

**REGULAR MEETING
NOVEMBER 10, 2016**

This is listed as a courtesy and attempt to inform the public of actions being considered by the Mayor and Council. There may be additions and deletions prior to the Council taking final action. Any action may be taken at any meeting, which includes all work and public sessions.

Senior Council Member Roman Kruk calls the meeting to order at 7:30p.m.

Flag Salute and Invocation

Senior Council Member Roman Kruk reads the Public Meeting Notice pursuant to the Sunshine Law

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

Mayor Mark W. Tomko - Absent

Borough Attorney Richard Cedzidlo – Present

HEARING OF CITIZENS

Motion to Open the Meeting to the Hearing of Citizens by Robie, Seconded By Brunacki,

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

Mr. Mark Lepinski of Mt. Cedar Avenue advised the Council of the Marine Corps birthday. Mr. Lepinski reminded everyone that the Veteran's Day is tomorrow. Mr. Lepinski expressed his interest in the Council. Recommendation was offered for the Hearing of Citizens in the beginning and at the end.

Mr. Lepinski stated that he received literature in the mail of the 1.3 million dollar Surplus at the end of the year. Councilman Androwis tried to answer. Councilman Rachelski stated that the Auditor claimed that point. Councilman Rachelski advised that he has a statement from the Auditor. Councilman Rachelski stated that we will have \$240,000.000 in Water Surplus. Councilman Androwis answered that \$46,000.00 was moved to the general fund from water. Councilman Androwis stated that he asked our auditor to check the books and the auditor found \$200,000.00 which will be available in 2017.

Mr. Lepinski stated that he was at a meeting where a letter was sent to the Council about the intimidation and use of a badge and with intimidating a resident. Mr. Lepinski asked if this correspondence is being acted upon.

Mr. Cedzidlo stated that the Chief of Police is investigating the issue. Mr. Lepinski asked about The Table of the Organization for the Police Department if there was a reason for the purpose of changing for promotions. Councilwoman Robie answered that a reason for the change is to make room. Mr. Lepinski asked what will this promotion cost the tax payers. Councilman Rachelski stated to look at the internet Councilman Sinisi looked at the internet what the difference is between a detective and a Captain. Councilman Brunacki voted no for the change in the Organization.

Mr. Lepinski stated that as the former Council Candidate, I Commend Candidate Olkowski for being a true professional during the election process.

Mr. William Mendyk of Azalea Drive stated that money is being transferred from Water Account to Current Account. There is too much labor being charged to the Water Account. There is a misallocation of costs in the Water Account. Councilman Kruk asked if Mr. Mendyk called the State about this issue.

Mrs. Nancy Chirlo of Crescent Road asked about the update on the sidewalk repair. Councilman Rachelski stated that he met with building inspector but he has not seen any paperwork. Mrs. Nancy Chirlo stated that Main Avenue and Locust Avenue are County Roads. When will sidewalk situation be fixed? Councilman Rachelski stated that he will contact the code enforcer. Mrs. Chirlo stated she will be back. Mrs. Chirlo asked about the Parking Sticker Program.

The Borough Administrator – in negotiations for Parking Sticker Programs

Nancy Chirlo asked if we were looking into Doctor's Office visits with the bus.

Councilwoman Robie stated that we are working on it. We are currently looking for additional bus drivers.

Ms. Heather Messer of Mt. Pleasant Avenue spoke about the October 9th Color Run. The police came twice to secure the park, once for noise and once for political signs. Did we have the right permits for the park? It was a fund raiser. Ms. Messer does not understand what is the right issue. It is not a town issue.

Assemblyman Schaer congratulated everyone for Tuesday Election. Assemblyman Schaer advised that Assemblywoman Marlene Caride was not able to attend. Assemblyman Schaer acknowledged the Cheerleading team for their success. Assemblyman Schaer offered Resolutions from Assembly for the Team members.

Mrs. Deanna Lepinski of Mt. Cedar Avenue asked why Councilman Rachelski gave the finger to two of the Candidates as he tried to run over the people. Councilwoman Rachelski answered that he was waving.

Mr. Stanley Baginski of Hayward Place thanked Councilman Brunacki for running the fine program and getting these girls this far to the championship.

Mr. Walter Wargacki, Jr. of Veterans Court stated that the High School boy. Soccer Team is playing for the Playoffs. Mr. Wargacki thanked the Recreation Department for the Trunk or Treat.

Mr. Wargacki asked what was the current amount of Surplus \$1.3 million? What is the current amount of Surplus in Water \$240,000.00. One reason for asking is why did my the taxes go up \$1,200.00. How much are the water rates going up? Councilman Kruk responded – about 5%.

Mr. Mark Lepinski of Mt. Cedar Avenue commented on the rise in taxes. Everyone's taxes went up.

Mr. Lepinski stated that in the literature he received from the Republican Party there was a statement that a Borough Official is filling up his own gas tank. In the world of transparency is this issue being looked into or not. Mr. Lepinski asked if there was an investigation going on right now. The Borough Attorney answered that there was no investigation.

Ms. Helena Plaskon of Roehrs Drive started to thank the audience for voting for her. The Chair stated that she is to address the chair.

Mr. William Mendyk of Azalea Drive stated that we do not see eye to eye but you own property on Stein Avenue and did not pay the water bill. These people have to pay the bills for the accounts to stay current.

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

APPROVAL OF MINUTES

Regular Meeting – October 27, 2016
Caucus/Work Session – May 2, 2016

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

COMMUNICATIONS

From: Bertin Engineering
Re: Updates on the Main Avenue Rear (New Wallington Homes)

From: Grace Episcopal Church
Re: An Invitation to the 44th Holly Fair on Friday, November 18th and the reopening of the The Snowman Café November 19th

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

From: NJSEA
Re: Submission of an application for Site Improvement

From: Job and Job
Re: Updates on 2012/2013 Water Main Replacement Program

From: State of NJ Department of Environmental Protection
Re: An NFA letter for 31 Park Row

From: Senator Paul A. Sarlo
Re: Submission of a letter of Support for the Union Boulevard Streetscape

From: Neglia Engineering
Re: Submission of Vouchers for the Streetscape Improvements

From: Mr. Joseph Hollis of 199 Hathaway Street and Peter Tomos of 23 Stein Avenue
Re: A request for tree removal

From: Century 21 Gold Advantage
Re: A request for assistance with the 377 Mt. Pleasant Avenue property

From: The Wallington Board of Health
Re: Submission of updates on the clean-up of 22 Kossuth Street property

From: The Wallington Junior Football League Panther Cheerleading Competition Team
Re: A request to use the Civic Center on January 22, 2017 for a Pasta Dinner

From: Wallington Fire Department Truck Co. 1
Re: Notification of the Acceptance of Richard Ray of 154 Hayward Place

From: Neglia Engineering
Re: Submission of the Monthly Report

From: Code Enforcement
Re: Submission of the Monthly Report

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

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

CONTINUING WITH COMMUNICATIONS

From: Wallington Board of Education

Re: Request # 6 in the amount of \$1,345,200.00

Motion to pay subject to fund availability by Brunacki, Seconded by Robie,

Roll Call: Kruk, Brunacki, Rachelski, Robie, Androwis – Aye

Sinisi - Absent

COMMITTEE REPORTS

COUNCILMAN CHRISTOPHER SINISI - Absent

COUNCILMAN ROMAN KRUK

COUNCILMAN JOSEPH BRUNACKI

COUNCILMAN EUGENE RACHELSKI

COUNCILWOMAN SHARON ROBIE

COUNCILMAN KHALDOUN ANDROWIS

MAYOR'S REPORT

ATTORNEY'S REPORT

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 - 148

WHEREA, upon reviewing our payment records, an overpayment on water charges for the 3rd Quarter 2016 was found on Account 2743 in the name of Juan Ernesto Alvarez and Carmen Rosa Alvarez, 328 Hayward Pl, Wallington, New Jersey; and,

WHEREAS, the said owner has requested to be reimbursed for the additional payment; so,

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Wallington that the Water Rent Collector be authorized to refund \$953.96 to the said owner, Juan Ernesto Alvarez and Carmen Rosa Alvarez, 328 Hayward Pl, Wallington, New Jersey;

Motion by Brunacki, Seconded by Rachelski,

Roll Call: Kruk, Brunacki, Rachelski, Robie, Androwis – Aye

Sinisi – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 – 149**

WHEREAS, THE BOROUGH OF WALLINGTON received payment from New Horizon Abstract Inc. to redeem Tax Sale Certificate Number 14-017 2013; 133 Locust Avenue, Wallington, New Jersey, Block 39, Lot 3, in the amount of \$2,996.40.

WHEREAS, Tax Sale Certificate Number #14-017 2013 is held by Isaac Moradi (Third Party Lien Holder), and,

WHEREAS, the Third Party Lien Holder Isaac Moradi paid a premium in the amount of \$100.00 for Tax Sale Certificate Number 14-017 2013.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, that the Redemption be approved in the amount of \$3,096.40(\$2,996.40 Tax Title Lien Redemption and \$100.00 Premium). The Borough Treasurer will issue a check made payable to Isaac Moradi in the amount of \$3,096.40 and the Tax Collector shall adjust her books accordingly.

The payment should be mailed to: Isaac Moradi, 520 Elm Street, Kearny, NJ 07032.

Motion by Brunacki, Seconded by Rachelski,

Roll Call: Kruk, Brunacki, Rachelski, Robie, Androwis – Aye

Sinisi – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 – 150**

WHEREAS, THE BOROUGH OF WALLINGTON received payment from CoreLogic Tax Services to redeem Tax Sale Certificate Number 13-006 2012; 63 Locust Avenue, Wallington, New Jersey, Block 37, Lot 33, in the amount of \$1,695.01.

WHEREAS, Tax Sale Certificate Number #13-006 2012 is held by US Bank Cust for Pro Cap III (Third Party Lien Holder), and,

WHEREAS, the Third Party Lien Holder US Bank Cust for Pro Cap III paid a premium in the amount of \$1,000.00 for Tax Sale Certificate Number 13-006 2012.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, that the Redemption be approved in the amount of \$2,695.01 (\$1,695.01 Tax Title Lien Redemption and \$1,000.00 Premium). The Borough Treasurer will issue a check made payable to US Bank Cust for Pro Cap III in the amount of \$2,695.01 and the Tax Collector shall adjust her books accordingly.

The payment should be mailed to: US Bank Cust for Pro Cap III, 50 S 16th Street, Philadelphia, PA 19102.

Motion by Brunacki, Seconded by Rachelski,

Roll Call: Kruk, Brunacki, Rachelski, Robie, Androwis – Aye

Sinisi – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2016 – 151**

WHEREAS, Antoni Kieltyka & Jolanta Kieltyka own property located at 239 Mt. Pleasant Avenue, Block 64.02, Lot 5, and,

WHEREAS, Antoni Kieltyka & Jolanta Kieltyka made a payment in the amount of \$2904.95 for First Quarter Property Taxes, (February 2016), and CoreLogic Tax Services also made a payment of \$2,904.95 for First Quarter Property Taxes, (February 2016).

WHEREAS, both parties have been contacted and have agreed that Antoni Kieltyka & Jolanta Kieltyka is due the refund of the overpayment in the amount of \$2,904.95.

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Wallington shall refund the amount of \$2,904.95 to Antoni Kieltyka & Jolanta Kieltyka, 239 Mt. Pleasant Avenue, Wallington, NJ 07057 and the Tax Collector shall adjust her books accordingly.

Motion by Brunacki, Seconded by Rachelski,

Roll Call: Kruk, Brunacki, Rachelski, Robie, Androwis – Aye

Sinisi – Absent

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO.2016 - 152**

AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE CONTRACT VENDORS, PURSUANT TO N.J.S.A.40A:11-12(A), MORRIS COUNTY COOPERATIVE PRICING COUNCIL CONTRACT VENDORS, THE BERGEN/PASSAIC COUNTY COOPERATIVE PRICING SYSTEM CONTRACT VENDORS, BERGEN COUNTY COOPERATIVE PRICING SYSTEM CONTRACT VENDORS, THE NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM CONTRACT VENDORS, AND MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION COOPERATIVE PRICING SYSTEM VENDORS, HGAC BUY, NJPA VENDORS, PURSUANT TO N.J.S.A.40A:11-11(6).

WHEREAS, the Borough of Wallington, pursuant to N.J.S.A.40A:11-12(a) and N.J.A.C. 5:34-7.29(c), may, by this resolution and a properly executed purchase order and without advertising for bids, purchase any goods or services from certain approved contract vendors, under the State of New Jersey Cooperative Purchasing Program, for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Borough of Wallington, pursuant to N.J.S.A.40A:11-11(6), may, by this resolution and a properly executed purchase order and without advertising for bids, purchase any goods or services from certain approved contract vendors, under the Morris County Cooperative Pricing Council, Bergen/Passaic County Cooperative Pricing System, Somerset County Cooperative Pricing System, North Jersey Wastewater Cooperative Pricing System, and Middlesex Regional Educational Services Commission Cooperative Pricing System, HGAC Buy, NJPA vendors; and

WHEREAS, the Borough of Wallington has the need on a timely basis to purchase goods or services utilizing State Contracts, Morris County Cooperative Pricing Council contracts, Bergen/Passaic County Cooperative Pricing System contracts, Somerset County Cooperative Pricing System contracts, North Jersey Wastewater Cooperative Pricing System contracts and Middlesex Regional Educational Services Commission Cooperative Pricing System contracts, HGAC Buy, NJPA vendors; and

WHEREAS, the Borough of Wallington intends to enter into contracts with the attached Referenced State Contract Vendors, Morris County Cooperative Pricing Council vendors, Bergen/Passaic County Cooperative Pricing System vendors, Somerset County Cooperative Pricing System vendors, North Jersey Wastewater Cooperation Pricing System vendors and Middlesex Regional Educational Services Commission Cooperative Pricing System vendors, through this resolution and properly executed purchase orders, which shall be subject to all the conditions applicable to the current State Contracts, Morris County Cooperative Pricing Council contracts, Bergen/Passaic County Cooperative Pricing System contracts, Somerset County Cooperative Pricing System contracts, North Jersey Wastewater Cooperative Pricing System contracts and Middlesex Regional Educational Services Commission Cooperative Pricing System contracts, HGAC Buy, NJPA vendors.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Borough of Wallington that it authorizes the Purchasing Agent to purchase certain goods or services from those approved New Jersey State Contract vendors, Morris County Cooperative Pricing Council vendors, Bergen/Passaic County Cooperative Pricing System vendors, Somerset County Cooperative Pricing System vendors, North Jersey Wastewater Cooperative Pricing System vendors, Middlesex Regional Educational Services Commission Cooperative Pricing System vendors on the attached list and HGAC Buy, NJPA vendors pursuant to all conditions of the individual contracts; and

BE IT FURTHER RESOLVED that the Municipal Council of the Brought of Wallington, pursuant to N.J.A.C.5:30-5.5(b), shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer; and

BE IT FURTHER RESOLVED that the duration of the contracts between the Borough of Wallington and the Referenced State Contract Vendors, Morris County Cooperative Pricing Council vendors, Bergen/Passaic County Cooperative Pricing System vendors, Somerset County Cooperative Pricing System vendors, North Jersey Wastewater Cooperative Pricing System vendors, HGAC Buy, NJPA vendors and Middlesex Regional Educational Services Commission Cooperative Pricing System vendors shall be from November 1, 2016 to December 31, 2017.

Motion by Brunacki, Seconded by Rachelski,

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

ORDINANCES

Ordinance 2016 – 19 1st Reading

An Ordinance to Amend Chapter 268 of the Code of the Borough of Wallington Entitled “Peace and Good Order”; Article I. Noise.

Motion to Introduce Ordinance 2016 - 19 by Kruk, Seconded by Rachelski,

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

Ordinance 2016 – 20 1st Reading

An Ordinance to Amend Chapter 207-28 of the Code of the Borough of Wallington Entitled “Handicapped Parking Areas.”

Motion to Introduce Ordinance 2016 - 20 by Robie, Seconded by Brunacki,

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

LIST OF BILLS AND SUPPLEMENTAL LIST OF BILLS

CURRENT BILL LIST

19654

RUDERMAN, HORN & ESMERADO PC

\$4,220.00

19655	STAPLES BUSINESS ADVANTAGE	\$395.86
19656	MARY VAN ECK	\$379.00
19657	CODY COMPUTER SERVICES INC.	\$2,996.37
19658	READY REFRESH	\$118.19
19659	FORD CREDIT DEPT 67-434	\$16,697.11
19660	P.S.E.&G.	\$64.36
19661	SOCIAL STUDIES SCHOOL SERVICE	\$26.82
19662	WALLINGTON ENGINE CO #202	\$14,625.00
19663	VERIZON	\$121.93
19664	NJ CONFERENCE OF MAYORS	\$475.00
19665	MCI	\$82.98
19666	CLARKE CATON HINTZ	\$57.00
19667	STAPLES BUSINESS ADVANTAGE	\$36.60
19668	HOME DEPOT CREDIT SERVICES	\$680.23
19669	HEDIGER'S FUEL OIL	\$1,268.86
19670	RICHARD S. CEDZIDLO	\$1,817.31
19671	RICHARD S. CEDZIDLO	\$2,450.00
19672	WALLINGTON TRUCK CO. #1	\$11,041.75
19673	HACKENSACK UNIVERSITY	\$50.00
19674	HACKENSACK UNIVERSITY	\$190.00
19675	UNITED PARCEL SERVICE	\$20.98
19676	ALL AMERICAN SEWER SERVICE	\$4,950.00
19677	STALKER RADAR	\$3,044.00
19678	P.S.E.&G.	\$4,696.16
19679	EXCLUSIVE ACCOUNTING SERVICE	\$1,065.05
19680	ACTION DATA SERVICES INC.	\$290.19
19681	GRAINGER	\$81.75
19682	VERIZON	\$1,926.26
19683	WALLINGTON BOARD OF EDUCATION	\$88.20
19684	ANDREA SOLLITTO	\$120.00
19685	BOROUGH OF CARLSTADT	\$720.00
19686	BOROUGH OF CARLSTADT	\$1,800.00
19687	BOROUGH OF CARLSTADT	\$1,800.00
TOTAL BILL LIST		\$78,396.96

WATER ACCOUNT

62824	CENTRAL SUPPLY INC.	\$36.75
62825	CENTRAL SUPPLY INC.	\$262.15
62826	P.S.E.&G.	\$577.79
62827	VERIZON	\$358.68
TOTAL BILL LIST		\$1,235.37

TRUST ACCOUNT - DOG

1185	NJ DEPARTMENT OF HEALTH	\$16.20
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SUPPLEMENTAL BILL LIST

19688	BOROUGH OF CARLSTADT	\$1,800.00
19689	BITTIGER ELIAS & TRIOLO PC	\$1,178.00
19690	WALLINGTON EMERGENCY SQUAD	\$21,375.23
19691	WALLINGTON HOSE COMPANY #203	\$15,416.78
19692	WALLINGTON ENGINE CO #202	\$700.00
19693	WALLINGTON TRUCK COMPANY #201	\$500.00
19694	JOHN ZAUNCZKOWSKI	\$75.00
19695	DAVID KACZOR	\$50.00
19696	ROBERT VENTURA	\$75.00
19697	MARK SZUMIGALSKI	\$50.00
19698	KYLE MIZDOL	\$75.00
19699	ANDREW KULLAF	\$50.00
19700	DOUGLAS KRUSE	\$75.00
19701	JAMES WOOD JR.	\$50.00
19702	STUART STOLARZ JR	\$50.00
19703	EDWARD DIGIORGI	\$50.00
19704	VERIZON WIRELESS	\$624.95
19705	LGBS, LLP	\$54.00
19706	DIRECT ENERGY BUSINESS	\$517.20
19707	JOSEPH SMENTKOWSKI INC	\$23,607.25
19708	VERIZON WIRELESS	\$131.74
		\$66,505.15

SUPPLEMENTAL WATER BILL LIST

62830	CHRISTOPHER DUBIS	\$159.99
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Motion to Pay List of Bills by Robie, Seconded by Brunacki,
Roll Call: Kruk, Brunacki, Rachelski, Robie, Androwis – Aye
Sinisi - Absent

OLD BUSINESS

No Old Business

NEW BUSINESS

Councilman Kruk wished a speedy recovery to Mayor Tomko and Councilman Sinisi.
Councilwoman Robie congratulated Councilman Brunacki on his re-election and Councilwoman Elect-Dabal on her election.

ADJOURNMENT

Motion to adjourn at 8:20p.m. by Robie, Seconded by Brunacki,
Roll Call: Kruk, Brunacki, Rachelski, Robie, Androwis – Aye
Sinisi - Absent