

Regular Meeting
October 16, 2017

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, October 16, 2017, at 8:12 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.

MINUTES:

September 18, 2017.

On entertainment of the Mayor, Councilmen Willse 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 Ord. #11-0-17:

Re: Sale of Property – Shady Avenue – Block 425, Lots 27 and 28

On entertainment of the Mayor, Councilmen Pettet and Balunis moved that Ordinance #11-0-17 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 SALE OF CERTAIN PROPERTIES OWNED BY THE BOROUGH OF WANAQUE, PASSAIC COUNTY, NEW JERSEY, AND NOT REQUIRED FOR PUBLIC PURPOSES PURSUANT TO N.J.S.A. 40A:12-13 ET SEQ.

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.

Regular Meeting
October 16, 2017

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

BE IT RESOLVED that an Ordinance entitled: AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN PROPERTIES OWNED BY THE BOROUGH OF WANAQUE, PASSAIC COUNTY, NEW JERSEY, AND NOT REQUIRED FOR PUBLIC PURPOSES PURSUANT TO N.J.S.A. 40A:12-13 ET SEQ. 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. #12-0-17:

Re: Amend Chapter 29 "Personnel Policies"

Held.

Introduction of Ord. #13-0-17:

Re: Amend Chapter 88 "Personnel Policies"

Held.

Introduction of Ord. #14-0-17:

Re: Amend Chapter 114 – Zoning to permit one driveway in residential areas

Held.

Introduction of Ord. #15-0-17:

Re: Amend Chapter 114 – Zoning to permit porches and other extensions of residential dwellings

Held.

PUBLIC DISCUSSION:

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

CONSENT AGENDA:

Resolution #172-0-17:

Re: Refund of Tax overbilling on Block 204, Lot 5 due to a Tax Court of New Jersey judgment in the amount of \$1,741.50 for 2013 and \$1,762.50 for 2014

Regular Meeting
October 16, 2017

WHEREAS, there exists tax overbilling on Block 204 Lot 5 due to a Tax Court of New Jersey Judgment;

WHEREAS, the credits total \$1,741.50 for 2013 and \$1,762.50 for 2014 and the attorney for the owner has requested a full refund;

NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall issue a check in the amount of the \$3,504.00 to the attorney trust fund as per the certification of the Tax Collector.

Resolution #173-0-17:

Re: Halloween Curfew

WHEREAS, the Borough of Wanaque has determined that a Halloween curfew would be in the best interest of the citizens of Wanaque; and

WHEREAS, said curfew would limit the potential damage to persons and property;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Wanaque as follows:

- 1) There will be a curfew on Monday, October 30th and on Tuesday, October 31st at 9:00 P.M. for all children under the age of eighteen.
- 2) That the fire whistle be sounded at 9:00 P.M. on October 30th and on October 31st to make the children aware that the curfew is in effect.

Resolution #174-0-17:

Re: 2017-2018 Liquor License Renewal – Kalari Liquors, LLC

BE IT RESOLVED the Borough of Wanaque has received a Special Ruling from the Director of the Division of Alcoholic Beverage Control to renew the license for 2017-2018:

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 Year 2017-2018:

1. Kalari Liquors LLC – t/a Phoenix Club
(Lic #1613-32-014-003) – 1093 Ringwood Avenue, Haskell

Resolution #175-0-17:

Re: Not Fair and Open – Office Concepts Group

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR THE PURCHASE OF OFFICE SUPPLIES

WHEREAS, the Borough of Wanaque has a need to purchase Office supplies 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 \$17,500.00 and not to exceed \$20,000.00,

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

WHEREAS, Office Concepts Group has completed and submitted a Business Entity Disclosure Certification which certifies that Office Concepts Group has not made any reportable contributions to a political or candidate committee in the Borough of Wanaque in the previous

Regular Meeting
October 16, 2017

one year, and that the contract will prohibit Office Concepts Group 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-01-117-222, 7-CU-01-104-221, 7-CU-01-101-211.

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Wanaque authorizes the Borough Administrator to enter into a contract with Office Concepts Group 301 Greenwood Ave., Midland Park, NJ 07432 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 #176-0-17:

Re: Award Rock Salt Contract – \$50.98 per Ton

BE IT RESOLVED that a contract be awarded to The Detroit Salt Company, 12841 Samders St, Detroit, MI 48217 ,for rock salt at a cost of \$50.98 per ton, in accordance with the Passaic County Cooperative Pricing Council award #SB-17-041 ; and no minimum purchase amount not to exceed \$50,000.00 without further authorization by the governing body and contingent upon item being budgeted in the 2018 budget

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget account 7-CU-01-132-247.

Resolution #177-0-17:

Re: Change Order No. 2 - Generators

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 #2 in the amount of \$5000.00 for the additional upgrade not reflected in the first change order and the credit of \$ - 2000.00 for the First Aid Squad Service Consolidation, which reflects an increase of \$3000.00 to the existing P.O. Innovative Electric Contracting, Inc., and that the Borough Administrator is authorized to issue an amended contract to reflect this change; and

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

Five (5) Applications for Raffle Licenses:

Re: 1) Saint Francis of Assisi – RA:972, 2) Wanaque School PTA – RA:973 and RA:974, 3) Ringwood-Wanaque Ice Hockey Association – RA:975 and RA:976

Regular Meeting
October 16, 2017

Resolution #180-0-17:

Re: Approve change order no 2 (decrease of 18,056.17) and payment no. 4 3,662.40 to John Garcia Construction Company for Fifth Avenue/Leonard Place

BE IT RESOLVED that change order #2 in the amount of \$ -18,056.17 and Current Estimate #4 in the amount of \$3,662.40 payable to John Garcia Construction Company for Phelan Court/Sixth Avenue reconstruction be and is hereby approved.

Resolution #181-0-17:

Re: Approve current estimate 3 4 in the amount of 22,922.55 to Regal Utilities Inc. for water main and road resurfacing

BE IT RESOLVED that Current Estimate #4 in the amount of \$76,248.81 payable to Regal Utility Services Inc. for water mains/road reconstruction on Monroe/Jackson/Dickens/Jefferson/Milton be and is hereby approved.

Letter from Fire Chief re:

Re: Appoint Sean Theis as firefighter from junior to regular and add Dwyane Koning, Joseph Dermott and Marcus Urius to the roles of company no. 2

Resolution #182-0-17:

Re: Approval final payment for Fire Rescue Pumper \$230,417.00 and Fire Rescue Truck \$262,458.00

BE IT RESOLVED that final payment to KME Fire Apparatus, One Industrial Complex, Nesquehoning, PA 18240 for one Fire Pumper (\$230,417.00) and one Fire Rescue Truck (\$262,458.00) be and is hereby approved, contingent upon the final certification of acceptance by the Wanaque Borough Fire Chief.

On entertainment of the Mayor, Councilmen Leonard and Balunis 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 September 2017 -
2. Police Department Report for September 2017-
3. Tax Collector's Report for September 2017 -
4. Municipal Court Report for September 2017 -

On entertainment of the Mayor, Councilmen Leonard 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.

Regular Meeting
October 16, 2017

COMMUNICATIONS: None.

NEW BUSINESS:

Closed Session:

Re: Litigation/Negotiation/Personnel

None.

UNFINISHED BUSINESS:

Status Report - Lakeside Manor.

Reported on at the Work Meeting.

RESOLUTIONS:

Resolution #178-0-17:

Re: Cancel Sidewalk Assessment

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

WHEREAS, on March 10, 2003 the Borough Council of the Borough of Wanaque adopted ordinance 7-0- 03 entitled "A bond ordinance providing for the construction or reconstruction of sidewalks along a portion of Ringwood Avenue in and by the Borough of Wanaque, in the County of Passaic, New Jersey, appropriating \$375,000 therefor, directing a special assessment of the cost therefor, and authorizing the issuance of \$357,000 bonds or notes of the Borough for financing the same," and

WHEREAS, on July 12, 2010 the Borough Council of the Borough of Wanaque adopted ordinance 10-0-10 entitled IIIIA bond ordinance providing for the construction or reconstruction of sidewalks along a portion of Ringwood Avenue in and by the Borough of Wanaque, in the County of Passaic, New Jersey, appropriating \$825,000 therefor, directing a special assessment of the cost therefor, and authorizing the issuance of \$827,000 bonds or notes of the Borough for financing the same," and

WHEREAS, the Borough Council has chosen to include the cost of this debt in the regular budget of the Borough of Wanaque, causing the bonds authorized by ordinance 7-0-03 to be paid off (2007 Assessment Bonds), and the bonds authorized by ordinance 10-0-10 (2015 Assessment Bonds) have a debt service schedule to be paid off in 2025; and

WHEREAS, the Borough Council has determined that it is in the best interests of the residents of the Borough to fund this improvement through the Borough budget and not assess property owners as originally proposed.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF WANAQUE that the assessment portion of ordinance 7-0-03 and ordinance 10-0-10 be and is hereby cancelled, and that the Borough Clerk/Assessment Search Officer is directed to clear any notations for pending assessments from these ordinances upon the records of the Borough of Wanaque.

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

Regular Meeting
October 16, 2017

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	\$ 169,841.70
Water Operating 2017	\$ 26,362.18
Sewer Operating 2017	\$ 984.63
Escrow	\$ 3,595.20
Animal Trust	\$ 0.00
Other Trust	\$ 400.00
General Capital	\$ 126,930.68
Water Capital	\$ 7,726.00
Housing Trust	\$ 1,282.86
Recreation Trust	\$ 4,941.00
Fire Rescue Pumper Final Payment P.O. 16-55205	\$230,417.00
Fire Rescue Truck Final Payment P.O. 16-55206	\$262,458.00
Voucher Total:	\$834,939.25

PAYROLL:

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

PR #19	9/22/2017	\$ 234,322.20
PR #20	10/06/2017	\$ 234,488.08
Payroll Total:		\$ 468,810.38
Grand Total:		\$1,303,749.63

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

Daniel Mahler

ADJOURNMENT:

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

On roll call, all voted yes, and the Mayor declared the motion carried; meeting adjourned at 8:25 P.M.

Thomas Carroll
Borough Administrator