

**MAYOR & COUNCIL
REGULAR MEETING
JANUARY 26, 2012
7:30 p.m.**

The Regular Meeting of the Mayor and Council of the Borough of Rockaway, in the County of Morris, New Jersey, was held in the Community Center, 21-25 Union Street, Rockaway, N.J. with Mayor Russell Greuter presiding. Mayor Greuter called the meeting to order at 7:30 p.m.

Mayor Greuter 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, Town Hall, and sending to the officially designated newspapers, a list of meeting dates annually, indicating that the meeting would take place at the Community Center at 7:30 p.m. on January 26, 2012. Mayor Greuter announced the location of the fire exits.

Councilmembers Present

Thomas Donofrio
Joyce Kanigel
Joseph Vicente
Melissa Burnside - Council President

Councilmembers Absent

Thomas Mulligan
John Willer

Borough Attorney Ed Wacks was also present.

Everyone present participated in the salute to the flag.

APPROVAL OF MINUTES

Upon motion by Councilman Vicente, seconded by Councilman Donofrio, and carried unanimously upon voice vote, the minutes of the January 5, 2012 Reorganization Meeting and the January 12, 2012 Regular Meeting were accepted as submitted.

CORRESPONDENCE

Mayor Greuter read the January 23, 2012 letter from Jean McMullan, President, Rotary Club of the Rockaways, requesting approval to hold its annual 5K race on Thursday, July 5, 2012, following the same race course as last year, with the start and finish at/near the United Methodist Church. The Club is aware that the Fire Department is planning to begin its annual Family Festival that evening. As in the past, the Club is asking for the Borough to cover the cost of the Police Department expenses.

On motion by Council President Burnside, seconded by Councilman Donofrio, and unanimously carried by voice vote to table the request until the upcoming budget session (January 28).

COUNCIL COMMENTS

Personnel Committee - Councilwoman Kanigel

The Borough Library received a grant for \$9,913 to digitize two historical collections.

Public Works/Public Utilities Committee - Councilman Donofrio

The County of Morris informed the Borough of deficiencies in railroad crossing signage and markings. They will provide the required improvements.

Finance and Licensing Committee - Councilman Vicente

Budget meetings begin on Saturday at 9 a.m.

Public Safety Committee - Council President Burnside

Council President Burnside and Councilwoman Kanigel attended a Gold Award for three Girl Scouts.

ATTORNEY'S REPORT

The attorneys sent a letter to Larry Wiener, attorney for Annex Builders, requesting payment of the \$18,000 in taxes for the open space property recently purchased by Denville. A follow-up letter will be sent; if no response, formal action will be taken.

The proposed solution for the Donatoni drainage improvements did not sit well. Requested a closed session to discuss this potential litigation.

Requested a closed session to discuss three issues for potential litigation.

Upon motion by Councilman Donofrio, seconded by Council President Burnside, and carried unanimously upon voice vote, to accept the Borough Attorney's report.

MAYOR'S REPORT

Reviewed his recent activities, including a meeting with JCP&L Government Affairs Representative John Anderson and Rockaway Township Mayor Sceusi. The Fleetwood substation, which services both municipalities, was upgraded. JCP&L would like to have a listing of five Borough accounts to be prioritized; these will include three well houses, Municipal Building/Fire house and Police Station.

Requested a closed session regarding possible litigation (Department of Environmental Protection).

The PBA contract will expire December 31, 2012. Mayor Greuter appointed Council President Burnside as chair, Councilmen Donofrio and Mulligan as members, and labor attorney Matthew Giacobbe to the PBA Negotiating Committee.

Upon motion by Councilman Vicente, seconded by Councilwoman Kanigel and carried unanimously upon voice vote, to concur with the Mayor's appointments of Council President Burnside as chair, Councilmen Donofrio and Mulligan as members, and labor attorney Matthew Giacobbe to the PBA Negotiating Committee.

Upon motion by Councilman Vicente, seconded by Council President Burnside, and carried unanimously upon voice vote, to accept the Mayor's report.

CLERK'S REPORT

Fire Department

The Fire Department called drills on January 15, 18 and 25 and accepted the application of Scott Hurley for active duty and a junior program membership from Tiffany Hamman.

Upon motion by Council President Burnside, seconded by Councilman Vicente, and carried unanimously upon voice vote, to approve the actions of the Fire Department.

Polling Places

Suggested moving the elections from Thomas Jefferson School to Rockaway Assembly of God Church. The County of Morris would conduct an inspection to determine if the physical requirements set by the State Division of Elections are met.

Upon motion by Councilman Vicente, seconded by Councilwoman Kanigel, and carried unanimously via voice vote to authorize the Borough Clerk to proceed with moving the elections to the Rockaway Assembly of God Church building.

RESOLUTION 25-12

Mr. Steve Mancuso, representing the Fire Department truck committee, asked for an explanation for rejecting the bids for the fire truck. Mr. Wacks explained the reasons and that the municipality cannot meet with vendors to question their bids and negotiate the items.

Upon motion by Councilman Vicente, seconded by Councilman Donofrio, and carried unanimously upon call of the roll, to authorize the Borough Attorney to meet with two or three members of the Fire Department to discuss Pierce's bid.

Resolution 25-12 will not be considered tonight.

CONSENT AGENDA ITEMS

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

RESOLUTION 26-12: TRANSFER 2011 OVERPAID TAX MONIES TO 2012

BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey to transfer 2011 overpaid tax monies to the 2012 tax year as follows:

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
Chopra	38	53	\$1,670.54
Gray	79	1	\$1,083.88

DATE: January 26, 2012 BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk BY: Russell Greuter, Mayor

RESOLUTION 27-12: CANCEL TAX BALANCES LESS THAN \$5.00

BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway by New Jersey State Statute 40A:5-17 to cancel all 2011 tax monies of less than \$5.00 as follows:

UNDERPAYMENTS

<u>Block</u>	<u>Lot</u>	<u>Qualification</u>	<u>Amount</u>
12	10		.01
13	11		.01
19	9		.01
57	11		.40
72.04	3		.10
81.06	29		.10
		TOTAL	\$.63

DATE: January 26, 2012 BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk BY: Russell Greuter, Mayor

RESOLUTION 28-12 AUTHORIZE APPLICATION FOR MUNICIPAL ALLIANCE GRANT

WHEREAS, the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey recognize that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, the Mayor and Council of the Borough of Rockaway further recognize that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Mayor and Council of the Borough of Rockaway have applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Morris.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Rockaway, County of Morris, State of New Jersey hereby recognizes the following:

1. The Mayor and Council of the Borough of Rockaway do hereby authorize submission of an application for the NJ Governor's Council on Alcoholism and Drug Abuse Municipal Alliance grant for calendar year 2012 in the amount of \$11,955.00.
2. The Mayor and Council of the Borough of Rockaway acknowledge the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

DATE: January 26, 2012 BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk BY: Russell Greuter, Mayor

RESOLUTION 29-12: AWARD CONTRACT (TREE REMOVAL)

WHEREAS, there exists a need to remove a large hollow double tulip tree on municipal property located at 35 Addison Avenue; and

WHEREAS, a diligent attempt to obtain several quotes was made by the Superintendent, Department of Public Works, with the lowest response being received from Tree King, 12 Lenel Road, Landing, NJ 07850 (973-448-9595); and

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

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40a:11-1, et. seq. as amended, states that a contract that is below the bid threshold may be awarded without public bidding;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, that, based upon the recommendation of the Superintendent, Department of Public Works, the Borough enter into a contract in an amount not to exceed \$3,600.00 with Tree King, 12 Lenel Road, Landing, NJ 07850 (973-448-9595) to remove a large hollow double tulip tree on municipal property located at 35 Addison Avenue.

DATE: January 26, 2012 BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk BY: Russell Greuter, Mayor

CERTIFICATION FOR AVAILABILITY OF FUNDS

I, JOHN J. DOHERTY, Borough Treasurer, of the Borough of Rockaway, in the County of Morris, Jersey, do hereby certify that funds in the amount as stated in their contracts are currently available for the purpose of awarding a contract for the furnishing of goods or services to the following entity:

Tree King, 12 Lenel Road, Landing, NJ 07850 (973-448-9595), not to exceed the amount of \$3,600.00.
Funds Chargeable to Budget Year: 2012 Temporary and Regular Budget
Budget Line Item#: Shade Tree/Tree Removal

DATE: January 26, 2012 BY: John J. Doherty, Treasurer

RESOLUTION 30-12: EXECUTE INTERLOCAL SERVICES AGREEMENT FOR UTILIZATION OF THE SHERIFF'S RADIO DISPATCHING SERVICES

WHEREAS, there exists a need for the Rockaway Borough Police Department to utilize the Sheriff's Radio Dispatching Services as provided by the County of Morris; and

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

BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, to authorize the Mayor to execute the Interlocal Services Agreement provided by the County of Morris for utilization of the Sheriff's Radio Dispatching Services for a period of one (1) year, beginning January 1, 2012 and ending on December 31, 2012 at a cost not to exceed \$127,848.39.

DATE: January 26, 2012 BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk BY: Russell Greuter, Mayor

CERTIFICATION FOR AVAILABILITY OF FUNDS

I, JOHN J. DOHERTY, Borough Treasurer, of the Borough of Rockaway, in the County of Morris, Jersey, do hereby certify that funds in the amount as stated in their contracts are currently available for the purpose of awarding a contract for the furnishing of goods or services to the following entity:

County of Morris, at a cost not to exceed \$127,848.39.
Funds Chargeable to Budget Year: 2012 Temporary and Regular Budget
Budget Line Item: Radio Dispatch

DATE: January 26, 2012 BY: John J. Doherty, Treasurer

RESOLUTION 31-12: AUTHORIZE THE ADVERTISEMENT OF BIDS FOR FRANKLIN AVENUE ROADWAY RECONSTRUCTION

BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway in the County of Morris, that the Borough Clerk be and is hereby authorized and directed to advertise, as required by law, in the *Daily Record* and *The Citizen*, officially designated newspapers circulated in said Borough, an Invitation to Bidders for sealed proposals to be received by the Borough Clerk of the Borough of Rockaway in the County of Morris, New Jersey, for:

FRANKLIN AVENUE ROADWAY RECONSTRUCTION

Sealed proposals will be opened and read in public at Borough Hall, 1 East Main Street, Rockaway, New Jersey at a date to be determined by the Borough Engineer.

DATE: January 26, 2012 BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk BY: Russell Greuter, Mayor

RESOLUTION 32-12: AWARD CONTRACT (DEPARTMENT OF PUBLIC WORKS – CRESTWOOD WATER TANK BOOSTER PUMP)

WHEREAS, there exists a need to remove and replace the 40 HP electric motor for the pump installed in the Crestwood water tank; and

WHEREAS, a diligent attempt to obtain several quotes was made by the Water Foreman, with the lowest response being received from A.C. Schultes, Inc., 664 S. Evergreen Ave., Woodbury Heights, NJ 08097 (856-845-5656); and

WHEREAS, the Superintendent, Department of Public Works, concurred with the recommendation of the Water Foreman; and

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

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11) states that a contract that is below the bid threshold may be awarded without public bidding.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey that, based upon the recommendation of the Department of Public Works, the Borough enter into a contract in an amount not to exceed \$4,755.00 with A.C. Schultes, Inc., 664 S. Evergreen Ave., Woodbury Heights, NJ 08097 (856-845-5656) to remove and replace the 40 HP electric motor for the pump installed in the Crestwood water tank as specified by quote dated January 4, 2012.

DATE: January 26, 2012 BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk BY: Russell Greuter, Mayor

CERTIFICATION FOR AVAILABILITY OF FUNDS

I, JOHN J. DOHERTY, Borough Treasurer, of the Borough of Rockaway, in the County of Morris, Jersey, do hereby certify that funds in the amount as stated in their contracts are currently available for the purpose of awarding a contract for the furnishing of goods or services to the following entity:

A.C. Schultes, Inc., 664 S. Evergreen Ave., Woodbury Heights, NJ 08097 (856-845-5656), in an amount not to exceed \$4,755.00.

Ordinance#: 5-11-05

DATE: January 26, 2012 BY: John J. Doherty, Treasurer

RESOLUTION 33-12: AWARD CONTRACT (OFFICE SUPPLIES)

WHEREAS, there exists a need to obtain office supplies for the various departments of the Borough of Rockaway; and

WHEREAS, a New Jersey State Contract exists for the purchase of office supplies from the following companies:

Contract # 77249
Staples
500 Staples Drive
Framingham, MA 01702

Contract # 65590
Action Office Supplies
687 Prospect Street
Lakewood, NJ 08701

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, that it does hereby authorize the purchase of office supplies for use by the various departments of the Borough of Rockaway from the aforesaid vendors, under New Jersey State Contract No. 77249 and No. 65590, not to exceed the amount of \$37,400.00 subject to funds available in the 2012 budget.

DATE: January 26, 2012

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

CERTIFICATION FOR AVAILABILITY OF FUNDS

I, JOHN J. DOHERTY, Borough Treasurer, of the Borough of Rockaway, in the County of Morris, Jersey, do hereby certify that funds in the amount as stated in their contracts are currently available for the purpose of awarding a contract for the furnishing of goods or services to the following entity:

New Jersey State Contract No. 77249 Staples and No. 65590 Action Office Supplies, not to exceed the amount of \$37,400.00.

Funds Chargeable to Budget Year: 2012 Temporary and Regular Budget

Budget Line Item: Various Departments

DATE: January 26, 2012

BY: John J. Doherty, Treasurer

RESOLUTION 34-12: AWARD CONTRACT (ICE CONTROL)

WHEREAS, there exists a need to obtain ice control materials for the Department of Public Works; and

WHEREAS, a Morris County Co-Op Contract No. 3 exists for the purchase of rock salt and calcium chloride from the following companies:

Atlantic Salt
134 Middle Street, Suite #210
Lowell, MA 01852

Peckham Materials Corporation
Union Street
Athens, NY 12015

Reed System, Ltd.
P.O. Box 209
Ellenville, NY 12428-0209

WHEREAS, a Morris County Co-Op Contract No. 4 exists for the purchase of snow grits from the following company:

North Church Gravel, Inc.
216 North Church Road
Franklin, NJ 07416

Tilcon New York, Inc
625 Mt. Hope Road
Wharton, NJ 07885

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, that it does hereby authorize the purchase of ice control materials for use by the Department of Public Works from the aforesaid vendors, under Morris County Co-Op Contract No. 3 and Morris County Co-Op Contract No. 4, not to exceed the amount of \$76,500.00 subject to funds available in the 2012 budget.

DATE: January 26, 2012

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

CERTIFICATION FOR AVAILABILITY OF FUNDS

I, JOHN J. DOHERTY, Borough Treasurer, of the Borough of Rockaway, in the County of Morris, Jersey, do hereby certify that funds in the amount as stated in their contracts are currently available for the purpose of awarding a contract for the furnishing of goods or services to the following entity:

Morris County Co-Op Contract No. 3 and Morris County Co-Op Contract No. 4, not to exceed the amount of \$76,500.00.

Funds Chargeable to Budget Year: 2012 Temporary and Regular Budget

Budget Line Item: DPW Ice Control

DATE: January 26, 2012

BY: John J. Doherty, Treasurer

RESOLUTION 35-12: CONTRACT AWARD (TREE REMOVAL)

WHEREAS, there exists a need to remove municipal trees for the Department of Public Works; and

WHEREAS, a Morris County Co-Op Contract No. 18 exists for tree removal from the following companies:

Tree King, Inc.
12 Lenel Road
Landing, NJ 07805

Andy Matt, Inc.
19 Scrub Oaks Road
Mine Hill, NJ 07803

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, that it does hereby authorize tree removal from the aforesaid vendors, under Morris County Co-Op Contract No. 18, not to exceed the amount of \$5,700.00 subject to funds available in the 2012 budget.

DATE: January 26, 2012

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

CERTIFICATION FOR AVAILABILITY OF FUNDS

I, JOHN J. DOHERTY, Borough Treasurer, of the Borough of Rockaway, in the County of Morris, Jersey, do hereby certify that funds in the amount as stated in their contracts are currently available for the purpose of awarding a contract for the furnishing of goods or services to the following entity:

Morris County Co-Op Contract No. 18, not to exceed the amount of \$5,700.00.

Ordinance#: Shade Tree/Tree Removal

DATE: January 26, 2012

BY: John J. Doherty, Treasurer

RESOLUTION 36-12: SUBMIT RECREATIONAL TRAILS PROGRAM GRANT APPLICATION

WHEREAS, the New Jersey Department of Environmental Protection, Division of Parks and Forestry, Office of Natural Lands Management, has established a program from which aid may be provided to municipalities for establishment and improvement of recreational trails; and

WHEREAS, the Mayor and Council of the Borough of Rockaway desire to apply for funds to enable the Borough to improve certain open space within the Borough, specifically Block 21, Lots 6 and 25, to be known as the "Beach St. River Park" located in the Borough of Rockaway, Morris County.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, to authorize the Mayor to sign and submit the 2012 Recreational Trails Program Grant application form.

BE IT FURTHER RESOLVED that the monies received from the 2012 Recreational Trails Program Grant be used solely to establish and improve recreational trails at the Beach St. River Park, located at Block 21, Lots 6 and 25, in the Borough of Rockaway, Morris County.

DATE: January 26, 2012

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 37-12: APPROVE TRANSFER OF FUNDS

WHEREAS, there appears to be insufficient funds in the following accounts (excepting the appropriation for contingent expenses or deferred charges) to meet the demands thereon for the balance of the current year:

Police Salaries and Wages	(25-240-011)
Streets and Roads Salaries and Wages	(26-290-011)

WHEREAS, there appears to be a surplus in the following accounts (excepting the appropriation for contingent expenses, deferred charges, cash deficit of preceding year, reserve for uncollected taxes, down payments, capital improvement fund, or interest and debt redemption charges) over and above the demand deemed to be necessary for the balance of the current year:

Municipal Clerk Other Expenses	(20-120-201)
Legal Other Expenses	(20-155-254)
Maintenance - Parks Other Expenses	(28-375-214)
Streets and Roads Other Expenses	(26-290-201)

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmative concurring) that in accordance with the provision of R.S. 40A:4-58, part of the surplus in the account heretofore mentioned be and same are hereby transferred to the account (excepting the appropriation for contingent expenses or deferred charges) mentioned as being insufficient, to meet the current demands, and

BE IT FURTHER RESOLVED that the Treasurer is hereby authorized and directed to make the following transfers:

FROM:

Municipal Clerk Other Expenses	\$ 6,000
Legal Other Expenses	\$16,000
Maintenance - Parks Other Expenses	\$10,000
Streets and Roads Other Expenses	\$10,000

TO:

Police Salaries and Wages	\$21,000
Streets and Roads Salaries and Wages	\$21,000

DATE: January 26, 2012

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

PUBLIC PORTION

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

DISCUSSION/HEARING - MOUNTAIN MAHA GAYATRI LIQUOR LICENSE

Mr. Thomas Sateary, attorney for the Mountain Inn, was present to discuss the liquor license application; however, his client had not yet arrived.

PRESENTATION

Mrs. Bonnie Hook, president of the Rockaway Borough Business Owners Association, introduced the organization's 2012 officers. The 2012 mission includes stimulating local economic growth, creating a strong voice for local business, business networking, further developing relationships between businesses, civic organizations, community and local government, and providing education and training. Vicki Mulligan stated that they would like to have a liaison between the Borough and the Association. Discussion ensued regarding the relationship between the Governing Body and the Association.

CLOSED SESSION

Upon motion by Council President Burnside, seconded by Councilman Donofrio, and adopted unanimously upon call of the roll, the following resolution was adopted:

RESOLUTION 38-12: CLOSE MEETING TO THE PUBLIC

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

WHEREAS, this public body is of the opinion that such circumstances do exist;

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

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows: Pending Litigation (Donatoni Community Park) and Potential Litigation.
3. The minutes of the discussion shall be made public as soon as the matters under discussion are no longer of a confidential or sensitive nature.
4. This resolution shall take effect immediately.

DATE: January 26, 2012

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

Mayor and Council went into closed session at 8:33 p.m. and resumed the public meeting at 9:08 p.m.

Upon motion by Councilman Vicente, seconded by Councilman Donofrio, and adopted unanimously via roll call vote to authorize the engineer to seek the necessary permits per the January 23, 2012 letter from the Department of Environmental Protection regarding the Follow Up to the Notice of Violation at Donatoni Park.

Upon motion by Councilman Vicente, seconded by Council President Burnside, and adopted unanimously upon call of the roll to authorize payment to the subcontractors individually and directly for work each one did on the truck wash.

DISCUSSION/HEARING - MOUNTAIN MAHA GAYATRI LIQUOR LICENSE

Mr. Tom Sateary, attorney for the Mountain Motor Inn, and Jack Patel, owner of the Mountain Inn, were present for the hearing for renewal of the liquor license. Mr. Sateary explained that the Division of Alcoholic Beverage Control authorized the Governing Body to consider renewal of the license for the 2010-2011, 2011-2012, and 2012-2013 license terms. The Mountain Inn is scheduled for a hearing before the Board of Adjustment on February 7 for a mart and an exercise room. The plan is to have a Ramada franchise. Fifty-six rooms were renovated. A permit was issued to fix the staircase in the back building. Mayor Greuter expressed concern that the back building has no working fire alarm or sprinkler system and will direct the Construction Official and Fire Marshal to inspect.

Upon motion by Councilman Donofrio, seconded by Councilman Vicente, and unanimously carried via roll call vote, to authorize the Borough Attorney to prepare for the February 9 meeting a resolution to create a new liquor license and authorize its extension to June 30, 2012 for Mountain Maha Gayatri, Inc.

ADJOURNMENT

The meeting adjourned at 9:27 p.m.

Approved: As Submitted

Sheila Seifert, Borough Clerk

Date: February 9, 2012