

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

November 13, 2018

PRESENT: Mayor John Coiro, presiding, Council President Lou D'Angelo, Councilwoman Debra Andriani, Councilman Anthony Picarelli, Councilwoman Lisa Palazzo, Municipal Clerk Joseph Wassel and Municipal Attorney Kristin Corrado.

ABSENT: Councilman William Bucher and Councilman John Capo.

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 D'Angelo, seconded by Councilwoman Andriani to dispense with the regular order of business in order to hold a public hearing on Ordinance Nos. 17-2018 & 18-2018 as advertised. On roll call vote, all members of the Council present voted in the affirmative.

Municipal Clerk Wassel announced that Ordinance Nos. 17-2018 & 18-2018 have been advertised for public hearing for Tuesday, November 13, 2018.

Municipal Clerk Wassel read the legal notice and the title of Ordinance No. 17-2018.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Andriani 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. 17-2018.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Andriani 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. 17-2018 by title:

ORDINANCE NO. 17-2018

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF TOTOWA
CHAPTER 415 ENTITLED "ZONING AND LAND USE", ARTICLE IV,
"FEES AND ESCROW", SECTION 14, "DEVELOPMENT FEES"**

There was a motion by Councilman D'Angelo, seconded by Councilwoman Andriani to adopt Ordinance No. 17-2018 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 the title of Ordinance No. 18-2018.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Andriani 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. 18-2018.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Andriani 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. 18-2018 by title:

ORDINANCE NO. 18-2018

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF TOTOWA CHAPTER 415 ENTITLED "ZONING AND LAND USE", ARTICLE XVI, "REGULATIONS APPLICABLE TO ALL DISTRICTS" TO CREATE A NEW SUBSECTION 130.1, "AFFORDABLE HOUSING REGULATIONS", SUBSECTION 130.2, "MUNICIPAL HOUSING LIAISON", SUBSECTION 130.3, "ADMINISTRATIVE AGENT", SUBSECTION 130.4, "AFFIRMATIVE MARKETING REQUIREMENTS, SUBSECTION 130.5, "ENFORCEMENT", AND SUBSECTION 130.6, "APPEALS"

There was a motion by Councilman D'Angelo, seconded by Councilwoman Andriani to adopt Ordinance No. 18-2018 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 D'Angelo, seconded by Councilwoman Andriani 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.

Councilwoman Andriani: Announced that the Annual Tree Lighting will be held on December 7th at 6:30 p.m.

Mayor Coiro: Congratulated his running mates Councilman Picarelli and Councilwoman Palazzo on being re-elected to the Council. The Council then also congratulated the Mayor on his re-election.

CITIZENS HEARD:

Mike Mahometa, 269 Lincoln Avenue: 1) Also said that he was glad how the election turned out with you all being re-elected. 2) Asked if any decision has been made on extending the berm behind his neighbor's house. Mayor Coiro: Advised him that DPW Superintendent Jim Niland is looking into it. 3) Said with the speeding that happens on Lincoln Avenue, that besides the Police putting out the speed monitor, he is also requesting that a speed bump/hump be installed. Mayor Coiro: Responded that while we are not against these types of speed calming measures, we had installed one on Bogert Street at the residents request and now they wish we hadn't because of the noise. Also informed him that we can't install one on a hill, so maybe we can fit one between Chamberlain Avenue and his house, but we would have to check with the residents first. 4) Mentioned possibly looking into the solar powered speed monitors.

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 October 23, 2018. 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. 2018-23 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 acknowledge receipt of the Report of Annual Tax Sale held on October 25, 2018 from Tax Collector Elaine Reddin. 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 acknowledge receipt of the Best Practices Worksheet CY 2018/SFY 2019. Municipal Clerk Wassel announced the following results for the Worksheet: 36 Yes; 8 No; 9 N/A; 8 Prospective; 61 Total Answered; 53 Score (Yes + N/A + Prospective); 87% Score %. The Worksheet was certified by Chief Administrative Officer/Municipal Clerk Joseph Wassel (C-0791) and Chief Financial Officer Lisa Nash (N-931). 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 approve payment of the 2018 annual contribution to the Totowa Seniors and the Happy Seniors in the amount of \$2,000.00 each. 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 authorize the Borough Attorney to prepare and the Borough Clerk to advertise for the RFP's for 2019 Professional 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 D'Angelo, seconded by Councilwoman Andriani to approve payment of the Fire Department Clothing Allowance for 2018. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON PUBLIC WORKS:

There was a motion by Councilwoman Palazzo, seconded by Councilman Picarelli to accept the following bids for the Purchase And Delivery Of Fire Hydrants. On roll call vote, all members of the Council present voted in the affirmative.

<u>Company</u>	<u>4'6" Bid</u>	<u>5'0" Bid</u>	<u>6'0" Bid</u>
Brent Material Company	\$2,603.04	\$2,653.99	\$2,758.70
Capitol Supply Construction Products, Inc.	\$2,614.00	\$2,665.00	\$2,769.00
Water Works Supply Co., Inc.	\$2,619.05	\$2,670.87	\$2,774.26
Raritan Group	\$2,687.98	\$2,741.16	\$2,847.27
The Kennedy Companies	\$2,771.00	\$2,826.00	\$2,935.00

Upon the recommendation of the Committee, there was a motion by Councilwoman Palazzo, seconded by Councilman Picarelli to adopt the following resolution to award the contract for the Purchase And Delivery Of Fire Hydrants. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 122-2018

RESOLUTION AUTHORIZING CONTRACT FOR THE PURCHASE
AND DELIVERY OF FIRE HYDRANTS

WHEREAS, the Borough of Totowa Department of Public Works ("DPW") Superintendent has recommended that fire hydrants be purchased as needed on an annual basis; and

WHEREAS, the Borough of Totowa DPW will be responsible for installing all new fire hydrants; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there is an on-going need for this equipment for the safety and well-being of the residents of the municipality; 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 for the Purchase and Delivery of Fire Hydrants for the Borough of Totowa, County of Passaic, New Jersey, 2018"; and

WHEREAS, the Borough of Totowa did receive sealed bids at its Municipal Building on October 31, 2018; and

WHEREAS, the apparent low bid was submitted by Brent Material Company, 325 Columbia Turnpike, Suite 308, Florham Park, New Jersey 07932 with a bid of \$2,603.04 for the 4'6" Mueller A-423 Super Centurion 250 Fire Hydrant, \$2,653.99 for the 5'0" Mueller A-423 Super Centurion 250 Fire Hydrant and \$2,758.70 for the 6'0" Mueller A-423 Super Centurion 250 Fire Hydrant, 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 Brent Material Company 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 by Brent Material Company for the purchase and delivery of fire hydrants for the Borough of Totowa as the lowest responsible bid.

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 Andriani, seconded by Councilman D'Angelo to accept the following bids for the Demolition Of Structure At 300 Riverview Drive. On roll call vote, all members of the Council present voted in the affirmative.

<u>Company</u>	<u>Total Bid</u>
Caravella Construction	\$15,443.00
All County Services, LLC	\$17,450.00
Yannuzzi Group, Inc.	\$21,990.00
IBN Construction Corp.	\$30,928.00
Two Brothers Contracting	\$32,800.00

Upon the recommendation of the Committee, there was a motion by Councilwoman Andriani, seconded by Councilman D'Angelo to carry this item to adopt a resolution to award the contract/reject the bids for the Demolition Of Structure At 300 Riverview Drive. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilwoman Andriani, seconded by Councilman D'Angelo to adopt the following Resolution Authorizing Professional Engineering Services For Construction Supervision Of The Sanitary Sewer Main Rehabilitation – Phases V & VI. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 123-2018

RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING SERVICES
FOR CONSTRUCTION SUPERVISION OF THE
SANITARY SEWER MAIN REHABILITATION – PHASES V & VI

WHEREAS, in August of 2011, the Borough of Totowa suffered the devastating effects of Hurricane Irene which resulted in unprecedented flooding throughout the community; and

WHEREAS, following the Hurricane, the Borough of Totowa Municipal Engineer recommended the rehabilitation of portions of the sanitary sewer mains located throughout the municipality; and

WHEREAS, to date, four Phases of the on-going Sanitary Sewer Main Rehabilitation Project have been completed; and

WHEREAS, the Borough of Totowa Municipal Engineer has now recommended the rehabilitation of existing sanitary sewer mains within Mitchell Avenue, from Union Boulevard to Lind Road, and Riverview Drive, between Rosalie Avenue and Margaret Street; and

WHEREAS, the Borough of Totowa received a Block Grant from Passaic County through the Community Development Block Grant Program for the additional rehabilitation work which consists primarily of the installation of cured-in-place lining for approximately 1,190 linear feet of existing sanitary sewer main; and

WHEREAS, by Resolution No. 94-2017 dated July 11, 2017, the Mayor and Council of the Borough of Totowa authorized Richard A. Alaimo Engineering Associates to provide the design services for Phases V & VI of the Sanitary Sewer Main Rehabilitation Project; and

WHEREAS, the Mayor and Council of the Borough of Totowa did advertise for receipt of sealed bids in accordance with the specifications entitled "Borough of Totowa, 2015 Community Development Block Grant Sanitary Sewer Main Rehabilitation - Phases V & VI, Contract No. 2018-1"; and

WHEREAS, by Resolution No. 96-2018 dated August 28, 2018, the Mayor and Council of the Borough of Totowa awarded a contract to North American Pipeline Services LLC for the Sanitary Sewer Main Rehabilitation - Phases V & VI in the amount of \$168,088.20; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to retain services of a professional engineering firm to provide construction supervision for Phases V & VI of the Sanitary Sewer Main Rehabilitation Project; and

WHEREAS, Richard A. Alaimo Engineering Associates has submitted a proposal dated May 26, 2017 to provide the construction supervision for Phases V & VI of the rehabilitation of sanitary sewer mains at a cost not to exceed \$26,800.00, 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 on November 13, 2018 did examine the proposal submitted by Richard A. Alaimo Engineering Associates; and

WHEREAS, pursuant to the applicable New Jersey State laws, these professional construction supervision 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 construction supervision of the Sanitary Sewer Main Rehabilitation Project - Phases V & VI in the amount of \$26,800.00.

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 Councilwoman Andriani, seconded by Councilman D'Angelo to approve Boiler Feed Repairs, Roof Top Unit #3 Gas Valve Replacement and Removal And Replacement Of Circulator Pump #2 at the Municipal Complex by 454 Mechanical, LLC. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON LIAISON & INSPECTION:

There was a motion by Councilwoman Andriani, seconded by Councilwoman Palazzo to adopt the following Resolution Authorizing The Purchase Of Playground Equipment For The Washington Park School Park. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 124-2018

RESOLUTION AUTHORIZING THE PURCHASE OF PLAYGROUND EQUIPMENT FOR THE WASHINGTON PARK SCHOOL PARK

WHEREAS, the Borough of Totowa Board of Recreation has recommended the purchase of new playground equipment for the Borough of Totowa Washington Park School Park; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to purchase the new playground equipment for the safety and welfare of the children that play in this park; and

WHEREAS, State of New Jersey Contract No. 16-Fleet-00121 has been awarded to MRC, P.O. Box 106, Spring Lake, New Jersey 07762 for the purchase of recreational equipment; and

WHEREAS, pursuant to the applicable New Jersey State laws, the purchase of this equipment 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 of new playground equipment for the Washington Park School Park from MRC in the amount of 33,171.25.

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

There was a motion by Councilwoman Andriani, seconded by Councilwoman Palazzo to adopt the following Resolution Authorizing The Installation Of Playground Equipment For The Washington Park School Park. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 125-2018

RESOLUTION AUTHORIZING THE INSTALLATION OF PLAYGROUND EQUIPMENT FOR THE WASHINGTON PARK SCHOOL PARK

WHEREAS, the Borough of Totowa Board of Recreation has recommended the purchase of new playground equipment for the Borough of Totowa Washington Park School Park; and

WHEREAS, by Resolution No. 124-2018 dated November 13, 2018, the Mayor and Council of the Borough of Totowa authorized the purchase of new playground equipment from MRC, Inc., P.O. Box 106, Spring Lake, New Jersey 07762; and

WHEREAS, the Mayor and Council further desire that the new playground equipment be installed in a safe and efficient manner; and

WHEREAS, the Board of Recreation also solicited quotes for the installation of this equipment at the Washington Park School Park; and

WHEREAS, Whirl Construction, Inc., 194 Main Street, Port Monmouth, New Jersey 07758 submitted a proposal dated October 5, 2018 to install the new playground equipment for the sum of \$8,700.00; and

WHEREAS, pursuant to the applicable New Jersey State laws, the authorization of this service may be authorized without public bidding since it will not exceed the bidding threshold.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize Whirl Construction, Inc. to install the new playground equipment for the Washington Park School Park for the sum of \$8,700.00.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize Whirl Construction, Inc. to perform the services as set forth in their proposal.

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

There was a motion by Councilwoman Andriani, seconded by Councilwoman Palazzo to adopt the following Resolution Authorizing The Purchase And Installation Of Playground Safety Surface For The Washington Park School Park. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 126-2018

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF PLAYGROUND SAFETY SURFACE FOR THE WASHINGTON PARK SCHOOL PARK

WHEREAS, the Borough of Totowa Board of Recreation has recommended the purchase of new playground safety surfacing for the Borough of Totowa Washington Park School Park; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to purchase and install the new surfacing for the safety and welfare of the children that play in this park; and

WHEREAS, State of New Jersey Contract No. 16-Fleet-00131 has been awarded to Rubber Recycle, 1985 Rutgers University Boulevard, Lakewood, New Jersey 08017 for the purchase and installation of playground safety surfacing; and

WHEREAS, pursuant to the applicable New Jersey State laws, the purchase of this equipment 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 installation of new playground safety surfacing for the Washington Park School Park from Rubber Recycle in the amount of \$19,633.75.

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

There was a motion by Councilwoman Andriani, seconded by Councilwoman Palazzo to adopt the following Resolution Authorizing The Appointment Of A Municipal Housing Liaison. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 127-2018

RESOLUTION AUTHORIZING THE APPOINTMENT OF A MUNICIPAL HOUSING LIAISON FOR THE BOROUGH OF TOTOWA

WHEREAS, the Borough of Totowa has petitioned the Superior Court of New Jersey for a Declaratory Judgment that its adopted Housing Element and Fair Share Plan is compliant with its constitutional obligation to provide its fair share of the regional need for very-low, low, and moderate income housing; and

WHEREAS, the Borough's adopted Housing Element and Fair Share Plan will result in the creation of housing units affordable to and intended for occupancy solely by qualified very-low, low, and moderate income households; and

WHEREAS, the Council of the Borough of Totowa has determined to appoint and designate Denise Zarek as its Municipal Housing Liaison, to fulfill the duties set forth in Ordinance No. 18-2018, creating the position of Municipal Housing Liaison;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby appoints Denise Zarek as its designated Municipal Housing Liaison.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

MAYOR'S APPOINTMENT

I, Mayor John Coiro, with the advice and consent of the Council do hereby appoint Denise Zarek as Municipal Housing Liaison for a term of one (1) year ending December 31, 2018.

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

COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilwoman Palazzo, seconded by Councilman Picarelli to approve Raffle License Application No. 2129 for the St. Joseph's Home For The Elderly Of The Little Sisters Of The Poor for an Off-Premise 50/50 to be held on March 17, 2019. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilwoman Palazzo, seconded by Councilman Picarelli to approve Raffle License Application No. 2130 for the Academy Of St. James Of The Marches for a Calendar Raffle to be held during January, February & March, 2019. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilwoman Palazzo, seconded by Councilman Picarelli to approve Raffle License Application No. 2131 for the BPOE #2111 Passaic Valley Elks for an Off-Premise 50/50 to be held on January 11, 2019. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilwoman Palazzo, seconded by Councilman Picarelli to approve Raffle License Application No. 2132 for the FOWA Rescue, Inc. for an Off-Premise Merchandise Draw to be held on April 25, 2019 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 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