

Regular Meeting
May 9, 2011

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, May 9, 2011, at 8:00 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, Pettet and Pasquariello. Councilman Theoharous was absent. The Mayor declared a quorum. The Borough Attorney was absent. The Borough Engineer was 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, 2010, and a notice thereof has been posted on December 29, 2010 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.

PRESENTATION: Bernie Kerwin of the VFW presented a plaque to Sergeant Angelo Calabro.

The Mayor said we'll take a five minute break at 8:08 P.M.

RECONVENEMENT:

The Mayor called the meeting back to order at 8:13 P.M.

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

MINUTES:

Minutes of April 18, 2011.

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

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

ORDINANCES:

Public Hearing of Ord. #8-0-11:

Re: Amend 2011 Salary Ordinance (Tax Assessor Stipend)

On entertainment of the Mayor, Councilmen Pasquariello and Pettet moved that Ordinance #8-0-11 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.

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The Clerk took from the table and read by title only as follows: AN ORDINANCE TO AMEND THE SALARY ORDINANCE OF THE BOROUGH OF WANAQUE FOR THE YEAR 2011.

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.

Councilmen Pasquariello and Pettet moved that,

BE IT RESOLVED that an Ordinance entitled AN ORDINANCE TO AMEND THE SALARY ORDINANCE OF THE BOROUGH OF WANAQUE FOR THE YEAR 2011 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. #9-0-11:

Re: Amend Chapter 88 – Property Maintenance to establish Article VIII – Fertilizer Application

On entertainment of the Mayor, Councilmen Pasquariello and Pettet moved that Ordinance #8-0-11 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 CODE OF THE BOROUGH OF WANAQUE, CHAPTER 88, PROPERTY MAINTENANCE, TO ESTABLISH ARTICLE VIII, FERTILIZER APPLICATION

On entertainment of the Mayor, Councilmen Pasquariello and Balunis moved that, AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 88, PROPERTY MAINTENANCE, TO ESTABLISH ARTICLE VIII, FERTILIZER APPLICATION 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 13th day of June 2011, 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

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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.

Councilman Pettet said it is insidious of government departments have done regarding the Department of Environmental Protection and it is coming to a point what they think is good about our environment and this statement I wanted to make about what the country is coming to.

Introduction of Ord. #10-0-11:

Re: Amend Chapter 95 – Stormwater Management to add Article V – Private Storm Drain Inlet Retrofitting

On entertainment of the Mayor, Councilmen Pasquariello and Cortellessa moved that Ordinance #10-0-11 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 CODE OF THE BOROUGH OF WANAQUE, CHAPTER 95, STORMWATER MANAGEMENT, TO ADD ARTICLE V, PRIVATE STORM DRAIN INLET RETROFITTING

On entertainment of the Mayor, Councilmen Pasquariello and Cortellessa moved that, AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 95, STORMWATER MANAGEMENT, TO ADD ARTICLE V, PRIVATE STORM DRAIN INLET RETROFITTING 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 13th day of June 2011, 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. #11-0-11:

Re: Title 39 – Wanaque Reserve

On entertainment of the Mayor, Councilmen Pasquariello and Pettet moved that Ordinance #11-0-11 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.

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The Clerk took from the table and read by title only as follows: AN ORDINANCE TITLED "APPLICATION OF TITLE 39 OF THE NEW JERSEY REVISED STATUTES (N.J.S.A.39:5A-1) TO PULTE COMMUNITIES NOW KNOWN AS WANAQUE RESERVE, BLOCK 313, LOTS 1,6, AND 8.01

On entertainment of the Mayor, Councilmen Pasquariello and Pettet moved that, AN ORDINANCE TITLED "APPLICATION OF TITLE 39 OF THE NEW JERSEY REVISED STATUTES (N.J.S.A.39:5A-1) TO PULTE COMMUNITIES NOW KNOWN AS WANAQUE RESERVE, BLOCK 313, LOTS 1,6, AND 8.01 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 13th day of June 2011, 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 except Councilman Cortellessa who abstained, and the Mayor declared the motion carried.

The Borough Administrator said things are going smoothly and will have for the next meeting.

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.

Ken Ambruster, 6 Gardella Place, Haskell said what is the status of Mountain Lakes Estates.

The Borough Administrator said it is still in the courts and we have not heard anything yet.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Two (2) Applications for Raffle Licenses:

Re: 1) Saint Francis Home School Association - RA:770 and RA:771

Letter from Saint Francis of Assisi Church:

Re: Refund of fee for Raffle License #767 in the amount of \$20.00.

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Resolution #72-0-11:

Re: Refund of overpayment of Taxes for Disabled Veteran Exemption for the years 2007, 2008, 2009, 2010 and the first quarter of 2011 for Block 231, Lot 2 in the amount of \$27,518.80.

WHEREAS, the owner of Block 231 lot 2 qualifies for a 100% disabled Veteran exemption from tax dated back to January 26, 2007 according to the Department of Veteran's Affairs,

WHEREAS, the property owner has overpaid the tax the years 2007, 2008, 2009, 2010 and the first quarter of 2011,

NOW, THEREFORE, BE IT RESOLVED that the Treasurer refund a total of \$27,518.80 as per the certification of the Tax Collector.

Resolution #73-0-11:

Re: Redemption of Tax Sale Certificate #09-00001 for Block 206, Lot 75.01 to US Bank Cust/Pro Capital LLC in the amount of \$213.43.

WHEREAS, a Tax Sale was held for 2009 delinquent Municipal charges on October 6, 2010, and

WHEREAS, US Bank Cust/Pro Capital LLC was the successful bidder for Block 206 Lot 75.01 for which Tax Sale Certificate #09-00001 was assigned, and

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

NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall refund to the lien holder the amount of \$213.43 for the certificate as per the certification of the Tax Collector.

Resolution #74-0-11:

Re: Passaic County Open Space Application – Tennis Court Refurbishment at Back Beach

Held.

Resolution #75-0-11:

Re: Payment to John Garcia Construction Co., Inc. - Current Estimate No. 2 – Melrose Avenue and Furnace Avenue in the amount of \$58,618.70.

BE IT RESOLVED that Current Estimate No. 2 in the amount of \$58,618.70 be and is hereby approved for John Garcia Construction Co., Inc. for the Melrose Avenue and Furnace Avenue Improvements.

Resolution #76-0-11:

Re: Supporting the Click It or Ticket Mobilization May 23 – June 5, 2011

WHEREAS, there were 554 motor vehicle fatalities in New Jersey in 2010; and

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WHEREAS, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt; and

WHEREAS, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and

WHEREAS, the National Highway Traffic Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975-2000; and

WHEREAS, the State of New Jersey will participate in the nationwide **Click It or Ticket** seat belt mobilization from May 23 – June 5, 2011 in an effort to raise awareness and increase seat belt usage through a combination of enforcement and education; and

WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate in the State from the current level of 93.73% to 100%; and

WHEREAS, a further increase in seat belt usage in New Jersey will save lives on our roadways;

THEREFORE, BE IT RESOLVED that the Wanaque Borough Mayor and Council declares it's support for the **Click It or Ticket** seat belt mobilization both locally and nationally from May 23 – June 5, 2011 and pledges to increase awareness of the mobilization and the benefits of seat belt use.

Letter from Saint Francis of Assisi Parish:

Re : Permission to display a Banner during the month of July for the Parish
Carnival from July 19th to July 24th, 2011

On entertainment of the Mayor Councilman Pasquariello and Pettet moved a motion to approve the aforementioned consent agenda.

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

REGULAR REPORTS - PROFESSIONAL REPORTS:

1. Clerk's Receipts for April 2011
2. Police Department Report for April 2011
3. Tax Collector's Report for April 2011 -
4. Municipal Court Report for April 2011 -

On entertainment of the Mayor, Councilmen Pasquariello and Balunis moved that reports be received and filed; and that all monies be turned over to the Treasurer.

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

COMMUNICATIONS: None

NEW BUSINESS:

Closed Session:

Re: Litigation/Negotiation/Personnel

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None.

UNFINISHED BUSINESS: None.

RESOLUTIONS: None.

FINANCE REPORT: Vouchers – Payrolls:

Councilman Pettet said your Finance Committee respectfully reports that they have examined and approved the following and recommend that warrants be issued for their payment when the funds of the Borough of Wanaque are sufficient to meet them.

On entertainment of the Mayor, Councilmen Pettet and Pasquariello moved a resolution approving the following payrolls:

FINANCE REPORT

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The Finance Committee has examined and approved the following and recommends warrants be issued for their payment when funds of the Borough of Wanaque are sufficient to meet them.

The Finance Committee has examined and approved the following and recommends warrants be issued for their payment when funds of the Borough of Wanaque are sufficient to meet them.

VOUCHERS:

Current Operating Prepaid 2011	\$ 3,627.24
Current Operating 2010	\$ 8,703.61
Current Operating 2011	\$ 245,740.04
Water Operating Prepaid	\$ 9,603.80
Water Operating 2011	\$ 27,674.07
Sewer Operating 2011	\$ 985.44
Escrow	\$ 1,197.00
General Capital	\$ 29,600.00
Water Capital	\$ 2,000.00
Recreation Trust	\$ 7,134.50
Animal Trust	\$ 73.80
Other Trust	\$ 100.00
Recycling Trust	\$ 1,990.00

Voucher Total: \$ 338,429.50

Payroll:

PR #8	4/22/11	\$ 188,662.23
PR #9	5/6/11	\$ 188,869.23

Payroll Total: \$ 377,531.46

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Grand Total: \$ 715,960.96

ADJOURNMENT:

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

On roll call, all voted yes, and the Mayor declared the motion carried; meeting adjourned at 8:20 P.M..

Katherine J. Falone, RMC, CMC
Municipal Clerk