

**BOROUGH OF WOODLAND PARK
REGULAR MEETING OF THE MUNICIPAL COUNCIL
HELD ON JANUARY 18, 2012**

A Regular Meeting of the Municipal Council of the Borough of Woodland Park was held in the Council Chambers in the Municipal Building, 5 Brophy Lane, on January 18, 2012 and was called to order by Mayor Keith Kazmark at 7:00 p.m.

Present: Council President Gatti, Councilman Holloway, Councilman Spinelli, Councilman DiDomenico, Councilwoman Pascrell and Mayor Kazmark

Councilman Vargas arrived at 7:05 p.m.

Absent: None

Albert Buglione, Municipal Attorney, was present.

The Mayor stated in accordance with the Open Public Meetings Law P.L. 1975 c.231, notice requirements for this meeting were set forth in the resolution adopted by the Municipal Council at the Reorganization Meeting of January 4, 2012 detailing the time and place, with notice given to the public by posting a copy thereof on the bulletin board in the Municipal Building and transmitting copies to the Mayor, members of the Council, Officers and to The Herald News.

PRESENTATIONS:

Tom Solfaro, Neglia Engineering, made a presentation of construction work that needs to be completed with regard to the force main project. Mr. Solfaro made his presentation and along with George Galbraith, Jim DeBlock and Mayor Coiro of Totowa, answered any questions and discussed the details of the project with the Mayor and Council.

PUBLIC HEARINGS:

Mayor Kazmark opened the meeting to the public and asked if anyone wished to be heard.

Don Bender, 34 West 36th Street, stated that there was no wheelchair ramp on the corner of McBride and Glover Avenues in front of Domino's Pizza. He also stated that although we restricted parking in front of the library on the end parking stall, he still sees people parking in that spot. Mr. Bender told the Mayor and Council that on Lower Notch Road, near Lackawanna Avenue, there is a tree down and the branches are protruding into the street. He then spoke with regard to Woodland Park getting our own zip code.

There being no one else wishing to be heard, the Public Hearing was closed.

Mayor Kazmark stated that relative to the wheelchair ramp, he would speak with the County and possibly have this ramp put in as part of the Hillery Street/McBride Avenue improvements. He stated that he will have the DPW re-stripe the parking stall in front of the library if it needs it. The Mayor stated that he will find out who owns the property on Lower Notch Road with regard to the fallen tree and branches. Freeholder/Director Pat Lepore spoke and said that the County is looking into a fence issue on Lower Notch Road and will look at the fallen tree in that area. Mayor Kazmark stated that he will be speaking with Congressman Frelinghuysen with regard to the zip code issue.

MAYOR'S REPORT:

The Mayor stated that the Borough is in the process of developing a "Borough Calendar" which will include the recycling schedule. This calendar should be sent out to the residents next week. The Mayor commended Chief Galietti for reducing the overtime

costs of the police department. He stated that he sent a letter to the Woodland Park Board of Education regarding a re-registration of our students, some of which, he believes, do not live in the Borough of Woodland Park. The Mayor and Chief Galietti went to the three schools in town to visit the dismissal process of each school. He had some concerns about the children crossing as well as the crossing guards in those areas. He spoke with regard to Resolution R12-27 to retain the services of Millenium Strategies for grant writing services. He asked the Council for their consideration in approving that resolution. He stated that this fee will be split with the Board of Education for the grant writing services. The Mayor thanked the Planning Board Committee members who served for the last few years and former Mayor Lepore for his leadership in adopting the revisions to the Master Plan. Copies of the Master Plan will be given to the Governing Body shortly. With regard to the County, the Mayor stated that he received an e-mail from the Freeholder/Director updating him on three County projects; McBride and Hillery project contract has been awarded to install a traffic light on that intersection beginning April 1st and to be completed within three months; the straightening of Squirrelwood Road from Jackson Avenue to the entrance of Berkeley College is going out to bid at the end of April to be awarded in the early summer months and hopefully, begin work in early August; the resurfacing of New Street is slated to begin in late summer or early fall of this year. The Mayor stated that he has asked the Administrator to have the engineer apply for Hugo and Wilson Avenues to be our CDBG grant application for 2012. He called the Council's attention to the year-end report which was provided to them by the West Paterson Fire Department. He stated that they had responded to a total of 12,032 calls in 2011 and almost 900 were responded to by boat due to the flooding events which had taken place. He commended the fire department on a job well done. Councilman Holloway asked about the resurfacing program. The Mayor stated that Rockland Avenue will be completed in the spring of this year. He stated that we are pending a CDBG grant for Woodrow Avenue which, in his opinion, is one of the worst streets in the Borough at this time. The Mayor stated that we have a grant pending for the lower end of Overmount Avenue. He believes that Borrego Drive needs to be addressed, but at this time, we do not have a funding source for it.

MINUTES:

Upon Motion by Councilwoman Pascrell, seconded by Councilman Spinelli and passed on roll call vote, the Minutes of the Regular Meeting of December 28, 2011, the Minutes of the Executive Session of December 28, 2011 and the Minutes of the Reorganization Meeting of January 4, 2012 were approved as submitted, with an abstention by Mayor Kazmark on the Regular Meeting and Executive Session of December 28, 2011.

CONFERENCE COMMITTEE REPORTS:

- A. Administration & Finance – Council President Gatti instructed the Council that if they had any questions or suggestions with regard to the 2012 Budget, to please put them in writing and submit them to her so that she may submit them to the Mayor.
- B. Buildings & Grounds/Public Works – Councilman DiDomenico stated that the committee met with Tom Solfaro of Neglia Engineering and that Mr. Solfaro gave his report previously tonight.
- C. Public Safety – Councilman Vargas had no report at this time.
- D. Health & Senior Services – Councilman Spinelli reminded the senior citizens about the exercise classes being held at the Senior Center on Tuesdays at 11:00 a.m. He stated that the Annual Valentine's Day Dance will be held on Saturday, February 11, 2012. He also stated that the Reorganization Meeting of the Board of Health will be held on Monday, January 23, 2012 at 6:00 p.m.
- E. Recreation & Community Relations – Councilwoman Pascrell stated that the Open Space Committee met and several resolutions on tonight's Agenda reflect some of the issues brought up at that meeting. She also stated that she met with the Camp Director and Amy Pellegrini with regard to early registration for the 2012 Camp season.

- F. Laws & Ordinances – Councilman Holloway stated that the committee will be drafting an ordinance to charge \$25 to prepare a “good conduct letter” if anyone needs one. Councilman Holloway brought up the parking issue at the Municipal Building and recommended that, by ordinance, we designate all the parking spaces in the rear of the parking lot to the Borough employees. He stated that the committee suggested that the parking area from Mt. Pleasant Avenue to Vernon Court on Brophy Lane be designated a “no parking zone” for safety reasons.

CONSENT AGENDA:

All matters listed under the Consent Agenda are considered to be routine by the Council and will be enacted by one resolution. The items listed herein will be acted upon after having been read. Any item may be removed from the Consent Agenda by the request of any member of the Mayor and Council, and if so removed, will be acted upon as a separate matter.

- A. Resolution R12-27, a resolution, based upon the recommendation of Mayor Kazmark, appointing the firm of Millenium Strategies, 60 Roseland Avenue, Caldwell, New Jersey to write grants, as necessary, for the Borough of Woodland Park in an amount not to exceed \$25,000.00 for the calendar year of 2012.**

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey recognize the need to appoint a grant writer to write grants, as necessary, for the Borough of Woodland Park; and

WHEREAS, pursuant to the provisions of N.J.S.A. 19:45A-20.5 et. seq., referred to as the New Jersey Pay to Play Law, the Mayor and Council solicited proposals on November 28, 2011 for this service; and

WHEREAS, the Borough of Woodland Park did receive one proposal in response to that request; and

WHEREAS, the proposal was opened on December 9, 2011 and evaluated by the Mayor to determine if the response met the needs of the Borough;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, based upon the recommendation of Mayor Keith Kazmark, do hereby appoint the firm of Millenium Strategies, 60 Roseland Avenue, Caldwell, New Jersey to write grants, as necessary, for the Borough of Woodland Park in an amount not to exceed \$25,000.00 for the calendar year of 2012.

- B. Resolution R12-28, a resolution authorizing De Paul Catholic High School Parent Association, 1512 Alps Road, Wayne, New Jersey to conduct a Tricky Tray, an Off Premise Merchandise Raffle and an On-Premise 50/50 Raffle on March 29, 2012 at the Westmount Country Club, 728 Rifle Camp Road, Woodland Park, New Jersey between the hours of 5:00 and 11:00 p.m.**

WHEREAS, DePaul Catholic High School Parent Association, 1512 Alps Road, Wayne, New Jersey, is seeking approval to conduct a Tricky Tray, an Off Premise Merchandise Raffle and an On-Premise 50/50 Raffle on March 29, 2012 at the Westmount Country Club, 728 Rifle Camp Road, Woodland Park, New Jersey between the hours of 5:00 and 11:00 p.m.; and

WHEREAS, the applicant has filed application with Legalized Games of Chance under the state of New Jersey; Regulations (N.J.A.C.13:47-6.4) as well as the Municipal Clerk’s office of the Borough of Woodland Park; and

NOW BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey does hereby give authorization to DePaul Catholic High School Parent Association, 1512 Alps Road, Wayne, New Jersey, to conduct a Tricky Tray an Off Premise Merchandise Raffle and an On-Premise 50/50 Raffle on March 29, 2012 at the Westmount Country Club, 728 Rifle Camp Road, Woodland Park, New Jersey between the hours of 5:00 and 11:00 p.m.

C. Resolution R12-31, a resolution rescinding Resolution R11-339, transferring the 2004 Ford Crown Victoria to the Woodland Park Board of Education, and authorizing the Borough Administrator to have the 2003 Chevy Impala transferred to the Woodland Park Board of Education in “as is” condition for the amount of one (\$1.00) dollar.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, by Resolution R11-339 dated December 28, 2011, transferred a 2004 Ford Crown Victoria to the Woodland Park Board of Education for an amount of \$1.00; and

WHEREAS, it has become necessary to rescind said Resolution R11-339 and not transfer the 2004 Ford Crown Victoria to the Woodland Park Board of Education; and

WHEREAS, the Borough of Woodland Park is the title holder of a 2003 Chevy Impala; and

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey desire to transfer the title of said 2003 Chevy Impala (VIN #2GIWF55K939204900) to the Woodland Park Board of Education; and

WHEREAS, the Woodland Park Board of Education will purchase said vehicle, in “as is” condition for the amount of one (\$1.00) dollar;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey hereby rescind Resolution R11-339, transferring the 2004 Ford Crown Victoria to the Woodland Park Board of Education, and authorize the Borough Administrator to have the 2003 Chevy Impala transferred to the Woodland Park Board of Education in “as is” condition for the amount of one (\$1.00) dollar.

D. Resolution R12-32, a resolution authorizing the purchase of playground equipment for Cavaliere Park from Mid Atlantic Park and Playground Concepts (A59050), P.O. Box 710, Tunkhannock, PA 18657, under New Jersey State Contract T-0103 in an amount not to exceed \$30,000.00, to be funded by the Borough’s Open Space Trust Account.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey desire to purchase playground equipment for Cavaliere Park; and

WHEREAS, this purchase is exempt from public bidding since the equipment is available under New Jersey State contract (T-0103 – Park and Playground Equipment and Parts) from Mid Atlantic Park and Playground Concepts (A59050), P.O. Box 710, Tunkhannock, PA 18657; and

WHEREAS, the cost of this equipment is \$28,233.00; and

WHEREAS, funds are available from the Woodland Park Open Space Trust Fund Account for this type of project; and

WHEREAS, a majority of the members of the Borough's Open Space Committee fully support this work effort and have recommended to the Mayor and Council that funds from the trust, in an amount not to exceed \$30,000.00 be used for the purchase of this equipment; and

WHEREAS, the Woodland Park Chief Financial Officer has certified that funds are available for this expenditure (N.J.S.A. 5:30-5.1 et seq.) from the Borough's Open Space Trust Fund Account;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, do hereby authorize the purchase of playground equipment for Cavaliere Park from Mid Atlantic Park and Playground Concepts (A59050), P.O. Box 710, Tunkhannock, PA 18657, under New Jersey State Contract T-0103 in an amount not to exceed \$30,000.00.

E. Resolution R12-33, a resolution authorizing the award of a contract to the United States Department of Agriculture, 320 Corporate Boulevard, Robbinsville, New Jersey in an amount not to exceed of \$9,000.00, for the controlling of the geese population at Memorial Field, Dowling Gardens; Zaccaria Park; and other areas within the Borough, to be funded by the Borough's Open Space Trust Account.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey have determined that there is a need to have the geese population controlled at Memorial Field, Dowling Gardens; Zaccaria Park; and other areas within the Borough; and

WHEREAS, said geese control can be contracted for an amount of \$8,917.00; and

WHEREAS, funds are available from the Woodland Park Open Space Trust Fund Account for this type of project; and

WHEREAS, a majority of the members of the Borough's Open Space Committee fully support this work effort and have recommended to the Mayor and Council that funds from the trust, in an amount not to exceed \$9,000.00, be used for this endeavor;

WHEREAS, this service can be procured without public bidding in compliance with N.J.S.A. 40A:11-5(2); contracts entered into with the United States of America, the State of New Jersey, county or municipality or any board, body, officer, agency or authority thereof or any other state or subdivision thereof;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, does hereby award a contract to United States Department of Agriculture, 320 Corporate Boulevard, Robbinsville, New Jersey in an amount not to exceed \$9,000.00, for the controlling of the geese population at Memorial Field, Dowling Gardens; Zaccaria Park; and other areas within the Borough.

F. Resolution R12-35, a resolution providing authorization to partner with the Woodland Park Board of Education and to enter into a joint contract with New Jersey Wild Geese Control Inc., P.O. Box 7293, North Arlington, N.J. 07031, to provide, with canine, geese control services for a fifty-two (52) week period at Memorial Field and Zaccaria Park. Cost of said contract is \$15,600.00, and shall be split equally (\$7,800.00 each) between the Woodland Park Board of Education and the Borough, with the Borough's portion to be funded by the Borough's Open Space Trust Account.

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WHEREAS, the Woodland Park Board of Education (Board) has secured quotes for contracting with a private geese control company to provide geese control services, with canine, at Memorial Field and Zaccaria Park; and

WHEREAS, the Board has inquired as to the Borough's interest in equally sharing the cost of said services; and

WHEREAS, said geese control can be contracted for a fifty-two (52) week period for an amount of \$15,600.00; and

WHEREAS, funds are available from the Woodland Park Open Space Trust Fund Account for this type of project; and

WHEREAS, a majority of the members of the Borough's Open Space Committee fully support this work effort and have recommended to the Mayor and Council that funds from the trust, in an amount not to exceed \$7,800.00, be used for this endeavor;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, does hereby provide authorization to partner with the Woodland Park Board of Education and enter into a joint contract with New Jersey Wild Geese Control Inc., P.O. Box 7293, North Arlington, N.J. 07031, to provide, with canine, geese control services for a fifty-two (52) week period at Memorial Field and Zaccaria Park; and

BE IT FURTHER RESOLVED, that the cost of the fifty-two (52) week contract in the amount of \$15,600.00 shall be split equally (\$7,800.00 each) between the Woodland Park Board of Education and the Borough; and

BE IT FURTHER RESOLVED, that Mayor Kazmark and/or Administrator Galland are hereby authorized to execute all necessary documents on behalf of the Borough.

G. Resolution R12-36, a resolution authorizing St. Elizabeth Ann Seton Academy, 1799 Hamburg Turnpike, Wayne, New Jersey, to conduct a Tricky Tray and an On-Premise 50/50 Raffle on March 8, 2012 at the Westmount Country Club, 728 Rifle Camp Road, Woodland Park, New Jersey between the hours of 5:00 and 11:00 p.m.

WHEREAS, St. Elizabeth Ann Seton Academy, 1799 Hamburg Turnpike, Wayne, New Jersey, is seeking approval to conduct a Tricky Tray and an On-Premise 50/50 Raffle on March 8, 2012 at the Westmount Country Club, 728 Rifle Camp Road, Woodland Park, New Jersey between the hours of 5:00 and 11:00 p.m.; and

WHEREAS, the applicant has filed application with Legalized Games of Chance under the state of New Jersey; Regulations (N.J.A.C.13:47-6.4) as well as the Municipal Clerk's office of the Borough of Woodland Park; and

NOW BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey does hereby give authorization to St. Elizabeth Ann Seton Academy, 1799 Hamburg Turnpike, Wayne, New Jersey, to conduct a Tricky Tray and an On-Premise 50/50 Raffle on March 8, 2012 at the Westmount Country Club, 728 Rifle Camp Road, Woodland Park, New Jersey between the hours of 5:00 and 11:00 p.m.

H. Resolution R12-37, a resolution approving the application of Michael Stanek, 15 Rose Place, Woodland Park to become a West Paterson Junior Volunteer Firefighter, based on the recommendation of Chief Paul Salomone.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, are in receipt of an application from Michael Stanek, 15

Rose Place, Woodland Park, New Jersey and is seeking approval to become a West Paterson Junior Volunteer Firefighter; and

WHEREAS, the above named applicant agrees to comply with all of the rules and regulations of the West Paterson Fire Department and the Borough Ordinances pertaining to the West Paterson Fire Department;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, based on the recommendation of Chief Paul Salomone, approves the application of Michael Stanek to become a West Paterson Junior Volunteer Firefighter.

I. Resolution R12-38, a resolution granting an extension of time to the water accounts listed in said resolution, to pay their outstanding balances over a two (2) year period and to waive any and all interest associated with these outstanding balances due to mechanical reading malfunction.

WHEREAS, on January 6, 2010, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey adopted Resolution R10-03 establishing the interest rate on all unpaid Water charges over \$100.00 in the year 2010 at 1% per month thirty days after the date that the amount due becomes due and owing; and

WHEREAS, this interest rate was established to address delinquent payments under normal billing circumstances; and

WHEREAS, it has been determined that the water utility residents (accounts) listed in this resolution have been under billed for approximately the past two years due to mechanical reading errors; and

WHEREAS, the problem has since been corrected and these residents have now received adjusted water bills which account for the under billing and are considerably large; and

WHEREAS, the Borough acknowledges that this under billing was not the fault of the residents (accounts); and

WHEREAS, it is the recommendation of the Borough's Tax/Water Collector and the Superintendent of Public Works that the residents (accounts) be granted the opportunity to pay this outstanding balance over a two (2) year period and that any interest on the outstanding balance be waived for the same two (2) year time period;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey hereby grant an extension of time to the residents (accounts) listed in this resolution to pay their outstanding balances over a two (2) year period and to waive any and all interest associated with these outstanding balances; and

BE IT FURTHER RESOLVED, that this extension of time to pay the outstanding balances and to waive the associated interest shall be applied only to the residents (accounts) listed in this resolution.

Acct. No. 71432-1

Acct. No. 10100-2

J. Resolution R12-39, a resolution authorizing the purchase of sports equipment for use by the Borough's youth at the Boys and Girls Club in an amount not to exceed \$6,200.00, to be funded by the Borough's Open Space Trust Account.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey have determined that there is a need to purchase sports

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equipment (basketball backboards, wall mats and volleyball) for use by the Borough's youth at the Boys and Girls Club; and

WHEREAS, said equipment can be purchased in an amount not to exceed \$6,200.00; and

WHEREAS, funds are available from the Woodland Park Open Space Trust Fund Account for this type of project; and

WHEREAS, a majority of the members of the Borough's Open Space Committee fully support this work effort and have recommended to the Mayor and Council that funds from the trust, in an amount not to exceed \$6,200.00 be used for this purchase;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, does hereby authorize the Borough Administrator to purchase sports equipment in an amount not to exceed \$6,200.00 for use by the Borough's youth at the Boys and Girls Club utilizing funds from the Borough's Open Space Trust Fund.

Councilman DiDomenico requested the removal of Resolutions R12-27, R12-33 and R12-35 to be voted on separately.

K. Resolution R12-40, a resolution to approve the actions noted in the Consent Agenda, items B. through D. and items G. through J. be and are hereby approved and the proper officers are directed to take necessary action on same.

BE IT RESOLVED, by the Mayor and Council of the Borough of Woodland Park, that the actions noted in the Consent Agenda, items B. through D. and items G. through J. be and are hereby approved and the proper officers are directed to take the necessary actions on same.

Upon Motion made by Councilman Spinelli, and seconded by Councilwoman Gatti, the foregoing resolution was unanimously adopted on roll call vote.

Resolution R12-27, a resolution, based upon the recommendation of Mayor Kazmark, appointing the firm of Millenium Strategies, 60 Roseland Avenue, Caldwell, New Jersey to write grants, as necessary, for the Borough of Woodland Park in an amount not to exceed \$25,000.00 for the calendar year of 2012.

Councilman DiDomenico asked if the Board of Education approved dividing the cost of this grant writer with the Borough of Woodland Park.

Mayor Kazmark stated that he attended a Finance Committee meeting of the Board of Education and suggested this grant writer to them. They, in turn, brought it to the entire Board of Education and this issue will be voted on by them at their February 6th Workshop Meeting. Councilman DiDomenico's concern was that if we do not get any grants this year, we would still have to pay the \$25,000.00. He compared this situation with the situation which occurred a few years ago wherein we paid a grant writer a significant amount of money and received no grants.

Ed Farmer of Millenium Strategies came to the microphone and was asked by Mayor Kazmark if we could add language guaranteeing the securing of at least a \$25,000 grant to the Board of Education as well as the Borough. Dialogue was as follows:

Ed Farmer: "I'd be happy to stay on as long as the other firm, who I believe still has not met that criteria, many, many years later. I feel very confident that we do that if that is a consideration that you would like to add Councilman that we, you know, continue our service past annual year if we do not make the \$25,000 that the Borough is paying us. Absolutely, I would be willing to do that."

Councilman DiDomenico: "Continue your service for how long?"

Ed Farmer: "Well, until we make it. I mean, that's not going to happen, so I would be more than willing to do that. It's a unique circumstance and I've never been asked to do that before, but if that makes you feel comfortable because we will provide a level of service that I don't think West Pat...but if that is something...I think that is whatever you feel comfortable with..."

Councilman DiDomenico: "So, Millenium will provide us with services until we reach the \$50,000 in grants equal to your fee?"

Ed Farmer: "Correct"

Councilman DiDomenico: "Okay, so if that could be part of this Contract..."

Mayor Kazmark: "Ed, let me ask you this question. Approximately how many clients do you have?"

Ed Farmer: "Twenty eight."

Mayor Kazmark: "Twenty eight clients. Have you ever not fulfilled the obligation in exceeding the return on investment, grant money coming into a municipality, a school board or a public agency in which they pay you?"

Ed Farmer: "There is one example with the Lakewood Board of Education was a four month opportunity and we did not reach that."

Mayor Kazmark: "Okay, but it was not a full calendar year."

Ed Farmer: "That's correct."

Councilman DiDomenico: "That's fine. You're providing us - you don't even have to say that, as far as I'm concerned, because you just provided us with a guarantee that you won't stop working until you get us at least \$50,000 worth of grants. That's wonderful. So, then we are not really losing anything."

Ed Farmer: "We don't want you to break even."

Councilman DiDomenico: "Well, that's the worst we could do. That's the worst we could do for the taxpayers because whether your check comes from the Board of Education or it comes from the Borough, the taxpayers are the ones that are putting the money into the pot so...the worst the taxpayers could do is break even."

Upon Motion made by Councilwoman Pascrell, and seconded by Council President Gatti, the foregoing resolution was adopted on roll call vote.

Resolution R12-33, a resolution authorizing the award of a contract to the United States Department of Agriculture, 320 Corporate Boulevard, Robbinsville, New Jersey in an amount not to exceed of \$9,000.00, for the controlling of the geese population at Memorial Field, Dowling Gardens; Zaccaria Park; and other areas within the Borough, to be funded by the Borough's Open Space Trust Account.

Councilman DiDomenico asked why we are trying to secure the services of both the canine geese control as well as the United States Department of Agriculture. A discussion was held between Councilman DiDomenico and the Mayor and Council on this issue. The Mayor stated that because we are now putting in much time, effort and money into restoring Memorial School field by putting in a certain type of sod. He stated that the landscaper who is performing this work on the field refers to the sod as "caviar for geese" and the Mayor would like to protect this field from any damage that the geese may do. Mr. Galland explained the procedure that the United States Department of

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Agriculture took to eliminate the geese and addle the eggs as well as the financial aspect of same in the past two years.

Upon Motion made by Councilwoman Pascrell, and seconded by Councilman Spinelli, the foregoing resolution was adopted on roll call vote, with a nay vote by Councilman DiDomenico.

Resolution R12-35, a resolution providing authorization to partner with the Woodland Park Board of Education and to enter into a joint contract with New Jersey Wild Geese Control Inc., P.O. Box 7293, North Arlington, N.J. 07031, to provide, with canine, geese control services for a fifty-two (52) week period at Memorial Field and Zaccaria Park. Cost of said contract is \$15,600.00, and shall be split equally (\$7,800.00 each) between the Woodland Park Board of Education and the Borough, with the Borough's portion to be funded by the Borough's Open Space Trust Account.

Upon Motion made by Councilwoman Pascrell, and seconded by Councilman Holloway, the foregoing resolution was adopted on roll call vote.

COLLECTOR/TREASURER REPORT:

CFO, Frederick J. Tompkins recommends authorization for payment:

Upon Motion made by Council President Gatti, seconded by Councilwoman Pascrell and passed on roll call vote, with a nay vote from Councilman DiDomenico, the Council confirmed the payment of bills from voucher list of 01/17/11 totaling \$2,564,129.72.

DEPARTMENT REPORTS:

1. Police Reports for December, 2011.
2. Fire Department Year End Report.
3. Fire Prevention Report for December, 2011.
4. Fire Prevention Year End Report.
5. Senior Bus Usage Report for December, 2011.
6. Planning Board Minutes for November 14, 2011.
7. Planning Board Resolution
8. Animal Control Report for December, 2011.
9. Finance Department - Summary Budget Status Report for year, 2011.
10. Finance Department – Summary Budget Status Report for Jan. 18, 2012.

NEW BUSINESS:

Councilman Holloway stated that the first meeting of the 2014 Centennial Committee has been scheduled for Monday, January 30, 2012 at 7:00 p.m.

EXECUTIVE SESSION:

BE IT RESOLVED, by the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, that pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., it is necessary to convene an executive session to discuss items authorized by N.J.S.A. 10:4-12 (b), specifically:

- o Personnel Matters
- o Litigation

BE IT FURTHER RESOLVED, that it is anticipated that the deliberation conducted in closed session may be disclosed to the public upon the determination by the Mayor and Council that the public interest will no longer be served by such confidentially and if not then legally privileged.

Upon Motion made by Councilman Holloway, seconded by Councilman Spinelli and unanimously passed on roll call vote, the Mayor and Council moved into executive session at 8:48 p.m.

Upon the conclusion of the executive session, a Motion was made by Council President Gatti and seconded by Councilman Vargas to continue the regular meeting at 9:56 p.m. At that time, a roll call was taken and all council members were present.

Resolution R12-30

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic and State of New Jersey appointed Ms. Idamae Renne as Official Tax Search Officer at the annual Reorganization Meeting of the Borough on January 4, 2012; and

WHEREAS, Ms. Renne was not re-appointed as Tax Collector of the Borough of Woodland Park at the expiration of her term of appointment, December 31, 2011, and is no longer an employee of the Borough as of that date:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodland Park, County of Passaic and State of New Jersey that the appointment of Ms. Idamae Renne as Official Tax Search Officer, which was made on January 4, 2012, be and is hereby rescinded.

Upon Motion made by Councilwoman Pascrell, and seconded by Councilman Spinelli, and unanimously passed on roll call vote, the foregoing resolution was adopted.

Resolution R12-29

WHEREAS, via Resolution R11-39, Ms. Idamae Renne was reappointed as the Borough of Woodland Park's Tax Collector for the term January 1, 2009 through December 31, 2012; and

WHEREAS, it has been brought to the Borough's attention that the term January 1, 2009 through December 31, 2012 is not correct and that the correct term should have been January 1, 2008 through December 31, 2011; and

WHEREAS, Ms. Renne's term has now expired; and

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey desire to appoint Mr. Vincent G. Buttiglieri, CTC/RMC/CMC/MMR/CMR to the position of Certified Tax Collector and Collector of Water Consumer Accounts for the balance of calendar year 2012; and

WHEREAS, Mr. Buttiglieri holds the required New Jersey State certification and is willing to perform the duties of the Certified Tax Collector and Collector of Water Consumer Accounts on a part time basis for the Borough of Woodland Park for an annual salary of \$12,000.00;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, do hereby employ the services of Mr. Buttiglieri to perform all of the duties of the Certified Tax Collector and Collector of Water Consumer Accounts for the Borough of Woodland Park for the balance of calendar year 2012 at an annual salary of \$12,000.00.

Upon Motion made by Councilman Holloway, and seconded by Councilman Vargas, and unanimously passed on roll call vote, the foregoing resolution was adopted.

At this time, Mayor Kazmark nominated Vincent G. Buttiglieri as Official Tax Search Officer for the Borough of Woodland Park for the calendar year 2012. Upon Motion

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made by Councilman Hollway, and seconded by Councilwoman Pascrell, and unanimously passed on roll call vote, the foregoing resolution was adopted.

Resolution R12-34

WHEREAS, the Borough of Woodland Park is presently in litigation before the New Jersey State Board of Public Utilities in the matter of the petition of the Borough of Woodland Park seeking a declaration with respect to its rights and obligations as to New Jersey American Water Company, Inc. (NJAW); and

WHEREAS, NJAW and other interveners have filed direct testimony challenging the positions taken by the Borough; and

WHEREAS, it has been recommended by Borough's counsel (Andrew Bayer, Gluck Walrath LLP) in this matter that there is a need to retain the services of a specialized consulting firm, which would be employed to analyze the financial impact of this action to the municipality and NJAW, as well as the financial impact to the industry in general; and

WHEREAS, said costs for the specialized consulting firm shall be charged to the Borough's Water Utility;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, do hereby authorize the execution of a contract with NW Financial Services, LLC, 10 Exchange Plaza, Jersey City, NJ 07302 in an amount not to exceed \$15,000.00, to provide specialized financial analysis in the matter of the petition of the Borough of Woodland Park seeking a declaration with respect to its rights and obligations as to New Jersey American Water Company, Inc.; and

BE IT FURTHER RESOLVED, that Mayor Kazmark and/or Administrator Galland are hereby authorized to execute all necessary documents on behalf of the Borough.

Upon Motion made by Councilman Spinelli, and seconded by Councilman Holloway, and unanimously passed on roll call vote, the foregoing resolution was adopted.

There being no further business to come before the Council, upon Motion by Council President Gatti, seconded by Councilman Spinelli and unanimously passed on roll call vote, the meeting was adjourned at 10:05 p.m.

Respectfully submitted,

Kevin V. Galland
Municipal Clerk

Keith Kazmark
Mayor