

## BOROUGH OF TOTOWA

### MINUTES OF THE MAYOR AND COUNCIL

July 26, 2022

**PRESENT:** Council President Lou D'Angelo, presiding, Councilwoman Debra Andriani, Councilman Anthony Picarelli, Councilman William Bucher, Councilman Patrick Fierro, Municipal Clerk Joseph Wassel and Municipal Attorney Kristin Corrado.

**ABSENT:** Mayor John Coiro and Councilman John Capo.

Council President Lou D'Angelo 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.

Council President Lou D'Angelo 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.

Council President Lou D'Angelo asked if any members of the Council, the Municipal Clerk or the Municipal Attorney wished to address the Council.

Councilman Picarelli: Thanked the group of residents for cleaning up a portion of Riverview Drive and said that they collected 50 bags of trash.

**CITIZENS HEARD:**

There were no citizens who wished to be heard.

There was a motion by Councilman Picarelli, seconded by Councilman Fierro to approve the Minutes of the Mayor and Council for the meeting of July 12, 2022. On roll call vote, all members of the Council present voted in the affirmative. Councilwoman Andriani and Councilman Bucher abstained from the voting.

#### COMMITTEE ON FINANCE:

There was a motion by Councilman Picarelli, seconded by Councilwoman Andriani to approve Resolution No. 2022-16 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 Councilwoman Andriani to add the following item to the agenda. On roll call vote, all members of the Council present voted in the affirmative.

A letter of resignation was received from Court Administrator Maryann Coral effective August 5, 2022. There was a motion by Councilman Picarelli, seconded by Councilwoman Andriani to accept her resignation. On roll call vote, all members of the Council present voted in the affirmative.

#### COMMITTEE ON PUBLIC SAFETY:

There was a motion by Councilman Bucher, seconded by Councilwoman Andriani to adopt the following Resolution Authorizing The Purchase And Delivery Of Body Worn Video Cameras And Related Software And Equipment For The Borough Of Totowa Police Department. On roll call vote, all members of the Council present voted in the affirmative.

#### RESOLUTION NO. 92-2022

#### RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY OF BODY WORN VIDEO CAMERAS AND RELATED SOFTWARE AND EQUIPMENT FOR THE BOROUGH OF TOTOWA POLICE DEPARTMENT

WHEREAS, on November 24, 2020, State of New Jersey Governor Phil Murphy signed P.L. 2020, c. 128 into law mandating that all New Jersey law enforcement officers wear body cameras and regulating when they should be turned on; and

WHEREAS, P.L. 2020, c. 128 was effective as of June 1, 2021; and

WHEREAS, on December 23, 2020, Governor Murphy also signed P.L. 2020, c. 141 into law appropriating \$58 million for grants-in-aid to support the statewide body worn camera program; and

WHEREAS, the Borough of Totowa Police Chief has recommended that the Borough of Totowa purchase 33 new body worn video cameras and related software and equipment to be utilized for the Borough of Totowa Police Department; and

WHEREAS, Axon Enterprise, Inc., 17800 North 85<sup>th</sup> Street, Scottsdale, Arizona 85255 has submitted a proposal for the purchase and delivery of 33 Axon Body 3 cameras with charging cords and mounts, 4 Eight Bay Docks and related software and equipment in the amount of \$31,003.22, 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 new body worn video cameras and related software equipment so that the Borough of Totowa Police Department will comply with the new law mandating that all New Jersey cops wear body cameras while on duty; 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 accept the proposal from Axon Enterprise, Inc. for the purchase and delivery of 33 new body worn video cameras and related equipment for the Borough of Totowa Police Department in the amount of \$31,003.22.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize Axon Enterprise, Inc. to provide the new body worn video cameras and related software and equipment as set forth in their proposal for the Borough of Totowa Police Department

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

There was a motion by Councilman Bucher, seconded by Councilwoman Andriani to adopt the following Resolution Authorizing The Purchase And Delivery Of Bailout Bags And Harnesses For The Borough Of Totowa Fire Department. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 93-2022

RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY OF BAILOUT BAGS AND HARNESSSES FOR THE BOROUGH OF TOTOWA FIRE DEPARTMENT

WHEREAS, the Borough of Totowa Fire Chief has requested the purchase and delivery of new bailout bags and harnesses for the members of the Borough of Totowa Fire Department; and

WHEREAS, the new gear will replace worn out protective equipment; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there is a need for this new protective equipment which will safeguard our volunteer firefighters as they respond to emergency calls; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the purchase and delivery of new bailout bags and harnesses for the Fire Department; and

WHEREAS, AAA Emergency Supply Co., Inc., 635 North Broadway, White Plains, New York 10603 has submitted a proposal dated June 15, 2022 for the purchase and delivery of 12 new bailout bags and harnesses in the amount of \$7,728.00, a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, the Borough of Totowa Fire Chief has advised the Mayor and Council of the Borough of Totowa that AAA Emergency Supply Co., Inc. is the sole supplier of the protective 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 and delivery of new bailout bags and harnesses for the Fire Department from AAA Emergency Supply Co., Inc., in the amount of \$7,728.00.

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

There was a motion by Councilman Bucher, seconded by Councilwoman Andriani to adopt the following Resolution Authorizing The Purchase And Delivery Of Two Blowhard Dual Power Fans For The Borough Of Totowa Fire Department. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 94-2022

RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY  
OF TWO BLOWHARD DUAL POWER FANS FOR THE  
BOROUGH OF TOTOWA FIRE DEPARTMENT

WHEREAS, the Borough of Totowa Fire Chief has requested the purchase and delivery of two blowhard dual power fans for the Borough of Totowa Fire Department; and

WHEREAS, these dual power fans efficiently and effectively remove heat and combustible items from the scene of a fire thereby allowing firefighters to enter a building more rapidly; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there is a need for this equipment which will assist our volunteer firefighters as they respond to emergency calls; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the purchase and delivery of the blowhard dual power fans for the Fire Department; and

WHEREAS, AAA Emergency Supply Co., Inc., 635 North Broadway, White Plains, New York 10603 has submitted a proposal dated June 15, 2022 for the purchase and delivery of two blowhard dual power fans in the amount of \$7,878.00, 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 and delivery of two blowhard dual power fans for the Fire Department from AAA Emergency Supply Co., Inc., in the amount of \$7,878.00.

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

COMMITTEE ON PUBLIC WORKS:

There was no report.

COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

There was a motion by Councilwoman Andriani, seconded by Councilman Bucher to adopt the following Resolution Authorizing The Milling And Paving Of The Municipal Parking Lot On Peterson Road. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 95-2022

RESOLUTION AUTHORIZING THE MILLING AND PAVING OF THE  
MUNICIPAL PARKING LOT ON PETERSON ROAD

WHEREAS, by Resolution No. 40-2022 dated March 8, 2022, the Mayor and Council of the Borough of Totowa authorized the Borough of Totowa to enter into a Real Estate Sales Contract with Totowa Investment Group, LLC for the purchase of property located along Peterson Road in the Borough of Totowa and identified as Block 148, Lot 23 on the official tax map of the Borough of Totowa; and

WHEREAS, the new municipal parking lot will be used as an overflow lot by residents and visitors to our community for the Borough of Totowa Municipal Complex, Washington Park School as well as for the nearby park and recreational fields; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to mill and pave the new municipal parking lot located on Peterson Road; and

WHEREAS, Morris County Cooperative Pricing Council Contract ("MCCPC") No. 6 has been awarded to Tilcon New York, 9 Entin Road, Parsippany, New Jersey 07054 for road resurfacing; and

WHEREAS, pursuant to MCCPC Contract No. 6, the unit price for milling is \$2.90 per square yard and the unit price for paving is \$75.20 per ton for an estimated cost of \$52,175.70 for this parking lot project; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the milling and paving of the Peterson Road municipal parking lot; and

WHEREAS, pursuant to the applicable New Jersey State laws, the milling and paving of the municipal parking lot 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 milling and paving of the Peterson Road municipal parking lot by Tilcon New York for the sum of \$52,175.70 or the amount based on unit costs per final quantities.

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

There was a motion by Councilwoman Andriani, seconded by Councilman Picarelli to adopt the following Resolution Authorizing Professional Engineering Services For The Sanitary Sewer Main Rehabilitation – Phase X And Phase XI. On roll call vote, all members of the Council present voted in the affirmative.

#### RESOLUTION NO. 96-2022

#### RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING SERVICES FOR THE SANITARY SEWER MAIN REHABILITATION - PHASE X AND PHASE XI

WHEREAS, in August of 2011, the Borough of Totowa suffered the devastating effects of Hurricane Irene which resulted in unprecedented flooding throughout the community; and

WHEREAS, following the Hurricane, the Borough of Totowa Municipal Engineer recommended the rehabilitation of portions of the sanitary sewer mains located throughout the municipality; and

WHEREAS, to date, nine Phases of the on-going Sanitary Sewer Main Rehabilitation Project have been completed; and

WHEREAS, the Borough of Totowa Municipal Engineer has now recommended the rehabilitation of existing sanitary sewer mains within Lincoln Avenue in a southeasterly direction from Franklin Place to Totowa Road (Phase 10) and northwesterly direction from Franklin Place to Union Boulevard (Phase 11); and

WHEREAS, the work in Phase 10 consists primarily of the installation of cured-in-place lining for approximately 900 linear feet of existing sanitary sewer main and in Phase 11 consists primarily of the installation of cured-in-place lining for approximately 1,000 linear feet of existing sanitary sewer main; and

WHEREAS, the Borough of Totowa received a Block Grant from Passaic County through the Community Development Block Grant Program which will cover a portion of the additional rehabilitation work; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to retain the services of a professional engineering firm to provide design services, prepare bid documents, assist in the bidding process and supervise construction for Phase 10 and Phase 11 of the Sanitary Sewer Main Rehabilitation Project; and

WHEREAS, Richard A. Alaimo Engineering Associates has submitted a proposal dated July 20, 2020 to provide the design, bid assistance and construction supervision services for the rehabilitation of sanitary sewer mains at a cost not to exceed \$48,800.00, 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 on July 26, 2022 did examine the proposal submitted by Richard A. Alaimo Engineering Associates; and

WHEREAS, pursuant to the applicable New Jersey State laws, these professional services may be awarded 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 Richard A. Alaimo Engineering Associates for professional engineering services for the Sanitary Sewer Main Rehabilitation Project – Phase 10 and Phase 11 in the amount of \$48,800.00.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize Richard A. Alaimo Engineering Associates to perform the professional services as set forth in their proposal.



There was a motion by Councilwoman Andriani, seconded by Councilman Picarelli to adopt the following Resolution Authorizing The Borough Of Totowa To Enter Into A Sidewalk Easement Agreement With NJDC Condominium Association, Inc. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 97-2022

RESOLUTION AUTHORIZING THE BOROUGH OF TOTOWA  
TO ENTER INTO A SIDEWALK EASEMENT AGREEMENTS WITH  
NJDC CONDOMINIUM ASSOCIATION, INC.

WHEREAS, NJDC Condominium Association, Inc., 2 Broad Street, Suite 400, Bloomfield, New Jersey 07003 (“NJDC”) is the owner of the property located at 205-225 Minnisink Road, Totowa, New Jersey 07512 and identified as Block 154, Lot 19.07 on the official tax map of the Borough of Totowa; and

WHEREAS, NJDC is the incorporated Unit Owners’ association of the NJDC Condominium which is responsible for the administration of the NJDC Condominium; and

WHEREAS, on March 18, 2021, the Passaic County Planning Board granted conditional approval to NJDC’s site plan application (Passaic County File Number SP-19-004) for development of the property; and

WHEREAS, the County’s Conditional Approval requires NJDC to grant an easement over a sidewalk if and when constructed on a portion of the Property for use by the general public and grant same to the Brough of Totowa on behalf of the general public; and

WHEREAS, NJDC wishes to grant and convey to the Borough of Totowa a perpetual, non-exclusive easement on, over and across the Easement Area for the purpose of providing to the general public normal and customary pedestrian and non-motorized vehicular passage over a sidewalk to become effective only if and when a sidewalk is constructed; and

WHEREAS, the parties are willing to enter into an Agreement which outlines and memorializes the parties’ respective responsibilities as to the Sidewalk Easement located along Minnisink Road.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the Borough of Totowa to enter into a Sidewalk Easement Agreement with NJDC Condominium Association, Inc., for the purpose as set forth aforesaid, and a copy of said Agreement is attached hereto and made a part hereof.

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 instruments relating thereto.

There was a motion by Councilwoman Andriani, seconded by Councilman Picarelli to adopt the following Resolution Authorizing The Borough Of Totowa To Enter Into A Sidewalk Easement Agreement With Totowa Med Urban Renewal, LLC. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 98-2022

RESOLUTION AUTHORIZING THE BOROUGH OF TOTOWA  
TO ENTER INTO A SIDEWALK EASEMENT AGREEMENT WITH  
TOTOWA MED URBAN RENEWAL, LLC

WHEREAS, Totowa Med Urban Renewal, LLC 2 Broad Street, Suite 400, Bloomfield, New Jersey 07003 ("NJDC") is the owner of Unit 1 of the NJDC Condominium located at 205-225 Minnisink Road, Totowa, New Jersey 07512 which condominium was formed by Master Deed dated January 1, 2020 and recorded on March 20, 2020 in the Passaic County Clerk's Office; and

WHEREAS, Unit 1 of the NJDC Condominium is identified as C0001, Block 154, Lot 19.07 on the official tax map of the Borough of Totowa; and

WHEREAS, on March 18, 2021, the Passaic County Planning Board granted conditional approval to NJDC's site plan application (Passaic County File Number SP-19-004) for development of the property; and

WHEREAS, the County's Conditional Approval requires Totowa Med Urban Renewal, LLC to grant an easement over a sidewalk if and when constructed on a portion of the Property for use by the general public and grant same to the Brough of Totowa on behalf of the general public; and

WHEREAS, Totowa Med Urban Renewal, LLC wishes to grant and convey to the Borough of Totowa a perpetual, non-exclusive easement on, over and across the Easement Area for the purpose of providing to the general public normal and customary pedestrian and non-motorized vehicular passage over a sidewalk to become effective only if and when a sidewalk is constructed; and

WHEREAS, the parties are willing to enter into an Agreement which outlines and memorializes the parties' respective responsibilities as to the Sidewalk Easement located along Minnisink Road.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the Borough of Totowa to enter into a Sidewalk Easement Agreement with Totowa Med Urban Renewal, LLC for the purpose as set forth aforesaid, and a copy of said Agreement is attached hereto and made a part hereof.

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 instruments relating thereto.

There was a motion by Councilwoman Andriani, seconded by Councilman Picarelli to adopt the following Resolution Authorizing The Borough Of Totowa To Enter Into A Sidewalk Easement Agreement With Livia Propco Totowa Urban Renewal, LLC. On roll call vote, all members of the Council present voted in the affirmative.

#### RESOLUTION NO. 99-2022

#### RESOLUTION AUTHORIZING THE BOROUGH OF TOTOWA TO ENTER INTO A SIDEWALK EASEMENT AGREEMENT WITH LIVIA PROPCO TOTOWA URBAN RENEWAL, LLC

WHEREAS, Livia Propco Totowa Urban Renewal, LLC 2 Broad Street, Suite 400, Bloomfield, New Jersey 07003 ("NJDC") is the owner of Unit 2 of the NJDC Condominium located at 205-225 Minnisink Road, Totowa, New Jersey 07512 which condominium was formed by Master Deed dated January 1, 2020 and recorded on March 20, 2020 in the Passaic County Clerk's Office; and

WHEREAS, Unit 2 of the NJDC Condominium is identified as C0001, Block 154, Lot 19.07 on the official tax map of the Borough of Totowa; and

WHEREAS, on March 18, 2021, the Passaic County Planning Board granted conditional approval to NJDC's site plan application (Passaic County File Number SP-19-004) for development of the property; and

WHEREAS, the County's Conditional Approval requires, Livia Propco Totowa Urban Renewal, LLC to grant an easement over a sidewalk if and when constructed on a portion of the Property for use by the general public and grant same to the Brough of Totowa on behalf of the general public; and

WHEREAS, Livia Propco Totowa Urban Renewal, LLC wishes to grant and convey to the Borough of Totowa a perpetual, non-exclusive easement on, over and across the Easement Area for the purpose of providing to the general public normal and customary pedestrian and non-motorized vehicular passage over a sidewalk to become effective only if and when a sidewalk is constructed; and

WHEREAS, the parties are willing to enter into an Agreement which outlines and memorializes the parties' respective responsibilities as to the Sidewalk Easement located along Minnisink Road.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the Borough of Totowa to enter into a Sidewalk Easement Agreement with Livia Propco Totowa Urban Renewal, LLC for the purpose as set forth aforesaid, and a copy of said Agreement is attached hereto and made a part hereof.

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 instruments relating thereto.

A letter was received from the Friends of the Totowa Public Library requesting permission to use the Municipal Parking Lot on Thursday, September 15, 2022 for a trip to Resorts Casino in Atlantic City. There was a motion by Councilwoman Andriani, 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 a motion by Councilwoman Andriani, seconded by Councilman Bucher to accept the following RFP's for a Tree Consultant to perform a Tree Inventory. On roll call vote, all members of the Council present voted in the affirmative.

<u>Company</u>	<u>Total Bid</u>
Sterling Consultants, LLC Little Falls, NJ 07424	\$24,899.00
ED Arborists/Foresters Blairstown, NJ 07825	\$25,000.00

There was a motion by Councilwoman Andriani, seconded by Councilman Bucher to adopt the following Resolution Authorizing A Contract For A Tree Consultant To Perform A Tree Inventory. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 100-2022

RESOLUTION AUTHORIZING A CONTRACT FOR A TREE CONSULTANT  
TO PERFORM A TREE INVENTORY

WHEREAS, the Borough of Totowa Shade Tree Commission has recommended that the Mayor and Council of the Borough of Totowa retain the services of a licensed and certified arborist to assist the Borough of Totowa and perform a tree inventory of all trees located within the Borough of Totowa municipal right-of-ways; and

WHEREAS, the Mayor and Council of the Borough of Totowa did advertise for receipt of sealed proposals for the professional arborist services in accordance with its specifications entitled "Request for Proposals for a Tree Inventory for the Borough of Totowa"; and

WHEREAS, the Borough of Totowa did receive proposals at its Municipal Building on July 20, 2022; and

WHEREAS, the Borough of Totowa Shade Tree Chairman did examine all proposals for professional arborist services; and

WHEREAS, Sterling Consultants LLC, 35 Mickeljohn Avenue, Little Falls, New Jersey 07424 has submitted a proposal to perform the tree inventory and consulting arborist services, a copy of which is on file in the office of the Borough of Totowa Municipal Clerk; and

WHEREAS, Sterling Consultants LLC possesses the necessary experience and expertise to perform the tree inventory services; and

WHEREAS, for providing the required services, the Borough of Totowa will compensate Sterling Consultants LLC in accordance with their proposal; and

WHEREAS, the professional services shall be awarded as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the Borough of Totowa to enter into a contract with Sterling Consultants LLC to perform a tree inventory for the Borough of Totowa and provide professional arborist services.

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.

A letter was received from the Board of County Commissioners advising that Totowa will receive an Open Space Grant in the amount of \$99,000 for the Riverview Park Playground Project. There was a motion by Councilwoman Andriani, seconded by Councilman Bucher to accept the grant funds. On roll call vote, all members of the Council present voted in the affirmative.

#### 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. 07-2022**

#### **AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF TOTOWA CHAPTER 75 ENTITLED "POLICE DEPARTMENT", ARTICLE XII, "GENERAL RULES", SECTION 80, "OUTSIDE EMPLOYMENT REGULATED; EMPLOYMENT OF OFF-DUTY POLICE"**

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. 08-2022**

**AN ORDINANCE OF THE BOROUGH OF TOTOWA, COUNTY OF PASSAIC, NEW JERSEY APPROVING AN APPLICATION FOR A LONG-TERM TAX EXEMPTION AND AUTHORIZING EXECUTION OF A FINANCIAL AGREEMENT WITH MINNISINK ROAD URBAN RENEWAL, LLC FOR PROPERTY IDENTIFIED ON THE BOROUGH TAX MAPS AS BLOCK 154, LOT 19.07, C0002 AND TERMINATING THE FINANCIAL AGREEMENT WITH LIVIA PROPCO TOTOWA URBAN RENEWAL, LLC FOR SUCH PROPERTY**

There was a motion by Councilman Fierro, seconded by Councilman Picarelli to adopt the following Resolution Of The Municipal Council Of The Borough Of Totowa, County Of Passaic, New Jersey Authorizing Application To The Local Finance Board Pursuant To N.J.S.A. 40A:12A-67(g) And 40A:12A-29(a)(3). On roll call vote, all members of the Council present voted in the affirmative.

**RESOLUTION NO. 101-2022**

**RESOLUTION OF THE MUNICIPAL COUNCIL OF THE BOROUGH OF TOTOWA, COUNTY OF PASSAIC, NEW JERSEY, AUTHORIZING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:12A-67(g) AND N.J.S.A. 40A:12A-29(a)(3)**

WHEREAS, the Borough of Totowa, in the County of Passaic, New Jersey (the "Borough"), desires to make application to the Local Finance Board pursuant to the provisions of N.J.S.A. 40A:12A-67(g) and N.J.S.A. 40A:12A-29(a)(3) for its approval of the issuance by the Borough of not-to-exceed \$1,200,000 aggregate principal amount of non-recourse redevelopment area bonds; and

WHEREAS, the Borough believes that:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the local unit or units;
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant; and

(d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the local unit or units and will not create an undue financial burden to be placed upon the local unit or units;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Totowa, as follows:

Section 1. The application to the Local Finance Board, is hereby approved, and the Borough's bond counsel, redevelopment counsel, and auditor, along with other representatives of the Borough, are hereby authorized to prepare such application and to represent the Borough in matters pertaining thereto.

Section 2. The Mayor and Clerk of the Borough are hereby authorized to execute the application certification attached hereto as Exhibit A. The Clerk of the Borough is hereby directed to prepare and file a copy of this resolution with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

Section 4. This Resolution shall take effect immediately.

There was a motion by Councilman Fierro, seconded by Councilman Picarelli to carry the Resolution Authorizing The Renewal Of Division Of Alcoholic Beverage Control Liquor Licenses For The 2022 – 2023 License Term. 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. 2274, 2275 & 2276 for the Totowa Parent Teacher Organization for Off-Premise Merchandise Raffles to be held on December 2, 2022, March 6, 2023 & May 1, 2023. 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. 2277 for the Borough of Totowa Public Library Foundation for a Calendar Raffle to be held during the months of October, November & December 2022. 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 Councilwoman Andriani, seconded by Councilman Picarelli 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