

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

August 22, 2023

PRESENT: Mayor John Coiro, presiding, Council President Lou D'Angelo, Councilman Anthony Picarelli, Councilman William Bucher, Councilman John Capo, Councilman Patrick Fierro, Municipal Clerk Joseph Wassel and Municipal Attorney Kristin Corrado.

ABSENT: Councilman Sanders Reynoso.

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.

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 Councilman Picarelli to dispense with the regular order of business in order to hold a public hearing on Ordinance No. 08-2023 as advertised. 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. 08-2023.

There was a motion by Councilman D'Angelo, seconded by Councilman Picarelli 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. 08-2023.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman D'Angelo, seconded by Councilman Picarelli 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. 08-2023 by title:

ORDINANCE NO. 08-2023

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF TOTOWA
CHAPTER 256 ENTITLED "MOTELS, HOTELS AND TOURIST LODGES",
ARTICLE I, "LICENSING", SECTION 7, "REGISTER OF OCCUPANTS"**

There was a motion by Councilman D'Angelo, seconded by Councilman Picarelli to adopt Ordinance No. 08-2023 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 Councilman Picarelli 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.

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 Councilman Picarelli to approve the Minutes of the Mayor and Council for the meeting of August 8, 2023. 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. 2023-18 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 That Employee Health Benefits Contributions Be Based On The 2020 New Jersey State Health Benefit Program Rates. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 92-2023

RESOLUTION AUTHORIZING THAT EMPLOYEE HEALTH BENEFITS
CONTRIBUTIONS BE BASED ON THE 2020
NEW JERSEY STATE HEALTH BENEFITS PROGRAM RATES

WHEREAS, the Borough of Totowa provides full-time employees and their eligible dependents with health insurance – consisting of medical and prescription drug – administered by the New Jersey State Health Benefits Program (“SHBP”); and

WHEREAS, pursuant to P.L. 2011, c. 78, all employees shall contribute either a percentage of their medical and prescription drug plan premium based on salary or 1.5% of annual salary, whichever is greater, toward the cost of their health benefits; and

WHEREAS, pursuant to the Agreement Between Borough Of Totowa And PBA Local No. 80 Of The Borough Of Totowa Police Department January 1, 2021 Through December 31, 2024, employees shall contribute through payroll deductions based on the premiums set by the SHBP for 2020 or if the premium rates shall fall below the agreed upon 2020 rate, employees shall contribute based upon the lower premium; and

WHEREAS, the Mayor and Council of the Borough of Totowa have, based on past practice, allowed all employees who are eligible to receive health insurance this same benefit to contribute toward the cost of their health benefits at the lower premium; and

WHEREAS, the Mayor and Council of the Borough of Totowa would like to memorialize this policy.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize that all Borough of Totowa municipal employees shall contribute to their health benefits based on the 2020 SHBP rates or the lower premium if they fall below the 2020 rates.

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to authorize the Borough Clerk and Borough Attorney to prepare the bid package and advertise for the receipt of bids for Solid Waste Collection 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 Councilman Capo to add the following item to the agenda. On roll call vote, all members of the Council present voted in the affirmative.

A letter was received from Riverview Park Fire Company requesting permission to attend a Wet Down for Jefferson Township Fire Department on Saturday, August 26, 2023. There was a motion by Councilman D'Angelo, seconded by Councilman Capo to grant permission. 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 Councilman Fierro to accept the following bids for the FY2023 NJDOT Municipal Aid & 2023 Road Program. On roll call vote, all members of the Council present voted in the affirmative.

<u>Company</u>	<u>Total Bid</u>
American Asphalt & Trucking, LLC	\$662,907.88
D.S. Meyer Enterprises, LLC	\$670,645.22
D&L Paving, Inc.	\$675,877.86
4 Clean Up	\$679,691.96
AJM Contractors, Inc.	\$711,952.00
Smith-Sondy Asphalt Construction	\$728,251.51
Crossroads Pavement	\$750,748.50
DLS Contracting, Inc.	\$751,338.75
Frank A. Macchione Paving	\$767,442.00
Tilcon New York	\$791,682.50
Rockborn Trucking & Excavation	\$829,878.25

Upon the recommendation of the Engineer, there was a motion by Councilman Bucher, seconded by Councilman Fierro to adopt the following resolution to award the contract to the lowest responsible bidder for the FY2023 NJDOT Municipal Aid & 2023 Road Program. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 93-2023

RESOLUTION AWARDING CONTRACT FOR THE FY2023 NJDOT
MUNICIPAL AID PROGRAM & 2023 ROAD PROGRAM

WHEREAS, the Municipal Engineer for the Borough of Totowa has recommended improvements to streets throughout the municipality including sections of Winifred Drive, Liberty Ridge Trail, Centennial Court and Center Court as part of the FY2023 New Jersey Department of Transportation ("NJDOT") Municipal Aid Road Program and 2023 Road Program; and

WHEREAS, by Resolution No. 39-2023 dated February 14, 2023, the Mayor and Council of the Borough of Totowa authorized the Borough of Totowa Municipal Engineer, Richard A. Alaimo Engineering Associates, to provide design services, prepare bid documents, assist in the bidding process and supervise construction of the FY2023 NJDOT Municipal Aid and 2023 Road Program; 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, Proposal and Contract Documents for Borough of Totowa FY2023 N.J.D.O.T. Municipal Aid Program and 2023 Local Road Program, Passaic County, New Jersey, Contract No. 2023-1"; and

WHEREAS, the Borough of Totowa did receive sealed bids at its Municipal Building on August 17, 2023; and

WHEREAS, the apparent low bid was submitted by American Asphalt & Trucking LLC, 818 Summer Street, Newark, New Jersey 07104 in the amount of \$662,907.88, a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, the Municipal Engineer has reviewed the bids submitted and advised that the contractor is capable of completing the project; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that the bid submitted by American Asphalt & Trucking LLC 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 of American Asphalt & Trucking LLC for the FY2023 NJDOT Municipal Aid and 2023 Road Program as the lowest responsible bid for the total sum of \$\$662,907.88.

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.

BE IT FURTHER RESOLVED, that the award of this contract is subject to the approval of the New Jersey Department of Transportation.

COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

A letter was received from the Totowa Public Library requesting permission to use the Municipal Parking Lots on Tuesday, August 29, 2023 (rain date Thursday, August 31, 2023) for their annual end of summer reading program celebration. There was a motion by Councilman Capo, seconded by Councilman Picarelli to grant permission. On roll call vote, all members of the Council present voted in the affirmative.

A letter was received from the Friends of the Totowa Public Library requesting permission to use the Municipal Parking Lot on the following dates: Tuesday, October 17, 2023 for a trip to Resorts Casino in Atlantic City and Thursday, November 30, 2023 for a trip to the Hunterdon Hills Playhouse. There was a motion by Councilman Capo, seconded by Councilman Picarelli to grant permission. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON LIAISON & INSPECTION:

There was no report.

COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilman Fierro, seconded by Councilman Picarelli to approve Raffle License Application No. 2327 for Zeta Phi Beta Sorority, Inc. Rho Tau Zeta Chapter for a Tricky Tray to be held on November 2, 2023 at The Grand. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Fierro, seconded by Councilman Picarelli to approve Raffle License Application Nos. 2328 & 2329 for BPOE #2111 Passaic Valley Elks for an On-Premise 50-50 to be held on September 29, October 20 & November 17, 2023 and an Off-Premise 50/50 to be held on November 17, 2023. 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 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