

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

February 13, 2024

PRESENT: Mayor John Coiro, presiding, Councilman Anthony Picarelli, Councilman William Bucher, Councilman John Capo, Councilman Patrick Fierro, Councilman Sanders Reynoso, Municipal Clerk Joseph Wassel and Municipal Attorney Kristin Corrado.

ABSENT: Council President Lou D'Angelo.

Mayor John Coiro called the meeting to order and asked the Municipal Clerk to call the roll.

Mayor Coiro asked everyone to stand and offer a moment of silence for Councilman Bucher's Dad William Bucher, a volunteer fireman and war veteran who passed away recently.

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 Picarelli, seconded by Councilman Bucher to dispense with the regular order of business in order to hold a public hearing on Ordinance No. 04-2024 as advertised. On roll call vote, all members of the Council present voted in the affirmative.

Municipal Clerk Wassel announced that Ordinance No. 04-2024 has been advertised for public hearing for Tuesday, February 13, 2024.

Municipal Clerk Wassel read the legal notice and the title of Ordinance No. 04-2024.

There was a motion by Councilman Picarelli, seconded by Councilman Bucher 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. 04-2024.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman Picarelli, seconded by Councilman Bucher 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. 04-2024 by title:

ORDINANCE NO. 04-2024

**A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$150,000
FOR THE ACQUISITION OF FIRE HYDRANTS TO BE UNDERTAKEN BY THE
BOROUGH OF TOTOWA AND TO APPROPRIATE \$150,000 FROM THE
WATER UTILITY CAPITAL IMPROVEMENT FUND BALANCE**

There was a motion by Councilman Picarelli, seconded by Councilman Bucher to adopt Ordinance No. 04-2024 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 Picarelli, seconded by Councilman Bucher 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 Picarelli: Offered his condolences to Councilman Bucher on the passing of his Dad.

Mayor Coiro: Asked Recreation Director Mark Monteyne how the recent Devils game trip went. Recreation Director Monteyne: Said it went great.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman Picarelli, seconded by Councilman Bucher to approve the Minutes of the Mayor and Council for the meeting of January 23, 2024. On roll call vote, all members of the Council present voted in the affirmative. Councilman Capo and Councilman Reynoso abstained from the voting.

COMMITTEE ON FINANCE:

There was a motion by Councilman Picarelli, seconded by Councilman Capo to approve Resolution No. 2024-04 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>
9.05	12.01	Samy Fizz Trust	Michael Donnelly Esq	2023	1,204,500	1,110,300	\$2,442.61
		49 Mountainview Ct	Trust Account				

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 due to overpayment of 4th Quarter 2023 taxes. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION

WHEREAS, there has been an overpayment of 4th quarter 2023 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:

Block	Lot	Property Owner	Payable To:	Overpayment
151	4	51 Hillside Dr. Paul & Joye Alberta	Janice Levin 249 East Short St. Apt. 216 Lexington, KY 40507	\$1,833.62

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 or taxing authority.

There was a motion by Councilman Picarelli, seconded by Councilman Capo to adopt the following Resolution Authorizing Emergency Temporary Appropriation. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 31-2024

RESOLUTION AUTHORIZING EMERGENCY TEMPORARY APPROPRIATION

WHEREAS, an emergent condition has arisen with respect to Current Fund appropriations for various improvements and acquisitions; and

WHEREAS, no adequate provision has been made in the 2024 Temporary Budget for the aforesaid purpose, and N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2024 pursuant to the provision of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$2,702,873 for the Current Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Totowa, County of Passaic, that in accordance with N.J.S.A. 40A:4-20 that emergency temporary appropriations be made and that said emergency temporary appropriations shall be provided for in the 2024 budget or by a capital ordinance to be adopted prior to the adoption of the 2024 budget:

CURRENT FUND

Operations	
Police	
Purchase of Police Vehicles	\$161,000
Capital Improvements	
Capital Improvement Fund	610,873
Union Boulevard and Totowa Road Streetscape Improvements	675,000
Improvements to Parks and Playgrounds	350,000
Various Road Improvements	<u>906,000</u>
	<u>\$2,702,873</u>

There was a motion by Councilman Picarelli, seconded by Councilman Capo to adopt the following Resolution Authorizing Settlement Of The 2022 & 2023 Tax Appeals Entitled Totowa Beacon V. Borough Of Totowa. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 32-2024

RESOLUTION AUTHORIZING SETTLEMENT OF THE 2022 & 2023 TAX APPEALS
ENTITLED TOTOWA BEACON V. BOROUGH OF TOTOWA

WHEREAS, there have been appeals of the real property tax assessments for the stated tax years; and

WHEREAS, each Block and Lot listed therein was assessed at the amount stated therein; and

WHEREAS, the proposed Stipulation of Settlement, a copy of which is incorporated herein as if set forth at length, has been reviewed and recommended by the Borough Tax Assessor and Borough Tax Expert; and

WHEREAS, the settlement of these matters on the attached list are in the best interest of the Borough of Totowa.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Totowa, New Jersey, as follows:

1. The Borough's Tax Appeal Attorney, Raymond B. Reddin, Esq. is authorized to execute the Stipulation of Settlement on behalf of the Borough of Totowa with respect to the tax appeals on the attached list which are currently pending in the Tax Court of New Jersey.
2. All municipal officials are hereby authorized to take whatever action may be necessary to implement the terms of this Resolution and authorizes the Special Tax Counsel to enter into the Stipulation of Settlement as provided by Taxpayer.

There was a motion by Councilman Picarelli, seconded by Councilman Capo to accept the Franchise Fees for calendar year 2023 from Cablevision (Altice) in the amount of \$107,334.00. 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 accept the Franchise Fees for calendar year 2023 from Verizon (Fios) in the amount of \$42,013.59. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON PUBLIC SAFETY:

There was a motion by Councilman Capo, seconded by Councilman Bucher to adopt the following Resolution Authorizing The Purchase And Installation Of A New Camera System For The Borough Of Totowa Police Department. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 33-2024

RESOLUTION AUTHORIZING THE PURCHASE AND
INSTALLATION OF A NEW CAMERA SYSTEM FOR THE
BOROUGH OF TOTOWA POLICE DEPARTMENT

WHEREAS, the Borough of Totowa Police Chief has advised the Mayor and Council of the Borough of Totowa that the existing Police Department camera system is no longer functioning properly; and

WHEREAS, the Borough of Totowa Police Chief has requested the purchase and installation of a new camera system for the Police Department on an expedited basis; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the purchase and installation of a fully operational camera system and related equipment for the safety and well-being of both the employees and residents of the Borough of Totowa; and

WHEREAS, Intruder Alert Alarms, P.O. Box 597, Totowa, New Jersey 07512 has submitted a proposal dated January 4, 2024 for the purchase and installation of a new camera system for the Borough of Totowa Police Department in the amount of \$14,505.00, a copy of which is on file in the office of the Municipal Clerk of the Borough of Totowa; and

WHEREAS, pursuant to the applicable New Jersey State laws, the purchase and installation of this equipment 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 from Intruder Alert Alarms for the purchase and installation of a new camera system for the Borough of Totowa Police Department in the amount of \$14,505.00.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize Intruder Alert Alarms to provide the labor and materials for the installation of the of the new camera system for the various Borough of Totowa Police Department as set forth in their proposal.

There was a motion by Councilman Capo, seconded by Councilman Bucher to adopt the following Resolution Authorizing The Purchase And Installation Of A New Server And Accessories For The Borough Of Totowa Police Department. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 34-2024

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF A NEW SERVER AND ACCESSORIES FOR THE BOROUGH OF TOTOWA POLICE DEPARTMENT

WHEREAS, the Borough of Totowa Police Chief has requested that a new server and accessories be purchased and installed for use by the Borough of Totowa Police Department; and

WHEREAS, Lawsoft, Inc., 15 Hamburg Turnpike, Suite 2, Bloomingdale, New Jersey 07403 has submitted a proposal dated January 31, 2024 for the purchase and installation of a Dell PowerEdge R650 server and related accessories for the Borough of Totowa Police Department in the amount of \$20,570.00, 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 the purchase and installation of this new server and related accessories which will be used by the officers of the Borough of Totowa Police Department; and

WHEREAS, pursuant to the applicable New Jersey State laws, the purchase and installation of this equipment 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 from Lawsoft, Inc. for the purchase and installation of a new server and related accessories for the Borough of Totowa Police Department in the amount of \$20,570.00.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize Lawsoft, Inc. to provide the labor and materials for the installation of the new server and related software for the Borough of Totowa Police Department.

There was a motion by Councilman Capo, seconded by Councilman Bucher to adopt the following Resolution Authorizing The Purchase And Delivery Of Two Chevrolet Tahoe Patrol Vehicles For The Borough Of Totowa Police Department. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 35-2024

RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY
OF TWO CHEVROLET TAHOE PATROL VEHICLES FOR
THE BOROUGH OF TOTOWA POLICE DEPARTMENT

WHEREAS, the Borough of Totowa Police Chief has requested that two new police vehicles be purchased and added to the Borough of Totowa fleet; and

WHEREAS, more specifically, the Police Chief has requested the purchase of two Chevrolet Tahoe Patrol Vehicles; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there is a need for two new police vehicles in order to maintain and keep the fleet updated; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the purchase of these vehicles; and

WHEREAS, State of New Jersey Contract No. 21-Fleet-01485 has been awarded to Gentilini Motors, 2703 Fire Road, Egg Harbor Township, New Jersey 08234 for the purchase and delivery of Chevrolet Tahoe Patrol Vehicles and all related equipment; and

WHEREAS, pursuant to the applicable New Jersey State laws, the purchase of the police vehicles 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 of two 2024 Chevrolet Tahoe Patrol Vehicles from Gentilini Motors in the amount of \$59,898.77 per Patrol Vehicle for a total cost of \$119,797.54.

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

There was a motion by Councilman Capo, seconded by Councilman Bucher to adopt the following Resolution Authorizing The Purchase And Installation Of Two Lighting Packages For The Two Chevrolet Tahoe Patrol Vehicles For The Borough Of Totowa Police Department. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 36-2024

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF TWO LIGHTING PACKAGES FOR THE TWO CHEVROLET TAHOE PAROL VEHICLES FOR THE BOROUGH OF TOTOWA POLICE DEPARTMENT

WHEREAS, by Resolution No. 35-2024 dated February 13, 2024, the Mayor and Council of the Borough of Totowa authorized the purchase and delivery of two Chevrolet Tahoe Patrol Vehicles for the Borough of Totowa Police Department; and

WHEREAS, the vehicles will require the installation of emergency lights and sirens; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the purchase and installation of the necessary lighting packages for the two Chevrolet Tahoe Patrol Vehicles; and

WHEREAS, Northeast Communications, Inc., 244 East Union Turnpike, Wharton, New Jersey 07885 has submitted a proposal dated January 18, 2024 for the purchase and installation of lighting packages in the amount of \$40,215.48, a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, the Borough of Totowa Police Chief has recommended the Borough of Totowa Police Department authorize Northeast Communications, Inc. provide and install the quoted lighting system.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the purchase and installation of two lighting packages for the new Chevrolet Tahoe Patrol Vehicles from Northeast Communications, Inc. in the amount of \$40,215.48.

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

COMMITTEE ON PUBLIC WORKS:

Upon the recommendation of DPW Superintendent Jim Niland, there was a motion by Councilman Bucher, seconded by Councilman Fierro to approve a grade increase for DPW Laborer Giovanni Madrid from Grade 1 to Grade 1-C. On roll call vote, all members of the Council present voted in the affirmative.

Upon the recommendation of DPW Superintendent Jim Niland, there was a motion by Councilman Bucher, seconded by Councilman Fierro to approve a grade increase for DPW Laborer Joseph Dulski from Grade 2 to Grade 1. On roll call vote, all members of the Council present voted in the affirmative.

A letter was received from DPW Superintendent Jim Niland requesting permission to switch the following holiday: Presidents Day, Monday, February 19, 2024 for Friday, July 5, 2024. There was a motion by Councilman Bucher, seconded by Councilman Fierro to approve the request. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

There was a motion by Councilman Capo, seconded by Councilman Reynoso to adopt the following Resolution Authorizing The Purchase And Delivery Of Combination Garbage And Recycling Receptacles And Planters For The Union Boulevard And Totowa Road Streetscape Improvements. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 37-2024

RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY OF COMBINATION GARBAGE AND RECYCLING RECEPTACLES AND PLANTERS FOR THE UNION BOULEVARD AND TOTOWA ROAD STREETScape IMPROVEMENTS

WHEREAS, the Borough of Totowa has received funding from the FY 2023 New Jersey Department of Transportation – Local Transportation Projects Fund Grant Program for the Union Boulevard and Totowa Road Streetscape Improvements; and

WHEREAS, the improvements include the purchase of new combination garbage and recycling receptacles and planters to beautify and enhance the Borough of Totowa's main thoroughfares; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to purchase the new receptacles and planters which will be placed along Union Boulevard and Totowa Road; and

WHEREAS, Educational Services Commission of New Jersey ("ESCNJ") Contract No. 20/21-06 has been awarded to MRC, P.O. Box 106, Spring Lake, New Jersey 07762 for the purchase of both combination garbage and recycling receptacles and planters; and

WHEREAS, pursuant to the applicable New Jersey State laws, the purchase of this equipment 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 of new combination garbage and recycling receptacles and planters for the Union Boulevard and Totowa Road Streetscape Improvements in the amount of \$683,550.50.

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

A letter was received from the Totowa Public Library and Library Foundation requesting permission to use the Municipal Parking Lot for a Borough Wide Garage Sale to include a Household Goods & Clothing Collection, a Shredding Event and Electronic Waste Collection, along with a Food Drive sponsored by Senator Kristin Corrado on Saturday, April 27, 2024. There was a motion by Councilman Capo, seconded by Councilman Reynoso 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 for the following trips: Atlantic City Resorts Casino on Thursday, April 4, 2024; The Shore Club in Spring Lake on Thursday, July 18, 2024; and the River Queen Cruise in Brielle on Wednesday, August 7, 2024. There was a motion by Councilman Capo, seconded by Councilman Reynoso to grant permission. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON LIAISON & INSPECTION:

There was a motion by Councilman Reynoso, seconded by Councilman Bucher to adopt the following Resolution Authorizing The Purchase And Installation Of Playground Equipment For The Veterans Park. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 38-2024

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION
OF PLAYGROUND EQUIPMENT FOR VETERANS PARK

WHEREAS, the Borough of Totowa Board of Recreation has recommended the purchase of new playground equipment for the Borough of Totowa Veterans Park; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to purchase the new playground equipment for the safety and welfare of the children that play in this park; and

WHEREAS, Educational Services Commission of New Jersey ("ESCNJ") Contract No. 20/21-06 has been awarded to MRC, P.O. Box 106, Spring Lake, New Jersey 07762 for the purchase of recreational equipment; and

WHEREAS, pursuant to the applicable New Jersey State laws, the purchase of this equipment 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 of new playground equipment for Veterans Park from MRC in the amount of \$68,842.18.

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

There was a motion by Councilman Reynoso, seconded by Councilman Bucher to adopt the following Resolution Authorizing The Purchase And Installation Of Playground Safety Surface For The Veterans Park. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 39-2024

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION
OF PLAYGROUND SAFETY SURFACE FOR VETERANS PARK

WHEREAS, the Borough of Totowa Board of Recreation has recommended the purchase of new playground safety surfacing for the Borough of Totowa Veterans Park; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to purchase and install the new surfacing for the safety and welfare of the children that play in this park; and

WHEREAS, State of New Jersey Contract No. 16-Fleet-00131 has been awarded to Rubber Recycle, 1985 Rutgers University Boulevard, Lakewood, New Jersey 08701 for the purchase and installation of playground safety surfacing; and

WHEREAS, pursuant to the applicable New Jersey State laws, the purchase and installation of this safety surface material 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 installation of new playground safety surfacing for Veterans Park from Rubber Recycle in the amount of \$52,237.00.

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

There was a motion by Councilman Reynoso, seconded by Councilman Bucher to adopt the following Resolution Authorizing The Purchase And Installation Of Playground Equipment For The Community Pool. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 40-2024

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION
OF PLAYGROUND EQUIPMENT FOR THE COMMUNITY POOL

WHEREAS, the Borough of Totowa Board of Recreation has recommended the purchase of new playground equipment for the Borough of Totowa Community Pool; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to purchase the new playground equipment for the safety and welfare of the children that play in this park; and

WHEREAS, Educational Services Commission of New Jersey (“ESCNJ”) Contract No. 20/21-06 has been awarded to MRC, P.O. Box 106, Spring Lake, New Jersey 07762 for the purchase of recreational equipment; and

WHEREAS, pursuant to the applicable New Jersey State laws, the purchase of this equipment 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 of new playground equipment for the Borough of Totowa Community Pool from MRC in the amount of \$105,418.25.

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

There was a motion by Councilman Reynoso, seconded by Councilman Bucher to adopt the following Resolution Authorizing The Purchase And Installation Of Playground Safety Surface For The Community Pool. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 41-2024

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF PLAYGROUND SAFETY SURFACE FOR THE COMMUNITY POOL

WHEREAS, the Borough of Totowa Board of Recreation has recommended the purchase of new playground safety surfacing for the Borough of Totowa Community Pool; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to purchase and install the new surfacing for the safety and welfare of the children that play in this park; and

WHEREAS, State of New Jersey Contract No. 16-Fleet-00131 has been awarded to Rubber Recycle, 1985 Rutgers University Boulevard, Lakewood, New Jersey 08701 for the purchase and installation of playground safety surfacing; and

WHEREAS, pursuant to the applicable New Jersey State laws, the purchase and installation of this safety surface material 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 installation of new playground safety surfacing for the Borough of Totowa Community Pool from Rubber Recycle in the amount of \$120,593.00.

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

COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilman Fierro, 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. 05-2024

**A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$1,931,000
FOR VARIOUS IMPROVEMENTS AND ACQUISITIONS TO BE
UNDERTAKEN BY THE BOROUGH OF TOTOWA**

There was a motion by Councilman Fierro, seconded by Councilman Picarelli to approve the Temporary Capital Budget. 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 the Application For Social Affair Permit from the State Of New Jersey Division Of Alcoholic Beverage Control for the Passaic Valley Elks Lodge 2111 BPOE to be held on February 24, 2024 from 4:00 p.m. – 11:55 p.m. 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 the Application For Social Affair Permit from the State Of New Jersey Division Of Alcoholic Beverage Control for the Passaic Valley Elks Lodge 2111 BPOE to be held on March 2, 2024 from 12:00 p.m. – 11:59 p.m. 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 the Application For Social Affair Permit from the State Of New Jersey Division Of Alcoholic Beverage Control for the Passaic Valley Elks Lodge 2111 BPOE to be held on March 23, 2024 from 4:00 p.m. – 11:59 p.m. 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. 2353 & 2354 for Passaic Valley Junior Hornets Baseball for a Casino Night and On-Premise 50/50 to be held on February 24, 2024 at the Passaic Valley Elks Lodge. 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 No. 2363 for the BPOE #2111 Passaic Valley Elks for an On-Premise 50/50 to be held on April 5, 2024. 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. 2364 & 2365 for Care 4 A Cure for a Tricky Tray and On-Premise 50/50 to be held on March 24, 2024 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. 2366, 2367 & 2368 for the Little Falls Education Foundation for a Casino Night, On-Premise 50/50 and Off-Premise 50/50 to be held on March 1, 2024 at The Barnyard & Carriage House. 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 Picarelli, seconded by Councilman Bucher that the meeting be adjourned. On roll call vote, all members of the Council present voted in the affirmative.

Joseph Wassel, RMC
Municipal Clerk