

CAUCUS/WORK SESSION
MAY 8, 2018

Council President Eugeniusz Rachelski calls the meeting to order at 7:03p.m.

Council President Eugeniusz Rachelski reads the Public Meeting Notice pursuant to the Sunshine Law

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Present

Mayor Mark W. Tomko - Absent

Borough Attorney Richard Cedzidlo – Present

HEARING OF CITIZENS

Motion to Open the Meeting to the Hearing of Citizens by Dabal, Seconded By Olkowski,
Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – All Ayes

Mr. James Wood of Jordan Avenue asked about the Borough Hall/Police Station.

Councilman Rachelski stated – We are working on the budget. We need to have additional scope to make the building better.

Mr. Wood stated – have the trailers and need to get rid of them.

Mr. Wood asked about the court. Why do we have to go to Carlstadt.

Councilman Rachelski stated – it is the new thing shared services in North Jersey saving money.

Mr. Wood asked – by fixing the Police Station?

Mr. Wood stated – a story about a nurse. I needed dialysis shots. Mary continued to give them. Mary does blood pressures and makes the Seniors feel better... they vote.

Mary Van Eck Borough Nurse spoke to the Mayor and Council.

Councilman Rachelski stated – you need to address the Council President.

Mary Van Eck gave a speech about what the Mayor and Council are planning on entering a Shared Services for my position. 1680 hours vs. 100 hours of coverage.

Councilman Rachelski asked to address the Council President.

Mrs. Van Eck continued to describe what she has done and is doing. Mrs. Van Eck went through her achievements in obtaining grants for the Borough.

Mrs. Van Eck asked what is the actual savings to the town? I am a passionate nurse and have touched many people. What are the real savings?

Mr. Steve Syby of Alden Street asked – how much money are we going to save with these Shared Services?

Councilwoman Dabal explained the consolidation process and the streamlining services.

- The term shared services is the consolidation of business operations with other towns so that both towns can realize a significant cost savings for the taxpayer for that service and at the same time, streamlining borough government operations. I can assure you that Wallington is not a trailblazer when it comes to this concept; we are not even followers. While all other towns are clamoring to work with each other in order to save tax payer dollars and at the same time provide a greater service to the community, we have only begun.
- Based on the UNIFORM SHARED SERVICES AND CONSOLIDATION ACT, we are almost mandated by the state to engage in shared service arrangements with other towns. This was enacted due to the problem of high property taxes paid by New Jersey residents and encourages the financial accountability of local units of government through empowering citizens, reducing waste and duplicative services.
- A borough employed nurse is a luxury that Wallington can no longer afford. In fact, you would be hard pressed to find a borough employed nurse in Bergen County.
 - In Southern Bergen County, Hasbrouck Heights, Saddle Brook, Carlstadt, Wood-Ridge, East Rutherford and Elmwood Park are just some of the towns that share their health services.
 - In Northern Bergen County, Emerson, Saddle River, Midland Park, Waldwick, Hillsdale, Montvale, Washington Township, Westwood, Old Tappan, Ho Ho Kus, Franklin Lakes, Rivervale and Mahwah are just some of the towns that share Health Services. If any town was going to employ a nurse it would be these towns as they have big budgets to support this position but even they understand that it doesn't make fiscal sense for their community. The registrar of Franklin Lakes during a phone conversation stated "this Mayor and Council is extremely fiscal minded and responsible for all taxpayer dollars and because of our shared services partnerships, Franklin Lakes has not had to raise taxes."
 - The salary and wages for the Wallington Board of Health are double and in some cases quadruple of what other larger, wealthier more affluent towns are paying. Our Borough Nurse makes over 100k per year (salary, insurance, pension, stipends for travel and uniforms, etc.). With our new partner, for the same services, we will pay approximately 5k.
- I want to be clear, we are not eliminating the borough nurse position, as it is a statutory requirement for all towns to provide their residents with Health Services.
 - On May 2nd, the Board of Health voted on the shared service arrangement with Mid-Bergen Regional Health services (a third party we were already using) and HARP a nursing service that resulted in a 5 ayes to 1 abstention in favor of the partnership. From the beginning, we worked hand-in-hand with the Board of Health. We discussed the financial strain on the town and reviewed potential partners together as a team.
- The Child Health Care Clinic shared services agreements with Wood Ridge, Carlstadt and Saddle Brook have expired, two of them in 2015. Therefore, we are inoculating children and performing wellness visits with expired contracts. We are operating at a loss; not even covering our costs. It is the responsibility of the Board of Health to ensure that all contracts are up to date and that we are regularly revisiting costs to the town.
- With this new Shared Service, the Board of Health will not only provide our community with the same services they have in the past (Blood Borne pathogen training to our Emergency Services personnel (now available online), Blood screening, a booth at opening day for Stigma Free and Access for All) but will also now be able to provide new programs. I personally would like to challenge the Board of Health to implement two new programs by the end of 2018 (one for our Emergency Services personnel and one for our citizens). We can no longer continue to support

personnel with enormous salaries at the taxpayers' expense. We have to be smarter and more fiscally responsible on behalf of 13,000 residents not just a handful of people. This is why we were elected.

Mr. Syby asked if all these employees costs \$160,000.00.

Councilman Rachelski explained the Medical, Pension, Social Security contributions.

Mr. Syby stated - \$160,000.00 in a \$12,000,000.00 million budget?

Mr. Christopher Baginski of Roehrs Drive - This year's budget for Municipal Courts, I calculated for 2017 at \$95,000.00.

This year's budget at \$107,000.00.

Councilman Rachelski answered – last year's budget is low because the Court Administrator was out.

Mr. Baginski stated – with this budget you are losing money.

Councilman Rachelski stated – the budget is January through December. Shared Services will be in next year's savings.

Mr. Baginski asked - \$95,000.00 is more than \$107,000.00?

Councilman Rachelski stated – you are not paying attention the savings are in pension and health costs.

The true savings are in health. The cost is the total that is true savings. You can OPRA these costs. The Violations Clerk is making \$24,000.00, Health \$41,000.00, contributions of \$5,000.00.

Mr. Baginski asked – are sharing the cost with Carlstadt? Half the costs are paid by them.

Councilman Rachelski answered – you need to OPRA the information and analysis.

Mrs. Francine Perretta spoke about the Borough Health Nurse and the need for the position. Mrs. Perretta spoke about the disparity in the need for this service your analogy between the affluent and not so affluent, moderate communities.

Councilwoman Dabal explained the need for the children program.

Mrs. Perretta stated – Public Health Assessment should be done. Get more grants. You need a Public Health Nurse.

Mr. Wood asked Mrs. Dabal a question.

Councilman Rachelski stated – you need to go through the chair.

Mr. Wood asked how do you compare Wallington to the Upper Bergen County municipalities. Taxes are different. Do the math. We do not have industry in this town.

Mrs. Van Eck stated – I do Shared Services with Wood-Ridge, Saddle Brook and Carlstadt.

Councilwoman Dabal stated – all these contracts are expired. We are operating at a loss. It is on us we are the host.

Mrs. Van Eck asked – where is the Administrator?

Mr. Wood, Jr. asked – if there is a flood who will protect us with vaccines?

Councilman Rachelski stated – the statement was made.

Councilwoman Dabal stated – suggestion was made by the Board of Health, if you need inoculation you will be inoculated.

Mr. Wood, Jr. stated – if ALS units get called to a deceased person but are tied up for hours this is why the Nurse can come out and do the pronouncement.

Councilman Rachelski stated – majority of the towns deal with it.

Councilwoman Dabal stated – the Board of Health will deal with it.

Mrs. Kathy Polten of Ann Court stated – the Board of Health had to do it because if we didn't we would lose our service, not our idea.

Mr. Christopher Sinisi of Lilac Lane stated – talk about Shared Services Wallington was first with South Hackensack. When I got on I had to make a decision with a layoff I had no attachment to this person, now I have an attachment.

Mr. Sinisi spoke about a councilman who spoke to East Rutherford about Sharing the Courts.

Mr. Sinisi stated – this is about humanity. The school is looking for a Nurse, do a Shared Services.

Consider a buyout – contact the stated, humanity.

Mr. Sinisi said to Councilman Rachelski – we have our differences but you need to treat the residents differently, treat them right. You know where you came from.

Motion to Close the Meeting to the Hearing of Citizens by Dabal, Seconded By Olkowski,

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – All Ayes

APPROVAL OF MINUTES

Caucus/Work Session - April 3, 2018

Executive Session – April 3, 2018

Motion by Dabal, Seconded by Androwis

Roll Call: Rachelski, Androwis, Dabal - Aye

Brunacki, Olkowski – Abstain

Ivanicki – No

COMMUNICATIONS

ITEMS FOR DISCUSSION OR APPROVAL

From: The Wallington Building Department

Re: Submission of the Monthly Report

From: The Superior Court of New Jersey

Re: Submission of a Shared Services Agreement

From: Connell Foley, LLP

Re: A request for final payment on the Municipal Road Improvements Program and the Hathaway Street State Aid Program Project

From: Mr. Richard S. Cedzidlo Borough Attorney

Re: Submission of Rice Notices to Ms. Van Eck, Judge Cas Sondey and Ms. Infante

From: The Bergen County Executive's Office

Re: Notification of the 2018 Bergen County Historic Preservation Awards on May 10

From: Neglia Engineering

Re: Submission of a proposal for Spring Street, Spring Court and Willow Avenue the Monthly Report, Bid Plans and Specifications for King Street

From: Jacob Hoskia, Milk & Honey Realty, LLC 14 Locust Avenue

Re: Submission of a formal complaint about sewer back-ups

From: The County of Bergen Open Space Trust
Re: Notification of a workshop for the 2018 Trust Fund Round

From: The State of NJ Department of Environmental Protection
Re: Recommendations regarding Cyanotoxin Monitoring

From: Municipal Excess Liability Joint Insurance Fund
Re: Submission of the 2019-2020 Employment Practices Liability Program

Motion to refer the previous Communications to the proper Agencies by Dabal, Seconded by Olkowski,

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye

COMMITTEE REPORTS

COUNCILMAN JOSEPH BRUNACKI

No Report

COUNCILMAN BRYAN OLKOWSKI

Under Recreation Board

Councilman Olkowski advised of the following sign-ups.

- Football Registration
- Soccer Registration

Councilman Olkowski advised the Board of Education passed their budget (2% increase).

Councilman Olkowski advised of the PTA Tricky Tray.

COUNCILWOMAN WENDYSU IVANICKI

No Report

COUNCILMAN KHALDOUN ANDROWIS

Councilman Androwis advised the majority of his Report will be on Thursday Meeting. Councilman Androwis advised they have a position on the Shade Tree Commission available because of a resignation.

Borough Attorney – executive session.

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 129**

WHEREAS, the Mayor and Council of the Borough of Wallington is under a statutory and fiduciary obligation to the taxpayers of the Borough of Wallington to enter into shared services agreements with other municipalities or public agencies when a real savings is realized by doing so ; and

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

1) The Mayor and Council of the Borough of Wallington is exploring entering into a shared services agreement for the duties presently performed by the full time Nurse;

2) the entry of some a shared services agreement may effect the employment of the person presently employed as the full time Nurse. The borough attorney, Richard Cedzidlo, is hereby directed to issue a Rice Notice to the Nurse advising her that the issue will be discussed at the meeting scheduled for May 8, 2018 at 7:30 p.m. at 24 Union Blvd., Wallington.

Motion by Olkowski, Seconded by Androwis

Roll Call: Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye
Brunacki – No

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 130**

WHEREAS, the Wallington Municipal Court is presently sharing space in the Carlstadt Municipal Court due to the condition of the Municipal Building located at 54 Union Boulevard, Wallington, NJ ; and

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

1) The Mayor and Council of the Borough of Wallington must enter into either an interim or permanent shared services agreement with the Borough of Carlstadt;

2) the entry of some a shared services agreement may effect the working conditions and/or the status of persons who work in the Wallington Municipal Court. The borough attorney, Richard Cedzidlo, is hereby directed to issue a Rice Notice to all employees who may be affected by a shared services agreement between the Borough of Wallington and the Borough of Carlstadt, advising them that the issue will be discussed at the meeting scheduled for May 8, 2018 at 7:30 p.m. at 24 Union Blvd., Wallington.

Motion by Olkowski, Seconded by Androwis

Roll Call: Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye
Brunacki – No

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 131**

WHEREAS, the Borough of Wallington is in the process of making the day to day operation of the borough more efficient; and

WHEREAS, the Mayor and Council has received a recommendation to change the payroll process for its employees;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Wallington as follows:

1) Effective July 1, 2018 the payroll schedule will be changed to a semi-monthly pay schedule. Effective on that day pay checks will be issued normally on the 15th day of each month and the last day of each month. If the regular scheduled pay day falls on a weekend or on a holiday, then the pay day will be on the last business day preceeding the weekend day or holiday day;

2) The Borough Administrator is hereby authorized to take any action or sign any documents which may be necessary to implement this new payroll schedule effective July 1, 2018.

Motion by Olkowski, Seconded by Androwis

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 132**

WHEREAS, the Borough of Wallington Planning Board, Borough of Wallington and Mayor and Council of the Borough of Wallington have been named as defendants in a lawsuit filed by Morningside at Wallington LLC, designated as Docket No.: BER-L- 2028-18; and

WHEREAS, the Borough Administrator sent the said Complaint to Bergen Risk Managers, Inc. on April 12, 2018;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Wallington as follows:

1) The borough attorney, Richard Cedzidlo, Esq. is hereby authorized to file a responsive pleading on behalf of all of the defendants. The borough attorney is hereby further directed to determine if there is any insurance coverage through Bergen Risk Manager, Inc with respect to the allegations of the Complaint filed on behalf of Morningside at Wallington, LLC.

Motion by Olkowski, Seconded by Androwis

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 – 133**

WHEREAS, THE BOROUGH OF WALLINGTON redeemed Tax Sale Certificate 13-002 2012 on April 21, 2016 and said Certificate was returned to Nadine Ackerson, for 67 Halstead Avenue, Wallington, and,

WHEREAS, Nadine Ackerson did not record said Tax Sale Certificate as being redeemed in the Bergen County Clerk's Office, and,

WHEREAS, Franklin S. Montero who represents 67 Halstead Avenue stated that these facts are true and would like to record the Tax Sale Certificate in the Bergen County Clerk's Office as being redeemed, and,

WHEREAS, the Borough of Wallington Tax Collector has reviewed said Tax Sale Certificate file and recommends the issuance of a Certificate of Redemption for Tax Sale Certificate Number 13-002 2012.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, that the Tax Collector is authorized to issue a Certificate of Redemption for Tax Sale Certificate Number 13-002 2012.

The cancelled Tax Sale Certificate should be mailed to: Franklin S. Montero, 245 Lexington Avenue, Passaic, NJ 07055.

Motion by Olkowski, Seconded by Androwis

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 – 134**

WHEREAS, THE BOROUGH OF WALLINGTON received payment from Lakeland Bank, to redeem Tax Sale Certificate Number 17-009 2016; 43 Roehrs Drive, Wallington, New Jersey, Block 53.02, Lot 44, in the amount of \$27,122.12.

WHEREAS, Tax Sale Certificate Number #17-009 2016 is held by US Bank Cust BV002 Trust & Crdt (Third Party Lien Holder), and,

WHEREAS, the Third Party Lien Holder US Bank Cust BV002 Trust & Crdt paid a premium in the amount of \$43,000.00 for Tax Sale Certificate Number 17-009 2016.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, that the Redemption be approved in the amount of \$70,122.12 (\$27,122.12 Tax Title Lien Redemption and \$43,000.00 Premium). The Borough Treasurer will issue a check made payable to US Bank Cust for Phoenix in the amount

of \$70,122.12 and the Tax Collector shall adjust her books accordingly.

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

NOTE TO CFO: 1099

Motion by Olkowski, Seconded by Androwis

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 – 135**

WHEREAS, THE BOROUGH OF WALLINGTON received payment from Remzi Jakupi, to redeem Tax Sale Certificate Number 17-012 2016; 36 Stein Avenue, Wallington, New Jersey, Block 65.03, Lot 8, in the amount of \$655.30.

WHEREAS, Tax Sale Certificate Number #17-012 2016 is held by AMA Trading LLC (Third Party Lien Holder), and,

WHEREAS, the Third Party Lien Holder AMA Trading LLC paid a premium in the amount of \$1,100.00 for Tax Sale Certificate Number 17-012 2016.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, that the Redemption be approved in the amount of \$1,755.30 (\$655.30 Tax Title Lien Redemption and \$1,100.00 Premium). The Borough Treasurer will issue a check made payable to AMA Trading LLC in the amount of \$1,755.30 and the Tax Collector shall adjust her books accordingly.

The payment should be mailed to AMA Trading LLC, 31 Bloomfield Avenue, Paterson, NJ 07503.

NOTE TO CFO: 1099

Motion by Olkowski, Seconded by Androwis

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye

ENGINEER'S REPORT

The Engineer advised – the Council to ask FEMA for an extension on the project.

Councilwoman Ivanicki stated – that is the only thing holding it up.

Councilman Rachelski stated – next meeting finalize the projects.

CDBG – project is ready to go out to bid.

Stop Signs at Wallington Avenue/Union Boulevard – working with the County they are back logged.

Councilman Androwis stated – no blinking stop signs.

Mr. Juzmeski answered – they cost \$3,500.00.

The Building Assessment is turned in.

Councilman Rachelski stated – need to fast track the project, need to define the scope opportunity to improve that building, but we need Capital Improvement, make it a Smart Project.

Mr. Juzmeski spoke about the lights at a cost of \$15,000.00 to \$30,000.00 per light.

Signage at Ross Road was given to the County to do a review.

Fibre Optics – analysis is done now up to the Mayor and Council.

Councilman Androwis stated – great job in the curve design.

Councilman Olkowski questioned item #5 on the list from 15 streets to 5 streets completed progress the Mayor and Council received a petition from some of these residents about their street on Geranium. What will it take for you to look at?

David Juzmeski stated – we can do it.

Councilman Olkowski stated that the residents of the flower streets have asked.

Mr. Juzmeski stated – the DPW looked at which streets had utility repairs. Mr. Juzmeski asked how long for the FEMA extension. Mr. Juzmeski suggested 5 months.

Councilman Rachelski stated we have no choice.

Councilman Olkowski stated – if we put it out there and FEMA says no, do we look at another Contractor?

Councilman Rachelski stated – we are competing with multiple projects. Contracts are busy. Have to ask for an extension.

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 137**

WHEREAS, the Mayor and Council of the Board of Wallington adopted an award resolution on March 22, 2018 for the Civic Center Generator; and

WHEREAS, Neglia Engineering Associates, Borough Engineer, has advised the Mayor and Council that it is necessary to request an extension from the funding source;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington as follows:

1) Neglia Engineering Associates, Borough Engineering, is hereby authorized to request an extension from FEMA for the project commonly referred to as the Civic Center Generator.

Motion by Androwis, Seconded by Ivanicki

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 138**

WHEREAS, the Mayor and Council of the Board of Wallington have received complaints about the condition of certain streets in the section of town commonly referred to as the “flower” streets ; and

WHEREAS, the Borough of Wallington desires the opinion of its engineer, Neglia

Engineering Associates as to what streets require immediate attention;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington as follows:

1) Neglia Engineering Associates is hereby authorized to perform the work necessary to inspect the streets in the section of town commonly known as the “flower” streets and to provide the Mayor and Council with a recommendation as to which streets require work on a higher priority than the others.

Certification of Funds

The Chief Finance Officer certifies that sufficient funds are available to pay for the services detailed set forth above in the Account No.

CFO

Motion by Olkowski, Seconded by Androwis

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye

Councilman Brunacki stated - before vote on Resolutions 129 through 136 questioned about Payroll – why the switch? Asked about Recycling, any special training needed.

Councilman Rachelski answered – training done and complete, took her test.

Councilwoman Dabal stated – yes.

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. 2018 - 129**

WHEREAS, the Mayor and Council of the Borough of Wallington is under a statutory and fiduciary obligation to the taxpayers of the Borough of Wallington to enter into shared services agreements with other municipalities or public agencies when a real savings is realized by doing so ; and

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

1) The Mayor and Council of the Borough of Wallington is exploring entering into a shared services agreement for the duties presently performed by the full time Nurse;

2) the entry of some a shared services agreement may effect the employment of the person presently employed as the full time Nurse. The borough attorney, Richard Cedzidlo, is hereby directed to issue a Rice Notice to the Nurse advising her that the issue will be discussed at the meeting scheduled for May 8, 2018 at 7:30 p.m. at 24 Union Blvd., Wallington.

Motion by Olkowski, Seconded by Androwis

Roll Call: Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye
Brunacki – No

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 130**

WHEREAS, the Wallington Municipal Court is presently sharing space in the Carlstadt Municipal Court due to the condition of the Municipal Building located at 54 Union Boulevard, Wallington, NJ ; and

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

1) The Mayor and Council of the Borough of Wallington must enter into either an interim or permanent shared services agreement with the Borough of Carlstadt;

2) the entry of some a shared services agreement may effect the working conditions and/or the status of persons who work in the Wallington Municipal Court. The borough attorney, Richard Cedzidlo, is hereby directed to issue a Rice Notice to all employees who may be affected by a shared services agreement between the Borough of Wallington and the Borough of Carlstadt, advising them that the issue will be discussed at the meeting scheduled for May 8, 2018 at 7:30 p.m. at 24 Union Blvd., Wallington.

Motion by Olkowski, Seconded by Androwis

Roll Call: Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye
Brunacki – No

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 131**

WHEREAS, the Borough of Wallington is in the process of making the day to day operation of the borough more efficient; and

WHEREAS, the Mayor and Council has received a recommendation to change the payroll process for its employees;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Wallington as follows:

1) Effective July 1, 2018 the payroll schedule will be changed to a semi-monthly pay schedule. Effective on that day pay checks will be issued normally on the 15th day of each month and the last day of each month. If the regular scheduled pay day falls on a weekend or on a holiday, then the pay day will be on the last business day preceeding the weekend day or holiday day;

2) The Borough Administrator is hereby authorized to take any action or sign any documents which may be necessary to implement this new payroll schedule effective July 1, 2018.

Motion by Olkowski, Seconded by Androwis

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 132**

WHEREAS, the Borough of Wallington Planning Board, Borough of Wallington and Mayor and Council of the Borough of Wallington have been named as defendants in a lawsuit filed by Morningside at Wallington LLC, designated as Docket No.: BER-L- 2028-18; and

WHEREAS, the Borough Administrator sent the said Complaint to Bergen Risk Managers, Inc. on April 12, 2018;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Wallington as follows:

1) The borough attorney, Richard Cedzidlo, Esq. is hereby authorized to file a responsive pleading on behalf of all of the defendants. The borough attorney is hereby further directed to determine if there is any insurance coverage through Bergen Risk Manager, Inc with respect to the allegations of the Complaint filed on behalf of Morningside at Wallington, LLC.

Motion by Olkowski, Seconded by Androwis

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 – 133**

WHEREAS, THE BOROUGH OF WALLINGTON redeemed Tax Sale Certificate 13-002 2012 on April 21, 2016 and said Certificate was returned to Nadine Ackerson, for 67 Halstead Avenue, Wallington, and,

WHEREAS, Nadine Ackerson did not record said Tax Sale Certificate as being redeemed in the Bergen County Clerk's Office, and,

WHEREAS, Franklin S. Montero who represents 67 Halstead Avenue stated that these facts are true and would like to record the Tax Sale Certificate in the Bergen County Clerk's Office as being redeemed, and,

WHEREAS, the Borough of Wallington Tax Collector has reviewed said Tax Sale Certificate file and recommends the issuance of a Certificate of Redemption for Tax Sale Certificate Number 13-002 2012.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, that the Tax Collector is authorized to issue a Certificate of Redemption for Tax Sale Certificate Number 13-002 2012.

The cancelled Tax Sale Certificate should be mailed to: Franklin S. Montero, 245 Lexington Avenue, Passaic, NJ 07055.

Motion by Olkowski, Seconded by Androwis

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 – 134**

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WHEREAS, Tax Sale Certificate Number #17-009 2016 is held by US Bank Cust BV002 Trust & Crdt (Third Party Lien Holder), and,

WHEREAS, the Third Party Lien Holder US Bank Cust BV002 Trust & Crdt paid a premium in the amount of \$43,000.00 for Tax Sale Certificate Number 17-009 2016.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, that the Redemption be approved in the amount of \$70,122.12 (\$27,122.12 Tax Title Lien Redemption and \$43,000.00 Premium). The Borough Treasurer will issue a check made payable to US Bank Cust for Phoenix in the amount of \$70,122.12 and the Tax Collector shall adjust her books accordingly.

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

NOTE TO CFO: 1099

Motion by Olkowski, Seconded by Androwis

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 – 135**

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WHEREAS, Tax Sale Certificate Number #17-012 2016 is held by AMA Trading LLC (Third Party Lien Holder), and,

WHEREAS, the Third Party Lien Holder AMA Trading LLC paid a premium in the amount of \$1,100.00 for Tax Sale Certificate Number 17-012 2016.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, that the Redemption be approved in the amount of \$1,755.30 (\$655.30 Tax Title Lien Redemption and \$1,100.00 Premium). The Borough Treasurer will issue a check made payable to AMA Trading LLC in the amount of \$1,755.30 and the Tax Collector shall adjust her books accordingly.

The payment should be mailed to AMA Trading LLC, 31 Bloomfield Avenue, Paterson, NJ 07503.

NOTE TO CFO: 1099

Motion by Olkowski, Seconded by Androwis

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 136**

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

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act

to use the tonnage grants to develop new municipal recycling programs and to continue and to expend existing programs; and

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

WHEREAS, a Resolution authorizing this Municipality to apply for such tonnage grants will memorialize the commitment of this Municipality to recycling and to indicate the assent of the Mayor and Council of the Borough of Wallington to be efforts undertaken by the Municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such Resolution should designate the individual authorized to ensure the application is properly completed and timely filed and to be the Recycling Coordinator for the Municipality.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Wallington that the Borough of Wallington hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and Energy and designates Aneta Wygonik as the Recycling Coordinator for the Borough of Wallington for the year 2018 among whose duties shall be to ensure that all recycling applications and reports are properly filed; and

BE IT FURTHER RESOLVED that the monies received from any recycling tonnage grant be deposited in a dedicated recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling; and

BE IT FURTHER RESOLVED that said Recycling Coordinator shall receive a \$500 stipend as compensation.

Motion by Olkowski, Seconded by Androwis

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

LIST OF BILLS AND SUPPLEMENTAL LIST OF BILLS

CURRENT ACCOUNT

21677	JOSEPH SMENTKOWSKI INC	\$38,250.00
21678	LJUDMILA KRIMBERG	\$2,852.31
21679	LAWMEN SUPPLY	\$3,471.54
21680	WALLINGTON BOARD OF EDUCATION	\$457,166.00
21681	WALLINGTON BOARD OF EDUCATION	\$457,167.00
21682	WALLINGTON BOARD OF EDUCATION	\$457,167.00

21683	U.S. POST OFFICE	\$500.00
21684	VERIZON WIRELESS	\$407.08
21685	COMCAST	\$150.84
21686	VERIZON	\$143.30
21687	HOME DEPOT CREDIT SERVICES	\$636.05
21688	VERIZON WIRELESS	\$71.62
21689	MARIA A. REDA	\$350.00
21690	MARTIN S. CEDZIDLO, ESQ.	\$2,925.00
21691	REINER OVERHEAD DOORS, L.L.C.	\$803.00
21692	REINER OVERHEAD DOORS, L.L.C.	\$992.50
21693	COUNTY OPEN SPACE TRUST FUND	\$24,829.50
21694	COUNTY OF BERGEN	\$595,000.00
21695	RICHARD S. CEDZIDLO	\$1,875.00
21696	RICHARD S. CEDZIDLO	\$5,060.00
21697	REGIONAL RISK MANAGERS	\$6,566.00
21698	WALLINGTON BOARD OF EDUCATION	\$105.00
21699	EXCLUSIVE ACCOUNTING SERVICE	\$1,097.30
21700	ACTION DATA SERVICES INC.	\$1,353.10
21701	NORTH JERSEY MEDIA GROUP INC.	\$67.90
21702	MCI	\$155.06
21703	E-ZPASS	\$57.35
21704	WITMER ASSOCIATES INC.	\$445.00
21705	BOROUGH OF CARLSTADT	\$1,350.00
21706	BOROUGH OF CARLSTADT	\$700.00
21707	BRUNO ASSOCIATES INC	\$4,000.00
21708	PROCOPY INC.	\$357.00
21709	DART COMPUTER SERVICES, INC	\$607.50
21710	BOROUGH OF CARLSTADT	\$1,080.00
21711	BOROUGH OF CARLSTADT	\$2,580.00
21712	BOROUGH OF CARLSTADT	\$1,100.00
21713	BITTIGER ELIAS & TRIOLO PC	\$1,077.50
21714	BRAEN STONE INDUSTRIES	\$855.84
21715	US TEL, INC.	\$135.00
21716	NEW JERSEY FIRE EQUIPMENT COMP	\$1,597.80
21717	NEW JERSEY FIRE EQUIPMENT COMP	\$759.69
21718	NEW JERSEY FIRE EQUIPMENT COMP	\$758.00
21719	ALL AMERICAN SEWER SERVICE	\$75.00
21720	ALL AMERICAN SEWER SERVICE	\$4,950.00
21721	DRAGER SAFETY DIAGNOSTICS INC	\$179.00
21722	V.E. RALPH & SON, INC.	\$155.80
21723	C & C TIRE, INC.	\$632.52
21724	NEWMAN TRAFFIC SIGNS	\$1,219.50
21725	AMERICAN WEAR	\$93.80
21726	ADVANCED ENTERPRISES	\$25,802.32

21727	AGL WELDING SUPPLY CO., INC.	\$42.24
21728	MOORE MEDICAL CORP.	\$983.81
21729	ALL - SHRED SERVICE	\$100.00
21730	MERIT TROPHIES & ENGRAVING INC	\$140.00
21731	NEWARK ASPHALT CORP.	\$233.95
21732	FORD MOTOR CREDIT COMPANY	\$11,003.84
TOTAL BILL LIST		\$2,122,234.56

WATER ACCOUNT

63076	US VOIP	\$998.99
63077	U.S. POST OFFICE	\$350.00
63078	U.S. POST OFFICE	\$350.00
63079	U.S. POST OFFICE	\$350.00
63080	DART COMPUTER SERVICES, INC.	\$500.00
63081	BRAEN STONE INDUSTRIES	\$263.12
63082	SUPERIOR DISTRIBUTORS	\$559.24
63083	PASSAIC VALLEY WATER COMM.	\$745.00
63084	P.S.E.&G.	\$787.05
63085	PASSAIC VALLEY WATER COMM.	\$74,421.32
63086	PASSAIC VALLEY WATER COMM.	\$70,633.08
63087	DART COMPUTER SERVICES, INC.	\$168.75
63088	AMERICAN WEAR	\$764.50
TOTAL BILL LIST		\$150,891.05

GENERAL CAPITAL

400860	REGIONAL COMMUNICATIONS, INC	\$6,841.00
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TRUST ACCOUNT - DOG

1201	NJ DEPARTMENT OF HEALTH	\$42.60
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TRUST ACCOUNT - SUMMER RECREATION

1230	ANDREA SOLITTO	\$120.00
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TRUST ACCOUNT - PLANNING

2741	MARTIN S. CEDZIDLO, ESQ.	\$2,500.00
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Motion to Pay List of Bills by Brunacki, Seconded by Ivanicki,
Roll Call: Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye

Engineer's report given by David Juzmeski – read the Monthly Report. We have two hearings tonight.

OLD BUSINESS

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 139**

WHEREAS, the Mayor and Council of the Borough of Wallington has determined that it is necessary to appoint a Supplemental Fire Service Coordinator.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Wallington as follows:

1) Mr. Edward Tanderis is hereby appointed as Supplemental Fire Service Coordinator. Mr. Tanderis shall serve in this position with no compensation.

Motion by Ivanicki, Seconded by Dabal

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 140**

WHEREAS, the Borough of Wallington has received a proposal from Neglia Engineering Associates for preparing bid documents related to the 2017 Municipal Road Program; and

WHEREAS, the Mayor and Council of the Borough of Wallington finds that it will further the public welfare to proceed with certain projects;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Wallington as follows:

Neglia Engineering Associates is hereby authorized to prepare bid documents for the following streets :

- 1) Spring Street (from Mt. Pleasant Ave. To Lakawanna Ave., Apprx. 775 feet long)
- 2) Spring Court (From Spring Street, Apprx 400 feet in length)
- 3) Willow Avenue (Approximately 650 feet length)

Certification of Funds

The Chief Finance Officer certifies that sufficient funds are available to pay the lump sum for the services detailed in the proposal dated in the Account No.

CFO

Motion by Androwis, Seconded by Ivanicki

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 141**

WHEREAS, the Mayor and Council of the Borough of Wallington has received a recommendation from the Rent Leveling Board that it is necessary to amend the Borough Code to require an escrow to pay for expenses incurred by the Board in paying its professionals when reviewing applications filed with the Board; and

WHEREAS, the Mayor and Council of the Borough of Wallington accepts the recommendation of the Rent Leveling Board and finds that it is in the best interests of the tax payers of the Borough of Wallington to adopt such an ordinance;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington as follows:

The Borough Attorney, Richard S. Cedzidlo, Esq., is hereby directed to draft an Ordinance which will provide that any applicant filing an application with the Rent Leveling Board post monies into an escrow account which shall pay the fee of professionals retained by the Board to perform work in connection with reviewing and acting upon any such application.

Motion by Olkowski, Seconded by Ivanicki

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

NEW BUSINESS

Motion by Rachelski for the Borough Attorney for preparation of a demand letter to KC's and demand payment in 30 days for payment of \$347,000.00 before second Rich Cedzidlo stated he had an item to discuss contacted by attorney. Councilman Rachelski stated we have been waiting for a long time. This is theft services stolen. This may have saved the nurse. Councilman Olkowski asked about waiting if the payment is not received in 30 days KC must vacate the premises, Seconded by Ivanicki

Councilman Brunacki asked about executive session if it can wait why not wait.

Councilman Ivanicki withdrew her motion.

No second to the motion.

Councilman Rachelski stated – hear the Nurse first.

The Attorney stated – both deliberations are requested to be heard in Public Session.

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 – 142**

**RESOLUTION AUTHORIZING A SHARED SERVICES
AGREEMENT FOR NURSING SERVICES**

WHEREAS, the Board of Health of the Borough of Wallington and the Mayor and Council have explored cost savings to the citizens of the borough by entering into a Shared Services Agreement for nursing services ; and

WHEREAS, the Board of Health of the Borough of Wallington has made a recommendation to the Mayor and Council to create tax savings through the implementation of a Shared Services Agreement; and

WHEREAS, an agreement to enter into a shared service for municipalities is permitted by statute ; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington as follows:

1) The Mayor and Council accepts the recommendation set forth in the Resolution adopted by the Board of Health that a shared services agreement be entered into with Mid-Bergen Regional Health Commission and HARP Hackensack Medical Center Meridian Health subject to finalization by the Mayor, Borough Administrator and Attorney in order that the agreement becomes operational as soon as possible; and

2) The position of full time Nurse is hereby eliminated and the Borough attorney shall notify the Civil Service Commission of the action of the Mayor and Council. The borough attorney shall issue a layoff notice after authorized to do so by Civil Service. The Nurse is hereby placed on administrative leave with full pay until the last day of her employment.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

Motion by Dabal Mr. Baginski stated he does not have a copy of the Shared Service Agreement,
Mr. Cedzidlo stated either does he, Seconded by Rachelski
Roll Call: Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye
Brunacki – No

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 143**

**RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT FOR A
SHARED MUNICIPAL COURT**

**BETWEEN THE BOROUGH OF CARLSTADT AND
THE BOROUGH OF WALLINGTON**

WHEREAS, the Borough of Carlstadt and the Borough of Wallington are desirous of entering into a Shared Services Agreement for a Shared Municipal Court commencing as soon as possible; and

WHEREAS, the Borough of Carlstadt and the Borough of Wallington continue to be interested in creating tax savings through the implementation of the Shared Municipal Court; and

WHEREAS, an agreement to enter into a shared service for municipalities is permitted under N.J.S.A. 40A:65 - 1 et seq., the Uniform Shared Services and Consolidation Act; and

WHEREAS, N.J.S.A. 2B:12-19(c) allows for the establishment of Shared Municipal Courts and provides that:

“Two or more municipalities, by ordinance or resolution, may agree to provide jointly for courtrooms, chambers, equipment, supplies and employees for their municipal courts and agree to appoint judges and administrators without establishing a joint municipal court. Where municipal courts share facilities in this manner, the identities of the individual courts shall continue to be expressed in the captions of orders and process.”

and

WHEREAS, the Borough of Carlstadt and Wallington has secured approval for the Shared Municipal Court pursuant to New Jersey Court Rule 1:33-4 (a); and

WHEREAS, the Borough of Wallington has elected to layoff its own Court Administrator; and

WHEREAS, the Shared Services Agreement approved by Mayor and Council of the Borough of Wallington shall be attached to this resolution and shall be incorporated by reference; and

WHEREAS, the Borough of Carlstadt and Wallington shall continue to receive all Court related revenues related to their respective court; and

WHEREAS, the Borough of Carlstadt desires to enter into the attached Shared Services Agreement for a Shared Municipal Court between the Borough of Carlstadt and the Borough of Wallington, substantially in the form attached hereto;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Clerk are hereby authorized to sign the attached Shared Services Agreement for a Shared Municipal Court

between the Borough of Carlstadt and the Borough of Wallington substantially in the form attached subject to finalization by the Mayor, Borough Administrator and Attorney in order that the Shared Municipal Court becomes operational as soon as possible; and

BE IT FURTHER RESOLVED that the borough attorney shall notify the Civil Service Commission of the action taken by the Mayor and Council and that a layoff notice be issued to the Court Administrator, Ms. Andrea M. Heyler - Infante, pursuant to the provisions of the New Jersey Administrative Code. Ms. Andrea M. Heyler - Infante shall also be placed on administrative leave with pay immediately. She shall be paid up to and through the last day of her employment set forth in the layoff notice. This Resolution shall take effect immediately.

Motion by Councilman Rachelski stated he is in receipt of a letter from Judge Bonnie Mizdol approving the Shared Service Agreement dated May 7, 2018.

Motion by Rachelski to Approve the Shared Services Agreement Authorize Mayor to sign and Authorize the Borough Attorney to issue layoff notice as requested by Civic Service to Andrea Infante.

Councilman Rachelski - have the Borough Attorney notify the employee of the Administrative Leave effective immediately, but paid until required by the law.

Seconded by Dabal

Roll Call: Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye
Brunacki – No

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 144**

RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS the Governing Body of the Borough of Wallington is authorized, pursuant to N.J.S.A. 10:4-12 to exclude the public from that portion of this meeting for purposes of discussing specific matters as permitted by N.J.S.A. 10:4 - 12; and,

WHEREAS, the Governing Body of the Borough of Wallington intends to discuss certain matters which are deemed confidential pursuant to N.J.S.A 10:4-12, in Executive Session:

WHEREAS, at this time the Governing Body of the Borough of Wallington cannot determine the time when the discussion to be held in Executive Session will be made public, but will disclose the minutes of the Executive Session when the need for confidentiality no longer exists

NOW THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Wallington that this meeting shall be adjourned to an Executive Session (closed session) and the Public will be excluded in order that the Governing Body may discuss the items listed below, and upon reconvening the public meeting will resume . This resolution is authorized and allowed

by and pursuant to N.J.S.A 10:4-13

1. Tax Board hearing scheduled for May 9, 2018

2. Update on lawsuits filed by Morningside at Wallington, LLC

3. Phone call from an attorney on behalf of KC Landscaping

4.

5.

Motion to Enter into the Executive Session at 8:30p.m. by Olkowski, Seconded by Dabal

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

Motion by Rachelski to Resume Regular Order of Business at 9:15p.m. by Androwis, Seconded by Ivanicki

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 145**

WHEREAS, KC Landscaping Inc., is and has been occupying the real property commonly known as 125 River Drive , Wallington (Passaic, NJ) since in or about July 2006; and

WHEREAS, the Borough of Wallington has previously issued demand letter to KC Landscaping, Inc. demanding the repayment of monies paid by the tax payers of the Borough of Wallington for water usage by KC Landscaping, Inc. at the said property since 2006 and through the third quarter of 2017; and

WHEREAS, the Borough of Wallington has not received a payment of any monies towards amount due and owing to the Borough of Wallington for said water usage;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington as follows:

1) The Borough Attorney is hereby directed to send an additional demand letter to KC Landscaping, Inc. demanding payment in full for the outstanding water charges through the third quarter of 2017 plus the water usage through the present date and demanding payment in full by no later than June 15, 2018. In the event that the all monies are not paid to the Borough of Wallington in full by June 15, 2018, the Borough Attorney is further authorized to issue a Notice to Vacate or other legal notice which requires that KC Landscaping, Inc vacate the property located at 125 River Drive, Wallington, NJ by no later than July 1, 2018 or an eviction and/or ejectment action shall be commenced immediately.

Motion by Rachelski, Seconded by Ivanicki

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 146**

WHEREAS, the Borough of Wallington previously issued a demand letter to KC Landscaping a/k/a Nursery Stock 2Go LLC for reimbursement of payments for water usage at the real property commonly known as 125 River Drive, Passaic, NJ 07055; and

WHEREAS, the Borough Attorney has advised the Mayor and Council that he has received a telephone call from an attorney on behalf of the said entities requesting a meeting to discuss a payment plan for the monies which the Borough of Wallington has demanded payment for; and

WHEREAS, the Borough Attorney has requested that a committee be formed if the Mayor and Council authorizes such meeting as the Borough Attorney has stated that he will not meet with the attorney for these entities alone;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Wallington as follows:

1) Mr. Joseph Brunacki IV, Mr. Eugeniusz Rachelski, Ms. Melissa Dabal are hereby appointed as the Committee to meet with the attorney for the entities who presently occupy the real property commonly known as 125 River Drive, Passaic, NJ 07055. The committee shall have no authority to negotiate the amount owed to the Borough of Wallington but shall report any settlement proposal to the entire Mayor and Council of the Borough of Wallington.

Motion by Rachelski, Seconded by Brunacki

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

Motion by Dabal to Waive the 48 Hour Rule with respect to engage a new labor attorney,
Seconded by Olkowski

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

**BOROUGH OF WALLINGTON
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 2018 - 147**

WHEREAS, the Mayor and Council of the Board of Wallington is disappointed in the lack of progress in the negotiations with the Policemen's Benevolent Association; and

WHEREAS, the Mayor and Council of Borough of Wallington desires to appoint a new labor attorney to handle the said negotiations and other labor law issues as they may arise;

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

1) David Corrigan, Esq., of The Corrigan law Firm, 54-B West Front Street, Keyport, New

Jersey 07735 is hereby appointed as labor attorney for the Borough of Wallington for the balance of 2018 at the rates set forth in his response to the Request for Qualifications.

Certification of Funds

The Chief Finance Officer certifies that sufficient funds are available to pay for the services detailed set forth above in the Account No.

CFO

Motion by Dabal, Seconded by Rachelski

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski - Aye

Motion by Ivanicki to Award the Fire House Contracts, Seconded by Androwis

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye

ADJOURNMENT

Motion to adjourn at 9:22p.m. by Brunacki, Seconded by Olkowski,

Roll Call: Brunacki, Rachelski, Androwis, Dabal, Ivanicki, Olkowski – Aye

Witold T. Baginski, RMC
Borough Clerk