

Regular Meeting
May 8, 2017

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, May 8, 2017, at 8:45 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.

PRESENTATIONS: Sports Award Certificates – Cheerleaders – 7:00 P.M.
Volunteer of the Year Award – 8:00 P.M.

The Mayor and Walter White of the Recreation Commission presented the 2016 Volunteer of the Year Award to Jim Figliolino and Sherry Bachmann.

PROCLAMATION: Midvale United Methodist Church – 150th Anniversary serving the Community

The Mayor read the following Proclamation:

WHEREAS, Daniel and Elizabeth Whritenour, were the first “Methodists” to settle in Midvale in 1853 and attended the Methodist Episcopal Church at Bloomingdale, leading to the establishment of the Methodist Episcopal Church of Wynokie on February 16, 1867; and

WHEREAS, after 150 years, the Midvale United Methodist Church continues to serve the residents of Wanaque and surrounding communities through both spiritual services and community involvement, including Ecumenical Services, Easter Sunrise Services, Bible studies, as well as providing meeting space for the Boy Scouts and Girl Scouts, sponsoring the Second Mile Thrift Shop, and hosting the Ringwood Cooperative Nursery School; and

WHEREAS, 2017 marks the Midvale United Methodist Church 150th Anniversary of serving the community;

NOW, THEREFORE, I, DANIEL G. MAHLER, MAYOR OF THE BOROUGH OF WANAQUE, do hereby proclaim Sunday, May 7, 2017 as “Midvale United Methodist Church Day” in the Borough of Wanaque, honoring the glorious past of the Church, and recognizing its continuing role in the everyday lives of our residents; and

BE IT FURTHER RESOLVED that this proclamation be read aloud at the May 8, 2017 meeting of the Mayor and Council of the Borough of Wanaque, and that the Borough Clerk include its full text of this proclamation in the minutes of the meeting, forever memorializing the good works and history of the Midvale United Methodist Church.

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MINUTES:

April 10, 2017

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

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

ORDINANCES:

Public Hearing of Ord. #3-0-17:

Re: Amend Ordinance #15-0-16 – Redevelopment Plan – Block 200.20, Lots 1 – 48
(Lakeside Manor)

On entertainment of the Mayor, Councilmen Balunis and Leonard moved that Ordinance #3-0-17 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.

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.

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.

Ken Manning said what does this Ordinance mean.

The Borough Administrator said that this is in conformance with the Highlands and will allow me to go ahead with the abandoned property Ordinance to move forward with demolishing the buildings.

Ken Manning said this means that the owner has nothing to do with this.

The Borough Attorney said this is for the abandoned property regarding properties that are affected and the Ordinance allows the Borough for the owner of the property to do that in thirty days and this is what this Ordinance is.

Ken Manning said we are putting this down and he has nothing to do with this anymore.

The Borough Attorney said this is for the property owners for the values of the property. He can build on the other property. This Ordinance takes effect after publication.

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Ken Manning said are we pulling his permits and the redevelopment.

The Borough Attorney said we have to be careful there is possible litigation.

The Borough Administrator read section four of the Ordinance. The Building Inspector and Borough Engineer were out there today to go over the abandoned property Ordinance.

Ken Manning said if he can still build there then we are not done with him.

The Mayor said the State passes laws which protects the builders.

Ken Manning said this guy has not done what he says in twenty two years. Before he proceeds with development he needs a bond. This has been going on a long time.

Eric Abraham, Attorney for Hill Wallack said regarding the property Ordinance we will fight it out in court.

The Mayor closed the Public Hearing.

On entertainment of the Mayor, Councilmen Leonard and Cortellessa 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 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.

Public Hearing of Ord. #5-0-17:

Re: Transfer Block 475, Lot 2 to New Jersey State Elks Special Childrens Committee, Inc.

On entertainment of the Mayor, Councilmen Pasquariello and Pettet moved that Ordinance #5-0-17 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.

The Clerk took from the table and read by title only as follows: AN ORDINANCE AUTHORIZING THE TRANSFER OF PROPERTY IDENTIFIED AS BLOCK 475, LOT 2, ON THE WANAQUE BOROUGH TAX MAP TO THE NEW JERSEY STATE ELKS SPECIAL CHILDREN'S COMMITTEE INC.

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.

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The Mayor opened the Public Hearing.
No one came forward.
The Mayor closed the Public Hearing.

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

BE IT RESOLVED that an Ordinance entitled: AN ORDINANCE AUTHORIZING THE TRANSFER OF PROPERTY IDENTIFIED AS BLOCK 475, LOT 2, ON THE WANAQUE BOROUGH TAX MAP TO THE NEW JERSEY STATE ELKS SPECIAL CHILDREN'S COMMITTEE INC. 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.

Public Hearing of Ord. #6-0-17:

Re: Amend Chapter 96, Article II – "Street and Sidewalk Excavation"

On entertainment of the Mayor, Councilmen Cortellessa and Willse moved that Ordinance #6-0-17 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.

The Clerk took from the table and read by title only as follows: AN ORDINANCE TO AMEND CHAPTER 96 OF THE CODE OF THE BOROUGH OF WANAQUE, STREETS AND SIDEWALKS, TO AMEND ARTICLE II, STREET OPENING.

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 Willse and Cortellessa moved that,

BE IT RESOLVED that an Ordinance entitled: AN ORDINANCE TO AMEND CHAPTER 96 OF THE CODE OF THE BOROUGH OF WANAQUE, STREETS AND SIDEWALKS, TO AMEND ARTICLE II, STREET OPENING 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.

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Public Hearing of Ord. #7-0-17:

Re: Ordinance appropriating \$350,000 from the Capital Improvement Fund for the 2017 Road Resurfacing Program

On entertainment of the Mayor, Councilmen Willse and Cortellessa moved that Ordinance #6-0-17 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.

The Clerk took from the table and read by title only as follows: AN ORDINANCE APPROPRIATING \$350,000 FROM THE CAPITAL IMPROVEMENT FUND FOR THE 2017 ROAD RESURFACING PROGRAM.

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 Willse and Pettet moved that,

BE IT RESOLVED that an Ordinance entitled: AN ORDINANCE APPROPRIATING \$350,000 FROM THE CAPITAL IMPROVEMENT FUND FOR THE 2017 ROAD RESURFACING PROGRAM 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.

Public Hearing of Ord. #8-0-17:

Re: Bond Ordinance \$325,000 Road Reconstruction – Various Roads

On entertainment of the Mayor, Councilmen Willse and Balunis moved that Ordinance #80-17 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.

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 \$325,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$225,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.

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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 Willse and Cortellessa 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 \$325,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$225,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION 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. #9-0-17:

Re: Amend 2017 Salary Ordinance

On entertainment of the Mayor, Councilmen Pasquariello and Pettet moved that Ordinance #9-0-17 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 TO AMEND THE SALARY ORDINANCE FOR THE YEAR 2017.

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

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE TO AMEND THE SALARY ORDINANCE FOR THE YEAR 2017 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.

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

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.

Grace Maiello, 26 Rhinesmith Avenue, Wanaque said I received two letters from an insurance company for lead in pipes from the pipe in the road.

The Borough Administrator said you are responsible for the curb box to the house. There is no more lead. We do lead testing of the water and there is no lead.

Grace Maiellos said in the past the Municipality was responsible all the way into the house for the pipes.

The Mayor said bring in the letters and let Mr. Carroll make copies.

Grace Maiello said sure.

Nancy Misasi, 26 North Gate, Wanaque said since the condos are there now the houses are open in the back and several dogs go to the bathroom on the street wherever they want and you should consider making a requirement when condos are built and enforce it to have an area for them to let the dogs go.

The Borough Administrator said I will send a letter out with the Ordinance to the Condo Association advising the property owners.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Two (2) Applications for Raffle Licenses:

Re: 1) Wanaque Reserve Senior Citizens Association – RA:965 and 2) Wanaque First Aid Squad Auxiliary – RA:966

Application for Ice Cream Vendor License:

Re: Mahmoud Mousa and Hasan Mousa, 162 Union Avenue, Paterson – Lickety Split (Pending results of fingerprinting)

Resolution #105-0-17:

Re: Redemption of Tax Sale Certificate #15-00004 for Block 208, Lot 28, 105 Ann Street in the amount of \$1,747.33 for the Tax Sale Certificate and \$1,600.00 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 208 Lot 28, 105 Ann Street for which certificate 15-00004 was assigned;

WHEREAS, Lereta Tax Services on behalf of the mortgage company, has redeemed said certificate of which funds have been deposited into the Current Account;

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NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder \$1,747.33 for the tax sale certificate and \$1,600.00 for the premium as per the certification of the Tax Collector.

Resolution #106-0-17:

Re: Appoint Senior Public Works Repairer

BE IT RESOLVED that Daniel J. Banker be and he is hereby appointed as a Senior Public Works Repairer for the Borough of Wanaque, Effective May 8, 2017 in accordance with NJ Civil Service Commission certification PL170375 dated 3/20/17, at an annual salary of \$67,320.00.

Resolution #107-0-17:

Re: Not Fair and Open Contract – Scenic Landscape

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR LANDSCAPING SERVICES FOR THE YEAR 2017

WHEREAS, the Borough of Wanaque has a need to purchase landscaping services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and,

WHEREAS, the Borough Administrator has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Scenic Landscaping has completed and submitted a Business Entity Disclosure Certification which certifies that Scenic Landscaping has not made any reportable contributions to a political or candidate committee in the Borough of Wanaque in the previous one year, and that the contract will prohibit Scenic Landscaping from making any reportable contributions through the term of the contract, and

WHEREAS, the Chief Financial Officer has certified that funds are available in budget account 7-CU-01-117-281.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Wanaque authorizes the Borough Administrator to enter into a contract with Scenic Landscape, 7 Argyle Street, Haskell, NJ 07420 as described herein; and,

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

Resolution #108-0-17:

Re: Tax Court Settlement – Block 240, Lot 1, Grove Street (Bernstein)

WHEREAS Tax Appeals have been filed in the New Jersey Tax Court in connection with Block 240 Lot 8, commonly known as 15 Grove Street, for tax years 2014, 2015 and 2016 being docket numbers 004562-2014, 004955-2015 and 006745-2016 and;

WHEREAS, the Wanaque Borough Tax Assessor together with Scott Holzhauer, the Boroughs' Tax Appeal expert have recommended settlement of the said tax court cases and;

WHEREAS, it is in the best interests of the Borough of Wanaque to enter into a settlement;

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NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF WANAQUE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AS FOLLOWS:

1. The Borough Attorney Anthony Fiorello, Esq., is hereby authorized to enter into a settlement of Tax Court cases filed with respect to property designated as Block 240 Lot 1 on the Wanaque Borough Tax Map, commonly known as 7 Grove Street, Wanaque, New Jersey bearing docket Numbers 004562-2014, 004955-2015 and 006745-2016.

Resolution #109-0-17:

Re: Tax Court Settlement – Block 464, Lot 40, 1353 Ringwood Avenue (Wanaque LaSala)

WHEREAS Tax Appeals have been filed in the New Jersey Tax Court in connection with Block 464 Lot 40, commonly known as 1353 Ringwood Avenue for tax years 2015 and 2016 being docket numbers 006324-2015 and 001645-2016 and;

WHEREAS, the Wanaque Borough Tax Assessor together with Scott Holzhauer, the Borough's Tax Appeal expert have recommended settlement of the said tax court cases and;

WHEREAS, it is in the best interests of the Borough of Wanaque to enter into a settlement

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF WANAQUE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AS FOLLOWS:

1. The Borough Attorney Anthony Fiorello, Esq., is hereby authorized to enter into a settlement of Tax Court cases filed with respect to property designated as Block 464 Lot 40 on the Wanaque Borough Tax Map, commonly known as 1353 Ringwood Avenue, Wanaque, New Jersey bearing docket Numbers 006324-2015 and 001645-2016.

Resolution #110-0-17:

Re: Morris County Cooperative Pricing Agreement

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL TO RENEW MEMBERSHIP THEREIN FOR THE PERIOD OF OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2021

WHEREAS, the Morris County Cooperative Pricing Council (“MCCPC”) was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and

WHEREAS, the Borough of Wanaque, Passaic County desires to enter into an Agreement with the MCCPC, which is administered by Randolph Township as Lead Agency, to **renew** its membership in the MCCPC for the period of October 1, 2016 through September 30, 2021.

BE IT RESOLVED, by the Borough of Wanaque, County of Passaic State of New Jersey as follows:

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1. Daniel G. Mahler, Mayor of the Borough of Wanaque hereby authorize the execution of an Agreement with the Morris County Cooperative Pricing Council by the Township of Randolph as Lead Agency dated October 1, 2016, pursuant to N.J.S.A. 40A:11-11(5). Said Agreement is for **renewal** of membership in the MCCPC for a five (5) year period from October 1, 2016, through September 30, 2021.
2. The Borough of Wanaque Clerk is hereby directed to submit a copy of this adopted Resolution, along with an executed Agreement, to Randolph Township as Lead Agency of the MCCPC.
3. This Resolution shall take effect immediately upon final passage according to law.
4. All appropriate Borough of Wanaque officials are authorized and directed to perform all required acts to affect the purpose of this Resolution.

I, Katherine Falone, Clerk of the Borough of Wanaque, hereby certify the foregoing to be a true copy of a Resolution adopted by the Borough of Wanaque at a duly convened meeting held on May 8, 2017.

Resolution #111-0-17:

Re: Audit and Corrective Action Plan

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have an annual audit of its books, accounts and financial transactions; and

WHEREAS, The Annual Report of Audit for the year 2016 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A: 5-6, and a copy has been received by each member of the Governing Body; and

WHEREAS, Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, The Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall by Resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the Annual Audit entitled:

General Comments
Recommendations

and

WHEREAS, The members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the Governing Body; and

WHEREAS, Such Resolution of certification shall be adopted by Governing Body no later than forty-five days after receipt of the Annual Audit, as per the regulations of the Local Finance Board; and

WHEREAS, All members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

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WHEREAS, Failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local Governing Body who, after a date fixed for compliance fails or refuses to obey an order of the Director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED, That the Governing Body of the Borough of Wanaque, hereby states that it has complied with the promulgation of the Local Finance board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON May 8, 2017.

Resolution #112-0-17:

Re: Janitorial Services Contract – North Jersey Friendship House

WHEREAS, North Jersey Friendship House Inc. is a "sheltered workshop" and its services are exempt from public bidding in accordance with N.J.S.A. 40:A11-5 of the "Local Public Contracts Law," and

WHEREAS, the Borough of Wanaque wishes to enter into a contract for janitorial services at Borough Hall/Police Headquarters and the recreation bathroom facilities.

NOW, THEREFORE, BE IT RESOLVED that a contract be awarded to North Jersey Friendship House, 125 Atlantic Street, Hackensack, NJ 07601 in the amount of \$54,927.85 for the period of one year from May 1, 2017 through April 30, 2018, in accordance with N.J.S.A. 40A:11-5; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget account 6-CU-01-117-283.

Resolution #113-0-17:

Re: Change Order #1 – Emergency Generators - \$13,000.00

WHEREAS, the Borough of Wanaque awarded a contract for the installation of emergency generators at the Wanaque First Aid Squad, Midvale Firehouse and Haskell Firehouse to Innovative Electric Contracting Inc.; and

WHEREAS, by letter dated April 20, 2017, Innovative Electric Contracting Inc. has recommended a change in the equipment to reflect the actual use under emergency conditions; and

WHEREAS, the Borough of Wanaque has determined that the recommended change to the sizes of the generators is in the best interest of the Borough of Wanaque.

NOW, THEREFORE, BE IT RESOLVED that change order #1 in the amount of \$13,000 be and is hereby approved for the work described in the April 20, 2017 letter from Innovative Electric Contracting, Inc., and that the Borough Administrator is authorized to issue an amended contract to reflect this change; and

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BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget account X-GC-03-389-201.

Resolution #114-0-17:

Re: State Contract Award – Scott Packs - \$64,120.80

BE IT RESOLVED that a contract be awarded to AAA Emergency Supply, 635 North Broadway, White Plains, NY 10603 under NJ State Contract A80961 for the purchase of eight (8) Scott SCBA devises and associated equipment, with trade-ins, as outlined on quote 01241703 dated January 24, 2017 in the amount of \$64,120.80; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget accounts 7-CU-01-900-032 (\$20,528.85) and X-GC-03-385-201 (\$43,591.95).

Resolution #115-0-17:

Re: State Contract Award – Tremont (Jaycee) Park Playground

Held.

Resolution #116-0-17:

Re: Professional Services – Richard A. Alaimo Associates – Orchard Street/Maple Avenue Road Construction - \$42,810.00

WHEREAS, Richard A. Alaimo Engineering Associates was appointed as Borough Engineer through a fair and open process on January 2, 2017; and

WHEREAS, the Borough of Wanaque wishes to have Richard A. Alaimo Engineering Associates perform design services for resurfacing various streets in the Borough of Wanaque.

NOW, THEREFORE, BE IT RESOLVED that a contract be awarded to Richard A. Alaimo Engineering Associates for design services for resurfacing various streets, in accordance with their proposal dated April 6, 2017, in the amount of \$42,810; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available upon the adoption of ordinance 7-0-17.

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

On roll call, all voted yes, except Councilman Cortellessa who abstained on 10.1 and the Mayor declared the motion carried.

REGULAR REPORTS - PROFESSIONAL REPORTS:

1. Clerk's Receipts for April 2017 -
2. Police Department Report for April 2017-
3. Tax Collector's Report for April 2017 -

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4. Municipal Court Report for April 2017 –

On entertainment of the Mayor, Councilmen Pasquariello 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:

Correspondence – Retirement – Police Officer John Hennessy

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

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

NEW BUSINESS:

Closed Session:

Re: Litigation/Negotiation/Personnel

Held to the end of the meeting.

UNFINISHED BUSINESS:

14.1 Lakeside Manor.

RESOLUTIONS:

Resolution #117-0-17:

Re: Award Bid – Water Main Replacement and Road Reconstruction – Monroe Street, Jackson Street, Dickens Place, Milton Place and Jefferson Street

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

WHEREAS, the Borough of Wanaque advertised for and received bids on Friday, May 5, 2017 for the replacement of water mains and road resurfacing on a portion of Monroe Street, Jackson Street, Dickens Place, Jefferson Street and Milton Place from the following:

Regal Utilities Services Inc.	\$494,079.26
Pacific Construction	\$618,863.57
Reivax Contracting	\$637,211.00
John Garcia Construction	\$745,001.33
DLS Contracting	\$871,913.00

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and:

WHEREAS, the Borough Engineer and the Borough Administrator have reviewed the bid of Regal Utilities Services Inc. and find it to be responsive and responsible and in accordance with N.J.S.A. 40A:11-1 et.seq., "Local Public Contracts Law".

NOW THEREFORE, BE IT RESOLVED that a contract for the replacement of water mains and road resurfacing on a portion of Monroe Street, Jackson Street, Dickens Place, Jefferson Street and Milton Place be awarded to Regal Utilities Services, Inc., 731 Warwick Turnpike, Hewitt, NJ 07421 in the amount of \$494,079.26, and that the Mayor and Borough Clerk are authorized to execute a contract for this work; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget accounts X-GC-03-394-202 and Y-WC-04-129-201.

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

Resolution #118-0-17:

Re: Award Bid – Morris County Co-Op – Tilcon New Jersey (2017 Road Resurfacing Eastside Avenue, Sherman Avenue, Beam Avenue, Meadowbrook Avenue (part), Scrivani Drive, Morningside Place, Shady Avenue (part), Roger Avenue (part), Gorge Drive, Westbrook Road

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

BE IT RESOLVED that a contract for road resurfacing under the Morris County Cooperative Pricing Council be awarded to Tilcon New York, 9 Entin Road, Parsippany, NJ 07054 in the amount of \$335,615.87 for milling and paving various roads within the Borough of Wanaque; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in Ordinance 7-0-17.

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 2017	\$3,690,119.07	CTY TAX INC
Water Operating 2017	\$ 136,400.57	
Sewer Operating 2017	\$ 1,094,849.70	WVRSIA INC
Escrow	\$ 1,197.42	

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Animal Trust	\$	5,606.20
Recycling Trust	\$	2,500.00
Recreation Trust	\$	4,167.25
Voucher Total:	\$	4,934,840.21

PAYROLL:

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

PR #8	4/21/2017	\$ 241,872.53
PR #9	5/05/2017	\$ 233,810.81
Payroll Total:		\$ 475,683.34
Grand Total:		\$5,410,523.55

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

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) Litigation Lakeside Manor.

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.

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RECONVENEMENT:

On entertainment of the Mayor, Councilmen Pasquariello and Balunis moved a motion to reconvene at 10:00 P.M.

On roll call, all were present.

ADJOURNMENT:

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

On roll call, all voted yes, and the Mayor declared the motion carried; meeting adjourned at 10:00 P.M.

Katherine J. Falone, RMC, CMC
Municipal Clerk