

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

January 26, 2021

Due to the COVID-19 (coronavirus) pandemic and the Governor's Executive Order 107, in accordance with N.J.S.A. 10:4-8(b), this meeting was not open to the public, but was held by virtual means on Zoom.

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

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.

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 last Thursday at the Board of Recreation meeting, the Board accepted Assistant Director John Mancinelli's retirement effective February 1st. Said that he got very emotional as he was reflecting on his many years

with the Board going back to when Councilman Picarelli was a camper and then to watch how it has evolved over the years and now fireworks on Totowa Day. Stated that we will try to honor him at a future event. Mayor Coiro: Concurred and said that he gave us a lot of good service.

CITIZENS HEARD:

There were no citizens who wished to be heard and Mayor Coiro announced that we have not received any emailed questions pertaining to the public portion of the meeting through 7:00 p.m.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Andriani to approve the Minutes of the Mayor and Council for the meeting of January 12, 2021. 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. 2021-03 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 Cancellation Of Tax Sale Premiums. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 29-2021

RESOLUTION AUTHORIZING CANCELLATION OF TAX SALE PREMIUMS

WHEREAS, the Tax Collector of the Borough of Totowa held a Tax Sale on August 15, 1996 and collected a Premium on Block 10, Lot 15 in the amount of \$1,500.00; and

WHEREAS, the Tax Collector of the Borough of Totowa held a Tax Sale on October 27, 2011 and collected a Premium on Block 133, Lot 10 in the amount of \$5,000.00; and

WHEREAS, N.J.S.A. 54:5-33 states if redemption is not made within five years from the date of sale the premium payment shall be turned over to the Treasurer of the municipality and become part of the funds of the municipality; and

WHEREAS, the Tax Collector has recommended that these premiums be turned over to the Treasurer of the Borough of Totowa.

NOW, THEREFORE, BE IT RESOVLED, by the Mayor and Council of the Borough of Totowa that the Tax Collector is hereby authorized to transfer the aforementioned premiums in the amount of \$6,500.00 to the Treasurer to be deposited in the Current Fund as per N.J.S.A. 54:5-33.

There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to approve payment of the 1st Quarter 2021 Budget Allotment to the Borough of Totowa Public Library in the amount of \$194,321. 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, Friday, February 12th for the day after Thanksgiving, Friday, November 26, 2021. There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to grant permission. On roll call vote, all members of the Council present voted in the affirmative.

A retirement letter was received from Plumbing Sub-Code Official Michael Baker effective March 1, 2021. There was a motion by Councilman Picarelli, seconded by Councilman D'Angelo to accept his retirement and thank him for his years of service. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON PUBLIC SAFETY:

Upon the recommendation of the Committee, there was a motion by Councilman D'Angelo, seconded by Councilman Capo to appoint Michael DeLuccia as a Patrol Officer in the Borough of Totowa Police Department. On roll call vote, all members of the Council present voted in the affirmative.

MAYOR'S APPOINTMENT

I, Mayor John Coiro, with the advice and consent of the Council do hereby appoint Michael DeLuccia as a Patrol Officer in the Borough of Totowa Police Department effective with his swearing in on January 27, 2021.

There was a motion by Councilman D'Angelo, seconded by Councilman Capo to confirm the appointment. 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 Capo to adopt the following Resolution Authorizing The Purchase And Delivery Of One 2021 Ford Super Duty F-250 Pick Up Truck For The Borough Of Totowa Office Of Emergency Management Due To The Covid-19 Pandemic. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 30-2021

RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY OF ONE 2021 FORD SUPER DUTY F-250 PICK UP TRUCK FOR THE BOROUGH OF TOTOWA OFFICE OF EMERGENCY MANAGEMENT DUE TO THE COVID-19 PANDEMIC

WHEREAS, SARS-CoV-2 is the virus that causes Coronavirus Disease 19 ("Covid-19"), a contagious and at times fatal, respiratory disease; and

WHEREAS, by Executive Order No. 103 dated March 9, 2020, Governor Phil Murphy declared a Public Health Emergency and State of Emergency in the State of New Jersey in response to the Covid-19 outbreak; and

WHEREAS, thereafter the Borough of Totowa undertook a hazard assessment and implemented infection control strategies and safe work practices; and

WHEREAS, the Borough of Totowa Office of Emergency Management ("OEM") Coordinator has requested that a new Pick Up Truck be purchased to be used to assist the community during the Covid-19 pandemic; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there is a need for this new vehicle; and

WHEREAS, New Jersey State Contract No. A88727 has been awarded to Beyer Ford, 170 Ridgedale Avenue, Morristown, New Jersey 07960 for the purchase and delivery of a 2021 Ford Super Duty F-250 Pick Up Truck; and

WHEREAS, Beyer Ford has submitted a proposal for the purchase and delivery of one new 2021 Ford Super Duty F-250 Pick Up Truck and all related equipment in the amount of \$37,525.00, 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 delivery of this new Pick Up Truck for the general health, safety and well-being of the Borough of Totowa OEM staff; and

WHEREAS, pursuant to the applicable New Jersey State laws, the purchase and delivery of this vehicle 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 Beyer Ford for the purchase and delivery of one new 2021 Ford Super Duty F-250 Pick Up Truck and all related equipment in the amount of \$37,525.00.

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

COMMITTEE ON PUBLIC WORKS:

There was a motion by Councilman Bucher, seconded by Councilwoman Palazzo to adopt the following Resolution Authorizing Emergency Repairs At The Shepherds Lane Pump Station. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 31-2021

RESOLUTION AUTHORIZING EMERGENCY REPAIRS AT THE SHEPHERDS LANE PUMP STATION

WHEREAS, the Superintendent of the Borough of Totowa Department of Public Works ("DPW") has advised the Mayor and Council of the Borough of Totowa that some of the equipment at the Shepherds Lane Pump Station is no longer working satisfactorily and needs to be repaired and/or replaced; and

WHEREAS, the necessary repairs at the Shepherds Lane Pump Station include the removal and replacement of a pump and rebuilding of an electric motor; and

WHEREAS, the Borough of Totowa DPW Superintendent solicited quotes from companies experienced in servicing pump stations; and

WHEREAS, Precision Electronic Motor Works, Inc., 18 Sebago Street, Clifton, New Jersey 07013 has submitted a proposal for the removal of the existing pump and installation of a new Peerless Pump and the rebuilding of the 150HP electric motor in the amount of \$18,768.00, a copy of which is on file on the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize these necessary repairs as well as the purchase and installation of the new equipment for the Shepherds Lane Pump Station for the general health, safety and well-being of the residents of the Borough of Totowa; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(i), the repairs and replacement of this equipment constitutes extraordinary, unspecifiable services that may be authorized by the Borough of Totowa without public bidding.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby accept the proposal submitted by Precision Electronic Motor Works, Inc. for the removal of the existing pump and installation of a new Peerless Pump and the rebuilding of the 150HP electric motor at the Shepherds Lane Pump Station in the amount of \$18,768.00.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize Precision Electronic Motor Works, Inc. to provide the labor and materials for the emergency repairs at the Shepherds Lane Pump Station as set forth in their proposal.

A letter was received from DPW Superintendent Jim Niland requesting permission to switch the following holidays: Lincoln's Birthday, Friday, February 12th for the day after Thanksgiving, Friday, November 26th and Washington's Birthday, Monday, February 15th for Friday, July 2, 2021. There was a motion by Councilman Bucher, seconded by Councilwoman Palazzo to grant permission. 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 Councilwoman Andriani to approve Change Order No. 1 for a net increase of \$20,183.40 and Payment Estimate No. 1 (Final) in the amount of \$142,108.40 to Standard Pipe Services, LLC for the Sanitary Sewer Rehabilitation – Phase IX. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Capo, seconded by Councilwoman Andriani to adopt the following Resolution Consenting To Land Use Applications Filed By Fortress Holdings, LLC In Connection With The Vacation Of Sherwood Avenue. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 32-2021

RESOLUTION CONSENTING TO LAND USE APPLICATIONS FILED BY FORTRESS HOLDINGS, LLC IN CONNECTION WITH THE VACATION OF SHERWOOD AVENUE

WHEREAS, Fortress Holdings, LLC, had filed an application with the Borough of Totowa Board of Adjustment for the development of property identified on the official Tax Map of the Borough of Totowa as Block 6, Lots 2, 4 and 12 and located at 555 Preakness Avenue, Totowa, New Jersey; and

WHEREAS, a portion of the property referenced in the application is located on an adjoining parcel of land located in the City of Paterson; and

WHEREAS, the applicant is proposing construction of a restaurant/catering facility in the I-3 Restricted Industry Zone ("I-3 Zone"); and

WHEREAS, by letter dated October 7, 2020, the attorney for Fortress Holdings, LLC has advised that the applicant anticipates filing applications with the Zoning Board of the Borough of Totowa and Passaic County Planning Board for a use variance and preliminary and final major site plan approval; and

WHEREAS, the Borough of Totowa is the owner of a contiguous parcel of land which is more commonly known as an unimproved right-of-way identified as Sherwood Avenue; and

WHEREAS, as part of these applications, Fortress Holdings, LLC is requesting that the Mayor and Council of the Borough of Totowa consider the vacation of the Sherwood Avenue right-of way which is adjacent to 555 Preakness Avenue up to its center point within the boundaries of Totowa; and

WHEREAS, the intended use of this property is to create a new parking lot for 555 Preakness Avenue; and

WHEREAS, by Resolution No. 122-2020 dated November 10, 2020, the Mayor and Council of the Borough did consent to and authorize the vacation of the unimproved Sherwood Avenue right-of-way subject to conditions which are set forth in the Resolution and hereto made a part of this Resolution; and

WHEREAS, Fortress Holdings, LLC is in the process of submitting applications to the Borough of Totowa, City of Paterson and County of Passaic which references the portion of the unimproved right-of-way known as Sherwood Avenue; and

WHEREAS, the Mayor and Council consent to the submission of said applications as the owner of the portion of the unimproved right-of-way known as Sherwood Avenue.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa, as the owner of the unimproved right-of-way known as Sherwood Avenue, do hereby consent to the submission of the applications by Fortress Holdings LLC to the Borough of Totowa, City of Paterson and County of Passaic.

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 this consent creates no obligation upon the Borough of Totowa to actually vacate the unimproved right-of-way known as Sherwood Avenue.

COMMITTEE ON LIAISON & INSPECTION:

There was a motion by Councilwoman Andriani, seconded by Councilman Bucher to approve Payment Estimate No. 3 in the amount of \$691,090.58 to Athletic Fields of America for the Synthetic Turf Fields at the PAL. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilwoman Andriani, seconded by Councilman Bucher to adopt the following Resolution Authorizing The Purchase And Delivery Of One Portable Pitching Mound For The New Synthetic Turf Baseball Field At The PAL. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 33-2021

RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY OF ONE PORTABLE PITCHING MOUND FOR THE NEW SYNTHETIC TURF BASEBALL FIELD AT THE PAL

WHEREAS, the Mayor and Council of the Borough of Totowa have recommended that the grass field located at the Borough of Totowa PAL recreational grounds should be converted to a synthetic turf field for youth football and baseball; and

WHEREAS, the Mayor and Council of the Borough of Totowa did advertise for receipt of sealed bids in accordance with the specifications entitled "Borough of Totowa, Site Preparation for PAL Turf Field, Contract No. 2020-2A, Turf Installation for PAL Turf Field, Contract No. 2020-2B, Site Preparation and Turf Installation for PAL Turf Field, Contract No. 2020-2C"; and

WHEREAS, by Resolution 112-2020 dated September 22, 2020, the Mayor and Council of the Borough of Totowa authorized a contract to Athletic Fields of America, 150 River Road, Building G, Unit 4B, Montville, New Jersey 07045 for the Site Preparation and Turf Installation for the Borough of Totowa PAL Turf Field in the amount of \$1,442,747.80; and

WHEREAS, the Borough of Totowa Board of Recreation Director has recommended that a new portable pitching mound be purchased for the new synthetic turf baseball field at the PAL; and

WHEREAS, the Board of Recreation Director solicited quotes from vendors for the purchase and delivery of one new portable pitching mound; and

WHEREAS, JGB Sports, LLC, 169 Barbara Place, Middlesex, New Jersey 08846 has submitted a proposal dated January 7, 2021 for the purchase and delivery of one True Pitch Mound Model 318-G and related accessories in the amount of \$12,329.15, a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, pursuant to the applicable New Jersey State laws, the purchase and delivery 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 and delivery of one True Pitch Mound Model 318-G and related accessories in the amount of \$12,329.15.

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

There was a motion by Councilwoman Andriani, seconded by Councilman Bucher to adopt the following Resolution Authorizing The Purchase, Delivery And Installation Of One Scoreboard For The New Synthetic Turf Football Field At The PAL. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 34-2021

RESOLUTION AUTHORIZING THE PURCHASE, DELIVERY AND
INSTALLATION OF ONE SCOREBOARD FOR THE
NEW SYNTHETIC TURF FOOTBALL FIELD AT THE PAL

WHEREAS, the Mayor and Council of the Borough of Totowa have recommended that the grass field located at the Borough of Totowa PAL recreational grounds should be converted to a synthetic turf field for youth football and baseball; and

WHEREAS, the Mayor and Council of the Borough of Totowa did advertise for receipt of sealed bids in accordance with the specifications entitled "Borough of Totowa, Site Preparation for PAL Turf Field, Contract No. 2020-2A, Turf Installation for PAL Turf Field, Contract No. 2020-2B, Site Preparation and Turf Installation for PAL Turf Field, Contract No. 2020-2C"; and

WHEREAS, by Resolution 112-2020 dated September 22, 2020, the Mayor and Council of the Borough of Totowa authorized a contract to Athletic Fields of America, 150 River Road, Building G, Unit 4B, Montville, New Jersey 07045 for the Site Preparation and Turf Installation for the Borough of Totowa PAL Turf Field in the amount of \$1,442,747.80; and

WHEREAS, the Borough of Totowa Board of Recreation Director has recommended that a new scoreboard be purchased for the new synthetic turf football field at the PAL; and

WHEREAS, the Board of Recreation Director solicited quotes from vendors for the purchase, delivery and installation of one new scoreboard; and

WHEREAS, K&J Accessories, Inc., 141 Hawkins Place, #389, Boonton, New Jersey 07005 has submitted a proposal dated December 21, 2020 for the purchase, delivery and installation of one Spectrum Model #11214 Scoreboard and related accessories in the amount of \$15,500.00, a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; 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, delivery and installation of one Spectrum Model #11214 Scoreboard and related accessories in the amount of \$15,500.00.

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

COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilwoman Palazzo, seconded by Councilman Picarelli to approve Raffle License Application No. 2213 for the Do Good Student Support Group, Inc. for an Off-Premise 50/50 to be held on May 1, 2021. 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 Andriani that the meeting be adjourned. On roll call vote, all members of the Council present voted in the affirmative.

Joseph Wassel, RMC
Municipal Clerk