

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

August 23, 2016

PRESENT: Mayor John Coiro, presiding, Council President Phil Puglise, 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: 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 D'Angelo to dispense with the regular order of business in order to have a swearing in ceremony to administer the Oath of Allegiance and Office to Sergeant Brian Mulroony and Sergeant George DiPasquale being promoted to the rank of Lieutenant and Patrolman Carmen Veneziano and Patrolman Joseph Tomasello being promoted to the rank of Sergeant. On roll call vote, all members of the Council present voted in the affirmative.

Mayor Coiro asked Public Safety Committee Chairman, Councilman Puglise and Police Chief Robert Coyle to join him in front of the dais. Mayor Coiro went on to say that this is always nice when we get to make promotions, so this is a special day for us, these

promotions are well deserved and we have a great bunch of officers who are all community minded, work well together and are here to protect and serve. Especially with some of the events going on today in our country against police officers, it is nice when we can recognize and support our police officers.

Mayor Coiro asked Sergeant Brian Mulroony and Sergeant George DiPasquale to approach the dais to take the Oath of Allegiance and Office for the rank of Lieutenant.

Mayor Coiro administered the Oath of Allegiance and Office to Lieutenant Brian Mulroony, with his wife Sarah holding the Bible and Lieutenant George DiPasquale, with his wife Sharon holding the Bible.

A badge symbolic to the rank of Lieutenant was presented to Lieutenant Brian Mulroony and Lieutenant George DiPasquale by Police Chief Robert Coyle.

Congratulations were extended to Lieutenant Brian Mulroony and Lieutenant George DiPasquale.

Lieutenant Brian Mulroony thanked the Mayor and Council, his wife and family.

Lieutenant George DiPasquale echoed Brian's sentiments and thanked his wife.

Mayor Coiro asked Patrolman Carmen Veneziano and Patrolman Joseph Tomasello to approach the dais to take the Oath of Allegiance and Office for the rank of Sergeant.

Mayor Coiro administered the Oath of Allegiance and Office to Sergeant Carmen Veneziano, with his wife Rose holding the Bible and his children by his side and Sergeant Joseph Tomasello, with his wife Kristin holding the Bible.

A badge symbolic to the rank of Sergeant was presented to Sergeant Carmen Veneziano and Sergeant Joseph Tomasello by Police Chief Robert Coyle.

Congratulations were extended Sergeant Carmen Veneziano and Sergeant Joseph Tomasello.

Sergeant Carmen Veneziano thanked the Mayor and Council, Police Chief Coyle, his wife, family and friends and said that he is truly grateful.

Sergeant Joseph Tomasello thanked the Mayor and Council, Police Chief Coyle, his wife, family, friends and all fellow officers.

Mayor Coiro – who had said a little about each officer before he swore them in – then congratulated each officer on their promotion and said he looked forward to continue working with them. Councilman Puglise said it is nice to see everyone going through the ranks, but this is a little unusual for Totowa with Brian and George going from Sergeant to Lieutenant in 17 months. Congratulated them all and told them to do a good job.

Police Chief Coyle thanked the Mayor and Council, Borough Attorney Corrado and Borough Clerk Wassel for the promotions, congratulated each officer and went on to give a little personal and professional history about each officer being promoted. Asked everyone to keep Woodland Park Police Chief Tony Galletti in their thoughts and prayers as he battles a health issue. Also thanked all of our retired officers who were in attendance.

Mayor Coiro announced that there will be a short recess to allow all family and friends to congratulate the promoted officers.

There was a motion by Councilman Puglise, seconded by Councilman D'Angelo 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.

There were no reports.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman Puglise, seconded by Councilman D'Angelo to approve the Minutes of the Mayor and Council for the meeting of August 9, 2016. 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. 2016-18 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 Certifying That The Governing Body Has Complied With N.J.A.C. 5:30-6.5 Pertaining To The Annual Audit. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 122-2016

RESOLUTION CERTIFYING THAT THE GOVERNING BODY HAS COMPLIED
WITH N.J.A.C. 5:30-6.5 PERTAINING TO THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2015 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations" as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 – to wit:

R.S. 52:27BB-52 – "A local Officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to adopt the following Resolution Authorizing Contract For Professional Appraisal And Consulting Services For The Borough Of Totowa. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 123-2016

RESOLUTION AUTHORIZING CONTRACT FOR PROFESSIONAL
TAX APPEAL AND CONSULTING SERVICES

WHEREAS, the Mayor and Council of the Borough of Totowa desire to retain the services of a professional real estate appraisal and consulting firm on an as-needed basis in order to prepare and defend against the various tax appeals filed against the Borough of Totowa; and

WHEREAS, these professional services include but are not limited to the physical inspection of each property, verification of zoning and development approvals, preparation of appraisals, attendance at conferences and depositions and providing expert witness testimony at each trial as needed; and

WHEREAS, the Mayor and Council of the Borough of Totowa did advertise for receipt of sealed proposals for the professional tax appeal and consulting in accordance with its specifications entitled "Request for Proposals for the Position of Tax Appeal Consultant for the Borough of Totowa"; and

WHEREAS, the Legal Notice and specifications stated that proposals must be submitted by April 20, 2016; and

WHEREAS, the Borough of Totowa did not receive any proposals at its Municipal Building on April 20, 2016; and

WHEREAS, the Mayor and Council of the Borough of Totowa authorized the Municipal Clerk to again solicit proposals for a professional real estate appraisal and consulting firm on an as-needed basis; and

WHEREAS, the Mayor and Council of the Borough of Totowa did again advertise for receipt of sealed proposals for the professional tax appeal and consulting in accordance with its specifications entitled "Request for Proposals for the Position of Tax Appeal Consultant for the Borough of Totowa"; and

WHEREAS, the Legal Notice and specifications stated that proposals must be submitted by May 24, 2016; and

WHEREAS, the Borough of Totowa did not receive any proposals at its Municipal Building on May 24, 2016; and

WHEREAS, the Mayor and Council of the Borough of Totowa require the services of a professional real estate appraisal and consulting firm in order to prepare and defend against the pending tax appeals filed against the Borough of Totowa; and

WHEREAS, Appraisal Consultants Corp., 293 Eisenhower Parkway, Suite 200, Livingston, New Jersey 07039, has submitted a proposal dated August 7, 2016 to provide the required appraisal and consulting services, a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, the firm of Appraisal Consultants Corp. possesses the necessary expertise and experience to perform the professional real estate and consulting services; and

WHEREAS, for providing the required services, the Borough of Totowa will compensate Appraisal Consultants Corp. in accordance with the Fee Schedule set forth in the proposal; and

WHEREAS, pursuant to the applicable New Jersey State laws, the contact for these services may be authorized without the public bidding since they will not exceed the bidding threshold.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize a contract with Appraisal Consultants Corp. to provide professional real estate appraisal and consulting services on an as-needed basis in order to prepare and defend against the various tax appeals filed against the Borough of Totowa.

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 instruments relating thereto.

COMMITTEE ON PUBLIC SAFETY:

A letter from the Totowa Fire Department Fund Drive Committee advising that their annual fund drive will be September 6 – October 12, 2016, with their door-to-door campaign being held on October 9 – 11, 2016 was received and filed.

COMMITTEE ON PUBLIC WORKS:

There was a motion by Councilman D'Angelo, seconded by Councilman Puglise to accept the following bids for the Supervisory Control And Data Acquisition (SCADA) System. On roll call vote, all members of the Council present voted in the affirmative.

<u>Company</u>	<u>Total Bid</u>
Longo Electrical-Mechanical, Inc.	\$42,800.00
Electronic Drives and Controls, Inc.	\$48,300.00
Optimum Controls Corporation	\$84,168.00

Upon the recommendation of the Committee, there was a motion by Councilman D'Angelo, seconded by Councilman Puglise to adopt the following resolution to award the contract for the Supervisory Control And Data Acquisition (SCADA) System to the lowest responsible bidder. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 124-2016

RESOLUTION AWARDING CONTRACT FOR THE SUPERVISORY CONTROL
AND DATA ACQUISITION ("SCADA") SYSTEM

WHEREAS, the Superintendent for the Borough of Totowa Department of Public Works ("DPW") had recommended the purchase and installation of a Supervisory Control and Data Acquisition ("SCADA") System for the Borough of Totowa; and

WHEREAS, the SCADA System will allow for the monitoring and control of the Shepherds Lane Pump Station and Bullens Avenue water tank from the Borough of Totowa's DPW Headquarters over a secured internet connection; and

WHEREAS, the Mayor and Council of the Borough of Totowa recognized the need for this System; and

WHEREAS, the Mayor and Council of the Borough of Totowa did advertise for receipt of sealed bids for the purchase and installation of the SCADA System in accordance with the specifications entitled "Specifications And Proposal For The Purchase And Installation Of A Supervisory Control And Data Acquisition System For The Borough Of Totowa, County Of Passaic, New Jersey 2016"; and

WHEREAS, the cost estimate for this Project was \$46,500.00; and

WHEREAS, the Borough of Totowa did receive bids at its Municipal Building on June 1, 2016; and

WHEREAS, by Resolution No. 89-2016 dated June 28, 2016, the Mayor and Council of the Borough of Totowa rejected all bids received for the purchase and installation of the SCADA System since they were significantly higher than the funds allocated for this Project; and

WHEREAS, the Mayor and Council of the Borough of Totowa also authorized the public rebidding of this Project; and

WHEREAS, the Mayor and Council of the Borough of Totowa did again advertise for receipt of sealed bids for the purchase and installation of the SCADA System in accordance with the specifications entitled "Specifications And Proposal For The Purchase And Installation Of A Supervisory Control And Data Acquisition System For The Borough Of Totowa, County Of Passaic, New Jersey 2016"; and

WHEREAS, the Borough of Totowa did receive sealed bids at its Municipal Building on August 19, 2016; and

WHEREAS, the apparent low bid was submitted by Longo Electrical-Mechanical, Inc. One Harry Shupe Boulevard, New Jersey 07885 in the amount of \$42,800.00, 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 have determined that the bid submitted by Longo Electrical-Mechanical, Inc. be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby accept the bid of Longo Electrical-Mechanical, Inc for the SCADA System as the lowest responsible bid for the total sum of \$42,800.00.

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 ENGINEERING & PUBLIC PROPERTY:

There was a motion by Councilwoman Fontanella, seconded by Councilwoman Andriani to approve Change Order No. 1 for a net decrease of \$2,950.00 and Payment Estimate No. 5 (Final) in the amount of \$7,620.34 to Envirocon, Inc. for the Municipal Complex Generator Project. 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 adopt the following Resolution Authorizing The Purchase And Delivery Of A Ridgid Closed Circuit TV System For The Borough Of Totowa Sewer Department. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 125-2016

RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY OF A
RIDGID CLOSED CIRCUIT TV SYSTEM FOR THE
BOROUGH OF TOTOWA SEWER DEPARTMENT

WHEREAS, the Superintendent for the Borough of Totowa Sewer Department has recommended the purchase and installation of a Ridgid Closed Circuit TV System for the Borough of Totowa; and

WHEREAS, the System will allow for the monitoring and upkeep of the Borough of Totowa's sanitary sewer system; and

WHEREAS, the Mayor and Council of the Borough of Totowa recognized the need for this System; and

WHEREAS, the Sewer Department Superintendent did solicit 3 quotes for the purchase and installation of a Ridgid Closed Circuit TV System; and

WHEREAS, State of New Jersey Contract No. A79875 was awarded to Grainger, Inc., 5845 Grand Avenue, Maspeth, New York 11378 for the purchase and installation of this equipment and Grainger, Inc. submitted a price quote dated July 25, 2016 in the amount of \$22,355.42, a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, Wallington Plumbing and Heating Supply, Inc., 2396 Hamburg Turnpike, Wayne, New Jersey 07470 submitted a quote for the purchase and installation of a Ridgid Closed Circuit TV System and all related equipment in the amount of \$23,465.00, a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, Ferguson Enterprises, Inc., 835 Bloomfield Avenue, Clifton, New Jersey 07012 submitted a quote dated July 30, 2016 for the identical Ridgid Closed Circuit TV System and all related equipment in the amount of \$17,799.36; a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, the quote submitted by Ferguson Enterprises, Inc. in the amount of \$17,799.38 is 25.6% lower than the State Contract No. A79875 price of \$22,355.42 submitted by Grainger, Inc.; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that the quote submitted by Ferguson Enterprises, Inc. should be accepted as the lowest responsible quote; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5.4, the contract for the purchase and installation of a Ridgid Closed Circuit TV System and all related equipment may be awarded to Ferguson Enterprises, Inc.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby accept the bid of Ferguson Enterprises, Inc. for the purchase and installation of a Ridgid Closed Circuit TV System and all related equipment in the amount of \$17,799.36.

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.

A letter was received from the St. James Seniors requesting permission to use the Municipal Parking Lot on Friday, September 16, 2016 for a bus trip. There was a motion by Councilwoman Fontanella, seconded by Councilwoman Andriani to grant permission. 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 Councilman Bucher, seconded by Councilman Picarelli to carry the item to introduce on first reading and advertise for public hearing An Ordinance To Amend The Code Of The Borough Of Totowa Chapter 43 Entitled "Fire Department". 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 D'Angelo that the meeting be adjourned. On roll call vote, all members of the Council present voted in the affirmative.

Joseph Wassel, RMC
Municipal Clerk