Regular Meeting
February 13, 2017

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, February 13, 2017, 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, Leonard, Pettet and Willse. Councilmen Cortellessa and Pasquariello were absent. 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:

January 9, 2017

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

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

ORDINANCES:

Introduction of Ord. #1-0-17:
Re: Amend 2017 Salary Ordinance

On entertainment of the Mayor, Councilmen Pettet and Willse moved that Ordinance #1-0-17 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 2017 SALARY ORDINANCE.

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

BE IT RESOLVED THAT an Ordinance entitled: AN ORDINANCE TO AMEND THE 2017 SALARY ORDINANCE 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 13th day of March 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.

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

PUBLIC DISCUSSION:

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

CONSENT AGENDA:

Resolution #40-0-17:
Re: Redemption of Tax Sale Certificate #15-00003 for Block 204, Lot 1.02, in the amount of $2,126.14

WHEREAS, a Tax Sale was held for 2015 delinquent Municipal charges on September 21, 2016;

WHEREAS, Clemente Enterprises, was the successful bidder for Block 204 Lot 1.02, 89 Ringwood Avenue for which certificate 15-00003 was assigned;

WHEREAS, Ocwen Bank, has redeemed said certificate of which funds have been deposited into the Current Account;

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder $2,126.14 for the tax sale certificate as per the certification of the Tax Collector.

Resolution #41-0-17:
Re: Redemption of Tax Sale Certificate #15-00011 for Block 311, Lot 8 in the amount of $1,753.42 for the 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 311 Lot 8, 86 Burnside Place for which certificate 15-00011 was assigned;

WHEREAS, Ocwen Bank, has redeemed said certificate of which funds have been deposited into the Current Account;

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder $1,753.42 for the tax sale certificate and $1,600.00 for the premium as per the certification of the Tax Collector.

Resolution #42-0-17:

Re: Redemption of Tax Sale Certificate #15-00018 for Block 403, Lot 119 in the amount of $2,791.14 for the Certificate and $2,500.00 for the Premium.

WHEREAS, a Tax Sale was held for 2015 delinquent Municipal charges on September 21, 2016;

WHEREAS, Clemente Enterprises, was the successful bidder for Block 403 Lot 119, 21 Toquet Street for which certificate 15-00018 was assigned;

WHEREAS, Ocwen Bank, has redeemed said certificate of which funds have been deposited into the Current Account;

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder $2,791.14 for the tax sale certificate and $2,500.00 for the premium per the certification of the Tax Collector.

Resolution #43-0-17:

Re: Redemption of Tax Sale Certificate #15-00020 for Block 413, Lot 25 in the amount of $2,496.99 for the 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, was the successful bidder for Block 413 Lot 25, 5 Fifth Avenue for which certificate 15-00020 was assigned;

WHEREAS, Ocwen Bank, has redeemed said certificate of which funds have been deposited into the Current Account;

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder $2,496.99 for the tax sale certificate and $1,600.00 for the premium as per the certification of the Tax Collector.

Resolution #44-0-17:

Re: Redemption of Tax Sale Certificate #15-00022 for Block 423, Lot 33 in the amount of $358.44 for the Tax Sale Certificate.

WHEREAS, a Tax Sale was held for 2015 delinquent Municipal charges on September 21, 2016;

WHEREAS, Tower Fund Services as Cust for Ebury Fund 1NJ LLC, was the successful bidder for Block 423 Lot 33, Skyland Avenue for which certificate 15-00022 was assigned;

WHEREAS, Ocwen Bank, has redeemed said certificate of which funds have been deposited into the Current Account;

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder $358.44 for the tax sale certificate per the certification of the Tax Collector.

Resolution #45-0-17:

Re: Redemption of Tax Sale Certificate #15-00026 for Block 454, Lot 4 in the amount of $2,019.85 for the Tax Sale Certificate and $2,000.00 for the Premium

WHEREAS, a Tax Sale was held for 2015 delinquent Municipal charges on September 21, 2016;

WHEREAS, Tower Fund Services as Cust for Ebury Fund 1NJ LLC, was the successful bidder for Block 454 Lot 4, 1160 Ringwood Avenue for which certificate 15-00026 was assigned;

WHEREAS, BB&T Mortgage, has redeemed said certificate of which funds have been deposited into the Current Account;

NOW, THEREFORE, BE IT RESOLVED Treasurer shall refund the lienholder $2,019.85 for the tax sale certificate and $2,000.00 for the premium as per the certification of the Tax Collector.

Resolution #46-0-17:
Re: Redemption of Municipal Tax Sale Certificate #669 for Block 470, Lot 2.

WHEREAS, a Tax Sale was held for 2005 delinquent Municipal charges on July 8, 1996;

WHEREAS, the Borough of Wanaque was awarded the certificate for Block 470 Lot 2, Algonquin Path for which certificate 669 was assigned;

WHEREAS, First American Title Insurance Company, has redeemed said certificate of which funds have been deposited into the Current Account;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Municipal Clerk sign off on the certificate so that it can be recorded as cancelled as per the certification of the Tax Collector.

Resolution #47-0-17:
Re: Refund account for Tax overbilling on Block 313.07, Lot 7C001F for 2016 and the first half of 2017 as a result of billing on a storage unit that didn't exist. Refund in the amount of $310.08 for 2016 Taxes paid and a credit of $155.04 for the first half of 2017.

WHEREAS, there exists tax overbilling on Block 313.07 Lot 7C001F for 2016 and the first half of 2017 as a result of billing on a storage unit that didn't exist;

WHEREAS, the homeowner has requested reimbursement for a total $310.08 for 2016 taxes paid and a credit of $155.04 for the first half of 2017;

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector shall credit the account for 2017 and reimburse the homeowner for taxes paid in 2016 accordingly.

Resolution #48-0-17:
Re: Refund of Tax overpayment on Block 435.01, Lot 4.303 from the 2016 3rd Quarter in the amount of $547.20.

WHEREAS, there exists a tax overpayment on Block 435.01 Lot 4.303, 42 Elston Court, Unit #303 from the 2016 3rd quarter;

WHEREAS, the owner has requested a refund of said overpayment;

NOW, THEREFORE, BE IT RESOLVED that the Treasurer shall refund $547.20 as per the certification of the Tax Collector.

Resolution #49-0-17:
Re: Transfer Water credit of $300.00 on 852 Ringwood Avenue from an inactive to an active Water account due to owner paying meter fee twice.

WHEREAS, there exists water over billing on 852 Ringwood Avenue due to the property owner paying his meter fee twice, on two separate accounts;

WHEREAS, the owners have requested a credit;

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector transfer the credit of $300.00 from an inactive account to his active water account.

Resolution #50-0-17:
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 2016 Local Municipal Budget be approved;

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

FROM		TO	
		WATER	
6-WP-02-050-102 SALARIES & WAGES	$15,000.00	6-WP-02-050-274 WATER ELECTRIC	$15,000.00
		CURRENT	
6-CU-01-219-301 GROUP INS.	$ 15,600.00	6-CU-01-099-124 LEGAL	$15,600.00
6-CU-01-109-212 TAX OTHER EXPENSES	$ 950.00	6-CU-01-117-237 PUBLIC BLDGS	$ 650.00
		6-CU-01-146-205 STREET LIGHTS	$ 300.00
6-CU-01-125-263 POLICE O.E.	$ 2,500.00	6-CU-01-117-206 PUBLIC BLDGS	$ 2,500.00
6-CU-01-135-252 RECYCLING	$ 4,000.00	6-CU-01-117-208 PUBLIC BLDGS	$ 4,000.00
6-CU-01-136-256 SANITATION	$ 3,500.00	6-CU-01-117-208 PUBLIC BLDGS	$ 3,500.00
6-CU-01-136-251 SANITATION	$ 200.00	6-CU-01-117-208 PUBLIC BLDGS	$ 200.00
CURRENT **TOTAL**	**$26,750.00**		**$26,750.00**

Application for Raffle License:
Re: Wanaque First Aid Auxiliary – RA:955.

Resolution #51-0-17:
Re: AWARE ASAP Grant - $44,880.00.

GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE
FISCAL GRANT CYCLE JULY 2014-JUNE 2019
FORM 1B

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, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey;

WHEREAS, The Borough 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, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Passaic;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Wanaque, County of Passaic, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the AWARE ASAP Municipal Alliance grant for the period of July 1, 2017 to June 30, 2018 (FY2018) in the amount of:

2.

DEDR	$44,880.00
Cash Match	$11,220.00
In-Kind	$33,660.00

3. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Resolution #52-0-17:
Re: Authorizing Settlement of Tax Appeal – Block 248, Lot 6.03.

BE IT RESOLVED that Anthony Fiorello, Esq., be and is hereby authorized to execute a State Tax Court settlement agreement for the property located at Block 248, Lot 6.03, commonly known as 672 Ringwood Avenue, Wanaque, New Jersey.

Resolution #53-0-17:
Re: Appointment of Full Time Dispatcher.

BE IT RESOLVED that Cheryl Verrone, 208 Russia Road, Oak Ridge NJ be and is hereby appointed as a Public Safety Telecommunicator trainee effective February 15, 2017 at an annual salary of $45,000.

Resolution #54-0-17:
Re: Authorizing the issuance of not exceeding $5,784,250 Bond Anticipation Notes.

EXTRACT from the minutes of a regular meeting of the Borough Council of the Borough of Wanaque, in the County of Passaic, New Jersey, held at the Municipal Building, 579 Ringwood Avenue, Wanaque, New Jersey, on February 13, 2017, at 8:00 o'clock P.M.

PRESENT: Councilman Balunis, Councilman Leonard, Councilman Pettet and Councilman Willse

ABSENT: Councilman Cortellessa and Councilman Pasquariello

* * *

Councilman Willse introduced and moved the adoption of the following resolution and Councilman Pettet seconded the motion:

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $5,784,250 BOND ANTICIPATION NOTES OF THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY.

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF WANAQUE, IN THE COUNTY OF PASSAIC, NEW JERSEY, AS FOLLOWS:

Pursuant to a bond ordinance of The Borough of Wanaque (the "Borough") 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 $575,000 therefor and authorizing the issuance of $281,250 bonds or notes of the Borough for financing such appropriation", finally adopted on June 9, 2014 (#10-0-14), bond anticipation notes of the Borough in a principal amount not exceeding $281,250 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough 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 $410,000 therefor and authorizing the issuance of $153,750 bonds or notes of the Borough for financing such appropriation", finally adopted on October 6, 2014 (#13-0-14), bond anticipation notes of the Borough in a principal amount not exceeding $153,750 shall be issued for the purpose of temporarily financing the improvement or purpose

described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of the water supply and distribution system in and by the Borough of Wanaque, in the County of Passaic, New Jersey, appropriating $275,000 therefor and authorizing the issuance of $225,000 bonds or notes of the Borough for financing such appropriation", finally adopted on October 6, 2014 (#14-0-14), bond anticipation notes of the Borough in a principal amount not exceeding $225,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of the water supply and distribution system in and by the Borough of Wanaque, in the County of Passaic, New Jersey, appropriating $210,000 therefor and authorizing the issuance of $210,000 bonds or notes of the Borough for financing such appropriation", finally adopted on May 11, 2015 (#5-0-15), bond anticipation notes of the Borough in a principal amount not exceeding $210,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough 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 $370,000 therefor and authorizing the issuance of $141,250 bonds or notes of the Borough for financing such appropriation", finally adopted on May 11, 2015 (#6-0-15), bond anticipation notes of the Borough in a principal amount not exceeding $141,250 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of the water supply and distribution system in and by the Borough of Wanaque, in the County of Passaic, New Jersey, appropriating $380,000 therefor and authorizing the issuance of $280,000 bonds or notes of the Borough for financing such appropriation", finally adopted on May 11, 2015 (#7-0-15), bond anticipation notes of the Borough in a principal amount not exceeding $280,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of the water supply and distribution system in and by the Borough of Wanaque, in the County of Passaic, New Jersey, appropriating $325,000 therefor and authorizing the issuance of $325,000 bonds or notes of the Borough for financing such appropriation", finally adopted on June 15, 2015 (#8-0-15), bond anticipation notes of the Borough in a principal amount not exceeding $325,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of the various roads in and by the Borough of Wanaque, in the County of Passaic, New Jersey, appropriating $370,000 therefor and authorizing the issuance of $333,000 bonds or notes of the Borough for financing such appropriation", finally adopted on June 15,

2015 (#9-0-15), bond anticipation notes of the Borough in a principal amount not exceeding $333,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the acquisition of new equipment by the Borough of Wanaque, in the County of Passaic, New Jersey, appropriating $230,000 therefor and authorizing the issuance of $207,000 bonds or notes of the Borough for financing such appropriation", finally adopted on July 13, 2015 (#10-0-15), bond anticipation notes of the Borough in a principal amount not exceeding $207,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough 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 $500,000 therefor and authorizing the issuance of $425,000 bonds or notes of the Borough for financing such appropriation", finally adopted on May 9, 2016 (#10-0-16), bond anticipation notes of the Borough in a principal amount not exceeding $425,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating $225,000, and authorizing the issuance of $120,000 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Wanaque, in the County of Passaic, New Jersey", finally adopted on July 11, 2016 (#14-0-16), bond anticipation notes of the Borough in a principal amount not exceeding $120,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for infrastructure improvements in and by the Borough of Wanaque, in the County of Passaic, New Jersey, as part of the Wanaque Lakeside Manor Redevelopment Plan, appropriating $1,850,000 therefor and authorizing the issuance of $1,850,000 bonds or notes of the Borough for financing such appropriation", finally adopted on August 16, 2016 (#17-0-16), bond anticipation notes of the Borough in a principal amount not exceeding $1,850,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the acquisition of two new fire trucks by the Borough of Wanaque, in the County of Passaic, New Jersey, appropriating $1,040,000 therefor, and authorizing the issuance of $990,000 bonds or notes of the Borough for financing", finally adopted on August 16, 2016 (#18-0-16), bond anticipation notes of the Borough in a principal amount not exceeding $990,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough 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 $450,000 therefor and authorizing the issuance of $243,000 bonds or notes of the Borough for financing such appropriation", finally adopted on December 12, 2016 (#26-0-16), bond anticipation notes of the Borough in a principal amount not exceeding $243,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

All bond anticipation notes (the "notes") issued hereunder shall mature at such times as may be determined by the treasurer, the chief financial officer or the acting chief financial officer of the Borough (the "Chief Financial Officer"), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer and shall be signed and sealed by officials and officers of the Borough in any manner permitted by N.J.S.A. §40A:2-25. The Chief Financial Officer shall determine all matters in connection with the notes issued hereunder, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes at not less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes hereunder is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Any note issued pursuant to this resolution shall be a general obligation of the Borough, and the Borough's faith and credit are hereby pledged to the punctual payment of the principal of and interest on the notes and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

The Chief Financial Officer of the Borough is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to the notes in accordance with Rule 15c2 12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Borough, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

This resolution shall take effect immediately.

Upon motion of Councilman Willse, seconded by Councilman Pettet the foregoing resolution was adopted by the following vote:

AYES: Councilman Balunis, Councilman Leonard, Councilman Pettet and Councilman Willse

NOES: None

ABSENT: Councilman Cortellessa and Councilman Pasquariello

Resolution #55-0-17:
Re: Supporting the 2017 UDrive, UText, UPay Distracted Drivingrackdown – April 1 – 21, 2017.

Supporting the
2017 UDrive. UText. UPay.
Distracted Driving Crackdown

WHEREAS, distracting driving is a serious, life-threatening practice that is preventable; and

WHEREAS, distracted driving can result in injuries and deaths to all road users (motorists, pedestrians and bicyclists); and

WHEREAS, distracted driving occurs when drivers divert their attention away from the task of driving to focus on another activity instead; and

WHEREAS, in 2014 alone distracted driving-related crashes resulted in 3,179 deaths and 431,000 injuries on our nation's roads; and

WHEREAS, in New Jersey distracted driving was listed as a contributing circumstance in more than 800,000 crashes between 2010-2014; and

WHEREAS, the State of New Jersey will participate in the nationwide *Distracted Driving 2017 Crackdown* from April 1 - 21, 2017 in an effort to raise awareness and decrease driver distraction through a combination of enforcement and education; and

WHEREAS, the national slogan for the campaign is *UDrive. UText. UPay*; and

WHEREAS, a reduction in distracted driving in New Jersey will save lives on our roadways;

THEREFORE, BE IT RESOLVED, that the Borough of Wanaque declares it's support for the *Distracted Driving 2017 Crackdown* both locally and nationally from April 1 - 21, 2017 and pledges to increase awareness of the dangers of distracted driving.

Resolution #56-0-17:
Re: Approve Gypsy moth spraying.

WHEREAS, the gypsy moth *Lymantria dispar*, has been found heavily defoliating tree and plant growth in the Borough of Wanaque; and

WHEREAS, continued destruction of foliage may result in loss of valuable forest lands and trees; and

WHEREAS, the Borough Council of the Borough of Wanaque has determined that a gypsy moth control program should be instituted with the State of New Jersey Department of Agriculture and that application for any Federal or State funds available be authorized.

NOW THEREFORE BE IT HEREBY RESOLVED by the Borough Council of the Borough of Wanaque that the gypsy moth is declared to be a public nuisance and the protection of vegetation or plant life therefrom is deemed to be a subject matter of public welfare, and that all measures deemed necessary, in compliance with the State of New Jersey Department of Agriculture recommendations, is hereby authorized to suppress this forest and shade tree pest.

I, Katherine Falone, Clerk of the Borough of Wanaque, County of Passaic, State of New Jersey, do hereby certify that this Resolution was adopted by the municipal governmental body at an open public meeting which was duly advertised to the citizens of the municipality in accordance with the law, pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-9.

I also certify that this municipality has, or will, comply with the notice provisions required by N.J.S.A. 4:7-39.

I further certify the above to be a true and correct copy of a resolution adopted by the Wanaque Borough Council at a regular meeting of that body held February 13, 2017.

Resolution #57-0-17:
Re: Grant Application – NJDOT 2017 Municipal Aid.

BE IT RESOLVED that Mayor Daniel Mahler is authorized to submit an application and execute a grant agreement for the New Jersey Department of transportation Municipal Aid program 2017.

Resolution #58-0-17:
Re: Approve Tax Appeal Settlement, Block 477.01, Lot 1, 1433 Ringwood Avenue.

BE IT RESOLVED that Anthony Fiorello, Esq., be and is hereby authorized to execute a State Tax Court settlement agreement for the property located at Block 477.01, Lot 1, commonly known as 1433 Ringwood Avenue, Wanaque, New Jersey.

Resolution #59-0-17:
Re: Approve Tax Court Settlement, Block 412, Lot 3, 25 Fifth Avenue.

BE IT RESOLVED that Anthony Fiorello, Esq., be and is hereby authorized to execute a State Tax Court settlement agreement for the property located at Block 412, Lot 3, commonly known as 25 Fifth Avenue, Wanaque, New Jersey.

Resolution #60-0-17:
Re: Approve filing Remedial Investigation Report, DPW underground storage tanks.

BE IT RESOLVED that Thomas F. Carroll, Borough Administrator, be and is authorized to execute a Preliminary Assessment report for the NJDEP in connection with the removal of the underground storage tanks at the Borough Garage.

Resolution #61-0-17:
Re: Appoint Deputy Municipal Court Administrator.

BE IT RESOLVED that Zoe N. Velez, 5 Guenther Place, Passaic, New Jersey be and is hereby appointed as the Deputy Municipal Court Administrator, effective February 6, 2017 at an annual salary of $45,000, which shall increase to $47,000 upon receiving certification as a Municipal Court Administrator by the New Jersey Office of the Administrator of the Courts.

Resolution #62-0-17:
Re: Appoint two (2) Part-Time Dispatchers.

BE IT RESOLVED that the following be appointed as Public Safety Telecommunicator trainees, effective February 8, 2017 at an hourly rate of $24.45:

William Grygus 24 Wilson Drive Wanaque NJ	Doreen Hackett 407 Boulevard Pompton Plains NJ

Resolution #63-0-17:
Re: Cancel various balances.

BE IT RESOLVED THAT THE FOLLOWING ITEMS BE CANCELLED:

GRANT FUND:
GRANTS RECEIVABLE

Tobacco Grant	$ 2,982.00
Buffer Zone Protection Program	$ 806.08
Aid to Firefighters Grant	$ 1,075.00

APPROPRIATED RESERVES FOR GRANTS

Aid to Firefighters Grant	$ 321.40
Buffer Zone Protection Grant	$ 806.80

GENERAL CAPITAL FUND:
RECEIVABLES

1ST Street and 2nd Street (7-0-09)	$ 32,199.50
Laura Avenue II (8-0-09)	$ 33,188.38
Melrose & Furnace (25-0-09)	$ 771.56

IMPROVEMENT AUTHORIZATIONS

Laura Avenue I (11-0-07)	$ 9,820.49
Improvements to Haskell Firehouse (13-0-07)	$ 818.54
Haskell Firehouse Addition (19-0-08)	$ 5,802.82
First Aid Squad Vehicle (22-0-08)	$ 535.00
Laura Avenue reconstruction II (8-0-09)	$ 1,856.92
Improvements to Ringwood Avenue (9-0-10)	$ 287.73
Ringwood Avenue sidewalks (10-0-10)	$193,121.50
Improvements to various roads (12-0-11)	$ 648.58

Resolution #64-0-17:
Re: Passaic County Open Space Grant application.

BE IT RESOLVED that Thomas F. Carroll, Borough Administrator be and is hereby authorized to sign and submit an application to the Passaic County Open Space and Recreation Grant Program for the improvement of the playground at Back Beach Park.

Resolution #65-0-17:
Re: Authorizing settlement of Tax Appeal, Block 248, Lot 6.03.

WHEREAS, D'Agostino Realty LLC, has filed a tax appeal in connection with property known and designated on the Borough of Wanaque Tax Map as Block 236, Lot 9.01 and commonly known as 621 Ringwood Avenue in Tax Court of New Jersey under Docket No. 09156-2015 and Docket No. 012275-2016; and

WHEREAS, the Wanaque Borough Tax Assessor, Brian Townsend and real estate Tax appeal expert Scott Holzhauer, have entered into negotiations and have recommended a settlement of the Tax appeal; and

WHEREAS, it is in the best interest of the Borough of Wanaque to enter into a Stipulation of Settlement in connection with the said appeal,

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 Stipulation of Settlement proposal annexed hereto and made a part hereof is hereby approved.
2. The Borough attorney, Anthony Fiorello, is hereby authorized to enter into the Stipulation of Settlement and arrange for the filing of the same with the Tax Court of New Jersey.

Resolution #67-0-17:
Re: Appointment of two (2) Special Police Officers – Class II.

BE IT RESOLVED that the following individuals be and are hereby appointed as Class II Special Police Officers, contingent upon them meeting the requirements of the New Jersey Police Training Commission:

Jason D. Ekkers
40 Howard Street
Pompton Lakes, New Jersey

Paul M. Rothlauf
46 Catherine Court
Ringwood, New Jersey

Resolution #68-0-17:
Re: Sale of Surplus Property – Fire Vehicles.

BE IT RESOLVED that the Borough Administrator be and is authorized to sell the following vehicles which are no longer needed for public use, in accordance with NJSA 40A:11-36:

1999 Ford – VIN 2FAFP71W7XX199499 (Crown Vic)
2006 Ford – VIN 2FAHP71W96X136380 (Crown Vic)
2003 Ford – VIN 1FMZU72K13UB06355 (Explorer)
1982 Ford – 1RS03569 (bucket loader)
1992 John Deere Backhoe – T0310DA779169

Resolution #69-0-17:
Re: Transfer truck to WVRSA.

BE IT RESOLVED that the Borough Administrator be and is authorized to sell the following vehicle which are no longer needed for public use to the Wanaque Valley Regional Sewerage Authority for $1, in accordance with NJSA 40A:11-36(2):

2009 Ford VIN 1FTWF31579EA01067

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

On roll call, all voted yes, except Councilman Balunis who abstained on Resolution #51-0-17, and the Mayor declared the motion carried.

REGULAR REPORTS - PROFESSIONAL REPORTS:

1. Clerk's Receipts for January 2017 -

2. Police Department Report for January 2017 -

3. Tax Collector's Report for January 2017 -

4. Municipal Court Report for January 2017 –

On entertainment of the Mayor, Councilmen Willse 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:

Letter from Wanaque Fraternal Order of Police Lodge #145, Inc.:
Re: Food Truck Festival – June 10, 2017

On entertainment of the Mayor, Councilmen Pettet and Willse moved a motion to approve the aforementioned subject to the conditions in the Borough Administrator's memo dated February 7, 2017 and adding Wanaque School to be included also.

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

NEW BUSINESS:

Closed Session:
Re: Litigation/Negotiation/Personnel

None.

UNFINISHED BUSINESS: None.

RESOLUTIONS:

Resolution #66-0-17:
Re: Approve Fiscal Year 2017 CDBG application – Housing Rehabilitation Program.

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

BE IT RESOLVED that the Borough Council of the Borough of Wanaque authorizes an application to the Passaic County Community Development Block Grant (CDBG) Program for Housing Rehabilitation, as described in this proposal. If awarded the CDBG funds, the Municipality shall implement the activities in a manner to ensure compliance with all applicable Federal, State and Local laws and regulations.

On roll call, all voted yes, except Councilman Willse voted no 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 2016	$ 181,666.46
Water Operating 2016	$ 64,107.71
Current Operating 2017	$ 204,144.91
Water Operating 2017	$ 38,973.56
Sewer Operating 2017	$ 866,405.00
General Capital	$ 498,613.32
Water Capital	$ 2,760.00
Escrow	$ 12,524.31
Animal Trust	$ 10,031.05

Recycle Trust		$ 862.50
Recreation Trust		$ 3,549.25
	Voucher Total:	$ 1,883,638.07

Payroll

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

PR#25 2016		$ 253,817.84
PR#26 2016		$ 240,010.01
PR #1	1/13/2017	$ 228,983.66
PR #2	1/27/2017	$ 264,271.88
PR #3	2/10/2017	$ 234,925.18
	Payroll Total:	$ 1,222,008.57
	Grand Total:	$ 3,105,646.64

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 Willse 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 8:05 P.M.

Katherine J. Falone, RMC, CMC
Municipal Clerk