

## **BOROUGH OF TOTOWA**

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

**September 10, 2013**

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

**ABSENT:** Council President Phil Puglise.

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 Councilman D'Angelo to dispense with the regular order of business in order to hold a public hearing on Ordinance Nos. 12-2013 & 13-2013 as advertised. On roll call vote, all members of the Council present voted in the affirmative.

Municipal Clerk Wassel announced that Ordinance Nos. 12-2013 & 13-2013 have been advertised for public hearing for Tuesday, September 10, 2013.

Municipal Clerk Wassel read the legal notice and title of Ordinance No. 12-2013.

There was a motion by Councilman Waryas, seconded by Councilman D'Angelo 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. 12-2013.

**CITIZENS HEARD:**

There were no citizens who wished to be heard.

There was a motion by Councilman Waryas, seconded by Councilman D'Angelo 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. 12-2013 by title:

**ORDINANCE NO. 12-2013**

**AN ORDINANCE OF THE BOROUGH OF TOTOWA, IN THE COUNTY OF PASSAIC,  
NEW JERSEY PROVIDING FOR THE FLOOD ACQUISITION PROJECT AND  
APPROPRIATING \$1,250,000 THEREFORE AND AUTHORIZING THE ISSUANCE  
OF \$1,250,000 IN BONDS OR NOTES OF THE BOROUGH OF TOTOWA  
TO FINANCE THE COST THEREOF**

There was a motion by Councilman Waryas, seconded by Councilman D'Angelo to adopt Ordinance No. 12-2013 on second and final reading. On roll call vote, all members of the Council present voted in the affirmative.

Municipal Clerk Wassel read the legal notice and title of Ordinance No. 13-2013.

There was a motion by Councilman Waryas, seconded by Councilman D'Angelo 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. 13-2013.

**CITIZENS HEARD:**

There were no citizens who wished to be heard.

There was a motion by Councilman Waryas, seconded by Councilman D'Angelo 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. 13-2013 by title:

**ORDINANCE NO. 13-2013**

**AN ORDINANCE TO AMEND THE ORDINANCE FIXING THE ANNUAL SALARIES AND WAGES OF THE OFFICIALS, EMPLOYEES AND THE APPOINTEES OF THE BOROUGH OF TOTOWA, COUNTY OF PASSAIC, STATE OF NEW JERSEY**

There was a motion by Councilman Waryas, seconded by Councilman D'Angelo to adopt Ordinance No. 13-2013 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 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.

Councilman Waryas: Announced the following: 1) With the anniversary of 9/11, the Mayor, members of the Council, Police Department, Fire Department and First Aid Squad, along with other officials all attended St. James Church's 9/11 Ceremony on September 8<sup>th</sup> at their 10:15 a.m. Mass; 2) There is a 9/11 ceremony tonight at the Passaic County Public Safety Academy and some of our guys are attending and that is why they aren't here; and 3) Council President Puglise had a minor procedure done and is doing good.

Councilman D'Angelo: Advised that tomorrow there will be a 9/11 ceremony at Holy Sepulchre Cemetery for Father Mychal Judge after a Mass held at St. Bonaventure's.

Councilwoman Andriani: Stated that the pool is officially closed and that the Board of Recreation did a great job with the Labor Day weekend's Movie Night and DJ events, but that the band on Monday had to be cancelled due to the weather. Thanked the Department of Public Works and the Police Department for their assistance.

#### CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman Waryas, seconded by Councilman D'Angelo to approve the Minutes of the Mayor and Council for the meeting of August 27, 2013. On roll call vote, all members of the Council present voted in the affirmative.

#### COMMITTEE ON FINANCE:

There was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella to approve Resolution No. 2013-19 for the payment of bills. On roll call vote, all members of the Council present voted in the affirmative.

#### COMMITTEE ON PUBLIC SAFETY:

A letter was received from Fire Chief Vincent Marciano requesting a day off with pay from the DPW on Friday, September 13, 2013 to attend the New Jersey State Firemen's Convention as delegate and to also take the Fire Chief's vehicle to the convention from September 11—15, 2013. There was a motion by Councilman Waryas, seconded by Councilwoman Fontanella to grant permission. On roll call vote, all members of the Council present voted in the affirmative.

A letter from the Totowa Fire Department Fund Drive Committee advising that their annual fund drive will be September 13 – October 15, 2013, with their door-to-door campaign being held on October 12 –14, 2013 was received and filed.

COMMITTEE ON PUBLIC WORKS:

There was a motion by Councilman Waryas, seconded by Councilman D'Angelo to adopt the following Resolution Re: Approval To Submit A Grant Application And Execute A Grant Agreement With The New Jersey Department Of Transportation For The 2014 Municipal Aid Application For Hobart Place Improvements. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 91-2013

RESOLUTION RE: APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE 2014 MUNICIPAL AID APPLICATION FOR HOBART PLACE IMPROVEMENTS

WHEREAS, the Borough of Totowa continues to develop projects that will improve access and maintenance on public roads; and

WHEREAS, the Borough of Totowa's Engineering Department has provided plans specifically designed to address and improve traffic flow/safety issues and maintenance on our roads; and

WHEREAS, the Borough of Totowa has submitted plans to the State of New Jersey, Department of Transportation for Municipal Aid and will continue to do so in the future; and

WHEREAS, the Borough of Totowa has identified Hobart Place, from Crosby Avenue to Barnert Avenue in desperate need of repair.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa, in the County of Passaic, State of New Jersey formally approves the grant application for Hobart Place.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as *MA-2014-Totowa Borough-00366* to the New Jersey Department of Transportation on behalf of the Borough of Totowa.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Totowa and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

## COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

A letter was received from Murph's Tavern inviting the Mayor and Council to their "half-way to St. Patrick's Day celebration" on Saturday, September 21, 2013 from 3:00 p.m. – 11:00 p.m. and requesting permission to have Rosengren Avenue closed from Totowa Road to Union Boulevard. There was a motion by Councilwoman Fontanella, seconded by Councilman D'Angelo to approve the request. On roll call vote, all members of the Council present voted in the affirmative.

### STREET CLOSING AUTHORIZED BY THE MAYOR

Under the authority vested in me as Mayor of the Borough of Totowa, County of Passaic, State of New Jersey, by virtue of N.J.S.A. 40:67-16.9 and the Code of the Borough of Totowa Chapter No. 398-42, I Mayor John Coiro, do hereby order and direct that Rosengren Avenue between Totowa Road and Union Boulevard be closed to vehicular traffic from 3:00 p.m. to 11:00 p.m. on Saturday, September 21, 2013. I further direct that proper signs and barriers be erected at the intersections of Rosengren Avenue and Totowa Road and Rosengren Avenue and Union Boulevard and that the Totowa Police Department control and regulate, as well as enforce, this regulation.

## COMMITTEE ON LIAISON & INSPECTION:

A letter from the North Jersey Developmental Center inviting the Mayor and Council to attend their hosting of the Zerbini Family Circus on Thursday, September 19, 2013 at 1:30 p.m. & 7:00 p.m. was received and filed.

## COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilman Picarelli, seconded by Councilwoman Andriani to introduce on first reading and advertise for public hearing the following entitled ordinance. On roll call vote, all members of the Council present voted in the affirmative.

### ORDINANCE NO. 14-2013

#### **AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF TOTOWA TO CREATE A NEW CHAPTER TO BE ENTITLED "TATTOO ARTISTS"**

There was a motion by Councilman Picarelli, seconded by Councilwoman Andriani to approve the Petition To Extend Licensed Premises for Anthony Murphy, Inc. on Saturday, September 21, 2013. 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 the Application For Special Permit For Social Affair from the State Of New Jersey Division Of Alcoholic Beverage Control for the BPOE #2111 Passaic Valley Elks for September 29, 2013 from 11:30 a.m. – 9:30 p.m. and October 12, 2013 from 6:00 p.m. – 11:45 p.m. 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. 1732 for St. James Of The Marches, Knights of Columbus for an Off-Premise Merchandise Raffle to be held on December 17, 2013. On roll call vote, all members of the Council present voted in the affirmative. Councilman D'Angelo abstained from the voting.

There was a motion by Councilman Picarelli, seconded by Councilwoman Andriani to approve Raffle License Application Nos. 1733 & 1734 for Little Falls School #2 PTA for a Tricky Tray and On-Premise 50/50, respectively, to be held on November 14, 2013 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 Waryas, seconded by Councilman D'Angelo 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