

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

October 9, 2018

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

ABSENT: 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.

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 D'Angelo, seconded by Councilwoman Andriani to approve the Minutes of the Mayor and Council for the meeting of September 25, 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. 2018-21 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 approve payment of the 4th Quarter 2018 Budget Allotment to the Borough of Totowa Public Library in the amount of \$178,432.00. 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 Councilman Bucher to adopt the following Resolution Approving Agreement Between The Borough Of Totowa And PBA Local No. 80 Of The Borough Of Totowa Police Department January 1, 2018 Through December 31, 2020, subject to minor revisions on pages 33 and 44. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 113-2018

RESOLUTION APPROVING AGREEMENT BETWEEN THE BOROUGH OF TOTOWA AND PBA LOCAL NO. 80 OF THE BOROUGH OF TOTOWA POLICE DEPARTMENT JANUARY 1, 2018 THROUGH DECEMBER 31, 2020

WHEREAS, the Mayor and Council of the Borough of Totowa recognize, pursuant to the provisions of the Employee-Employer Relations Act, (N.J.S.A. 34:13A-1.1 et seq.), PBA Local No. 80 of the Borough of Totowa Police Department ("PBA") as the exclusive majority representative for the purposes of collective negotiations of all sworn, regular, full time police officers of the Borough Police Department; and

WHEREAS, negotiations over wages, hours and other terms and conditions of employment were conducted by the Public Safety Committee and the duly appointed Police Salary Committee as designated by the PBA; and

WHEREAS, an understanding concerning the terms and conditions of employment between the Borough of Totowa and the PBA has been reached; and

WHEREAS, the contract shall be known and classified as a three (3) year contract commencing effective January 1, 2018 and terminating on December 31, 2020; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to memorialize the terms and conditions of said agreement in a written contract.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby approve an agreement between the Borough of Totowa and PBA Local No. 80 of the Borough of Totowa Police Department for the years 2018 through 2020.

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.

There was a motion by Councilman D'Angelo, seconded by Councilman Bucher to adopt the following Resolution Of The Borough Of Totowa Authorizing The Payment Of Terminal Leave Benefits To Mark A. Tolomeo. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 114-2018

RESOLUTION OF THE BOROUGH OF TOTOWA AUTHORIZING THE PAYMENT OF TERMINAL LEAVE BENEFITS TO MARK A. TOLOMEO

WHEREAS, Mark A. Tolomeo began his employment with the Borough of Totowa as a Patrol Officer in the Police Department on March 17, 1986; and

WHEREAS, Mark A. Tolomeo retired from the Borough of Totowa Police Department as a Captain effective August 1, 2018; and

WHEREAS, the policy of the Borough of Totowa is that employees with twenty-five (25) years of service are entitled to a maximum of one hundred thirty (130) days of Terminal Leave to be paid upon retirement; and

WHEREAS, the Terminal Leave amount is calculated at the amount of sick day benefits, not to exceed one hundred thirty (130) days or eighty-seven (87) days for those employees under the Pitman/12 Hour Shift Schedule, at the daily rate of pay of the last twelve (12) months of service upon retirement; and

WHEREAS, Mark A. Tolomeo has accumulated eighty-seven (87) unused sick days and has completed more than twenty-five (25) years of service as an employee of the Borough of Totowa; and

WHEREAS, Mark A. Tolomeo does hereby waive any other claim and/or claims for any salary, benefits and/or other compensation.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Totowa that Mark A. Tolomeo is granted eighty-seven (87) days of accumulated sick leave (Terminal Leave) for a total amount of seventy-seven thousand three hundred eighty-three and 50/100 Dollars (\$77,383.50). Said monies are given in full and final consideration of any and all claims that Mark A. Tolomeo may have against the Borough of Totowa.

A letter from the Happy Seniors thanking Police Chief Robert Coyle, Detective Gary Bierach and Detective Nick Varcadipane for providing them with safety tips at a recent meeting was received and filed, with copies to be placed in their respective personnel jackets.

COMMITTEE ON PUBLIC WORKS:

There was a motion by Councilman Bucher, seconded by Councilwoman Palazzo to authorize the Borough Clerk and the Borough Attorney to prepare the specifications and advertise for the receipt of bids for the purchase of fire hydrants. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

There was a motion by Councilwoman Andriani, seconded by Councilman D'Angelo to adopt the following Resolution Authorizing The Borough Of Totowa To Enter Into A Real Estate Sales Contract For The Purchase Of 490 Totowa Road. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 115-2018

RESOLUTION AUTHORIZING THE BOROUGH OF TOTOWA TO ENTER INTO A REAL ESTATE SALES CONTRACT FOR THE PURCHASE OF 490 TOTOWA ROAD

WHEREAS, Ruth Hollis is the owner of property located at 490 Totowa Road in the Borough of Totowa and identified as Block 187, Lot 15 on the official tax map of the Borough of Totowa; and

WHEREAS, this property has historical significance to the Borough of Totowa and is currently listed for sale; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to acquire this property in order to preserve the structure which is one of the oldest homes in Totowa; and

WHEREAS, the Borough of Totowa has made an offer in the amount of \$375,000.00 to purchase the property and this offer has been accepted by Ruth Hollis; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to memorialize the terms and conditions of the purchase of 490 Totowa Road in a Real Estate Sales Contract; and

WHEREAS, the Mayor and Council of the Borough of Totowa further desire to authorize the purchase of this property.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the Borough of Totowa to enter into a Real Estate Sales Contract with Ruth Hollis for the purchase of property located at 490 Totowa Road in the Borough of Totowa and identified as Block 87, Lot 15 on the official tax map of 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.

There was a motion by Councilwoman Andriani, seconded by Councilman D'Angelo to adopt the following Resolution Authorizing The Borough Clerk To Set Up A Public Sale/Auction Of Personal Property No Longer Needed For Public Use. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 116-2018

RESOLUTION AUTHORIZING THE BOROUGH CLERK
TO SET UP A PUBLIC SALE/AUCTION OF PERSONAL PROPERTY
NO LONGER NEEDED FOR PUBLIC USE

WHEREAS, N.J.S.A. 40A:11-36 provides for the Manner and Method of Sale or Other Disposition of Personal Property; and

WHEREAS, the Mayor and Council of the Borough of Totowa may by resolution authorize the sale of its personal property not needed for public use; and

WHEREAS, the Mayor and Council of the Borough of Totowa have at this time determined that there are various vehicles, equipment and other personal property of different make and model that are no longer needed for public use; and

WHEREAS, it is in the best interest of the taxpayers of the Borough of Totowa that the Mayor and Council dispose of these items at public sale/auction to the highest bidder.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the Borough Clerk to set up a public sale/auction for personal property no longer needed for public use.

COMMITTEE ON LIAISON & INSPECTION:

There was no report.

COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilwoman Palazzo, seconded by Councilman Picarelli to approve Raffle License Application Nos. 2117, 2118 & 2119 for the Passaic Valley Band Association for a Tricky Tray, On-Premise 50/50 and Off-Premise 50/50 to be held on February 2, 2019 at The Elks Lodge. 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. 2120 & 2121 for the New Apostolic Church for a Tricky Tray and On-Premise 50/50 to be held on October 26, 2018 at The Barnyard and Carriage House. 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. 2122 for the Little Falls Education Foundation for an Off-Premise 50/50 to be held on February 22, 2019 at The 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 No. 2123 for the Knights of Columbus Council #6574 for an Off-Premise 50/50 to be held on December 22, 2018 at St. James Church. On roll call vote, all members of the Council present voted in the affirmative. Councilman D'Angelo abstained from the voting.

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