

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

November 28, 2017

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

ABSENT: Municipal Attorney Robert Corrado.

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 Municipal Clerk to read the statement of the meeting.

Municipal Clerk Wassel 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 Fontanella to dispense with the regular order of business in order to hold a public hearing on Ordinance No. 12-2017. On roll call vote, all members of the Council present voted in the affirmative.

Municipal Clerk Wassel announced that Ordinance No. 12-2017 has been advertised for public hearing for Tuesday, November 28, 2017.

Municipal Clerk Wassel read the legal notice and the title of Ordinance No. 12-2017.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella 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. 12-2017.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella 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. 12-2017 by title:

ORDINANCE NO. 12-2017

**ORDINANCE OF THE BOROUGH OF TOTOWA, IN THE COUNTY OF PASSAIC,
NEW JERSEY AUTHORIZING THE FINANCIAL AGREEMENT BETWEEN THE
BOROUGH AND THE REDEVELOPER PURSUANT TO THE LOCAL
REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1, ET SEQ.**

There was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella to adopt Ordinance No. 12-2017 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 Fontanella 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 D'Angelo: Announced that he attended his first election for Fire Chief and Rich Schopperth won the election with 40 votes. Mayor Coiro: Said we will swear him in on January 1, 2018.

Councilwoman Andriani: Commented that the Annual Tree Lighting will take place this Friday, December 1st at 6:30 p.m. with the Washington Park School chorus performing.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilwoman Fontanella, seconded by Councilwoman Andriani to approve the Minutes of the Mayor and Council for the meeting of November 14, 2017. On roll call vote, all members of the Council present voted in the affirmative. Councilman Bucher abstained from the voting.

COMMITTEE ON FINANCE:

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to approve Resolution No. 2017-24 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 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>BLK</u>	<u>LOT</u>	<u>PROPERTY/OWNER</u>	<u>PAYABLE TO</u>	<u>YEAR</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
11	12.01	145 Shepherds Lane SAR Realty, LLC	"Robert Gaccione, Esq. Attorney for SAR Realty, LLC"	2014	2,670,900	1,900,000	\$16,358.50
				2015	2,539,900	1,650,000	\$20,325.32
				2016	2,539,900	1,650,000	\$20,903.75
			Mail To: Robert Gaccione, Esq. Gaccione Pomaco, P.C. 524 Union Avenue P.O. Box 96 Belleville, NJ 07109	2017	2,539,900	1,650,000	\$20,992.74
						Total check	\$78,580.31

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to adopt the following resolution authorizing the Treasurer to issue refunds to various property owners due to overpayment of 4th Quarter 2017 taxes. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION

WHEREAS, there has been an overpayment of taxes on the properties listed below;
and

WHEREAS, the taxpayer is entitled to a refund; and

WHEREAS, the chart sets forth the refund as follows:

4th Qtr 2017

Block	Lot	Property/Owner	Payable to:	OVERPAYMENT
13	21	142 Willard Ave. Danny Rodriguez	CoreLogic Tax Services, LLC CoreLogic Attn: Refunds Dept. P.O. Box 9202 Coppell, TX 75019	\$1,712.19
26	31	85 Scrivens Street <u>Chasity Locadia &</u> Jose Montes De Oca	Title Agency of New Jersey Title Agency, Inc. 1300 Van Houten Ave. Clifton, NJ 07013	\$1,598.48
30	2	328 Totowa Road Giuseppe & Laura Tramontana	Giuseppe & Laura Tramontana 76 Colorado Ave. Paramus, NJ 07652	\$2,063.08
65	4	154 Hobart Place Peter J. & Jamie Hasselberger	Peter J. & Jamie Hasselberger 154 Hobart Place Totowa, NJ 07512	\$2,853.46

NOW, THEREFORE, BE IT RESOLVED, that the overpayment shall be refunded to the taxpayer, as stated above, and the Treasurer is authorized to issue separate checks for the refunds, which shall be paid to the stated property owner or taxing authority.

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to adopt the following resolution to effectuate the redemption of Tax Sale Certificate #17-00001 for 23 Liberty Ridge Trail, Block 74.03, Lot 26. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION

Certificate of Sale #17-00001
Block: 74.03, Lot: 26

Property: 23 Liberty Ridge Trail, Totowa, New Jersey
Owner: Debra R. Pavone

WHEREAS, at the Municipal Tax Sale on October 26, 2017, a lien was sold on Block 74.03, Lot 26; and

WHEREAS, this lien known as Tax Sale Certificate #17-00001, was sold to US Bank Cust BV002 Trst & Crdtrs for a 0% redemption fee and a premium of \$90,100; and

WHEREAS, Attorney Scott M. Itzkowitz, on behalf of the owner of the property, Debra R. Pavone has effected redemption of Certificate #17-00001 in the amount of \$19,791.73 as of 11/28/17.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council authorize the Treasurer to issue a check in the amount of \$19,791.73 payable to US Bank Cust BV002 Trst & Crdtrs for the redemption of Tax Sale Certificate #17-00001.

BE IT FURTHER RESOLVED that the Mayor and Council authorize the Treasurer to issue a check in the amount of \$90,100 (premium) to the aforementioned Lien Holder.

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to adopt the following Resolution Authorizing Cancellation Of Outstanding Checks. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 119-2017

RESOLUTION AUTHORIZING CANCELLATION OF OUTSTANDING CHECKS

WHEREAS, there exists various, old, outstanding checks on the bank reconciliations of the General and Net Payroll bank accounts; and

WHEREAS, the old, outstanding checks have been investigated by the Chief Financial Officer/Treasurer and it has been determined that these old, outstanding checks should be cancelled.

NOW, THEREFORE, BE IT RESOVLED, by the Governing Body of the Borough of Totowa that the following old, outstanding checks in the amount of \$4,615.58 in the General and Net Payroll bank accounts be and the same are hereby cancelled.

<u>Bank Account</u>	<u>Amount Cancelled</u>
General Account	\$ 2,974.05
Net Payroll Account	\$ <u>1,641.53</u>
	<u>\$ 4,615.58</u> (A)

(A) A detailed listing of the outstanding checks to be cancelled will be retained on file in the Office of the Borough Clerk.

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 Councilwoman Fontanella, seconded by Councilwoman Andriani to adopt the following Resolution Authorizing The Repair And Re-glazing Of Wall Tiles At The Borough Of Totowa Municipal Complex. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 120-2017

RESOLUTION AUTHORIZING THE REPAIR AND RE-GLAZING OF WALL TILES AT THE BOROUGH OF TOTOWA MUNICIPAL COMPLEX

WHEREAS, the Superintendent for the Borough of Totowa Department of Public Works ("DPW") had recommended that the existing wall tiles at the Borough of Totowa Municipal Complex be repaired and re-glazed; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to repair the cracked wall tiles at the Borough of Totowa Municipal Complex; and

WHEREAS, the DPW Superintendent did solicit proposals for the repair and re-glazing of the wall tiles at the Borough of Totowa Municipal Complex; and

WHEREAS, Top Finish Reglazing LLC, 8 Knollwood Road, Totowa, New Jersey 07512 submitted a quote for the repair, regrouting and re-glazing of wall tiles for the sum on \$14,500.00, 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 desire to authorize this repair and all related services; and

WHEREAS, pursuant to the applicable New Jersey State laws, this repair may be authorized without public bidding.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby accept the proposal of Top Finish Reglazing LLC for the repair and re-glazing of the wall tiles at the Borough of Totowa Municipal Complex for the sum of \$14,500.00.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize Top Finish Reglazing LLC to perform the professional 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 and DPW Superintendent to execute any and all instruments relating thereto.

COMMITTEE ON LIAISON & INSPECTION:

There was no report.

COMMITTEE ON LEGISLATION & ORDINANCES:

There was no report.

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

Joseph Wassel, RMC
Municipal Clerk