

**MAYOR AND COUNCIL**  
**REGULAR MEETING AGENDA**  
**SEPTEMBER 24, 2020**  
**6:30 PM**

Public notice is hereby given that the regular meeting of the Mayor and Council of the Borough of Rockaway previously scheduled for Thursday, September 24, 2020 at 6:30PM, to take place in the Community Center, 21-25 Union Street, Rockaway, NJ 07866, has been changed to a telephonic meeting only, in accordance with N.J.S.A. 10:4-6, et. seq. (the Open Public Meetings Act), at which time formal action will be taken.

The public is invited to attend this meeting by using the link or call in information below:

<https://zoom.us/j/91890434231?pwd=WDJzU2J2aXpyekRpbGvd0FwVnJiQT09>

+1 929 205 6099

Meeting ID: 918 9043 4231

Passcode: 452512

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. MINUTES APPROVED            9/3/2020
4. COUNCIL REPORTS
5. REPORT OF ATTORNEY
6. REPORT OF MAYOR
7. REPORT OF ADMINISTRATOR
8. REPORT OF CLERK
9. CONSENT AGENDA
  - #145-20    Refund Land Use Board Application Fees
  - #146-20    Award Contract (DPW – Road Resurfacing)
  - #147-20    Award Contract (DPW – Truck Body)
  - #148-20    Approve 2020-2021 Poolroom & Billiard Room License
  - #149-20    Approve 2020-2021 Alcohol Beverage Control License
10. ORDINANCES, INTRODUCTION
  - #14-20    \$500,000 Reappropriating Bond Ordinance (Water Main Improvements)
11. MEETING OPEN TO THE PUBLIC
12. CLOSED SESSION
13. ADJOURNMENT

**RESOLUTION 145-20: REFUND OF LAND USE BOARD APPLICATION FEES**

**WHEREAS**, on August 25, 2020, Carlos Haase, 55 W. Main Street, Rockaway, NJ 07866 paid Land Use Board fees totaling \$3,500.00, representing an escrow payment of \$2,500.00 and an application fee of \$1,000.00; and

**WHEREAS**, upon review by Ferriero Engineering, it was determined that a Land Use Board application was not necessary; and

**WHEREAS**, Carlos Haase has requested, in writing, a refund of all fees paid in connection with the Land Use Board application; and

**WHEREAS**, the Borough Engineer has recommended the refund of said fees; and

**WHEREAS**, the Mayor and Council of the Borough of Rockaway concur with the recommendation of the Borough Engineer.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Rockaway, that the Chief Financial Officer is hereby authorized to return funds totaling \$3,500.00, representing the escrow payment of \$2,500.00 and application fee of \$1,000.00, to Carlos Haase, 55 W. Main Street, Rockaway, NJ 07866.

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**RESOLUTION 146-20: AWARD CONTRACT (DPW – ROAD RESURFACING)**

**WHEREAS**, on June 25, 2020, a contract for Road Resurfacing was awarded to Tilcon New York, Inc., 9 Entin Road, Parsippany, NJ 07054 (973-366-7741); and

**WHEREAS**, there exists a need to mill and resurface additional roads for the Department of Public Works; and

**WHEREAS**, a Certification for 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 additional purchase of hot mix asphalt and milling from Tilcon New York, Inc., 9 Entin Road, Parsippany, NJ 07054 (973-366-7741), under Morris County Cooperative Pricing Council Co-Op Contract No. 6: Road Resurfacing, Cat A: Hot Mix Asphalt, Item 1 and Cat B: Milling of Hot Mix Asphalt, Item 1 in an amount not to exceed \$60,000.00, thereby increasing the cost of this contract to \$170,000.00.

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**RESOLUTION 147-20: AWARD CONTRACT (DPW – TRUCK BODY)**

**WHEREAS**, there exists a need to replace a dump body and hose on Truck 106; 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 MaxxForce Welding Sales, 118B Richards Avenue, Dover, NJ 07801 (973-563-5246); 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; and

**WHEREAS**, a Certification for 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 a replacement dump body and hose for Truck 106 from MaxxForce Welding Sales, 118B Richards Avenue, Dover, NJ 07801 (973-563-5246) in the amount not to exceed \$14,791.54.

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**RESOLUTION 148-20: RESOLUTION APPROVING 2020-2021 POOLROOM & BILLIARD ROOM LICENSE**

**WHEREAS**, the following named applicant has duly filed an application for the license known as a Poolroom and Billiard Room License:

<u>License Number</u>	<u>Name</u>	<u>Place of Business</u>
272	Paul Spaanstra Rockaway Billiards, LLC	353 Route 46 West Rockaway, NJ 07866

**WHEREAS**, the said applicant has fully completed the required application and fees pertaining to said license; and

**WHEREAS**, the Chief of Police has approved said application subject to a satisfactory background check through the New Jersey State Police Bureau of Identification.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, that the Poolroom and Billiard License be and the same is hereby granted to Paul Spaanstra, Rockaway Billiards, LLC and shall be effective as provided by law, for the period from July 1, 2020 to June 30, 2021.

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**RESOLUTION 149-20: APPROVE 2020-2021 ALCOHOL BEVERAGE CONTROL LICENSES**

**WHEREAS**, the following named applicants have duly filed applications for the Class "C" Retail licenses known as Plenary Retail Consumption Licenses, for the period from July 1, 2020 to June 30, 2021:

<u>License Number</u>	<u>Name</u>	<u>Place of Business</u>
1434-33-010-007	Damian Mexican Foods LLC t/a Riviera Maya	116 Route 46 Rockaway, NJ 07866

and;

**WHEREAS**, the Director of the Division of Alcoholic Beverage Control has caused to be advertised in a newspaper in each County, a General Notice of Intention to apply for said Licenses.

**NOW, THEREFORE, BE IT RESOLVED** that the Licenses under Class "C" Retail Licenses, known as Plenary Retail Consumption Licenses, be and the same are hereby granted as to each of the above named applicants.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that the License under Class "C" Retail Licenses, known as Plenary Retail Distribution Licenses, be and the same is granted to the above named applicant.