy through their community giving, dedication as good neighbors, and above all, their critical role in providing financial services to the residents of Wanaque; and

WHEREAS, Lakeland Bank has made many contributions to our community, including their donation of the scoreboard at Lakeland Regional High School and their continued commitment to providing annual scholarships to high school students throughout northern New Jersey, including Lakeland Regional High School;

WHEREAS, Lakeland Bank became the first bank in the area to provide drive-in and Saturday banking opportunities for customers; and

NOW, THEREFORE, in recognition of their 50th Anniversary and in recognition of their dedication to our community I, Daniel Mahler, Mayor of the Borough of Wanaque on behalf of the residents of Wanaque Borough wish Lakeland Bank a very Happy 50th Anniversary, and furthermore, I hereby declare that May 19, 2019 to be "Lakeland Bank Day" in Wanaque.

The Mayor read the following Proclamation:

National Gun Violence Awareness Day – June 7, 2019

DECLARING THE FIRST FRIDAY IN JUNE TO BE
NATIONAL GUN VIOLENCE AWARENESS DAY

This Proclamation declares the first Friday in June to be National Gun Violence Awareness Day in the Borough of Wanaque to honor and remember all victims and survivors of gun violence and to declare that we as a Country must do more to reduce gun violence.

WHEREAS, every day, 96 Americans are killed by gun violence and on average there are nearly 13,000 gun homicides every year and Americans are 25 times more likely to be killed with guns than people in other developed Countries; and

WHEREAS, protecting public safety in the communities they serve is one of a Mayors' highest responsibilities and support for the Second Amendment rights of law-abiding citizens goes hand-in-hand with keeping guns away from dangerous people; and

WHEREAS, Mayors and Law Enforcement Officers know their communities best, are the most familiar with local criminal activity and how to address it, and are best positioned to understand how to keep their citizens safe; and

WHEREAS, in January 2013, Hadiya Pendleton, a teenager who marched in President Obama's second inaugural parade and was tragically shot and killed just weeks later, should be now celebrating her 21st birthday, and to help honor Hadiya and the countless people who are injured by shootings every day, a national coalition of organizations has designated June 7th, 2019, the first Friday in June, as the 4th National Gun Violence Awareness Day; and

WHEREAS, the idea was inspired by a group of Hadiya's friends, who asked their classmates to commemorate her life by wearing orange; they chose this color because hunters wear orange to announce themselves to other hunters when out in the woods and orange is a color that symbolizes the value of human life; and

WHEREAS, anyone can join this campaign by pledging to wear orange on June 7th, the first Friday in June in 2019, to help raise awareness about gun violence; and

WHEREAS, by wearing orange on June 7, 2019, Americans will raise awareness about gun violence and honor the lives of gun violence victims and survivors; and

WHEREAS, we renew our commitment to reduce gun violence, pledge to do all we can to keep firearms out of the wrong hands, and encourage responsible gun ownership to help keep our children safe;

NOW, THEREFORE, BE IT RESOLVED, that I, Mayor Daniel Mahler of the Borough of Wanaque declare that Friday, June 7, 2019, be National Gun Violence Awareness Day in Wanaque. I encourage all citizens to support their local communities' efforts to prevent the tragic effects of gun violence and to honor and value human lives.

PRESENTATION:

Sports Award Certificates – Wrestling – 7:00 P.M.

The Mayor asked the coaches to come forward and presented the Sports Award Certificates to the number one team in the Tri-County who won the championships the 2018-2019 Twin County Varsity Champions.

MINUTES:

April 8, 2019.

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

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

ORDINANCES:

Public Hearing of Ordinance #2-0-19:
Re: CAP Index Rate

On entertainment of the Mayor, Councilmen Pasquariello and Pettet moved that Ordinance #2-0-19 be taken from the table and read by the Clerk, by title only, for consideration of final reading.

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

The Clerk took from the table and read by title only as follows: CALENDAR YEAR 2019 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14).

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.

Jay Cohen, 2319 Warrens Way, Wanaque said you wouldn't have to have this Ordinance if you don't exceed the Cap and you should blame yourself.

Frank Covelli, 19 Graham Place, Wanaque said it is deplorable how much the retirement went up.

The Mayor closed the Public Hearing.

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

BE IT RESOLVED THAT an Ordinance entitled: CALENDAR YEAR 2019 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) 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 Cortellessa who voted no and the Mayor declared the motion carried.

Introduction of Ordinance #3-0-19:
Re: Amending Chapter 87 to authorize and regulate the sale of Mobile Ice Cream and Ice Cream Products Vendors

On entertainment of the Mayor, Councilmen Pasquariello and Leonard moved that Ordinance #3-0-19 be taken from the table and read by the Clerk, by title only, for consideration of first reading.

On roll call, all voted yes, except Councilmen Cortellessa who voted no and the Mayor declared the motion carried.

The Clerk took from the table and read by title only as follows: AN ORDINANCE AMENDING CHAPTER 87 OF THE CODE OF THE BOROUGH OF WANAQUE, TO AUTHORIZE AND REGULATE THE SALE OF MOBILE ICE CREAM AND ICE CREAM PRODUCTS VENDORS.

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

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE AMENDING CHAPTER 87 OF THE CODE OF THE BOROUGH OF WANAQUE, TO AUTHORIZE AND REGULATE THE SALE OF MOBILE ICE CREAM AND ICE CREAM PRODUCTS VENDORS pass 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 June 2019, at the Municipal Building in the Borough of Wanaque at 8:00 PM., and that at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance; and

BE IT FURTHER RESOLVED that the Borough Clerk be instructed to publish in the manner provided by law a copy of said Ordinance, together with introduction thereof and notice when same will be considered for final passage and adoption.

On roll call, all voted yes, except Councilmen Cortellessa who voted no and the Mayor declared the motion carried.

Introduction of Ordinance #4-0-19:
Re: Bond Ordinance providing for the Improvement of Various Roads and Appropriating $400,000 and Authorizing the Issuance of $157,900 Bonds or Notes

On entertainment of the Mayor, Councilmen Pasquariello and Pettet moved that Ordinance #4-0-19 be taken from the table and read by the Clerk, by title only, for consideration of first reading.

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

> The Clerk took from the table and read by title only as follows: BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING $400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $157,900 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.

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

> BE IT RESOLVED THAT an Ordinance entitled: BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING $400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $157,900 BONDS OR 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 Regular meeting of the Borough Council to be held on the 10th day of June 2019, at the Municipal Building in the Borough of Wanaque at 8:00 PM., and that at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance; and

BE IT FURTHER RESOLVED that the Borough Clerk be instructed to publish in the manner provided by law a copy of said Ordinance, together with introduction thereof and notice when same will be considered for final passage and adoption.

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

PUBLIC HEARING OF THE 2019 MUNICIPAL OPERATING, WATER UTILITY AND SEWER UTILITY BUDGETS

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

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

The Mayor opened the Public Hearing on the Budget.

Councilman Pettet said the Budget is under the Cap at $129,000.00.

Jay Cohen, 2319 Warrens Way, Wanaque said in the three budgets the Bond service is high on all of them. You passed the Bond Ordinance and it is not provided in the budget. You should plan ahead rather than issue debt services. The Bond is not provided for in the budget.

The Mayor said the payment of debt service and the interest is in.

Jay Cohen said it still increases the debt service and it should be budgeted for and planned for.

The Mayor said we can add it to the capital budget.

Jim Cerullo, Auditor said it has to be in the capital budget. The Bond Ordinance tonight is included in the 2019 Budget. The capital budget is a planning tool for projects the Bond Ordinance and useful life.

Jay Cohen said I'm just asking for transparency. I'm not opposed to it. We should know what you are spending it on.

Jim Cerullo said the Bond Anticipation Notes minimum statutory payments as debts are expiring and cut down on the impact of the debt service.

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

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

The Mayor closed the Public Hearing on the Budget.

Resolution #71-0-19:
Re: Amend the Budget

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

BOROUGH OF WANAQUE

RESOLUTION TO AMEND BUDGET - #71-0-19

WHEREAS, the local municipal budget for the year 2019 was approved on April 8, 2019 ; and,

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approved budget,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Wanaque, Passaic County, that the following amendments to the approved budget of 2019 be made:

RECORDED VOTE (Insert Last Names)				
AYES	Balunis Leonard Pasquariello Pettet Willse	NAYS	Cortellessa	ABSTAIN NONE
ABSENT	NONE			

CURRENT FUND BUDGET	From	To
ANTICIPATED REVENUES		
1. Surplus Anticipated	965,000.00	975,000.00
TOTAL SURPLUS ANTICIPATED	965,000.00	975,000.00
3. Miscellaneous Revenues - Section A: Local Revenues Interest on Investments	60,000.00	65,000.00
Total Section A: Local Revenues	350,500.00	355,500.00
3. Miscellaneous Revenues - Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special Items Cell Tower Lease	195,000.00	205,000.00
Total Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special Items	619,166.00	629,166.00
TOTAL MISCELLANEOUS REVENUES	2,614,702.66	2,629,702.66
5. SUBTOTAL GENERAL REVENUES (Items 1, 2, 3 and 4)	3,899,702.66	3,924,702.66
6. Amount to be Raised by Taxes for Support of Municipal Budget: (A) Local Tax for Municipal Purpose Including Res. for Uncollected Taxes	10,232,559.18	10,194,059.18
TOTAL AMOUNT TO BE RAISED BY TAXES FOR SUPPORT OF MUNICIPAL BUDGET	10,668,943.18	10,630,443.18
7. TOTAL GENERAL REVENUES (Items 5 and 6)	14,568,645.84	14,555,145.84

APPROPRIATIONS		
8. (A) Operations Within "CAPS"		
Elections		
Other Expenses	7,000.00	6,500.00
Collection of Taxes		
Other Expenses	7,000.00	6,500.00
Assessment of Taxes		
Other Expenses	11,000.00	10,500.00
Legal Services		
Other Expenses	150,000.00	145,000.00
Police Department		
Other Expenses	190,000.00	185,000.00
Municipal Services Act		
Other Expenses	28,000.00	26,000.00
TOTAL OPERATIONS (Item 8(A) Within "CAPS")	9,487,394.59	9,473,894.59
TOTAL OPERATIONS INCLUDING CONTINGENT WITHIN "CAPS"	9,487,394.59	9,473,894.59
Detail:		
Other Expenses (Including Contingent)	4,428,565.00	4,415,065.00
(H-1) TOTAL GENERAL APPROPRIATIONS FOR MUNICIPAL PURPOSES WITHIN "CAPS"	10,801,035.19	10,787,535.19
(L) SUBTOTAL GENERAL APPROPRIATIONS (Items (H-1) and (O))	13,664,466.96	13,650,966.96
9. TOTAL GENERAL APPROPRIATIONS	14,568,645.84	14,555,145.84

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the 2019 Local Municipal Budget so amended.

IT IS HEREBY CERTIFIED that the Amended Budget hereto and hereby made a part hereof is a true copy of the Ammended Budget approved by resolution of the Governing Body on the 13th day of May, 2019.

Katherine J. Falone

Certified by me, this 13th day of May, 2019

Clerk

IT IS HEREBY CERTIFIED that the Adopted Budget Amendment annexed hereto and hereby made a part of the 2019 Budget is a 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.

James Cerullo

Certified by me, this 13th day of May, 2019

Registered Municipal Accountant

On roll call, all voted yes, except Councilman Cortellessa who voted no and the Mayor declared the motion carried.

Resolution #72-0-19:
Re: Self Examination of the Budget

Held. Not required.

Resolution #73-0-19:
Re: Adoption of the Budget

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

BE IT RESOLVED by the Mayor and Council of the Borough of Wanaque of the County of Passaic that the Budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of $14,555,145.84 for Municipal purposes;

RECORDED VOTE:

AYES: Councilman Balunis, Councilman Pasquariello, Councilman Pettet and Councilman Willse.
NAYS: Councilman Cortellessa, Councilman Leonard
ABSTAINED: NONE
ABSENT: NONE

It is hereby certified that the within Budget is a true copy of the Budget finally adopted by Resolution of the Governing Body on the 13th day of May 2019. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2019 approved Budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

On roll call, all voted yes, except Councilmen Cortellessa and Leonard who voted no and the Mayor declared the motion carried.

COMMITTEE REPORTS: (Work Meeting)

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.

Bridget Pasznik, 3 Margaret Court, Haskell said I am checking on the status of the speed bumps for Back Beach.
The Mayor said we will check the status.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Resolution #74-0-19:
Re: Refund and Credit of Taxes on Block 108, Lot 8 in the amount of $8,081.71 due to homeowner qualifying for a 100% disabled Veteran exemption

WHEREAS, the owner of Block 108 Lot 8, 87 Ringwood Avenue, qualifies for a 100% disabled Veteran exemption from tax beginning on July 26, 2018, as stated in the letter from the Department of Veterans Affairs

WHEREAS, the homeowner is entitled to refund of taxes paid since that date as follows:
2018 3rd quarter - $ 969.54 (26 days)
2018 4th quarter - $3,355.74
2019 1st quarter - $3,277.26
2019 2nd quarter - $ 479.17 – Homestead Rebate given

As well as crediting the remaining balance of the 2019 2nd quarter, $2,798.09, that has already been billed

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector shall credit this block and lot for the second quarter of 2019 and the Treasurer shall refund the $8,081.71 to the homeowner.

Resolution #75-0-19:
Re: Permanent appointment of Brian Bellifemine as Detective in the Criminal Investigations Division

PROMOTING BRIAN BELLIFEMINE TO THE POSITION OF DETECTIVE IN THE WANAQUE BOROUGH POLICE DEPARTMENT CRIMINAL INVESTIGATIONS DIVISION

WHEREAS, Detective Brian Bellifemine is currently serving in the position of Detective in the Wanaque Borough Police Department Detective Division; and

WHEREAS, Wanaque Borough Chief of Police Robert Kronyak has recommended Detective Brian Bellifemine be permanently appointed to the position of Detective within the Criminal Investigations Division of the Wanaque Borough Police Department;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wanaque that Brian Bellifemine is hereby permanently appointed to the position of Detective within the Criminal Investigation Division of the Wanaque Borough Police Department.

Resolution #76-0-19:
Re: Authorizing the issuance of Purchase Orders in compliance with N.J.S.A. 19:44A-20 ET SEQ. (N.J. Pay to Play Law) for various services – Monmouth Telecom

RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PURCHASE ORDERS IN COMPLIANCE WITH N.J.S.A. 19:44A-20 ET SEQ. (N.J. PAY TO PLAY LAW) FOR VARIOUS SERVICES

WHEREAS, the Borough of Wanaque has a need to acquire various goods and services as non-fair and open contracts in compliance with N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Borough of Wanaque has provided a list of vendors that may exceed cumulative payments in the amount of $17,500 for the Borough of Wanaque 2019; and

WHEREAS, the following vendor(s) have executed a certification that certifies that the business entity has not made a contribution that would bar them from receiving purchase orders in excess of $17,500, and the business entity will report to the Election Law Enforcement Commission any contribution that would violate N.J.S.A. 19:44-20.4 et seq. (New Jersey Pay to Play Law) for Borough of Wanaque 2019.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Wanaque does hereby authorize the Borough of Wanaque Business Administrator to issue purchase orders to the following vendor(s) for the various goods and services described below; and

Vendor Name	**Description of Services**
Monmouth Telecom	Broadband & Fiber Services

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution.

Resolution #77-0-19:
Re: Authorizing the issuance of Purchase Orders in compliance with N.J.S.A. 19:44A-20 ET SEQ. (N.J. Pay to Play Law) for various services – Civitas New Jersey

RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PURCHASE ORDERS IN COMPLIANCE WITH N.J.S.A. 19:44A-20 ET SEQ. (N.J. PAY TO PLAY LAW) FOR VARIOUS SERVICES

WHEREAS, the Borough of Wanaque has a need to acquire various goods and services violate N.J.S.A. 19:44-20.4 et seq. (New Jersey Pay to Play Law) for Borough of Wanaque 2019.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Wanaque does hereby authorize the Borough of Wanaque Business Administrator to issue purchase orders to the following vendor(s) for the various goods and services described below;

Vendor Name	**Description of Services**
Civitas New Jersey	Administrative Consulting Services

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution.

Resolution #78-0-19:
Re: Approve Professional Services Agreement – Administrative Consulting Services

AUTHORIZING AND APPROVING AN AGREEMENT FOR PROFESSIONAL SERVICES FOR ADMINISTRATIVE CONSULTING SERVICES

WHEREAS, the Borough of Wanaque wishes to retain and enter into a contract with Civitas New Jersey, LLC to provide Administrative Consulting Services at a rate of $95.00 per hour from May 1, 2019 to December 31, 2019 ; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor is hereby authorized to execute the Professional Services Agreement between Borough of Wanaque and Civitas New Jersey, LLC.

PROFESSIONAL SERVICES AGREEMENT

THIS AGREEMENT (hereinafter "Agreement"), made on this 13th day of May, 2019 by and between:

THE BOROUGH OF WANAQUE,
A municipal corporation of the State of New Jersey
with offices at
579 Ringwood Avenue, Wanaque, NJ 07465,

(hereinafter "Borough")

and:

CIVITAS NEW JERSEY, LLC, with its
principal place of business located at
19 King Road, Landing, NJ 07850,

(hereinafter "Consultant")

WITNESSETH:

WHEREAS, the Borough of Wanaque wishes to retain and appoint Civitas New Jersey, LLC, to provide administrative consulting services; and

WHEREAS, the Borough of Wanaque seeks to have these services provided by Civitas New Jersey at a rate of $95/hour; and

WHEREAS, N.J.S.A. §40A:11-1 *et seq.* requires that all contracts be in writing; and

WHEREAS, the Borough wishes to enter into a written contract.

NOW, THEREFORE, IN CONSIDERATION OF the mutual covenants and agreements herein contained, the parties agree as follows:

1. The term of this Agreement shall be until the services for which Consultant has been retained are concluded or until modified by the parties in writing, whichever is sooner.

2. Although Consultant has been selected to perform these Services for the Borough, it is understood and agreed that only professionals within the firm will perform Services pursuant to this Agreement. Under no circumstances does Consultant have the

authority or ability to name any other professionals outside of the firm to perform Services in connection with this Agreement.

3. This Agreement is not assignable by either party.

4. During the term of this Agreement, the parties agree to comply with the Affirmative Action requirements set forth in N.J.A.C. §17:27 and incorporate by reference the mandatory Affirmative Action language set forth in Attachment A attached hereto and made part of this Agreement.

5. It is recognized and understood that in accordance with the Borough's accepted practice and budget process, the Services performed under this Agreement shall not exceed the amount of $20,000 without a resolution authorizing an amendment to increase the Agreement's compensation limitations. In the event any services are provided which exceed this amount, the Borough is under no obligation to provide consideration for such services.

6. Consultant is advised of the responsibility to file an annual statement on political contributions with the New Jersey Election Law Enforcement Commission pursuant to N.J.S.A. §19:44A-20.13 (P.L. 2005, c.271 §3) if Consultant received contracts in excess of $50,000 from public entities in a calendar year. It is Consultant's responsibility to determine if filing is necessary.

7. This Agreement has been awarded to Consultant based on the merits and abilities of Consultant to provide the goods and services as described herein. This Agreement

was not awarded through a "fair and open process" pursuant to N.J.S.A. §19:44A-20.4 *et seq.* As such, the undersigned does hereby attest that Consultant, its subsidiaries, assigns or principals, controlling in excess of 10% of the firm has neither made a contribution in the one (1) year period preceding the award of this Agreement that is reportable to the New Jersey Election Law Enforcement Commission pursuant to N.J.S.A. §19:44A-8 or §19:44-16 so as to affect its eligibility to perform this Agreement, nor will it make a reportable contribution during the term of this Agreement to any political party committee in the Borough if a member of that political party is serving in an elective public office of the Borough when the Agreement is awarded, or to any candidate committee of any person serving in an elective public office of the Borough when the Agreement is awarded.

8. The Consultant shall furnish the Borough with a Certificate of Insurance, which shall clearly show the policies with the following limits of liability will be in effect for the duration of this agreement:

Professional Liability:	$1,000,000 per occurrence
General Liability:	$1,000,000 per occurrence, combined single limit for bodily injury and property damage

The certificate of insurance must clearly indicate that the Borough has been named as an additional insured on all of the Consultant's liability policies and shall contain a 30-day prior notice cancellation to the Borough.

9. Consultant agrees to submit vouchers on a monthly basis to the Borough's Chief Financial Officer in accordance with the Borough's schedules and procedures. These vouchers will identify, with specificity, the personnel performing the service, the date of service performance, the hours spent, and the expenses incurred.

10. Prior to any payment from the Borough pursuant to paragraph 11 of this Agreement, the Borough shall require the Chief Financial Officer to review and certify the voucher for accuracy. Thereafter, the voucher must ultimately be authorized by the Mayor and Borough Council.

11. The term of this contract shall commence on May 1, 2019 and terminate on December 31, 2019. At any time during the contract period, either party may terminate the contract by providing 30 days written notice to the other party of their intention to terminate the contract prior to the contract termination date of December 31, 2019.

CIVITAS NEW JERSEY, LLC

John Eskilson, President

BOROUGH OF WANAQUE

Daniel Mahler, Mayor

ATTACHMENT A

P.L. 1975, C. 127 (N.J.A.C. 17:27)
MANDATORY AFFIRMATIVE ACTION LANGUAGE

PROCUREMENT, PROFESSIONAL AND SERVICE CONTRACTS

During the performance of this contract, Consultant agrees as follows:

Consultant will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, Consultant will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. Consultant agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

Consultant, in all solicitations or advertisements for employees placed by or on behalf of Consultant, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

Consultant will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of Consultant's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

Consultant agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

Consultant agrees to make good faith efforts to employ minority and women workers consistent with the applicable county employment goals established in accordance with N.J.A.C. 17:27-5.2, or a binding determination of the applicable county employment goals determined by the Division, pursuant to N.J.A.C. 17:27-5.2.

Consultant agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

Consultant agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the applicable employment goals, Consultant agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

Consultant shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval

Certificate of Employee Information Report

Employee Information Report Form AA302

Consultant shall furnish such reports or other documents to the Div. of Contract Compliance & EEO as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Div. of Contract Compliance & EEO for conducting a compliance investigation pursuant to **Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.**

Resolution #79-0-19:
Re: Appoint the Public Compliance Officer of the Borough of Wanaque for the Year 2019

RESOLUTION TO APPOINT THE PUBLIC AGENCY COMPLIANCE OFFICER OF THE BOROUGH OF WANAQUE FOR THE YEAR 2019

BE IT RESOLVED that Mayor Daniel Mahler hereby appoints the following person as the Borough of Wanaque Public Agency Compliance Officer for the terms set forth below. Mayor Mahler has requested the consent of the Council, that they do hereby authorize the appointment of the following Public Agency Compliance Officer for the year 2019.

Paul M. Carelli	One-Year Term	Expires December 31, 2019

Adopted this 13 day of May 2019
and certified to be a true copy of the original

Resolution #80-0-19:
Re: Approval of 2017/2018 and 2018/2019 Liquor License Renewal – Adriana M. Falcon – License #1613-33-002-009 for the 12.39 Ruling

BE IT RESOLVED that the licensee Adriana M. Falcon has received a Special Ruling from the Director of the Division of Alcoholic Beverage Control pursuant to N.J.S.A. 33:1 – 12.39 for the license terms 2018-2019 and 2019-2020;

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Wanaque do hereby approve through this Resolution the following Liquor License Renewal for the license terms 2018-2019 and 2019-2020.

1. Adriana M. Falcon - License #1613-33-002-009

Four (4) Applications for Raffle Licenses:
Re: 1) Wanaque Reserve Senior Citizens Association – RA:1018 and 2) Saint Francis of Assisi Church – RA:1019, RA:1020 and RA:1021

Letter from the Fire Chief:
Re: Remove Tad Skawinski – Company No. 2, Chris Johnson – Company No. 1 and Glenn Cisco, Jr. – Company No. 1

Application for Ice Cream Vendor's License – Tom's Ice Cream

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

On roll call, all voted yes, except Councilman Cortellessa who abstained on Raffle Application RA:1018 and the Mayor declared the motion carried.

REGULAR REPORTS - PROFESSIONAL REPORTS:

On entertainment of the Mayor, Councilmen Leonard and Pasquariello 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:

Appointment of Ethics Committee Member
Kathleen Leary, 63 Aldrin Drive, Wanaque

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

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

Appointment of Planning Board Member
Re: John Jordan, 47 Laura Avenue – Four Year Term

The Mayor appointed John "Jack" Jordan, 47 Laura Avenue, Wanaque to a four year term on the Planning Board.

Closed Session:
Re: Litigation/Negotiation/Personnel

Held prior to the meeting.

UNFINISHED BUSINESS:

Status Report - Lakeside Manor

Reported on at the Work Meeting.

RESOLUTIONS:

Resolution #81-0-19:
Re: Designating a Redeveloper for the 2019 Wanaque Redevelopment Plan to carry out the Susquehanna Avenue Redevelopment Project

Designating a Redeveloper for the 2019 Wanaque Redevelopment Plan
to Carry out the Susquehanna Avenue Redevelopment Project.

On entertainment of the Mayor, Councilmen Pasquariello and Balunis,

WHEREAS, on March 11, 2019 the Borough Council of the Borough of Wanaque adopted Ordinance number 1-0-19 establishing a Redevelopment Plan for certain properties located in a portion of Blocks 468, 470, 471, 472 and 473 as listed in Figure 1 of the Redevelopment Plan and where the designated redeveloper controls the property; and

WHEREAS, the owner or contract purchaser of the pertinent properties listed in Figure 1 of the Redevelopment Plan has requested that the repurposing of the 2019 Susquehanna Avenue

Redevelopment Plan area in need of redevelopment proceed subject to the terms and conditions of the Redevelopment Plan and the redevelopment agreement so that the project proceed and the appropriate project; and

WHEREAS, Borough Council desires that the current contract property owner, Tilcon New York, Inc., or a successor or related entity be the designated redeveloper to perform all project work in accordance with the objectives of the aforesaid Redevelopment Plan as may be modified to incorporate the appropriate land use and subject to Wanaque Planning Board Project review as may be controlled by Ordinance 1-0-19; and

WHEREAS, the Borough Council finds that it is in the best interest of the public to implement the aforesaid redevelopment project, with the contract property owner, and consistent with the Redevelopment Plan as may be amended.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wanaque, Bergen County, New Jersey, pursuant to the provisions of N.J.S.A. 40A:12A-1 et seq., that Tilcon New York, Inc., or a successor or related entity organized for the purposes of carrying out the aforesaid redevelopment project, is hereby designated as the redeveloper of the pertinent Redevelopment Plan parcels as may be further identified specifically in the aforesaid redevelopment agreement, as may be necessary to carry out the redevelopment project and subject to any required amendments or modifications of the Redevelopment Plan that may be required.

BE IT FURTHER RESOLVED, that the above preamble (WHEREAS clauses) is made a part of this resolution as though it is a material and actionable part of this resolution.

BE IT FURTHER RESOLVED, pursuant to N.J.S.A. 40A:12A-8, the Mayor is hereby authorized to execute on behalf of the Borough of Wanaque a Redevelopment Agreement, consistent with the adopted Redevelopment Plan (Ordinance as may be amended), between the Borough of Wanaque and the herein designated redeveloper, Tilcon New York, Inc., or a successor or related entity, so as to carry out the terms and conditions of the redevelopment project, as may be amended or modified; a copy of said agreement shall be placed on file in the office of the Borough Clerk upon execution thereof.

BE IT FURTHER RESOLVED, that the Borough Mayor, Administrator, Planner Attorney and Redevelopment Consultant are hereby authorized to enforce and carry out the terms and conditions of the Redevelopment Agreement authorized herein.

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

Resolution #82-0-19:
Re: Resolution authorizing and directing the Wanaque Planning Board to Undertake a Preliminary Investigation of the Property adjacent to the Susquehanna Redevelopment Plan Area of Wanaque as an Area in Need of Redevelopment ("ANR")

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

Resolution Authorizing and Directing the Wanaque Planning Board to Undertake a Preliminary Investigation of the Property adjacent to the Susquehanna Redevelopment Plan Area of Wanaque as an Area in Need of Redevelopment ("ANR")

WHEREAS, the Borough of Wanaque is in the process of implementing the Borough's 2019 Susquehanna Redevelopment Plan; and

WHEREAS, on April 3, 2019 the Borough of Wanaque Planning Board received a presentation regarding the background of the aforesaid Redevelopment Plan and the pertinent area in need of redevelopment from the Borough's planning and redevelopment consultants, Benecke Economics, so as to achieve certain objectives, including improving property values and increasing the Borough's tax base; and

WHEREAS, Article VIII, Section III of the Constitution of the State of New Jersey establishes that the clearance, planning, development, or redevelopment of certain areas of the State of New Jersey is a viable public purpose; and

WHEREAS, the Legislature of the State of New Jersey has adopted a comprehensive set of laws, the centerpiece of which is the Local Redevelopment and Housing Law (N.J. S.A. 40A:12A-1 et seq.-the "LRHL"), allowing for the substantial improvement to, and turnaround of, underutilized, unused, and deteriorated properties through the careful design, writing and implementation of local redevelopment plans; and

WHEREAS, it appears that within the general area of what is commonly referred to as the Susquehanna Avenue area of the Borough-to the south of Union Avenue, there exists property (land), specifically the Susquehanna Avenue roadway which, by reason of faulty arrangement of design, deleterious land use, obsolescence or obsolete layout or other factors, have remained vacant, stagnant, unproductive, under-utilized and undervalued and may be detrimental to the safety, health, morals or welfare of the Borough of Wanaque as stipulated in the LRHL and which shall specifically to be reviewed by the Planning Board, and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Wanaque, Passaic County, New Jersey, pursuant to N.J.S.A. 40A:12A-l et seq., that the Wanaque Planning Board is hereby authorized and directed to undertake a preliminary investigation pursuant to N.J.S.A. 40A:12A-6 to determine whether Susquehanna Avenue in the Borough of Wanaque is a non-condemnation redevelopment area in accordance with the criteria of N.J.S.A. 40A-12A-5.

BE IT FURTHER RESOLVED that Benecke Economics has been retained to and is authorized to study said area and to guide the Mayor and Borough Council and the Planning Board in the redevelopment process, deliberations, and public hearing(s).

BE IT FURTHER RESOLVED that the Wanaque Planning Board shall conduct a public hearing at the appropriate time respecting the proposed redevelopment area and after public notice is given in accordance with N.J.S.A. 40A:12A-6.

BE IT FURTHER RESOLVED that after completing its public hearing(s) and deliberation, the Wanaque Planning Board shall submit a recommendation to the Mayor and Council as to whether the delineated area, or any part thereof, be or not be determined to be a redevelopment area, with any conditions related thereto.

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

Animal Trust 2019		$ 180.60
Recycling Trust 2019		$ 3,250.00
Pre-Paid Current		$ 111,986.75
Current 2018		$ 2,463.44
Current 2019		$ 2,711,473.34
Pre-Paid Water		$ 1,460.52
Water Operating 2018		$ 7,149.57
Water Operating 2019		$ 56,011.75
Sewer Operating 2019		$ 43,877.42
General Cap		$ 5,985.00
Housing Trust		$ 1,890.80
Recreation Trust 2019		$ 13,392.59
Escrow 2019		$
	Voucher Total:	$ 2,959,121.78

PAYROLL:

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

PR #8	04/19/2019	$ 219,161.13
PR #9	05/03/2019	$ 225,971.31
	Payroll Total:	$ 445,132.44

Grand Total: $3,404,254.22

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

Daniel Mahler
Mayor

ADJOURNMENT:

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

On roll call, all voted yes, except Councilman Willse who voted no and the Mayor declared the motion carried; meeting adjourned at 10:00 P.M.

Katherine J. Falone, RMC, CMC
Municipal Clerk