

**REGULAR MEETING
AUGUST 25, 2016**

Mayor Mark W. Tomko calls the meeting to order at 7:35p.m.

Flag Salute and Invocation

Mayor Mark W. Tomko reads the Public Meeting Notice pursuant to the Sunshine Law

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Present
Brunacki - Absent

Mayor Mark W. Tomko - Present

Borough Attorney Richard Cedzidlo - Present

HEARING OF CITIZENS

Motion to Open the Meeting to the Hearing of Citizens by Kruk, Seconded By Sinisi,

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki - Absent

Mr. Frank Nemeth of Mount Pleasant Avenue asked about heavy duty trucking going up and down Mount Pleasant Avenue. The name of the firm is No-Car. They are speeding down Mount Pleasant Avenue. Mr. Nemeth asked not to have the continual traffic.

Ms. Ruth Kumka of Gardenia Drive reiterated the previous individual.

Ms. Linda Kusniesz of Halstead Avenue suggested to put up signs to support the local Police Department. Ms. Kusniesz stated that she is for the cops.

Ms. Kusniesz added on a sour note – when will we have the Parking Permit Program into effect. The Mayor explained the time line.

Ms. Czeslawa Szurko of Morrissee Avenue stated that she wanted to talk about her favorite subject School Budget. The Mayor asked if she attended a School Board Meeting. Ms. Szurko asked if she could stop paying the school tax. The Mayor suggested for Ms. Szurko to go to the School Board Meetings. Ms. Szurko asked a question from Mr. Sinisi. Mr. Cedzidlo explained the idea of accusing someone of a crime. Mr. Cedzidlo stated that she could be critical but not accusing.

Mrs. Celina Urbankowski of Pine Street stated that people need a little update.

Four years ago we voted to move the election to November with the condition of that no more than 2% increase was allowed.

Ms. Helena Plaskon of Roehrs Drive stated that she has a question for Councilman Androwis about not showing up for the river clean-up. Ms. Plaskon asked who is doing street signs? Who is doing the cross walks? Ms. Plaskon also asked about the Street Scape grant. The Mayor explained the new funding formula between the Governor and Senator Sweeny's plans trying to get more money for the schools. Wallington is not getting their fair share. The Mayor continued to explain the meetings with Senators and legislatures about funding for the schooling. Ms. Plaskon continued to say the Borough needs to fight. The Mayor tried to explain the Abbott Districts. Ms. Plaskon stated that she wants to ask Mr. Cedzidlo for the Original paper work.

Mr. James Wood of Jordan Avenue asked a question on the Code Enforcement. Who do you see about issues? The Mayor suggested speaking to the Code Enforcement officer.

Ms. Nancy Chirlo of Crescent Road was questioning the pathway from Crescent Road to Main Avenue. Ms. Chirlo asked how many homes will be fixed. Ms. Chirlo also asked how will the Parking Sticker work. The Mayor explained that it is not a perfect system. Councilman Sinisi added that it is more complicated than that. There might be glitches in the system.

Mr. Richard Stawarz of Hayward Place stated that on August 13th he reported a blocked driveway and it took an hour for a response. Officer Brian Rosas was the officer who responded to the call. Officer Brian Rosas asked where was his gear and radio. Mr. Stawarz explained that he never stole anything in his life. Mr. Stawarz feels it is not fair.

Motion to Close the Meeting to the Hearing of Citizens by Sinisi, Seconded By Kruk,
Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki - Absent

APPROVAL OF MINUTES

Regular Meeting – July 21, 2016

Motion by Kruk, Seconded by Sinisi
Roll Call: Kruk, Rachelski, Robie – Ayes
Sinisi, Androwis – Abstain
Brunacki - Absent

COMMUNICATIONS

From: Church of the Most Sacred Heart of Jesus Church
Re: A request for a Raffle Permit

From: The State of N.J. Department of Transportation
Re: Notification of the 2016 Transportation Alternative Program

From: Applied Earth Science Inc.
Re: Updates on 6 Main Avenue

From: The Wallington Building Department
Re: Submission of the Monthly Report

From: The Wallington Planning Board
Re: Submission of the Agenda

From: Montclair State University
Re: Notification of a Passaic River Symposium for a Sustainable Passaic River

From: St. John of Wallachia Christian Orthodox Church
Re: Notification of the Search for a Church

From: The Bergen County Office of the County Executive
Re: Notification of receiving \$102,500.00 for the Mt. Pleasant Playground Improvements from Open Space

From: Bergen County Open Space
Re: Notification of the 2016 available funding and funding history for the Borough of Wallington

From: The State of N.J. Division of Pensions and Benefits
Re: Notification of Retirement Certifications required through the EPIC system

From: The N.J. League of Municipalities
Re: Notification of Pre-Registration for the League Convention

From: The Borough Code Enforcement
Re: Submission of the July and August Activity Report

From: The Superior Court of N.J.
Re: Notification of the Bergen Vicinage Criminal Justice Reform Seminar

From: P.S.E.&G.
Re: Notification of Various Public Hearings on Increases

From: The Township of South Hackensack
Re: Submission of an Ordinance change in Zoning

From: The Borough of East Rutherford
Re: Submission of a Resolution in Support of the School Funding Fairness and Property Tax Equity Formula

From: The State of N.J. Department of Environmental Protection
Re: Submission of NFA Letters on 72 Tuttle Street and 73 Paterson Avenue

From: Bruno Associates
Re: Submission of the 2016 Plan of Attack Report

From: Jersey Development Street LLC
Re: Notification of demolition

From: The Wallington Youth Soccer League, Inc.
Re: A request to use the Civic Center on September 8th for Picture Day and an invitation to the Opening Day Ceremonies on September 10th and a request to hold Street Corner Collections on September 24th and 25th

From: David Elwell & Djeni Karcic of 94 Strong Street and Krystyna Tuliszewski of 33 Union Blvd.
Re: A request for Tree Removal

From: Chief Imbruglia of the Wallington Police Department
Re: Notification of the need for School Crossing Guards

From: Neglia Engineering
Re: Submission of the monthly report, updates on the Streetscape Project, and submission of a Treatment Works Approval Application Review

From: Job and Job
Re: Submission of Updates on Main Avenue Sect 4 and Hathaway Street

From: The Southwest Bergen County Shared Services Meeting
Re: Notification of a Scheduled Meeting

From: The State of N.J. Department of Community Affairs.
Re: Submission of an Emergency Application for the Alden Street Sewer Repair

From: Mrs. Robyn Federico Board of Health President
Re: A request to use the Civic Center on November 17th and 18th and the permission to purchase baby dolls

From: Bittiger Elias & Triolo P.C.
Re: Submission of Updates on Various Tax Appeals

From: Mrs. Ilona Doviak
Re: Submission of a resignation

From: The Wallington PBA local 321
Re: Submission of various grievances

From: The Wallington Football Family Association
Re: A request to hold Street Corner Collections on September 10th with a rain date of September 17th

From: The Wallington Zoning Board
Re: Submission of the Agenda

From: The Wallington Board of Health
Re: Notification of the kick-off for the Stigma Free Zone Program

From: The Wallington Jr. Football and Cheerleading
Re: A request for Street Corner Collections September 17th and 18th

From: The Wallington Zoning Board
Re: Submission of the Agenda

Motion to refer the previous Communications to the proper Agencies by Kruk, Seconded by Robie,

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki - Absent

CONTINUING WITH COMMUNICATIONS

From: Wallington Board of Education
Re: Request # 3 in the amount of \$1,345,200.00

Motion to pay subject to fund availability by Kruk, Seconded by Robie,
Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki - Absent

COMMITTEE REPORTS

COUNCILMAN CHRISTOPHER SINISI

Fire Department

Councilman Sinisi reported that he met with the Chiefs to find out what needs to be purchased.
Councilman Sinisi advised that they are looking for prices for a new Chief's vehicle. Councilman Sinisi

advised that all vehicles will be fitted with a wireless Wi-Fi system. Councilman Sinisi reported that the Mayor and Council will be adopting an Ordinance for funding for a new fire Engine 202 will take place tonight.

Share Tree

Councilman Sinisi advised that the DPW has started the trimmings.

Personnel

Councilman Sinisi advised that the Borough of Wallington is currently looking to fill the following positions: Part-Time Bus Driver, Crossing Guards. Also, there is a new position open in the court. The last day for our Court Administrator is on Friday, August 26.

Seniors

Councilman Sinisi advised that replacing of the Senior Bus was brought up on Monday's meeting. Prices are being looked at. It should be set for the September meeting.

Ordinances – are under review.

EMS

Councilman Sinisi reported that the Emergency Squad responded to 98 calls this month. The Dive Team was part of the River Clean-up. Councilman Sinisi thanked the DPW for cleaning up the Crescent Road stairs.

Motion for the C.D.B.G. sidewalks on King Street, First Street to Alden Street by Sinisi,

Seconded by Robie

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki – Absent

The Mayor explained the C.D.B.G. program to the Audience.

Councilman Sinisi thanked for meeting with EMS about a new ambulance.

COUNCILMAN ROMAN KRUK

Councilman Kruk asked if the two people who fell into the river were hurt.

Councilman Kruk announced the Summer Concert. It will take place this Tuesday and will be held at the Wallington Little League at 6:30p.m. (rain date – August 31).

Recreation

Councilman Kruk reported that the Recreation Program has ended. 178 children attended the program. The Little League has met its capacity. We may need additional counselors next year.

Councilman Kruk reported that the Youth Soccer and Football has started.

Councilman Kruk congratulated the Softball Teams.

Buildings and Grounds

Councilman Kruk advised that the Capital Projects are in the hands of our Chairman.

COUNCILMAN JOSEPH BRUNACKI

No report - Absent

COUNCILMAN EUGENE RACHELSKI

Parking Permits

Councilman Rachelski suggested to read the previous minutes. This is an ongoing process. We are now kind of stuck trying to look at all the issues and process the information properly. Supervision is always an issue. 30 years means the right supervision is needed. Window shopping for thirty years, now need to implement.

Budget

Councilman Rachelski reported that we have so many urgent issues that need to take time and re-evaluate the debt.

Tax Appeals

Councilman Rachelski advised that we need to be a little more stringent, not rubber stamp, need to be more through.

DPW

Councilman Rachelski stated that he wanted a blank approval to send the DPW to clean them up. The Courts are mentioned but nothing is being done.

Code Enforcement

Councilman Rachelski reported that the Code Enforcement Officials are doing a great job issuing tickets on general maintenance of the homes. Sidewalks are being targeted.

DPW

Councilman Rachelski reported that the DPW is supporting the EMS during the day. The DPW performed the following services: cut grass; janitorial services; repaired broken valve; sewer backup (it was a difficult job, there were several issues with that but they are on the right track).

The Mayor commented on a five year plan. Council is working with each department to evaluate the needs. Commend the Council.

COUNCILWOMAN SHARON ROBIE

Board of Health

Councilwoman Robie reported that there was no Board of Health meeting this month.

Access for All

Councilwoman Robie reported that the Access for All Survey has been approved and will be sent out this month. We are currently looking for people with disabilities.

Councilwoman Robie reported that Saturday, September 10 is the Opening of both Soccer and Stigma Free Zone.

COUNCILMAN KHALDOUN ANDROWIS

Budget

Councilman Androwis reported that he has to sit down with the Finance Committee and see where we stand in the Budget. Speaking about the zero tax increase in the municipal level. Everyone worked very hard on this budget. Unfortunately, there is no control over the School Board. Councilman Androwis spoke to the Board of Education President about the finances and met with our Grant Writer about our options.

Capital Improvement

Councilman Androwis reported that he and Councilman Kruk met with the Department Heads and to evaluate our needs.

Councilman Androwis asked to support our first responders. Knights of Columbus will be holding the Honoring the Shield.

MAYOR'S REPORT

The Mayor reported that on September 20th he attended a meeting for Shared Services with the County Executive. The Mayor advised that he has been having ongoing meeting with the County Executive.

The Mayor spoke about the C.D.B.G. grant.

The Mayor advised of his meeting with Congressman Pascrell's Office about the flooding.

The Mayor stated that he is looking forward to see the National Night Out.

The Mayor spoke about the Signs for the P.B.A.

ATTORNEY'S REPORT

Mr. Cedzidlo wanted the Public to know that these people work countless hours. Mr. Cedzidlo commented about the Governor's hold on the State Aid Program for the roads. Mr. Cedzidlo continued that as the Mayor spoke about the contractor trying to work around some of these issues, we cannot continue the work because of the financing. Mr. Cedzidlo asked the people to join.

RESOLUTIONS

The following Resolutions can be approved "En Mass" by Consent Agenda. These items are either routine in nature (i.e. raffle license, payment of bills, etc.) or discussed and unanimously approved in the Work Session meeting.

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 - 107**

Resolution Re: Authorizing the Cancellation of old outstanding checks in the Borough of Wallington

WHEREAS, There exists old outstanding checks recorded on the reconciliation of accounts in the Borough, and

WHEREAS, These outstanding checks have not been cashed by the payees since 2014, and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Wallington, County of Bergen, State of New Jersey as follows:

The Council authorizes the Chief Financial Officer to cancel the following old outstanding checks:

Other Rust Account:	Payroll Account:
Check:	Check:
1534 40.43	28123 20.31
1923 489.42	29094 140.42
2092 94.50	29095 90.43
2139 630.00	29152 90.43
2244 1,195.71	2744 914.51
2298 1,162.00	31124 642.56
2316 2,284.22	2862 42.25
2366 1,330.36	

Motion by Kruk, Seconded by Androwis

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 - 108**

Resolution Re: Requesting Approval of the Director of the Division of Local Government Services to Establish a Dedicated Trust by Rider for “Affordable Housing Trust Fund” Pursuant to NJSA 40A:12 A et seq..

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, NJSA 40A:12 A et seq. allows municipalities to receive amounts for costs incurred for expenditures relating to Affordable Housing, and

WHEREAS, NJSA 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider,

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Wallington, County of Bergen, State of New Jersey as follows:

The Borough hereby requests permission of the Director of the Division of Local Government Services;

To pay expenditures relating Affordable Housing Trust Fund” Pursuant to NJSA 40A:12 A et seq..

The Borough Clerk of the Borough of Wallington is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

Motion by Kruk, Seconded by Androwis

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 – 109**

**BERGEN MUNICIPAL EMPLOYEE BENEFITS FUND
RESOLUTION to RENEW**

WHEREAS, a number of public entities in the State of New Jersey have joined together to form the **Bergen Municipal Employee Benefits Fund**, hereafter referred to as "FUND", as permitted by N.J.S.11:15-3, 17:1-8.1, and 40A:10-36 et seq., and;

WHEREAS, the FUND was approved to become operational by the Departments of Insurance and Community Affairs and has been operational since that date, and;

WHEREAS, the statutes and regulations governing the creation and operation of a joint insurance fund, contain certain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a FUND;

WHEREAS, the governing body of the Borough of Wallington, hereinafter referred to as "LOCAL UNIT" has determined that membership in the FUND is in the best interest of the LOCAL UNIT.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the LOCAL UNIT hereby agrees as follows:

- i. Become a member of the FUND for the period outlined in the LOCAL UNIT's Indemnity and Trust Agreements.
- ii. Will participate in the following type (s) of coverage (s):
 - a.) Health Insurance as defined pursuant to N.J.S.A. 17B:17-4, the FUND's Bylaws, and Plan of Risk Management.
- iii. Adopts and approves the FUND's Bylaws.
- iv. Execute an application for membership and any accompanying certifications.

BE IT FURTHER RESOLVED that the governing body of the LOCAL UNIT is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the FUND as required by the FUND's Bylaws, and to deliver these documents to the FUND's Executive Director with the express reservation that these documents shall become effective only upon:

- i. Approval of the LOCAL UNIT by the FUND.
- ii. Receipt from the LOCAL UNIT of a Resolution accepting assessment.
- iii. Approval by the New Jersey Department of Insurance and Department of Community Affairs.

Motion by Kruk, Seconded by Androwis
Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 – 110**

WHEREAS, THE BOROUGH OF WALLINGTON received payment from Financial Freedom Bank to redeem Tax Sale Certificate Number 15-007 2014; 80 Locust Avenue, Wallington, New Jersey, Block 43, Lot 1, in the amount of \$15,497.56.

WHEREAS, Tax Sale Certificate Number #15-007 2014 is held by US Bank Cust for Phoenix (Third Party Lien Holder), and,

WHEREAS, the Third Party Lien Holder, US Bank Cust for Phoenix paid a premium in the amount of \$38,000.00 for Tax Sale Certificate Number 15-007 2014.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, that the Redemption be approved in the amount of \$53,497.56 (\$15,497.56 Tax Title Lien Redemption and \$38,000.00 Premium). The Borough Treasurer will issue a check made payable to: US Bank Cust for Phoenix in the amount of \$53,497.56 and the Tax Collector shall adjust her books accordingly.

The payment should be mailed to: US Bank Cust for Phoenix, 50 S 16th Street, Suite 2050, Philadelphia, PA 19102.

NOTE TO CFO: 1099

Motion by Kruk, Seconded by Androwis
Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 – 111**

WHEREAS, THE BOROUGH OF WALLINGTON received payment from Comerica Bank to redeem Tax Sale Certificate Number 15-003 2014; 48 Maple Avenue, Wallington, New Jersey, Block 13, Lot 34, in the amount of \$1,450.37.

WHEREAS, Tax Sale Certificate Number #15-003 2014 is held by US Bank Cust/BV002 Trust & Credit (Third Party Lien Holder), and,

WHEREAS, the Third Party Lien Holder, US Bank Cust/BV002 Trust & Credit paid a premium in the amount of \$1,300.00 for Tax Sale Certificate Number 15-003 2014.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, that the Redemption be approved in the amount of \$2,750.37 (\$1,450.37 Tax Title

Lien Redemption and \$1,300.00 Premium). The Borough Treasurer will issue a check made payable to: US Bank Cust/BV002 Trust & Credit in the amount of \$2,750.37 and the Tax Collector shall adjust her books accordingly.

The payment should be mailed to: US Bank Cust/BV002 Trust & Credit, 50 S 16th Street, Suite 2050, Philadelphia, PA 19102.

NOTE TO CFO: 1099

Motion by Kruk, Seconded by Androwis

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 – 112**

WHEREAS, Tax Court of New Jersey County: Bergen issued a Civil Action Judgment for Wallington Medical Plaza, L.L.C., 42 Locust Avenue, Wallington, New Jersey 07057, Block 40, Lot 1, as per Docket No. 002451-2015 reducing the 2015 property tax assessment from \$1,730,800.00 to \$1,600,000.00; Docket No. 006465-2016 which was withdrawn and,

WHEREAS, the reduction in 2015 property tax assessment is \$130,800.00 or \$3,578.69 in 2015 property tax.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, that a refund in the amount of \$3,578.69 is approved and the Tax Collector shall adjust her books accordingly.

The refund check shall be made payable to: “Wallington Medical Plaza Associates, and sent to David B Wolfe, Esq., Skoloff & Wolfe, P.C., 293 Eisenhower Parkway, Livingston, NJ 07039.

Motion by Kruk, Seconded by Androwis

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 – 113**

WHEREAS, Tax Court of New Jersey County: Bergen issued a Civil Action Judgment for Jasontown II Associates, 11-21 Midland Avenue, Wallington, New Jersey 07057, Block 71, Lot 3, Docket No. 004624-2013 reducing the 2013 property tax assessment from \$22,440,000.00 to \$17,000,000.00, and,

WHEREAS, the reduction in 2013 property tax assessment is \$5,440,000.00 or \$120,006.40 in 2013 property tax.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, that a refund in the amount of \$120,006.40 is approved and the Tax Collector shall adjust her books accordingly.

The refund check shall be made payable to: "Coughlin Duffy LLP", and shall be mailed to: Jonathan F. Donath, Esq., Coughlin Duffy LLP, 350 Mount Kemble Avenue, PO Box 1917, Morristown, NJ 07962.

Motion by Kruk, Seconded by Androwis

Roll Call: Kruk – Ayes

Sinisi, Rachelski, Robie, Androwis – Nay

Brunacki – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 – 114**

WHEREAS, Tax Court of New Jersey County: Bergen issued a Civil Action Judgment for Paul I. Chen & S-Y Sheen, 73 Wallington Avenue, Wallington, New Jersey 07057, Block 16, Lot 9, as per Docket No. 020428-2010 reducing the 2010 property tax assessment from \$456,300.00 to \$350,000.00 and as per Docket No. 018087-2011 reducing the 2011 property tax assessment from \$446,300.00 to \$350,000.00 and as per Docket No. 017389-2012 reducing the 2012 property tax assessment from \$446,300.00 to \$350,000.00 and as per Docket No. 017720-2013 reducing the 2013 property tax assessment from \$446,300.00 to \$350,000.00, and,

WHEREAS, the reduction in 2010 property tax assessment is \$106,300.00 or \$1,952.73 in 2010 property tax, the reduction in 2011 property tax assessment is \$96,300.00 or \$1,996.30 in 2011 property tax; the reduction in 2012 property tax assessment is \$96,300.00 or \$2,054.08 in property tax; the reduction in 2013 property tax assessment is \$96,300.00 or 2,124.38 in property tax.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, that a refund in the amount of \$8,127.49 (\$1,952.73 in 2010 property tax, 1,996.30 in 2011 property tax, \$2,054.08 in 2012 property tax, and \$2,124.38 in 2013 property tax) is approved and the Tax Collector shall adjust her books accordingly.

The refund check shall be made payable to: Saiber LLC and sent to Saiber LLC, 18 Columbia Turnpike, Suite 200, Florham Park, NJ 07932.

Motion by Kruk, Seconded by Androwis

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 -115**

**AUTHORIZING THE IMMEDIATE REMEDIATION OF PROPERTY
MAINTENANCE CODE VIOLATIONS AT 54 STRONG STREET AND
IMPRESSING A LIEN FOR THE COST THEREOF UPON THE
PREMISES**

WHEREAS, the Property Maintenance Code Officer of the Borough of Wallington has found there to exist certain violations of the Property Maintenance Code of this Borough which are detrimental to the public health and general welfare at the above property; and

WHEREAS, the said Property Maintenance Code officer has undertaken without success to obtain the voluntary remediation of these conditions by the owner of the property; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Wallington, County of Bergen, and State of New Jersey, that the appropriate officials and departments be and are hereby authorized and directed to undertake the immediate remediation or clean up of such conditions so determined to exist, and

BE IT FURTHER RESOLVED that the cost of such remediation or clean up as well as all costs related thereto shall be impressed as a lien upon the subject premises and charged with and in addition to real property taxes assessed to the said property together with interest and penalties at that same rate, after the Chief Financial Officer or other qualified borough employee has certified the total thereof to the Collector of Taxes, and

BE IT FURTHER RESOLVED that, in accordance with Borough Code which prohibits the conveyance of any interest in or to the said premises by any person, firm or corporation having actual or constructive notice hereof until those violations are abated, no Certificate of Occupancy to lawfully use and occupy the premises will issue, nor will any Construction Code or Subcode Permit be issued in respect to the premises except as may be determined by the Construction Code Officer to be necessary to such abatement, and

BE IT FURTHER RESOLVED that notice of this action be published and served upon all persons, firms or corporation known or believed to have an interest in the said property at their respective last known address.

Motion by Kruk, Seconded by Androwis

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 – 116**

**THE SCHOOL FUNDING REFORM PLAN: EQUAL EDUCATIONAL OPPORTUNITY
& FAIR FUNDING FOR NEW JERSEY SCHOOLS**

AT A MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF WALLINGTON , NEW JERSEY, HELD ON AUGUST 25, 2016,

WHEREAS, the of the Borough of Wallington, County of Bergen , New Jersey, does hereby find as follows:

WHEREAS, eight years ago, the School Funding Reform Act promised adequate funding to offer equal educational opportunities for all of New Jersey's schoolchildren - regardless of where they live;

WHEREAS, the School Funding Reform Act offered the promise of making real the constitutional duty of offering a "thorough and efficient" education for each and every school and that school aid would be given fairly and equitably statewide based on a formula that took into account each municipality's property tax base, its ability to pay, increases and decreases in enrollment and any special needs of the children;

WHEREAS, due to political compromises over time, New Jersey's school aid funding has grown less fair and less adequate, year after year;

WHEREAS, in order to facilitate the most efficient and effective remedy to this inadequacy, Senate President Steve Sweeney and Senator M. Teresa Ruiz, the chair of the Senate Education Committee, developed a plan to restore fairness and equity to New Jersey's school aid formula;

WHEREAS, the School Funding Reform plan would propose a two prong approach first by instituting the expansion of school aid for all of New Jersey's schools via the method of fully funding the school formula, and second, through the drafting of legislation establishing the State School Aid Funding Fairness Commission;

WHEREAS, this legislation would create the commission that would study the adjustment aid process, the enrollment growth cap and other provisions set forth by the 2008 funding law to determine what revisions are needed to bring all school districts to full funding over a period of five years; and

WHEREAS, the guiding principle and the real-life goal of the School Funding Reform plan would be to bring fairness to the way we allocate school aid, and set New Jersey firmly on the path to full, fair and adequate funding in every school district in the state so that every child is afforded an equal opportunity for a quality education.

NOW, THEREFORE, BE IT HEREBY PROCLAIMED by the Mayor and Council of the Borough of Wallington, County of Bergen New Jersey, that the State of New Jersey adopt the School Funding Reform plan set forth by Senate President Sweeney and Senator M. Teresa Ruiz as the established standard for funding all school districts throughout the State of New Jersey.
Motion by Kruk, Seconded by Androwis

Motion by Kruk, Seconded by Androwis
Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 – 117**

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2015 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the *Mayor and Council* of the *Borough of Wallington*, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Motion by Kruk, Seconded by Androwis

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 – 107 A**

WHEREAS, Ilona Doviak has tendered her resignation as the Court Administrator for the Borough of Wallington effective August 26, 2016; and

WHEREAS, it has been a practice of the Mayor and Council to act on resignations of Borough employees in good standing by analyzing the record and past performance of the retiring employee and the items of pay, accumulated and unused holiday, sick, and vacation time to which such retiring officer is entitled;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Wallington that:

a) The retirement of Ilona Doviak effective August 26, 2016 is hereby accepted;

b) The Borough Administrator is hereby authorized to pay to Ilona Doviak for her accumulated and unused holiday, sick and vacation time the sum of \$2,657.47. This sum is based upon the calculation set forth on the worksheet attached hereto dated September 2, 2016. This payment is subject to all federal and state income taxes and other withholdings required by law.

Motion by Kruk, Seconded by Androwis

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki – Absent

ORDINANCES

Ordinance 2016 – 10 2nd Reading

An Ordinance to Amend Chapter 227 of the Code of the Borough of Wallington Entitled
“Garage Sales”

Motion to Open the Meeting to the Hearing of the Citizens relative to Ordinance No. 2016 - 10
by Robie, Seconded by Kruk,

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki – Absent

No One Wished to be Heard

Motion to Close the Meeting to the Hearing of Citizens by Kruk, Seconded by Robie,

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki - Absent

Motion to Adopt Ordinance No. 2016 - 10 by Kruk, Seconded by Robie,

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki - Absent

Ordinance 2016 – 11 2nd Reading

An Ordinance to Amend Chapter 307 of the Code of the Borough of Wallington

Motion to Open the Meeting to the Hearing of the Citizens relative to Ordinance No. 2016 - 11
by Kruk, Seconded by Robie,

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki – Absent

No One Wished to be Heard

Motion to Close the Meeting to the Hearing of Citizens by Kruk, Seconded by Robie,

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki - Absent

Motion to Adopt Ordinance No. 2016 - 11 by Kruk, Seconded by Robie,

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki - Absent

Ordinance 2016 – 12 2nd Reading To be Tabled

An Ordinance to Amend Chapter 307-28 of the Code of the Borough of Wallington Entitled
“Handicapped Parking Areas”

Motion to Table by Robie, Seconded by Sinisi

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes

Brunacki - Absent

Ordinance 2016 – 13 2nd Reading

An Ordinance Authorizing the Acquisition of a new Pumper Fire Engine

Motion to Open the Meeting to the Hearing of the Citizens relative to Ordinance No. 2016 - 13
by Sinisi, Seconded by Kruk,

Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki - Absent

Motion to Close the Meeting to the Hearing of Citizens by Kruk, Seconded by Robie,
Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki - Absent

Motion to Adopt Ordinance No. 2016 - 13 by Sinisi, Seconded by Kruk,
Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki - Absent

Ordinance 2016 – 14 1st Reading

An Ordinance of Municipality Banning the Sale of Dogs and Cats from Pet Ships

Motion to Introduce Ordinance 2016 - 14 by Robie, Seconded by Kruk,
Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki - Absent

Ordinance 2016 – 15 1st Reading

An Ordinance to Amend Chapter 307 of the Code of the Borough of Wallington (No Parking
Lexington Avenue)

Motion to Introduce Ordinance 2016 - 15 by Sinisi, Seconded by Robie,
Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki - Absent

LIST OF BILLS AND SUPPLEMENTAL LIST OF BILLS

CURRENT ACCOUNT

19250	VIC GERARD GOLF CARS	\$1,275.00
19251	LODI LANES	\$1,400.00
19252	WALLINGTON BOARD OF EDUCATION	\$448,970.00
19253	WALLINGTON BOARD OF EDUCATION	\$448,400.00
19254	WALLINGTON BOARD OF EDUCATION	\$448,400.00
19255	MORPHO TRAK, INC	\$2,633.69
19256	RIDGEHURST AUTO PARTS	\$749.71
19257	PALLISADES SALES CORPORATION	\$84.00

19258	U.S. POST OFFICE	\$470.00
19259	SKOLOFF & WOLFE, PC	\$150.00
19260	DESTIN II AUTO PARTS	\$854.19
19261	CREATIVE ENTERTAINMENT	\$2,000.00
19262	ANDREA HEYLER, DCA	\$105.00
19263	ANDREA HEYLER, DCA	\$60.00
19264	BITTIGER ELIAS & TRIOLO PC	\$1,653.00
19266	THE SHERWIN-WILLIAMS CO	\$99.38
19267	YONNY GOMEZ	\$100.00
19268	BUYWISE AUTO PARTS	\$256.45
19269	JOSEPH SMENTKOWSKI INC	\$23,607.25
19270	C & C TIRE, INC.	\$645.32
19271	CLARKE CATON HINTZ	\$19.00
19272	AGL WELDING SUPPLY CO., INC.	\$37.76
19273	AGL INHALATION THERAPY CO.	\$112.16
19274	ROOFING SALES CO., INC.	\$162.88
19275	ATD HIGHWAY PRODUCTS LLC	\$627.00
19276	BITTIGER ELIAS & TRIOLO PC	\$3,050.00
19277	ANDREA SOLLITTO	\$150.00
19278	ONE CALL CONCEPTS, INC	\$50.00
19279	PAC TOOL & SUPPLY CO.	\$126.73
19280	ALL AMERICAN SEWER SERVICE	\$75.00
19281	HEDIGER'S FUEL OIL	\$645.89
19282	C & K PRINTING CO.	\$154.80
19283	FIREFIGHTER ONE LLC	\$3,703.60
19284	CARMELLO IMBRUGLIA	\$98.79
19285	QUALITY AUTOMALL	\$220.00
19286	REGIONAL COMMUNICATIONS, INC	\$45.00
19287	GTBM/INFO-COP	\$892.92
19288	THOMSON REUTERS-WEST	\$706.20
19289	AQUARIUS SUPPLY INC	\$192.34
19290	P.S.E.&G.	\$11,267.23
19291	MOORE MEDICAL CORP.	\$1,185.71
19292	MOORE MEDICAL CORP.	\$1,530.26
19293	RUTGERS, THE STATE UNIVERSITY	\$622.00
19294	BOROUGH OF CARLSTADT	\$1,800.00
19295	RICHARD S. CEDZIDLO	\$2,971.00
19296	C & K PRINTING CO.	\$52.50
19297	STORR TRACTOR COMPANY	\$38.83
19298	EASTERN ACOUSTICS CO.	\$52.50
19299	MCI	\$71.19
19300	EXCLUSIVE ACCOUNTING SERVICE	\$249.30
19301	ACTION DATA SERVICES INC.	\$379.33

19302	RACHLES/MICHELE'S OIL COMPANY	\$2,178.48
19303	INTERNATIONAL COMMERCE	\$890.00
19304	LIGHTS OUT MUSIC	\$2,000.00
19305	DRAGER SAFETY DIAGNOSTICS INC	\$44.50
19306	EXCLUSIVE ACCOUNTING SERVICE	\$70.98
19307	ACTION DATA SERVICES INC.	\$300.24
19308	P.S.E.&G.	\$6,254.83
19309	RACHLES/MICHELE'S OIL COMPANY	\$454.24
19310	THE RODGERS GROUP, LLC	\$900.00
19311	WALLINGTON FIRE DEPARTMENT	\$5,000.00
19312	NJ EMERGENCY VEHICLES	\$1,254.00
19313	VERIZON	\$388.25
19314	LERCH, VINCI & HIGGINS	\$300.00
19315	LERCH, VINCI & HIGGINS	\$1,000.00
19316	EXCLUSIVE ACCOUNTING SERVICE	\$886.73
19317	ACTION DATA SERVICES INC.	\$1,313.50
19318	STAPLES CREDIT PLAN	\$31.00
19319	VERIZON	\$708.48
19320	FIRST STUDENT, INC	\$600.00
19321	DE LAGE LANDEN	\$170.00
19322	GRAINGER	\$322.86
19323	C & K PRINTING CO.	\$1,190.00
19324	CLARKE CATON HINTZ	\$13.00
19325	NEW JERSEY STATE LEAGUE	\$200.00
19326	CITY OF CLIFTON	\$4,162.00
19327	P.S.E.&G.	\$6,562.56
19328	P.S.E.&G.	\$94.76
19329	ALARMAX DISTRIBUTORS. INC.	\$130.05
19330	VERIZON WIRELESS	\$331.05
19331	VERIZON WIRELESS	\$777.09
19332	THE RODGERS GROUP, LLC	\$300.00
19333	DE LAGE LANDEN	\$330.75
19334	ATLANTIC TACTICAL	\$694.55
19335	ESI-ADVANCED ENTERPRISES	\$28,017.73
19336	HOME DEPOT CREDIT SERVICES	\$856.89
19337	FIRST STUDENT, INC	\$1,885.00
19338	RACHLES/MICHELE'S OIL COMPANY	\$1,065.92
19339	NEGLIA ENGINEERING ASSOC.	\$450.00
19340	BERGEN COUNTY CLERK	\$8,289.89
19341	RICHARD S. CEDZIDLO	\$1,817.31
19342	LERCH, VINCI & HIGGINS	\$500.00
19343	STAPLES BUSINESS ADVANTAGE	\$303.71
19344	BRUNO ASSOCIATES INC	\$2,000.00

19345	DIRECT ENERGEY BUSINESS	\$690.71
19346	BRUCE'S FLORAL DESIGN	\$150.00
19347	COMCAST	\$150.90
19348	COMPLETE ROOF SYSTEM	\$833.31
19349	MOTOROLA	\$17,986.36
19350	MARIA A. REDA	\$385.00
19351	STAPLES BUSINESS ADVANTAGE	\$190.56
19352	STAPLES BUSINESS ADVANTAGE	\$1,239.65
19353	STAPLES BUSINESS ADVANTAGE	\$521.04
19354	STALKER RADAR	\$3,044.00
19355	VERIZON	\$33.87
19356	NJ EMERGENCY VEHICLES	\$1,780.00
19357	NEGLIA ENGINEERING ASSOC.	\$7,205.00
19358	DIRECT ENERGEY BUSINESS	\$266.45
80116	STAPLES BUSINESS ADVANTAGE	\$375.05
81516	VERIZON	\$711.98
TOTAL BILL LIST		\$1,533,807.14

WATER ACCOUNT

62772	DART COMPUTER SERVICES, INC	\$236.25
62773	DART COMPUTER SERVICES, INC	\$500.00
62774	DESTIN II AUTO PARTS	\$718.93
62775	STAPLES BUSINESS ADVANTAGE	\$199.24
62776	U.S. POST OFFICE	\$340.00
62777	U.S. POST OFFICE	\$340.00
62778	U.S. POST OFFICE	\$340.00
62779	JESCO INC.	\$91.93
62780	PASSAIC VALLEY WATER COMM.	\$83,134.34
62781	C & C TIRE, INC.	\$167.48
62782	QUALITY AUTOMALL	\$110.00
62783	P.S.E.&G.	\$1,002.71
62784	WALLINGTON PLUMBING & HEATING	\$879.17
62785	PASSAIC VALLEY WATER COMM.	\$192.00
62786	PAC TOOL & SUPPLY CO.	\$156.30
62787	AMERICAN WEAR	\$182.00
62788	PASSAIC VALLEY WATER COMM.	\$192.00
62789	GEMINI GROUP L.L.C.	\$4,297.45
62790	LERCH, VINCI & HIGGINGS	\$8,500.00
62791	TREASURER-STATE OF NEW JERSEY	\$790.00
62792	PAC TOOL & SUPPLY CO.	\$208.13
62793	LERCH, VINCI & HIGGINGS	\$1,500.00
62794	ADVANTAGE COUMPUTER	\$800.00
62795	WATER WORKS SUPPLY COMPANY	\$6,945.19

TOTAL BILL LIST		\$111,823.12
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GENERAL CAPITAL

400799	NEGLIA ENGINEERING ASSOC.	\$3,640.00
400800	NEGLIA ENGINEERING ASSOC.	\$1,677.50
400801	JOB & JOB CONSULTING	\$1,406.00
400802	JOHN GARCIA CONSTRUCTION CO.	\$106,650.00

TOTAL BILL LIST		\$113,373.50
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TRUST ACCOUNT - DOG

1181	NJ DEPARTMENT OF HEALTH	24
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TRUST ACCOUNT - PLANNING

2592	MARTIN S. CEDZIDLO, ESQ	\$500.00
2593	NEGLIA ENGINEERING ASSOCIATES	\$200.00
2594	JOB & JOB CONSULTING ENGINEERS	\$694.00
2595	JOB & JOB CONSULTING ENGINEERS	\$258.13
2596	JOB & JOB CONSULTING ENGINEERS	\$182.50
2597	JOB & JOB CONSULTING ENGINEERS	\$379.63
2598	JOB & JOB CONSULTING ENGINEERS	\$619.18
2599	JOB & JOB CONSULTING ENGINEERS	\$369.25
2600	JOB & JOB CONSULTING ENGINEERS	\$402.50
2601	JOB & JOB CONSULTING ENGINEERS	\$603.75

TOTAL BILL LIST		\$4,208.94
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TRUST ACCOUNT-ZONING

2602	MARTIN S. CEDZIDLO, ESQ	\$500.00
2603	JOB & JOB CONSULTING ENGINEERS	\$300.50
2604	JOB & JOB CONSULTING ENGINEERS	\$546.50
2605	JOB & JOB CONSULTING ENGINEERS	\$754.91
2606	JOB & JOB CONSULTING ENGINEERS	\$751.51

TOTAL BILL LIST		\$2,853.42
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SUPPLEMENTAL CURRENT ACCOUNT

19359	THE RODGERS GROUP, LLC	\$4,032.00
19360	GTBM/INFO-COP	\$1,664.76
19361	NJ REGISTRARS ASSOCIATION	\$75.00
19362	PROCOPY INC.	\$357.00
19363	C & C TIRE, INC.	\$84.00
19364	READY REFRESH	\$112.21
19365	NEWARK ASPHALT CORP.	\$80.68
19366	VERIZON	\$27.98
19367	STAPLES CREDIT PLAN	\$66.24

19368	P.S.E.&G.	\$16,605.01
19369	GOLD STAR CAR WASH, INC	\$148.00
19370	NORTH JERSEY MEDIA GROUP INC.	\$308.93
19371	HARRIS UNIFORMS	\$493.90
19372	WALLINGTON BOARD OF EDUCATION	\$90.85
19373	STEPHEN A. KRISO, M.D.,	\$460.00
19374	STEPHEN A. KRISO, M.D.,	\$460.00
19375	THE BERGEN/PASSAIC COUNTY	\$10.00
TOTAL BILL LIST		\$25,076.56

SUPPLEMENTAL WATER ACCOUNT

62796	US VOIP	\$1,791.72
62797	STAPLES BUSINESS ADVANTAGE	\$351.33
62798	P.S.E.&G.	\$876.92
TOTAL BILL LIST		\$3,019.97

SUPPLEMENTAL GENERAL CAPITAL

400803	NORTH JERSEY MEDIA GROUP INC.	\$365.63
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Motion to Pay List of Bills by Kruk, Seconded by Robie,
Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki - Absent

OLD BUSINESS

The Mayor commented about replacement of Engine 202

NEW BUSINESS

Councilman Sinisi stated that based on the complaints from Mount Pleasant residents we need to sit with the contractor and discuss the problem.

Motion to vacated the property within 3 months by Sinisi, Seconded by Robie,
Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki - Absent

ADJOURNMENT

Motion to adjourn at 9:00p.m. by Sinisi, Seconded by Robie,
Roll Call: Sinisi, Kruk, Rachelski, Robie, Androwis – Ayes
Brunacki - Absent

Witold T. Baginski, RMC
Borough Administrator/Clerk