

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

January 10, 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 Municipal Attorney Robert Corrado.

ABSENT: None.

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.

Councilwoman Andriani: Announced that the Totowa Public Library is having their annual Italian Family Dinner Fundraiser on Monday, January 16, 2017 at 7:00 p.m. at the Brownstone and that they will also be celebrating their 60th Anniversary this year.

Councilman Picarelli: Wished reporter Jason Moussab a belated happy birthday.

Councilman Bucher: Asked DPW Superintendent Jim Niland to tell his guys that they did a great job with the snow removal.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella to approve the Minutes of the Mayor and Council for the meeting of December 13, 2016. On roll call vote, all members of the Council present voted in the affirmative. Councilman Capo abstained from the voting.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella to approve the Minutes of the Mayor and Council for the Reorganization Meeting of January 1, 2017. 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. 2017-02 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 Tax Collector to waive and eliminate any credits or balances for any account under \$10.00 for the year 2016. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION

WHEREAS, there are taxpayers who have minor credits or balances (under \$10.00) on their accounts regarding property taxes for the year 2016; and

WHEREAS, the Borough is permitted to waive payment of these small credits or balances.

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector is hereby authorized to waive and eliminate any credits or balances for any account under \$10.00 for the year 2016.

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to adopt the following resolution authorizing the Treasurer to issue checks for the redemption of Tax Sale Certificate #15-00005 for 724 Totowa Road, Block 155, Lot 16. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION

Certificate of Sale #15-00005
Block 155, Lot 16

Property: 724 Totowa Road, Totowa, New Jersey
Owner: Rosemary LoRusso (deceased) C/O Joseph LoRusso

WHEREAS, at the Municipal Tax Sale on October 22, 2015, a lien was sold on Block 155, Lot 16; and

WHEREAS, this lien known as Tax Sale Certificate #15-00005, was sold to US Bank Cust BV001 Trst & Crdtrs at 0% redemption fee and a premium of \$63,100; and

WHEREAS, Rosemary LoRusso (deceased) C/O Joseph LoRusso, the owner of the property, has effected redemption of Tax Sale Certificate #15-00005 in the amount of \$47,676.07 as of 01/10/17.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council do hereby authorize the Treasurer to issue a check in the amount of \$47,676.07 payable to US Bank Cust BV001 Trst & Crdtrs for the redemption of Tax Sale Certificate #15-00005.

BE IT FURTHER RESOLVED, that the Mayor and Council do hereby authorize the Treasurer to issue a check in the amount of \$63,100 (premium) to the aforementioned Lien Holder.

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to adopt the following resolution authorizing the Treasurer to issue Senior Citizen and Veterans Deduction refunds to various property owners for 2016. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION

WHEREAS, the following taxpayers qualify and are entitled to the \$250 Senior Citizen Deduction for the year 2016; and

<u>NAME</u>	<u>BLOCK</u>	<u>LOT</u>	<u>ADDRESS</u>
Antonio Mosca	103	8	4 Roosevelt Avenue
Roberto Amador	74.02	1	28 Battle Ridge Trail

WHEREAS, the following taxpayers qualify and are entitled to the \$250 Veteran Deduction for the year 2016.

<u>NAME</u>	<u>BLOCK</u>	<u>LOT</u>	<u>ADDRESS</u>
James Malenzie	147	16	4 Meadow Drive
Joseph Filan	78	63	50 Highview Avenue
Nicola Manzo	74.03	15	2 Patriots Trail

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the Treasurer to refund \$250.00 to the aforementioned taxpayers.

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to approve payment of the 1st Quarter 2017 Budget Allotment to the Borough of Totowa Public Library in the amount of \$178,154. On roll call vote, all members of the Council present voted in the affirmative.

A letter was received from the employees of the Municipal Complex requesting permission to switch the following holidays: Lincoln's Birthday, Monday, February 13th for Monday, July 3rd; and Election Day, Tuesday, November 7th for the day after Thanksgiving, Friday, November 24, 2017. There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to approve the request. 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 Councilwoman Fontanella to adopt the following Resolution Approving Submission Of A Grant Application And Execution Of A Grant Agreement Through The New Jersey Department Of Transportation's Highway Safety Fund Grant Program For Fiscal Year 2016. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 27-2017

RESOLUTION APPROVING SUBMISSION OF A GRANT APPLICATION
AND EXECUTION OF A GRANT AGREEMENT THROUGH THE
NEW JERSEY DEPARTMENT OF TRANSPORTATION'S HIGHWAY SAFETY
FUND GRANT PROGRAM FOR FISCAL YEAR 2016

WHEREAS, the Borough of Totowa has been awarded \$3,772.67 through the New Jersey Department of Transportation's (NJDOT) Highway Safety Fund grant program for Fiscal Year 2016.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Totowa does hereby approve the grant application for the above stated project.

BE IT FURTHER RESOLVED, by the Municipal Council that the Police Chief is hereby authorized to submit an electronic grant application identified as HSF-2016-Totowa Borough-00023 to the New Jersey Department of Transportation on behalf of the Borough of Totowa.

BE IT FURTHER RESOLVED, by the Municipal Council that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of Borough of Totowa and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Fontanella to adopt the following Resolution Authorizing The Submission Of A Strategic Plan For The Governor's Council On Alcoholism And Drug Abuse Fiscal Year 2018 Grant Cycle July 1, 2017 To June 30, 2018. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 28-2017

RESOLUTION AUTHORIZING THE SUBMISSION OF A STRATEGIC PLAN
FOR THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE
FISCAL YEAR 2018 GRANT CYCLE JULY 1, 2017 TO JUNE 30, 2018

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, the Mayor and Council of the Borough of Totowa, County of Passaic, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages and therefore has an established Municipal Alliance Committee; and

WHEREAS, the Mayor and Council of the Borough of Totowa further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Mayor and Council of the Borough of Totowa has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Passaic.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa, County of Passaic, State of New Jersey hereby recognizes the following:

1. The Mayor and Council of the Borough of Totowa do hereby authorize submission of a strategic plan for the Totowa Municipal Alliance grant for Fiscal Year 2018 in the amount of:

DEDR	\$22,440.00
Cash Match	\$ 5,610.00
In-Kind	\$16,830.00

2. The Mayor and Council of the Borough of Totowa acknowledge the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

COMMITTEE ON PUBLIC WORKS:

There was a motion by Councilman Bucher, seconded by Councilman Capo to approve Change Order No. 1 for a net increase of \$4,275.75 and Payment Estimate No. 1 in the amount of \$117,185.21 to Marini Brothers Construction Co., Inc. for the 2015 Road Program. 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 holidays: Lincoln's Birthday, Monday, February 13th for Monday, July 3rd; and Election Day, Tuesday, November 7th for the day after Thanksgiving, Friday, November 24, 2017. There was a motion by Councilman Bucher, seconded by Councilman Capo to approve the request. On roll call vote, all members of the Council present voted in the affirmative.

A letter from the Passaic Valley Water Commission advising that water rates will increase another 5%, effective January 1, 2017 was received and filed.

COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

There was no report.

COMMITTEE ON LIAISON & INSPECTION:

There was no report.

COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilman Capo, 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. 01-2017

**AN ORDINANCE FIXING THE ANNUAL SALARIES AND WAGES
OF THE OFFICIALS, EMPLOYEES AND THE APPOINTEES OF THE
BOROUGH OF TOTOWA, COUNTY OF PASSAIC, STATE OF NEW JERSEY**

There was a motion by Councilman Capo, seconded by Councilman Picarelli to adopt the following Resolution Approving A Person-To-Person Transfer Of Plenary Retail Consumption License No. 1612-33-008-008 From Amber Group, LLC To Balcony Holdings. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 29-2017

**RESOLUTION APPROVING A PERSON-TO-PERSON
TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE
NO.1612-33-008-008 FROM AMBER GROUP, LLC
TO BALCONY HOLDINGS, LLC**

WHEREAS, an application has been filed for a person-to-person transfer of Plenary Retail Consumption License No. 1612-33-008-008, heretofore issued to Amber Group, LLC for an inactive license; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa does hereby approve, effective January 10, 2017, the transfer of the aforesaid Plenary Retail Consumption License to Balcony Holdings, LLC, and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Balcony Holdings, LLC, effective January 10, 2017."

There was a motion by Councilman Capo, seconded by Councilman Picarelli to approve Raffle License Application No. 1987 for the Academy of St. Francis of Assisi for a Tricky Tray to be held on February 3, 2017. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Capo, seconded by Councilman Picarelli to approve Raffle License Application No. 1988 for the Macedonian Orthodox Church St. Nikola for a Tricky Tray to be held on March 11, 2017. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Capo, seconded by Councilman Picarelli to approve Raffle License Application Nos. 1989, 1990 & 1991 for the Passaic Valley Band Association for a Tricky Tray, On-Premise 50/50 and Off-Premise 50/50 to be held on January 28, 2017 at the Totowa Elks Lodge. 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 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