

**Mayor & Town Council**  
**REGULAR MEETING AGENDA**  
**Virtual Meeting - ZOOM**  
**January 18, 2022**

**Town of Boonton**  
**100 Washington Street**  
**Boonton, NJ 07005**

**Closed Session Meeting – 7:00 p.m.**  
**Open Public Meeting – 7:30 p.m.**

Join from a PC, Mac, iPad, iPhone or Android device:

Please click this URL to join.

<https://us06web.zoom.us/j/81816409405?pwd=Sm52dXVyd1ZLcUNidlV6RE5WbVJWQT09>

Passcode: s5y0LF

Or One tap mobile:

+19292056099,,81816409405#,,,,\*805144# US (New York)

+13017158592,,81816409405#,,,,\*805144# US (Washington DC)

Or join by phone:

Dial(for higher quality, dial a number based on your current location):

US: +1 929 205 6099 or +1 301 715 8592 or +1 312 626 6799 or +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799

Webinar ID: 818 1640 9405

Passcode: 805144

International numbers available: <https://us06web.zoom.us/u/kcNIMkRVTV>

**FLAG SALUTE AND ROLL CALL VOTE**

COUNCIL MEMBER	TITLE	PRESENT	ABSENT
Mr. John Meehan	1 <sup>st</sup> Ward Council Member		
Mr. Cyril Wekilsky	1 <sup>st</sup> Ward Council Member		
Ms. Marie DeVenezia	2 <sup>nd</sup> Ward Council Member		
Dr. Edina Renfro-Michel	2 <sup>nd</sup> Ward Council Member		
Mr. Joseph Bock	3 <sup>rd</sup> Ward Council Member		
Mr. Joseph Fenske	3 <sup>rd</sup> Ward Council Member		
Mr. James Lynch	4 <sup>th</sup> Ward Council Member		
Mr. Michael Wade	4 <sup>th</sup> 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 22-50**

**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 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.

<b>MOVED:</b>		<b>SECONDED:</b>	
VOICE VOTE:	IN FAVOR	AGAINST:	

**OPEN PUBLIC SESSION – 7:30 P.M.**

<b>FLAG SALUTE AND ROLL CALL VOTE:</b>			
<b>COUNCIL MEMBER</b>	<b>TITLE</b>	<b>PRESENT</b>	<b>ABSENT</b>
Mr. John Meehan	1 <sup>st</sup> Ward Council Member		
Mr. Cyril Wekilsky	1 <sup>st</sup> Ward Council Member		
Ms. Marie DeVenezia	2 <sup>nd</sup> Ward Council Member		
Dr. Edina Renfro-Michel	2 <sup>nd</sup> Ward Council Member		
Mr. Joseph Bock	3 <sup>rd</sup> Ward Council Member		
Mr. Joseph Fenske	3 <sup>rd</sup> Ward Council Member		
Mr. James Lynch	4 <sup>th</sup> Ward Council Member		
Mr. Michael Wade	4 <sup>th</sup> 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 Open Public Meetings Act and the Emergency Remote Meeting Protocol for Local Public Bodies, adequate and electronic notice of this remote Zoom meeting have been provided as follows:

1. Notice of this meeting was published in the Citizen of Morris County and the Daily Record Newspapers and a copy this agenda was forwarded to each of the town’s official newspapers.
2. Notice of this meeting and the agenda were posted on the bulletin board at Town Hall, 100 Washington Street, Boonton, NJ 07005.
3. Notice of this meeting was posted on the outside front door and ADA accessible door of Town Hall.
4. Notice of this meeting and the agenda were posted on the Town website and the Town of Boonton Facebook page.

During the meeting, members of the public will be muted until the public comment portion of the meeting is opened, and then unmuted to allow for public comment. Please note that while muted, the public will still be able to hear the governing body conduct business. The public portion will be opened by the Town Administrator following the conclusion of formal business. Once the public portion is concluded, the public will again be muted for the duration of the meeting.

1. Mute phone when not speaking. Do not log on through the computer and the telephone line as it creates audio issues. Choose only one.
2. If you wish to speak during public comment, please press “9” (telephone) or the “raise hand” icon (Zoom App) and wait to be recognized by the host. If you are speaking via telephone, unmute your phone when you are called on to speak.
3. Announce yourself when you are speaking – for instance “This is Mayor Corcoran .....” or “This is Richard Corcoran from Birch Street I would like to ....” Speakers must provide their full name and address.
4. Speak slowly and clearly as it helps with the recording.
5. There is a 3-minute limit per individual on all public comments.

**BOONTON HEALTH DEPARTMENT/OEM/FINANCE**

Health Department	Public Health Nurse Mandi Bendett
OEM	Carl Wendt, Scott Bednar, Michael Gulla
Finance	Jen Muscara, Tax Collector/Mayor Corcoran
Administration	Neil Henry

**CONSENT AGENDA  
Resolutions 22-51 through 22-61**

**RESOLUTION 22-51**

**RESOLUTION APPOINTING DANIEL MONDINO TO THE POSITION OF SERGEANT OF THE BOONTON POLICE DEPARTMENT**

**WHEREAS**, the Mayor and Town Council wish to appoint an officer to the position of Sergeant; and

**WHEREAS**, the New Jersey Civil Service Commission conducted a promotional examination and thereafter certified Daniel Mondino eligible for this position.

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

1. Daniel Mondino is hereby permanently appointed to the position of Sergeant, effective January 19k 2022 at an annual base salary of \$ 126,500.00 in accordance with the current SOA contract.
2. The Town Administrator is hereby directed to notify the Civil Service Commission of the disposition of the certification in the manner prescribed by the Department.

**RESOLUTION 22-52**

**AMENDED RESOLUTION TO ESTABLISH TOWN OF BOONTON 2022 HOLIDAYS**

**WHEREAS**, Resolution 22-32 entitled Resolution to Establish Town of Boonton 2022 Holidays was incorrect because one holiday was missing which was the celebration of Christmas Day on December 26, 2022); and

**WHEREAS**, the Town of Boonton employees celebrate 13 paid holidays pursuant to the Local Public Contracts of employees.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Town of Boonton, New Jersey, that the following holidays be recognized for 2022:

New Year’s Day	January 3
Martin Luther King, Jr. Day	January 17
Presidents’ Day	February 21
Good Friday	April 15
Memorial Day	May 30
Independence Day (Monday)	July 4
Labor Day	September 5

Columbus Day	October 10
Veteran's Day	November 11
Thanksgiving	November 24
Thanksgiving Friday	November 25
Christmas Eve (Saturday)	December 23
Christmas Day (Sunday)	December 26

**RESOLUTION 22-53**

**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 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:

December 20, 2021 – Regular & Closed Session  
 December 21, 2021 – Construction/OEM Budget Meeting  
 January 1, 2022 – Reorganization & Regular Meeting

**RESOLUTION 22-54**

**RESOLUTION TO REFUND OVERPAYMENT BLOCK 107 LOT 27**

**WHEREAS**, the property located at 19 Puddingstone Drive, Block 107 Lot 27, was purchased on May 10, 2021 by a totally disabled veteran, and

**WHEREAS**, this property is no longer eligible to pay taxes as of September 3, 2021 and should be cancelled as of this date per Scott Holzhauer, Tax Assessor's letter, and

**WHEREAS**, there was a payment on this account for both 3<sup>rd</sup> quarter and 4<sup>th</sup> quarter 2021, and

**WHEREAS**, this payment has now created an overpayment on the account in the amount of \$7,554.14.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Town of Boonton, New Jersey, that the Chief Financial Officer be and is hereby authorized and directed to issue a check to Christopher Annor in the amount of \$7,554.14 for overpayment of 3<sup>rd</sup> quarter 2021 taxes.

**RESOLUTION 22-55**

**RESOLUTION TO REFUND OVERPAYMENT BLOCK 114 LOT 7**

**WHEREAS**, the property located at 166 Reserve Street, Block 114 Lot 7, was subdivided in 2021, and

**WHEREAS**, there was a payment from their mortgage company on May 17, 2021, and

**WHEREAS**, this payment has now created an overpayment on the account in the amount of \$37.08.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Town of Boonton, New Jersey, that the Chief Financial Officer be and is hereby authorized and directed to issue a check to Corelogic in the amount of \$37.08 for overpayment of 4<sup>th</sup> quarter 2021 taxes.

**RESOLUTION 22-56**

**RESOLUTION TO REFUND OVERPAYMENT BLOCK 107.01 LOT 2**

**WHEREAS**, the property located at 534 Essex Avenue, Block 107.01 Lot 2, is owned by a totally disabled veteran, and

**WHEREAS**, the owner is eligible to not be billed for taxes in the year 2021, and

**WHEREAS**, there was a payment in error from their mortgage company, and

**WHEREAS**, this payment has now created an overpayment on the account in the amount of \$3,276.91.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Town of Boonton, New Jersey, that the Chief Financial Officer be and is hereby authorized and directed to issue a check to Robert James Miksza in the amount of \$3,276.91 for overpayment of 3<sup>rd</sup> quarter 2021 taxes.

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**RESOLUTION 22-57**

**RESOLUTION TO APPROVE A STREET OPENING PERMIT FOR 35 PUDDINGSTONE DRIVE**

**WHEREAS**, New Jersey Natural Gas Co., on behalf of the property owner of 35 Puddingstone Drive, applied for a street opening permit to install gas service to this recently purchased property; and

**WHEREAS**, pursuant to §254-14 B, *“no opening or excavation will be permitted within the surface of a public road, street or right-of-way upon which permanent pavement has been placed within five years of its application”*; and

**WHEREAS**, pursuant to §254-14 B, *“where the denial of the permit can be shown by the applicant to cause undue hardship, this requirement may be waived upon the recommendation of the Town Engineer and upon approval of the Town Council”*; and

**WHEREAS**, the Town Engineer, Samantha Anello, Mott MacDonald, reviewed the application with New Jersey Natural Gas, confirming a hardship of paying for heating oil vs. natural gas; and

**WHEREAS**, Ms. Anello confirmed with New Jersey Natural Gas that a 3’x3’ opening in the newly paved roadway would be required and all other work could be accomplished underground and/or internal to the subject property, without further disturbance to the pavement; and

**WHEREAS**, it was the Town Engineer’s recommendation that the road disturbance moratorium be waived for this application in order to install new service to this property while also imposing the additional requirement that the Applicant shall saw cut all limits of pavement disturbance and infrared the new pavement restoration to blend it into the existing pavement to the satisfaction of the Town Engineer and Public Works.

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Town of Boonton, in the County Morris and State of New Jersey, formally approve the street opening permit for 35 Puddingstone Drive, Boonton, NJ.

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**RESOLUTION 22-58**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF BOONTON, NEW JERSEY AWARDING A PROFESSIONAL SERVICES CONTRACT TO SUBURBAN CONSULTING ENGINEERS, INC. FOR ENGINEERING SERVICES RELATIVE TO WATER OPERATOR**

**WHEREAS**, the Town of Boonton owns and operates two water production facilities which supply potable water to the Boonton public water system; and

**WHEREAS**, the water production facilities require specialized training and expertise in order to operate efficiently and in accordance with USEPA and NJDEP safe drinking water standards; and

**WHEREAS**, pursuant to the requirement of NJAC 7:10A, the Town's water production facilities are required to be operated by a licensed water operator, with such licensing as is appropriate for the respective treatment facilities; and

**WHEREAS**, the Town requires the assistance of an additional licensed operator to oversee, assist, report, mentor and train municipal employees on the operation of these water treatment facilities.

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., permits the hiring of professional services without advertising and public bid and requires that the resolution authorizing same be available for public inspection;

**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 Suburban Consulting Engineers of Flanders, New Jersey for professional services of a licensed operator Michael McAloon and other staff members at SCE to assist the Town in this aspect of the water system operations.
2. This contract is awarded without competitive bidding as a "professional service" in accordance with N.J.S.A. 40A:11-5(a) 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 unspecifiable nature not compatible with competitive bidding.
3. The total fee for services for this project shall not exceed \$50,000 for a 12-month period, in accordance with a proposal submitted by Suburban Consulting Engineers for said project, dated September 23, 2021.
4. This award is contingent upon certification by the Chief Financial Officer that sufficient funding exists therefor.
5. Notice of this action shall be published in the "The Daily Record Newspaper" within ten (10) days of the passage thereof.

I hereby certify that funds are available in the Water Utility Operating Account  
#2-05-55-502-235

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John Ditinyak, CFO

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**RESOLUTION 22-59**

**RESOLUTION REPEALING PRIOR ADOPTED RESOLUTION 21-292**

**WHEREAS**, the Town of Boonton previously adopted Resolution 21-292, which authorized the purchase of six (6) replacement in-car video systems for police patrol vehicles; and

**WHEREAS**, since such adoption, new and updated costs for components prompt a new resolution to authorize such purchases; and

**WHEREAS**, the Mayor and Council for the Town of Boonton wish to repeal the prior resolution, in expectation of adopting a new, updated ordinance with corrected figures.

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

1. Resolution 21-292 is hereby repealed in its entirety

This Resolution shall take effect immediately.

**RESOLUTION 22-60**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF BOONTON, COUNTY OF MORRIS, STATE OF NEW JERSEY, AUTHORIZING THE PURCHASE POLICE EQUIPMENT**

**WHEREAS**, the Town of Boonton Police Department has need for certain police equipment and computer technology; and

**WHEREAS**, the Mayor and Town Council desire to purchase this police equipment and computer technology, including related software and installation fees; and

**WHEREAS**, the Town of Boonton Police Department requires:

- a. An Evidence Interface with County RMS System at the cost of \$7,500;
- b. A Live Scan Fingerprint Module Interact with County RMS System at a cost of \$5,000;
- c. A Law Soft Data Conversion to RMS at a cost of \$15,000; and
- d. A CSI-E-Ticketing Solution at a cost of \$2,125; and

**WHEREAS**, there are sufficient funds in the Police Department’s Capital Budget accounts to pay for this expenditure.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Town of Boonton, County of Morris, State of New Jersey, that the Police Department is hereby authorized to purchase the above referenced police equipment, including related software and installation fees, at a cost of \$29,625.00.

I hereby certify that funds are available in the Capital Fund, Various Accounts

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John Ditinyak, CFO

**RESOLUTION 22-61**

**RESOLUTION APPOINTING DANIEL DOLCE AS A MEMBER OF THE BOONTON VOLUNTEER FIRE DEPARTMENT**

**BE IT RESOLVED** by the Mayor and Council of the Town of Boonton that Daniel Dolce be and is hereby appointed as a member of the Boonton Volunteer Fire Department, Maxfield Hose & Engine Co., 303, effective immediately.

**CONSENT AGENDA VOTE**

**Roll Call Vote for Resolutions 22-51 through 22-61**

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

**UNFINISHED BUSINESS**

None

**GENERAL DISCUSSION & COMMITTEE REPORTS**

**NEW BUSINESS**

**ORDINANCE 01-22** (Introduction/Title Only)  
**AN ORDINANCE OF THE TOWN OF BOONTON, REPEALING AND REPLACING A SECTION WITHIN PART II, GENERAL LEGISLATION, CHAPTER 216-3 D. (7) ONLY, RECYCLING, TO UPDATE FEES**

MOVED:			SECOND:		
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
			Means "NO" Vote		
Mr. Bock					
Ms. DeVenezia					
Mr. Fenske					
Mr. Lynch					
Mr. Meehan					
Dr. Renfro-Michel					
Mr. Wade					
Mr. Wekilsky					
Mayor Corcoran					

**ORDINANCE 02-22** (Introduction/Title Only)  
**AN ORDINANCE RECHARACTERIZING AND RE-TITLING BOONTON POLICE DEPARTMENT CAPITAL EXPENSE ITEMS**

MOVED:			SECOND:		
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
			Means "NO" Vote		
Mr. Bock					
Ms. DeVenezia					
Mr. Fenske					
Mr. Lynch					
Mr. Meehan					
Dr. Renfro-Michel					
Mr. Wade					
Mr. Wekilsky					
Mayor Corcoran					

**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.

<b>MOVED:</b>	<b>SECONDED:</b>	<b>TIME:</b>
VOICE VOTE:	IN FAVOR: ____	AGAINST: ____