

## **BOROUGH OF TOTOWA**

### **MINUTES OF THE MAYOR AND COUNCIL**

**June 26, 2012**

**PRESENT:** Mayor John Coiro, presiding, Council President Phil Puglise, Councilman John Waryas, Councilman Jim Niland, Councilman Lou D'Angelo, Councilwoman Carolyn Fontanella, Councilwoman Debra Andriani, Municipal Clerk Joseph Wassel and Municipal Attorney Robert Corrado.

**ABSENT:** None.

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 Puglise, seconded by Councilman Waryas to dispense with the regular order of business in order to hold a public hearing on the 2012 Passaic County Open Space and Farmland Preservation Trust Fund grant application for completion of improvements to the Lincoln Fields at The PAL. On roll call vote, all members of the Council present voted in the affirmative.

Municipal Clerk Wassel announced that the 2012 Open Space grant application has been advertised for public hearing for Tuesday, June 26, 2012.

Municipal Clerk Wassel read the Open Space Public Hearing Notice.

There was a motion by Councilman Puglise, seconded by Councilman Waryas 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 the 2012 Open Space grant application.

#### CITIZENS HEARD:

Mike Mahometa, 269 Lincoln Avenue: 1) Asked if by accepting grant funds, does that open the fields to people other than Totowa residents. Mayor Coiro: Responded that regardless of this grant all municipal fields are open to all people, based on a law that was passed a few years ago, however, we can restrict them by issuing permits for use of the fields. Borough Attorney Corrado: Added that Totowa groups have priority. Mr. Mahometa: 2) Stated that looking at the plans it shows proposed drainage and asked where does it drain. Mayor Coiro: Answered into our existing storm sewers. Councilman D'Angelo: Confirmed that it drains into our storm sewers. Mr. Mahometa: Said that years ago when the Borough put in the walking path, his house and the houses by his get flood waters because the water can't drain from the area between their backyards and the walking path. Then said that the Council tried to remedy that by installing a drainage pipe under the walking path, but that only goes to a catch basin/dry well by the playground. Asked if we can connect that area to our storm sewer system with this project. Mayor Coiro: Commented that the whole field area is in a basin and surrounded by rock and said that is a good idea that we will pursue. A conversation ensued. Mayor Coiro: Inquired Councilman D'Angelo to discuss this with the Borough Engineer to include this additional drainage with this project.

There was a motion by Councilman Puglise, seconded by Councilman Waryas to close the public hearing. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Puglise, seconded by Councilman Waryas to adopt the following resolution endorsing the submission of the 2012 Passaic County Open Space and Farmland Preservation Trust Fund grant application. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 78-2012

WHEREAS, the Mayor and Council of the Borough of Totowa are desirous of submitting an application for funding through the Passaic County Open Space and Farmland Preservation Trust Fund for the completion of improvements to the Lincoln Fields at the PAL; and

WHEREAS, pursuant to the State Shared Services Act, such funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the Borough of Totowa; and

WHEREAS, the Mayor and Council obtained public comments of the proposed application at their meeting held on June 26, 2012.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby confirm endorsement of the aforesaid project.

BE IT FURTHER RESOLVED, that the Mayor and Council certify the resolution for the application to be presented to the Passaic County Department of Planning.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Department of Planning to be added to the application by the Borough for the 2012 Open Space and Farmland Preservation Trust Fund, so that implementation of the aforesaid project may be expedited.

There was a motion by Councilman Puglise, seconded by Councilman Waryas 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: Wished Councilman Waryas a Happy Birthday. Congratulated all 8<sup>th</sup> grade and high school graduates.

Mayor Coiro: Announced that the Passaic County Freeholders held their meeting here tonight in the Council Chambers and said that they are holding their meetings in different satellite areas in the County to better reach out to their constituents.

#### CITIZENS HEARD:

Angelo Sisti, 305 Lincoln Avenue: Said that he is usually here to complain, but now commended our Police Department because he sees the guys out on the fields policing the area. Went on to say that his only complaint is with the walking path, because we have signs that say dusk to dawn and kids hang out there at night and also with dogs being on the path. Mayor Coiro: Thanked Mr. Sisti and then asked Councilman Niland to talk to the Police Chief about the dogs and enforcing the dusk to dawn ordinance.

There was a motion by Councilman Puglise, seconded by Councilman Waryas to approve the Minutes of the Mayor and Council for the meeting of June 12, 2012. On roll call vote, all members of the Council present voted in the affirmative. Councilman Niland abstained from the voting.

#### COMMITTEE ON FINANCE:

There was a motion by Councilman Waryas, seconded by Councilman D'Angelo to approve Resolution No. 2012-14 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 Waryas, seconded by Councilman D'Angelo to acknowledge receipt of the Report of Audit for the year ended December 31, 2011 and that the recommendations will be reviewed by the Governing Body. On roll call vote, all members of the Council present voted in the affirmative.

#### COMMITTEE ON PUBLIC SAFETY:

A letter from Police Chief Robert W. Coyle advising that he will be attending the annual New Jersey State Chiefs of Police Training Conference in Atlantic City from June 25—27, 2012 was received and filed.

A letter from resident Judy Diello, 5 Minnisink Road thanking Police Officer James Eisele and Detective Carmen Veneziano for their professional and courteous response to her home on June 1, 2012 after it was ransacked and burglarized was received and filed with copies to be placed in their personnel jackets.

#### COMMITTEE ON PUBLIC WORKS:

There was a motion by Councilman Puglise, seconded by Councilman Niland to authorize the Borough Clerk and Borough Attorney to prepare the specifications for the purchase of a dump truck and advertise for the receipt of bids. On roll call vote, all members of the Council present voted in the affirmative.

#### COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

There was no report.

#### COMMITTEE ON LIAISON & INSPECTION:

A retirement letter was received from Building & Zoning Inspector Joseph Van Koppen, effective July 1, 2012. There was a motion by Councilwoman Andriani, seconded by Councilman Waryas to accept his retirement and send him a letter of thanks. On roll call vote, all members of the Council present voted in the affirmative.

Upon the recommendation of the Committee, there was a motion by Councilwoman Andriani, seconded by Councilman Waryas to appoint James Booth as Building & Zoning Inspector. On roll call vote, all members of the Council present voted in the affirmative.

#### MAYOR'S APPOINTMENT

I, Mayor John Coiro, with the advice and consent of the Council do hereby appoint James Booth as Building & Zoning Inspector of the Borough of Totowa for a term of one year ending December 31, 2012.

There was a motion by Councilwoman Andriani, seconded by Councilman Waryas to confirm the appointment. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilwoman Andriani, seconded by Councilman Waryas to table the resolution authorizing an agreement with a vending service company at the Municipal Swimming Pool for further review by the Borough Attorney. On roll call vote, all members of the Council present voted in the affirmative.

A letter from resident Louise Capra thanking the DPW for their hard work and speed in getting the pool ready for opening day was received and filed, with a copy being sent over to the DPW.

#### COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilwoman Fontanella, seconded by Councilwoman Andriani to adopt the following resolution authorizing the Borough Clerk to renew the Division of Alcoholic Beverage Control liquor licenses for the 2012/2013 license term. On roll call vote, all members of the Council present voted in the affirmative.

#### RESOLUTION NO. 79-2012

WHEREAS, the liquor licenses that have been issued by the Borough of Totowa during the year 2011/2012 will expire on June 30; and

WHEREAS, State and Municipal regulations require that liquor licenses be renewed prior to July 1, 2012; and

WHEREAS, applications have been made by the holders of liquor licenses as issued by the Borough of Totowa during the year 2011/2012, and said holders of licenses have made application that their licenses be renewed.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Totowa that the Municipal Clerk be authorized to issue said license to the following licensed premises for the year 2012/2013 and that a copy of each application for each licensed premise be forwarded to the Division of Alcoholic Beverage Control.

1612-33-001-010	Apple Food Service of Totowa, Inc.
1612-33-002-004	Mediterraneo Restaurant, Inc.
1612-33-003-002	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.

1612-33-008-007 Murphy, Anthony P.  
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 Councilwoman Fontanella, seconded by Councilwoman Andriani to approve the Application For Special Permit for Social Affair from the State of New Jersey Division Of Alcoholic Beverage Control for the Borough of Totowa First Aid Squad, Inc. for Sunday, July 29, 2012 from 12:00—6:00 p.m. at the Borough of Totowa recreational fields at The PAL. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilwoman Fontanella, seconded by Councilwoman Andriani to approve Raffle License Application Nos. 1647 & 1648 for the Animal Protection League of New Jersey for a Tricky Tray and an On-Premise 50/50, respectively, to be held on September 27, 2012 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 Puglise, seconded by Councilman Niland that the meeting be adjourned. On roll call vote, all members of the Council present voted in the affirmative.

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Joseph Wassel, RMC  
Municipal Clerk