

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

February 11, 2014

PRESENT: Mayor John Coiro, presiding, Councilman John Waryas, Councilwoman Carolyn Fontanella, Councilwoman Debra Andriani, Councilman Anthony Picarelli, Municipal Clerk Joseph Wassel and Municipal Attorney Robert Corrado.

ABSENT: Council President Phil Puglise and Councilman Lou D'Angelo.

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 Waryas, seconded by Councilwoman Fontanella to dispense with the regular order of business in order to hold a public hearing on Ordinance No. 02-2014 as advertised. On roll call vote, all members of the Council present voted in the affirmative.

Municipal Clerk Wassel announced that Ordinance No. 02-2014 has been advertised for public hearing for Tuesday, February 11, 2014.

Municipal Clerk Wassel read the legal notice and the title of Ordinance No. 02-2014.

There was a motion by Councilman Waryas, 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. 02-2014.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman Waryas, 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. 02-2014 by title:

ORDINANCE NO. 02-2014

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF TOTOWA
CHAPTER 310 ENTITLED "SALES, SPECIAL", ARTICLE II, "SIDEWALK SALES",
SECTION 12 (F), "PERMIT FEES" & SECTION 17, "RESTRICTIONS" (A) & (B)**

There was a motion by Councilman Waryas, seconded by Councilwoman Fontanella to adopt Ordinance No. 02-2014 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 Waryas, 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.

Councilman Waryas: Said that we've had a tough winter so far and more snow is expected—and heard that we've taken some shots from the public because there is no place to put the snow—but just wanted to thank our guys (some of whom are here

tonight) for their handling of the snow plowing. Mayor Coiro: Echoed those sentiments and said our streets seem pretty good compared to some other towns. Asked DPW Superintendent Jim Niland about our salt deliveries. Superintendent Niland: Responded we haven't received any deliveries yet, but we got two orders of grit and we'll mix it with the salt that we have left.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman Waryas, seconded by Councilwoman Fontanella to approve the Minutes of the Mayor and Council for the meeting of January 28, 2014. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON FINANCE:

There was a motion by Councilwoman Fontanella, seconded by Councilman Picarelli to approve Resolution No. 2014-04 for the payment of bills. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilwoman Fontanella, seconded by Councilman Picarelli to adopt the following Resolution Re: Establishment Of Change Fund For The Municipal Court. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 30-2014

WHEREAS, the Municipal Court Judge of the Borough of Totowa has requested the establishment of a change fund to be used by the personnel located in the Municipal Court; and

WHEREAS, the Municipal Court Judge has further requested that the Court Administrator, the Deputy Court Administrator and the Violations Clerk each be responsible for their own change fund in an amount of \$200 each; and

WHEREAS, the Chief Financial Officer has reviewed this request and recommends the establishment of a change fund for the Municipal Court in an amount not to exceed \$600.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Totowa that a change fund be established in the amount of \$600 to be used by the Municipal Court.

There was a motion by Councilwoman Fontanella, seconded by Councilman Picarelli to accept the Franchise Fees for calendar year 2013 from Cablevision in the amount of \$120,318.00. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilwoman Fontanella, seconded by Councilman Picarelli to accept the Franchise Fees for calendar year 2013 from Verizon in the amount of \$27,763.72. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON PUBLIC SAFETY:

Upon the recommendation of the Committee, there was a motion by Councilman Waryas, seconded by Councilwoman Fontanella to appoint Thomas Burke as a Special Law Enforcement Officer. 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 Thomas Burke as a Special Law Enforcement Officer for a term of one year ending on December 31, 2014.

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

There was a motion by Councilman Waryas, seconded by Councilwoman Fontanella to accept the following bids for the Purchase and Delivery of One New Heavy Duty Rescue Unit. On roll call vote, all members of the Council present voted in the affirmative.

Company
P.L. Custom Body & Equipment Co., Inc.
Manasquan, New Jersey 08736

Total Bid
\$294,044.00

Upon the recommendation of the Committee, there was a motion by Councilman Waryas, seconded by Councilwoman Fontanella to adopt the following resolution to award the contract to the lowest responsible bidder. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 31-2014

RESOLUTION AWARDING CONTRACT FOR THE PURCHASE AND
DELIVERY OF ONE NEW HEAVY DUTY RESCUE UNIT

WHEREAS, the Borough of Totowa Fire Chief had recommended to the Mayor and Council of the Borough of Totowa that a new Fire Truck be added to the Borough of Totowa Fire Department fleet for Fire Rescue Company No. 4, 22 Mitchell Avenue, Totowa, New Jersey 07512; and

WHEREAS, more specifically, the Borough of Totowa Fire Chief recommended that the Borough of Totowa solicit proposals for one (1) new International 4400/Rescue 1, Heavy Duty Rescue Unit #R-241 or approved equivalent that is the manufacturer's latest design and production; and

WHEREAS, the Mayor and Council of the Borough of Totowa did advertise for receipt of sealed bids in accordance with the specifications entitled "Specifications and Proposal for the Purchase and Delivery of One (1) New Heavy Duty Rescue Unit Or Approved Equivalent for the Borough of Totowa, County of Passaic, New Jersey 2014"; and

WHEREAS, the Borough of Totowa did receive bids at its Municipal Building on February 5, 2014; and

WHEREAS, the lone bid was submitted by P.L. Custom Body & Equipment Co. Inc., 2201 Atlantic Avenue, Manasquan, New Jersey 08736 for a 2015 International 4400, Rescue 1, Heavy Duty Rescue Truck in the amount of Two Hundred Ninety-Four Thousand Forty-Four and 00/100 Dollars (\$294,044.00) with delivery of the vehicle to be provided within Three Hundred Sixty (360) days from receipt of a signed contract, 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 February 11, 2014 did examine the bid for the vehicle and all materials called for; and

WHEREAS, the Borough of Totowa Fire Chief has reviewed the bid and recommended the Borough of Totowa authorize the award of a contract to P.L. Custom Body & Equipment Co. Inc. for the purchase and delivery of one (1) Heavy Duty Rescue Unit and related equipment; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that the bid submitted by P.L. Custom Body & Equipment Co. 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 P.L. Custom Body & Equipment Co. Inc. for the purchase and delivery of a 2015 International 4400, Rescue 1, Heavy Duty Rescue Truck in the amount of Two Hundred Ninety-Four Thousand Forty-Four and 00/100 Dollars (\$294,044.00).

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.

A letter from resident Mike Greco, 26 Dewey Avenue thanking Patrolman Doug Spinella and Sergeant Frank DeCeglie for their kindness and compassion during a recent incident involving his wife's grandmother was received and filed with copies to be placed in their personnel jackets.

A letter from Roger and Barbara Wood of the Magic Years Pre-School thanking Chief Robert Coyle for allowing and Sergeant Keith Schaffer and Patrolman Dan DiBlasio for going to their school to talk to their students was received and filed with copies to be placed in their personnel jackets.

A letter from Passaic County Prosecutor Camelia Valdes thanking Patrolman Gary Bierach for his assistance in presenting a recent case was received and filed with a copy to be placed in his personnel jacket.

COMMITTEE ON PUBLIC WORKS:

There was a motion by Councilman Waryas, seconded by Councilwoman Fontanella to accept the following bids for the Purchase and Delivery of One New Backhoe. On roll call vote, all members of the Council present voted in the affirmative.

<u>Company</u>	<u>Total Bid</u>
Trico Equipment Services, LLC Vineland, New Jersey 08360	\$76,993.00
Jesco South Plainfield, NJ 07080	\$86,500.00

Upon the recommendation of the Committee, there was a motion by Councilman Waryas, seconded by Councilwoman Fontanella to adopt the following resolution to award the contract to the lowest responsible bidder. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 32-2014

RESOLUTION AUTHORIZING CONTRACT FOR THE PURCHASE AND DELIVERY OF ONE NEW BACKHOE

WHEREAS, the Interim Superintendent for the Borough of Totowa Department of Public Works has recommended the Borough of Totowa purchase a new Backhoe; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to purchase a new Backhoe for use by the Department of Public Works; and

WHEREAS, the Mayor and Council of the Borough of Totowa did advertise for receipt of sealed bids for the purchase and delivery of a new Dump Truck to be added to the Department of Public Works fleet in accordance with its specifications entitled "Specifications and Proposal for the Purchase and Delivery of One (1) New 2014 Loader Backhoe for the Borough of Totowa, Passaic County, New Jersey"; and

WHEREAS, the Borough of Totowa did receive bids at its Municipal Building on February 5, 2014; and

WHEREAS, the Mayor and Council of the Borough of Totowa on September 24, 2014 did examine all bids for materials and services called for; and

WHEREAS, Trico Equipment Services LLC, 551 N. Harding Highway, Vineland, New Jersey 08360 has submitted a proposal to provide one (1) new 2014 Case 580N Loader Backhoe with a base bid the amount of Seventy-Six Thousand Nine Hundred Ninety-Three and 00/100 Dollars (\$76,993.00), a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, the Interim Superintendent for the Borough of Totowa Department of Public Works has reviewed the proposal and recommended the Borough of Totowa authorize the award of a contract to Trico Equipment Services LLC for the purchase and delivery of the new 2014 Case 580N Loader Backhoe and related equipment; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that the lowest responsible bid submitted by Trico Equipment Services LLC 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 Trico Equipment Services LLC for the purchase and delivery of one (1) new 2014 Case 580N Loader Backhoe as the lowest responsible bid for the total sum of Seventy-Six Thousand Nine Hundred Ninety-Three and 00/100 Dollars (\$76,993.00).

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 no report.

COMMITTEE ON LIAISON & INSPECTION:

There was a motion by Councilwoman Andriani, seconded by Councilman Picarelli to adopt the following Resolution Re: Establishment Of Change Fund For The Building Department. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 33-2014

ESTABLISHMENT OF CHANGE FUND FOR BUILDING DEPARTMENT

WHEREAS, the Building Department of the Borough of Totowa has requested the establishment of a change fund to be used by the personnel located in the Building Department; and

WHEREAS, the Chief Financial Officer has reviewed this request and recommends the establishment of a change fund for the Building Department in an amount not to exceed \$200.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Totowa that a change fund be established in the amount of \$200 to be used by the Building Department.

COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilman Picarelli, seconded by Councilwoman Andriani to approve Raffle License Application Nos. 1763 & 1764 for St. Joseph's Home for the Elderly of the Little Sisters of the Poor for a Tricky Tray and On-Premise 50/50, respectively, to be held on May 16, 2014. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Picarelli, seconded by Councilwoman Andriani to approve Raffle License Application Nos. 1765 & 1766 for Home & School Association School #5 for a Tricky Tray and On-Premise 50/50, respectively, to be held on March 13, 2014 at The Bethwood. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Picarelli, seconded by Councilwoman Andriani to approve Raffle License Application No. 1767 for the Do Good Student Support Group for a Casino Night to be held on March 14, 2014 at the American Legion. 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 Waryas, 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