

MINUTES
REGULAR MEETING
THURSDAY FEBRUARY 24, 2022 at 6:30PM

Mayor Melissa Dabal calls the meeting to order at 6:44 p.m.

Flag Salute and Invocation

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

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

Borough Attorney Richard Allen – Here
Borough Administrator Hector Olmo –Here

HEARING OF CITIZENS

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

Eugene Drzal, 14 Stein Ave: Asked about two trees that are over hanging on Mt. Pleasant Ave; If lighting Strikes it may cause a hazardous condition. Mayor Dabal advised it is on the list for Shade Tree.

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

COMMUNICATIONS

From: Wallington Board of Health
Re: Approved Handicapped Parking; 118 Wallington Ave.
Re: Mid Bergen Health agreement
Re: Removal of Handicapped Parking; 12 Strong St.

From: Bergen County Utilities Authority
Re: 2022 Environmental Awareness Grant Program

From: MEL: Municipal Excess Liability Joint Insurance Fund
Re: 2021-2022 Elected officials risk management seminar

From: NJSEM
Re: Funding Opportunities for Electric Vehicles

From: Wallington Emergency Squad (EMS)
Re: Removal of Member (Anthony Fescio) and Resignation of member (Marcin Bednarz)
Re: January 2022 Report

From: Wallington Engine Company 202
Re: Acceptance of 3 members (Dominick Karwowski, Keith Bruning and Nick Melfi) and resignation of 3 members (Jay Greco, Alexis Ogando and Ismael Martinez)

From: Neglia Engineering
Re: Agreement of Professional Services: Passaic River banks at 3 distinct locations as a result of Hurricane Ida

From: Shade Tree Commission
Re: January, 20 2022 Minutes

From: JFK Library
Re: January 20 2022 Minutes & Log

From: State of NJ
Re: Draft Stormwater discharge master permit

From: Local Contracts Law
Re: Contracting Thresholds

From: Building Department
Re: Cash Receipt Audit Report for February 2022

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

CONTINUING WITH COMMUNICATIONS

From: Wallington Board of Education

Re: Request #9 in the amount of \$1,434,117.00

Motion to approve and pay subject to fund availability

By Androwis, Seconded by Balik,

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

COMMITTEE REPORTS

COUNCILMAN EUGENIUSZ RACHELSKI

Provided an update on a court case on the removal of statutory positions on the planning board and court cases regarding people who represent the town. Provided an over view of the financial position. A discussion took place on wording of bond ordinances.

COUNCILWOMAN WENDYSU IVANICKI

Provided an update on the new trash hauler. A new effort has begun with the borough attorney on looking at various existing Borough Ordinances regarding solid waste. Borough attorney provided legal background and pointed out the need to identify and define policy questions. Any change will require a phased in education period and enforcement. A brief discussion took place on various solid waste issues.

COUNCILWOMAN SUSANNE PREINFALK

Provided a high-level update with the Board of Education; March 7, 2022 the state-wide mask mandate is being lifted. Library is progressing and on schedule; Currently remediating asbestos in the building. The bid specs are out for the mechanical work. Youth banner program has been communicated through numerous channels, but not many responses. Youth Government night is currently scheduled for April 28, 2022.

COUNCILMAN KHALDOUN ANDROWIS

Provided a comprehensive review of areas in need of overhead street lighting; Both Councilman Androwis and Councilwoman Balik have canvassed the town. No Major insurance claims. Nothing was reported to Councilman Androwis regarding building and grounds. A new discussion needs to take place with what the Judge needs regarding the court. A brief discussion took place on various issues that need to be reviewed and considered. Would like to meet with the Judge and ask what he needs. There has been a steep decline in revenues since covid arrived. The shared service contract expires this year. DPW is reviewing resumes; A new hire is anticipated and there is a need for added support.

COUNCILWOMAN BEATA BALIK

Meeting with Jon Sontz on rent leveling. Met with the borough of engineer on riverbank stabilization; Reviewed the proposal that was included in the packet.

COUNCILMAN TOMASZ SADECKI

Thanked everyone for the introduction. Provided an application summary of various zoning applications. Provided an over view of recreation; Recreation is asking for a commitment into what the budget will be for 2022. Councilman Rachelski advised that recreation makes the town and there is a commitment to continue the recent successes of recreation. A discussion took place on the replacement of trees that are being cut as a result of new construction.

MAYOR'S REPORT

Mayor thanked the council! Mayor Dabal advised that this is the hardest working governing body in the history of the Borough of Wallington. Mayor Dabal listed a series of projects and initiatives that have been completed, in process of being addressed or in the planning process. Thanked the borough administrator Hector Olmo for his service.

ATTORNEY'S REPORT

Litigation to talk about in Closed: An ordinance correction is needed that was identified by the borough Auditor. I recommend to introduce an ordinance to make the amendment.

ADMINISTRATOR REPORT

Provided an update on a trip and fall case and the reason why sidewalks are the homeowner's responsibility. Submitted an extension on the library grant; A walk through is scheduled on various Hurricane Ida damages with FEMA. Proposal for tax maps was submitted by the borough engineer; The tax assessor estimated the cost being in excess of \$100K and the estimate came in at about \$75K. This is a requirement for our revaluation. Borough attorney advised that a special emergency note may be utilized to finance the cost over five years. Advised that there will be a need to go out to bond for the embankment issues and other Hurricane IDA damages. A discussion took place on various financing options concerning Hurricane IDA damages. Emergency repair for sewer collapse on Mt. Pleasant came in. Provided an over view on various expenses looking forward into the 2022 budget. Hector Olmo advised the council that this would be his last meeting and thanked the council for the opportunity to serve the residents of Wallington. Mr. Olmo stressed that the Mayor and council work hard for the residents and truly care for the town and every resident of Wallington should be proud of the governing body they have.

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
RESOLUTION NO. 2022-070**

WHEREAS, New Jersey State Statute 54:4-3.30 provides that war veterans, who were honorably discharged from active service, in time of war, in any branch of the Armed Forces of the United States, who have been or shall be declared by the United States Veterans Administration to be 100% totally and permanently disabled, connected from their wartime service, a full tax exemption of their dwelling and the lot on which it is situated; and

WHEREAS, the following taxpayer has filed an application for allowance of a full exemption with proper supporting documentation thus making the taxpayer eligible; and

WHEREAS, the Borough passed Resolution 2021-089 granting the full exemption; and

WHEREAS, Wells Fargo paid the 4th quarter of 2021 in the amount of \$3,592.85 and the 1st quarter of 2022 in the amount of \$3,570.18 for a total of \$7,163.03.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor & Council of the Borough of Wallington, County of Bergen, State of New Jersey, that **Josue E. Pichardo** has been granted **full exemption** from payment of property taxes from **November 16, 2020** and all subsequent years thereafter on the property identified as **Block 65.07, Lot 6, Qualifier C0002, also known as 94B Park Row**; and

BE IT FURTHER RESOLVED, that the Treasurer is hereby authorized to refund Wells Fargo Home Mortgage, 1 Home Campus, MAC F2302-04D (Refunds/Financial Support), Des Moines, IA 50328, \$7,163.03 for the 4th quarter 2021 and 1st quarter of 2022 payments.

**BOROUGH OF WALLINGTON
BERGEN COUNTY
RESOLUTION NO. 2022-071**

WHEREAS, there exists a need in the Borough of Wallington for an Office of Emergency Management (OEM); and

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

1. Mark Lepinski will remain as Emergency Management Coordinator for a term of three (3) years ending December 31, 2022.
2. Stanley Baginski, James Furtak, Michael Marciniak, Douglas Krause, James Wood, Sr., are each hereby appointed as Deputy Emergency Management Coordinator for the one-year term ending December 31, 2022.
3. Paula Gilbert, Nick Melfi, Brian Batchelor, Zak Kandiel, Carmello Imbruglia, David Kazor, Shawn Tilt, Mayor Melissa Dabal and the Borough Administrator, are hereby appointed as Members of the Wallington OEM Emergency Operating Center for the one-year term ending December 31, 2022 to act as directed by the OEM Coordinator.
4. In addition to the individuals named in this Resolution, the OEM Coordinator is empowered to enlist the participation and assistance of all Borough Department Heads; and other members of the Wallington Community, depending on the nature of the emergency.

**BOROUGH OF WALLINGTON
BERGEN COUNTY
RESOLUTION NO. 2022-072**

Approving the Transfer of Funds for 2021

WHEREAS, there exist certain budget expenditures with funds available in excess of the amounts approved in the 2021 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 2021 Municipal Budget:

Borough of Wallington
2021 Budget Reserve Transfers - February 2022

(A) Operations - Within "CAPS"

Account Name	Account Number	From	To
Revenue Administration - S&W	1-01-201-20-140-100	\$ 5,000.00	\$ -
Employee Group Insurance	1-01-201-23-180-222	\$ 5,000.00	\$ -
Engineering Services & Costs - O/E	1-01-201-20-160-200	\$ -	\$ 5,000.00
Recreation - O/E	1-01-201-28-260-201	\$ -	\$ 5,000.00
		<u>\$ 10,000.00</u>	<u>\$ 10,000.00</u>

\$ -

BOROUGH OF WALLINGTON BERGEN COUNTY RESOLUTION NO. 2022-073

RESOLUTION AUTHORIZING REIMBURSEMENT OF OVERPAID TAX LIEN REDEMPTION TO BOBBY O ENTERPRISES

WHEREAS the Borough of Wallington received payment for redemption of Tax Sale Certificate number 11-005 and for a 2020 tax sale certificate sold on December 3, 2020; and

WHEREAS, Tax Sale Certificate 11-005 was previously redeemed; and

WHEREAS due to a clerical error in the tax records dating back to 2011 such redemption was not properly noted; and

WHEREAS due to that clerical error the taxpayer overpaid the redemption price for the 2020 tax sales certificate; and

WHEREAS it appears that the taxpayer has therefore overpaid the redemption price by \$40,985.34.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council the Borough of Wallington that the Borough is authorized to issue a check payable to Bobby O Enterprises in the amount of \$40,985.34, less the amounts owed for the unpaid first fourth quarter 2021 and first quarter 2022 property taxes, plus all accrued interest and penalties,

AND BE IT FURTHER RESOLVED that, at the discretion of the Borough Administrator, the check authorized hereby may be made for the full amount of \$40,985.34 but not released until the Borough receives a certified check or its equivalent from the taxpayer in the amount of the fourth quarter 2021 and first quarter 2022 property taxes plus all accrued interest and penalties.

Motion to approve "EnMass" by Rachelski, Seconded by Androwis,

Roll Call: Rachelski AYE, Ivanicki ____, Preinfalk AYE, Androwis AYE, Balik AYE, Sadecki AYE.

ORDINANCES

2022 - 005 2nd Reading by Title Only: Ordinance to amend Chapter IX of the "Revised General Ordinance of the Borough of Wallington 1970" to Create and renew handicapped Parking and to amend ordinance no. 2021-003

Motion to Open the Meeting to the Hearing of the Citizens relative to Ordinance No. 2022-005 by Rachelski, Seconded by Preinfalk,

Roll Call: Rachelski AYE, Ivanicki ____, Preinfalk AYE, Androwis AYE, Balik AYE, Sadecki AYE.

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

Roll Call: Rachelski AYE, Ivanicki ____, Preinfalk AYE, Androwis AYE, Balik AYE, Sadecki AYE.

Motion to Adopt Ordinance No. 2022-005 by Rachelski, Seconded by Androwis,

Roll Call: Rachelski AYE, Ivanicki ____, Preinfalk AYE, Androwis AYE, Balik AYE, Sadecki AYE.

LIST OF BILLS AND SUPPLEMENTAL LIST OF BILLS

<u>Bill List Current Account February 24, 2022</u>			
<u>Vendor</u>	<u>INV#</u>	<u>Amount</u>	
<u>Action Data Services</u>	<u>22-00172</u>	<u>\$ 3,820.93</u>	
<u>ATD Highway Products</u>	<u>22-00149</u>	<u>\$ 895.25</u>	
<u>Bergen County Technical School</u>	<u>22-00147</u>	<u>\$ 440.00</u>	
<u>Bergen County Utilities</u>	<u>22-00156</u>	<u>\$ 26,575.00</u>	
<u>Bruno Associates</u>	<u>22-00165</u>	<u>\$ 3,166.66</u>	
<u>Clean Enterprises Co</u>	<u>22-00170</u>	<u>\$ 1,278.74</u>	
<u>Crystan Florist & Greenhouse</u>	<u>22-00176</u>	<u>\$ 125.00</u>	
<u>De Lage Landen</u>	<u>22-00163</u>	<u>\$ 278.25</u>	
<u>Edmunds Givtech</u>	<u>22-00136</u>	<u>\$ 1,203.20</u>	
<u>Edmunds Givtech</u>	<u>22-00137</u>	<u>\$ 20,400.00</u>	
<u>Feldman Brothers Electrical</u>	<u>22-00139</u>	<u>\$ 553.01</u>	
<u>Gates Flag & Banner</u>	<u>22-00133</u>	<u>\$ 150.00</u>	
<u>Interstate Batteries</u>	<u>22-00140</u>	<u>\$ 341.85</u>	
<u>Various Invoices</u>	<u>22-00148</u>	<u>\$ 1,589.40</u>	
<u>JFK Memorial Library</u>	<u>22-00145</u>	<u>\$ 25,322.65</u>	
<u>1st Quarter Payment JFK</u>	<u>22-00146</u>	<u>\$ 25,000.00</u>	
<u>Knickem-Dead Pest</u>	<u>22-00132</u>	<u>\$ 600.00</u>	
<u>Lorco Petroleum</u>	<u>22-00152</u>	<u>\$ 125.00</u>	
<u>McGuire Reporting</u>	<u>22-00178</u>	<u>\$ 275.00</u>	
<u>JAN/FEB Planning BD</u>	<u>22-00179</u>	<u>\$ 550.00</u>	
<u>Michael DEC LLC</u>	<u>22-00155</u>	<u>\$ 100.00</u>	
<u>Michael DEC LLC</u>	<u>22-00160</u>	<u>\$ 100.00</u>	
<u>MR. K'sGarage</u>	<u>21-01489</u>	<u>\$ 786.50</u>	
<u>Nicks Towing Service</u>	<u>22-00162</u>	<u>\$ 270.00</u>	
<u>PSE&G</u>	<u>22-00157</u>	<u>\$ 1,012.32</u>	
<u>PSE&G</u>	<u>22-00164</u>	<u>\$ 6.55</u>	
<u>PSE&G</u>	<u>22-00168</u>	<u>\$ 829.78</u>	
<u>PAC TOOL & Supply Co.</u>	<u>22-00171</u>	<u>\$ 255.53</u>	
<u>PRO COPY</u>	<u>22-00158</u>	<u>\$ 161.51</u>	
<u>Public Works Assoc.</u>	<u>22-00150</u>	<u>\$ 75.00</u>	
<u>Quadient INC</u>	<u>22-00044</u>	<u>\$ 170.93</u>	
<u>Rainbow Cleaners</u>	<u>22-00141</u>	<u>\$ 125.00</u>	

<u>RIO Supply</u>	<u>22-00174</u>	\$ 3,550.00
<u>SHOTMEYER BROS</u>	<u>22-00161</u>	\$ 1,172.34
<u>US VOIP</u>	<u>22-00169</u>	\$ 953.36
<u>US VOIP</u>	<u>22-00177</u>	\$ 953.36
<u>Verizon</u>	<u>22-00167</u>	\$ 38.95
<u>Verizon Wireless</u>	<u>22-00166</u>	\$ 1,959.37
<u>Wallington Little League</u>	<u>22-00154</u>	\$ 3,000.00
<u>Wojciech Szymanski</u>	<u>22-00138</u>	\$ 160.00
<u>Zuidema</u>	<u>22-00151</u>	\$ 195.00
<u>Total Bill List</u>		\$ 128,565.44

Motion to Pay List of Bills provided funds are available by Rachelski, Seconded by Androwis,
Roll Call: Rachelski AYE, Ivanicki ____, Preinfalk AYE, Androwis AYE, Balik AYE, Sadecki AYE.

OLD BUSINESS

None

NEW BUSINESS

Motion to go into Executive session by Preinfalk, Seconded by Androwis,
Roll Call: Rachelski AYE, Ivanicki ____, Preinfalk AYE, Androwis AYE, Balik AYE, Sadecki AYE.

**Borough Attorney Framed Executive session for personnel matters, contract negotiations,
PBA grievance and update on Litigation**

Motion to get out of Executive by Preinfalk, Seconded by Androwis,
Roll Call: Rachelski AYE, Ivanicki ____, Preinfalk AYE, Androwis AYE, Balik AYE, Sadecki AYE.

Motion to approve contract extension with Chief Carmello Imbruglia by Androwis, Seconded by Balik,

Roll Call: Rachelski AYE, Ivanicki ____, Preinfalk AYE, Androwis AYE, Balik AYE, Sadecki AYE.

**BOROUGH OF WALLINGTON
BERGEN COUNTY
RESOLUTION NO. 2022-074**

**RESOLUTION AUTHORIZING THE MAYOR AND BOROUGH
ADMINISTRATOR TO EXECUTE A CONTRACT WITH CARMELLO
IMBRUGLIA AS CHIEF OF POLICE OF WALLINGTON**

WHEREAS, Carmello Imbruglia is the Chief of Police of Wallington (the "Chief"); and

WHEREAS, the Chief's contract with Wallington expired on December 31, 2021; and

WHEREAS, both the Chief and the Borough desire to enter into a new Agreement effective as of January 1, 2022.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Wallington that the Mayor and Borough Administrator are authorized to execute, on behalf of the Borough, the contract with Carmello Imbruglia in the form attached hereto.

Motion to appoint Michael Kazimir as Acting Borough Administrator with an annual Salary of \$70,000 and subject to Borough's personnel policies as of 3/1/2022 by Androwis, Seconded by Rachelski,

Roll Call: Rachelski AYE, Ivanicki ____, Preinfalk AYE, Androwis AYE, Balik AYE, Sadecki AYE.

**BOROUGH OF WALLINGTON
BERGEN COUNTY
RESOLUTION NO. 2022-76**

**RESOLUTION APPOINTING MICHEAL A. KAZIMIR
AS ACTING ADMINISTRATOR**

WHEREAS, the Borough of Wallington ("Wallington") is currently without a Borough Administrator ("Administrator") after the resignation of the previous Administrator; and

WHEREAS, the Borough of Wallington has the need to appoint an Acting Administrator;
and

WHEREAS, Wallington desires to appoint Michael A. Kazimir as Acting Administrator, effective March 1, 2022 to serve on a full-time basis; and

WHEREAS, Michael A. Kazimir will receive health benefits, sick, vacation, holiday and any compensatory time, and.

NOW, THEREFORE, BE IT RESOLVED the Borough of Wallington appoints Michael A. Kazimir effective March 1, 2022, as Acting Borough Administrator for the Borough of Wallington at a yearly salary of \$70,000 plus medical benefits to serve at the pleasure of the Mayor and Council.

ADJOURNMENT

Motion to adjourn at 9:31PM by Sadecki, Seconded by Androwis,

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

Respectfully Submitted,
Grzegorz Zagaja
Deputy Clerk