

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

December 27, 2022

PRESENT: Mayor John Coiro, presiding, Council President Lou D'Angelo, Councilwoman Debra Andriani, Councilman Anthony Picarelli, Councilman William Bucher, Councilman John Capo, Councilman Patrick Fierro, Municipal Clerk Joseph Wassel and Municipal Attorney Kristin 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.

Municipal Clerk Wassel 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.

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

Mayor Coiro: Said that since this is our first meeting since December 18th and the birth of your daughter, wished the newest father on the Council – Councilman Picarelli all the best – and all the best to his wife Jamie and daughter Rose Gianna.

Councilman D'Angelo: Echoed the Mayor's sentiments to Councilman Picarelli and wished everyone a Happy New Year.

Councilwoman Andriani: Gave a shout out to Recreation Director Mark Monteyne and the Police Department for the great job done with the Caroling Trolley and said she heard that they stopped by Mayor Coiro's house.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Andriani to approve the Minutes of the Mayor and Council for the meeting of December 13, 2022. 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. 2022-27 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 To Rescind Resolution Agreeing To Renew Membership In The Garden State Municipal Joint Insurance Fund For A Period Commencing January 1, 2023 And Terminating December 31, 2025. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 130-2022

RESOLUTION TO RESCIND RESOLUTION AGREEING TO RENEW MEMBERSHIP
IN THE GARDEN STATE MUNICIPAL JOINT INSURANCE FUND FOR A PERIOD
COMMENCING JANUARY 1, 2023 AND TERMINATING DECEMBER 31, 2025

WHEREAS, a number of local governmental units in the State of New Jersey have joined together to form a Joint Insurance Fund as permitted by Chapter 372, P.L. 1983 (N.J.S.A. 40A:10-36 et seq.); and

WHEREAS, the statutes and regulations governing the creation and operation of a Joint Insurance Fund contain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a Fund; and

WHEREAS, by Resolution No. 128-2022 dated December 13, 2022, the Governing Body of the Borough of Totowa, authorized a Resolution agreeing to renew its membership in the Garden State Municipal Joint Insurance Fund for a period not to exceed three (3) years commencing January 1, 2023 and terminating December 31, 2025; and

WHEREAS, subsequent to that action, the Risk Management Consultant for the Borough of Totowa advised the Borough of Totowa Governing Body that the New Jersey Intergovernmental Insurance Fund would provide comparable services at a significant cost savings to the Borough of Totowa; and

WHEREAS, pursuant to that recommendation, the Governing Body of the Borough of Totowa has determined that it is in the best interests of the municipality to rescind the Resolution agreeing to renew membership in the Garden State Municipal Joint Insurance Fund.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Totowa does hereby rescind Resolution No. 128-2022 dated December 13, 2022.

BE IT FURTHER RESOLVED, that all actions authorized in Resolution No. 128-2022 are hereby rendered null and void.

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to adopt the following Resolution Agreeing To Join Membership In The New Jersey Intergovernmental Insurance Fund For A Period Commencing January 1, 2023 And Terminating December 31, 2025. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 131-2022

RESOLUTION AGREEING TO JOIN MEMBERSHIP IN THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND FOR A PERIOD COMMENCING JANUARY 1, 2023 AND TERMINATING DECEMBER 31, 2025

WHEREAS, the Municipal Council of the Borough of Totowa (hereinafter the "Local Unit") has determined that membership in the New Jersey Intergovernmental Insurance Fund (hereinafter the "Fund") established pursuant to Chapter 372, Laws of 1983 (N.J.S.A. 40A:10-36 et seq), is in the best interest of the municipality.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Totowa, in the County of Passaic, State of New Jersey as follows:

SECTION 1. The Borough of Totowa hereby agrees to join as a member in the “Fund” for a period commencing on 1/1/2023 and terminating on 12/31/2025 for the following types of insurance coverage:

- a) Workers Compensation and Employers Liability
- b) General Liability (including Police Professional & Public Officials Liability);
- c) Motor Vehicle and Equipment Liability Coverage;
- d) Property Damage (including Building & Contents, Automobile Physical Damage, Contractors Equipment and Boiler & Machinery)
- e) Environmental Impairment Liability
- f) Cyber Liability

SECTION 2. Local Unit agrees to enter into and abide by the terms of the Indemnity and Trust Agreement, attached hereto as Exhibit 1. Local Unit hereby authorizes and directs Borough of Totowa to execute the Indemnity and Trust Agreement and such other documents as are necessary to comply with the requirements of the Fund.

SECTION 3. The Bylaws of the New Jersey Intergovernmental Insurance Fund are hereby adopted and accepted by the Local Unit and the Local Unit hereby agrees to conduct its membership in the “Fund” according to the rights and obligations set forth therein.

SECTION 4. The Local Unit certifies that it has never defaulted on claims under a self-insurance plan and that it has not had its insurance canceled for non-payment of premium for a period of at least two (2) years prior to this application.

SECTION 5. Inconsistent Resolutions. All resolutions, or parts thereof that are or may be, inconsistent with provisions of this Resolution are hereby repealed to the extent of such inconsistency.

SECTION 6. Severability. If any section, paragraph, subdivision, clause or provision of this Resolution shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Resolution shall be deemed valid and effective.

SECTION 7. Effective Date. This Resolution shall take effect upon its passage.

COMMITTEE ON PUBLIC SAFETY:

There was a motion by Councilman D'Angelo, seconded by Councilman Capo to adopt the following Resolution Authorizing The Purchase And Delivery Of Police Department Duty Firearms And Accessories. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 132-2022

RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY OF
POLICE DEPARTMENT DUTY FIRE ARMS AND ACCESSORIES

WHEREAS, the Borough of Totowa Police Chief has requested that new duty firearms be purchased for the Borough of Totowa Police Department; and

WHEREAS, more specifically, the Police Chief has requested the purchase of duty firearms including mounted sights, lights, magazine holsters and magazine pouches; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there is a need for new firearms for the Borough of Totowa Police Department; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the purchase of the new firearms and accessories; and

WHEREAS, State of New Jersey Contract No. 17-Fleet-00767 has been awarded to Witmer Public Safety Group, Inc., 101 Independence Way, Coatesville, Pennsylvania 19320 for the purchase and delivery of Glock handguns and all related accessories; and

WHEREAS, Witmer Public Safety Group, Inc. submitted a proposal dated December 14, 2022 for the purchase and delivery of 33 new Glock handguns and accessories from Witmer Public Safety Group, Inc. in the amount of \$35,884.79. 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, the purchase of the firearms and accessories may be authorized without public bidding.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the purchase and delivery of 33 new Glock handguns and accessories from Witmer Public Safety Group, Inc. in the amount of \$35,884.79.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Council of the Borough of Totowa do hereby authorize the Municipal Clerk and Police Chief to execute any and all instruments relating thereto.

There was a motion by Councilman D'Angelo, seconded by Councilman Capo to adopt the following Resolution Authorizing The Purchase And Installation Of An Electronic Evidence Submission System For The Police Department. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 133-2022

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF AN ELECTRONIC EVIDENCE SUBMISSION SYSTEM FOR THE POLICE DEPARTMENT

WHEREAS, the Borough of Totowa Police Chief has requested that an Electronic Evidence Submission System be purchased for the Borough of Totowa Police Department; and

WHEREAS, more specifically, the Police Chief has requested the purchase of a BEAST Barcoded Evidence Management System including software, hardware, installation, training and annual software support; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there is a need for a new Electronic Evidence Submission System for the Borough of Totowa Police Department; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the purchase of the new Electronic Evidence Submission System; and

WHEREAS, Porter Lee Corporation, 1901 Wright Boulevard, Schaumburg, Illinois 60193 has submitted a proposal dated September 19, 2022 for the purchase and installation of Beast Evidence Management System in the amount of \$11,707.86; 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, the purchase and installation of the software system and related equipment be authorized without public bidding.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the purchase and installation of a Beast Evidence Management System from Porter Lee Corporation in the amount of \$11,707.86.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Council of the Borough of Totowa do hereby authorize the Municipal Clerk and Police Chief to execute any and all instruments relating thereto.

A letter from Debbie Andriani thanking Police Chief Carmen Veneziano and Lieutenant Dan DiBlasio, Patrolwoman Meagan Akins, Patrolman Sean Williams and Patrolman Nick Macaluso for the excellent care given to her son Nicholas who was struck by a car while crossing the street on November 30, 2022 was received and filed with copies to be placed in their personnel jackets.

There was a motion by Councilman D'Angelo, seconded by Councilman Capo to add the following item to the agenda. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman D'Angelo, seconded by Councilman Capo to adopt the following Resolution Authorizing The Purchase And Installation Of A New Repeater System For The Police Department, Fire Department And First Aid Squad. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 134-2022

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF A NEW REPEATER SYSTEM FOR THE POLICE DEPARTMENT, FIRE DEPARTMENT AND FIRST AID SQUAD

WHEREAS, the Borough of Totowa Police Chief has requested that a replacement Repeater System be purchased for the Borough of Totowa Police Department, Fire Department and First Aid Squad; and

WHEREAS, repeaters are used by first responders to ensure that mission-critical communications are not interrupted during response operations; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there is a need for the replacement Repeater System for the Borough of Totowa first responders; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the purchase of the new repeater system to replace the failing system; and

WHEREAS, State of New Jersey Contract No. A83898 has been awarded to Northeast Communications Inc., 244 East Union Turnpike, Wharton, New Jersey 07885 for the purchase and installation of the new Repeater System and Batteries; and

WHEREAS, Northeast Communications Inc. has submitted a proposal dated December 23, 2022 for the purchase and installation of a new Repeater System and Batteries in the amount of \$23,993.32. 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, the purchase and installation of the new Repeater System and Batteries be authorized without public bidding.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the purchase and installation of a new Repeater System and Batteries from Northeast Communications Inc. in the amount of \$23,993.32.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Council of the Borough of Totowa do hereby authorize the Municipal Clerk and Police Chief to execute any and all instruments relating thereto.

COMMITTEE ON PUBLIC WORKS:

There was no report.

COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

There was a motion by Councilman Capo, seconded by Councilwoman Andriani to adopt the following Resolution Authorizing The Leasing Of Real Property And Reservation Of Rights For A Portion Of The Property Identified As Lot 2, Block 170.02 In The Borough Of Totowa. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 135-2022

RESOLUTION AUTHORIZING THE LEASING OF REAL PROPERTY AND
RESERVATION OF RIGHTS FOR A PORTION OF THE PROPERTY IDENTIFIED
AS LOT 2, BLOCK 170.02 IN THE BOROUGH OF TOTOWA

WHEREAS, the Borough of Totowa is the owner of real property located on Maltese Drive and identified as Lot 2, Block 170.02 on the official tax map of the Borough of Totowa; and

WHEREAS, the Mayor and Council of the Borough have determined that this property is not needed for public use; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the public leasing of a portion of the property located on Maltese Drive identified as Lot 2, Block 170.02 on the official tax map of the Borough of Totowa; and

WHEREAS, by Resolution No. 60-2010 dated June 15, 2010, the Mayor and Council of the Borough of Totowa authorized the leasing on two (2) parcels referred to as Parcel "A" and Parcel "B"; and

WHEREAS, bids will now be solicited for lease rights on one (1) parcel hereinafter referred to as Parcel "C"; and

WHEREAS, bids will be solicited for an annual leasehold with rent to be paid in equal monthly installments; and

WHEREAS, pursuant to the provisions of N.J.S.A 40:A12-14(a), the governing body may fix a minimum rental with the reservation of the right to reject all bids where the highest bid is not accepted; and

WHEREAS, N.J.S.A. 40A: 12-14(a) further provides that upon completion of the bidding the highest bid may be accepted or all of the bids may be rejected.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the leasing of the property located on Maltese Drive identified as a portion of Lot 2, Block 170.02 on the official tax map of the Borough of Totowa.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby establish a minimum rental fee of Sixteen Thousand and 00/100 Dollars (\$16,000.00) per month for Parcel "C".

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby reserve the right to reject all bids where the highest bid is not accepted.

BE IT FURTHER RESOLVED, that the advertisement for the public bidding of this lease shall include notice of the minimum rent and the reservation of rights.

COMMITTEE ON LIAISON & INSPECTION:

There was a motion by Councilwoman Andriani, seconded by Councilman Bucher to adopt the following Resolution Authorizing An Amendment To The Shared Services Agreement Between The Township Of Wayne And The Borough Of Totowa For Local Public Health Services. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 136-2022

RESOLUTION AUTHORIZING AN AMENDMENT TO THE SHARED SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF WAYNE AND THE BOROUGH OF TOTOWA FOR LOCAL PUBLIC HEALTH SERVICES

WHEREAS, by Resolution No. 76-2022 dated June 14, 2022, the Mayor and Council of the Borough of Totowa entered into a shared services agreement with the Township of Wayne for local public health services; and

WHEREAS, pursuant to the agreement, the Township of Wayne Health Department will furnish health services of a technical and professional nature pursuant to N.J.A.C. 8:52 et seq., (Public Health Practice Standards of Performance for Local Board of Health in New Jersey); and

WHEREAS, the Wayne Health Officer shall be designated as the full-time Health Officer for the Borough of Totowa and shall assess public health needs, plan, organize, administer and implement the local health program and all public health activities with Totowa meeting the standards set forth in N.J.A.C. 8:52 et seq., (Public Health Practice Standards of Performance for Local Board of Health in New Jersey); and

WHEREAS, the term of this agreement shall be for a ten (10) year period effective July 1, 2022 through June 30, 2032; and

WHEREAS, the Mayor and Council of the Borough of Totowa have now requested that the Wayne Health Department also provide Public Health Nursing Services for the Borough of Totowa; and

WHEREAS, in addition to the above services provided for under the Agreement, the Township of Wayne has agreed to provide up to 375 hours of Public Health Nursing Services at an additional annual cost which is set forth in the amendment to shared services agreement, a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, the term of this amendment to the shared services agreement shall also be for a ten (10) year period effective July 1, 2022 through June 30, 2032; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to enter into this Amendment to the shared services agreement with the Township of Wayne Health Department and memorialize the terms thereof.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the Borough of Totowa to enter into an amendment to the shared services agreement with the Township of Wayne for the furnishing of Public Health Nursing Services.

BE IT FURTHER RESOLVED, that the Municipal Council of the Borough of Totowa does hereby authorize the Mayor and Municipal Clerk to execute any and all necessary instruments relating thereto.

COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilman Fierro, seconded by Councilman Picarelli to approve Raffle License Application Nos. 2286, 2287, 2288 & 2289 for the Totowa Parent Teacher Organization for a Casino Night, Tricky Tray, On-Premise 50/50 and Carnival Wheel to be held on March 9, 2023 at The Barnyard & Carriage House. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Fierro, seconded by Councilman Picarelli to approve Raffle License Application Nos. 2290 & 2291 for the Helpful Hands Northeast Regional Early Intervention Collaborative, Inc. for a Casino Night and On-Premise 50/50 to be held on March 4, 2023 at The Grand. 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 Andriani that the meeting be adjourned. On roll call vote, all members of the Council present voted in the affirmative.

Joseph Wassel, RMC
Municipal Clerk