

BOROUGH OF TOTOWA

MINUTES OF THE MAYOR AND COUNCIL

April 28, 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 hold a public hearing on the 2015 Municipal Budget and Ordinance No. 07-2015 as advertised. On roll call vote, all members of the Council present voted in the affirmative.

Municipal Clerk Wassel announced that the 2015 Municipal Budget and Ordinance No. 07-2015 have been advertised for public hearing for Tuesday, April 28, 2015.

Municipal Clerk Wassel read the Municipal Budget Notice.

There was a motion by Councilman Puglise, seconded by Councilman D'Angelo to adopt the following Resolution Re: Waiver Of Reading In Full The 2015 Municipal Budget. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 65-2015

RE: WAIVER OF READING IN FULL THE 2015 MUNICIPAL BUDGET

WHEREAS, N.J.S.A. 40A:4-8 permits that the Budget as advertised may be read by its title providing that at least one week prior to the date of the hearing a complete copy of the approved budget shall:

- a) Be made available for public inspection in the free public library of the municipality; and
- b) Is made available to each person requesting the same during said week and during the public hearing; and

WHEREAS, the Borough of Totowa has complied with the aforesaid requirements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council that the Borough of Totowa is hereby permitted to waive the reading in full, of the Municipal Budget for the year ending December 31, 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 the 2015 Municipal Budget.

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.

There was a motion by Councilman Puglise, seconded by Councilman D'Angelo to adopt Resolution No. 66-2015 To Adopt The 2015 Municipal Budget. 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. 07-2015.

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. 07-2015.

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. 07-2015 by title:

ORDINANCE NO. 07-2015

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF TOTOWA
CHAPTER 153 ENTITLED "BUILDING CONSTRUCTION"**

There was a motion by Councilman Puglise, seconded by Councilman D'Angelo to adopt Ordinance No. 07-2015 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: Announced that the Board of Recreation will be having their registration days for the Summer Camp and the Pool on May 15th & 20th at the Totowa Public Library. Also stated that the Camp opens on June 22nd and the Pool opens on June 13th.

CITIZENS HEARD:

Rick Fasoli, 33 Artillery Park Road: Stated that he joined with Woodland Park and started a feeder program for soccer (only Totowa/Woodland Park/Little Falls residents) and presented a request to the (Council) Board of Recreation for field time and was told that their Totowa players would also have to sign up and be registered with PAL soccer and he doesn't understand the reasoning. He also said he was only looking for open field time, not to take away from the Totowa teams. Mayor Coiro: Responded that first of all, just to be clear the meeting you attended was with the Borough of Recreation, not the Council. Councilwoman Andriani: Explained that we are short of fields. Mayor Coiro: Told Mr. Fasoli that we also need to let the Minnisink Road field recover from the winter and let the grass take root, plus now we are confronted with out of season sports. Councilman D'Angelo: Said some fields aren't currently open because the fields need time to recover. And regarding the fees and being registered for PAL soccer, this should be brought up to the PAL. Mayor Coiro: Also encouraged Mr. Fasoli to go to the PAL meetings regarding the fees/registration. A long conversation ensued.

Mike Mahometa, 269 Lincoln Avenue: Thanked the DPW for cleaning up the brush, chipping it and taking it away after branches fell in his yard.

Ben Olivito, 813 Union Boulevard, Owner of Olivito Greenhouse: Said he was here in the past regarding the road block that is put up at Riverview Drive and Union Boulevard for the Little Falls Memorial Day Parade and asked what the reason was for putting it there. He said that he loses customers to his greenhouse because they can't get through. A conversation ensued. Police Chief Robert Coyle: Told him we can move the barricade past his business. Mayor Coiro: Told Mr. Olivito that we will not put the barricade up at Union Boulevard and Riverview Drive.

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 April 14, 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. 2015-10 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 endorsing the submission of the 2014 Recycling Tonnage Grant Application and Tax Reimbursement Certification to the New Jersey Department of Environmental Protection. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 67-2015

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the 2014 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council of the Borough of Totowa to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa hereby endorses the submission of the Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection and designates Joseph Wassel, Certified Recycling Professional, 537 Totowa Road at Cherba Place, Totowa, NJ, 07512, to ensure that the application is properly filed.

BE IT FURTHER RESOLVED, that the monies received from the Recycling Tonnage Grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

COMMITTEE ON PUBLIC SAFETY:

A letter was received from the State of New Jersey, Department of Law and Public Safety, Division of Criminal Justice advising that our Safe and Secure Communities Program Grant has been approved. There was a motion by Councilman Puglise, seconded by Councilwoman Fontanella to accept the grant funds. On roll call vote, all members of the Council present voted in the affirmative.

There was a motion by Councilman Puglise, seconded by Councilwoman Fontanella to adopt the following Resolution Authorizing Emergency Repairs To Borough Of Totowa Fire Department Truck 1. On roll call vote, all members of the Council present voted in the affirmative.

RESOLUTION NO. 68-2015

RESOLUTION AUTHORIZING EMERGENCY REPAIRS TO BOROUGH OF TOTOWA FIRE DEPARTMENT TRUCK 1

WHEREAS, by Resolution No. 83-2014 dated August 12, 2014, the Mayor and Council of the Borough of Totowa authorized Stewart & Stevenson – Atlantic Detroit Diesel - Allison Division (“Stewart & Stevenson”), 180 Route 17, Lodi, New Jersey 07644 to undertake necessary repairs to Fire Truck 1 of the Borough of Totowa Fire Department fleet, a Smeal Aerial Truck bearing VIN No. 4S7AT9D01SC016959 Fire Truck 1, which suffered a failed engine block as a result of a rod piercing through the engine; and

WHEREAS, after replacing the engine block, it was discovered that the replacement engine quoted and installed by Stewart & Stevenson did not include Jacobs Brakes; and

WHEREAS, by Resolution No. 35-2015 dated February 10, 2015, the Mayor and Council of the Borough of Totowa authorized Eagle Fire Equipment, 120 Otis Street, West Babylon, New York 11949 to install the Jacobs Brakes on the Fire Truck 1; and

WHEREAS, while attempting to install the Jacobs Brake on Fire Truck 1, Eagle Fire Equipment damaged the engine to the extent that Fire Truck 1 is now inoperable; and

WHEREAS, Eagle Fire Truck was not able to install the Jacobs Brake on Fire Truck 1 or repair the damage their mechanics caused to the Fire Truck; and

WHEREAS, this situation adversely affects the public health, safety and welfare of the residents of the Borough of Totowa and requires immediate repairs to the Borough Totowa Fire Truck 1; and

WHEREAS, the Borough of Totowa Fire Chief has requested that Stewart & Stevenson have their licensed and certified fire apparatus mechanics undertake a diagnostic inspection of the engine damage to Fire Truck 1 caused by Eagle Fire Equipment and repair same; and

WHEREAS, Stewart & Stevenson has submitted a proposal to perform a diagnostic inspection of the Fire Truck's engine and undertake the necessary repairs in the amount of \$15,023.93, a copy of which is on file in the office of the Municipal Clerk; and

WHEREAS, the Fire Chief for the Borough of Totowa Fire Department has reviewed the proposal and recommended that the Borough of Totowa proceed with the inspection and repairs; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the emergency repairs to Fire Truck 1 of the Borough of Totowa Fire Department fleet to protect the public health, safety and welfare of the residents of the Borough of Totowa; and

WHEREAS, pursuant to the applicable New Jersey State laws, the authorization of these emergency repair 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 Stewart & Stevenson – Atlantic Detroit Diesel - Allison Division for the repair of Fire Truck 1 in the amount of \$15,023.93.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize Stewart & Stevenson – Atlantic Detroit Diesel - Allison Division to provide the materials and perform the services as set forth in their proposal.

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

COMMITTEE ON PUBLIC WORKS:

A letter was received from the NJDOT advising the Mayor and Council that Totowa will receive funding from their FY2015 Municipal Aid Program for the Hobart Place and Gordon Avenue Improvement Project – Final Phase in the amount of \$145,000.00. There was a motion by Councilman D'Angelo, seconded by Councilman Puglise to accept the grant funds. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

A letter was received from the Deborah Hospital Foundation Totowa – Wayne Chapter requesting permission to use the Municipal Parking Lot on May 31, 2015 for a trip to Mt. Airy Casino. There was a motion by Councilwoman Fontanella, seconded by Councilwoman Andriani to grant permission. On roll call vote, all members of the Council present voted in the affirmative.

COMMITTEE ON LIAISON & INSPECTION:

A letter from the Totowa Board of Health advising that the Annual Rabies Clinic will be held on Tuesday, May 5, 2015 at the DPW garage was received and filed.

A letter from the Passaic County Open Space Trust Fund Advisory Committee inviting the Mayor and Council to City Green, Inc.'s 1st Annual Community Garden Conference on Saturday, May 16, 2015 was received and filed.

COMMITTEE ON LEGISLATION & ORDINANCES:

There was a motion by Councilman Bucher, 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. 08-2015

**A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$127,677
FOR IMPROVEMENTS TO LINCOLN FIELD TO BE UNDERTAKEN BY THE
BOROUGH OF TOTOWA AND TO APPROPRIATE \$127,677 FROM
PASSAIC COUNTY OPEN SPACE GRANTS**

There was a motion by Councilman Bucher, seconded by Councilman Picarelli to adopt the following Proclamation Recognizing Municipal Clerks Week May 3 – 9, 2015. On roll call vote, all members of the Council present voted in the affirmative.

**PROCLAMATION RECOGNIZING MUNICIPAL CLERKS WEEK
MAY 3 – 9, 2015**

WHEREAS, the Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world; and

WHEREAS, the Office of the Municipal Clerk, is the oldest among public servants; and

WHEREAS, the Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels; and

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and

WHEREAS, the Municipal Clerk serves as the information center on functions of local government and community; and

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations; and

WHEREAS, it is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW, THEREFORE, BE IT PROCLAIMED, that the Mayor and Council of the Borough of Totowa, do hereby recognize the week of May 3 through May 9, 2015 as Municipal Clerks Week, and further extend appreciation to our Municipal Clerk, Joseph Wassel; Deputy Municipal Clerk Kathryn Wasilewski; Administrative Clerk Denise Zarek; and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

There was a motion by Councilman Bucher, seconded by Councilman Picarelli to adopt the following Proclamation In Honor Of Eagle Scout Joseph Santoro. On roll call vote, all members of the Council present voted in the affirmative.

PROCLAMATION IN HONOR OF JOSEPH SANTORO

WHEREAS, Joseph Santoro is a member of St. James Boy Scout Troop #26, St. James Church, Totowa, New Jersey; and

WHEREAS, Joseph Santoro has dedicated himself to fulfilling the necessary requirements to attain the rank of Eagle Scout and has learned many skills while working to obtain the required merit awards such as responsibility, interacting with others and personal management, and has also learned valuable life lessons through volunteering with Scouting; and

WHEREAS, Joseph Santoro was able to commit and devote his time to achieving his goal of Eagle Scout while attending Passaic Valley High School where he has earned Honor Roll status for the past two years, was named student of the month in English, will soon be inducted into the Art Honor Society and is a thrower for the winter and spring Varsity Track and Field team having just achieved his personal best in discus; and

WHEREAS, Joseph Santoro has held many leadership positions and is a member of the Order of the Arrow, an honor society in scouting, and the Venturing Crew, where he has served as Quartermaster at the National Jamboree; and

WHEREAS, for his project, Joseph Santoro created the lending library at the Totowa Public Library and refinished the benches placed outside the building; and

WHEREAS, Joseph Santoro will put to use many of the skills he has learned through scouting by pursuing a degree in psychology and working with children in the future; and

WHEREAS, Joseph Santoro's participation, service to the community and merit awards have fulfilled the requirements leading to the award of the rank of Eagle Scout, the highest honor bestowed upon a Scout member.

NOW, THEREFORE, BE IT PROCLAIMED that the Mayor and Council of the Borough of Totowa, County of Passaic and State of New Jersey do hereby give special recognition to Joseph Santoro upon achieving the rank of Eagle Scout and congratulate Joseph Santoro on obtaining this prestigious honor.

BE IT FURTHER PROCLAIMED that this Proclamation be made a part of the permanent records of the Borough of Totowa and that a copy of said Proclamation be presented to Joseph Santoro and his family.

There was a motion by Councilman Bucher, seconded by Councilman Picarelli to adopt the following Proclamation In Honor Of Eagle Scout William Santoro. On roll call vote, all members of the Council present voted in the affirmative.

PROCLAMATION IN HONOR OF WILLIAM SANTORO

WHEREAS, William Santoro is a member of St. James Boy Scout Troop #26, St. James Church, Totowa, New Jersey; and

WHEREAS, William Santoro has dedicated himself to fulfilling the necessary requirements to attain the rank of Eagle Scout and has learned many skills while working to obtain the required merit awards such as responsibility, interacting with others and personal management, and has also learned valuable life lessons through volunteering with Scouting; and

WHEREAS, William Santoro was able to commit and devote his time to achieving his goal of Eagle Scout while attending Passaic Valley High School where he is a member of the National Honor Society, Passaic Valley Honor Society, Italian Honor Society, Art Honor Society and is a thrower for the Varsity Track and Field team; and

WHEREAS, William Santoro has held many leadership positions and is a member of the Order of the Arrow, an honor society in scouting, and the Venturing Crew, where he has served as President of the Crew and Vice President at the National Jamboree; and

WHEREAS, for his project, William Santoro designed the protective awning at the entrance of the St. Francis of Assisi School and he will put to use many of the skills he has learned through scouting while attending The Behrend College of Engineering Honors Program at Penn State; and

WHEREAS, William Santoro's participation, service to the community and merit awards have fulfilled the requirements leading to the award of the rank of Eagle Scout, the highest honor bestowed upon a Scout member.

NOW, THEREFORE, BE IT PROCLAIMED that the Mayor and Council of the Borough of Totowa, County of Passaic and State of New Jersey do hereby give special recognition to William Santoro upon achieving the rank of Eagle Scout and congratulate William Santoro on obtaining this prestigious honor.

BE IT FURTHER PROCLAIMED that this Proclamation be made a part of the permanent records of the Borough of Totowa and that a copy of said Proclamation be presented to William Santoro and his family.

There was a motion by Councilman Bucher, seconded by Councilman Picarelli to approve Raffle License Application Nos. 1846 & 1847 for the Lincoln Park Schools PTO for a Tricky Tray and On-Premise 50/50, respectively, to be held on May 20, 2015 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. 1848 for BPOE #2111 Passaic Valley Elks for an Off-Premise 50/50 to be held on October 23, 2015. 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 Nos. 1849 & 1850 for Vacamas Programs for Youth for a Tricky Tray and On-Premise 50/50, respectively, to be held on September 30, 2015 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. 1851 for St. Peter's Haven for a Tricky Tray to be held on June 4, 2015 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. 1852 for Cedar Grove B.P.O. Elks #2237 for a Tricky Tray to be held on June 13, 2015 at Applebee's Neighborhood Grill. 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.

Joseph Wassel, RMC
Municipal Clerk