

**MINUTES
REGULAR MEETING**

December 17, 2020 AT 6:30 PM

The meeting will be open to the public following the Governor's Executive Order and social distancing guidelines.

Councilwoman President WendySu Ivanicki calls the meeting to order at 6:42 p.m.

Flag Salute and Invocation

Mayor Melissa Dabal read the Public Meeting Notice pursuant to the Sunshine Law

Mayor Dabal – Here
Councilman Rachelski – Present
Councilwoman Preinfalk – Here
Councilman Orzechowski – Here
Councilman Sadecki - Here
Councilwoman Ivanicki – Here
Councilman Androwis – Present

Borough Attorney Richard Malagiere – Present
Borough Administrator Hector Olmo –Here

HEARING OF CITIZENS

Motion to Open the Meeting to the Hearing of Citizens by Sadecki, Seconded by Androwis,
Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis AYE.

John Rebecky, 269 Hathaway Street: Commended the DPW on their outstanding efforts cleaning the streets from the snow storm.

Motion to Close the Meeting to the Hearing of Citizens by Sadecki, Seconded by Rachelski,
Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis AYE.

APPROVAL OF MINUTES

Regular Meeting October 29, 2020
Regular Meeting November 12,2020
Special Meeting December 7,2020

Motion by Rachelski, Seconded by Preinfalk,

Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis AYE.

COMMUNICATIONS

From: LSRP Environmental Consulting, LLC

Re: Remedial Action Outcome at 259 Paterson Avenue

From: State Of New Jersey DOT

Re: Fiscal Year 2021 Municipal Aid Program – Wallington Phase 1 in the amount of \$219,000

From: Sammarro & Zalarick, P.A.

Re: Tax Appeal 52 Van Dyke LLC

From: Shade Tree Commission

Re: February 11, 2020 Meeting Minutes

From: John F. Kennedy Library

Re: November 19, 2020 Meeting Minutes

From: Mary Baumann

Re: Letter of resignation as the court reporter for Zoning and Planning Boards

From: New Jersey State League of Municipalities Weekly Round-Up

Re: November 20, 2020

Re: December 2, 2020

From: South Bergen Municipal JIF

Re: 2021 Budget

From: Wallington Building Department

Re: Cash Receipts and Audit Report for November 2020

From: Passaic Valley Sewerage Commission

Re: City of Newark Appeal Regarding PVSC Assessment of User Charges Notice of Continuation of Public Hearing.

From: NJ State Library

Re: Notification of NJ Library Construction Bond Act Grant Award in the Amount of \$1,525,475.

From: Township of Long Hill

Re: Resolution in regards to the NJ Legislature accept responsibility to administer the provision of COAH

From: State of New Jersey DOT

Re: Fiscal Year 2021 Municipal Aid Program – Wallington Phase 2 not awarded.

From: Neglia Engineering Associates

Re: Payment Voucher #4 Fire House Roof Replacement 67 Union Blvd & 70 Park Row

From: New Jersey State League of Municipalities

Re: Newly Elected, Re-Elected and Experienced Officials Training Seminars

From: NJ Senator Paul Sarlo

Re: Award Notification of Fiscal Year 2021 Municipal Aid Program – Wallington Phase 1 in the amount of \$219,000

From: Shade Tree Commission

Re: November 10,2020 Meeting Minutes

From: North Jersey .com

Re: Affidavit of rates for 2021

From: Park Row Hose Company 3

Re: 2021 Elected Officers of the Company

From: Ed Brown Tax Assessor

Re: Online Property Record Cards

From: Wallington Fire Prevention Bureau

Re: Request to discuss the adjustment of the rates of the Fire Prevention Bureau Fees.

From: Neglia Engineering Associates
Re: 2020 End of Year and December Engineer's Report

From: Wallington Board of Recreation
Re: November 10, 2020 Meeting Minutes

From: Gateway BMED Fund
Re: Notice of reorganization meeting

Motion to refer the previous Communications to the proper Committees or Agencies
Motion by Ivanicki, Seconded by Sadecki,
Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis AYE.

CONTINUING WITH COMMUNICATIONS

From: Wallington Board of Education
Re: Request #7 in the amount of \$1,422,633.00

Motion to pay subject to fund availability
Motion by Preinfalk, Seconded by Ivanicki,
Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis AYE.

COMMITTEE REPORTS

COUNCILMAN EUGENIUSZ RACHELSKI

Provided a high-level description of financial situation. A brief discussion took place regarding leasing a portion of the latex property. Commended the commitment of the council for promoting growth and industry while finding new revenues to the town of Wallington. Requested insight into delinquent taxes outside of tax sales and a brief discussion took place on uncollected taxes; recommended an effort for a new process to collect delinquent taxes. Requested insight and guidance from borough attorney regarding parking situation in the area of Park view; An extensive discussion took place on Ordinances, Resolutions, various under-utilized locations and cost-effective options available to open up parking.

COUNCILWOMAN SUSANNE PREINFALK

Provided summary of board of education virtual learning; Provided a high-level over view of an incident that took place at a Board of Education meeting when a parent raised concerns over virtual learning. New signage was installed throughout town. Provided the holiday library schedule.

COUNCILMAN TOMASZ ORZECOWSKI

New Recreation programs will begin in February. No Report for Shade tree.

COUNCILMAN TOMASZ SADECKI

Provided a summary on Zoning applications. A brief discussion took place on various house designs concerning narrow properties. Lastly, a discussion took place regarding used cars and businesses that are looking to sell used cars in Wallington.

COUNCILWOMAN WENDYSU IVANICKI

Wished everyone a merry Christmas and New Year. Provided a summary of all DPW work; This included replacing water meters and new fire hydrants. Due to COVID there is a greatly reduced effort on the part of the Fire department and Santa Clause.

COUNCILMAN KHALDOUN ANDROWIS

No major claims on the insurance side; JIF provided guidance into 2021 budget. There are two lights that were changed for the month of November. A discussion took place on the lights regarding Cracovia.

MAYOR'S REPORT

Thanked everyone for all their great work throughout the year! Wished everyone a Merry Christmas and Happy New Year.

ATTORNEY'S REPORT

No Report

ADMINISTRATOR REPORT

Reminded everyone of the Sine Die meeting and reorganization meeting and the COVID restrictions. Provided insight into meetings for the calendar year of 2021. A discussion took place for increasing fees for the Zoning & Planning board. Thanked the DPW for all their hard work. Pointed out a letter from the Tax Assessor requesting approval to place property cards online. Tax assessor is requesting the revaluation to be postponed 1 year due to the temporary imbalance of commercial and residential values as a result of COVID. A discussion took place on the revaluation. Provided overview of COVID expenses and subsequent reimbursements.

EXECUTIVE SESSION:

Motion to enter the Meeting into EXECUTIVE session by Androwis, Seconded by Sadecki,
Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis
AYE.

Borough Attorney framed the discussion: Labor Agreement, Real Estate, Status into Litigation Measures

Motion to exit Executive Session & resume meeting by Ivanicki, Seconded by Preinfalk,
Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis
AYE.

Councilwoman President W. Ivanicki motioned to approve the DPW contract, Seconded by
Androwis,
Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis
AYE.

BOROUGH OF WALLINGTON RESOLUTION NO. 2020-188

BOROUGH of WALLINGTON and BOROUGH of WALLINGTON DPW & TEAMSTERS LOCAL 560

WHEREAS, the Borough and the DPW and Teamsters have engaged in contract negotiations for a successor agreement to that which expired on December 31, 2019;

WHEREAS, the parties have reached a memorandum of agreement on said successor agreement which is attached;

WHEREAS, the agreement is subject to Council's approval;

WHEREAS, the Borough's labor counsel and Administrator recommend that the agreement be approved;

1. **NOW THEREFORE, BE IT RESOLVED** that the attached memorandum of agreement be and is ratified and it shall take effect pursuant to law and the terms of the agreement.

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 RESOLUTION NO. 2020-173

WHEREAS, the **Borough of Wallington**, New Jersey, has experienced natural hazards that result in public safety hazards and damage to private and public property;

WHEREAS, the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk through the adoption of a Bergen County Multi-Jurisdictional Hazard Mitigation Plan (“Hazard Mitigation Plan”); and

WHEREAS, the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the Hazard Mitigation Plan; and

WHEREAS, a draft Hazard Mitigation Plan has been developed by the Mitigation Planning Committee; and

WHEREAS, the draft Hazard Mitigation Plan includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property; and

WHEREAS, the draft Hazard Mitigation Plan was provided to each participating jurisdiction and was posted on the Bergen County Office of Emergency Management’s website so as to introduce the planning concept and to solicit questions and comments; and to present the Hazard Mitigation Plan and request comments, as required by law; and

WHEREAS, the draft Hazard Mitigation Plan was submitted by the Bergen County Office of Emergency Management to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on August 7, 2020; and

WHEREAS, the New Jersey Office of Emergency Management and the Federal Emergency Management Agency have approved the draft Hazard Mitigation Plan as submitted; and

WHEREAS, formal adoption and maintenance of the Hazard Mitigation Plan by the governing body is a condition of receipt of federal disaster aid; and

WHEREAS, the Bergen County Office of Emergency Management has recommended to the County Executive and Board of Chosen Freeholders that the Hazard Mitigation Plan, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on August 7, 2020, be adopted as the official Hazard Mitigation Plan of the County of Bergen.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the **Borough of Wallington**, Bergen County, New Jersey that:

1. The Bergen County Multi-Jurisdictional Hazard Mitigation Plan, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on August 7, 2020 by the Bergen County Office of Emergency Management is hereby adopted as an official plan of the County of Bergen; minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.
2. A hard copy of the Hazard Mitigation Plan shall be kept on file at the Bergen County Office of Emergency Management, and a digital copy shall be posted on the web site of the Bergen County Office of Emergency Management.
3. Any action proposed by the Hazard Mitigation Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the **Borough of Wallington**, and this resolution shall not be interpreted so as to mandate any such appropriations.
4. The **Borough of Wallington** Emergency Management Coordinator shall coordinate with their local offices and officials; and periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Bergen County Office of Emergency Management. The Bergen County Office of Emergency Management shall prepare an annual progress report on the goals and mitigation actions set forth in the Hazard Mitigation Plan. Copies of those reports will be kept on file at the office of the Board of Chosen Freeholders and the Bergen County Office of Emergency Management. Municipal status reports may be submitted at any time to the County Coordinator to amend mitigation actions identified in the Hazard Mitigation Plan. At a minimum, municipal status reports shall be submitted to the County Coordinator on an annual basis. The County Coordinator will identify one meeting per year that will address hazard mitigation updates, as required by the State of New Jersey's Hazard Mitigation Plan and its Standard Operating Procedure.

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020-174**

SAFE AND SECURE COMMUNITIES PROGRAM

WHEREAS, the Borough of Wallington ("Wallington") wishes to apply for funding of approximately \$60,000 with a match of \$186,804.00 for an approximate total project cost of \$246,804.00 for a project under the State of New Jersey SAFE AND SECURE COMMUNITIES 20-0265 for the period July 1, 2020 through June 30, 2021; and

WHEREAS, the Mayor and Council has reviewed the accompanying application and reviewed said request; and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and Wallington for the purpose described in the application; and

WHEREAS, Wallington agrees to accept the funds solely for the purpose described in the application

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

1. As a matter of public policy, the Borough of Wallington wishes to participate, to the fullest extent possible with the Department of Law and Public Safety
2. The Attorney General will receive funds on behalf of the applicant
3. The Division of Criminal Justice shall be responsible for the receipt and review of the application of said funds
4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020-175**

CLOSEOUT OF FIRE HOUSE ROOF REPLACEMENT

Be it resolved by the Mayor and Council of the Borough of Wallington, Bergen County, New Jersey that the contract for **Fire House Roof Replacement** was constructed by **Roof Management, Inc., 1627 Wyckoff Road Wall, NJ 07727**, in accordance with the Plans and Specifications and any approved Change Orders, as directed by the Borough Engineer. The said construction is hereby accepted and final payment in the amount of **Five Thousand Eight Hundred Twenty-Five Dollars and One Cent (\$5,825.01)** is hereby approved.

This Resolution to take effect upon certification of this Resolution by the Borough CFO that sufficient funds are available.

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020-176**

TITLE: RESOLUTION AUTHORIZING THE BOROUGH OF WALLINGTON THROUGH THE WALLINGTON POLICE DEPT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE WALLINGTON POLICE TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Wallington that the Wallington Police Department is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31 of the current calendar year from January 1, 2021 to December 31, 2021; and

BE IT FURTHER RESOLVED that Wallington Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL A," which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and

supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Wallington Police Department, without restriction; and

BE IT FURTHER RESOLVED that Wallington Police Department is hereby authorized to acquire the following “DEMIL B through Q” property, if it shall become available in the period of time for which this resolution authorizes; and

BE IT FURTHER RESOLVED that the “DEMIL B through Q” controlled 3-page property list in its entirety is hereby approved and hereto attached to this resolution.

BE IT FURTHER RESOLVED that the Chief Carmelo Imbruglia and the Wallington Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED that the Chief Carmelo Imbruglia and the Wallington Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately and shall be valid to authorize requests to acquire “DEMIL A” property and “DEMIL B through Q” property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31st of the current calendar year from January 1, 2021 to December 31, 2021.

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020-177**

WHEREAS, the Borough of Wallington, received payment to redeem Tax Sale Certificate Number 17-00002 for property located at 67 Halstead Avenue, Wallington, New Jersey 07057 Block 17 Lot 11 in the amount of \$6,312.75, and,

WHEREAS, US Bank Cust BV002 Trst & Crd. paid \$300.00 Premium and holds said Tax Sale Certificate number 17-00002.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Wallington approve the Redemption of Tax Sale Certificate number 17-00002 in the amount of \$ 6,612.75. (\$6,312.75 for the Tax Sale Certificate and \$300.00 for the Premium) and the Tax Collector will adjust his books accordingly.

The payment should be made payable to: US Bank Cust BV, and shall be mailed to:

US Bank Cust BV

50 South 16th Street, Suite 2050

Philadelphia, PA 19102-2513.

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020-178**

WHEREAS, the Borough of Wallington, received payment to redeem Tax Sale Certificate Number 00-0003A for property located at 56 Wallington Avenue, Wallington, NJ 07057 Block 15 Lot 30 from City National Bank, (check number 228994), and,

WHEREAS, Fernwood Funding/Seth Kanter holds Tax Sale Certificate Number 00-0003A and paid a Premium of \$1,600.00 for said Tax Sale Certificate Number 00-0003A.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Wallington approve the Redemption of Tax Sale Certificate Number 00-0003A in the amount of \$4,320.76, (Redemption amount is \$2,720.76, and Premium of \$1,600.00) and the Tax Collector shall adjust his books accordingly.

The payment should be made payable to Fernwood Funding, and shall be mailed to:

Seth Kanter

3779 Cedar Trail

St. Cloud, FL 34772

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020-179**

WHEREAS, the Borough of Wallington, received payment to redeem Tax Sale Certificate Number 17-00006 for property located at 268 Wallington Avenue, Wallington, New Jersey 07057 Block 43 Lot 31 and approved Resolution Number 2018-270 for said redemption on December 20, 2018, and,

WHEREAS, even though the Redemption Resolution was approved by the Wallington Governing Body, and payment was received by the property owner, payment was never sent to the Third-Party Lien Holder, (US Bank Cust for BV002 Trst & Crd.) so the Tax Sale Certificate

could be authorized for cancellation and the Third-Party Lien Holder continued to pay subsequent property taxes on the open Tax Sale Certificate.

It is now noted that the property owner paid \$12,053.13 in 2018. The amount to Redeem Tax Sale Certificate today is \$16,258.31. In addition, the Third-Party Lienholder paid a Premium in the amount of \$27,000.00.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Wallington approve the amount of \$43,258.31, (\$16,258.31 for the Tax Sale Certificate Redemption and \$27,000.00 for the premium), and the Wallington Tax Collector will adjust his books accordingly.

The payment should be made payable to: US Bank Cust BV002 Trst & Crdt. and shall be mailed to:

US Bank Cust BV
50 South 16th Street, Suite 2050,
Philadelphia, PA 19102-2513

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020-180**

WHEREAS, the Borough of Wallington, received payment to redeem Tax Sale Certificate Number 17-00007 for property located at 177 Mount Pleasant Avenue, Wallington, New Jersey 07057 Block 49.10 Lot 14 in the amount of \$69,341.12, and,

WHEREAS, US Bank Cust BV002 Trst & Crd. paid \$36,000.00 Premium and holds said Tax Sale Certificate number 17-00007.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Wallington approve the Redemption of Tax Sale Certificate number 17-00007 in the amount of \$105,341.12. (\$69,341.12 for the Tax Sale Certificate and \$36,000.00 for the Premium) and the Tax Collector will adjust his books accordingly.

The payment should be made payable to: US Bank Cust BV, and shall be mailed to:

US Bank Cust BV
50 South 16th Street, Suite 2050
Philadelphia, PA 19102-2513.

NOTE: CFO: 1099 FORM

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020-181**

WHEREAS, the Tax Court of New Jersey, County: Bergen issued a Civil Action Judgment in the tax appeal of INFO System Properties LLC, for property located at

345 Main Avenue, Wallington, New Jersey 07057 Block 26.02 Lot 7 as per Bergen County Board of Taxation Memorandum of Judgment Appeal No. 65-2000101L, dated 9/9/2020 reducing the 2020 property tax assessment from \$881,600.00 to \$650,000.00, and,

WHEREAS, the reduction in 2020 property tax assessment is \$231,600.00 or \$7,144.86 in 2020 property tax.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Wallington authorize the refund of \$7,144.86 and the Tax Collector shall adjust his books accordingly.

The refund shall be made payable to: Info System Properties, LLC, c/o Kenneth A. Porro, Esq., and the payment shall be mailed to:

Chasan Lamparello Mallon & Cappuzzo, PC
C/o: Kenneth A. Porro, Esq.
300 Lighting Way
Secaucus, New Jersey 07094

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020-182**

WHEREAS, the Borough of Wallington (“Wallington”) benefits from a thriving business community; and

WHEREAS, Wallington attempts under appropriate circumstances to provide an environment for incubation of small and midsize businesses in the community to benefit its residents; and

WHEREAS, Wallington seeks to assist nascent businesses in the borough to facilitate local job creations, community enrichment and stimulation of the local economy; and

WHEREAS, the local Wallington business community, especially restaurants, has been devastated by the COVID-19 virus and the associated shutdowns ordered by the Governor; and

WHEREAS, Tatra Haus restaurant located at 115 Main Avenue in Wallington is a nascent business located in the Wallington that, like other similarly situated businesses, has been severely impacted by COVID-19 and the associated shut downs ordered by the Governor; and

WHEREAS, Tatra Haus even with its present seating restrictions due to COVID-19 does not have adequate parking during the evening hours when its serves dinner; and

WHEREAS, the lack of adequate parking is adversely affecting Tatra Haus as well as the surrounding residential neighbors; and

WHEREAS, the building located at 125 Main Street commonly known as Veterans of Foreign War Post 2640 (the “VFW building”) is owned by Wallington and currently slated to be razed and replaced with a new borough library building, the construction of which is slated to begin in 2021; and

WHEREAS, the VFW building has a parking lot adjacent to the building located on the site; and

WHEREAS, the VFW building is not in use in the evening after 5:00 PM and therefore the parking lot is empty after that time in the evenings; and

WHEREAS, the VFW building is located within walking distance of Tatra Haus.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of Wallington hereby grants a short-term limited license terminable at will by Wallington to Tatra Haus to utilize the parking lot owned by the Borough of Wallington located next to VFW building for patron parking only between 5:00 PM and 11:00 PM Sunday through Saturday in 2021; and

BE IT FURTHER RESOLVED, that Tatra Haus is hereby required as a condition precedent to using the VFW building parking lot to obtain and maintain liability insurance on the VFW building parking lot naming Wallington as an additional insured in a form and in an amount acceptable to the Borough Administrator and provide proof of same; and

BE IT FURTHER RESOLVED, that Tatra Haus is hereby required as a condition precedent to using the VFW building parking lot to enter into a short-term limited license agreement with Wallington to be produced by the Borough Attorney.

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020-183**

WHEREAS, the Borough of Wallington (“Wallington”) issued invitation to bid for garbage collection and recycling services for a five (5) year term (the “Contracted Services”) on [October 8, 2020]; and

WHEREAS, on or before the bid submission deadline of December 15, 2020, Wallington received the following bids: Sterling Carting, Inc. with a bid of \$1,580,000.00/\$1,447,000.00(Alternate A) and Joseph Smentkowski, Inc. of \$2,256,000.00/\$2,256,000 (Alternate A); and

WHEREAS, Wallington is required under The Local Public Contracts Law N.J.S.A. 40A:11-4, et. seq. to award the Contracted Services to the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of Wallington hereby award Sterling Carting, Inc. the Contracted Services as the lowest responsible bidder under N.J.S.A. 40A:11-4, et. seq.; and it is further

RESOLVED, that should the lowest responsible bidder fail or refuse to accept the award for the Contracted Services, then the Mayor and Council of Wallington hereby award Joseph Smentkowski, Inc. the Contracted Services as the lowest responsible bidder under N.J.S.A. 40A:11-4, et. seq.; and it is further

RESOLVED, that the Borough Administrator is hereby authorized to enter a contract in substantially the same form as the one attached to the invitation to bid documents on behalf of the Borough of Wallington with the lowest responsible bidder; and it is further

RESOLVED, that in the event that the Sterling Carting, Inc. fails or refuses to accept the award for the Contracted Services, then the Borough Attorney is hereby authorized along with the Borough Administrator to take all steps necessary to claim the bid bond posted by that bidder.

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020-184**

Approving the Transfer of Funds for 2020

WHEREAS, there exist certain budget expenditures with funds available in excess of the amounts approved in the 2020 budget of the Borough of Wallington; and

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of such funds during the last two months of the fiscal year.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wallington, County of Bergen that the following transfers be made within the 2020 Municipal Budget:

Account Number	Description	To	From
CURRENT FUND			
0-01-201-20-100-100	MAYOR-COUNCIL - SAL & WAGES	1,400.00	
0-01-201-20-110-100	GENERAL ADMINISTRATION - SAL & WAGES	1,300.00	
0-01-201-20-115-100	MUNICIPAL CLERK - SAL & WAGES	6,500.00	
0-01-201-20-120-100	FINANCE - SAL & WAGES		15,000.00
0-01-201-20-140-100	REVENUE - SAL & WAGES		30,000.00
0-01-201-20-150-100	ASSESSMENT - SAL & WAGES	1,100.00	
0-01-201-21-170-213	ZONING BOARD - PROF. SERVICES	2,000.00	
0-01-201-23-181-228	LIABILITY INSURANCE - RECREATION INS	10,000.00	
0-01-201-23-182-240	S BERGEN JIF - LIABILITY		60,000.00
0-01-201-23-182-242	S BERGEN JIF - WORKERS COMP		60,000.00
0-01-201-23-182-251	UNEMPLOYMENT	100,000.00	
0-01-201-25-185-100	POLICE - SAL & WAGES		27,560.00
0-01-201-25-225-100	MUNICIPAL PROSECUTOR - SAL & WAGES		12,000.00
0-01-201-25-225-200	MUNICIPAL PROSECUTOR - OTHER EXPENSE	15,000.00	
0-01-201-26-230-100	STREETS & ROAD - SAL & WAGES	5,000.00	
0-01-201-26-240-100	SOLID WASTE COLLECTION - SAL & WAGES	500	
0-01-201-26-240-260	SOLID WASTE - GARB & TRASH	60,000.00	
0-01-201-27-250-200	ANIMAL C - OTHER EXPENSE	500	
0-01-201-27-255-100	BOARD OF HEALTH - SAL & WAGES	3,500.00	
0-01-201-27-255-201	BOARD OF HEALTH - OTHER EXPENSE		3,500.00
0-01-201-42-406-453	MUNICIPAL COURT - SHARED SERVICE	2,000.00	
0-01-201-42-407-454	BOARD OF HEALTH - SHARED SERVICE	500	
0-01-201-43-280-100	MUNICIPAL COURT - SAL & WAGES		11,240.00
0-01-201-43-280-201	MUNICIPAL COURT - OTHER EXPENSE	10,000.00	
WATER OPERATING			
0-06-201-55-502-200	WATER OPERATING - OTHER EXPENSE		2,000.00
0-06-201-55-540-408	WATER OPERATING STATUTORY - SOCIAL SECURITY	2,000.00	

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020-185**

WHEREAS, the Borough of Wallington ("Wallington") requires the use of certain professionals in the regular course of business; and

WHEREAS, Wallington chooses to use a "fair and open" process to publicly advertise for professional and award contracts based on merit; and

WHEREAS, Wallington desires to abide by the confines of N.J.S.A. § 19:44A-20.4 *et seq.* which outlines the necessary prerequisites for a "fair and open" process; and

WHEREAS, these prerequisites include public advertisement with "sufficient time to give notice," awarded under "a process that provides for public solicitation of proposals OR qualifications", and established on the basis of an award and disclosure process documented in writing prior to any solicitation, and publicly opened and announced when awarded.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the Borough of Wallington hereby authorizes Borough Administrator Hector Olmo to submit Request for Qualifications for all borough professionals for the year 2021 in accordance with N.J.S.A. § 19:44A-20.4 *et seq.* with a submission deadline of no later than December 18, 2020

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020-186**

Schedule 2020 Sine Die Meeting & 2021 Reorganization Meeting

BE IT RESOLVED that the 2020 Sine Die Meeting will be scheduled Thursday, January 7, 2021 at 6:00 p.m. in Wallington Civic Center located at 24 Union Boulevard, Wallington, NJ 07057.

BE IT RESOLVED that the 2021 Reorganization Meeting will be scheduled Thursday, January 7, 2021, at 6:30 p.m. in Wallington Civic Center located at 24 Union Boulevard, Wallington, NJ 07057.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to The Record as well as be posted on the Borough Hall Bulletin Board and Borough Website.

**BOROUGH OF WALLINGTON
RESOLUTION NO. 2020 - 187**

RESOLUTIONS PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY PURSANT TO N.J.S. 40A:4-87 (CHAPTER 159, P.K. 1948)

WHEREAS: N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and,

WHEREAS: Said Director may also approve the insertion of any item of appropriation for equal amount;

SECTION 1

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Wallington hereby requests the Director of the Division of Local Government Services to approve the insertion of any item of revenue in the budget of the year 2020 in the sum of **\$48,550.00** which item is now available as a revenue from the reimbursement of expenses incurred under the Corona Relief Fund received from the US Department of Treasury CARES Act.

SECTION 2

BE IT FURTHER RESOLVED THAT A LIKE SUM OF **\$48,550.00** be and the same is hereby appropriated under the caption of:

US Department of Treasury CARES Act **\$48,550.00**

BE IT FURTHER RESOLVED, that the above is the result of funds available under said program to the Borough of Wallington for the year 2020.

Motion by Androwis, Seconded by Ivanicki,

Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis AYE.

ORDINANCES

2020-017 2nd Reading by Title Only: Ordinance to Authorize a Special Emergency Appropriation Pursuant to N.J.S.A. 40A:4-53(m) for the Expected Deficit in Operations Related to Covid-19

Motion to Open the Meeting to the Hearing of the Citizens relative to Ordinance No. 2020-017 by Preinfalk, Seconded by Rachelski,

Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis AYE.

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

Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis AYE.

Motion to Adopt Ordinance No. 2020-017 by Androwis, Seconded by Rachelski,

Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis AYE.

LIST OF BILLS AND SUPPLEMENTAL LIST OF BILLS

Motion to Pay List of Bills Subject to Fund Availability by Androwis, Seconded by Ivanicki,

Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis AYE.

<u>Bill List Current Account December 17, 2020</u>				
<u>Vendor</u>	<u>#</u>	<u>Amount</u>		
<u>Action Data Services Inc.</u>	<u>20-00386</u>	<u>\$ 530.32</u>		
<u>Action Data Services Inc.</u>	<u>20-00441</u>	<u>\$ 311.30</u>		
<u>Action Data Services Inc.</u>	<u>20-00442</u>	<u>\$ 44.60</u>		
<u>Action Data Services Inc.</u>	<u>20-00521</u>	<u>\$ 44.60</u>		
<u>Advanced Enterprises</u>	<u>20-00449</u>	<u>\$ 14,920.91</u>		
<u>Advanced Enterprises</u>	<u>20-00450</u>	<u>\$ 10,279.55</u>		
<u>AGL Welding</u>	<u>20-00452</u>	<u>\$ 44.60</u>		
<u>AGL Welding</u>	<u>20-00523</u>	<u>\$ 44.60</u>		
<u>Air & Gas Tech</u>	<u>20-00455</u>	<u>\$ 2,400.00</u>		
<u>Alarmax Dist</u>	<u>20-00482</u>	<u>\$ 29.28</u>		

<u>All American Sewer</u>	<u>20-00423</u>	<u>\$ 7,978.12</u>	
<u>All American Sewer</u>	<u>20-00427</u>	<u>\$ 2,835.00</u>	
<u>All Service</u>	<u>20-00537</u>	<u>\$ 3,000.00</u>	
<u>Anna Tencza</u>	<u>20-00512</u>	<u>\$ 327.00</u>	
<u>Anthony Rock</u>	<u>20-00506</u>	<u>\$ 823.80</u>	
<u>Arlene Rys</u>	<u>20-00514</u>	<u>\$ 327.00</u>	
<u>Arlene Galevich</u>	<u>20-00511</u>	<u>\$ 327.00</u>	
<u>ATD Highway</u>	<u>20-00480</u>	<u>\$ 695.00</u>	
<u>ATD Highway</u>	<u>20-00526</u>	<u>\$ 244.00</u>	
<u>ATD Highway</u>	<u>20-00535</u>	<u>\$ 2,500.00</u>	
<u>Bascom-Turner Instraments</u>	<u>20-00435</u>	<u>\$ 1,835.00</u>	
<u>Borough of Rutherford</u>	<u>20-00525</u>	<u>\$ 62.24</u>	
<u>C&C Tire</u>	<u>20-00416</u>	<u>\$ 600.00</u>	
<u>C&K Printing</u>	<u>20-00532</u>	<u>\$ 116.70</u>	
<u>Chemical Equipment Labs</u>	<u>20-00542</u>	<u>\$ 5,000.00</u>	
<u>Comcast</u>	<u>20-00439</u>	<u>\$ 489.22</u>	
<u>Comcast</u>	<u>20-00472</u>	<u>\$ 244.57</u>	
<u>Crystal Florist & Greenhouse</u>	<u>20-00454</u>	<u>\$ 125.00</u>	
<u>De Dage Landen</u>	<u>20-00458</u>	<u>\$ 278.25</u>	
<u>Delux International Trucks</u>	<u>20-00522</u>	<u>\$ 600.00</u>	
<u>Delux International Trucks</u>	<u>20-00541</u>	<u>\$ 3,472.00</u>	
<u>Dolan & Dean</u>	<u>20-00440</u>	<u>\$ 646.25</u>	
<u>Donald Rock</u>	<u>20-00516</u>	<u>\$ 810.00</u>	
<u>Dowes Tree Service</u>	<u>20-00524</u>	<u>\$ 5,000.00</u>	
<u>Firefighter ONE</u>	<u>20-00415</u>	<u>\$ 12,800.00</u>	
<u>Ford Motor</u>	<u>20-00530</u>	<u>\$ 18,605.10</u>	
<u>Frank Clemens</u>	<u>20-00515</u>	<u>\$ 654.00</u>	
<u>Fed Surdyka Jr</u>	<u>20-00507</u>	<u>\$ 804.00</u>	
<u>FYC Recycling</u>	<u>20-00425</u>	<u>\$ 3,250.00</u>	
<u>Garbarini</u>	<u>20-00476</u>	<u>\$ 10,000.00</u>	
<u>Glovensafety</u>	<u>20-00419</u>	<u>\$ 539.70</u>	
<u>Nitrle One Gloves</u>	<u>20-00420</u>	<u>\$ 899.50</u>	
<u>Home Depot Credit</u>	<u>20-00426</u>	<u>\$ 845.00</u>	
<u>Home Depot Credit</u>	<u>20-00500</u>	<u>\$ 1,645.64</u>	
<u>Ilona Doviak</u>	<u>20-00432</u>	<u>\$ 4,935.00</u>	
<u>Irene Barnas</u>	<u>20-00517</u>	<u>\$ 327.00</u>	
<u>Jennie Kava</u>	<u>20-00510</u>	<u>\$ 327.00</u>	
<u>Jesco INC</u>	<u>20-00421</u>	<u>\$ 610.01</u>	

<u>Johnstone Supply</u>	<u>20-00475</u>	<u>\$ 147.02</u>	
<u>Joseph Bohncarczyk</u>	<u>20-00508</u>	<u>\$ 327.00</u>	
<u>Law Soft</u>	<u>20-00438</u>	<u>\$ 5,000.00</u>	
<u>Lorraine Klamerus</u>	<u>20-00512</u>	<u>\$ 327.00</u>	
<u>Lynda M. Branick</u>	<u>20-00519</u>	<u>\$ 808.50</u>	
<u>Mcerney & Associates</u>	<u>20-00488</u>	<u>\$ 350.00</u>	
<u>Michael Dubis</u>	<u>20-00545</u>	<u>\$ 200.00</u>	
<u>Mr. K'sGarage</u>	<u>20-00543</u>	<u>\$ 704.85</u>	
<u>Mr. K's Garage</u>	<u>20-00544</u>	<u>\$ 656.44</u>	
<u>New Jersey Fire Equip</u>	<u>20-00417</u>	<u>\$ 1,206.80</u>	
<u>New Jersey Fire Equip</u>	<u>20-00498</u>	<u>\$ 984.00</u>	
<u>Newark Asphalt Co.</u>	<u>20-00477</u>	<u>\$ 370.00</u>	
<u>One Call Concepts</u>	<u>20-00490</u>	<u>\$ 42.90</u>	
<u>PSE&G</u>	<u>20-00485</u>	<u>\$ 12,753.90</u>	
<u>PSE&G</u>	<u>20-00486</u>	<u>\$ 608.70</u>	
<u>PSE&G</u>	<u>20-00528</u>	<u>\$ 55.74</u>	
<u>Pac Tool Supply</u>	<u>20-00471</u>	<u>\$ 348.34</u>	
<u>Passaic Valley Water Comm.</u>	<u>20-00446</u>	<u>\$ 64,472.02</u>	
<u>Payflex Systems</u>	<u>20-00527</u>	<u>\$ 92.70</u>	
<u>Phoenix Advisors</u>	<u>20-00483</u>	<u>\$ 1,250.00</u>	
<u>Power DMS</u>	<u>20-00414</u>	<u>\$ 1,000.00</u>	
<u>Precision Electric Motors</u>	<u>20-00424</u>	<u>\$ 7,150.00</u>	
<u>Procopy</u>	<u>20-00474</u>	<u>\$ 903.30</u>	
<u>PTOABC</u>	<u>20-00531</u>	<u>\$ 250.00</u>	
<u>Rainbow Cleaners</u>	<u>20-00529</u>	<u>\$ 85.00</u>	
<u>Ridgehurst AutoParts</u>	<u>20-00456</u>	<u>\$ 838.75</u>	
<u>Ridgehurst AutoParts</u>	<u>20-00457</u>	<u>\$ 1,368.30</u>	
<u>RIO Supply</u>	<u>20-00479</u>	<u>\$ 3,550.00</u>	
<u>Rita V. Lasiw</u>	<u>20-00509</u>	<u>\$ 327.00</u>	
<u>Roberts Tool & Supply Co</u>	<u>20-00434</u>	<u>\$ 1,562.78</u>	
<u>State of NJ</u>	<u>20-00551</u>	<u>\$ 79,439.05</u>	
<u>State of NJ</u>	<u>20-00520</u>	<u>\$ 727.84</u>	
<u>Stryker Sales</u>	<u>20-00481</u>	<u>\$ 9,077.21</u>	
<u>T-Mobile</u>	<u>20-00491</u>	<u>\$ 1,500.00</u>	
<u>The Law office of Richard M.</u>	<u>20-00459</u>	<u>\$ 24,040.30</u>	
<u>The Law office of Richard M.</u>	<u>20-00460</u>	<u>\$ 26,162.95</u>	
<u>The Law office of Richard M.</u>	<u>20-00546</u>	<u>\$ 17,931.50</u>	
<u>The Law office of Richard M.</u>	<u>20-00547</u>	<u>\$ 33,798.80</u>	

<u>The Law office of Richard M.</u>	<u>20-00549</u>	<u>\$ 3,666.00</u>	
<u>Theodore Stankiewicz</u>	<u>20-00502</u>	<u>\$ 327.00</u>	
<u>Thomas Ciliento</u>	<u>20-00503</u>	<u>\$ 327.00</u>	
<u>Turnout Uniforms</u>	<u>20-00464</u>	<u>\$ 290.97</u>	
<u>U.S. Postal Service</u>	<u>20-00436</u>	<u>\$ 2,599.55</u>	
<u>United Parcel Service</u>	<u>20-00448</u>	<u>\$ 36.76</u>	
<u>US VOIP</u>	<u>20-00470</u>	<u>\$ 943.11</u>	
<u>Van Dines Four Wheel</u>	<u>20-00536</u>	<u>\$ 2,500.00</u>	
<u>Verizon</u>	<u>20-00444</u>	<u>\$ 892.50</u>	
<u>Verizon</u>	<u>20-00445</u>	<u>\$ 279.36</u>	
<u>Verizon</u>	<u>20-00478</u>	<u>\$ 1,195.00</u>	
<u>VERIZON WIRELESS</u>	<u>20-00443</u>	<u>\$ 359.04</u>	
<u>VERIZON WIRELESS</u>	<u>20-00550</u>	<u>\$ 337.13</u>	
<u>Vivian Desbiens</u>	<u>20-00518</u>	<u>\$ 327.00</u>	
<u>WB Mason</u>	<u>20-00492</u>	<u>\$ 571.23</u>	
<u>WB Mason</u>	<u>20-00534</u>	<u>\$ 703.18</u>	
<u>Wallington Plumbing</u>	<u>20-00466</u>	<u>\$ 846.03</u>	
<u>Walter Bednarz</u>	<u>20-00505</u>	<u>\$ 810.00</u>	
<u>Wendysu Ivanicki</u>	<u>20-00447</u>	<u>\$ 35.95</u>	
<u>William Mastroberte</u>	<u>20-00504</u>	<u>\$ 327.00</u>	
<u>Williams Scotsman</u>	<u>20-00465</u>	<u>\$ 7,404.00</u>	
<u>Witmer Public Safety</u>	<u>20-00418</u>	<u>\$ 1,177.00</u>	
<u>Total Bill List</u>		<u>\$ 449,601.36</u>	

OLD BUSINESS

None

NEW BUSINESS

Councilman Androwis brought up concerns that there are no Christmas figurines and considering the large devout Christian community, we do not have anything. Costs were primarily brought up and the lack of plug and play infrastructure available to light the figurines. A discussion took place outfitting the utility poles, it was brought up that Carlstadt paid \$6,000 a pole for this functionality. Mayor Dabal advised that we have a long straight of road with nothing on it concerning Main Ave.

ADJOURNMENT

Motion to adjourn to "*sine die*" at 9:36PM by Orzechowski, Seconded by Preinfalk,
Roll Call: Rachelski AYE, Preinfalk AYE, Orzechowski AYE, Sadecki AYE, Ivanicki AYE, Androwis
AYE.

Respectfully Submitted

Greg Zagaja

Deputy Clerk