

**MINUTES  
REGULAR MEETING  
SEPTEMBER 26, 2019**



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.

Mayor Mark W. Tomko calls the meeting to order at 7:30 p.m.

Flag Salute and Invocation

Mayor M. Tomko read the public meeting notice pursuant to the Sunshine Law.  
Roll Call:

Mayor Tomko – here  
Councilman Rachelski – here  
Councilman Brunacki – here  
Councilman Androwis – here  
Councilwoman Dabal – here  
Councilwoman Ivanacki – here  
Councilman Olkowski – absent

Borough Attorney Richard Malagiere – present  
Borough Administrator Hector Olmo – present

**PRESENTATION**

Mayor and Council make a presentation to the Wallington 13/14 Girls Softball for the outstanding accomplishments.

Mayor Tomko lead the presentation, spoke about the success of the team and wished them continued success into the future. Presented individual certificates to each player and a proclamation from the State of New Jersey. Coach D. Bako presented a picture of the team to the mayor and council and congratulated the players and thanked the Mayor and Council.

**HEARING OF CITIZENS**

Motion to Open the Meeting to the Hearing of Citizens by Dabal, Seconded By Androwis,  
Roll Call: Rachelski AYE, Brunacki AYE, Androwis AYE, Dabal AYE, Ivanicki AYE,  
Olkowski \_\_\_\_\_,

Mike Chirlo, 64 Jordan Ave: Asked about the property at 8 Van Dyke. Stated in effect that he witnessed a 20-foot hole on the property with 3-5 dump trucks going to and from the property on Jordan Ave. The traffic runs day and night & there is a distinct horrible smell that emanates from the property. Councilwoman President Dabal stated in effect that she received a call from James Wood about this with similar complaints. It looks like an environmental cleanup is happening with an EPA placard. She followed up with the job super and requested documents. Lastly, Mr. Chirlo asked if we can have a public discussion ten minutes after the meeting. Mayor Tomko advised that a long time ago hearing of citizens was at the end of the meeting, and he will discuss this idea with the council.

Helena Plaskon, 86 Rose Drive: spoke on the following topics; 1) Thanked the council and welcomed Mayor Tomko back 2) Raised concerns over bullying 3) Raised concerns about video surveillance from her neighbor and possible invasion of privacy while gardening in her back yard 4) raised concerns over the Board of Education. 5) Raised concerns about garbage company and advised that she sent an e-mail with picture evidence of damage to her garbage cans and residue that subsequently remained 6) Raised concerns over the excessive number of political signs. Elaborated that it looks bad for the town and all political parties should reconsider their priorities. She asked that the Mayor and Council to revisit Borough code 365 and amend it to restrict the size and number of signs found on residential properties. 7) Raised concerns over Direct Vent boilers and furnaces and their safety. Mentioned that she would like the Lead Building Inspector to review state codes and ensure people who have direct vent are compliant. Mayor Tomko acknowledged her concerns but advised that there is a time limit.

Motion to Close the Meeting to the Hearing of Citizens by Brunacki, Seconded By Androwis, Roll Call: Rachelski AYE, Brunacki AYE, Androwis AYE, Dabal AYE, Ivanicki AYE, Olkowski \_\_\_\_\_,

## **COMMUNICATIONS**

From: Wallington Truck Company #1  
Re: Expulsion of member

From: NJ League of Municipalities  
Re: 2019 League Conference Resolutions

From: Garden State Towing Association  
Re: Predatory Towing Prevention Act

From: Bittiger Elias & Triolo P.C.  
Re: Case Management Spreadsheet of pending tax appeals

From: County of Bergen  
Re: Department of Health Services Information

From: NJ Transit  
Re: Public Hearing Notice for Bus Route 119 and 772

From: PSE&G  
Re: Proposed LED Street Lights

From: Wallington Truck Company No. 1  
Re: 125<sup>th</sup> Anniversary Celebration

From: NJ Cooperative Purchasing Alliance  
Re: Membership in the Cooperative

From: Kreiser & Associates  
Re: Litigation involving 8<sup>th</sup> Street Bridge

From: Wallington Board of Health  
Re: Resolution #19-360  
Re: Phone billing for members  
Re: Approved Handicapped spaces  
Re: Flu Clinic Notification

From: Wallington Planning Board  
Re: Minutes of the Aug,20 2019 meeting

From: Wallington Engine Co. 202  
Re: Raffle License #2019-010

From: Wallington Municipal Court  
Re: July and August Funds Collected and Remitted by the Court

From: MEL/JIF  
Re: Latest Brochure

From: Genevieve Kacmarcik  
Re: Removal from Consideration to Zoning Board Secretary

From: NJ Transit  
Re: New bus stops on Main Avenue and Locust Avenue

From: Wallington Board of Education  
Re: Request for the use of the Civic Center on 10/19/19 for Homecoming Dance



From: Wallington Pulaski Memorial Association  
Re: Request for use of the Civic Center for Pulaski Day Parade

From: Wallington Lions Club  
Re: Request the use of the Civic Center for Fall Pancake Breakfast Fundraiser

Motion to refer the previous Communications to the proper Agencies  
By Androewis, Seconded by Brunacki,  
Roll Call: Rachelski AYE, Brunacki AYE, Androwis AYE, Dabal AYE, Ivanicki AYE,  
Olkowski \_\_\_\_\_,

## **COMMITTEE REPORTS**

### **COUNCILMAN EUGENIUSZ RACHELSKI**

Provided a high-level overview of a corrective action report. Advised that there was quite a large amount of improvements as compared to years past. Of the current 18 infractions, 7 have been addressed immediately. Credits Borough Administrator, Hector Olmo, and CFO, Judy Tutela, for tremendous improvements. Consolidation of accounting software and upgrades will further reduce or eliminate issues. We must follow accounting best practices.

### **COUNCILMAN JOSEPH BRUNACKI**

Provided summons statistics for the previous month. Spoke about Trunk or Treat program that Recreation will be running.

### **COUNCILMAN KHALDOUN ANDROWIS**

Talked about insurance meeting at Franklin Township. Asked Borough Administrator to have our Insurance Representative speak to Employees on new programs and multiple changes. Emphasized that the Borough is doing very well with insurance requirements. Gave an update on the Shade Tree Commission and working with PSE&G with list of addresses that need trimming. Shade Tree is discussing a possible November date for a Borough Day to plant Trees. From the Health Department advised that there will be a Flu Clinic on October 22 and there was 1 case of West Nile Virus in the State of NJ. Lastly provided an update on various capital projects that are in the pipeline, and how the borough is being smart by fixing infrastructure before paving streets.

**COUNCILWOMAN MELISSA DABAL**

Thanked the Board of Health for giving up their phone stipends. Is spearheading a 911 Memorial Committee for the construction of a 911 Memorial; Working with Brian Warner for Granite Material, and has ascertained a certified piece of “911 steel.”

**COUNCILWOMAN WENDYSU IVANICKI**

DPW Painted all cross walks and curbs prior to the start of the school year. Cut down 7 dead trees. Continuing there day to day maintenance capital activities.

**COUNCILMAN BRYAN OLKOWSKI**

No Report - Absent

**MAYOR’S REPORT**

Provided July and August EMS statistics. Advised that August was a very busy month with some nights seeing 4-5 calls. Congratulated Truck Company 201 on their 125<sup>th</sup> anniversary and wants to make that day Truck Company 201 day in Wallington. Advised that the Gregory Avenue bridge is a “pig sty” and looks in complete disrepair. Requests to contact PSE&G and request reflectors on some telephone poles as they pose a hidden danger to motorists. There will be a fire prevention demonstration on October 8. Letters will be going out about Veterans Day Ceremony’s In conjunction with the VFW post.

**ATTORNEY’S REPORT**

No Report

**ADMINISTRATOR REPORT**

Spoke to Carlstadt & DPW on various items and where we can leverage our relationship for further synergies and savings. Reached out to Passaic County and Passaic City reference the lack of maintenance of the Gregory Avenue Bridge; Passaic has asked to use our boat launch and by next week well gain insight into the status of the clean up process. Grant: Public Service grant for approximately \$220K worth of lighting but the borough must come up with \$110K up front. Spoke to IT technician for new IT equipment, consolidation of systems, and new computers for the DPW, Police, and Borough. The scope of work is being evaluated and subsequent cost estimates are being evaluated.

**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.

**Resolution 2019 – 170**

Resolution authorizing the Borough of Wallington Through the Wallington Police Department to participate in the Defense Logistics Agency, Law Enforcement Support Office, 1033 program to enable the Wallington Police Department to request and acquire excess Department of Defense equipment.

**Resolution 2019– 171**

A Resolution to authorize Neglia Engineering to complete the NJ Stormwater Pollution Prevention Plan

**Resolution 2019– 172**

A Resolution to approve the Contract with the WEA from the period of 2018-2021.

**Resolution 2019- 173**

A Resolution to approve the designated bus stops and delete bus stop as per NJ Transit request.

**Resolution 2019- 174**

A Resolution to pay the Chief for compensation of back pay.

**Resolution 2019- 175**

A Resolution approving the corrective action plan for 2018 audit

**Resolution 2019- 176**

A Resolution to enter into a CDBG grant agreement with the County for Morrissee Ave Improvement

**Resolution 2019-177**

A Resolution to approve the 2018 LOSAP payments for the Emergency Services members

**Resolution 2019-178**

A Resolution to pay Tax Sale Certificate 15-002 for 53 Anderson Avenue to Pro Cap 6, LLC

Motion by Rachelski, Seconded by Androwis,

Roll Call: Rachelski AYE, Brunacki AYE, Androwis AYE, Dabal AYE, Ivanicki AYE,  
Olkowski \_\_\_\_\_,

**ORDINANCES**

**2019- 008      2nd Reading by Title Only:** An Ordinance to Amend Chapter 307, Section 28 of the Wallington Borough Code regarding “Handicapped Parking Areas.”



Motion by Androwis, Seconded by Rachelski,

Roll Call: Rachelski AYE, Brunacki AYE, Androwis AYE, Dabal AYE, Ivanicki AYE,  
Olkowski \_\_\_\_\_,

Motion to Open the Meeting to the Hearing of the Citizens relative to Ordinance No. 2019 – 008  
by Brunacki, Seconded by Androwis,

Roll Call: Rachelski AYE, Brunacki AYE, Androwis AYE, Dabal AYE, Ivanicki AYE,  
Olkowski \_\_\_\_\_,

John Rebecky, 269 Hathaway Street: What are we actually doing here? Borough Attorney  
explained the changes and the need for it. Borough Administrator provided a high  
level example to illustrate the need for the change.

Motion to Close the Meeting to the Hearing of Citizens by Brunacki, Seconded by Androwis,

Roll Call: Rachelski AYE, Brunacki AYE, Androwis AYE, Dabal AYE, Ivanicki AYE,  
Olkowski \_\_\_\_\_,

Motion to Adopt Ordinance No. 2019-008 by Brunacki, Seconded by Androwis,

Roll Call: Rachelski AYE, Brunacki AYE, Androwis AYE, Dabal AYE, Ivanicki AYE,  
Olkowski \_\_\_\_\_,

### **LIST OF BILLS AND SUPPLEMENTAL LIST OF BILLS**

Motion to Pay List of Bills by Androwis, Seconded by Brunacki,

Roll Call: Rachelski AYE, Brunacki Abstain #23709 & #23710 AYE for the rest, Androwis  
AYE, Dabal AYE, Ivanicki Abstain #23709 & #23710 AYE for the rest, Olkowski \_\_\_\_\_,

### **OLD BUSINESS**

E-code needs to be updated.

Councilwoman Ivanicki: Reference Regional Tournament: inquired why \$2,000 isn't  
approved or noted in the Recreation Board Minutes. Councilman Brunacki advised that it  
should be there and to reach out to the board secretary. Councilman Ivanicki reiterated  
that she did and it's not there; Councilwoman Ivanicki is concerned that funds are being  
spent without proper board approval.

### **NEW BUSINESS**

#### **Executive Session**

Motion for Executive Closed Session:

Motion by Brunacki, Seconded by Androwis,

Roll Call: Roll Call: Rachelski Aye, Brunacki Aye, Androwis Aye, Dabal Aye, Ivanicki Aye,  
Olkowski \_\_\_\_\_,

Motion to Re-open public meeting:

Motion by Ivanicki, Seconded by Androwis,

Roll Call: Roll Call: Rachelski Aye, Brunacki Aye, Androwis Aye, Dabal Aye, Ivanicki Aye,  
Olkowski \_\_\_\_\_,

## **ADJOURNMENT**

Motion to adjourn at 8:48 PM by Brunacki, Seconded by Androwis,

Roll Call: Rachelski AYE, Brunacki AYE, Androwis AYE, Dabal AYE, Ivanicki AYE,  
Olkowski \_\_\_\_\_,

Minutes Respectfully Submitted by:

Grzegorz Zagaja

Acting Deputy Clerk