

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

July 28, 2015

PRESENT: Mayor John Coiro, presiding, Councilman Lou D'Angelo, Councilwoman Carolyn Fontanella, Councilwoman Debra Andriani, Councilman Anthony Picarelli, Councilman William Bucher, Municipal Clerk Joseph Wassel and Municipal Attorney Robert Corrado.

ABSENT: Council President Phil Puglise.

Mayor John Coiro called the meeting to order and asked the Municipal Clerk to call the roll.

Municipal Clerk Wassel recited the Prayer of the Meeting followed with the Pledge of Allegiance to the Flag with the public participating.

Mayor Coiro asked the Clerk to read the statement of the meeting.

The Municipal Clerk read the following statement: This meeting of the Mayor and Council held on this day is being held in accordance with Chapter 231, P.L. 1975 of the State of New Jersey as amended. The agenda for this meeting has been prepared and distributed to the Mayor and Council and a copy has been on file in the Office of the Municipal Clerk.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella to dispense with the regular order of business in order to hold a public hearing on Ordinance No. 15-2015 as advertised. On roll call vote, all members of the Council present voted in the affirmative.

Municipal Clerk Wassel announced that Ordinance No. 15-2015 has been advertised for public hearing for Tuesday, July 28, 2015.

Municipal Clerk Wassel read the legal notice and the title of Ordinance No. 15-2015.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella to open the public hearing. On roll call vote, all members of the Council present voted in the affirmative.

Mayor Coiro asked if any citizens wished to be heard on Ordinance No. 15-2015.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella to close the public hearing. On roll call vote, all members of the Council present voted in the affirmative.

Municipal Clerk Wassel read Ordinance No. 15-2015 by title:

ORDINANCE NO. 15-2015

A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$600,000 FOR VARIOUS IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF TOTOWA AND TO APPROPRIATE \$514,000 FROM THE CAPITAL IMPROVEMENT FUND AND \$86,000 FROM THE RESERVE FOR SEWER JET

There was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella to adopt Ordinance No. 15-2015 on second and final reading. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella to revert to the regular order of business. On roll call vote, all members of the Council present voted in the affirmative.

Mayor Coiro asked if any members of the Council, the Municipal Clerk or the Municipal Attorney wished to address the Council.

Councilwoman Andriani: Announced that the Board of Recreation is working hard and will be sponsoring another Movie Night at the Pool with the showing of Night at the

Museum Secret of the Tomb on Friday, July 31st and a Free Concert at the Borough Hall featuring the Big Band Swing Machine on Wednesday, August 12th.

CITIZENS HEARD:

Mike Mahometa, 269 Lincoln Avenue: Asked the following questions: 1) When will the road painting be done? Mayor Coiro: Responded that some of the striping we paint, but some of the other intersections we will need a contractor. DPW Superintendent Jim Niland: Advised that we have found a thermoplastic paint that we can use in our machine and all the road painting will be done by the end of August. 2) Resurfacing of Union Boulevard south just prior to the Route 80 overpass? Mayor Coiro: Answered that the State did the top of the bridge, but now the State and the County are arguing over jurisdiction of that section. 3) Affordable Housing – where do they plan on doing it? Mayor Coiro: Remarked that who's they, they is we – Totowa. Explained the Mt. Laurel issues and how we filed our plan in good faith and have been waiting for a response, but now our attorneys have filed for a five month extension to protect us against a builder's remedy until the Court reviews and either approves or disapproves our Third Round Housing Element and Fair Share Plan.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella to approve the Minutes of the Mayor and Council for the meeting of July 14, 2015. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON FINANCE:

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to approve Resolution No. 2015-16 for the payment of bills. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to adopt the following resolution authorizing the Treasurer to issue refunds to various property owners pursuant to State Tax Court judgments. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION

WHEREAS, there has been a State Tax Court judgment to reduce the evaluation on the following.

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer of the Borough of Totowa is authorized to refund these amounts.

<u>BLK</u>	<u>LOT</u>	<u>PROPERTY/OWNER</u>	<u>PAYABLE TO</u>	<u>YEAR</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
171	16	405 Minnisink Road Sandringham Properties LLC	"Bruce J. Stavitsky, Esq. for the benefit of Sandringham Properties LLC" Mail to: Stavitsky & Associates LLC 350 Passaic Avenue Fairfield, N.J. 07004	2010	3,704,700	3,448,500	\$4,375.90
				2011	3,448,500	3,000,000	\$8,813.03
				2012	3,448,500	3,000,000	\$9,239.10
				2013	3,448,500	2,800,000	\$13,637.96
				2014	3,448,500	2,800,000	\$13,761.17
						Total Check	\$49,827.16
50	1	70 Hobart Place Musillo, Joseph & Jennifer		2012	419,800	352,800	\$1,380.20
				2013	405,000	352,800	\$1,097.77
				2014	405,000	352,800	\$1,107.68
						Total Check	\$3,585.65

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to adopt the following Resolution Authorizing Extension Of Due Date For Payment Of 3rd Quarter 2015 Taxes. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 90-2015

RESOLUTION AUTHORIZING EXTENSION OF DUE DATE FOR PAYMENT OF 3RD QUARTER 2015 TAXES

WHEREAS, the third quarter tax payment is normally due on August 1, with a 10 day grace period; and

WHEREAS, the Borough of Totowa will not be able to print and mail out the 2015 final/preliminary 2016 tax bills on time because of the delay by the State; and

WHEREAS, the Borough of Totowa by law must allow the taxpayers a period of 25 days from the date of the mailing of the tax bill to make payment.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council do hereby extend the due date for the 3rd quarter taxes to August 14, 2015 which is inclusive of the 10 day grace period.

BE IT FURTHER RESOLVED, that tax payments received after the extended grace period of August 14, 2015 will be charged interest back to the original due date of August 1, 2015 as required by law.

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to adopt the following Resolution Authorizing Reimbursement For 2014 Lighting And Garbage Removal Costs To Falls Bridge Meadows Condominium Association Pursuant To The Municipal Services Act. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 91-2015

RESOLUTION AUTHORIZING REIMBURSEMENT FOR 2014 LIGHTING AND GARBAGE REMOVAL COSTS TO FALLS BRIDGE MEADOWS CONDOMINIUM ASSOCIATION PURSUANT TO THE MUNICIPAL SERVICES ACT

WHEREAS, in accordance with New Jersey's Municipal Services Act, the Borough of Totowa is required to either perform certain specified services for qualified private communities or to reimburse these communities in accordance with the statute; and

WHEREAS, Falls Bridge is a residential town house and condominium community located in the Borough of Totowa within which all of the roads located throughout the development are private; and

WHEREAS, Falls Bridge Meadows Condominium Association is a not-for-profit entity that operates and administers the general affairs of this qualified private community as defined by N.J.S.A. 40:67-23.2; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize payment to the Falls Bridge Meadows Condominium Association for costs incurred in 2014 for street lighting and garbage removal services in accordance with the provisions of the Municipal Services Act.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize payment to the Falls Bridge Meadows Condominium Association for reimbursement of costs incurred in 2014 for street lighting and garbage removal services pursuant to the terms of the New Jersey Municipal Services Act.

COMMITTEE ON PUBLIC SAFETY:

There was a motion by Councilwoman Fontanella, seconded by Councilman Bucher to adopt the following Resolution Adopting The Passaic County And All Municipalities Hazard Mitigation Plan. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 92-2015

RESOLUTION ADOPTING THE PASSAIC COUNTY AND ALL MUNICIPALITIES
HAZARD MITIGATION PLAN

WHEREAS, the Borough of Totowa, Passaic County, New Jersey has experienced natural hazards that result in public safety hazards and damage to private and public property; and

WHEREAS, the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk; and

WHEREAS, the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the mitigation plan; and

WHEREAS, a Hazard Mitigation Plan has been developed by the Mitigation Planning Committee; and

WHEREAS, the Hazard Mitigation Plan includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property; and

WHEREAS, the draft plan was provided to each participating jurisdiction and was posted on the Passaic County Office of Emergency Management's website so as to introduce the planning concept and to solicit questions and comments; and to present the Plan and request comments, as required by law, and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Totowa that:

1. The Passaic County and All Municipalities Hazard Mitigation Plan, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on May 29, 2015 by the Passaic County Office of Emergency Management, and approved-pending adoption by the Federal Emergency Management Agency on July 21, 2015, is hereby adopted as an official plan of the Borough of Totowa.
2. The Borough of Totowa departments identified in the Plan are hereby directed to pursue implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Borough of Totowa,

and this resolution shall not be interpreted so as to mandate any such appropriations.

4. The Borough of Totowa Emergency Management Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Passaic County Office of Emergency Management. The status reports shall be submitted on a yearly basis by a predetermined date as agreed upon by all stakeholders.

There was a motion by Councilwoman Fontanella, seconded by Councilman Bucher to approve a fireman's application, the purchase of fireman's equipment and authorize a fireman's physical for Anthony A. Rivera for Fire Rescue Company No. 4. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON PUBLIC WORKS:

There was a motion by Councilman D'Angelo, seconded by Councilwoman Andriani to adopt the following Resolution Authorizing Professional Engineering Services For The 2015 Road Resurfacing Program. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 93-2015

RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING SERVICES FOR THE 2015 ROAD RESURFACING PROGRAM

WHEREAS, the Mayor and Council of the Borough of Totowa desire to retain the services of a professional engineering firm to provide design services, prepare bid documents, assist in the bidding process and supervise construction of the 2015 Road Program; and

WHEREAS, the Road Resurfacing Program calls for improvements to sections of Mitchell Avenue, Lind Road, Melissa Drive, Rosalie Street and Taft Road; and

WHEREAS, Richard A. Alaimo Engineering Associates has submitted a proposal dated July 22, 2015 to provide the design, bid assistance and construction supervision services for the roads selected at a cost not to exceed Twenty-Five Thousand Twenty and 00/100 Dollars (\$25,020.00), a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, the Mayor and Council of the Borough of Totowa on July 28, 2015 did examine the proposal submitted by Richard A. Alaimo Engineering Associates; and

WHEREAS, pursuant to the applicable New Jersey State laws, these professional services may be awarded without public bidding.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby accept the proposal submitted by Richard A. Alaimo Engineering Associates for professional engineering services for the 2015 Road Resurfacing Program in the amount of Twenty-Five Thousand Twenty and 00/100 Dollars (\$25,020.00).

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize Richard A. Alaimo Engineering Associates to perform the professional services as set forth in their proposal.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Andriani to adopt the following Resolution Authorizing The Borough Of Totowa To Utilize Passaic County Community Development Block Grant Disaster Recovery Program Funds For The Acquisition Of Flood-Prone Properties. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 94-2015

RESOLUTION AUTHORIZING THE BOROUGH OF TOTOWA TO UTILIZE PASSAIC COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY PROGRAM FUNDS FOR THE ACQUISITION OF FLOOD-PRONE PROPERTIES

WHEREAS, the County of Passaic (the "County") has designated the Borough of Totowa as one of the impacted disaster municipalities eligible to receive funding from the County of Passaic (the "County") Community Development Block Grant Program Disaster Recovery ("CDBG-DR") Program; and

WHEREAS, the County has made disaster funds available to the Borough of Totowa in the amount of \$925,000.00 for the acquisition and demolition of five (5) flood prone properties; and

WHEREAS, the Borough of Totowa is authorized to purchase these flood prone properties pursuant to the CDBG-DR Sub-Recipient Agreement entered into July 22, 2013 and an Amendment to the CDBG-DR Sub-Recipient Agreement entered into September 11, 2013; and

WHEREAS, the Borough of Totowa is empowered by the Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et seq., to acquire real property as necessary and suitable for the performance of functions; and

WHEREAS, the Mayor and Council of the Borough of Totowa will be acquiring five (5) flood prone properties; and

WHEREAS, CDBG-DR funds must be readily available for closings or progress payments and meetings of the Mayor and Council of the Borough of Totowa may not be scheduled to coincide with such closing dates or payments; and

WHEREAS, in order to ensure that the CDBG-DR Program runs in an expeditious manner, the Mayor and Council of the Borough of Totowa wishes to grant authorization to the Municipal Clerk and Treasurer, in consultation with the Municipal Council, to disburse CDBG-DR funds as available for the acquisition of flood prone properties; and

WHEREAS, CDBG-DR funds may be disbursed for the following: payments of the final agreed upon purchase prices to homeowners whose houses are being acquired as part of the CDBG-DR Program, expenses for title companies acting as settlement agents, paying off mortgages, liens or other encumbrances, tenant relocation costs, taxes, utilities, title expenses, recording fees, progress payments to contractors for demolition work, professional fees incurred by the Borough of Totowa in connection with the administration and implementation of the CDBG-DR Program and any other costs or expenses of the CDBG-DR Program; and

WHEREAS, the Borough of Totowa Treasurer shall report all disbursements and payments on a bill to be approved by the Borough of Totowa's Finance and Administration Committee and the Municipal Council at the next regularly scheduled Borough Council Meeting.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Totowa does hereby:

1. Authorize the Borough of Totowa Municipal Clerk and Treasurer, in consultation with the Mayor and Council of the Borough of Totowa, to disburse CDBG-DR funds required to purchase flood prone properties.
2. Direct the Treasurer to certify that the CDBG-DR funds are available before said funds are disbursed.
3. Direct that all disbursements and payments made by the Borough of Totowa Municipal Clerk and Treasurer shall be included on a bill list and approved by the Borough of Totowa's Finance and Administration Committee and the Municipal Council at the next regularly scheduled Borough Council Meeting.

4. This Resolution shall take effect immediately.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Andriani to adopt the following Resolution To Authorize And Execute The Transfer Of Real Property Interests, Conservation Easements And Escrow Letters For Properties Located In The Borough Of Totowa, Chosen To Be A Part Of The Passaic County Community Development Block Grant Disaster Recovery Program. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 95-2015

RESOLUTION TO AUTHORIZE AND EXECUTE THE TRANSFER OF REAL
PROPERTY INTERESTS, CONSERVATION EASEMENTS AND ESCROW LETTERS
FOR PROPERTIES LOCATED IN THE BOROUGH OF TOTOWA,
CHOSEN TO BE A PART OF THE PASSAIC COUNTY COMMUNITY
DEVELOPMENT BLOCK GRANT DISASTER RECOVERY PROGRAM

WHEREAS, the County of Passaic (the "County") has designated the Borough of Totowa as one of the impacted disaster municipalities eligible to receive funding from the County; and

WHEREAS, the County has made disaster funds available to the Borough of Totowa in the amount of \$925,000.00 for the acquisition and demolition of flood prone properties pursuant to the Passaic County Community Development Block Grant Program Disaster Recovery ("CDBG-DR") Sub-Recipient Agreement entered into July 22, 2013; and

WHEREAS, the Mayor and Council of the Borough of Totowa will be acquiring five (5) flood prone properties; and

WHEREAS, the New Jersey Department of Community Affairs requires the transfer of properties to include a conservation easement related to the funding of the purchase prices; and

WHEREAS, these properties will be used for a public purpose pursuant to either a Federal or State grant program for flood mitigation; and

WHEREAS, in recognition thereof, and in order to facilitate the expeditious implementation of the Program, the Borough of Totowa is desirous that the Mayor and Municipal Clerk be granted approval authorization for the transfer of the real properties interests with regard to all properties selected under the CDBG-DR Program; as well as authorization to execute the Deeds of Easement with Restrictive Covenants for the Preservation of Open Space and Escrow Letters.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Totowa does hereby:

1. Authorize the transfer of real property interests as set forth above, within the Borough of Totowa, under the County CDBG-DR Program.
2. Authorize and direct the Mayor and Municipal Clerk to execute the Deeds of Easement with Restrictive Covenants for the Preservation of Open Space as they pertain to properties involved in the CDBG-DR Program.
3. Authorize and direct the Mayor and Municipal Clerk to execute Escrow Letters as they pertain to properties involved in the CDBG-DR Program.
4. Authorize and direct the Mayor and Municipal Clerk to execute any additional documents that may be required under the CDBG-DR Program.
5. This Resolution shall take effect immediately.

COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

There was a motion by Councilwoman Fontanella, seconded by Councilwoman Andriani to approve Payment Estimate No. 2 in the amount of \$5,978.00 to Lou's Landscaping & Design, Inc. for the Lincoln Fields Drainage Improvements – Phases 2 & 3. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON LIAISON & INSPECTION:

There was a motion by Councilwoman Andriani, seconded by Councilman Bucher to adopt the following Resolution Authorizing Professional Planning Services For The Housing Element And Fair Share Plan And Spending Plan For Affordable Housing Constitutional Compliance. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 96-2015

RESOLUTION AUTHORIZING PROFESSIONAL PLANNING SERVICES FOR THE
HOUSING ELEMENT AND FAIR SHARE PLAN AND SPENDING PLAN FOR
AFFORDABLE HOUSING CONSTITUTIONAL COMPLIANCE

WHEREAS, by Resolution No. 59-2015 dated April 14, 2015, the Mayor and Council of the Borough of Totowa retained the services of Maser Consulting P.A., 53 Frontage Road, Suite 120, Clinton, New Jersey 08809 to assist the Borough of Totowa with achieving constitutional compliance with its Affordable Housing mandate in accordance with the State of New Jersey Fair Housing Act; and

WHEREAS, the tasks associated with these professional planning services included reviewing the Borough of Totowa's Second Round Substantive Certification and the Borough of Totowa's Master Plan Housing Element and Fair Share Plan ("HEFSP"), determining the Borough of Totowa's Third Round obligation and assistance with the filing of a Declaratory Judgment application in accordance with the New Jersey Supreme Court's decision on March 20, 2015; and

WHEREAS, the Borough of Totowa filed its Declaratory Judgment on July 7, 2015 and requested that the municipality receive a five-month period of immunity through December 7, 2015; and

WHEREAS, during the five-month immunity period, the Borough of Totowa must prepare and adopt a new HEFSP and draft a Spending Plan for review and approval by the Court; and

WHEREAS, Maser Consulting P.A. has submitted a proposal dated July 23, 2015 to provide the professional planning services associated with the HEFSP and Spending Plan which are required for achieving Affordable Housing Constitutional Compliance for a fee in the amount of Eighteen Thousand Seven Hundred Thirty-Six and 00/100 Dollars (\$18,736.00), a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, pursuant to the applicable New Jersey State laws, these professional services may be authorized without public bidding.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize Maser Consulting P.A. to prepare a new HEFSP and Spending Plan for the Borough of Totowa in order to achieve Affordable Housing Constitutional Compliance for a fee in the amount of Eighteen Thousand Seven Hundred Thirty-Six and 00/100 Dollars (\$18,736.00).

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize Maser Consulting P.A. to perform the professional planning services as set forth in their proposal.

COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilman Bucher, seconded by Councilman Picarelli to adopt the following Resolution Authorizing The Renewal Of Division Of Alcoholic Beverage Control Liquor Licenses For The 2015 – 2016 License Term. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 97-2015

RESOLUTION AUTHORIZING THE RENEWAL OF
DIVISION OF ALCOHOLIC BEVERAGE CONTROL LIQUOR LICENSES
FOR THE 2015 – 2016 LICENSE TERM

WHEREAS, Division of Alcoholic Beverage Control (ABC) liquor licenses that have been issued by the Borough of Totowa during the year 2014/2015 will expire on June 30th; and

WHEREAS, State and Municipal regulations require that ABC liquor licenses be renewed prior to July 1, 2015; and

WHEREAS, the Division of Alcoholic Beverage Control (ABC) has introduced POSSE ABC, a new electronic web based licensing system; and

WHEREAS, in order to allow licensees to acclimate to the new online licensing system, the Director of the New Jersey Division of Alcoholic Beverage Control has extended the normal June 30th filing deadline to September 18, 2015; and

WHEREAS, licensees have filed their renewal applications online through POSSE ABC, have received their Alcoholic Beverage Retail License Clearance Certificate and have paid their State and Municipal fees.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Totowa that the Municipal Clerk be authorized to issue an ABC License to the following licensed premises for the year 2015/2016.

1612-33-001-010	Apple Food Service of Totowa, Inc.
1612-33-002-005	The 46 Lounge, LLC
1612-33-003-003	Anthony Murphy, Inc.
1612-33-004-007	Murphy's Steakhouse, LLC
1612-33-005-002	The Bethwood Corporation
1612-44-006-005	DTJ, Ltd.
1612-33-007-004	Crestview Motel, Inc.

1612-44-009-007 Daystar Trading Company
1612-33-010-009 New Sushi, LLC
1612-33-011-005 Totowa Barnyard, Inc.
1612-31-012-001 Totowa Boro Memorial Post #227
1612-31-013-001 Italian American Ind Club of Totowa
1612-31-014-001 Passaic Valley Elks Lodge BPOE #2111

There was a motion by Councilman Bucher, seconded by Councilman Picarelli to adopt the following Resolution Authorizing Massage Establishment License For JGN Massage, LLC Doing Business As Elements Therapeutic Massage. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 98-2015

RESOLUTION AUTHORIZING MASSAGE ESTABLISHMENT LICENSE FOR JGN MASSAGE, LLC DOING BUSINESS AS ELEMENTS THERAPEUTIC MASSAGE

WHEREAS, JGN Massage, LLC doing business as Elements Therapeutic Massage (“Elements Therapeutic Massage”) has approval to operate a massage establishment in a portion of the premises located at 650 Union Boulevard, Totowa, New Jersey; and

WHEREAS, in accordance with the requirements set forth in Chapter 250 entitled “Massage Establishments” in the Borough of Totowa Code Book, Elements Therapeutic Massage has submitted an application dated June 28, 2015 to the Borough of Totowa for a Massage Establishment License; and

WHEREAS, the Borough of Totowa Police Department has conducted a thorough investigation of the applicant in accordance with Section 250-6 of the Borough of Totowa Code Book; and

WHEREAS, the Borough of Totowa Police Chief has cleared the license for approval pursuant to his Memorandum dated July 20, 2015; and

WHEREAS, after reviewing the application and report issued by the Borough of Totowa Police Department, the Mayor and Council of the Borough of Totowa have determined that the Elements Therapeutic Massage has complied with all the requirements for a Massage Establishment License in the Borough of Totowa.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby approve the Massage Establishment License application for JGN Massage, LLC doing business as Elements Therapeutic Massage and authorize the Borough of Totowa Municipal Clerk to issue a Massage Establishment License effective July 28, 2015 through June 30, 2016.

BE IT FURTHER RESOLVED, that Elements Therapeutic Massage is required to continue to comply with all applicable laws, ordinances, rules and regulations and said license must be renewed annually on or before July 1st each year.

There was a motion by Councilman Bucher, seconded by Councilman Picarelli to adopt the following Resolution Authorizing Massage Therapist Licenses For JGN Massage, LLC Doing Business As Elements Therapeutic Massage. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 99-2015

RESOLUTION AUTHORIZING MASSAGE THERAPIST LICENSES FOR JGN MASSAGE, LLC DOING BUISNESS AS ELEMENTS THERAPEUTIC MASSAGE

WHEREAS, JGN Massage, LLC doing business as Elements Therapeutic Massage (“Elements Therapeutic Massage”) has approval to operate a massage establishment in a portion of the premises located at 650 Union Boulevard, Totowa, New Jersey; and

WHEREAS, the requirements set forth in Chapter 250 entitled “Massage Establishments” in the Borough of Totowa Code Book include obtaining a Massage Establishment License for the business and Massage Therapist Licenses for employees to be issued by the Borough of Totowa Municipal Clerk; and

WHEREAS, by Resolution No. 98-2015 dated July 28, 2015, the Mayor and Council of the Borough of Totowa authorized the issuance of a Massage Establishment License application for Elements Therapeutic Massage effective July 28, 2015 through June 30, 2016; and

WHEREAS, the following individuals have submitted applications for a Massage Therapist License as employees of Elements Therapeutic Massage, 650 Union Boulevard, Totowa, New Jersey:

1. Donna Garrity, 3 Ridge Road, Wharton, New Jersey 07885
2. Judith Bevilacqua, 268 Rubertson Way, Lincoln Park, New Jersey 07035
3. Sabrina Emmolo, 251 Dewey Avenue, Totowa, New Jersey 07512
4. Teresa Perez, 9117 Columbian Avenue, North Bergen, New Jersey 07047

5. Haneefah A. Colon, 1573 Leslie Street, 2R, Hillside, New Jersey 07205

WHEREAS, the above named employees of Elements Therapeutic Massage have each submitted proof of their respective clinical training in compliance with Section 250-7 of the Borough of Totowa Code Book; and

WHEREAS, the Borough of Totowa Police Department has conducted a thorough investigation of the applicants in accordance with Section 250-6 of the Borough of Totowa Code Book; and

WHEREAS, the Borough of Totowa Police Chief has cleared the licenses for approval pursuant to his Memorandum dated July 20, 2015; and

WHEREAS, after reviewing the application and report issued by the Borough of Totowa Police Department, the Mayor and Council of the Borough of Totowa have determined that the aforementioned applicants have complied with all the requirements for a Massage Therapist License in the Borough of Totowa.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby approve the Massage Therapist License applications for Donna Garrity, Judith Bevilacqua, Sabrina Emmolo, Teresa Perez and Haneefah A. Colon as employees of JGN Massage, LLC doing business as Elements Therapeutic Massage and authorize the Borough of Totowa Municipal Clerk to issue Massage Therapist Licenses to each applicant effective July 28, 2015 through June 30, 2016.

BE IT FURTHER RESOLVED, that the above Massage Therapist License holders are required to comply with all applicable laws, ordinances, rules and regulations and said license must be renewed annually on or before July 1st each year.

There was a motion by Councilman Bucher, seconded by Councilman Picarelli to approve Raffle License Application Nos. 1858 & 1859 for Autism Radio for a Casino Night and On-Premise 50/50, respectively, to be held on September 18, 2015 at The Bethwood. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Bucher, seconded by Councilman Picarelli to approve Raffle License Application Nos. 1860 & 1861 for Pet Adoption Thru Caring Hands for a Tricky Tray and Off-Premise 50/50, respectively, to be held on October 27, 2015 at The Bethwood. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Bucher, seconded by Councilman Picarelli to approve Raffle License Application Nos. 1862 & 1863 for Little Falls School #2 PTA for a Tricky Tray and On-Premise 50/50, respectively, to be held on November 12, 2015 at The Bethwood. On roll call vote, all members of the Council present voted in the affirmative.

There being no further business to come before the Council, there was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella that the meeting be adjourned. On roll call vote, all members of the Council present voted in the affirmative.

Joseph Wassel, RMC
Municipal Clerk