

## **BOROUGH OF TOTOWA**

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

**March 12, 2019**

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

**ABSENT:** Councilman William Bucher.

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:

Mike Mahometa, 269 Lincoln Avenue: Said he is sorry to keep bringing this up, but the drainage at the PAL isn't working and the water is just sitting there, where it used to drain before the playground area and the walking path were installed. Mayor Coiro: Again informed Mike that we would have to have our engineer take a look at it before we make a determination. A conversation ensued between Mayor Coiro, Mike and DPW Superintendent Jim Niland. During the conversation Mike said the problem is two-fold because the water from the PAL isn't draining, so the water from his yard doesn't leave his property and drain onto the PAL property. DPW Superintendent Niland: Said that he would stop by on Friday because it was suppose to rain to check on the situation.

Police Chief Robert Coyle: Advised that long time Crossing Guard Robin Romei has retired after 22 years and was a good Crossing Guard who will be missed.

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 February 26, 2019. 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. 2019-06 for the payment of bills. On roll call vote, all members of the Council present voted in the affirmative.

#### COMMITTEE ON PUBLIC SAFETY:

There was no report.

#### COMMITTEE ON PUBLIC WORKS:

There was no report.

COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

There was a motion by Councilman Capo, seconded by Councilwoman Andriani to adopt the following Resolution Authorizing AT&T To Perform Facility Upgrades Consisting Of The Replacement Of Six Existing Antennas And Six Existing Remote Radio Heads And The Installation Of Three Proposed Remote Radio Heads At The Water Tank At 700 Totowa Road. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 46-2019

RESOLUTION AUTHORIZING AT&T TO PERFORM FACILITY UPGRADES  
CONSISTING OF THE REPLACEMENT OF SIX EXISTING ANTENNAS  
AND SIX EXISTING REMOTE RADIO HEADS AND THE INSTALLATION  
OF THREE PROPOSED REMOTE RADIO HEADS AT THE  
WATER TANK AT 700 TOTOWA ROAD

WHEREAS, the Borough of Totowa is the owner of a Water Tank located at 700 Totowa Road and identified as Block 75, Lot 22 on the official tax map of the Borough of Totowa; and

WHEREAS, by Resolution No. 36-2013 dated February 12, 2013, the Mayor and Council of the Borough of Totowa authorized the public leasing of a portion of the Water Tank; and

WHEREAS, by Resolution No. 74-2014 dated June 24, 2014, the Mayor and Council of the Borough of Totowa entered into a lease agreement with New Cingular Wireless PCS, LLC ("AT&T"), 15 East Midland Avenue, Paramus, New Jersey 07652 for a five (5) year lease for a portion of the Water Tank; and

WHEREAS, the lease rights included the right to install and maintain antennae for use in connection with radio transmitting and receiving equipment on the property; and

WHEREAS, pursuant to Paragraph 3(k) of the Lease Agreement, New Cingular Wireless PCS, LLC ("AT&T") has proposed facility upgrades consisting of the replacement of six existing antennas and six existing remote radio heads and the installation of three proposed remote radio heads at the Water Tank; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to consent to the proposed facility upgrades at the Water Tank.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize New Cingular Wireless PCS, LLC (“AT&T”) to perform facility upgrades consisting of the replacement of six existing antennas and six existing remote radio heads and the installation of three proposed remote radio heads at the Water Tank at 700 Totowa Road.

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 Capo, seconded by Councilwoman Andriani to adopt the following Resolution Authorizing AT&T To Perform Facility Upgrades Consisting Of The Installation Of A Backup Generator At The Water Tank At 700 Totowa Road. On roll call vote, all members of the Council present voted in the affirmative.

#### RESOLUTION NO. 47-2019

#### RESOLUTION AUTHORIZING AT&T TO PERFORM FACILITY UPGRADES CONSISTING OF THE INSTALLATION OF A BACKUP GENERATOR AT THE WATER TANK AT 700 TOTOWA ROAD

WHEREAS, the Borough of Totowa is the owner of a Water Tank located at 700 Totowa Road and identified as Block 75, Lot 22 on the official tax map of the Borough of Totowa; and

WHEREAS, by Resolution No. 36-2013 dated February 12, 2013, the Mayor and Council of the Borough of Totowa authorized the public leasing of a portion of the Water Tank; and

WHEREAS, by Resolution No. 74-2014 dated June 24, 2014, the Mayor and Council of the Borough of Totowa entered into a lease agreement with New Cingular Wireless PCS, LLC (“AT&T”), 15 East Midland Avenue, Paramus, New Jersey 07652 for a five (5) year lease for a portion of the Water Tank; and

WHEREAS, the lease rights included the right to install and maintain a generator on the property; and

WHEREAS, pursuant to Paragraph 3(A) of the Lease Agreement, New Cingular Wireless PCS, LLC (“AT&T”) has proposed to install a SD030 generator mounted directly on top a 190 gallon fuel tank; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to consent to the installation of a backup generator at the Water Tank.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize New Cingular Wireless PCS, LLC (“AT&T”) to perform facility upgrades consisting of the installation of a backup generator at the Water Tank at 700 Totowa Road.

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 was received from the Passaic Valley Sewerage Commission along with a check in the amount of \$4,641.51 for the Municipal Rebate Incentive Program. There was a motion by Councilman Capo, seconded by Councilwoman Andriani to accept the funds. On roll call vote, all members of the Council present voted in the affirmative.

#### COMMITTEE ON LIAISON & INSPECTION:

A letter of resignation was received from Board of Recreation Commission Kevin Barnes. There was a motion by Councilwoman Andriani, seconded by Councilwoman Palazzo to accept the resignation with regrets and send him a letter of thanks. On roll call vote, all members of the Council present voted in the affirmative.

#### MAYOR’S APPOINTMENT

I, Mayor John Coiro, do hereby appoint George DiPasquale as a Board of Recreation Commissioner for the unexpired term ending December 31, 2023.

The above is a Mayor’s appointment and does not require Council consent or confirmation.

COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilwoman Palazzo, seconded by Councilman Picarelli to approve Bingo License Application No. 2148 and Raffle License Application Nos. 2149, 2150 & 2151 for the Totowa PAL for a Pocket Book Bingo, Tricky Tray, On-Premise 50/50 and Off-Premise Draw to be held on May 17, 2019. 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.

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Joseph Wassel, RMC  
Municipal Clerk