

Mayor & Town Council
REGULAR MEETING AGENDA
March 7, 2022

Town of Boonton
 100 Washington Street
 Boonton, NJ 07005

Closed Session Meeting – 6:30 p.m.
 Open Public Meeting – 7:30 p.m.

FLAG SALUTE AND ROLL CALL VOTE

COUNCIL MEMBER	TITLE	PRESENT	ABSENT
Mr. John Meehan	1 st Ward Council Member		
Mr. Cyril Wekilsky	1 st Ward Council Member		
Ms. Marie DeVenezia	2 nd Ward Council Member		
Dr. Edina Renfro-Michel	2 nd Ward Council Member		
Mr. Joseph Bock	3 rd Ward Council Member		
Mr. Joseph Fenske	3 rd Ward Council Member		
Mr. James Lynch	4 th Ward Council Member-Council President		
Mr. Michael Wade	4 th Ward Council Member		
Mr. Richard Corcoran	Mayor		
Mr. Fred Semrau	Town Attorney		
Mr. Edward Pasternak	Town Attorney		
Mr. Neil Henry	Town Administrator		
Ms. Cynthia Oravits	Town Clerk		

CLOSED SESSION

RESOLUTION 22-82

RESOLUTION TO RECESS INTO CLOSED SESSION

WHEREAS, Section 8 of the Open Public Meetings act, Chapter 231 P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the town of Boonton in the County of Morris and State of New Jersey as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter(s).
2. The general nature of the subject matter to be discussed is as follows: **Litigation**
3. It is anticipated at this time that the above stated subject matter will be made public at the conclusion of each individual specified subject matter.
4. This resolution shall take effect immediately.
5. No action may be taken in Closed Session.

MOVED:		SECONDED:	
VOICE VOTE:	IN FAVOR	AGAINST:	

OPEN PUBLIC SESSION – 7:30 P.M.

FLAG SALUTE AND ROLL CALL VOTE:			
COUNCIL MEMBER	TITLE	PRESENT	ABSENT
Mr. John Meehan	1 st Ward Council Member		
Mr. Cyril Wekiisky	1 st Ward Council Member		
Ms. Marie DeVenezia	2 nd Ward Council Member		
Dr. Edina Renfro-Michel	2 nd Ward Council Member		
Mr. Joseph Bock	3 rd Ward Council Member		
Mr. Joseph Fenske	3 rd Ward Council Member		
Mr. James Lynch	4 th Ward Council Member-Council President		
Mr. Michael Wade	4 th Ward Council Member		
Mr. Richard Corcoran	Mayor		
Mr. Fred Semrau	Town Attorney		
Mr. Edward Pasternak	Town Attorney		
Mr. Neil Henry	Town Administrator		
Ms. Cynthia Oravits	Town Clerk		

ADEQUATE NOTICE - MAYOR'S STATEMENT

Pursuant to the requirements of R.S. 10:4-10, the clerk is directed to enter into the minutes of this meeting an accurate statement to the effect that:

1. Notice of the meeting was posted at Town Hall on December 29, 2021 and this agenda was posted on March 4, 2022.
2. Notice of the meeting was published in the Citizen of Morris County and the Daily Record Newspapers on December 29, 2021 and a copy of this agenda was forwarded to each of the Town's official newspapers on March 4, 2022.

PRESENTATIONS

Boonton Main Street, Inc./Laura Wagner, Boonton Special Projects Coordinator
 Neighborhood Preservation Program
 Implementation Plan

BOONTON HEALTH DEPARTMENT/OEM/FINANCE

Health Department	Public Health Nurse Justina Haasz
OEM	Carl Wendt, Scott Bednar, Michael Gulla
Finance	Jen Muscara, Tax Collector/Mayor Corcoran
	2020 1st quarter as of 2/28/2020
	Total billed for 1st qtr. 2020 \$8,360,281.17
	Total paid as of 2/28/2020 \$8,042,812.64
	Balance as of 2/28/2020 \$ 317,468.53
	Collection Percentage 96.20%
	2021 1st quarter as of 2/28/2021
	Total billed for 1st qtr. 2021 \$8,285,151.47
	Total paid as of 2/28/2021 \$7,912,518.06
	Balance as of 2/28/2021 \$ 372,633.41
	Collection Percentage 95.50%
	2022 1st quarter as of 2/28/2022
	Total billed for 1st qtr. 2022 \$8,606,118.86
	Total paid as of 2/28/2022 \$8,305,635.01
	Balance as of 2/28/2022 \$ 300,483.85
	Collection Percentage 96.51%
Administration	Neil Henry

CONSENT AGENDA
Resolutions 22-83 through 22-91

RESOLUTION 22-83
RESOLUTION OF THE MAYOR AND TOWN COUNCIL APPROVING MEETING MINUTES

WHEREAS, Minutes of the previous meeting(s) have been submitted to the Mayor and Town Council for their review and approval.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Boonton, County of Morris and State of New Jersey that the Minutes from the following meeting(s) are hereby approved as typed and filed in the Town Clerk's office:

February 22, 2022-Regular and Closed Session

RESOLUTION 22-84
RESOLUTION TO APPROVE PAYMENT OF VOUCHERS

WHEREAS, vouchers for payment have been submitted to the Mayor and Town Council by the various municipal departments.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Boonton, County of Morris and State of New Jersey, all vouchers approved by the respective committees be and are hereby ordered paid.

RESOLUTION 22-85
RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF BOONTON AWARDDING A CONTRACT TO SPECTRASERV INC. FOR SLUDGE REMOVAL

WHEREAS, the Town of Boonton, New Jersey, recently requested proposals for sludge removal; and

WHEREAS, on February 23, 2022, the Administrator for the Town of Boonton received one proposal from Spectraserv Inc. for sludge removal, as follows:

Spectraserv Inc. 75 Jacobus Avenue Kearny, NJ 07032	\$ 0.061/per Gallon
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WHEREAS, the Public Works Supervisor, Bob Ezzi has recommended that the award be made.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Boonton, New Jersey, hereby award to Spectraserv Inc., 75 Jacobus Avenue, Kearny, NJ 07032 in the amount of \$ 0.061/per gallon of sludge, subject to all the terms and conditions of the RFP and the proposal.

I hereby certify that funds are available in the _____,
Account # _____

John Ditinyak, CFO

RESOLUTION 22-86

RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF BOONTON, NEW JERSEY, AWARDING A PROFESSIONAL SERVICES CONTRACT TO MILLS + SCHNOERING ARCHITECTS, LLC. FOR PROFESSIONAL SERVICES RELATIVE TO THE DARRESS THEATRE

WHEREAS, the Town of Boonton obtained professional services relative to Architectural Services for the Darress Theatre, Main Street, Boonton, NJ by resolution 21-334 on September 7, 2021; and

WHEREAS, Mills and Schnoering Architects, LLC have submitted a draft concept design to include structural reporting and recommend additional investigations to be undertaken of the structure, and;

WHEREAS, these additional studies outside the scope of the aforementioned RFP are required to assess the structure, the Darress Theatre, located at 619 Main Street, Boonton, NJ 07005, and;

WHEREAS, the additional studies required are: ground penetration radar (GPR) scanning, concrete coring, compression strength testing, and petrographic testing, and;

WHEREAS, the cost of these additional studies is \$20,469.23.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Boonton, New Jersey, as follows:

1. That the Administrator and Clerk be and are hereby authorized to execute a contract on the Town's behalf with Meredith Arms Bzdak, PhD, Partner, for professional services relative to the above referenced project.
2. This contract is awarded without competitive bidding as a "professional service" in accordance with N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts Law because the contract is awarded for services to be performed by a person or persons licensed and authorized by law to practice a recognized profession and the services to be rendered are of an unspecific nature not compatible with competitive bidding.
3. The term of services shall be from the date of acceptance of the agreement until its completion, in full accord with the terms and conditions thereof. The total fee for services for this project shall not exceed \$20,500 in accordance with the proposal submitted by Meredith Arms Bzdak for said project, dated February 10, 2022.
4. This award is contingent upon certification by the Chief Financial Officer that sufficient funding exists therefore.
5. Notice of this action shall be published in "The Daily Record" newspaper within ten (10) days of the passage thereof.

I hereby certify that funds are available in the _____,
Account # _____

John Ditinyak, CFO

RESOLUTION 22-87

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR THE HILL STREET SLOPE FAILURE REPAIR PROJECT

WHEREAS, the Town of Boonton ("Town") solicited bids, which were opened on February 6, 2022 at 10:30 a.m. for contracts to procure roadway improvements and slope stabilization repairs; and

WHEREAS, the Town received bid proposals from the following bidders:

AA Berms, LLC (“AA Berms”) of Belleville, NJ
ADS Contractors LLC (“ADS”), of Pittstown, NJ
Colonnelli Brothers, Inc. (“Colonnelli”) of Hackensack, NJ
Reivax Contracting Corp. (“Reivax”) of Flemington, NJ
Salmon Brothers, Inc. (“Salmon”) of Netcong, NJ; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40a:11-1 et seq., requires that competitive bidding contracts be awarded to the lowest responsive, responsible bidder; and

WHEREAS, the bid proposals have been reviewed by the Town Engineer, who has recommended that the contracts be awarded to the lowest bidder, conditioned upon attorney review; and

WHEREAS, the Town Attorney has reviewed the bids and determined that the lowest responsive and responsible bids was received by AA Berms, LLC in the amount of \$51,170.00; and

WHEREAS, each bid proposal was substantially in proper form, received from responsible bidders, and in compliance with the provisions of N.J.S.A. 40A:11-23.2; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available for this project.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Boonton, County of Morris, State of New Jersey, as follows:

1. The Mayor and Town Council of the Town of Boonton hereby award the above referenced contract to the lowest responsive responsible bidder, AA Berms, LLC of Belleville, NJ, and as set forth above.
2. The Mayor and Town Clerk are hereby authorized and directed to execute said contracts, and take any further actions necessary to further the Hill Street Slope Failure Repair Project as to such contract.
3. This Resolution and contract shall be available for public inspection in the office of the Town Clerk.

This Resolution shall take effect immediately.

I hereby certify that funds are available in the _____,
Account # _____

John Ditinyak, CFO

RESOLUTION 22-88
RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE PROCUREMENT OF WATER TREATMENT CHEMICALS

WHEREAS, the Town of Boonton (“Town”) solicited bids, which were opened on February 9, 2022 for contracts to procure water treatment chemicals; and

WHEREAS, the Town received bid proposals from the following bidders:

Coyne Chemical
Univar Solutions
Shannon Chemical

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40a:11-1 et seq., requires that competitive bidding contracts be awarded to the lowest responsive, responsible bidder; and

WHEREAS, the bid proposals have been reviewed by the Town Engineer, who has recommended that the contract be awarded to the lowest bidder, conditioned upon attorney review; and

WHEREAS, the Town Attorney has reviewed the bids and determined that the lowest bids are:

As to Item #2, Cationic Solution Grade Polymer, Coyne is the lowest bid at \$4,770.25 – per 55 gallon drum.

As to Item #3, Liquid Corrosion Inhibitor, Coyne is the lowest bid at \$10,646.51 – per 30 gallon drum

As to Item #4, Sodium Hypochlorite, Coyne is the lowest bid at \$ 1,281.11 – per 5 gal. carboy.

As to Item #1-Liquid Gas Chlorine #5-Caustic Soda 25%, #6-Caustic Soda 25% and #7-AC 900S Polyaluminum Hydroxychlorosulfate Solution, new bids will be taken at a later date.

As each bid proposal is substantially in proper form, from responsible bidders and in compliance with the provisions of N.J.S.A. 40A:11-23.2; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Boonton, County of Morris, State of New Jersey, as follows:

1. The Mayor and Town Council hereby award respective contracts to the lowest responsive responsible bidder for each chemical as set forth above.
2. The Mayor and Council are hereby authorized and directed to execute said contract.
3. This Resolution and contract shall be available for public inspection in the office of the Town Clerk.

This Resolution shall take effect immediately.

I hereby certify that funds are available in the _____,
Account # _____

John Ditinyak, CFO

RESOLUTION 22-89

EMERGENCY CONTRACT DECLARATION FOR DAMAGE TO THE BOILER IN THE JOHN TAYLOR BUILDING, 210 MAIN STREET, BOONTON

WHEREAS, on February 21, 2022, the boiler in the John Taylor Building, located at 210 Main Street, Boonton, NJ failed and a new one was required as soon as possible; and

WHEREAS, it is the recommendation of Bob Ezzi, Public Works Superintendent, that there be immediate action to replace the failed boiler; and

WHEREAS, the aforementioned conditions constitute a time-sensitive emergency, warranting the invocation of N.J.S.A. 40A: 11-6, Emergency Contracts, based upon the above noted professional opinions; and

WHEREAS, the Mayor and Town Council hereby accept this recommendation, and direct the Administrator to immediately award, without public advertising for bids and bidding, and notwithstanding that such contract price may exceed existing bid thresholds, to stabilize the roof and structure; and

WHEREAS, the replacement boiler was replaced and an invoice was received from Morris Heating and Cooling, 160 Parsippany Blvd., Boonton NJ 07005 in the amount of \$10,936.00

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Town Council of the Town of Boonton, in the County of Morris and State of New Jersey, as follows:

The Mayor and Council of the Town of Boonton acknowledge and declare the existence of an emergency pursuant to N.J.S.A. 40A:11-6, et seq., requiring the immediate delivery of materials, supplies and services so as to replace a boiler within the Town owned building, located at 210 Main Street, Boonton, NJ.

Due to the time-sensitive nature of such emergency repairs, the Administrator be and is hereby authorized to shall perform any other actions as necessary so as to stabilize the condition of the John Taylor Building, 210 Main Street, Boonton, NJ, in accordance with N.J.S.A. 40A:11-6, et seq.

This Resolution shall take effect immediately.

RESOLUTION 22-90

RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF BOONTON AWARDDING A CONTRACT TO R & J CONTROL INC. FOR GENERATOR MAINTENANCE

WHEREAS, the Town of Boonton, New Jersey, recently requested proposals for a maintenance contract on our generators; and

WHEREAS, on February 23, 2022, the Administrator for the Town of Boonton received one proposal from R&J Control, Inc. for generator maintenance, as follows:

R&J Control Inc. 58 Harding Avenue Dover, New Jersey	\$ 225.00 Unit Price/Generator
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WHEREAS, the Public Works Supervisor, Bob Ezzi has recommended that the award be made.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Boonton, New Jersey, hereby award to R&J Control Inc., 58 Harding Avenue, Dover, NJ in the amount of \$225.00/Generator subject to all the terms and conditions of the RFP and the proposal.

I hereby certify that funds are available in the _____, Account # _____ _____ John Ditinyak, CFO

RESOLUTION 22-91

RESOLUTION SUPPORTING THE NEIGHBORHOOD PRESERVATION PROGRAM IMPLEMENTATION PLAN

WHEREAS, the Town of Boonton applied for and obtained a grant from the New Jersey Department of Community Affairs (NJCA) Neighborhood Preservation Program(NPP) for \$125,000 with a \$25,000 match from the Town of Boonton for a total budget of \$150,000; and

WHEREAS, the purpose of this grant is to bolster economic development in the Boonton Main Street District; and

WHEREAS, this will be accomplished by improving commercial facades and exteriors within the district, enhancing the quality of life for residents and customers of the district with a district-wide maintenance program, marketing plan and additional community events; and

WHEREAS, the NPP Stakeholder team has created a Neighborhood Preservation Program Implementation Plan encompassing these goals and outlining their implementation; and

WHEREAS, the Neighborhood Preservation Program Implementation Plan has been submitted to and approved by the Department of Community Affairs;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Town of Boonton that the Mayor and Council fully support the Neighborhood Preservation Program Implementation Plan as submitted to and approved by the Department of Community Affairs.

CONSENT AGENDA VOTE

Roll Call Vote for Resolutions 22-83 through 22-91

MOVED:			SECOND:		
Mayor & Town Council Discussion					
MOVED:			SECOND:		
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
<small>Means "NO" Vote</small>					
Mr. Bock					
Ms. DeVenezia					
Mr. Fenske					
Mr. Lynch					
Mr. Meehan					
Dr. Renfro-Michel					
Mr. Wade					
Mr. Wekilsky					
Mayor Corcoran					

NEW BUSINESS

GENERAL DISCUSSION & COMMITTEE REPORTS

COMMITTEE	CHAIR
Communications	Joe Bock
DPW	Edina Renfro-Michel
Events	John Meehan
Finance	Jim Lynch

MEETING OPEN TO THE PUBLIC

Mayor Corcoran will open the meeting to the public for comment

ADJOURN

There being no further business, the meeting shall adjourn.

MOVED:	SECONDED:	TIME:
VOICE VOTE:	IN FAVOR: ____	AGAINST: ____