

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

March 10, 2020

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

ABSENT: Mayor John Coiro.

Council President Lou D'Angelo 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.

Council President D'Angelo 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.

Council President D'Angelo asked if any members of the Council, the Municipal Clerk or the Municipal Attorney wished to address the Council.

Councilwoman Andriani: Thanked Library Director Anne Krautheim for the Dr. Seuss Read-A-Loud tonight and said hi to new Police Chief Carmen Veneziano, then announced that the Board of Recreation will be having the following: 1) Annual Easter Bunny Breakfast on April 4th; 2) 1st Annual Easter Egg Hunt on April 11th; and 3) Yankees Game on April 17th.

CITIZENS HEARD:

Mike Mahometa, 269 Lincoln Avenue: 1) Said he thought the Chief's (Robert Coyle) Final Walk Out was great; 2) Asked to have the DPW come and rake the leaves between the track and properties because he's constantly raking up the leaves. Council President D'Angelo: Asked DPW Superintendent Jim Niland to check it out. DPW Superintendent Niland: Advised that we have just begun with our spring clean-ups, but that this area is woods.

There was a motion by Councilwoman Andriani, seconded by Councilman Picarelli to approve the Minutes of the Mayor and Council for the meeting of February 25, 2020. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilwoman Andriani, seconded by Councilman Picarelli to approve the Minutes of the Mayor and Council for the special meeting of March 2, 2020. 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 Capo to approve Resolution No. 2020-06 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 Capo to adopt the following resolution authorizing the Treasurer to issue refunds to various property owners pursuant to State Tax Court judgments. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION

WHEREAS, there has been a State Tax Court Judgment to reduce the evaluation on the following.

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer of the Borough of Totowa is authorized to refund this amount.

<u>Block</u>	<u>Lot</u>	<u>Property/Owner</u>	<u>Payable To:</u>	<u>Year</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
9	34.11	14 Centennial Ct.	Maher Kour C/O Valerie Hofer, Esq Trust Account	2018	1,035,600	935,600	\$2,383.00
				2019	1,035,600	935,600	<u>2,388.00</u>
Total Check:							<u>\$4,771.00</u>
9.05	11.01	39 Mountainview Ct	Parikh, Sudhir & Trupti C/O Valerie Hofer, Esq Trust Account	2018	1,450,000	1,390,000	\$1,429.80
				2019	1,450,000	1,390,000	<u>1,432.80</u>
Total Check:							<u>\$2,862.60</u>
74.02	2	30 Battle Ridge Tr	Itkin, Eliezer & Edina C/O Valerie Hofer, Esq Trust Account	2017	1,135,600	1,027,000	\$2,561.87
				2018	1,135,600	1,027,000	2,587.94
				2019	1,135,600	1,027,000	<u>2,593.37</u>
Total Check:							<u>\$7,743.18</u>

Mail to:
The Law Office of Valerie Hofer, Esq.
241 Radcliffe Street, 1st Floor
Bristol, PA 19007

COMMITTEE ON PUBLIC SAFETY:

There was a motion by Councilman Capo, seconded by Councilman Bucher to approve firemen's application, the purchase of firemen's equipment and authorize a firemen's physical for Michael Bastante for Volunteer Fire Company No. 1. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON PUBLIC WORKS:

There was a motion by Councilman Bucher, seconded by Councilwoman Palazzo to adopt the following Resolution Authorizing The Purchase And Delivery Of One 2020 International Dump Truck For The Department Of Public Works. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 45-2020

RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY OF ONE 2020 INTERNATIONAL DUMP TRUCK FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Borough of Totowa Department of Public Works (“DPW”) Superintendent has requested that a new 2020 International Dump Truck be purchased for use by the DPW; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there is a need for this vehicle; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the purchase and delivery of the new 2020 International Dump Truck; and

WHEREAS, State of New Jersey Contract No. T2787 has been awarded to Bucks Co. International, 134 Old Oxford Road, Langhorne, Pennsylvania 19047 for the purchase and delivery of one new 2020 International Dump Truck and all related equipment; and

WHEREAS, Bucks Co. International has submitted a proposal dated December 11, 2019 for the purchase and delivery of one new 2020 International Dump Truck Model HV507 in the amount of \$134,894.00, 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 this vehicle 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 one new 2020 International Dump Truck Model HV507 from Bucks Co. International in the amount of \$134,894.00.

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

There was a motion by Councilman Bucher, seconded by Councilwoman Palazzo to adopt the following Resolution Authorizing The Purchase And Delivery Of One Henke Snow Plow For The Department Of Public Works. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 46-2020

RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY OF ONE
HENKE SNOW PLOW FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Borough of Totowa Department of Public Works (“DPW”) Superintendent has requested that a new Henke Snow Plow be purchased for use by the DPW; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there is a need for this equipment; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the purchase and delivery of the new Henke Snow Plow; and

WHEREAS, The Educational Services Commission of New Jersey (“ESCNJ Co-op”) has awarded Contract No. ESCNJ 17/18-30 to Trius, Inc., 5049 Industrial Road, Farmingdale, New Jersey 07727 for steel snow plows; and

WHEREAS, Trius, Inc. has submitted a proposal dated December 11, 2019 for the purchase and delivery of one new Henke Model 36R10W 36”x10’ Reversible Steel Snow Plow in the amount of \$15,839.10, 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 one new Henke Model 36R10W 36”x10’ Reversible Steel Snow Plow 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 one new Henke Model 36R10W 36”x10’ Reversible Steel Snow Plow from Trius, Inc. in the amount of \$15,839.10.

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

There was a motion by Councilman Bucher, seconded by Councilwoman Palazzo to adopt the following Resolution Authorizing The Purchase And Delivery Of One Swenson Spreader For The Department Of Public Works. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 47-2020

RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY OF
ONE SWENSON SPREADER FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Borough of Totowa Department of Public Works (“DPW”) Superintendent has requested that a new Swenson Spreader be purchased for use by the DPW; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there is a need for this equipment; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the purchase and delivery of one new Swenson Spreader; and

WHEREAS, The Educational Services Commission of New Jersey (“ESCNJ Co-op”) has awarded Contract No. ESCNJ 17/18-30 to Trius, Inc., 5049 Industrial Road, Farmingdale, New Jersey 07727 for spreaders; and

WHEREAS, Trius, Inc. has submitted a proposal dated December 11, 2019 for the purchase and delivery of one new Swenson Spreader in the amount of \$15,786.30, 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 one new Swenson Spreader 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 one new Swenson Spreader from Trius, Inc. in the amount of \$15,786.30.

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

There was a motion by Councilman Bucher, seconded by Councilwoman Palazzo to approve Payment Estimate No. 3 in the amount of \$39,886.29 to Manor II Electric, Inc. for the DPW Garage and Shepherds Lane Pump Station Generator Improvements. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

There was no report.

COMMITTEE ON LIAISON & INSPECTION:

There was a motion by Councilwoman Andriani, seconded by Councilman Bucher to adopt the following Resolution Authorizing The Application To The New Jersey Library Construction Bond Act. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 48-2020

RESOLUTION AUTHORIZING THE APPLICATION TO THE
NEW JERSEY LIBRARY CONSTRUCTION BOND ACT

WHEREAS, the Totowa Public Library Board of Trustee has requested to make application to the New Jersey Library Construction Bond Act for improvements to the Totowa Public Library; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there is a need for these improvements to be undertaken by the Totowa Public Library.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Totowa that the Borough of Totowa and the Totowa Public Library Board of Trustees hereby certifies that permission has been granted to apply for the project entitled the New Jersey Library Construction Bond Act for the purposes described in the application in the amount of: \$279,410.00.

There was a motion by Councilwoman Andriani, seconded by Councilman Bucher to adopt the following Resolution Certifying The Matching Funds For The Application To The New Jersey Library Construction Bond Act. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 49-2020

RESOLUTION CERTIFYING THE MATCHING FUNDS FOR THE APPLICATION
TO THE NEW JERSEY LIBRARY CONSTRUCTION BOND ACT

WHEREAS, the Borough of Totowa and the Totowa Public Library hereby certify that permission has been granted to apply for the project entitled the New Jersey Library Construction Bond Act, in the amount of: \$279,410.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor & Council of the Borough of Totowa hereby certifies that it will provide \$41,850.00 towards this project to any awarded grant funding through the New Jersey Library Construction Bond Act grant program, with the Totowa Public Library providing the remainder of the 50% match required by this grant.

BE IT FURTHER RESOLVED, that the Mayor & Council of the Borough of Totowa hereby certifies it will contribute \$41,850.00 towards the 50% match required.

A letter from the Board of Health advising that the Annual Rabies Clinic will be held on Tuesday, April 28, 2020 at the DPW Garage at 7:00 p.m. was received and filed.

COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilwoman Palazzo, seconded by Councilman Picarelli 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. 03-2020

ORDINANCE OF THE BOROUGH OF TOTOWA AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH RESPECT TO A PORTION OF CERTAIN PROPERTY IDENTIFIED ON THE BOROUGH'S TAX MAPS AS BLOCK 154, LOT 19.07 LOCATED WITHIN THE NORTH JERSEY DEVELOPMENTAL CENTER REDEVELOPMENT AREA

There was a motion by Councilwoman Palazzo, seconded by Councilman Picarelli to adopt the following Resolution Of The Borough Of Totowa, In The County Of Passaic, State Of New Jersey, Making Application To The Local Finance Board Seeking Authorization For Not To Exceed \$200,000 Non-Recourse Redevelopment Area Bonds In Connection With The Redevelopment Of The North Jersey Developmental Center Redevelopment Area Pursuant To N.J.S.A. 40A:12A-29(a)(3) And N.J.S.A. 40A:12A-67(g). On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 50-2020

RESOLUTION OF THE BOROUGH OF TOTOWA, IN THE COUNTY OF PASSAIC,
STATE OF NEW JERSEY, MAKING APPLICATION
TO THE LOCAL FINANCE BOARD SEEKING AUTHORIZATION
FOR NOT TO EXCEED \$200,000 NON-RECOURSE REDEVELOPMENT AREA
BONDS IN CONNECTION WITH THE REDEVELOPMENT OF THE NORTH JERSEY
DEVELOPMENTAL CENTER REDEVELOPMENT AREA PURSUANT TO
N.J.S.A. 40A:12A-29(A)(3) AND N.J.S.A. 40A:12A-67(G)

WHEREAS, the Borough of Totowa (the "Borough") desires to make application to the Local Finance Board with respect to a proposed bond ordinance authorizing the issuance of not to exceed \$200,000 non-recourse redevelopment area bonds (the "Bonds"), and the pledge of certain payments in lieu of taxes with respect to the repayment thereof, all in connection with the construction of a senior care facility within the North Jersey Developmental Center Redevelopment Area pursuant to *N.J.S.A. 40A:12A-29(a)(3)* and *N.J.S.A. 40A:12A-67(g)* of the Redevelopment Area Bond Financing Law, *N.J.S.A. 40A:12A-64 et seq.* (the "RAB Law"); and

WHEREAS, any financial instrument, such as the Bonds proposed herein, which are secured in whole or in part by payments in lieu of taxes shall be subject to the review and approval of the Local Finance Board within the New Jersey Department of Community Affairs (the "Board") pursuant to the RAB Law; and

WHEREAS, the Borough believes that:

- (a) it is in the public interest to accomplish such purpose; and
- (b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the local unit; and
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant; and
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the local unit and will not create an undue financial burden to be placed upon the local unit,

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

I. GENERAL

The aforementioned recitals are incorporated herein as though fully set forth at length.

II. APPLICATION TO LOCAL FINANCE BOARD APPROVED

(a) The application to the Local Finance Board is hereby approved, and the Borough's counsel, McManimon, Scotland & Baumann, LLC, Roseland, New Jersey, along with other representatives of the Borough, are hereby authorized to prepare and submit the above-referenced application.

(b) The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as the same may be required by law.

III. SEVERABILITY

If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

IV. AVAILABILITY OF THE RESOLUTION

A copy of this Resolution shall be available for public inspection at the offices of the Borough.

V. EFFECTIVE DATE

This Resolution shall take effect upon final passage.

There was a motion by Councilwoman Palazzo, seconded by Councilman Picarelli to approve Raffle License Application Nos. 2199 & 2200 for HSA Charles Olbon for a Tricky Tray and On-Premise 50/50 to be held on April 24, 2020 at the Elks Lodge #2111. 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. 2201 for North Jersey Elks Developmental Disabilities Agency for a Tricky Tray to be held on April 30, 2020 at The Grand Bethwood. 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 Nos. 2202 & 2203 for the St. Joseph's Home for the Elderly of the Little Sisters of the Poor for a Tricky Tray and On-Premise 50/50 to be held on May 19, 2020 at The Grand Bethwood. On roll call vote, all members of the Council present voted in the affirmative.

Council President D'Angelo announced that we have information available on the Borough of Totowa website regarding the Novel Coronavirus COVID-19.

There being no further business to come before the Council, there was a motion by Councilwoman Andriani, seconded by Councilman Picarelli that the meeting be adjourned. On roll call vote, all members of the Council present voted in the affirmative.

Joseph Wassel, RMC
Municipal Clerk