

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

August 9, 2011

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

ABSENT: Councilwoman Carolyn Fontanella.

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 enable the Mayor and Council to present Sports Award Certificates to the 2011 Passaic Valley Softball League Senior & Junior Division Championship Teams players and coaches. On roll call vote, all members of the Council present voted in the affirmative.

Mayor John Coiro announced that this is a special event when we have two championship teams on one night. Commented that it is nice to have our teams beat up on other town's teams and congratulated all the players and coaches. Mayor Coiro began with the Senior Division Champions by calling up Head Coach Frank Baccaro

and all the Assistant Coaches and presented each with a Sports Award Certificate. Mayor Coiro asked Head Coach Baccaro for a recap of the season. Head Coach Baccaro: Thanked the Mayor and Council for recognizing the teams and gave credit to his assistant coaches and followed with a synopsis of the season. Mayor Coiro proceeded to call up each of the senior team players and presented them with a Sports Award Certificate. Mayor Coiro also remarked that besides the girls athletic abilities, some of the girls are also community minded by participating in the Youth Week program and winning the essay award. Head Coach Baccaro: Thanked the Team Moms and then Team Sponsor Murph's and presented championship tee shirts to Maria Murphy and also presented Mayor Coiro with a signed championship ball.

Mayor Coiro continued by calling up Junior Team Head Coach Rich Ruocco and his Assistant Coaches and presented them with a Sports Award Certificate. Head Coach Ruocco: Said he is proud of his girls and thanked his coaches and then gave an overview of the season. He also said that even though it is the 5th & 6th grade level, that his team had all 5th graders with two 4th graders. Mayor Coiro then called up each of the junior team players and presented each with a Sports Award Certificate.

Mayor Coiro once again congratulated both teams and wished them all success for next year and with their next sports. Mayor Coiro announced that we would take a short recess.

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.

Councilman Puglise: Welcomed new Councilwoman Debbie Andriani and said that he looked forward to being her running mate and working with her.

Councilman D'Angelo: Asked Councilman Waryas to speak about the library project. Councilman Waryas: Reported that about 8 or 9 contractors picked up the bid package and attended the walk through with Project Manager Joe Pacelli and a representative from Comerro Coppa, P.C., Architects. Mayor Coiro: Asked Library Director Anne Krautheim about the start date. Library Director Krautheim: Responded that if all goes well it will begin in September and end in April 2012. Councilman Puglise: Inquired about the election, since we use it as a polling place. Library Director Krautheim: Explained that the Community Room will not be touched, but is listed as an alternate.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman Waryas, seconded by Councilman Niland to approve the Minutes of the Mayor and Council for the meeting of July 26, 2011. On roll call vote, all members of the Council present voted in the affirmative. Councilman Puglise abstained from the voting.

COMMITTEE ON FINANCE:

There was a motion by Councilman Waryas, seconded by Councilman D'Angelo to approve Resolution No. 2011-17 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 adopt the following Resolution Re: Resolution Providing For The Insertion Of A Special Item Of Revenue In The Budget Pursuant To N.J.S.A. 40A:4-87 (Ch. 159, P.L. 1948) – Public And Private Revenues Offset By Appropriations—Passaic County Open Space And Farmland Preservation Trust Fund Grant—Lincoln Field Drainage Improvements. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 64-2011

Resolution Re: Resolution Providing for the Insertion of A Special Item of Revenue in the Budget Pursuant to N.J.S. 40A:4-87 (Ch. 159 P.L. 1948) - Public and Private Revenues Offset by Appropriations – Passaic County Open Space and Farmland Preservation Trust Fund Grant – Lincoln Field Drainage Improvements.

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation of equal amount; and

WHEREAS, the Borough of Totowa has been awarded a grant in the amount of \$79,800 from the County of Passaic Open Space and Farmland Preservation Trust Fund for improvements to the Lincoln Field drainage and wishes to amend its 2011 Budget to include this amount as an item of revenue;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Totowa that the Mayor and Council hereby requests the Director of the Local Government Services to approve the insertion of an item of revenue in the Budget of 2011 in the sum of \$79,800 which is now available as a revenue item from:

Miscellaneous Revenues

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public and Private Revenues Offset with Appropriations:

Passaic County Open Space and Farmland Preservation
Trust Fund Grant – Lincoln Field Drainage Improvements \$79,800

BE IT FURTHER RESOLVED, that a like sum of \$79,800 be and the same is hereby, appropriated under the caption:

General Appropriations

(c) Capital Improvements Excluded from CAPS

Public and Private Programs Offset by Revenues

Passaic County Open Space and Farmland Preservation
Trust Fund Grant – Lincoln Field Drainage Improvements \$79,800

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby directed to forward two (2) copies of this Resolution to the Director of Local Government Services.

There was a motion by Councilman Waryas, seconded by Councilman D'Angelo to adopt the following Resolution Re: Extension Of Due Date For Payment Of The 3rd Quarter Tax Payment Until September 1, 2011. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 65-2011

RE: EXTENSION OF DUE DATE FOR PAYMENT OF THE 3RD QUARTER
TAX PAYMENT 2011

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 2011 final/preliminary 2012 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 hereby extend the due date for the 3rd quarter taxes to September 1, 2011, which is inclusive of the 10 day grace period.

BE IT FURTHER RESOLVED, that the tax payments received after the extended grace period of September 1, 2011 will be charged interest back to the original due date of August 1, 2011 as required by law.

There was a motion by Councilman Waryas, seconded by Councilman D'Angelo to acknowledge receipt of the certification of property tax bill mailing by the Deputy Tax Collector. 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 adopt the following resolution authorizing the Treasurer to issue a refund in the amount of \$1,026.51 to Rosemarie Hochenberger, Block 9.06, Lot 5 for 2010 taxes pursuant to a State Tax Court Judgment. 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 is authorized to refund this amount:

<u>Block/Lot</u>	<u>Owner</u>	<u>Year</u>	<u>From</u>	<u>To</u>	<u>Payable To</u>	<u>Amount</u>
9.06 5	Rosemarie Hochenberger	2010	\$844,100	\$784,000	Joseph C. Perconti Esq.	\$1,026.51

There was a motion by Councilman Waryas, seconded by Councilman D'Angelo to authorize the Borough Clerk and Borough Attorney to prepare the specifications and advertise for the receipt of bids for Solid Waste Collection Services. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON PUBLIC SAFETY:

There was a motion by Councilman Niland, seconded by Councilman Puglise to approve a grade increase for Patrolman Park Balloutine from Grade 5 (\$65,367) to Grade 4 (\$75,827), effective August 10, 2011. 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 Councilman Niland, seconded by Councilman Puglise to adopt the following resolution authorizing the advertising and other related matters for administering a police examination. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 66-2011

RESOLUTION AUTHORIZING ADVERTISING AND OTHER RELATED MATTERS FOR ADMINISTERING A POLICE EXAMINATION

WHEREAS, the certified list of eligible candidates for the position of Police Officer for the Borough of Totowa Police Department has expired; and

WHEREAS, the Borough of Totowa Public Safety Committee has recommended to the Mayor and Council of the Borough of Totowa that an examination be offered for the position of Police Officer for the Borough of Totowa Police Department; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there may be a need in the future for additional Police Officers in order to maintain the safety, well-being and general welfare of the residents of the Borough of Totowa; and

WHEREAS, in order to establish a certified list of eligible candidates for the position of Borough of Totowa Police Officer, an examination must be administered; and

WHEREAS, the examination will include a comprehensive written exam consisting of questions based upon the requirements of the position in terms of general law enforcement knowledge; an oral examination consisting of questions to test a candidate's knowledge of key law enforcement and criminal justice areas; and a physical qualification test; and

WHEREAS, candidates for the position of Police Officer of the Borough of Totowa Police Department will also be required to complete and submit a pre-application prior to taking the examination; and

WHEREAS, applicants must be at least 18 years old, a United States Citizen, have a valid New Jersey driver's license, and have a good reputation and be of sound moral character.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the Municipal Clerk to advertise for applicants for an examination for the position of Police Officer for the Borough of Totowa Police Department.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the Municipal Clerk and Police Chief to undertake all actions necessary for the administration of a police examination and do further authorize the Municipal Clerk to charge a \$150.00 fee for each applicant to cover all necessary costs in administering said examination.

A Letter of Commendation from Police Captain Neil Van Ess to Patrolman Frank DeCeglie, Patrolman George DiPasquale, Patrolman Park Balloutine and Patrolman Duke Naples for the apprehension of vehicle burglary suspects on July 19, 2011 was received and filed with copies to be placed in their respective personnel jackets.

COMMITTEE ON PUBLIC WORKS:

There was a motion by Councilman Puglise, seconded by Councilman Niland to adopt the following Resolution Authorizing Professional Engineering Services For The Borough Of Totowa 2011 Road Program. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 67-2011

RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING SERVICES FOR
THE BOROUGH OF TOTOWA 2011 ROAD 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 2011 Road Program; and

WHEREAS, the Road Program calls for improvements to Rutherford Court and Killian Avenue; and

WHEREAS, Richard A. Alaimo Engineering Associates has submitted a proposal dated July 27, 2011 to provide the design, bid assistance and construction supervision services for the road selected at a cost not to exceed Seventeen Thousand and 00/100 Dollars (\$17,000.00), a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the Mayor and Council of the Borough of Totowa on August 9, 2011 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 2011 Road Program in the amount of Seventeen Thousand and 00/100 Dollars (\$17,000.00).

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 Puglise, seconded by Councilman Niland to approve a grade increase for DPW Laborers Mike Baron and John Sivik from Grade 2 (\$51,569) to Grade 1 (\$60,979), effective August 10, 2011. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

There was a motion by Councilman D'Angelo, seconded by Councilwoman Andriani to approve Payment Estimate No. 1 in the amount of \$42,620.20 to T&S Builders, LLC for the Minnisink Road Field Improvements. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON LIAISON & INSPECTION:

There was no report.

COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilwoman Andriani, seconded by Councilman Niland to approve the Application For Special Permit For Social Affair from the State Of New Jersey Division Of Alcoholic Beverage Control for the Totowa Borough Republican Club for Sunday, September 11, 2011 from 12:00—8:00 p.m. to be held at the Borough of Totowa recreational areas at the PAL. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilwoman Andriani, seconded by Councilman Niland to approve the Application For Special Permit For Social Affair from the State Of New Jersey Division Of Alcoholic Beverage Control for the Macedonian Orthodox Church "St. Nikola" for September 17, 2011 from 12:00—10:00 p.m. and September 18, 2011 from 12:00—6:00 p.m. (rain dates September 24 & 25, 2011) to be held on their church grounds at 55 Wentick Street. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilwoman Andriani, seconded by Councilman Niland to approve Raffle License Application Nos. 1590 & 1591 for The Northeast Regional Early Intervention Collaborative, Inc. for an Off-Premise 50/50 and Casino Night, respectively, to be held on November 5, 2011 at The Bethwood. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilwoman Andriani, seconded by Councilman Niland to approve Raffle License Application No. 1592 for St. James of the Marches, Knights of Columbus Council No. 6474 for an Off-Premise 50/50 to be held on October 15, 2011. On roll call vote, all members of the Council present voted in the affirmative. Councilman D'Angelo abstained from the voting.

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

Joseph Wassel, RMC
Municipal Clerk