

Regular Meeting
November 18, 2013

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, November 18, 2013, at 8:15 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 28, 2012, and a notice thereof has been posted on December 28, 2012 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: Police Department Reorganization – Chief Thomas Norton – 7:00 P.M.

ADMINISTRATION OF OATH OF OFFICE AND APPOINTMENT OF POLICE CAPTAIN – Lieutenant Robert Kronyak – Resolution #154-0-13

The Mayor administered the Oath of Office to Captain Robert Kronyak.

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

BE IT RESOLVED that Robert Kronyak Jr. be and he is hereby appointed to the rank of Captain, Wanaque Police Department, effective immediately, at an annual salary of \$134,395.

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

The Mayor said we'll take a five minute recess.

The Mayor called the meeting to order.

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

MINUTES:

October 7, 2013.

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:

Regular Meeting
November 18, 2013

Introduction of Ord. #12-0-13:
Re: 2014 Salary Ordinance

On entertainment of the Mayor, Councilmen Pasquariello and Leonard moved that Ordinance #12-0-13 be taken from the table and read by the Clerk, by title only, for consideration of first reading

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

The Clerk took from the table and read by title only as follows: AN ORDINANCE TO AMEND ORDINANCES THAT PROVIDE FOR AND DETERMINE THE RATE OF PAYMENT THEREOF FOR THE EMPLOYEES OF THE BOROUGH OF WANAQUE IN THE COUNTY OF PASSAIC WHO ARE NOT COVERED BY MUTUAL AGREEMENTS.

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

AN ORDINANCE TO AMEND ORDINANCES THAT PROVIDE FOR AND DETERMINE THE RATE OF PAYMENT THEREOF FOR THE EMPLOYEES OF THE BOROUGH OF WANAQUE IN THE COUNTY OF PASSAIC WHO ARE NOT COVERED BY MUTUAL AGREEMENTS pass first reading, and that said Ordinance be further considered for final passage and adoption at a meeting of the Borough Council to be held on the 9th day of December 2013, 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. #13-0-13:
Re: Amend Chapter 33 "Police Department" to amend table of Reorganization

On entertainment of the Mayor, Councilmen Leonard and Cortellessa moved that Ordinance #13-0-13 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 33, "POLICE DEPARTMENT," TO AMEND SECTION 33-3, ORGANIZATION.

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

Regular Meeting
November 18, 2013

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 33, "POLICE DEPARTMENT," TO AMEND SECTION 33-3, ORGANIZATION. 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 9th day of December 2013, 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. #14-0-13:

Re: Amend Chapter 108 "Vehicles and Traffic" limiting use of streets to certain class of Vehicles

On entertainment of the Mayor, Councilmen Leonard and Cortellessa moved that Ordinance #14-0-13 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 108, ENTITLED "VEHICLES AND TRAFFIC," TO AMEND SECTIONS 108-7 AND 108-7.1 REGARDING WEIGHT LIMITS.

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

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WANAQUE, CHAPTER 108, ENTITLED "VEHICLES AND TRAFFIC," TO AMEND SECTIONS 108-7 AND 108-7.1 REGARDING WEIGHT LIMITS 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 9th day of December 2013, 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.

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.

Grace Maiello, 26 Rhinesmith Avenue, Wanaque said the roadway is nice and smooth on Ringwood Avenue and the sidewalks now are a pleasure to walk on. My grandchildren are attending Haskell School now and I bring them to school several times and the traffic conversion is horrible there in the parking lot. The parking is not marked off and when there was voting there for the Special General Election the parking lot was full of cars all over the place and it is a safety issue for the children. For the General Election the parking lot situation worked well. The voting there interrupts the school day and people are not checked when the doors are open and there are security issues. Can't you move the voting out of the school.

The Municipal Clerk said the polling locations are approved by the County Board of Elections and the Borough can recommend a site but there are not many other buildings available. The Police Chief and myself will be scheduling a meeting with the Superintendent and the Business Administrator of the Board of Education regarding the parking and safety situation at the schools.

Grace Maiello said okay thank you.

Bridget Pasznik, 3 Margaret Court, Haskell said I would like to commend the Police Chief on the Mar Del Manor issue. There is no one out front, it is cleaner and I want to thank whoever is responsible.

John DiMeglio, 414 Ringwood Avenue, Wanaque said Ringwood Avenue is better than what it was but the manhole covers are not down all the way. They put grass seed and hay down and it blew away. I called the County and they came back and wet down the hay and it blew away again. There are cracks in the sidewalks will they be fixed and they dug up the new sidewalk to put the handicapped ramp in. It is a big improvement but I am still not satisfied with the way it is and trucks will be coming down Ringwood Avenue with the Westbrook Road project beginning.

The Borough Administrator said they have some items to complete yet.

The Mayor closed the Public Discussion.

CONSENT AGENDA:

Application for Bingo License:

Re: Wanaque First Aid Squad Auxiliary – BA:197

Three (3) Applications for Raffle License:

Re: Wanaque First Aid Squad Auxiliary – RA:857, Wanaque School PTA – RA:858 and RA:859

Resolution #144-0-13:

Re: A.W.A.R.E. A.S.A.P. Grant Extension in the amount of \$24,221.00

GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL GRANT
EXTENSION

JANUARY 1, 2014 TO JUNE 30, 2014

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Borough of Wanaque Council of the Borough of Wanaque, County of Passaic, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, Borough of Wanaque was approved for a Municipal Alliance grant for January 1, 2013 through December 31, 2013 grant term; and

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse has extended the 2013 grant term until June 30, 2014, in order to transition the grant to a fiscal year rather than calendar year cycle; and

WHEREAS, funding has been made available to AWARE ASAP Municipal Alliance in the amount of 50% of its approved 2013 grant total for the six-month extension period of January 1, 2014 to June 30, 2014, contingent upon meeting the 25% Cash Match and 75% In-Kind Match grant requirement for the extension funding.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Wanaque Council does hereby authorize the submission of the grant extension for the AWARE ASAP Municipal Alliance grant in the amount of:

DEDR	\$	24,221.00
Cash Match	\$	6,100.00
In-Kind	\$	18,200.00

The Borough of Wanaque Council acknowledge the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED _____

Daniel Mahler
Mayor

I, Katherine Falone, Municipal Clerk of the Borough of Wanaque, County of Passaic, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Borough Council on the 18th day of November, 2013.

Resolution #145-0-13:

Re: Utilize the public right of way for purpose of running a fiber optic Cable

RESOLUTION AUTHORIZING THE INSTALLATION OF FIBER OPTIC CABLE ALONG EXISTING UTILITY POLES IN THE PUBLIC RIGHT-OF-WAY Wanaque Public Schools

WHEREAS, Wanaque Public Schools is planning to upgrade their communications infrastructure which will require installing fiber optic cable along existing utility poles in the public right-of- way: and

Regular Meeting
November 18, 2013

WHEREAS, all communications facilities constructed within the public right-of-way shall meet or exceed all applicable State, County, & Municipal codes; and

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Wanaque hereby grants permission to Wanaque Public Schools and it's contractor to install fiber optic cable along existing utility poles in the public right-of-way subject to the following conditions:

1. The said fiber optic cable shall be installed on utility poles with permission from the owner(s).
2. The fiber optic cable and associated hardware will be maintained and repaired by Wanaque Public Schools and/or it's contractor.
3. Wanaque Public School's contractor agrees to consult the Police Department's Traffic Safety Bureau and comply with the standard procedures taken during installation.
4. The installation of the cable on utility poles will in no way impact landscaping or trees along the route.
5. Wanaque Public Schools and it's contractor agree to indemnify, defend, protect, and hold harmless the Borough, it's committee members, and officers from damages, liabilities, fines, charges, penalties, administrative and judicial proceedings and orders, judgments, remedial actions of any kind, all costs and cleanup actions of any kind, and all costs and expenses incurred in connection therewith, including reasonable attorney's fees and costs of defense (collectively, the "Losses") directly or proximately resulting from activities undertaken pursuant to this Resolution, except to the extent arising from or caused by the negligence or willful misconduct of the Borough, its committee members, officers, employees, agents, or contractors.

I certify the above to be a true copy of a resolution adopted by the Borough Council of the Borough of Wanaque at a meeting held on November 18, 2013.

Resolution #146-0-13:

Re: Sub-Recipient Agreement with Passaic County for the utilization of the FY 2013
Community Development Block Grant funds

Resolution #147-0-13:

Re: Budgetary Transfers

Resolution for Inter Appropriation Transfers

BE IT RESOLVED by the Mayor and Council of the Borough of Wanaque that the following inter-appropriation transfers affecting the year 2013 Local Municipal Budget be approved:

BE IT FURTHER that the proper Borough Officers are hereby directed to enter the said transfers on the financial records of the Borough:

FROM

TO

Regular Meeting
November 18, 2013

3-CU-01-146-202 Gasoline	\$ 10,000.00	3-CU-01-146-201 Telephone	\$ 10,000.00
3-CU-01-146-202 Gasoline	\$ 300.00	3-CU-01-107-299 Assessor O.E.	\$ 300.00
3-CU-01-146-202 Gasoline	\$ 1,800.00	3-CU-01-106-299 Finance O.E.	\$ 1,800.00

Resolution #148-0-13:

Re: Permanent Appointment – Aarika Battaglia – Deputy Municipal Court Administrator

BE IT RESOLVED that Aarika Battaglia be and is hereby appointed as the Deputy Municipal Court Administrator in accordance with the Civil Service Commission certification OL131462 dated 11/04/13, effective immediately.

Resolution #149-0-13:

Re: Amend Salary Resolution – Detective/Captain Ken Fackina

BE IT RESOLVED that that the 2013 salary resolution be amended to reflect the assignment of Captain Kenneth Fackina as a detective in the Wanaque Police Department, Effective immediately, at an annual salary of \$146,490.

Resolution #150-0-13:

Re: Award Passaic County Co-Op Bid – Rock Salt

BE IT RESOLVED that that a subsidiary contract through the Passaic County Cooperative Purchasing program be awarded to International Salt Co., Inc. Clarks Summit, PA for rock salt for the 2013-2014 winter season, at a per ton cost of \$49.34 per ton; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget account 3-CU-01-132-247.

Resolution #151-0-13:

Re: Participation in Stream Cleaning Grant Program

WHEREAS, the State of New Jersey, Department of Environmental Protection, is offering grants to municipalities to clean and de-snag rivers, brooks and streams which cause flooding; and

WHEREAS, the obstructions in the Post Brook cause flooding upstream on Evergreen Avenue, Makemoney Avenue and DuPont Avenue, causing damage and isolating residents at the height of flooding

WHEREAS, the Post Brook, from Rainbow Valley Lake (Lake Washington) to Lower Twin Lake is in need of cleaning and de-snagging; and

WHEREAS, due to budgetary constraints, the Borough cannot fully fund remediation work on the Post Brook.

Regular Meeting
November 18, 2013

NOW, THEREFORE, BE IT RESOLVED that the Borough of Wanaque expresses its desire to participate in the grant program offered by the NJDEP for river and stream cleaning, and commits to spend \$25,000 in addition to any grant funds received.

Resolution #152-0-13:

Re: Current Estimate #2 – John Garcia and Son Construction, Inc. – Monroe Street and Jefferson Street Sewer Replacement - \$80,923.50

BE IT RESOLVED that current estimate #3 for John Garcia and Son for the Jefferson Street/Monroe Street sewer replacement program in the amount of \$80,923.50 be and is hereby approved.

Resolution #153-0-13:

Re: Current Estimate #3 – Uni Mak LLC – Borough Hall Construction - \$427,616.77

BE IT RESOLVED that current estimate #4 for the Borough Hall construction in the amount of \$427,616.77 payable to UniMak LLC be and is hereby approved.

Letter from James Post:

Re: Refund of Deposits for Street Opening Permits #2140 - \$618.75 and #2141 - \$573.7

Letter from the Fire Chief:

Re: Remove from the rolls of Company #2 – James Milbauer

Resolution #155-0-13:

Re: Approve transfer of Kim DeVore, Keyboarding Clerk from Water Utility to Police Department

BE IT RESOLVED that the transfer of Kim Devore, Keyboarding Clerk, from the Water Utility to the Police Department, effective December 2, 2013 at an annual salary of \$42,931 be and is hereby approved..

Resolution #156-0-13:

Re: Approve appointment of Kaitlin Gillow as Keyboarding Clerk – Water Utility

BE IT RESOLVED that Kaitlin Gillow be and is hereby appointed as a Keyboarding Clerk in the Water Utility, effective December 2, 2013 at an annual salary of \$30,000.

Resolution #157-0-13:

Re: Approve payment to County of Passaic for Ringwood Avenue - Phase III

BE IT RESOLVED that payment to the County of Passaic for Ringwood Avenue Phase III in the amount of \$777,455.11 be and is hereby approved.

Regular Meeting
November 18, 2013

On entertainment of the Mayor, Councilmen 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 October 2013 -
2. Police Department Report for October 2013 -
3. Tax Collector's Report for October 2013 -
4. Municipal Court Report for October 2013 -

On entertainment of the Mayor, Councilmen Pasquariello and Pettet 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:

2014 Re-Organization Meeting Date:

On entertainment of the Mayor, Councilmen Leonard and Cortellessa moved a motion to set the date of January 6, 2014 at 7:00 P.M.

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

Appointment of Library Board Member:

Re: Richard Reilly to fill an unexpired term ending December 31, 2017

The Mayor appointed Richard Reilly to the Library Board.

Closed Session:

Re: Litigation/Negotiation/Personnel

None.

UNFINISHED BUSINESS: None.

RESOLUTIONS: None.

FINANCE REPORT:

Regular Meeting
November 18, 2013

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.

VOUCHERS:

Current Operating 2013	\$334,947.65
Water Operating 2013	\$ 82,072.50
Water Operating 2012	\$ 8,606.44
Sewer Operating 2013	\$153,874.12
Sewer Operating 2012	\$ 8,505.00
Escrow	\$ 1,728.25
General Capital	\$ 25,920.69
Animal Trust	\$ 20.40
Recreation Trust	\$ 3,058.90
Recycling Trust	\$ 2,075.00
Other Trust	\$ 300.00
Voucher Total:	\$ 621,108.95

Payroll:

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

PR #21	10/18/13	\$ 208,462.51
PR #22	11/01/13	\$ 202,610.72
PR #23	11/15/13	\$ 207,663.70
Payroll Total:		\$ 618,736.93
Grand Total:		\$1,239,845.88

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

APPROVED: November 18, 2013

Daniel Mahler
Mayor

ADJOURNMENT:

On entertainment of the Mayor, Councilmen Leonard 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 8:55 P.M.

Regular Meeting
November 18, 2013

Katherine J. Falone, RMC, CMC
Municipal Clerk