

**BOROUGH OF TOTOWA**

**MINUTES OF THE MAYOR AND COUNCIL**

**YOUTH WEEK**

**May 24, 2022**

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

**ABSENT:** None.

Mayor John Coiro called the meeting to order and asked Municipal Clerk Wassel to call the roll.

Mayor Coiro congratulated everyone on winning their respective elections and welcomed them all to the Youth Week Council Meeting.

There was a motion by Councilman D'Angelo, seconded by Councilwoman Andriani to adopt the following resolution authorizing the Youth Week Elected Officials to act in the place and stead of the Duly Elected Mayor and Council of the Borough of Totowa. On roll call vote, all members of the Council present voted in the affirmative.

**RESOLUTION NO. 68-2022**

**YOUTH WEEK RESOLUTION**

WHEREAS, in the observance of Youth Week, students have been designated in the place and stead of the Mayor and Council of the Borough of Totowa; and

WHEREAS, the said students shall conduct the business of the said Governing Body of the Borough of Totowa under the guidance of the duly elected Mayor and Council.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Totowa, County of Passaic, State of New Jersey, that any and all actions taken on behalf of said Governing Body are hereby and herewith ratified and confirmed as the official actions of the Mayor and Council as if the same were acting directly and in person.

Youth Week Mayor Konstantine Vlahopoulos called the meeting to order and asked Borough Clerk Maite Olivera to call the roll of the 2022 Youth Week Council.

**PRESENT:** Mayor Konstantine Vlahopoulos, presiding, Councilwoman Vincenza Aliano, Councilman Ioannis Koularmanis, Councilwoman Sara Kozlowski, Councilwoman Brianna Bellome, Councilman Tristian Olivo, Municipal Clerk Maite Olivera and Municipal Attorney Danielle Sasso.

**ABSENT:** Councilwoman Kaylee Balaguer.

Mayor Vlahopoulos asks everyone to stand for the Prayer and Pledge of Allegiance to the Flag.

Borough Clerk Olivera recited the following Prayer of the Meeting: Dear Lord: the Mayor and Council pray, that courage and strength abundant be given that the actions of this Council be of benefit to all of the residents of the Borough of Totowa. Lord: we also pray, that you give courage and strength to the Youth Week Mayor, Council and Officials, so that we may fulfill our duties—under the guidance of this duly elected Mayor and Council—to the best of our abilities. And Lord: may you bless our families and friends, teachers and school officials, who have come out tonight, for all of their love and support.

Borough Clerk Olivera led everyone in the Pledge of Allegiance to the Flag with the public participating.

Mayor Vlahopoulos asked Borough Clerk Olivera to read the statement of the meeting.

Borough Clerk Olivera reads the following statement: This meeting of the Mayor and Council held on this day is being held in accordance with Chapter 231, Public Laws 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 Borough Clerk.

Mayor Vlahopoulos asked if any Members of the Council, the Borough Clerk or the Borough Attorney wished to address the Council.

Borough Attorney Danielle Sasso: Gave the following report.

Honorable Mayor and Council:

Please be advised that the Borough of Totowa is being sued as a Fourth-Party defendant by Occidental Chemical Corporation in a federal lawsuit seeking contribution and cost recovery under the Comprehensive Environmental Response, Compensation and Liability Act. By way of background information, a company known as Diamond Alkali Company in Newark, New Jersey manufactured Agent Orange from 1951 through 1969. Dioxin, a by-product of that chemical, was discharged into the Passaic River and polluted a 17 mile stretch of the river. This portion of the River is also referred to as the Passaic River Superfund site.

From approximately 2005 to 2013, Totowa was involved in similar litigation brought pursuant to the New Jersey Spill Compensation and Control Act. In that case, the New Jersey Department of Environmental Protection sued Maxus Energy Corporation to recover costs incurred by New Jersey to clean up the Passaic River and Newark Bay. Maxus was the parent company of Diamond Alkali and asserted that Totowa and other municipalities contributed to the River's contamination through their storm water systems which discharged into the waterways. After many years of litigation, the towns settled with the NJDEP to end the lawsuit.

Maxus eventually sold Diamond Alkali to Occidental. Totowa and 41 other towns are now being sued under the federal statute on the same theory of liability that they contributed other contaminants into the Passaic River which then settled in the sediments and polluted the River. We have joined a defense group and are consolidating resources to defend against this lawsuit.

I will continue to keep you informed as this litigation proceeds.

Respectfully yours,  
Danielle Sasso  
Municipal Attorney

Mayor Vlahopoulos asked if any citizens wished to be heard.

CITIZENS HEARD:

There were no citizens who wished to be heard.

There was a motion by Councilwoman Aliano, seconded by Councilman Koularmanis to approve the Minutes of the Mayor and Council for the meeting of May 10, 2022. On roll call vote, all members of the Youth Week Council present voted in the affirmative.

COMMITTEE ON FINANCE:

Borough Clerk Olivera announced that we will now have a report from the Tax Assessor and then the Tax Collector.

Tax Assessor Anthony Sabatino: Gave the following report.

Honorable Mayor and Council,

2022 began with an increase in total ratables from 2021 of approximately 38 million dollars. This increase was due to Added assessments, completion of the new residential units on Shepherds Lane and partial construction of other projects. The Assessment/Sales ratio decreased from 102.77 to 86.18%.

The 2022 Tax Appeal deadline was April 1<sup>st</sup>. The Passaic County Board of Taxation has received 1,210 appeals, of which 8 were filed by Totowa taxpayers. These appeals were heard on April 26<sup>th</sup>. 14 State Tax Court appeals were filed. 26 Tax Court cases have been settled or withdrawn over the past year, leaving a pending total of 68 at the State level. The Borough Tax Counsel, appraiser and I continue to negotiate settlements or prepare for trial.

263 deeds were processed in 2021 which is a slight increase from the year prior. Of these 263, 199 involved an exchange of money. So far for 2022, 47 deed transactions have been recorded, but only 21 are considered valid for sales analysis.

As always, should you have any questions or comments, please stop by the office.

Respectfully yours,  
Anthony Sabatino  
Tax Assessor

Tax Collector Khloe Franco: Gave the following report.

Honorable Mayor and Council,

In Totowa, there are 3,820 line items in total. Seventy-six (76) are for vacant land and 3,426 are for residential properties. There are 233 commercial properties, 80 industrial properties, three apartment buildings and two farms. In addition, there are 137 exempt properties, nine railroad properties, two schools, 84 public properties, eight charitable properties, nine cemeteries and 34 miscellaneous items.

Taxes collected in the year 2022 thus far equal \$26,839,932.79 and we have collected 2021 past due taxes in the amount of \$333,328.44. The amount distributed to the County/Open Space and Added Assessment taxes are \$8,264,691.33. Totowa Schools received \$7,572,881.25 and Passaic Valley High School received \$3,510,576.68. Our collection percentage rate for 2021 was reported at 98.95%.

Regarding tax deductions given in the Borough of Totowa for 2022, they are as follows: 69 senior citizens, 10 disabled persons, 157 veterans and 48 widow of veterans.

Reporting on our tax liens, there are five outside liens and no municipal liens.

Respectfully yours,  
Khloe Franco  
Tax Collector

There was a motion by Councilman Koularmanis, seconded by Councilwoman Aliano to approve Resolution No. 2022-12 for the payment of bills. On roll call vote, all members of the Youth Week Council present voted in the affirmative.

There was a motion by Councilman Koularmanis, seconded by Councilwoman Aliano to adopt the following resolution authorizing the Treasurer to issue refunds to various property owners pursuant to overpayment of 2<sup>nd</sup> Quarter 2022 taxes. On roll call vote, all members of the Youth Week Council present voted in the affirmative.

#### RESOLUTION

WHEREAS, there has been an overpayment of 2nd quarter 2022 taxes on the property listed below; and

WHEREAS, the taxpayer is entitled to a refund; and

WHEREAS, the chart sets forth the refund as follows:

Block	Lot	Property Owner	Payable To:	Overpayment
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13	5	38 Willard Ave. Rose & Benito Veltri	Rose & Benito Veltri 38 Willard Ave. Totowa, NJ 07512	\$ 666.17
116	8	238 Grant Ave. Syed J Ali	Corelogic Attn:Refund Dept. PO Box 9202 Coppell, TX 75019-9760	\$2,675.18
164	1	156 Sandra Dr. Richard & Teresa Santamaria	Richard & Teresa Santamaria 156 Sandra Dr. Totowa, NJ 07512	\$1,006.82

NOW, THEREFORE BE IT RESOLVED, that the overpayment shall be refunded to the taxpayer, as stated above, and the Treasurer is authorized to issue separate checks for the refunds, which shall be paid to the stated property or taxing authority.

There was a motion by Councilman Koularmanis, seconded by Councilwoman Aliano to adopt the following resolution authorizing the Treasurer to issue a refund for a portion of 2<sup>nd</sup> Quarter 2022 taxes for Thomas Devine, 451 Riverview Drive, Block 133, Lot 14 due to a 100% Exemption for a 100% permanent and total disability. On roll call vote, all members of the Youth Week Council present voted in the affirmative.

#### RESOLUTION

WHEREAS, Thomas Devine, 451 S. Riverview Drive, Block 133, Lot 14 has applied for a 100% exemption for a 100% permanent and total disability due to a service-connected disability; and

WHEREAS, he meets all the requirements for the exemption; and

WHEREAS, the 100% disability became effective on July 7, 2021, and he applied for exemption on April 29, 2022; and

WHEREAS, he paid the property taxes from April 29, 2022 to June 30, 2022 in the amount of \$1,388.46, and is now entitled to a refund of \$1,388.46.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Totowa that the Treasurer is authorized to refund \$1,388.46 to Thomas Devine and upon paying the refund due to the Taxpayer, this property will be exempted from future tax payments.

There was a motion by Councilman Koularmanis, seconded by Councilwoman Aliano to adopt the following resolution to effectuate the redemption of Tax Sale Certificate Number 19-00001 for 74 Hamilton Trail, Block 9.06, Lot 5. On roll call vote, all members of the Youth Week Council present voted in the affirmative.

#### RESOLUTION

Tax Sale Certificate Number 19-00001  
Block 9.06, Lot 5  
Property: 74 Hamilton Trail, Totowa, New Jersey 07512  
Owner: Fatima D. Woods

WHEREAS, at the Municipal Tax Sale on October 22, 2020, a lien was sold on Block 9.06, Lot 5; and

WHEREAS, this lien known as Tax Sale Certificate Number 19-00001, was sold to Tower DB X Trust 2020-1 for a 0% redemption fee and a premium of \$85,000.00; and

WHEREAS, Fatima D. Woods, the owner of the property, has effected redemption of Tax Sale Certificate Number 19-00001 in the amount of \$31,056.96 as of February 8, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the Treasurer to issue a check in the amount of \$31,056.96 payable to Tower DB X Trust 2020-1 for the redemption of Tax Sale Certificate Number 19-00001.

BE IT FURTHER RESOLVED, that the Mayor and Council do hereby authorize the Treasurer to issue a check in the amount of \$85,000.00 (premium) to the aforementioned Lien Holder.

There was a motion by Councilman Koularmanis, seconded by Councilwoman Aliano to adopt the following resolution to effectuate the redemption of Tax Sale Certificate Number 19-00005 for 27 Young Avenue, Block 91, Lot 10. On roll call vote, all members of the Youth Week Council present voted in the affirmative.

#### RESOLUTION

Tax Sale Certificate Number 19-00005  
Block 91, Lot 10  
Property: 27 Young Avenue, Totowa, New Jersey 07512  
Owner: Ann Marie & Arthur Snader

WHEREAS, at the Municipal Tax Sale on October 22, 2020, a lien was sold on Block 91, Lot 10; and

WHEREAS, this lien known as Tax Sale Certificate Number 19-00005, was sold to US Bank As Cust for Actlien for a 0% redemption fee and a premium of \$1,400.00; and

WHEREAS, Ann Marie & Arthur Snader, the owner of the property, has effected redemption of Tax Sale Certificate Number 19-00005 in the amount of \$1,890.43 as of May 24, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby authorize the Treasurer to issue a check in the amount of \$1,890.43 payable to US Bank As Cust for Actlien for the redemption of Tax Sale Certificate Number 19-00005.

BE IT FURTHER RESOLVED, that the Mayor and Council do hereby authorize the Treasurer to issue a check in the amount of \$1,400.00 (premium) to the aforementioned Lien Holder.

#### COMMITTEE ON PUBLIC SAFETY:

Borough Clerk Olivera announced that we will have a report from the Police Chief and then the Fire Chief.

Police Chief Gabriella Veneziano: Gave the following report.

Honorable Mayor and Council,

I would like to report that in the past two weeks our Police Department has responded to approximately one thousand calls for service. These calls include numerous alarms, thefts, frauds, arrests, and motor vehicle crashes to name a few.

We are currently preparing an operations plan to put in place for the upcoming Memorial Day Parade. The Parade will be taking place on Sunday, May 29<sup>th</sup> with a kickoff time of 1:00pm. Staging for the parade will be held at 515 Union Boulevard, the old Wells Fargo Bank parking lot. The Parade will be stepping off at the intersection of Union Boulevard and Crews Street. It should be a good day considering the past two years were canceled due to the Covid-19 pandemic. I am also pleased to report that the American Legion will be holding their annual barbeque afterwards which has also been canceled the past two years because of Covid.

With the end of the school year coming up we are preparing to step up our speeding enforcement throughout the Borough since there will be more kids out and about due to the summer break. We will be participating in several Aggressive Driving Task Forces during the summer months, as well as several Drunk Driving Checkpoints. We will also be deploying our two new speed sign trailers at various strategic locations where we typically have more speeding complaints.

I'm excited to announce there are several Baby additions to the Police Department within the last year. We welcomed the following to the Police Department Family: Lieutenant Jim Eisele welcomed a baby girl named Dakota, Officer Sean Williams welcomed a baby boy named Mason, Officer Meagan Akins welcomed a baby boy named Onyx, Officer Joe Parlegreco welcomed a baby boy named Angelo, Officer Doug Spinella welcomed a baby boy named Giovanni and Officer James Jurewicz welcomed a baby boy named Maclan.

As always, we look forward to the summer months and I would like to wish everyone a safe, happy, and healthy summer.

Respectfully,  
Gabriella Veneziano  
Chief of Police

Fire Chief Alina Ferguson: Gave the following report.

Honorable Mayor and Council,

The Totowa Fire Department reports tonight that it is ready to respond at a moment's notice to manage all emergencies to protect life and property of the residents and businesses in the Borough. Our apparatus is in good running order and our PPG, Personal Protective Gear, Phase 1 update that was approved by the administration has been ordered. The first sets, for twenty firefighters, should be arriving shortly. This will help keep the Fire Department in compliance with NFPS standards.

Riverview Park Fire Company #3 is in the process of getting the specifications for a new pumper engine to replace the 1999 Pierce that has served our community well.

The Fire Department will be on hand during this year's Memorial Day Parade and would like to invite the Mayor and Council and all of our residents to the Firemen's Monument located in front of Borough Hall at 11:30 am on Sunday, May 29, 2022, as we remember the departments deceased brothers and sisters on this National Day of Remembrance. This will be the 50<sup>th</sup> Anniversary of the monument's original dedication in 1972. Please join us as we remember the sacrifices made by the Borough's Volunteer firefighters in keeping the community safe for the past 114 years. Stay safe.

Respectfully yours,  
Alina Ferguson  
Fire Chief

There was a motion by Councilwoman Aliano, seconded by Councilwoman Bellome to adopt the following Resolution Authorizing The Borough Of Totowa Towing List For 2022/2023 License Term. On roll call vote, all members of the Youth Week Council present voted in the affirmative.

RESOLUTION NO. 69-2022

RESOLUTION AUTHORIZING THE BOROUGH OF TOTOWA  
TOWING LIST FOR 2022/2023 LICENSE TERM

WHEREAS, the Mayor and Council of the Borough of Totowa desire to establish a list of towing services to be used by the Borough of Totowa Police Department for the removal, towing and storing of motor vehicles and to set rates and charges for the same; and

WHEREAS, by Ordinance No. 5-2015 adopted February 24, 2015, the Mayor and Council of the Borough of Totowa established the minimum requirements for a towing contractor to provide services including the removal, impoundment and storage of vehicles; and

WHEREAS, a towing list shall be kept with the Borough of Totowa Police Chief; and

WHEREAS, all towing services placed on the towing list shall be available to respond to a call in accordance with a towing rotation schedule of on-call status established by the Borough of Totowa Police Chief; and

WHEREAS, when the need arises, the Borough of Totowa Police Department will call the towing service on the top of the list, which is on-call with the towing rotation schedule. The towing service called shall be placed on the bottom of the towing list and not called again until all other towing services have been called; and

WHEREAS, all towing services shall respond to a call in any part of the Borough within fifteen (15) minutes of a call. If a towing service does not respond within fifteen (15) minutes of a call, the towing service next on the list shall be called and entitled to provide services as needed; and

WHEREAS, all towing services shall be performed in a safe manner and shall be responsible for ensuring the proper and safe storage of all motor vehicles towed; and

WHEREAS, the Borough of Totowa Police Chief has recommended that the following towing services be placed on the towing list for the Borough of Totowa:

1. Frank Leah Towing Service, Inc.  
6 Wilson Avenue  
Totowa, New Jersey 07512
2. Totowa Tire Service, Inc.  
589 Union Boulevard  
Totowa, New Jersey 07512
3. North Jersey Towing & Recovery, Inc.  
84 Union Boulevard  
Totowa, New Jersey 07512
4. JML, Inc.  
116 Dorsa Avenue  
Wayne, New Jersey 07424
5. Pohlman's Gulf LLC  
160 Union Boulevard  
Totowa, New Jersey 07512

WHEREAS, these towing services have the appropriate vehicles, related equipment and storage facilities and maintain the required licenses and insurance to perform these necessary services for the Borough of Totowa; and

WHEREAS, the towing list shall be in use for a period of one (1) year effective July 1<sup>st</sup> of each year and expire on June 30<sup>th</sup> of the following year.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Totowa do hereby establish a towing list of the above companies to be used by the Borough of Totowa Police Department for the towing and storage of vehicles.

There was a motion by Councilwoman Aliano, seconded by Councilwoman Bellome to approve Junior Firefighter Applications for Taras John Dalgakiran and Travis Austin Leech for Volunteer Fire Company No. 1. On roll call vote, all members of the Youth Week Council present voted in the affirmative.

#### COMMITTEE ON PUBLIC WORKS:

Borough Clerk Olivera announced that we will now have a report from the Superintendent of Public Works.

Superintendent of Public Works Alexis Battagliese: Gave the following report.

Honorable Mayor and Council,

This time of year, the Department of Public Works is very busy getting all the parks and fields in the Borough of Totowa cleaned up from the winter months. We are also aerating fields and parks with reseeding, in addition to mulching and planting 325 flowers along Union Boulevard, the PAL grounds and the Borough Hall.

We have started working on the Town Pool by replacing the two pumps for the filters. We are also sealing and replastering the cracks throughout the pool.

We are in the process of ordering a New Ford F550 Crew Cab dump truck with a plow and salter which will be replacing our 1998 Ford F450 which is beyond repair.

We began our road paving program. The streets completed so far are Bullen's Lane, Crescent Avenue and Margaret Street. The next streets to be paved are Fellner Place, Cumberland Avenue, Hamilton Trail, Mountainwood Court and Stirling Terrace.

Next month, we will begin our annual fire hydrant flushing program which consists of exercising and flushing approximately 515 fire hydrants throughout the borough.

Respectfully yours,  
Alexis Battagliese  
Superintendent of Public Works

There was a motion by Councilwoman Kozlowski, seconded by Councilman Olivo to adopt the following Resolution Authorizing The Purchase And Delivery Of One Plate Tamper For The Department Of Public Works. On roll call vote, all members of the Youth Week Council present voted in the affirmative.

#### RESOLUTION NO. 70-2022

#### RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY OF ONE PLATE TAMPER FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Borough of Totowa Department of Public Works ("DPW") Superintendent has requested the purchase of one plate tamper to replace the existing plate tamper; and

WHEREAS, the Mayor and Council of the Borough of Totowa have determined that there is a need for this equipment which is used by the DPW; and

WHEREAS, the Mayor and Council of the Borough of Totowa desire to authorize the purchase and delivery of the plate tamper; and

WHEREAS, All Service, 770 Route 23 Pompton Plains, New Jersey 07444 has submitted a proposal for the purchase and delivery of one plate tamper and all related equipment in the amount of \$2,599.96, 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 one plate tamper from All Service in the amount of \$2,599.96.

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

#### COMMITTEE ON ENGINEERING & PUBLIC PROPERTY:

Borough Clerk Olivera announced that we will now have a report from the Municipal Engineer.

Borough Engineer Rian Veroniq Babaran: Gave the following report.

Honorable Mayor and Council,

Each year the State of New Jersey Department of Transportation provides municipal aid funding to municipalities throughout the state so they can construct transportation improvements in their home venues. The procedure begins with an application process. In our case, the Borough of Totowa selected several roads which needed to be repaved with crosswalks repainted and corner access ramps installed in compliance with the ADA (American Disabilities Act) so individuals in wheelchairs can ramp into the crosswalk from the sidewalk without having to mount curbs. The Borough selects the roads they want to repair and the engineer measures them to estimate the quantities needed to complete the work. Then the engineer assigns values to each of the necessary work items to develop a total cost estimate. The application is then submitted to the New Jersey Department of Transportation with the cost estimate and a location map. The Department of Transportation has a complex formula to give points to the application based on criteria that best satisfy the DOT's goals of improving transportation

infrastructure. The roads that carry the most traffic, for instance, receive more points than roads with few cars. Along with many other comparative criteria each application is rated in a hierarchy that determines the share of available funding a project will receive. The last award covered Artillery Park Road, Knox Terrace, Colonial Court, Knollwood Road and Stewart Terrace for which Totowa received a grant award of \$340,600.00. As the Borough Engineers, we prepared plans and specifications so eligible contractors could provide a price all based on the same work. None of the contractors can see the other's price until the designated day when everyone's bids are received and then all opened at the same time. The contractor with the lowest price wins the bid. If the price is acceptable the municipality awards the project to the low bidder and the engineer administers the project to ensure quality workmanship and fair payment.

Respectfully yours,  
Rian Veroniq Babaran  
Borough Engineer

There was a motion by Councilwoman Bellome, seconded by Councilwoman Aliano to adopt the following Resolution Authorizing An Easement Agreement Between The Borough Of Totowa And Totowa Investment Group, LLC. On roll call vote, all members of the Youth Week Council present voted in the affirmative.

#### RESOLUTION NO. 71-2022

#### RESOLUTION AUTHORIZING AN EASEMENT AGREEMENT BETWEEN THE BOROUGH OF TOTOWA AND TOTOWA INVESTMENT GROUP, LLC

WHEREAS, Totowa Investment Group, LLC, 2 Bonnieview Lane, Towaco, New Jersey 07082 (hereinafter the "Developer") is the owner of real property set forth and designated as Lot 1, Blocks 100 and 148 and Lot 23, Block 149 on the official Tax and Assessment Map of the Borough of Totowa and commonly known as 515 Union Boulevard, Totowa, New Jersey 07512; and

WHEREAS, the property is located in the B-4 Local Business Zone District; and

WHEREAS, the Developer filed an application with the Borough of Totowa Zoning Board of Adjustment for various land use approvals, preliminary site plan approval and final site plan approval for the Union Boulevard property; and

WHEREAS, the Borough of Totowa Zoning Board of Adjustment at its public meetings held on April 14, 2021, May 12, 2021 and June 9, 2021 granted the preliminary and final site plan approval for the application filed by the Developer for the Union Boulevard property, subject to certain conditions and restrictions; and

WHEREAS, the Borough of Totowa Zoning Board of Adjustment approved the application on May 12, 2021 and memorialized its decision in a Resolution adopted by the Zoning Board on June 9, 2021; and

WHEREAS, one of the conditions of the approval granted by the Borough of Totowa Zoning Board of Adjustment was the requirement that the Developer provide the Borough of Totowa with an easement for the right to utilize the 62 parking spaces located at 515 Union Boulevard when a softball game, baseball game or other activity is taking place on the adjacent ballfield located on Lot 1, Block 99 on the official Tax and Assessment Map of the Borough of Totowa and commonly known as the Washington Park School recreational fields.

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 an Easement Agreement with Totowa Investment Group, LLC for the right to utilize the 62 parking spaces located at 515 Union Boulevard when a softball game, baseball game or other activity is taking place on the adjacent ballfield.

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 an executed copy of the Easement Agreement shall be recorded in the Passaic County Clerk's Office.

COMMITTEE ON LIAISON & INSPECTION:

There was a motion by Councilwoman Kozlowski, seconded by Councilman Olivo to adopt the following Resolution Authorizing The Provision Of A Grant Pursuant To The Borough Of Totowa Affordability Assistance Program For The Tenant Of An Affordable Housing Unit Located At Sunset Ridge At Totowa, 617 Preakness Avenue, Apartment 406. On roll call vote, all members of the Youth Week Council present voted in the affirmative.

RESOLUTION NO. 72-2022

RESOLUTION AUTHORIZING THE PROVISION OF A GRANT PURSUANT  
TO THE BOROUGH OF TOTOWA AFFORDABILITY ASSISTANCE PROGRAM  
FOR THE TENANT OF AN AFFORDABLE HOUSING UNIT LOCATED AT  
SUNSET RIDGE AT TOTOWA, 617 PREAKNESS AVENUE, APARTMENT 406

WHEREAS, Applicant, Justin Robles-Myles (“Tenant”) will be renting Apartment 406, Sunset Ridge at Totowa, 617 Preakness Avenue, Totowa, New Jersey 07512 (“Unit”), a property governed by the statutes, ordinances, rules and regulations restricting occupancy and use of the property as an affordable housing unit; and

WHEREAS, the Tenant is eligible for an Affordability Assistance Grant through the Borough of Totowa’s Affordability Assistance Program to pay for four month’s rent for the Unit; and

WHEREAS, the Borough of Totowa’s Affordable Housing Administrative Agent, Community Grants, Planning & Housing, LLC, (“CGP&H”) has reviewed the Tenant’s application and qualified the Tenant for the requested assistance; and

WHEREAS, the amount of the requested grant for the four month’s rent will be paid directly to the Landlord, (\$5,044.00) by the Borough of Totowa; and

WHEREAS, the Borough of Totowa is willing, pursuant to the Affordability Assistance Program, to extend a grant in the amount of \$5,044.00; and

WHEREAS, the funding for the grant will be from the Borough of Totowa Affordable Housing Trust Fund.

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

1. The Borough of Totowa is hereby authorized, pursuant to the Borough of Totowa’s Affordability Assistance Program, to provide the Tenant with a grant to be used to pay four month’s rent for the Unit.
2. The Mayor, Municipal Clerk, Borough Attorney, CFO and such other staff and officials as may be appropriate are authorized to take such steps as may reasonably be required to implement this resolution, including issuance of the grant amount.

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 LEGISLATION & ORDINANCES:

There was a motion by Councilman Olivo, seconded by Councilman Koularmanis to introduce on first reading and advertise for public hearing the following entitled ordinance. On roll call vote, all members of the Youth Week Council present voted in the affirmative.

**ORDINANCE NO. 03-2022**

**A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$3,960,554  
FOR VARIOUS IMPROVEMENTS AND ACQUISITIONS TO BE  
UNDERTAKEN BY THE BOROUGH OF TOTOWA**

There being no further business to come before the Council, there was a motion by Councilman Aliano, seconded by Councilman Koularmanis 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