

**MAYOR & COUNCIL
REORGANIZATION MEETING
JANUARY 6, 2011
7:30 p.m.**

Minutes of the 2011 Reorganization Meeting of the Mayor and Council of the Borough of Rockaway, in the County of Morris, New Jersey, held in the Community Center at 7:30 p.m. on the above date.

Mayor Russell Greuter called the meeting to order at 7:30 p.m. and read the following statement: In accordance with Section 5 of the Open Public Meetings Act, Chapter 231, Public Laws, 1975, be advised that notice of this meeting was made by posting on the Bulletin Board, Borough Hall, and sending to the officially designated newspapers, a notice indicating that a meeting would take place at the Community Center, 21-25 Union Street, Rockaway at 7:30 p.m. on this date. Mayor Greuter announced the location of the fire exits. Everyone present participated in the salute to the flag.

STATEMENT OF DETERMINATION

Mayor Greuter read the following Statement of Determination:

A Statement of Determination of the Board of Canvassers, relative to an Election held in the Borough of Rockaway, County of Morris and State of New Jersey, for the election of certain Municipal Officers for the Municipality on the 2nd day of November, 2010.

The said Board does determine that at the said election:

<u>NAME</u>	<u>OFFICE</u>	<u>TERM</u>
Russell Greuter	Mayor	Unexpired 1 Year
Melissa Burnside	Borough Council	3 Years
Thomas A. Donofrio	Borough Council	3 Years

was or were duly elected to the office and for the term above set forth.

I DO HEREBY CERTIFY that the foregoing is a true, full and correct statement of the determination of the Board of Canvassers therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand this 10th day of November, 2010.

Attest: Joan Bramhall, Morris County Clerk

Chairman of the Board of County Canvassers,
John R. Sette

OATH OF OFFICE

Melissa Burnside and Thomas Donofrio came forward to take the Oath of Office, which was administered by the Borough Clerk, and were seated.

Councilmembers Present

Melissa Burnside
Thomas Donofrio
Joyce Kanigel
Thomas Mulligan
Joseph Vicente
John Willer

Councilmembers Absent

Borough Attorney Ed Wacks was also present.

ELECTION OF COUNCIL PRESIDENT

Mayor Greuter called for nominations for President of the Council.

Councilman Willer nominated Councilwoman Burnside as Council President for the year 2011. Councilman Donofrio seconded the nomination.

Councilwoman Kanigel nominated Councilman Mulligan as Council President for the year 2011.

Hearing no other nominations, Mayor Greuter closed the nominations. Via roll call vote as follows, Councilwoman Burnside was elected as President of the Council for the year 2011:

For Burnside: Burnside, Donofrio, Vicente, Willer
For Mulligan: Kanigel, Mulligan

Mayor Greuter recognized Senator Anthony Bucco in the audience.

MAYOR'S APPOINTMENTS

Mayor Greuter announced the following appointments:

Standing Committees of Council:

<i>Finance and Licensing</i>	Joseph Vicente, Chair Melissa Burnside, John Willer, Members
<i>Fire</i>	John Willer, Chair Melissa Burnside, Joyce Kanigel, Members
<i>Ordinance</i>	Thomas Mulligan, Chair Thomas Donofrio, Joseph Vicente, Members
<i>Personnel</i>	Joyce Kanigel, Chair Thomas Mulligan, John Willer, Members
<i>Public Safety</i>	Melissa Burnside, Chair Thomas Donofrio, Joseph Vicente, Members
<i>Public Works/Public Utilities</i>	Thomas Donofrio, Chair Joyce Kanigel, Thomas Mulligan, Members

Other Related Council Appointments: (terms ending 12/31/11)
Community Development Revenue Sharing Representatives: John Willer, Joseph Vicente (Alt.)
Planning Board - Class III Member: Thomas Donofrio

Council Liaison Appointments: (terms ending 12/31/11)
Board of Health: Melissa Burnside
Historical Committee: Joyce Kanigel
Joint Municipal Court of Dover: Russell Greuter, Joseph Vicente (Alt.)
Local Board of Education: Joseph Vicente
Recreation Commission: Thomas Mulligan

Upon motion by Councilman Mulligan, seconded by Councilman Vicente, and carried unanimously via voice vote to approve the Mayor's appointments as submitted.

Boards and Commissions:
Board of Adjustment: Kenneth Banbor (4-yr term ending 12/31/14)
Kenneth Blair (4-yr term ending 12/31/14)
Brittany Lanzone, Alternate No. 1 (2-yr term ending 12/31/12)

Board of Health: Jacqueline Koury (3-yr term ending 12/31/13)
Patricia Giannetti (3-yr term ending 12/31/13)

Library Board of Trustees: Judy O'Hara (5-yr term ending 12/31/15)

Planning Board: Kenneth Banbor, Class IV (4-yr term ending 12/31/14)
Thomas Haynes, Class IV (4-yr term ending 12/31/14)

Recreation Commission: Robert Lenahan (5-yr term ending 12/31/15)
Sandy Patamia (5-yr term ending 12/31/15)

Mayor Greuter asks for a motion to approve the board and commission appointments.

Upon motion by Councilman Vicente, seconded by Councilman Mulligan, and carried unanimously via voice vote to approve the aforesaid Mayor's appointments as submitted.

Professional and Other Appointments (Unless otherwise indicated, all appointments below are one-year terms ending 12/31/11):

<i>Bond Counsel</i>	John Hudak (Law Office of John G. Hudak, Esq., LLC)
<i>Borough Attorney</i>	Edward Wacks (Wacks & Hartmann, LLC)
<i>Borough Auditor</i>	Thomas Ferry (Ferraioli, Wielkott, Cerullo & Cuvo)
<i>Borough Engineer</i>	Paul Ferriero (Ferriero Engineering, Inc.)
<i>Health Officer</i>	Mark Caputo (Randolph Township)
<i>Planner (term to expire 6/30/11)</i>	Adrian Humbert (Adrian Humbert Associates)
<i>Risk Manager</i>	David Sgalia (Henry O. Baker Insurance)
<i>Treasurer</i>	John J. Doherty
<i>Water Utility Services</i>	R. Wayne Snure (Precision Flow)
<i>Water Utility Electric Services</i>	Robert O'Malley (Robert O'Malley Electric Contractor)

Part-Time Appointments (All appointments below are one-year terms ending 12/31/11):

<i>Licensed Water Operator:</i>	Andrew DuJack	
<i>Police Matrons:</i>	Joan Sayek	Jennifer Vidal
<i>School Crossing Guards:</i>	Don Budis	Ernest Ciccone
[Note: appointment required pursuant to N.J.S.A. 40A:9-154.1]	Gerald Green	John Lucosky
	Sheila McKnight	Thomas Nichols
	Raymond Palmer	Katherine Peer
	Charles Poindexter	Carol Salerno
	Joan Sayek	
<i>Zoning Officer:</i>	Barrie Krause	

Upon motion by Councilman Vicente, seconded by Councilman Mulligan, and carried unanimously via voice vote to approve the aforesaid Mayor's appointments as submitted.

Mayor Greuter announced his intention to appoint a three-member Environmental Commission at an upcoming meeting. Ms. Kathy Haake and Ms. Joyce Freiermuth agreed to be on the Commission.

CONSENT AGENDA ITEMS

Upon motion by Councilman Vicente, seconded by Council President Burnside, and carried unanimously upon call of the roll, the following resolutions were adopted:

RESOLUTION 01-11: OFFICIAL DEPOSITORIES

BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that the following banks be and the same are hereby designated as the official depositories for the Borough of Rockaway for the year 2011:

1. Sovereign Bank - Santander
2. PNC Bank
3. State of New Jersey – Cash Management Fund
4. Capital One Bank
5. Bank of America
6. Valley National Bank
7. Wells Fargo Bank
8. Provident Bank
9. Lakeland Bank
10. HSBC Bank USA, NA
11. Toronto Dominion Bank

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 02-11: DESIGNATION OF OFFICIAL NEWSPAPERS

BE IT RESOLVED that the following three (3) newspapers of general circulation in the Borough of Rockaway be and are hereby designated as the official newspapers of the Borough of Rockaway for the year 2011:

1. The Citizen
2. The Morris County Daily Record
3. The Newark Star-Ledger

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 03-11: DESIGNATION OF 2011 MEETINGS OF THE BOROUGH OF ROCKAWAY MAYOR AND COUNCIL

WHEREAS, on October 21, 1975, the Open Public Meetings Act became the law of the State of New Jersey, which law became effective on January 19, 1976; and

WHEREAS, pursuant to the Act, requirements of notice to the public are prescribed for such meetings as those of the Mayor and Council of the Borough of Rockaway;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, that the following dates during 2011 are designated as regular meetings of the Mayor and Council of the Borough of Rockaway:

January	6 (Reorganization), 13, 27	July	14, 28
February	10, 24	August	11, 25
March	10, 24	September	8, 22
April	14, 28	October	13, 27
May	12, 26	November	10, 21
June	9, 23	December	8, 22

Such meetings shall be held for consideration and official action may be taken upon all regular business which may arise.

BE IT FURTHER RESOLVED that the Mayor and Council hereby designate the following dates during 2011 as their public budget hearings:

January	8 (9), 15 (16), 22 (23), 29 (30)
February	5 (6), 12 (13), 19 (20), 26 (27)
March	5 (6), 12 (13), 19 (20), 26 (27)
December	5 (Capital Budget)

No official action by the Mayor and Council will be taken at the budget hearings unless proper notice has been afforded in accordance with the Law. Said budget hearings shall be for the purpose of discussing the proposed budget for the Borough of Rockaway for the year 2011 and for the 2012 Capital Budget.

All regular and capital budget meetings shall commence at 7:30 p.m. and all budget hearings shall commence at 9:00 a.m. and all shall be held in the Community Center, 21-25 Union Street, Rockaway Borough, New Jersey.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to choose any two of the following three designated official newspapers for the purpose of publishing notice:

1. The Citizen
2. The Morris County Daily Record
3. The Newark Star-Ledger

A copy of this resolution, together with advance notice of any additional regular and/or special meetings of this body, shall be transmitted to the aforesaid newspapers and shall be filed with the Clerk of the Borough of Rockaway. This advance notice shall, to the extent known, include the agenda for said meeting and those matters upon which official action may be taken.

BE IT FURTHER RESOLVED, that upon the affirmative vote of three-fourths of those members present, the Mayor and Council may hold a meeting without compliance with normal notice requirements if such meeting is required to deal with matters of such urgency and importance that a delay in order to effect notice would be likely to result in substantial harm to the public interest. The Borough Clerk shall subsequently post appropriate announcements with regard to any such meeting.

BE IT FURTHER RESOLVED, that this Resolution shall constitute the appropriate resolution to be offered in regard to the Open Public Meetings Law and shall be posted and filed in accordance with the terms of this resolution.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 04-11: INTEREST RATE ON DELINQUENT TAXES

BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that the rate of interest to be paid upon delinquent taxes for the year 2011 shall be fixed at the rate of eight percent (8%) per centum per annum on the first \$1,500.00 of the delinquency, and eighteen percent (18%) per centum per annum on any amount in excess of \$1,500.00.

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Rockaway that no interest shall be charged if payment of any installment is made within ten (10) days after the date upon which the same became payable effective January 1, 2011 as per R.S. 54:4-67. In the event that the 10th day of the month falls on Saturday, Sunday or a Legal Holiday, the date of the Grace Period ends with the following work day.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 05-11: PENALTIES CHARGED ON DELINQUENT TAXES

WHEREAS, the Governor of the State of New Jersey has signed into law an amendment to N.J.S.A. 54:4-67 regarding charges for delinquent taxes; and

WHEREAS, the Mayor and Council have heretofore established certain rates of interest for delinquent taxes to be assessed on such delinquencies; and

WHEREAS, the amendment to the aforesaid New Jersey statute now permits the Mayor and Council to charge a penalty for certain delinquent accounts.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that pursuant to N.J.S.A. 54:4-67, there is hereby assessed a six percent (6%) penalty on delinquent tax accounts in excess of the sum of \$10,000.00, if a taxpayer shall fail to make payment in full of the delinquent amount prior to the end of the calendar year in which such taxes shall have accrued and been assessed.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 06-11: INTEREST RATE ON DELINQUENT WATER CHARGES

BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that the rate of interest to be paid upon delinquent water charges be the same rate as for unpaid property taxes for the year 2011 and shall be fixed at the rate of eight percent (8%) per centum per annum on the first \$1,500.00 of the delinquency, and eighteen percent (18%) per centum per annum on any amount in excess of \$1,500.00.

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Rockaway that no interest shall be charged if payment of any installment is made within thirty (30) days after the date upon which the same became payable effective January 1, 2011 as per R.S. 54:4-67, and pursuant to N.J.S.A. 40A:31-12.

In the event that the 30th day of the month falls on a Saturday, Sunday, or Legal Holiday, the date of the Grace Period ends with the following work day.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 07-11: DESIGNATION OF OFFICIAL FOR TAX SEARCHES AND BANKRUPTCY NOTICES

BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that the Tax Collector, Donna Browne, of the Borough of Rockaway be and is hereby designated as the official to make tax searches and searches for municipal liens of the Borough of Rockaway for the year 2011; and

BE IT FURTHER RESOLVED, that the Tax Collector, Donna Browne, of the Borough of Rockaway be and is hereby designated as the official to approve bankruptcy notices for the year 2011.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 08-11: DESIGNATION OF PUBLIC AGENCY COMPLIANCE OFFICER

WHEREAS, P.L. c. 127 (N.J.A.C.17:27) requires that all public agencies shall designate an official or staff person to act as the liaison to the Affirmative Action Officer of the Department of Treasury and to serve as a Public Agency Compliance Officer; and

WHEREAS, the name, title, business address, telephone number and fax number shall be forwarded to the State Affirmative Action Office by January 10, annually.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that Sheila Seifert, Borough Clerk, is hereby named Public Agency Compliance Officer for 2011 and that the Borough Clerk shall have the required registration forms completed so that the Mayor can apply his signature to them on behalf of the Borough of Rockaway; and

BE IT FURTHER RESOLVED that the Borough Clerk is directed to supply a certified copy of this resolution to the State Affirmative Action Office along with the completed and signed registration forms and forward them to the State.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 09-11: APPOINTMENT OF JOINT INSURANCE FUND COMMISSIONER

WHEREAS, the Borough of Rockaway has resolved to join the Morris County Municipal Joint Insurance Fund; and

WHEREAS, the bylaws of said Fund require that each Municipality appoint a Fund Commissioner.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey that Sheila Seifert is hereby appointed as the Borough of Rockaway's Commissioner of the Morris County Municipal Joint Insurance Fund and John Doherty as designated alternate for the year 2011; and

BE IT FURTHER RESOLVED that the Borough of Rockaway's Fund Commissioner is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the Fund as required by the Fund's Bylaws and to deliver same to the Administrator of the Fund.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 10-11: APPOINTMENT OF RISK MANAGEMENT CONSULTANT (DAVID SGALIA – HENRY O. BAKER)

WHEREAS, the Borough of Rockaway has resolved to join the Morris County Municipal Joint Insurance Fund, and;

WHEREAS, the bylaws of said Fund require that each Municipality appoint a Risk Management Consultant to perform various professional services as detailed in the bylaws; and

WHEREAS, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey does hereby appoint as its Risk Management Consultant David J. Sgalia of Henry O. Baker, Inc., 7 South Warren Street, Dover, New Jersey 07801 (973-366-0500), in accordance with the bylaws of the Morris County Municipal Joint Insurance Fund.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 11-11: AUTHORIZATION TO RETAIN PROFESSIONAL SERVICES VIS-À-VIS LOCAL PUBLIC CONTRACTS LAW (MUNICIPAL AUDITOR AND MUNICIPAL ATTORNEY)

WHEREAS, N.J.S.A. 40A:11-1 et. seq., known as the Local Public Contracts Law, requires that all contracts or agreements for the performance of any work, shall not be made or awarded unless public advertising for bids and bidding therefore is solicited; and

WHEREAS, N.J.S.A. 40A:11-5 provides that any contract or agreement may be made, negotiated or awarded without public advertising for bids and bidding therefore, if the subject matter thereof consists of professional services, are rendered or performed by a person authorized by law to practice a recognized profession; and

WHEREAS, the Borough of Rockaway has need for such professional services as municipal auditor and municipal attorney which said services will be performed by persons authorized by law to practice a recognized profession, and

WHEREAS, the Borough of Rockaway has a need to acquire the services of municipal auditor and municipal attorney as contracts without public advertising pursuant to the provisions of N.J.S.A. 19:44A-20.5; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the aforementioned contracts will exceed \$17,500; and

WHEREAS, the certification by the Chief Financial Officer that funds are available is contingent upon the adoption of the 2011 temporary budget and the 2011 municipal budget;

WHEREAS, the anticipated terms of these contracts shall be one year; and

WHEREAS, Ferraioli, Wielkotz, Cervillo, and Cuva and Wacks and Hartmann, LLC, have submitted proposals indicating they will provide the municipal auditor and municipal attorney services respectively for the Borough of Rockaway; and

WHEREAS, Ferraioli, Wielkotz, Cervillo, and Cuva and Wacks and Hartmann, LLC have completed and submitted a Business Entity Disclosure Certification which certifies that Ferraioli, Wielkotz, Cervillo, and Cuva and Wacks and Hartmann, LLC have not made any reportable contributions to a political or candidate committee in the Borough of Rockaway in the previous one year, and that the contract will prohibit Ferraioli, Wielkotz, Cervillo, and Cuva and Wacks and Hartmann, LLC from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey as follows:

1. That in accordance with provisions of N.J.S.A. 40A:11-1, this Mayor and Council is hereby authorized to proceed with the awarding of contracts for the following enumerated services, without the advertising for and the receipt of bids for such work, inasmuch as they are professional services as set forth in said statute:
 - a. Municipal Auditor
 - b. Municipal Attorney

2. The Business Disclosure Entity Certification and the Determination of Value shall be available for inspection in the office of the Borough Clerk.
3. The Clerk of this Borough is hereby authorized and directed to forthwith publish a copy of this resolution in the official newspaper of the Borough of Rockaway.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 12-11: AUTHORIZATION TO RETAIN PROFESSIONAL SERVICES VIS-À-VIS LOCAL PUBLIC CONTRACTS LAW (PLANNING BOARD ATTORNEY, BOARD OF ADJUSTMENT ATTORNEY, BOND COUNSEL, PLANNER, LABOR ATTORNEYS)

WHEREAS, N.J.S.A. 40A:11-1 et. seq., known as the Local Public Contracts Law, requires that all contracts or agreements for the performance of any work shall not be made or awarded unless public advertising for bids and bidding therefore is solicited; and

WHEREAS, N.J.S.A. 40A:11-5 provides that any contract or agreement may be made, negotiated or awarded unless public advertising for bids and bidding therefore, if the subject matter thereof consists of professional services, which are rendered or performed by a person authorized by law to practice a recognized profession; and

WHEREAS, the certification by the Chief Financial Officer that funds are available is contingent upon the adoption of the 2011 temporary budget and the 2011 municipal budget;

WHEREAS, the Borough of Rockaway has need for such professional services, which said services will be performed by persons authorized by law to practice a recognized profession.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey as follows:

1. That in accordance with provisions of N.J.S.A. 40A:11-1 et seq., this Mayor and Council is hereby authorized to proceed with the awarding of contracts for the following enumerated services, without the advertising for and the receipt of bids for such work, inasmuch as they are professional services as set forth in said statute:
 - c. Planning Board Attorney
 - d. Board of Adjustment Attorney
 - e. Bond Counsel
 - f. Planner
 - e. Labor Attorneys
2. The Clerk of this Borough is hereby authorized and directed to forthwith publish a copy of this resolution in the official newspaper of the Borough of Rockaway.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 13-11: 2011 TEMPORARY APPROPRIATIONS FOR OPERATING PURPOSES

WHEREAS, 40A:4-19 Local Budget Act provides that (where any contracts, commitments or payments are to be made prior to the final adoption of the 2011 budget) temporary appropriations be made for the purposes and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty (30) days of 2011, and

WHEREAS, the total appropriations in the 2010 Budget, less appropriations made for capital improvement fund, debt service and relief of the poor (public assistance) are as follows:

General	\$6,030,000.00
Water Utility	\$1,383,500.00

WHEREAS, 26.25% of the total appropriations in the 2010 Budget less appropriations for capital improvement fund, debt service and relief of the poor (public assistance) in the said 2011 Budget is as follows:

General	\$1,582,000.00
Water Utility	\$ 363,000.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

2011 TEMPORARY BUDGET

WATER UTILITY BUDGET

Administrative & Executive, Salaries and Wages	\$134,000.00
Administrative & Executive, Other Expenses	70,000.00
Group Insurance	85,000.00
General Insurance	47,000.00
Capital Outlay	0.00
Statutory Expenditures	<u>27,000.00</u>
TOTAL	\$363,000.00

GENERAL MUNICIPAL BUDGET

Mayor and Council, Salaries & Wages	\$ 0.00
Mayor and Council, Other Expenses	500.00
Municipal Clerk, Salaries & Wages	25,000.00
Municipal Clerk, Other Expenses	10,000.00
Financial Administration, Salaries & Wages	22,000.00
Financial Administration, Other Expenses	3,000.00
Audit Services, Other Expenses	12,500.00
Collection of Taxes, Salaries & Wages	13,000.00
Collection of Taxes, Other Expenses	2,000.00
Assessment of Taxes, Salaries & Wages	6,500.00
Assessment of Taxes, Other Expenses	500.00
Legal Services and Costs, Other Expenses	15,000.00
Engineering Services & Costs, Other Expenses	10,000.00
Planning Board, Salaries & Wages	2,000.00
Planning Board, Other Expenses	500.00
Board of Adjustment, Salaries & Wages	2,000.00
Board of Adjustment, Other Expenses	1,000.00
Zoning Enforcement, Salaries & Wages	3,000.00
Zoning Enforcement, Other Expenses	500.00
Liability Insurance, Other Expenses	50,000.00
Workers Compensation Insurance, Other Expenses	50,000.00
Employee Group Insurance, Other Expenses	60,700.00
Police Department, Salaries & Wages	330,000.00
Police Department, Other Expenses	35,000.00

Alarm System – Police and Fire, Other Expenses	15,000.00
Emergency Management - Assistance, Other Expenses	300.00
Volunteer Fire Department, Other Expenses	21,000.00
Fire Prevention/Uniform Code, Salaries & Wages	6,000.00
Fire Prevention/Uniform Code, Other Expenses	1,000.00
Streets & Roads, Salaries and Wages	40,000.00
Streets & Roads, Other Expenses	25,000.00
Building and Grounds, Other Expenses	20,000.00
Shade Tree Commission, Other Expenses	4,000.00
Other Public Works Functions, Other Expenses	1,000.00
Senior Citizens, Salaries & Wages	2,000.00
Senior Citizens, Other Expenses	1,500.00
Vehicle Maintenance, Other Expenses	8,500.00
Board of Health, Salaries & Wages	400.00
Board of Health, Other Expenses	40,000.00
Administration of Public Assistance, Salaries & Wages	2,000.00
Administration of Public Assistance, Other Expenses	100.00
Recreation Commission, Salaries & Wages	3,000.00
Recreation Commission, Other Expenses	7,000.00
Maintenance of Parks, Other Expenses	10,000.00
Uniform Construction Code Enforcement, Salaries & Wages	6,000.00
Uniform Construction Code Enforcement, Other Expenses	500.00
Construction Official, Salaries & Wages	14,000.00
Construction Official, Other Expenses	1,000.00
<u>UTILITIES, OTHER EXPENSES</u>	
Electricity	15,000.00
Street Lighting	15,000.00
Telephone	10,000.00
Gas (Natural or Propane)	6,000.00
Telecommunications	1,000.00
Gasoline and Diesel	15,000.00
Solid Waste Collection, Salaries and Wages	5,000.00
Solid Waste Collection, Other Expenses	110,500.00
Public Employees Retirement System	62,000.00
Social Security	30,000.00
Police and Firemen Retirement System	303,000.00
Municipal Court, Other Expenses	22,500.00
Municipal Library, Salaries and Wages	35,000.00
Municipal Library, Other Expenses	10,000.00
Sewerage Processing & Disposal, Salaries and Wages	0.00
Sewerage Processing & Disposal, Other Expenses	50,000.00
Safe and Secure Communities, Salaries and Wages	6,500.00
Safe and Secure Communities, Other Expenses	1,500.00

	TOTAL	<u>\$1,582,000.00</u>
Capital Improvements		<u>\$50,000.00</u>

RESOLUTION 14-11: AWARD PROFESSIONAL SERVICES CONTRACT (MUNICIPAL ENGINEER)

WHEREAS, there exists needs for the professional services of Municipal Engineer to the Borough of Rockaway; and

WHEREAS, said needs or certain specified professional services are to be rendered or performed by a person or persons authorized by law to practice a recognized profession whose practice is regulated by law within the meaning of N.J.S.A. 40A:11-2, et seq. as amended; and

WHEREAS, the performance of said professional services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal base of specialized training and study; as distinguished from general academic instruction or apprenticeship and training; and

WHEREAS, said professional services cannot reasonably be described by written specifications; and

WHEREAS, the Borough of Rockaway has a need to acquire said professional services as a contract without public advertising pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the budget duly composed and approved by the Mayor and Council provides generally for funds for the services of such professional and/or certain escrow accounts paid by applicants for development provide for the payment for such services; and

WHEREAS, Paul W. Ferriero, Ferriero Engineering, Inc., has completed and submitted a Business Entity Disclosure Certification which certifies that Paul W. Ferriero, Ferriero Engineering, Inc., has not made any reportable contributions to a political candidate committee in the Borough of Rockaway in the previous year, and that the contract will prohibit Paul W. Ferriero, Ferriero Engineering, Inc., from making any reportable contributions through the term of the contract, and

WHEREAS, a Certificate of Availability of Funds has been filed by the Borough of Rockaway Chief Financial Officer; and

WHEREAS, the services to be performed are "Professional Services" as defined in N.J.S.A. 40A:11-5(1)(a)(i) and therefore excepted from the Local Public Contracts Law requirements for competitive bidding.

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

1. The Borough of Rockaway, in accordance with the Local Public Contracts Law, hereby authorizes and approves the award of a professional services contract as noted on the attached schedule, contract copies are on file in the Office of the Clerk and are incorporated herein by reference and their terms and conditions stated on the attached schedule. Said contract is hereby ratified and confirmed, and upon passage of this Resolution, the Mayor and Borough Clerk be and the same are hereby authorized to enter into said contract.
2. That this Contract is awarded without competitive bidding as a professional services contract under the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) because such service is a recognized profession licensed and regulated by law.
3. That the Mayor and Council of the Borough of Rockaway, New Jersey hereby authorize and direct the execution of the aforesaid contracts for the period commencing on the date set forth therein.
4. That a notice in accordance with this resolution and the Local Public Contracts Law of New Jersey, shall be published in the official newspaper or newspapers of the Borough of Rockaway as required by law.
5. That an executed copy of the Contract and a copy of this resolution shall be filed in the Office of the Borough Clerk and be available there for inspection in accordance with law.
6. That this resolution shall take effect immediately.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

PROFESSIONAL SERVICES SCHEDULE

ENGINEER: PAUL W. FERRIERO, P.E., P.P., C.M.E., L.E.E.D., A.P.
Ferriero Engineering, Inc.
180 Main Street
P.O. Box 571
Chester, NJ 07930
(908) 879-6209

1. Principal Engineering	\$120.00 per hour
2. Professional Engineering	110.00 per hour
3. Sr. Engineering Staff	90.00 per hour
4. Jr. Engineering Staff	72.50 per hour
5. Licensed Surveyor	110.00 per hour
6. CAD Operator	70.00 per hour
7. GIS Operator	78.00 per hour
8. Sr. Draftsman	55.00 per hour
9. 2-Person Field Crew	130.00 per hour
10. Construction Inspector	70.00 per hour
11. Soils Technician	75.00 per hour
12. Printing - 24" x 36"	4.00 per sheet
13. Printing - 30" x 42"	5.00 per sheet
14. Color Copies (11" x 17")	4.00 per sheet
15. Reproducible Film	45.00 per sheet

RESOLUTION 15-11: RESOLUTION OF THE BOROUGH OF ROCKAWAY RECOMMENDING:

- A. MANUEL FANARJIAN, ESQ. BE APPOINTED AS CHIEF PROSECUTOR OF THE JOINT MUNICIPAL COURT OF DOVER, SERVING THE TOWN OF DOVER, TOWNSHIP OF MINE HILL, BOROUGH OF MT. ARLINGTON, BOROUGH OF ROCKAWAY, AND BOROUGH OF WHARTON; AND**
- B. DOUGLAS CABANA, ESQ. BE APPOINTED AS PROSECUTOR OF THE JOINT MUNICIPAL COURT OF DOVER, SERVING THE TOWN OF DOVER, TOWNSHIP OF MINE HILL, BOROUGH OF MT. ARLINGTON, BOROUGH OF ROCKAWAY, AND BOROUGH OF WHARTON**

WHEREAS, the Borough of Rockaway of the County of Morris, State of New Jersey, has entered into a Shared Services Agreement with the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, and Borough of Wharton which established the Joint Municipal Court of Dover, with the Town of Dover, as lead agency; and

WHEREAS, Manuel Fanarjian, Esq. has heretofore served as Chief Prosecutor of the Joint Municipal Court of Dover; and Douglas Cabana, Esq. has heretofore served as Prosecutor of the Joint Municipal Court of Dover.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, at its reorganization meeting of January 6, 2011, unanimously voted to recommend that Manuel Fanarjian, Esq. be appointed Chief Prosecutor and Douglas Cabana, Esq. be appointed Prosecutor of the Joint Municipal Court of Dover serving the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway, and Borough of Wharton; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be forwarded to Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, and Borough of Wharton which are hereby being requested to consider adoption of a similar resolution.

BE IT FURTHER RESOLVED that upon adoption of said resolution by the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway, and Borough of Wharton, a copy of said resolutions shall be forwarded to the Honorable B. Theodore Bozonelis, Assignment Judge Superior Court, and to the Honorable Arnold Miniman, Judge of the Joint Municipal Court of Dover.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 16-11: RESOLUTION OF THE BOROUGH OF ROCKAWAY RECOMMENDING:

- A. TIMOTHY DOWNS, ESQ. BE APPOINTED AS CHIEF PUBLIC DEFENDER OF THE JOINT MUNICIPAL COURT OF DOVER, SERVING THE TOWN OF DOVER, TOWNSHIP OF MINE HILL, BOROUGH OF MT. ARLINGTON, BOROUGH OF ROCKAWAY, AND BOROUGH OF WHARTON; AND**
- B. GERALD KELLY, ESQ. BE APPOINTED AS PUBLIC DEFENDER OF THE JOINT MUNICIPAL COURT OF DOVER, SERVING THE TOWN OF DOVER, TOWNSHIP OF MINE HILL, BOROUGH OF MT. ARLINGTON, BOROUGH OF ROCKAWAY, AND BOROUGH OF WHARTON**

WHEREAS, the Borough of Rockaway of the County of Morris, State of New Jersey, has entered into a Shared Services Agreement with the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, and Borough of Wharton which established the Joint Municipal Court of Dover, with the Town of Dover, as lead agency; and

WHEREAS, Timothy Downs, Esq. has heretofore served as Chief Public Defender of the Joint Municipal Court of Dover; and Gerald Kelly, Esq. has heretofore served as Public Defender of the Joint Municipal Court of Dover.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, at its reorganization meeting of January 6, 2011, unanimously voted to recommend that Timothy Downs, Esq. be appointed Chief Public Defender and Gerald Kelly, Esq. be appointed Public Defender of the Joint Municipal Court of Dover serving the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway, and Borough of Wharton; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be forwarded to the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, and Borough of Wharton which are hereby being requested to consider adoption of a similar resolution.

BE IT FURTHER RESOLVED that upon adoption of said resolution by the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway, and Borough of Wharton, a copy of said resolutions shall be forwarded to the Honorable B. Theodore Bozonelis, Assignment Judge Superior Court, and to the Honorable Arnold Miniman, Judge of the Joint Municipal Court of Dover.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 17-11: APPOINTMENT OF ROCKAWAY VALLEY REGIONAL SEWERAGE AUTHORITY REPRESENTATIVE (ROBERT SCHAEFER)

WHEREAS, pursuant to the Sewerage Authorities Laws constituting Chapter 138 of the Pamphlet of Laws of 1946 of the State of New Jersey, and by Ordinance heretofore adopted on October 14, 1971 the Borough of Rockaway has joined in the creation of the Rockaway Valley Regional Sewerage Authority; and

WHEREAS, pursuant to said law, it is necessary that this governing body appoint a member to such Authority as its representative thereto; and

WHEREAS, this governing body did heretofore appoint Robert Schaefer to a term of office to expire on December 31, 2010.

WHEREAS, the Council takes note of the excellent services performed by Mr. Schaefer on behalf of the Borough of Rockaway during his term.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey that Robert Schaefer, 77 Hoagland Avenue, Rockaway, New Jersey is hereby appointed, re-appointed and confirmed as a member of the Rockaway Valley Regional Sewerage Authority to serve for a term of office to expire on the 31st day of December, 2015.

BE IT FURTHER RESOLVED that the Clerk of the Borough of Rockaway forward a copy of this resolution to the Rockaway Valley Regional Sewerage authority and Mr. Robert Schaefer.

DATE: January 6, 2011

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

PUBLIC PORTION

Mayor Greuter opened the meeting to the public.

Mrs. Bonnie Hook, Jackson Ave., introduced the new officers of the Rockaway Borough Business Owners Association.

Mrs. Joyce Freiermuth, 99 East Flagge St., commended the Public Works Department for the wonderful job they did removing snow during the blizzard on December 26-27.

There being no further comments, Mayor Greuter closed the meeting to the public.

ADJOURNMENT

The meeting adjourned at 7:50 p.m.

Approved:

Sheila Seifert, Borough Clerk

Date: