

## **BOROUGH OF TOTOWA**

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

**October 27, 2015**

**PRESENT:** Mayor John Coiro, presiding, Council President Phil Puglise, Councilman Lou D'Angelo, Councilwoman Carolyn Fontanella, Councilwoman Debra Andriani, Councilman Anthony Picarelli, Councilman William Bucher, 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.

There was a motion by Councilman Puglise, seconded by Councilman D'Angelo to dispense with the regular order of business in order to enable the Mayor and Council to present a Proclamation In Honor And Recognition Of Valentine Cholminski For Sixty Years Of Service To The Borough Of Totowa Fire Department and to hold a public hearing on Ordinance Nos. 18-2015 & 19-2015 as advertised. On roll call vote, all members of the Council present voted in the affirmative.

Mayor Coiro asked Council President Puglise and Fire Chief Vincent Marciano to join him and then asked Valentine Cholminski to approach the dais to receive the proclamation. Assistant Chief James Booth of Lincoln Fire Company also joined them.

Mayor Coiro remarked that it is always an honor to recognize a person that has volunteered as a fireman for 60 years and also contributed in other areas by serving as Engineer of Lincoln Fire Company and as President of the Totowa's Firemen's Exempt Association. Mayor Coiro then read some excerpts from the proclamation and presented the proclamation to Valentine Cholminski and expressed that we can't thank you enough.

Councilman Puglise commented that 1955 is a long time ago and it is great that you are still a fireman and we thank you very much.

Assistant Chief Booth announced that they would present a plaque on behalf of Lincoln Fire Company.

Fire Chief Vincent Marciano then congratulated Mr. Cholminski and gave some background on his history with the Fire Department. Thanked Val and said that he has been with the department for 30 years or the last half of Val's career. Also thanked the Mayor and Council for recognizing firemen at 50 and 60 years of service. Invited all in attendance back to Lincoln Fire for a celebration for Val.

Valentine Cholminski thanked the Mayor and Council for the proclamation and said that he has spent all these years here and it is a good town and that is why he is still here and did it for so long.

Mayor Coiro announced that we would have a short recess so everyone in attendance could offer their congratulations to Mr. Cholminski.

Municipal Clerk Wassel announced that Ordinance Nos. 18-2015 & 19-2015 have been advertised for public hearing for Tuesday, October 27, 2015.

Municipal Clerk Wassel read the legal notice and the title of Ordinance No. 18-2015.

There was a motion by Councilman Puglise, seconded by Councilman D'Angelo 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. 18-2015.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman Puglise, seconded by Councilman D'Angelo 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. 18-2015 by title:

**ORDINANCE NO. 18-2015**

**AN ORDINANCE TO PREVENT THE UNLAWFUL ENROLLMENT OF SCHOOL CHILDREN IN THE BOROUGH OF TOTOWA PUBLIC SCHOOL SYSTEM AND TO PROVIDE PENALTIES THEREFORE**

There was a motion by Councilman Puglise, seconded by Councilman D'Angelo to adopt Ordinance No. 18-2015 on second and final reading. 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. 19-2015.

There was a motion by Councilman Puglise, seconded by Councilman D'Angelo 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. 19-2015.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilman Puglise, seconded by Councilman D'Angelo 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. 19-2015 by title:

**ORDINANCE NO. 19-2015**

**AN ORDINANCE OF THE BOROUGH OF TOTOWA AUTHORIZING THE PRIVATE SALE OF MUNICIPAL OWNED PROPERTY LOCATED AT THE INTERSECTION OF HARDING AVENUE AND GRANT AVENUE AND FURTHER IDENTIFIED AS BLOCK 112, LOT 65 AS SHOWN ON THE OFFICIAL TAX MAP OF THE BOROUGH OF TOTOWA, PURSUANT TO N.J.S.A. 40A:12-13(B)**

There was a motion by Councilman Puglise, seconded by Councilman D'Angelo to adopt Ordinance No. 19-2015 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 Puglise, seconded by Councilman D'Angelo 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.

Councilwoman Andriani: 1) Announced that the Board of Recreation will hold its annual Halloween Dance at the PAL this Friday. 2) Reported that on October 17<sup>th</sup> we held the Health Fair and thanked everyone who assisted and said that it was well attended and that we are looking to make this an annual event. Mayor Coiro: Concurred that it was well run and well attended.

**CITIZENS HEARD:**

There were no citizens who wished to be heard.

There was a motion by Councilman Puglise, seconded by Councilman D'Angelo to approve the Minutes of the Mayor and Council for the meeting of October 13, 2015. 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. 2015-22 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 acknowledge receipt of the Best Practices Worksheet CY2015/SFY2016. Municipal Clerk Wassel announced the following results for the Worksheet: 30 Yes; 9 No; 10 N/A; 1 Prospective; 50 Total Answered; 41 Score (Yes + N/A + Prospective); 82% Score %; 0% Percent Withheld. The Worksheet was certified by Chief Administrative Officer/Municipal Clerk Joseph Wassel (C-0791) and Chief Financial Officer Lisa Nash (N-931). 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 approve payment of the 2015 annual contribution to the Totowa Seniors and the Happy Seniors in the amount of \$2,000.00 each. 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 accept the following bids for Recycling Collection Services. On roll call vote, all members of the Council present voted in the affirmative.

<u>Company</u>	<u>One Year</u>	<u>Total Bid</u> <u>Three Years</u>	<u>Five Years</u>
Gaeta Recycling Paterson, NJ	\$102,000	\$336,000	\$590,000

Upon the recommendation of the Committee, there was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to adopt the following resolution to award the contract for Recycling Collection Services. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 127-2015

RESOLUTION AWARDING CONTRACT FOR RECYCLING COLLECTION  
SERVICES FOR THE BOROUGH OF TOTOWA

WHEREAS, the Mayor and Council of the Borough of Totowa did advertise for receipt of sealed bids for collection and transportation services for residential and municipal recyclable materials in accordance with its specifications entitled "Specifications and Proposal for Collection and Transportation of Recyclable Materials in the Borough of Totowa, County of Passaic, New Jersey 2015"; and

WHEREAS, the Borough of Totowa did receive bids at its Municipal Building on October 8, 2015; and

WHEREAS, the Mayor and Council of the Borough of Totowa on October 27, 2015 did examine all bids for the collection and transportation services called for in the specifications; and

WHEREAS, the lone bid was submitted by Gaeta Recycling Co., Inc., 278 Railway Avenue, Paterson, New Jersey 07503 with a bid in the amount of Five Hundred Ninety Thousand and 00/100 Dollars (\$590,000.00) for a period of five (5) years effective January 1, 2016 through December 31, 2020; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that the bid submitted by Gaeta Recycling Co., Inc. 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 Gaeta Recycling Co., Inc. the for collection and transportation of residential and municipal recyclable materials for the Borough of Totowa for the sum of Five Hundred Ninety Thousand and 00/100 Dollars (\$590,000.00) for the period of January 1, 2016 through December 31, 2020; and

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 Picarelli, seconded by Councilman D'Angelo to accept the following bids for Vegetative Waste Collection Services. On roll call vote, all members of the Council present voted in the affirmative.

<u>Company</u>	<u>Total Bid</u>		
	<u>One Year</u>	<u>Three Years</u>	<u>Five Years</u>
Gaeta Recycling Paterson, NJ	\$72,900	\$231,300	\$399,500
B & B Disposal Hillside, NJ	\$92,000	\$288,000	\$503,000

Upon the recommendation of the Committee, there was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to adopt the following resolution to award the contract for Vegetative Waste Collection Services. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 128-2015

RESOLUTION AWARING CONTRACT FOR VEGETATIVE WASTE  
COLLECTION SERVICES FOR THE BOROUGH OF TOTOWA

WHEREAS, the Mayor and Council of the Borough of Totowa did advertise for receipt of sealed bids for collection and transportation services for residential and municipal vegetative waste in accordance with its specifications entitled "Specifications and Proposal for Collection and Transportation of Vegetative Waste in the Borough of Totowa, County of Passaic, New Jersey 2015"; and

WHEREAS, the Borough of Totowa did receive bids at its Municipal Building on October 8, 2015; and

WHEREAS, the Mayor and Council of the Borough of Totowa on October 27, 2015 did examine all bids for the collection and transportation services called for in the specifications; and

WHEREAS, the lowest bid was submitted by Gaeta Recycling Co., Inc., 278 Railway Avenue, Paterson, New Jersey 07503 with a bid in the amount of Three Hundred Ninety-Nine Thousand Five Hundred and 00/100 Dollars (\$399,500.00) for a period of five (5) years effective January 1, 2016 through December 31, 2020; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that the bid submitted by Gaeta Recycling Co., Inc. 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 Gaeta Recycling Co., Inc. the for collection and transportation of residential and municipal vegetative waste for the Borough of Totowa for the sum of Three Hundred Ninety-Nine Thousand Five Hundred and 00/100 Dollars (\$399,500.00) for the period of January 1, 2016 through December 31, 2020; and

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.

#### COMMITTEE ON PUBLIC SAFETY:

A letter from Riverview Park Fire Company, Inc. advising that Donald Warnet has been nominated as their candidate for Fire Chief was received and filed.

A letter from Volunteer Fire Company No. 1 advising that Vincent Marciano has been nominated as their candidate for Fire Chief was received and filed.

#### COMMITTEE ON PUBLIC WORKS:

There was no report.

#### COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

There was no report.

#### COMMITTEE ON LIAISON & INSPECTION:

There was a motion by Councilwoman Andriani, seconded by Councilman Bucher to adopt the following Resolution Authorizing The Award Of A Professional Services Contract To 1868 Public Affairs, L.L.C. For Consulting Services. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 129-2015

RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES  
CONTRACT TO 1686 PUBLIC AFFAIRS, L.L.C. FOR CONSULTING SERVICES

WHEREAS, the Borough of Totowa, a public body corporate and politic of the State of New Jersey, is authorized pursuant to the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. (the "Local Public Contracts Law") to enter into contracts as deemed necessary for the efficient operation of the Borough; and

WHEREAS, McManimon, Scotland & Baumann, LLC, Special Counsel to the Borough of Totowa, has recommended that the Borough of Totowa retain the services of a public affairs consultant to provide assistance in working with the State of New Jersey in connection with certain redevelopment efforts; and

WHEREAS, Special Counsel had advised the Borough of Totowa that the public affairs consultant services constitute an extraordinary unspecifiable service in accordance with the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(ii);

WHEREAS, the Mayor and Council of the Borough of Totowa desire to engage the services of a firm to serve as public affairs consultant for the Borough of Totowa; and

WHEREAS, these service shall include but are not limited to establishing meetings with State officials, advising on procedural matters in the property acquisition process and working to gain reimbursement of expenses related to the property acquisition (the "Services"); and

WHEREAS, 1868 Public Affairs, L.L.C, 15 W. Front Street, Trenton, New Jersey 08608 (the "Contractor") has submitted a proposal to provide the Services, a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, Special Counsel to the Borough of Totowa has reviewed the proposal and recommended that the Mayor and Council of the Borough of Totowa authorize and execute a contract with the Contractor for the Services (the "Contract"); and

WHEREAS, the Contract shall commence on December 1, 2015 and be for a term of six (6) consecutive months at the monthly rate set forth in the Contract.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the following:

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. In accordance with the terms of the Local Public Contracts Law, the Borough hereby authorizes the Mayor to execute a Contract with the Contractor to provide the Services to the Borough for a term not to exceed six (6) consecutive months at the monthly rate set forth in the Contract.

Section 3. The Contractor shall provide the Services when and as directed by the Borough.

Section 4. A copy of this resolution shall be available for public inspection at the offices of the Borough.

Section 5. This resolution shall take effect immediately.

#### MAYOR'S APPOINTMENT

I, Mayor John Coiro, do hereby appoint Daniel Palazzo as a Board of Recreation Commissioner for an unexpired term ending December 31, 2016.

#### COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilman Bucher, seconded by Councilman Picarelli to approve Raffle License Application Nos. 1877 & 1879 for the Bloomingdale Animal Shelter Society, Inc. for a Tricky Tray and On-Premise 50/50, respectively, to be held on April 15, 2016 at The Bethwood. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Bucher, seconded by Councilman Picarelli to approve Raffle License Application No. 1878 for Passaic Valley 2016 Operation Graduation for a Tricky Tray to be held on December 11, 2015 at the PAL. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Bucher, seconded by Councilman Picarelli to approve Raffle License Application No. 1880 for the Do Good Student Supports Group for a Casino Night to be held on November 20, 2015 at the Passaic Valley Elks. 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 Puglise, seconded by Councilman D'Angelo 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