

MINUTES OF THE REGULAR MEETING OF THE ALLAMUCHY TOWNSHIP COUNCIL HELD MARCH 27, 2019 AT 7:00 P.M.

Mayor Lomonaco: Everybody please rise. Mr. Fineran would you lead us in the Pledge of Allegiance, please?

All: I pledge allegiance to the flag of the United States of America. And to the republic for which is stands, one nation, under God, indivisible, with liberty and justice for all.

Mayor Lomonaco: If you don't mind, we'll just take a moment of silence for any loved ones. Thank you. This is the regular meeting of the Allamuchy Township Council held March 27, 2019, which has been posted in advance in compliance with the Open Public Meetings Act, chapter 231 P.L. 1975, otherwise known as the Sunshine law. Notice has been posted on the bulletin board in Allamuchy Town Hall, and by legal notice in the January 5, 2019 edition of the "Express Times" and the January 5, 2019 edition of the "Daily Record." Roll call, please?

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Here.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Present.

Municipal Clerk: Quinoa.

Councilman Quinoa: Present.

Municipal Clerk: Ochwat.

Councilman Ochwat: Present.

Municipal Clerk: And Mayor Lomonaco.

Mayor Lomonaco: Present. Has everybody had a chance to review the minutes from the workshop for March 13th?

Councilwoman Tuohy: Yes.

Mayor Lomonaco: Yes. Can I have a motion for approval, please?

[Councilman Cote:](#) I'll make a motion to approve the minutes.

[Councilman Quinoa:](#) I second that.

[Mayor Lomonaco:](#) Roll call?

[Councilwoman Tuohy:](#) Oh, can we do a discussion on it?

[Mayor Lomonaco:](#) Oh yeah, sure. Discussion.

[Councilwoman Tuohy:](#) Thank you. Just going forward I would request that when you're voting on issues, especially finance, that the motions be separate and not all put into one motion. This way it's more clear, and people have a better understanding of what we're voting on.

[Mayor Lomonaco:](#) Any other discussion? Roll call.

[Municipal Clerk:](#) Councilpersons Cote.

[Councilman Cote:](#) Yes.

[Municipal Clerk:](#) Tuohy.

[Councilwoman Tuohy:](#) Yes.

[Municipal Clerk:](#) Quinoa.

[Councilman Quinoa:](#) Yes.

[Municipal Clerk:](#) Ochwat.

[Councilman Ochwat:](#) Yes.

[Municipal Clerk:](#) And Mayor Lomonaco.

[Mayor Lomonaco:](#) Yes. **Introduction of the 2019 Municipal Budget.** Mr. Kozimor, would you be so kind...

[James Kozimor, CFO:](#) Okay. Tonight we'll be introducing the 2019 budget. Finance worked together putting the budget together this year. I think we put together a good, solid budget. Continues what we've been doing in the past over years of paying for capital improvements as we go. We're funding \$270,000 in road improvements, updating road equipment, putting money aside for fire equipment, putting money aside for recreation purposes. So, I think that's a good pattern that we've been working with. Paying off our debt service is a little over a million dollars this year.

James Kozimor, CFO: So, as we're paying off our debt service, it is what it is until they're paid off. But, this budget, the increase on an average house which is, I think, \$231,000, is \$15.60 a year on the average house. So, it's a modest tax increase. In the budgets, we're doing a lot with it. It's not putting us in jeopardy for next year. This is the type of budget we can go with probably for several years. Keep funding things as we go, building up reserves, and taking care of the operational needs around the building.

James Kozimor, CFO: So, this is the introduction. Next month is a public hearing and adoption. If anybody has questions for me now, feel free, or during the month. Look the budget over, and I'd be glad to sit down with you and answer any more questions you have.

Mayor Lomonaco: And the Solid Waste budget?

James Kozimor, CFO: There is a Solid Waste budget, so that covers residents outside the Panther Valley. I believe that's around \$85,000. Those ... So yeah, there's a separate budget on that. And that's all that covers. That's a contacted item through Waste Management, and that's the only thing included within that budget. There's also the Water-Utility budget in this also. No change in rates for the water-utility. The budget actually went down this year because of changes in staffing levels. When Wayne left, we saved on that salary. We're still funding a good amount of capital improvements in water-utility.

James Kozimor, CFO: I worked with Bruce Smith on the operating portion of it, and they can continue with their improvements there also.

Mayor Lomonaco: Okay, so I understand at next meeting, when we do this, for public session, I understand you will not be here, but you will providing an account-

James Kozimor, CFO: I won't be here, but the auditors will be here. They can handle any question about the budget. But specifically, during the month, if you have questions, again, ask me. Just that way [crosstalk 00:05:23].

Mayor Lomonaco: Yeah, just making sure Council's aware that, to please reach out to Jim to make the ... anything, questions they have to do.

Councilman Ochwat: Jim, a question for you. I know the disposal of the units that we've managed to dispose of is a positive thing for the town. My only question is, does it have any impact immediately on our budget, or is it just long term, or-

James Kozimor, CFO: No, the long term. This year it's basically a wash. You look in the budget, I didn't know where to go with the line items until I knew they were sold. We budget \$30,000 for expenses, and it just paid \$30,000 of rent skipping it, so that's a wash. But now we have the funds from the sale of those. In future years starting next year, that's gonna offset our debt service. So basically, you have choices to make, but what I like to do is take that money, we reduce debt service, or have an offset against it, keep funding capital, keep funding road improvements and

stuff like that. Because that's how we stay ahead of having to bond – pay as we go.

[Attorney Wacks:](#) Wasn't our cost, our actual cost of operating the units less than the rent we were getting in, or more than the rent we were getting in?

[James Kozimor, CFO:](#) Yeah. Yep.

[Attorney Wacks:](#) And so, now that we've sold that, those costs are gone.

[James Kozimor, CFO:](#) Right, those costs are gone.

[Attorney Wacks:](#) We don't have the rent coming in, but we also don't have the [inaudible 00:06:51] cost.

[James Kozimor, CFO:](#) No, exactly. You don't have that.

[Attorney Wacks:](#) So, there should be some less money there that's going out.

[James Kozimor, CFO:](#) Right. Yep. For this year, it's just a wash as far as-

[Attorney Wacks:](#) Right.

[James Kozimor, CFO:](#) I budgeted ... I expect to receive rent for three months. But going forward, right, those lines will go away, so we don't have that.

[Mayor Lomonaco:](#) Okay. Any other questions for Mr. Kozimor? Thank you, sir.

[James Kozimor, CFO:](#) Okay.

[Mayor Lomonaco:](#) Much appreciated. Okay, for the Mayor's report, I just have three quick things. One-

[Municipal Clerk:](#) Mayor?

[Attorney Wacks:](#) Mayor?

[Mayor Lomonaco:](#) I'm sorry.

[Attorney Wacks:](#) Gotta do the introduction.

[Mayor Lomonaco:](#) Oh, you do? Okay, sorry.

[Councilwoman Tuohy:](#) Make a motion to introduce.

[Mayor Lomonaco:](#) Okay.

Municipal Clerk: And I need to read the resolution. Municipal Budget of the Township of Allamuchy, County of Warren, State of New Jersey of 2019. "Be it resolved that the following statements of revenues for the corporation shall constitute the municipal budget for the year 2019. Be it further resolved that said budget be published in the "Star Gazette" in the issue of April 5, 2019. The governing body, the Township of Allamuchy does hereby approving the following as budget for the year 2019."

Municipal Clerk: Notice is hereby given that the budget and tax resolution was approved by the governing body of the Township of Allamuchy, County of Warren on March 27, 2019. A hearing on the budget and tax resolution will be held at the Municipal Building on April 24, 2019 at 7:00 PM.

Mayor Lomonaco: And that covers both?

Attorney Wacks: No, just one.

Mayor Lomonaco: Okay. So, you need a motion?

Municipal Clerk: I need a motion. I'm gonna do the solid waste one separately.

Mayor Lomonaco: Okay. Can I have a motion, please?

Councilman Cote: I'll make the motion.

Mayor Lomonaco: Second?

Councilwoman Tuohy: I'll second.

Mayor Lomonaco: Roll call, please.

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: And Mayor Lomonaco.

Attorney Wacks: Yes. Just to make sure the public knows, Mayor, that doesn't mean that the budget has passed tonight. All you've done is introduced it. There will be some work on it, and then in April, when you have it coming up for second reading when the auditors are here, that's when the budget will be formally adopted and approved.

Mayor Lomonaco: After open to being public session.

Attorney Wacks: Public will have an opportunity to speak on it, yes.

Municipal Clerk: And the same resolution applies for the solid waste budget, for adoption to be scheduled for April 24th at 7:00 P.M.

Councilman Ochwat: I make that motion.

Councilman Cote: I'll second.

Mayor Lomonaco: Roll call.

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Quinoa: Yes.

Municipal Clerk: And Mayor Lomonaco.

Mayor Lomonaco: Yes. Mayor's report? That was a question. Okay, first thing I wanted to do is that there's been discussions about the squad receiving LOSAP. It stated back in October, I believe. We've done extensive research, and as it turns out, being that they have a LOSAP program in place in Green, that it maxes out at \$500, which is what they're receiving.

Mayor Lomonaco: What we wanted to do was to supplement that to bring it up to the amount that the Fire Department is receiving here in town. As it turns out, we weren't able

to do that. So, discussion then switched over to providing them with a clothing allowance. So, what we did was, we reached out to the squad and found out how they came up with their LOSAP numbers, how they qualified, being that this is gonna be a one-time thing only. Because it's my understanding that they're going to do a referendum in November to try and get a LOSAP program in Allamuchy.

Mayor Lomonaco: Then, at this point, it would just be for a clothing allowance for this year and this year only. So, what I'd like to propose is, I had provided each of the Council people how the 14 candidates receive their points through an Excel sheet provided to me by the squad. And I am proposing that we do \$590 per person times 14 people, and it comes to \$8,260. And that money is in the budget already for the Fire Department LOSAP, because the Fire Department LOSAP only uses somewhere in the area of \$26,000, and the budget, I believe, has 35. So, there's no budgetary moves that are necessary in order to be able to do this.

Mayor Lomonaco: So, I just want to confirm that everybody did receive my email and the backup, and does anybody have any questions? Okay. Can I have a motion to approve \$8,260 to be donated to the squad for them to be disbursed as agreed to?

Councilman Quinoa: I'll make that motion.

Councilwoman Tuohy: Well wait, what was the amount? Eight hundred ...

Mayor Lomonaco: I believe it was \$8,260.

Councilwoman Tuohy: Oh, not eight hundred.

Mayor Lomonaco: No, not eight hundred. \$8,260.

Councilman Ochwat: I'll second the motion.

Mayor Lomonaco: Any discussion? Okay. Roll call.

Municipal Clerk: Who made the motion? I'm sorry. Who made the motion?

Councilman Quinoa: I did.

Municipal Clerk: Okay. Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

[Councilman Quinoa:](#) Yes.

[Municipal Clerk:](#) Ochwat.

[Councilman Ochwat:](#) Yes.

[Municipal Clerk:](#) And Mayor Lomonaco.

[Mayor Lomonaco:](#) Yes. Thank you. Next on my agenda is water and sewer salvage. When I had done a tour down with Water and Sewer and Public Works, within the Water and Sewer, it was found that were old water softener units, which are huge metal units that are just taking up space in one of the rooms. So, they had said that they would like to opportunity to discard them, and then use that room for storage, 'cause presently they're using trailers and such.

[Mayor Lomonaco:](#) So, the idea was, and we had talked about this last time, is to find somebody that would come in and take it for us, and then they would get the money for the salvage, minus a 10% fee to us. So, that's what I was looking for in order for this to happen. We had researched out to two or three different people. They keep sending us back to Kucharski's, who is here. So, it's nice, we keep it nice and close.

[Mayor Lomonaco:](#) They're willing to do it within the next month, and they agreed to the 10%. So, we get space, and we get a little bit of money to be able to do it. Water and Sewer's behind it 100%. They need the room, actually. So, based on that information, I wanted to bring it to Council so that we can have a motion to approve, so that we're able to proceed with that.

[Councilman Quinoa:](#) I'll make that motion.

[Councilman Cote:](#) I'll second.

[Mayor Lomonaco:](#) Any discussion? Okay. Good, thank you. Roll call.

[Municipal Clerk:](#) Councilpersons Cote.

[Councilman Cote:](#) Yes.

[Municipal Clerk:](#) Tuohy.

[Councilwoman Tuohy:](#) Yes.

[Municipal Clerk:](#) Quinoa.

[Councilman Quinoa:](#) Yes.

[Municipal Clerk:](#) Ochwat.

[Councilman Ochwat:](#) Yes.

[Municipal Clerk:](#) And Mayor Lomonaco.

[Mayor Lomonaco:](#) Yes. Then, just as a final announcement that at the end of the last meeting, we did have a vote to authorize the Mayor to negotiate a deal with Independence for the court, for the use ... They use our court here twice a month, space. So, I was able to negotiate that with Mayor Giordano, and the way the agreement works out, it's gonna start April first, and it's gonna end December 31st of this year.

[Mayor Lomonaco:](#) The idea is to give us time to evaluate it, so we can see if it's gonna be beneficial for what we're doing, and it's beneficial for them. It's gonna give them time to look at options also. IN exchange for that, they will pay us \$300 a month, which will cover whatever the minimal cost that we have here, and the one person that works two hours, two times a month. So, it's just a way of them participating and helping with the overall lights and paperwork and whatever else that is going on.

[Mayor Lomonaco:](#) And then they're also going to supply us with an insurance certificate naming us as additionally insured, so that should something occur during the time that their court is in session, we are covered. So, the agreement was signed, and it is in place, and the date on it is March 19 of this year. So, I just wanted to bring that to everybody's attention. And that's all that I have. So, we start with Councilwoman Tuohy?

[Councilwoman Tuohy:](#) Sure. A Girl Scout leader came to me and requested that they be able to set up a table outside of the breakfast with the Easter Bunny to do recruiting for new Girl Scouts, and to sell their cookies. I told her I would bring it before Council to get permission.

[Mayor Lomonaco:](#) I'll bring it up to the Fire Chief, but we've done it in the past. I don't anticipate any problems with it.

[Councilwoman Tuohy:](#) Okay. We don't need to vote on it, then.

[Mayor Lomonaco:](#) No.

[Councilwoman Tuohy:](#) Okay.

[Mayor Lomonaco:](#) No, we've done that to help other organizations raise money.

[Councilwoman Tuohy:](#) Okay. [crosstalk 00:15:59]. If you could even get back to me, and I'll let her know.

[Mayor Lomonaco:](#) Sure.

[Councilwoman Tuohy:](#) Thank you. Second, I'm just gonna spin off from what the Mayor discussed with the agreement that was executed with Independence Township with Mayor Giordano over there. For those who don't know, when I was elected into this position, I started researching several of the departments. I wanted to see how each department operated. So at the latter part of 2018, I got to the court. And what I discovered was, for the last 20 years, Independence has not paid Allamuchy one penny to use our court. They use our personnel, they use our facilities, they use our utilities. You pay into pensions and Social Security for our employees that run their court. That's unacceptable.

[Councilwoman Tuohy:](#) I did an analysis which I gave to Mayor and Council, I believe back on January eighth, where in 2015, we lost over \$20,000. And all this information is public information. You can pull it from the audits and the budgets that are online. 2016, we lost \$29,539. 2017, \$25,812. 2018, we lost \$61,662. To me, that is ridiculous. Yes, it was voted on. However, the agreement that was signed was not what we discussed. There was supposed to be a 90 day out for both sides. I don't think we need nine months to do an analysis that I could do in two hours. And the agreement that was signed, I don't think is a valid agreement, because it wasn't the agreement we agreed to.

[Councilwoman Tuohy:](#) There should have been a 90 day out on both sides, with 90 days notice, which is the norm among shared services with courts, 'cause you need the other court to have time to set up court somewhere else. So, with that, I'm gonna request that we go into executive session and discuss it further.

[Attorney Wacks:](#) Well, you're asking that the Council rescind that agreement?

[Councilwoman Tuohy:](#) I want that ... Yes, I want that agreement rescinded, and I would like to tell them have 90 days to go and find court somewhere else, or come to us with a legitimate number. \$300 doesn't cover our employees. It's not one employee, that's in there for two hours, number one.

[Attorney Wacks:](#) Well, that's ... Rescinding that agreement creates potential litigation. And so, I don't think it's appropriate for us to discuss this in open session. This really should be discussed in executive session.

[Councilwoman Tuohy:](#) Okay.

[Attorney Wacks:](#) Because of the potential litigation that could result from this.

[Councilwoman Tuohy:](#) I'll make a motion to go into executive session, please.

[Councilman Quinoa:](#) I'll second that.

[Municipal Clerk:](#) Councilpersons Cote.

Councilman Cote: Yeah, except I would suggest that if we're gonna go into executive, that we do it after we take care of all the other business on the agenda.

Councilman Ochwat: I was just gonna ask a similar question, although Jim didn't ask a question, but made a suggestion. I was gonna ask the question of, do we have any other issues that we might be discussing in executive session tonight, besides this one?

Councilman Quinoa: We might.

Councilman Ochwat: We might?

Councilman Quinoa: Yes, there's a position notification that we probably need to discuss. I think it'd be discussed in public. Doesn't have to be discussed in-

Councilwoman Tuohy: I'll withdraw my motion that you can go in at the end of the meeting. With that being said, the deal wasn't a fair deal. We spend more than ... It amounts to \$10 a day. It's a joke. It's joke that we allowed this to happen, and I'm not gonna let the issue go.

Councilman Quinoa: Just, if I can follow up, just to be clear on what the Mayor and Councilwoman Tuohy said. We did vote on it. We agreed to accept a \$300 fee from Independence that night, okay? We came out of executive, and we agreed that we would accept that amount of money. That night, after sitting on this thing of \$300, the very next morning at 8:50 in the morning, I wrote the Mayor an email.

Councilman Quinoa: And I wrote, "Even though at last night's meeting, the Council agreed to extend an offer to Independence to utilize our court for \$300 a month, after thinking about it overnight, I think it's not beneficial to Allamuchy to enter into this agreement. Before any offer is extended to Independence, I would like for us to further discuss this at the next Council meeting. Can you please hold off on sending any letter or speaking to Independence until after the Council I will be presenting Council with new data why the \$300 is not in the best interest of our town."

Councilman Quinoa: Just so we know then, the Mayor wrote back to myself and Council that he had already spoken, and he wrote, this is at 12:53, "I have already spoken to Mayor Giordano and arrived at a verbal agreement as authorized by Council last night. Ed, Please draft a letter of agreement as requested last night for \$300 per month, and provide me with the finalized with the Mayor." And then he instructed Jim to do further analysis.

Councilman Quinoa: I then asked the Mayor, just so we have it on record-

Councilwoman Tuohy: While you're looking for that, there's a pre-condition-

Councilman Quinoa: I asked the Mayor to please hold off on signing any agreements or anything of that nature until we had a chance to discuss it and go over it again before

anything was signed, any of that. I never received a response to that email. The next thing I received was the signed signatures of an agreement. I just wanna put that on the record. That I did vote in favor of this. There's no question about it, I voted. But after thinking about it, I thought it was just a terrible, terrible decision that I personally made, and I wanted to reconsider our options, so that's my recollection of the record.

[Councilwoman Tuohy:](#) I just have one more thing to say. In that letter, it was supposed to have three things: \$300 a month, each party had 90 days ... they can cancel with 90 days notice, and Council was to see a letter before it went out. Two of those three things did not happen.

[Mayor Lomonaco:](#) That's not true. That's not true.

[Councilwoman Tuohy:](#) That's what I recall.

[Mayor Lomonaco:](#) I'm sorry, but I just disagree with that.

[Councilwoman Tuohy:](#) But that's what I recall from the executive session.

[Mayor Lomonaco:](#) The three things that were agreed to ... If we're gonna talk about it, let's talk about it.

[Councilwoman Tuohy:](#) Yeah.

[Mayor Lomonaco:](#) The three things that were agreed to are in the agreement. When we brought up the 90 days, the exact words of Mr. Wacks are, "Well see if we can negotiate that." It was part of the discussion with Mr. Giordano, and it was not agreed to. So it was part of the discussion, and it wasn't something that we felt would give us enough time to be able to do the evaluation that we wanted to do.

[Mayor Lomonaco:](#) So, what ... Eight hours before, we all had a unanimous vote. All of a sudden, changed. Now, I told Mr. Quinoa also, I had a busy morning. I did not get a chance to see his email prior to speaking to the Mayor. When I spoke with the Mayor, it was without knowledge of his email. So, I made the deal that I was told that I was able to make, and I gave him my word. And, what I've done here since I've been here, and the four years that I was before, if I give my word, I'm gonna keep my word.

[Councilman Quinoa:](#) Just so that we know, I think that in a poll with the four Council members that were there, plus yourself, five, and the attorney, our recollection is that yes, we did discuss a 90-day option to be included in there. There was no question about it. I think that's the recollection of Councilwoman Tuohy, Cote, Ochwat and myself, and even to the extent of our attorney. 'Cause I asked him, why isn't that in there, okay? And his response to me was that it was originally in there, and it was taken out.

[Councilman Quinoa:](#) There's no ... I don't think there's ... The only one that's in this agreement is you, Rick, as all of us recall. It was a hectic night, no question about it. We were here till 10 o'clock at night. We went through like three or four different issues, and it was late at night, and we pretty much asked for a summary at the end from the attorney. In giving hindsight, we should have done it individually, but the Council was the one that insistent, in my recollection, that we just ... Let's get this over with, let's get out. We all know what we agreed upon.

[Councilman Quinoa:](#) So, your recollection that the 90 days to negotiate, yes. Counsel, Mr. Wacks said that, okay. That was in furtherance of the 90 day, what we could do. But I think it was clear, from all the Council persons, that there was supposed to be a 90 day provision put on there. 'Cause we would've never ... I would've ... That would've stopped me, to be honest with you, from agreeing to wait a whole nine months to do this, when we'd been trying to do an analysis that I've asked you to do with me, but you just seemed that you don't want me to be involved in the analysis. I wish I could be, just to make sure that we cover everything. Two people are better than one, I think. But in any event, that's my recollection.

[Attorney Wacks:](#) Alright. Let me stop this discussion at this point in time, because right now there is an agreement that has been signed between Allamuchy and Independence. The only way that this Council can do anything is to vote to rescind that agreement, because it's in effect. And if you're gonna vote to rescind it, that's gonna potentially create an element of litigation-

[Councilwoman Tuohy:](#) Well that's [crosstalk 00:26:37].

[Councilman Quinoa:](#) Which needs to be discussed in closed session.

[Councilman Cote:](#) Okay.

[Attorney Wacks:](#) I think any further discussion about it at this point in time is leading us to a position that we don't want to be in, in open session. It needs to be discussed in closed session, so we can truly understand what our rights, responsibilities and liability is with regard to this.

[Councilwoman Tuohy:](#) I just have one question. Who took the 90 days out of the original contract?

[Mayor Lomonaco:](#) I did. Because it was a negotiating item, as was suggested by the Mayor. There was extensive discussion by Council. It was never part of a deal breaker type of thing. We all discussed it for quite a while. And I did my best to try and get it, but it wasn't part of what the ending deal ended up to be.

[Councilwoman Tuohy:](#) Yeah, but we discussed this, and these were the conditions we set forth.

[Mayor Lomonaco:](#) No. That wasn't ... We discussed it, yes. I agree with that. But that wasn't a deal breaker. It was one of the items that were on the table. It wasn't on the table for him.

[Councilwoman Tuohy](#): Yeah, but we didn't ... I don't think [crosstalk 00:27:40].

[Mayor Lomonaco](#): In order to make the deal-

[Councilwoman Tuohy](#): I don't think we gave you the authority to go back and negotiate again.

[Mayor Lomonaco](#): I made in the best interest of the town.

[Councilwoman Tuohy](#): We discussed three issues.

[Mayor Lomonaco](#): It wasn't negotiate again. I negotiated-

[Councilwoman Tuohy](#): You did, because you took the 90 days out.

[Mayor Lomonaco](#): It was never in.

[Councilwoman Tuohy](#): It was in originally.

[Mayor Lomonaco](#): It was discussed. It was never one of the three items that I presented. I understood the discussion, and I presented it, but it wasn't something that we agreed on.

[Councilwoman Tuohy](#): So, the contract that the Attorney drew up originally didn't have the 90 days in it?

[Mayor Lomonaco](#): I didn't say that.

[Councilwoman Tuohy](#): Oh, you just said it was never in.

[Mayor Lomonaco](#): No I didn't. You asked me who changed it, and I answered, it was I. Is there any further discussion on this before we move on?

[Councilwoman Tuohy](#): We won't discuss it.

[Councilman Ochwat](#): No, I would like to go move on, and follow the attorney's suggestion that, because of the issue of litigation, we just discuss it in closed session.

[Mayor Lomonaco](#): Then while Municipal Court is still on here, what I'm going to inform the audience is, what I've done in order to be able to separate the two, based on the agreement that's in place, now the Independence Court will be moved until 3 PM. So, anything that happens in the Allamuchy Court has the Allamuchy employees. Anything that happens with the Independence Court will be after hours, as far as Allamuchy people are concerned, and we can now properly evaluate each of the two courts in the right manner.

[Mayor Lomonaco](#): Before, it was apples and oranges. It wasn't that I didn't want to work on it with Mr. Quinoa. The idea was, I wasn't ready to work on it yet, because things

weren't set up in the proper place. Now they're set up. Independence is separate, and Allamuchy is now separate. We'll see that starting in April.

[Councilman Quinoa:](#) So. I guess my question for you is, Mayor, is that you and I be, you would include me in on the analysis now, right? Now that it's set up?

[Mayor Lomonaco:](#) I'll decide on that.

[Councilman Quinoa:](#) Okay. And the other thing is, three o'clock. Is three o'clock is when the Independence gonna come in? What happens to the Allamuchy Town? We're not gonna see any Allamuchy Township employees working till 2:30.

[Mayor Lomonaco:](#) That's not true. That's not true. The arrangement is that the Town Clerk will begin her day earlier and be done at three o'clock. The person that works in Building and Grounds finished her day at three o'clock. The person that works in the court finished her day at two o'clock. So, there is no override. Now, we can discuss the names in private session if you want, I'll be glad to do that.

[Councilman Quinoa:](#) Yeah, absolutely, yeah.

[Mayor Lomonaco:](#) But I'm only ... I only want to talk about positions, to be fair.

[Councilman Ochwat:](#) You're just separating the hours, from what I understand.

[Councilwoman Tuohy:](#) You're just changing the hours. It's not gonna really change anything.

[Councilman Quinoa:](#) Isn't that correct?

[Mayor Lomonaco:](#) Yeah. We're changing the hours so that there's no conflict of anybody being accused of working two towns at the same time. Then they can properly be separated, and they can be evaluated correctly.

[Councilman Quinoa:](#) So, who will pay the-

[Mayor Lomonaco:](#) We'll discuss anything further on this in private. We just said that.

[Councilman Quinoa:](#) Alright. Just one question. Besides our town clerk, if there's any other employees that are gonna work, such as-

[Mayor Lomonaco:](#) There's one employee-

[Councilman Quinoa:](#) Building and Grounds-

[Mayor Lomonaco:](#) No. Building and Grounds, as far as-

[Unknown:](#) ... In grounds.

[Mayor Lomonaco:](#) No. Building in grounds as far as I'm concerned, I have spoken with the person that was working the court and that person is going to be allowed to work in the court as a translator on the Allamuchy side from two to three o'clock. Only that. That person is not allowed to work on the independence court.

[Councilman Quinoa:](#) So that person will not be in -

[Mayor Lomonaco:](#) - In the Independence court. [inaudible 00:31:25]

[Councilman Quinoa:](#) - Any further.

[Councilman Quinoa:](#) How about any other Allamuchy employee? Besides our clerk.

[Mayor Lomonaco:](#) There is the one person that works in the court.

[Councilman Quinoa:](#) Right.

[Mayor Lomonaco:](#) And the two hours per day that that person works is included in the fee of the \$300.

[Councilman Quinoa:](#) And. Oh, so we're still gonna pay that person?

[Mayor Lomonaco:](#) Yes.

[Councilman Quinoa:](#) Well \$300, okay. We can discuss in executive. I'll follow Counsel's advice.

[Mayor Lomonaco:](#) Anything else?

[Councilwoman Tuohy:](#) No.

[Mayor Lomonaco:](#) Okay, Mr. Cote?

[Councilman Cote:](#) I have nothing.

[Mayor Lomonaco:](#) Mr. Ochwat?

[Councilman Ochwat:](#) Yes, I have several things. The biggest one is the ... We had an SMSD meeting today at four o'clock, and we were presented with next year's, or I should say this year's budget. And I had it in front of all of you prior to the meeting. In the past [crosstalk 00:32:31] What's happened, the process is that everybody in the SMSD has had a, probably at least a week to look through it. We don't approve the budget, we only look at it and if we have any questions, we note them and we pass them along to the Council.

[Councilman Ochwat:](#) We didn't -

[Attorney Wacks:](#) When you refer to "we" it's the SMSD that you're talking about, not this council.

[Councilman Ochwat:](#) Yes, I'll clarify that. The SMSD simply looks it over and if we have any questions, we ask them, if we have any questions that we think should maybe be forwarded to the town council, we do that as well. Two of the members of the Council probably saw this budget even prior to myself, in the sense that they're on the PVPOA board. Everything with the SMSD has been going extremely smoothly. If you have any questions whatsoever, Matt Begley is here. He can certainly answer them for you. If we can take a vote on this tonight, we'd like to. The PVPOA would like us to. I see no reason, from past experience that we shouldn't be. As a matter of fact, our audits have been so outstanding there hasn't even been a question on them - [crosstalk 00:34:12]

[Councilman Ochwat:](#) The last year or two. So, we have both Jim Kozimor, who is our financial person, on the SMSD. We have Matt Begley here, if anyone has any questions. But that is the final budget for the PVPOA SMSD.

[Attorney Wacks:](#) Mr. Ochwat, the Mayor asked me just now whether or not this has to be on the agenda in order to take action and I said it does not because the statute, the thing that creates the SMSD mandates that you take action on it at this meeting tonight.

[Attorney Wacks:](#) So, it didn't have to be on the agenda. It's a mandatory requirement.

[Councilman Ochwat:](#) And it's probably my oversight for not asking you to put it on the agenda. I didn't even think about it.

[Mayor Lomonaco:](#) I just wanted to make sure we're doing it right.

[Councilman Ochwat:](#) Right.

[Mayor Lomonaco:](#) I'll make the motion.

[Councilman Cote:](#) I'll second it.

[Mayor Lomonaco:](#) Any discussion? Roll call?

[Municipal Clerk:](#) Councilpersons Cote.

[Councilman Cote:](#) Yes.

[Municipal Clerk:](#) Tuohy.

[Councilwoman Tuohy:](#) Abstain.

[Municipal Clerk:](#) Quinoa?

[Councilman Quinoa:](#) Abstain.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: And Mayor Lomonaco.

Mayor Lomonaco: Yes.

Councilman Quinoa: Just for the record, I think Councilwoman Tuohy and I abstain because we're on the PVPOA board and so therefore we're abstaining.

Councilman Ochwat: So I just finished that off as Matt as you can hear - Good to go.

Councilman Ochwat: The other two things I wanted to bring up is that we are literally in the process of and making hay way on the finishing of the signs and lights and shrubbery. When there's more specifics to tell you. I will, but we're gonna finish shortly. We've got money pledged for doing the plants and the decorations around the signs. We've got, I believe we have the lighting under control. I'm trying to think of the term, it just, I just dropped it out of the lighting, solar lighting. I think we have the solar lighting in place. If anyone wants to take a look at a sign that's already lit the way we hope to have them all lit, look at the sign between Green and Allamuchy. That's the one we've experimented with and it's working as of now.

Councilman Ochwat: And then the last thing, and I don't know whether I should bring this up now or in closed session, I'll take Mr. Wacks' advice, but two weeks ago we had a meeting, and it's already been referenced. The meeting went on for four hours. By the end of that meeting, I mean, I can speak myself, but I can very comfortably speak for everybody who was at that meeting, whether it'd be the Attorney or whether it'd be the Mayor, or whether it'd be the other council people, everybody was totally exhausted. Burnt out. Well I shouldn't speak for you, I didn't ask you that, but I'd be surprised if you weren't in the same situation the rest of us were. I don't know exactly how, maybe it was an aberration, maybe it's never gonna happen again, but what I did want to say is that we're now moving our workshops to seven o'clock. Which is fine. But I know we don't want to have four-hour meetings starting at seven o'clock for either the public or myself. At least, I don't think we do. So, whether that's something we want to discuss here or whether it's something that should be discussed in exec, I don't know. Mr. Wacks, if you can guide me with that?

Attorney Wacks: It's not something that needs to be discussed in executive, there's no exclusion for it. I will tell you, Mr. Ochwat, in the other municipalities that I represent, they all have a two-hour limit on their meetings. They set the meetings, but they start and they finish two hours later. There are certain circumstances where the meetings can go on if there's an emergency issue or something very important that needs to be discussed. But generally speaking, if they cannot conclude all of the business that they have to, then that is put off 'til the next meeting. Because you do have two meetings a month that are advertised as action meetings as opposed to years ago when you only had one.

[Attorney Wacks:](#) I know a lot of boards also have time limits on their meetings as well because you're right, at a certain point in time, people just don't have the brain power because of the lateness of the hour and the amount that has been absorbed to do an efficient job, an effective job. So, that's been my experience.

[Councilman Ochwat:](#) In my opinion, and it's just, now I'm speaking for myself, some of the difference of opinion about what wasn't discussed and everything, I'm not saying that did it, but that fed into it. That's just my opinion, personally. And if anybody else has any comments about this, I'd love to hear them. I have nothing else.

[Mayor Lomonaco:](#) Well, I moved them to seven because I was asked to move them later. If you guys want to all consider and we change the time, then that's okay with what our posting is, I have no issue with that.

[Councilman Ochwat:](#) I'm not -

[Mayor Lomonaco:](#) - at six o'clock. But we want to make sure everybody got here on time. If we want to change it, we can do that.

[Councilman Ochwat:](#) I'm not suggesting we change it, and I'm not suggesting we don't change it. I'm just suggesting that what happened last time around is in all of our interest to avoid. That's all.

[Mayor Lomonaco:](#) Okay. Anything else?

[Councilman Ochwat:](#) No, that's my report. But I would like if anyone else has opinions, I'd like to hear them.

[Mayor Lomonaco:](#) I didn't hear any.

[Councilwoman Tuohy:](#) No, I agree. The meeting, four hours, by the time I left here my head was spinning. That I was questioning what was actually said. And what wasn't said. Four-hour minutes can't be happening.

[Mayor Lomonaco:](#) Anybody else?

[Mayor Lomonaco:](#) Thank you sir. Mr. Quinoa.

[Councilman Quinoa:](#) Okay, I, at this meeting, one of the topics that we had discussed and we voted on that we were gonna bring on two ... gonna do some personal actions. We were gonna hire, advertise, for a public works, full-time labor position, which was discussed and was agreed to by Council. And also, a second individual, to work part-time with personnel and payroll experience. We discussed this thoroughly and all members of Council, I believe, you'll agree to it. All of us agreed to it, including the Mayor, that we would go ahead and do that. Being on the Personnel Committee, I went ahead and I prepared the ads for consideration by Council. Due to the Mayor's time limitation, I wanted to give

Council enough time to review the ads that I have prepared through working with the public works supervisor and other ad reviews from the State of New Jersey. So, I prepared something and I've forwarded the proposed ad to all the Council persons for the job, for the two positions the Council agreed to at last night's meeting.

Councilman Quinoa: I asked them to please make any corrections or improvements they wanted, any questions to call me. The Mayor decided that, not decided, he felt that we needed time to meet prior to the next council meeting. So, therefore he wanted to table the job ads until there was proper consideration and review could be completed to determine the criteria for the positions. And he asked me to feel free to put this on the agenda for the next workshop. And once Personnel agrees to the ad, it will be presented to Council. I advised the Mayor that I don't think there was really a need for further discussion other than what the ad said, because we already had agreed to it in executive session. And afterward we agreed to it. So therefore, I make a motion that we approve these ads and go ahead and place these ads for these two positions as soon as possible.

Mayor Lomonaco: Being on Council, and also being on the Personnel Committee, I do not agree with that because I don't feel that we have a proper handle on the operations part of it, first, to even consider filling the part-time position in Town Hall. I am still waiting for a report from Public Works, which is supposed to tell me the amount of hours that they require to do the jobs that they need to be done. The jobs that are listed that they're gonna do. The jobs that they're gonna do with the additional labor in order to save the money to pay for the additional labor, instead of doing sub-contracting and outsourcing. And I asked that at the 30-day mark and it's now coming up on the 90-day mark but that's between me and the department head. The only thing holding me up on doing the Public Works thing is that report. And then at that point, personnel can actually do it. I see no point whatsoever to put an ad in the paper for either position, just for the sake of putting an ad in the paper, unless we know exactly what is required.

Mayor Lomonaco: It may be a terrific ad. It may bring wonderful people. But I don't know exactly what the requirements are for what we have here in order to be able to fill a position.

Councilman Quinoa: I spoke to the public works supervisor about your specific request and perhaps that all three of us should sit down because, and I understand where he's coming from- It's very hard, okay, to siphon through all the records and see what things were outsourced or not. For him to do an outside source comparison that is extremely difficult, almost next to impossible. Certainly, if that was a thing, we should have talked about it. And I think, I believe that he responded that what you're looking for can be done.

Mayor Lomonaco: Not true.

Councilman Quinoa: Look, okay, I'm not gonna argue who's telling the truth or not, I'm just telling you what was relayed. Okay? A lot of things are said and it's...

Mayor Lomonaco: I agree.

Councilman Quinoa: Everybody's got a difference of opinion on what they're heard and not heard so I'm just putting on the record, you put yours on the record.

Councilman Quinoa: Further, I think that it was a good discussion at the executive session, I think there was no question about the type of person that we need at the department of public works. It's a laborer. A laborer with specific job description. I don't know the reason why we need to go into it now but elaborate discussion about it, it was already discussed. My second one is, when it comes to the personnel and the payroll, we all agreed. Okay. We all agreed when I said that we have to really put our house in order. And everyone agreed, including yourself, that we needed a person to come in and do that. As a matter of fact, it was Councilman Cote's suggestion last year to bring this person on. Okay. It didn't go anywhere. So that discussion was thoroughly discussed. There's no announcers needed or anything like that. We need somebody to come in and take care of these issues. You yourself agreed that we have to audit and straighten out our house.

Mayor Lomonaco: I agree.

Councilman Quinoa: I know you did and I thank you for that. I don't think there's any need to hold up that job ad. Now, if you feel there's a reason to hold the job ad on the public works, you know what, I'm around tomorrow, it's Friday. I know you have office hours. I think it's a good idea that we, all three of us sit down. This way there's no misunderstanding that who said what, when, and where. All three of us, the supervisor, you and I sit down and we go over and see if there is a need for this labor, and hear him out. That's my point. I think we should go ahead and put these ads in the paper. I think Council should authorize the ads to go in. I don't think we need to waste another 30 days of paying a laborer, you know, an exorbitant amount of money to do a labor work. We appreciate the work he's done, but paying over the amount that's required, I think it's, again we're putting money out of our township that, there's no reason to do. We can save money. We can actually probably hire two people, but. That's my point, that's all I was saying.

Mayor Lomonaco: Okay, just to clarify, I have had meetings with my Public Works Department head. As the Mayor, I called him in directly. It wasn't a personnel issue at the time. And it's my understanding, he provided me with a list of the questions which answered everything I asked for, that he was going in to meet with Mr. Kozimor, which he did last week. So, what is deemed to be impossible to do is apparently being done. So, I would like to get the report back from Mr. Kozimor, and in addition to the position of public works that I had asked for. And the first time I asked for it was when we were in personnel and we met with him at 30 days. So, it's not new. I brought it up again multiple times, saying, "I will do it, but I want to do it right." And the only way that I'm going to be able to do it is if he tells me what he needs.

[Mayor Lomonaco:](#) So it's not unreasonable. Personnel will get it when he gives me the information to be able to put it together. It's personnel's responsibility to put together the ad, as you did, and I'm saying it's a good ad. If they, it turns out to be great, great, we'll use it. All right? And personnel will do the interviewing. All right? The position will go out for interview. That's the way that it should be done. But we're not at that stage yet because the department head has not provided me with the information. When it comes to the woman, or whatever the position that we have over here, I've been so busy doing 16 other things, I haven't had the opportunity to do it right to be able to sit down and evaluate what responsibilities would be done at the assistant level, and what would be done at the town clerk level. All right?

[Mayor Lomonaco:](#) So as I said, we can hire a great person, but if you don't give them the guidance and the direction that they need when they come in on day one and just say, "We're gonna make this job yours and run with it." To me that's not the way that things should be done.

[Councilman Quinoa:](#) Well I think you're putting the horse before the cart. The cart before the horse. The first thing that has to be done, we gotta get an ad in there, get people in here, surely during that period of time we can sit down, okay, and be more specific. I don't know more specific we can be on personnel and payroll, but we certainly can do that. The second thing, I've also spoken to the supervisor for the public works. Okay, so therefore, again, I put it to you that if that's what's holding the ad, that you feel that he has not provided you with certain information, let's get together with him tomorrow, let's find out what it is, and let's go forward with this. The other question I have for the CFO, is he working with ... I thought he was working with you on something completely different.

[James Kozimor, CFO](#) We met last week.

[Councilman Quinoa:](#) Is he working with you on what jobs have been done in the past?

[James Kozimor, CFO](#) Well, I guess I didn't know specifically ... We met last week, we went over his capital needs, his budget. He did ask me for a couple vendor print outs on certain jobs that were done throughout the town. I didn't realize it was necessarily for reporting purposes.

[Councilman Quin:](#) Yes, that's what it was for.

[James Kozimor, CFO:](#) Yeah, he asked me questions about the budge and stuff.

[Councilman Quin:](#) Is that gonna be possible for him to do an analysis of all the outsourcing that we've done in the public works in the past year or so? Year and a half?

[Mayor Lomonaco:](#) That's not what I'm asking him to do. I'm asking him to give me jobs that he's gonna be able to do in house and save money to be able to pay for the labor. So, with the specific vendors that he's asking of Mr. Kozimor, are ones, the positions that he feels he can do the work.

[Councilman Cote:](#) Is that what he asked?

[Councilman Quin:](#) I guess so. Now that you're talking about this it makes sense, that's why he was asking. You know.

[Mayor Lomonaco:](#) If he can't do it in house -

[James Kozimor, CFO:](#) - I didn't know if he was asking just for reference to call him back, or whatever, but now it probably makes sense that he was doing it to analyze whether he can do it for less or not. We didn't specifically talk about those reasons. He had just asked me, "Can you look up a few items for me."

[Mayor Lomonaco:](#) Sure, [crosstalk 00:52:10].

[Councilman Quinoa:](#) He asked for these items prior to that. I think he might have even asked the Clerk for some information.

[Councilman Quinoa:](#) Look, I think that, if that's holding it, I have no problem. I'm more than glad to sit down with you tomorrow morning, and him. I presume he's coming in. And let's get this done.

[Mayor Lomonaco:](#) It's not a personnel issue yet.

[Councilman Quinoa:](#) Well, it is. You keep talking about operation. It is a personnel issue. The personnel issue is do we need to hire an individual to come in for public works.

[Mayor Lomonaco:](#) We agreed to that. We said we are.

[Councilman Quinoa:](#) Then I don't see why you're the only one that can meet with this individual and then you bring your presentation to the department.

[Councilman Quinoa:](#) To be honest with you, Mayor, I don't understand why, if we have a Finance Committee, we have a Personnel Committee, that every time I want to do something ... For example, in the Finance Committee, you seem that you don't want me to participate in it. You keep calling this an operational issue, well, it's not operational. Operational is, find out if somebody's showing up on time, work is being done completed, all our policies are being followed. But when we're setting up a new position, policies, and procedures, things to that nature, that is a Council responsibility also. For checks and balances. We got into trouble when we allowed people to run things without consulting. Why you don't want to sit down and consult and work together, okay, instead of this separated, divide. That, no, this is operational, I'm gonna do this. It's not supposed to work like that. When you first ran, you ran on the thing that, we were all gonna work together. And you know what? It ain't working. It ain't working. You know, you got people smiling but the person that's smiling is the one that caused all the problems where this Township wound up paying over \$100,000 in fees that, if we would have done things when Council would have been aware of things, things would have been done a lot better off.

[Mayor Lomonaco:](#) I can't speak to things that happened before me. Okay?

[Councilman Quinoa:](#) You were here.

[Mayor Lomonaco:](#) Not last year.

[Councilman Quinoa:](#) You were on Council.

[Mayor Lomonaco:](#) I was not here last year. That's all I'm saying.

[Councilman Quinoa:](#) Okay.

[Mayor Lomonaco:](#) All right. When I brought up the issue of the Committees versus the Mayor, I asked, in front of everybody to the lawyer, and I said, "Please give me a description." His description was, "Town Council is the Board of Directors." Okay?

[Mayor Lomonaco:](#) And the Mayor is the Chief Executive Officer. All right? So, does the Board of Directors deal with what time the janitor comes in? No.

[Councilman Quinoa:](#) I'm not suggesting that.

[Mayor Lomonaco:](#) Listen. You had your say.

[Councilman Quinoa:](#) Okay.

[Mayor Lomonaco:](#) What I'm saying is, everything has to go through Personnel. But, being on Personnel, I can't properly evaluate the position until I know the operations. I've been in here for three months. Right? I need to see how things work before I can determine, in my mind, as part of Personnel, since we were both together on that, that, yes, we need these specific job requirements. I don't know that yet, so I can't do it. I don't think the horse is being put in the front by me. I think putting the ad in is putting the horse in the front. I don't think we're ready for that yet. And I'm not saying it won't be in the next, whatever time frame, because I'm not gonna get a timeframe because I'm gonna be held to it by a day and an hour.

[Mayor Lomonaco:](#) But I'm working on as many of these tasks as I can do. So, three months, I think that we've done really very well with this. But the two things that you are looking to do from personnel, number one, I'm waiting on one, as I've said three times tonight. And the other one, I'm not even ready to start yet. I don't wanna do both at the same time just because we know we need it. We all agree we need it. But if we're gonna do it, let's do it right, finish the one, and then do the other and spend the proper time and do that. So that's my only defense. I'm not disagreeing with you on how you feel, because if that's the way everybody feels, I learned from my wife that I can't tell her how she's supposed to feel. And that's fine. It doesn't work both ways, but it works that way.

[Mayor Lomonaco:](#) I understand exactly what you're saying. I know the frustrations that everybody has here. I'm trying to accommodate as much as I can in doing it, but if I make a change, my change is gonna be companywide. If we're gonna talk using co-ops, for example, which we've already changed down at public works with the fuel. And under the guidance of Mr. Kozimor, which I appreciate. It's gonna be that way for everybody.

[Councilman Quinoa:](#) Under the guidance of Kevin Murray, that Mr. Kozimor agreed, let's give credit where credit is due.

[Mayor Lomonaco:](#) The suggestion was made by Kevin Murray, but I needed to discuss it with the Chief Financial Officer to make sure that I was doing what was compliant.

[Councilman Quinoa:](#) Okay.

[Mayor Lomonaco:](#) That's my only clarification.

[Councilman Quinoa:](#) So as you know that the recommendation came from Mr. Murray.

[Mayor Lomonaco:](#) Oh, the other thing, as far as Mr. Murray is concerned, the monthly reports that I now require from every department head, I started with his. The time sheets that we now have back up with time cards, have daily reports that show the jobs that were done every day. That's all done through him. I give him a tremendous amount of credit. I've been able to take what he has and work with him to do it. And when he gives me this other information, I'm going to take that and go to other departments with it. Because I have that high of respect for him. I want this gentleman to retire here. And I've told that to him to his face. I may not have told that to everybody. But I'm telling it to you now, that this gentleman is doing all of the right things. He may not have come in in the easiest way and again, I wasn't here, for whatever way it was. But I hired him on day one, which for me was January second, I'm giving him every opportunity to do what he's doing, and I'm using the stuff that he's providing me.

[Mayor Lomonaco:](#) I don't know what else I need to do in reference to this gentleman.

[Councilwoman Tuohy:](#) Can I just chime in for a second? They're giving you a sheet of what they're doing every day.

[Mayor Lomonaco:](#) Yes.

[Councilwoman Tuohy:](#) So I guess we're all in agreement that we do need a full-time person down at the DPW, because we have somebody that was working 10 hours a week, working full time now.

[Mayor Lomonaco:](#) Okay.

[Councilwoman Tuohy](#): So, I mean. We can agree on that. That we need a full time ...

[Mayor Lomonaco](#): ... We've agreed to it.

[Councilwoman Tuohy](#): Right, so, then what's the delay?

[Mayor Lomonaco](#): The delay is I asked for the report for him to justify to me so that I can justify to you where we're saving the money.

[Councilwoman Tuohy](#): We're not saving money right now because we're paying somebody ...

[Mayor Lomonaco](#): He will be saving the money based on the information that he's reaching for Mr. Kozimor. The thing is, you guys wanna go so fast. You know. If you're gonna do it, do it right. Spend the right amount of time to do it and make sure that what we do in public works, works in water and sewer, and it works here in the town hall. And it works for Mr. Kozimor in finance.

[Mayor Lomonaco](#): We can't just look at it as one little thing, because then we're fixing four problems instead of one.

[Councilwoman Tuohy](#): I'm just saying we have somebody there full time now that wasn't full time.

[Mayor Lomonaco](#): That's correct because he, in essence, is helping transition the person that was brought in in January.

[Councilwoman Tuohy](#): Right.

[Mayor Lomonaco](#): And then speaking to the new supervisor, he's grateful for that and every month that I've extended to him has been at his request. So, the idea is, we went through snow. We had hellacious snow storms this year. They spent all of their time on snow. Basically, for the last three months. Now we're getting into grass cutting. Now we're getting into fertilizing. Now we're getting into a whole bunch of other things that may not be things that the new person is aware of in Allamuchy. Where this other person may be able to help out in that way.

[Mayor Lomonaco](#): When we do the full-time position, that person is a part timer. We've all agreed to it. That person knows he's a part timer. There's no benefits. There's no nothing. He's working extra hours in order to help bring the other up to speed. There's nothing to do with changing what he's doing. When we change the idea for a full-time person, that will go out in the paper. And it will probably go out with Mr. Quinoa's ad. Which is fine.

[Councilman Quinoa](#): Can we just move this along.

[Mayor Lomonaco](#): We're under your thing.

[Councilman Quinoa](#): Can we agree, not on the personnel, I think the personnel ad can go out right away. Can we agree to sit down with Mr. Murray and go over whatever

concerns you have whether this person is viable - Can we do this by, obviously you know, you would probably say you're too busy tomorrow, but I'm available any day of the week or anytime of the week. You tell me and we'll come down and sit down real ... Let's get this thing rolling. Because right now we are paying someone to work full time, okay? Where it's at a labors position and, again, I'm speaking from my conversations with Mr. Murray. That's why I think it's good that we sit down all three of us to make sure that we are getting the right answers to our questions.

[Councilman Quinoa:](#) It seems to me that this person right now is really assisting in a labors position. There's nothing that I know of that he's relayed to me that this person that's working full time now, is assisting him. Yes, no question about it, January, February and things of that nature, it was good that we had him, because we never had a transition. We had always hoped for a transition when Mr. Tracy Sr., unexpectedly passed away, but we had always felt that we would bring this individual on and Mr. Tracy Sr., would ...

[Councilman Quinoa:](#) I hope that we will bring this individual on and then Mr. Tracy, Sr. would help him, but here we are. We're going into March right now-

[Councilwoman Tuohy:](#) April.

[Councilman Quinoa:](#) April. And it's three months and I don't know how much there is a need for someone to, how much there is of a need. But I'd be more than welcome ... You're right, let's sit down and let's make sure that we're all on the same page.

[Attorney Wacks:](#) Mr. Quinoa and to the Mayor.

[Attorney Wacks:](#) The problem that I see here is that you've got to create a position. Because you do not have in your ordinance or on-

[Councilman Quinoa:](#) Yes-

[Attorney Wacks:](#) ... anything. You do not have a position created, so you can go out for an ad but you don't have a position formally created that allows you to fill that position. My suggestion would be between now and your next meeting, let's get an ordinance together that creates the position. At least have something that you're going to look at and consider that the position will be available. It doesn't have to be introduced. It can be introduced and then you can figure out when you want to do it, but at least let's figure out what that ordinance, what that position is going to look like before you start going out and advertising, before you start talking to people about whether it's necessary or not. If it's not necessary, then there's no need for the ordinance, but if it is necessary, you'll need the ordinance to be able to move it forward. So, the ordinance is the critical [inaudible 01:03:27].

[Councilman Quinoa:](#) Wouldn't that be true for both ads?

[Attorney Wacks:](#) Yeah, it's ... both positions.

[Councilman Quin:](#) We didn't ...

[Councilman Quinoa:](#) Both positions are being created.

[Councilman Quinoa:](#) It could be two, but the second ad, we currently have a person that, well, I'll leave it at, I'll follow your lead.

[Attorney Wacks:](#) Manny I think-

[Councilman Quinoa:](#) Yes.

[Attorney Wacks:](#) I think, I think-

[Councilman Quin:](#) I'll follow your lead.

[Attorney Wacks:](#) I'll be happy to draft with, with your assistance, with the Mayor's assistance, Rosemary's assistance, Jim's, Doug's assistance. I'll be happy to draft an ordinance that creates these positions and then at least you have something that you can look at and say, these are the positions that we're going to fill.

[Councilwoman Tuohy:](#) Should I do a motion, do I need to do a motion for that? Directing you.

[Mayor Lomonaco:](#) If anybody wants to make the motion.

[Councilwoman Tuohy:](#) I'll make the motion. The Counsel to do two ordinances, one for personnel/ payroll and another one for a full-time laborer for the DPW. And put it on, I'm sorry, for the and put it on the agenda for the next meeting.

[Councilman Cote:](#) I'll send that.

[Unknown:](#) And the ordinance will consider whatever ... salary, all that.

[Councilman Quinoa:](#) Well, I'll take ... yeah.

[Attorney Wacks:](#) We'll be discussing that. We'll discuss it and it'll take into consideration the ads that you get that can you put out. I'll take a look at that language and try to incorporate that in to the [crosstalk 01:04:41].

[Councilman Quinoa:](#) That's fine. The only thing that I would say in between that time and the next meeting, mayor, I hope that you'll take me up on that offer to sit down with Kevin and let's talk to him about what he should or shouldn't have given us so we can be better prepared.

[Mayor Lomonaco:](#) I had that meeting with him ... a week ago, last. So, wait-

[Councilman Quinoa:](#) Yeah, I'd like to have another one if you you don't mind.

[Councilman Quinoa:](#) No.

[Unknown:](#) Just so we're all there together.

[Mayor Lomonaco:](#) I would like him to finish what I asked him to do at that meeting first.

[Councilman Quinoa:](#) Well, I do this ... Again, I ask you again.

[Councilman Quinoa:](#) Can we-

[Mayor Lomonaco:](#) It's not personnel issue. Okay. It's an operational issue.

[Councilman Quinoa:](#) Can you talk to the Mayor about this? 'Cause we're-

[Unknown:](#) Okay. Sure.

[Councilman Quinoa:](#) ... we've used up a quite a bit of time and I don't want to be at a four hour meeting today.

[Councilwoman Tuohy:](#) The only thing that I had as far as discussion before we take that thing, we were talking in executive session with the different position other than personnel, there was more of an assistant type position.

[Councilwoman Tuohy:](#) Yeah.

[Mayor Lomonaco:](#) Can we just be specific on what the ordinance will be geared toward that?

[Councilwoman Tuohy:](#) Well, I think we were lookin' more towards somebody to come in and handle our HR personnel files, make sure that they're in order, do payroll and assist the clerk in her day to day operations that she might need help with.

[Mayor Lomonaco:](#) That's a position that we were going to create the ordinance for.

[Councilwoman Tuohy:](#) Yes.

[Mayor Lomonaco:](#) I agree to that. I just want to make sure that the title-

[Councilman Quinoa:](#) Yeah.

[Mayor Lomonaco:](#) ... is not just personnel.

[Councilman Quinoa:](#) Yeah.

[Councilwoman Tuohy:](#) No.

[Mayor Lomonaco:](#) Then I'm okay with it.

[Councilwoman Tuohy:](#) Yeah. We can come up with the right title.

[Mayor Lomonaco:](#) Any further discussion on that?

[Councilman Quinoa:](#) No.

[Mayor Lomonaco:](#) Roll call?

[Municipal Clerk:](#) Cote.

[Councilman Cote:](#) Yes.

[Municipal Clerk:](#) Tuohy.

[Councilwoman Tuohy:](#) Yes.

[Municipal Clerk:](#) Quinoa.

[Councilman Quinoa:](#) Yes.

[Municipal Clerk:](#) Ochwat.

[Councilman Ochwat:](#) Yes.

[Municipal Clerk:](#) And Mayor Lomonaco.

[Mayor Lomonaco:](#) Yes.

[Mayor Lomonaco:](#) Good.

[Mayor Lomonaco:](#) Mr. Quinoa, anything else?

[Councilman Quinoa:](#) No, that's it. Thank you.

[Mayor Lomonaco:](#) Thank you. Any board or commission reports? Municipal Clerk?

[Municipal Clerk:](#) I have nothing.

[Mayor Lomonaco:](#) Anything on the Engineer?

[Municipal Clerk:](#) We had no items.

[Mayor Lomonaco:](#) Attorney's report please.

[Attorney Wacks:](#) Nothing further.

[Mayor Lomonaco:](#) Okay. Being said, I would like to have a motion to open to the public.

[Councilwoman Tuohy:](#) I'll make that motion.

[Mayor Lomonaco:](#) All in favor?

[Group:](#) Aye.

[Mayor Lomonaco:](#) Anybody from the public like to come up?

[Abby Christmann:](#) Abby Christmann, 2 Mourning Dove Terrace. Point of clarification. Let's talk email. I do a lot of email in my work. And that's very relevant, but twice this evening I've heard Mr. Quinoa mentioned emails that he sent to the entire Council. If I recall last year, the Attorney prior to Mr. Wacks said that sending emails to the entire Council could possibly constitute a meeting and that's not a public forum. So, I really would like some clarification on how email is being used among the Council and what we can expect, because we don't see those emails.

[Councilman Quinoa:](#) Sure. I can give you that information. When my emails go out and it's been, it's been discussed and I should have read that whole thing. I say at the end of my email, please email me individually with any corrections or improvement. Call me with any question. No group email. That's what will constitute it. All discussions to take place at the next Council meeting. So, it's not like we're having group discussion.

[Abby Christmann:](#) Okay.

[Councilman Quinoa:](#) So I specifically have that language as long as that language is in there, I believe that's okay.

[Attorney Wacks:](#) There are also certain emails that the Council is asking me for an Attorney's opinion on things.

[Abby Christmann:](#) Okay.

[Attorney Wacks:](#) And there was an exception that I can give my opinion to all the Council in one email to everyone and they can respond to me as well. That does not constitute a meeting. It's under the attorney client privilege.

[Abby Christmann:](#) Okay.

[Attorney Wacks:](#) And so I'm very careful about that and I've questioned everybody here to make sure that if they do do an email that is to everyone that it deals with something legal that they're asking for legal advice.

[Abby Christmann:](#) Okay. That that was not clear. When it was mentioned twice. So, I appreciate that clarification.

[Councilwoman Tuohy:](#) I don't like even that one, I'd rather just pick up the phone.

[Abby Christmann:](#) That's a personal opinion. But you know, we all have our ways, but thank you.

[Attorney Wacks:](#) You're welcome.

[Mayor Lomonaco:](#) Anybody else? Please.

[John Egan:](#) Good evening. My name is John Egan. I'm 41 Sand Piper Drive. I'm also president of the Allamuchy Board of Education. A couple of things. One, I want to thank Kevin Murray for having done an excellent job helping us remove the snow from our school parking lots, best service we've had in several years. My tenure on the board, it goes back 15 and I can tell you with sincerity, honesty that he did an awesome job. So, he's to be commended. His first time and we had very, very few, if any, problems with snow removal.

[John Egan:](#) The second thing I'd like to say is recently the Mayor and Rosemary, a couple of board members, Jim Britt and Lisa Strutin and I met, we talked about things facing Allamuchy. Like you, we're in the budgeting process. In fact, we have a public meeting and a couple of weeks, April 29th, at which time we will be presenting our budget. What we try to do is make every effort to not only reduce our expenses but bring in revenue and what I heard the conversation tonight regarding the court situation with Independence. I just have to say that I don't know enough to comment fully, but I'd like to ask Councilman, person Tuohy, the numbers you cited in terms of losses, approximately 130,000 dollars, is that?

[Councilwoman Tuohy:](#) Yeah, and I only went back I think to 2015.

[John Egan:](#) Okay.

[Councilwoman Tuohy:](#) I only went back to 2015.

[John Egan:](#) The times we live in, those types of expenses are outrageous. Why we're not knowing that before we signed an agreement, why we don't seem to have the financial wherewithal, the oversight to understand what our expenses are and have the decency to even tag on our profitability? I mean, Cote, you're in business. If you know your costs are arguably 300 dollars a month, you don't sell it for 300 dollars you sell it for maybe 500, so you can make some money.

[Councilwoman Tuohy:](#) Can I just correct you for a second. This analysis was given to Mayor and Council.

[John Egan:](#) Okay.

[Councilwoman Tuohy:](#) Back on January 8th, before it was negotiated.

[John Egan:](#) Alright.

[Mayor Lomonaco:](#) And the losses, I believe were Allamuchy's losses, correct?

[Councilwoman Tuohy:](#) Yeah.

[John Egan:](#) Well, if they're our losses a taxpayer paid for it.

[Mayor Lomonaco:](#) Yeah.

[Councilwoman Tuohy:](#) I can tell you-

[Mayor Lomonaco:](#) But what you're referring to is Independence and what their losses are their losses.

[John Egan:](#) Their losses are not my concern.

[Mayor Lomonaco:](#) Mine either.

[John Egan:](#) It's the losses that affect all of us in this room.

[Mayor Lomonaco:](#) Right.

[John Egan:](#) and I guess my point is, a couple of things. One, my understanding is as a 90 day, there was a 90 day out, but there's no out now?

[Mayor Lomonaco:](#) There was a discussion of it and it wasn't negotiated.

[John Egan:](#) Okay. What I would recommend you consider doing is sending them a letter tomorrow and notifying them that you're going to get out of this agreement as quickly as you can per the terms of the contract. I would like to see that as a resident.

[Mayor Lomonaco:](#) Well, we're going to talk about that in public session.

[John Egan:](#) Please do that. And make plans-

[Mayor Lomonaco:](#) Private session.

[John Egan:](#) ... to get that letter out because the sooner you get that letter out, the faster you can sit down and negotiate with them in good faith and put together an agreement that's for the betterment of all of Allamuchy. That's critical.

[John Egan:](#) The next thing, I want to again, thank the Mayor and the Council people we met with talked about the future. Allamuchy faces some interesting times in the not

too distant future. As you all know, we're running low on ratables and unless we come up with new ideas to raise revenue or new ideas to cut back expenses, co-sharing, whatever we want to do, our community's going to be very, very hard pressed come 2021, 2022, especially 2023. Baker's done in no time - soon enough and next thing you know without those ratables we're seeing sizable tax increases.

John Egan: The Board of Ed is working very hard to keep our expenses down despite the fact that we have more kids in the school, a few more challenges with some of our children, and a need to hire some additional people. I can tell you that we have close to 65 employees and the health care expenses for those 65 people continually go up, all you have to do is read the paper, you'll see that. We're getting hit pretty bad this year. I can give you a rough idea, but by our April meeting we'll have the facts locked down. But we're looking at approximately a point two point nine eight, point two nine eight percent increase. And that's follow several years of no increases. So, we're very excited about the fact that one, we've kept it as low as we can, but we also take some gratification knowing that last three years we haven't raised the school tax. So together with what you're doing, what we're doing in the county and the library, our residents are likely to see an increase. So, we need to be able to assure them that we're doing everything we can with financial oversight to keep everything in line. And I'm really looking forward to learning more about this agreement with Independence 'cause right now it's not in the best interest of Allamuchy. Thank you.

Mayor Lomonaco: Thank you.

Councilwoman Tuohy: I just want to um, with regards to Kevin. I also, so people know, there are other employees that also do snow removal, I think we have two or three others-

John Egan: Yep.

Councilwoman Tuohy: They all did an excellent job.

John Egan: Yup.

Councilwoman Tuohy: I mean, I got a lot of feedback from the residents.

John Egan: Yeah, it was great.

Councilwoman Tuohy: Yes.

John Egan: I mean, I can tell you that that's one of my problems between November and April is praying that we don't have a problem with snow. And this year was great and a lot of it was due to his efforts and his team.

Councilwoman Tuohy: I enjoy working with, you know, the Board of Ed members

[John Egan:](#) Okay.

[Councilwoman Tuohy:](#) ... from the Board of Ed, as well.

[John Egan:](#) Thanks.

[Councilwoman Tuohy:](#) And trying to come up with ideas how to better our town.

[John Egan:](#) Thank you.

[Claire Arcaro:](#) Claire Arcaro, 2 Mourning Dove Terrace. I had a question. How much do we get in tickets that the Independence Police Department write that we get in Allamuchy?

[Councilwoman Tuohy:](#) We don't get their money, they keep their money.

[Claire Arcaro:](#) No, no, no, no, no, no. I'm sure that Independence ... we don't have a police department, correct?

[Councilwoman Tuohy:](#) No.

[Mayor Lomonaco:](#) [inaudible 01:14:43]

[Claire Arcaro:](#) So if Independence writes a ticket, do we get money for that?

[Mayor Lomonaco:](#) No.

[Councilwoman Tuohy:](#) No.

[Claire Arcaro:](#) Is there any way that we get money for that?

[Councilwoman Tuohy:](#) No.

[Claire Arcaro:](#) Is there any shared benefit for Allamuchy allowing Independence? I'm sure there's some kind of shared service that they help us with that you can't put a dollar value on.

[Mayor Lomonaco:](#) There are certain roads that we, we do for them, they do for us. It's minimal. It's not, nothing of any consequence. There's arrangements with the indoor basketball. I understand where we paid, you know, it's based on usage. Sometimes we pay, sometimes they pay.

[Councilman Quinoa:](#) Now, be, just so you're clear, right. We pay Allamuchy for theirs and they [ain't 01:15:29] in Hackettstown and in Hackettstown and Independence and Liberty-

[Mayor Lomonaco:](#) Sure.

[Councilman Quinoa:](#) ... pay us for our share.

[Mayor Lomonaco:](#) I'm glad you said that.

[Councilman Quinoa:](#) So we don't share that [inaudible 01:15:38] laws. We pay for our own-

[Mayor Lomonaco:](#) No, no. But yeah, that's just like, we're using theirs. They're using ours.

[Claire Arcaro:](#) The point is that sometimes you can't put a dollar figure on the benefit of having a shared service or a cooperation with a town that's close.

[Mayor Lomonaco:](#) I agree with you.

[Claire Arcaro:](#) Especially since we don't have a police department. That's one. And I just wanted to make a comment about the Board of Ed. You know, they're really proud of the fact that they are controlling their expenses. But I worked there during the summer and I can tell you that there were tons of books that we've discarded and tossed out. And I wonder if you want to calculate the loss to the town. We threw that in the dumpster and then paid to have the dumpster removed. So, I think that we spent a lot of money on waste that way. That before we start, you know, throwing rocks at the house. We should look at the one that we're living in too.

[Mayor Lomonaco:](#) Just to refer to that that discussion, I think would be better brought up at the Board of Ed meeting. But I do appreciate you bringing it up here to.

[Lisa Lomonaco:](#) Lisa Lomonaco, 18 Cornerstone Drive. Rosemary, I have a couple of questions. I think what Claire was trying to get out is, so the other day on 517 in Allamuchy, Independence was doing radar. So, if they write a ticket against an Allamuchy resident, we don't get any money for that?

[Councilwoman Tuohy:](#) No.

[Lisa Lomonaco:](#) It goes to Alla...

[Councilwoman Tuohy:](#) I don't know if they even allowed to write a ticket in Allamuchy.

[Lisa Lomonaco:](#) They've been.

[Attorney Wacks:](#) They can't.

[Lisa Lomonaco:](#) They are.

[Attorney Wacks:](#) They can't.

[Lisa Lomonaco:](#) They are.

[Lisa Lomonaco:](#) They do.

[Councilwoman Tu:](#) They have jurisdiction.

[Councilman Lomonaco:](#) What my understanding is the violation happens in Independence and it carries into-

[Attorney Wacks:](#) That's correct.

[Councilman Quinoa:](#) ... Allamuchy, they can actually do it then. But I'm not, I don't believe they can set up ...

[Councilwoman Tuohy:](#) And [inaudible 01:17:33] is getting a ticket.

[Lisa Lomonaco:](#) Okay. Because they've been around a lot, that's the only reason I'm asking.

[Councilman Ochwat:](#) Lisa, they ... I know you live near the border and they could have radar set up close to the border.

[Lisa Lomonaco:](#) It was in Ecumenical Church.

[Unknown:](#) Pardon me?

[Lisa Lomonaco:](#) It was at the Ecumenical Church. Or thereabouts.

[Speaker 11:](#) That is on the [crosstalk 01:17:50].

[Speaker 12:](#) The stop or the radar?

[Lisa Lomonaco:](#) The radar. Yeah. I was, 'cause I went by it. But my ques ... I see them out a lot, so I was just curious. Are they helping us?

[Unknown:](#) No.

[Lisa Lomonaco:](#) Okay. 'Cause they're driving through neighborhoods and stuff. We see them a lot.

[Councilwoman Tuohy:](#) I don't see them up in Panther Valley..

[Lisa Lomonaco:](#) Well, no, you're not gonna ...

[Municipal Clerk:](#) They won't be there.

[Lisa Lomonaco:](#) But I see them on 517 in Allamuchy.

[Councilwoman Tuohy:](#) Yeah, 'cause they'll come down 517 from Independence and make a U turn.

[Lisa Lomonaco:](#) Okay, so they're not like-

[Speaker 7:](#) They'll go down [Catswamp 01:18:18] back into Independence.

[Councilwoman Tu:](#) That way.

[Lisa Lomonaco:](#) Alright.

[Councilman Quinoa:](#) I think that's the [missile 01:18:21] Carol's point saying that is an additional police presence that we have. Whether they write tickets or not, I'm not sure anybody other than the people in here going to know whether they can or not.

[Lisa Lomonaco:](#) Right.

[Councilman Quinoa:](#) But it is additional presence on that side of town. It doesn't affect-

[Lisa Lomonaco:](#) Because we're closer to the border.

[Councilman Quinoa:](#) Do we know if there is police ... do we know if Independence Council or Mayor or anybody else or the Police Chief has authorized Independence patrol officers to patrol our areas?

[Attorney Wacks:](#) They can't.

[Lisa Lomonaco:](#) They can't at all?

[Councilman Quinoa:](#) So when someone's driving through because they're cutting through Catswamp road and stuff like that. We're saying they're providing services to us?

[Attorney Wacks:](#) No, part of Catswamp road is in Independence.

[Councilwoman Tuohy:](#) Yeah.

[Lisa Lomonaco:](#) Oh, okay.

[Attorney Wacks:](#) When you see a police car going through-

[Lisa Lomonaco:](#) I don't know where the border is.

[Attorney Wacks:](#) ... Allamuchy, it's only going through Allamuchy-

[Lisa Lomonaco:](#) Okay

[Attorney Wacks:](#) ... to get to another spot in Independence.

[Lisa Lomonaco:](#) Okay, that makes sense.

[Attorney Wacks:](#) They have sole jurisdiction in Independence. They cannot write a ticket in Allamuchy unless the offense occurred in Independence and they were in pursuit of that vehicle into Allamuchy.

[Lisa Lomonaco:](#) Okay, that makes sense. The other question I have is some of the monies, we have lost a lot of money, I agree, but doesn't some of that money that we have lost is because there's no bail. What, there's a no [crosstalk 01:19:34].

[Councilman Quinoa:](#) Bail reform.

[Lisa Lomonaco:](#) Right.

[Councilman Quinoa:](#) Has nothing to do with the municipality.

[Lisa Lomonaco:](#) But if someone puts a bench warrant out, the Judge can't post, cannot put bail on somebody? How does that work? I think we need to be educated.

[Municipal Clerk:](#) We're not allowed to put bail on indiv, on certain cases.

[Lisa Lomonaco:](#) Where we were able to before, which made money.

[Municipal Clerk:](#) Correct, we're not allowed to get contempts on certain cases where we used to be. Not so-

[Councilman Quinoa:](#) Lisa, the bail reform does not affect the bottom line figures.

[Lisa Lomonaco:](#) Okay.

[Councilman Quinoa:](#) It has nothing to do at all with the bottom line figures. It has to do with administration and stuff, but it has nothing to do with the bottom line figure of fines being paid and things of that nature.

[Lisa Lomonaco:](#) Okay, so how much do we make per ticket?

[Councilwoman Tuohy:](#) I still haven't been able to figure that out.

[Lisa Lomonaco:](#) \$18.50

[Mayor Lomonaco:](#) Anne Marie's given us that numerous times. It's eighteen dollars and fifty cents per ticket.

[Councilwoman Tuohy:](#) And that's what on 80 to?

[Speaker 15:](#) Correct.

[Lisa Lomonaco:](#) I think it's for everywhere. So, if somebody gets-

[Municipal Clerk:](#) It's nine dollars extra if they come to court. The judge is allowed to assess court, additional court costs of nine dollars.

[Lisa Lomonaco:](#) So does-

[Councilman Quinoa:](#) Rosemary, just so I'm clear on this. You're saying if somebody, if somebody gets a ticket for speeding, okay. And there is a two hundred dollar fine, that you're saying that that two hundred dollars, everything goes to the state of New Jersey with the exception of nine dollars, or nineteen dollars?

[Lisa Lomonaco:](#) Eighteen fifty.

[Municipal Clerk:](#) \$18.50 we keep.

[Councilman Quinoa:](#) And the rest goes to?

[Municipal Clerk:](#) Various divisions. For armor, body armor, technology, fines. It's all broken down every month it's recorded. I'm more than happy to give anybody a copy of the monthly report.

[Councilwoman Tuohy:](#) And there's no the scenario where we get more money than eighteen fifty?

[Municipal Clerk:](#) Yeah, there are. We are allowed to get the surcharges now. They've given us a surcharges on DWIs.

[Lisa Lomonaco:](#) And how much is that? Depending on the offenses?

[Municipal Clerk:](#) [crosstalk 01:21:23] on the surcharge. Yeah.

[Councilman Quinoa:](#) Could we have this, the schedule of that? Can you send us this schedule?

[Lisa Lomonaco:](#) I think we need to understand, as residents, a better understanding when you say we lost sixty-one thousand dollars. How? Like we're all sitting here going, oh my God, that's a lot, but is that with Independence court or is that just with Allamuchy court?

[Councilman Quinoa:](#) Let me just say this to you, I don't want to interrupt you, but just so we can move along.

[Lisa Lomonaco:](#) I know.

[Councilman Quinoa:](#) Let me just say to this to you. I don't want to interrupt, but just so we can move along.

[Lisa Lomonaco:](#) I know.

[Councilman Quinoa:](#) Let me just say this to you. If Anne Marie's correct. Okay. About what the fees is that we ... are the same obligations that I Allamuchy has, Independence has.

[Lisa Lomonaco:](#) Okay.

[Councilman Quinoa:](#) Okay. I believe that that's what it is. The bottom line is, okay, the bottom line, and we've got to look at the bottom line is that the analysis that was done from the court records that it seems like Allamuchy does, if we take both combined, Allamuchy does about seventy percent of the tickets and Independence does about thirty percent. On the overall picture, okay. The bottom line is that Independence has made money on their court. Okay. We've lost money. We're comparing oranges to oranges. Okay. The bottom line is that they run a better court system and that is because they're using our building, our electricity, our phones, our fax, our DPW employees, and we are subsidizing their court. That's the bottom line. That's why we're losing money. If we were able to eliminate and, I think the mayor would agree to this, he agrees to. That once these, all these analysis, there might come a time when we might say, hey, you know what we can do without all these extra employees. But right now we are, we're very heavy on expenses versus that. So that's what I was gonna say.

[Councilwoman Tuohy:](#) The [crosstalk 01:23:20] is Lisa, we haven't gotten one penny from them, for nothing.

[Lisa Lomonaco:](#) I understand that. But on the analysis, is it also going to see where Allamuchy is, you know, losing money as well and what can be done?

[Councilwoman Tuohy:](#) Yeah, you take the revenue, right?

[Lisa Lomonaco:](#) Okay.

[Councilwoman Tuohy:](#) So I'll give you an example. Real quick, 'cause I know it's getting late. 2018 we brought in 48,087 dollars in revenue. We have salary, prosecutor salary, 13,442. Municipal court salary, 76,103 dollars and 73 cents, that is the Judge, our employees, court administrator, expenses 4,170 dollars. Public defender, 2,600 dollars and then when you add in the pensions and benefits and SSI that you have to pay to certain employees, that's another 13,432 dollars. That number actually came from our CFO from the year before, and the numbers are the same, so. So total of \$109,749.17 minus the revenue we brought in and gives us a loss of 61,000, over \$61,000 dollars.

[Lisa Lomonaco:](#) But that's not just Independence, that's Allamuchy?

[Councilwoman Tuohy:](#) That's just Allamuchy.

[Lisa Lomonaco:](#) Oh Wow. Okay.

[Councilwoman Tuohy:](#) Independence actually made money last year.

[Lisa Lomonaco:](#) Okay.

[Councilwoman Tuohy:](#) They made 11,432 dollars and I don't understand. We're writing more tickets? They brought in more revenue. They brought in \$54,400.

[Lisa Lomonaco:](#) So why aren't we making more money from the ticket?

[Councilwoman Tuohy:](#) 'Cause we have a lot of employees we're paying to run the court.

[Councilman Ochwat:](#) That's why we're doing the whole analysis, Lisa.

[Lisa Lomonaco:](#) Okay, so I understand better now.

[Councilwoman Tuohy:](#) Thank you.

[Lisa Lomonaco:](#) Okay, thank you.

[Maryann Gibbs:](#) Good evening, Maryann Gibbs, 134 Long Bridge. A couple of questions, points of clarification regarding the DPW. I heard this evening that there was a part time person to help our new supervisor and with transitioning, learning our roads and so on and so forth. And then I heard you say that apparently there's going to have to be an ordinance to add two new job descriptions. So, I, my question is, was there an ordinance that was conducted or a job description that was formulated for the transitional helper in the DPW?

[Attorney Wacks:](#) Wasn't needed. Because that was not a permanent position that's going to be filled on a permanent basis. We are Civil Service. We have certain benefits that we have to provide. So when you fill a permanent position, the position has to be created. It just can't be something that you pull out of the air and say, well we're creating it. It has to be formally created, we have to have a budget item that pays for that particular item, but when you have a temporary situation, somebody gets sick, you have somebody gets hurt, you are able to fill that position temporarily with someone for that purpose without having to create an order.

[Maryann Gibbs:](#) Can you define temporarily?

[Attorney Wacks:](#) Yeah, just said one, somebody who was working-

[Maryann Gibbs:](#) With a timeline. Two months? One month? Three months?

[Attorney Wacks:](#) That's not ... certainly not a year. That's not going to work.

[Maryann Gibbs:](#) So we're already in three months with a transition person helping our, I believe what sounds like a very qualified supervisor and now we're going to continue paying a full-time transition person to teach him how to mow grass here in Allamuchy?

[Attorney Wacks:](#) No.

[Maryann Gibbs:](#) 'Cause it's different here than?

[Attorney Wacks:](#) No, the position that's being created is going to have very defined activities.

[Maryann Gibbs:](#) I'm not, I'm not, I'm not questioning the-

[Attorney Wacks:](#) You're talking about the part timer?

[Maryann Gibbs:](#) I'm talking about the current ... I heard there was a part timer who now is working full time to help transition the supervisor, correct?

[Attorney Wacks:](#) That's what the mayor is investigating. You heard that, that's what he's been sitting down with the, with the Department of Public Works, trying to analyze exactly what the needs are there and then ultimately make transition over with, so that we have a permanent position, we have a permanent department and things are working the way they should. And as was said from the President of the School Board that we've got a terrific department. But that's going to take a while. And I know this Mayor is working on it with the, with the department.

[Maryann Gibbs:](#) So is that the correct term? You need an ordinance, an actual law, to create new positions within the township?

[Attorney Wacks:](#) Well, need to create the position, whether it's done by resolution or by ordinance. It's done by ordinance. It's filled by resolution.

[Maryann Gibbs:](#) But it has to be done by ordinance, by a law?

[Attorney Wacks:](#) Yeah, and you'll see on the agenda tonight, there's a whole list of different positions that have been created with a salary line on it. It's on the ordinance on the agenda tonight if we could ever get to it.

[Maryann Gibbs:](#) So I guess the question then is what is, that timeframe for temporary for the transition and this assessment of the positions that Mr. Quinoa referenced.

[Mayor Lomonaco:](#) As I said three times before, not to say disparaging to you, is that I'm waiting for the information from the Public Works supervisor to be able to take the next step. When I receive that, now that he's spoken with Mr. Kozimor, I foresee it coming quickly. Then at that point we can put out the job description add that that Mr. Quinoa wants. I don't foresee it taking months and months and months.

[Maryann Gibbs:](#) Okay.

[Mayor Lomonaco:](#) I'm waiting on one a piece of information to proceed.

[Maryann Gibbs:](#) Okay. Also, I was wondering if there's a job description for the Mayor?

[Attorney Wacks:](#) Well, there is, there's a statutory position. Each town, depending upon the type of government you are, there's boroughs, townships, Faulkner Act towns, there's different ones. They have a position that's entitled Mayor and they define, by state statute, defines what the position and the obligations and responsibilities of that person is.

[Maryann Gibbs:](#) So where could I access that actual description.

[Attorney Wacks:](#) Title 40.

[Maryann Gibbs:](#) Title 40.

[Attorney Wacks:](#) New Jersey, NJSA Title 40 go online and put, just put in the word Mayor and you'll see.

[Maryann Gibbs:](#) Okay.

[Attorney Wacks:](#) And I have my computer here 'cause Allamuchy also, we have our own definition of what this guy is supposed to do.

[Maryann Gibbs:](#) So in addition?

[Attorney Wacks:](#) It's our own code, it's our own zoning code.

[Maryann Gibbs:](#) So how can I get our-

[Attorney Wacks:](#) Go online.

[Maryann Gibbs:](#) ... job.

[Attorney Wacks:](#) It's, Anne Marie don't we have published? We have it on our...

[Maryann Gibbs:](#) I was trying to look for-

[Municipal Clerk:](#) It's on our website. E-Code 360. E-Code three sixty.

[Attorney Wacks:](#) E-Code 360.

[Municipal Clerk:](#) Library. And go through General Code public.

[Maryann Gibbs:](#) Okay. Because my question then to the mayor, I was wondering, you know you're new to the position, you're three months in. I was wondering what your ... when you came on board, what were your goals? If you could just name three goals and objectives that you had for the Township of Allamuchy.

[Mayor Lomonaco:](#) My goal was to do the website. My goal, which we are working on, I'm working on with Councilwoman Tuohy. And we're doing a very good job with that. My

other was increasing volunteerism in town. And, I don't remember what the third ...

[Councilman Quinoa:](#) Straightening out the Water Sewer Department. Getting-

[Mayor Lomonaco:](#) Oh, I'm sorry. The third was [inaudible 01:30:45] water and sewer, which in the last administration had made, whether or not you liked how it was done, made great strides by taking, getting rid of the company we had to run it and instead of paying them a quarter million dollars, was using that to redo infrastructure. I just wanted to continue that process so that we can avoid increases this to the residents.

[Maryann Gibbs:](#) I know I asked you for your top three, but I was wondering if anywhere in your goals and objectives for being the Mayor of Allamuchy, there was a goal or objective to serve the people of Allamuchy and sort of fiscally, being fiscally responsible to your constituents here in the town.

[Mayor Lomonaco:](#) I believe I'm doing that.

[Maryann Gibbs:](#) Okay, so I would encourage you, as Mr. Egan has, as the Board President of Allamuchy Township Schools, to consider your three hundred dollars a month in Allamuchy and with our partnership with Independence. One of the things I was listening to you say earlier, you said, you know you are negotiating with them and that was not an option. You said it was, you didn't have an option to negotiate. It was what it was.

[Mayor Lomonaco:](#) I said it was in the discussion, but it wasn't chosen.

[Maryann Gibbs:](#) Right, but, or yeah. But the idea is that we have something that Independence not only wants, but needs, and it doesn't sound like we are working, or that you are working, to really consider the needs of your taxpayers.

[Mayor Lomonaco:](#) I believe that I am.

[Maryann Gibbs:](#) Okay.

[Mayor Lomonaco:](#) And I believe that by separating the two, I can now look at the two separately. I don't believe that they're oranges and oranges. I believe if Independence runs their court and they're, now they're paying us money to do it, that affects how much money they're making at the bottom line. I don't know how many the tickets and all the other stuff. You can't go line by line when you're, when you have the two mixed.

[Maryann Gibbs:](#) Well-

[Mayor Lomonaco:](#) By now separating them, I could do a proper evaluation on how we're losing money here. And looking at that, if it turns out that we have to make changes, I'm open to the changes. I just want to be ...

[Mayor Lomonaco:](#) That we have to make changes, I'm open to the changes. I just want to be able to evaluate it properly without having things all mixed together.

[Councilman Quinoa:](#) Just real quick, Mayor, as you know, I forwarded to you, I believe you have it, the rest of the Council has it, I've done an analysis from 2015 through June of 2018 that is of all the indictables from Allamuchy Independence, all the DPs between them, other criminal matters, DWIs.

[Mayor Lomonaco:](#) I have your information.

[Councilman Quinoa:](#) So my thing is, this analysis of where the income comes from, we can certainly take that from the records that I got from the courts.

[Mayor Lomonaco:](#) That will be part of it, yeah.

[Councilman Quinoa:](#) Okay, so have we done an analysis already of what each town does, each municipality court does and does not do?

[Mayor Lomonaco:](#) From an audited point, yes. My point is I need to see the operational part. Right here, we're being told that we're overstaffed. I don't know if that's true.

[Maryann Gibbs:](#) Okay, so that's really not my, my concern was the charge of \$300 for the use of our facilities

[Mayor Lomonaco:](#) Right which before...

[Maryann Gibbs:](#) Seems like a very low.

[Mayor Lomonaco:](#) Which before, as was mentioned, we weren't getting anything.

[Maryann Gibbs:](#) And shame on whoever was responsible for that.

[Mayor Lomonaco:](#) Exactly. Okay, just trying to make [crosstalk 01:34:15].

[Maryann Gibbs:](#) Okay. And lastly, just moving forward, listening very carefully, and some of the things you were referencing, I noticed you used the pronoun "my" DPW. I would encourage you...

[Mayor Lomonaco:](#) I don't remember doing that, but I believe you.

[Maryann Gibbs:](#) I would encourage you moving forward that you use the pronoun "our". This is a, you know you are a servant leader to our town and this is "our", I mean, it's not "your" DPW, it is "our" DPW, it is "our" tax funds.

[Mayor Lomonaco:](#) [crosstalk 01:34:40] If I said that [crosstalk 01:34:41]

[Maryann Gibbs:](#) So I would encourage you to consider using that pronoun and consider, I'm already hearing, three months in, that there's potentially a lack of collaboration happening and that is very disheartening to me as a tax payer. Thank you.

[Mayor Lomonaco:](#) Thank you for your time.

[Municipal Clerk:](#) If I may say, the staffing of the court is regulated by the AOC. It's not regulated by, they tell us what we need based on our figures.

[Mayor Lomonaco:](#) Okay, that will be part of the evaluation also.

[Mayor Lomonaco:](#) Who tells us, Annmarie?

[Municipal Clerk:](#) The Administrative Office of the Courts.

[Councilman Quinoa:](#) They tell us how many employees we need?

[Municipal Clerk:](#) They do.

[Councilman Quinoa:](#) How can then one town have one employee doing the courts and we have four?

[Municipal Clerk:](#) We have four part-timers.

[Councilman Quin:](#) Okay. So, you're saying that the Administrative Courts have told Allamuchy that we need at least four

[Municipal Clerk:](#) If they wanted, they could come up with one and a half. They could come up with -

[Councilman Quinoa:](#) What document can I look at to see that? Where they told us that these are the number of [crosstalk 01:35:47]

[Municipal Clerk:](#) [crosstalk 01:35:48] monthly report. I don't know if that's public. I'd have to get [inaudible 01:35:51] -

[Councilman Quinoa:](#) Court order. I understand, but there's a document that says how many personnel we need?

[Municipal Clerk:](#) Correct. Based on our statistics.

[Mayor Lomonaco:](#) Okay.

[Councilman Quinoa:](#) Can you please let us know where that document is.

[Mayor Lomonaco:](#) [inaudible 01:36:05]

[Eileen Malejko:](#) Hi. I'm Eileen Malejko, 5 Peter Drive. Can you tell me what's going on with One Cornerstone? That's the burnt-out house. Right, now there's graffiti on the door. It's a mess for the neighborhood. What's the status?

[Mayor Lomonaco:](#) Well, what we did; first of all, I instructed DPW to put a fence around it.

[Eileen Malejko:](#) [inaudible 01:36:26]

[Mayor Lomonaco:](#) I've also consulted with the Judge. It is a court issue now. Once the graffiti went up, police were called and there is now a hate crime so it's under investigation by the detectives. What I do know is that the owner cannot receive any money from the insurance company at all, from day one, until he supplies three company names for demolition. So, it's all on him now and it's up to the courts to be able to push now ... the courts are dealing with him on the water issue with the pool.

[Eileen Malejko:](#) Mm-hmm (affirmative)-

[Mayor Lomonaco:](#) Okay? As far as the house part of it is concerned, it's up to him as to when he wants to get the money. It's my understanding he's come to the town looking for the plans of the building, so it's my intention that I believe he is going to rebuild something similar that's there.

[Mayor Lomonaco:](#) The Board of Health, with the concern that we had with West Nile Virus in Hackettstown,

[Eileen Malejko:](#) Mm-hmm (affirmative)- And the season's coming back up.

[Mayor Lomonaco:](#) And it's coming back. They did treat it at the end of last year and they said that treatment would last six months. They are monitoring it because the water has been stagnant now for almost four years. They are watching that part of it from the Board of Health point of view.

[Mayor Lomonaco:](#) I do check in with Judge Mellinger from time to time and the last thing that I understand is that he was due back in court but I have no further information.

[Eileen Malejko:](#) Okay. Thank you. I just wanted to know. Thank you.

[Mayor Lomonaco:](#) Thank you ma'am.

[Cristianna Cook-Gibbs:](#) Hi. My name is Cristianna Cooke-Gibbs. I live at 164 Johnsonburg Road. I just want to voice my concern and disappointment. If this problem came to your attention with the Independence Court, I'm very dismayed as to how you got into this stop-gap measure. We all get up every morning to go to work, most of us. I've worked for a municipality for over 35 years. I am part of servicing a shared service agreement with another municipality and those shared services agreements should always be to the benefit of the provider and I just can't

imagine, knowing what we know, the money that's bleeding out of this Township. That we weren't more careful in getting into whatever it is you're into.

[Cristianna Cook-Gibbs:](#) I would challenge you and expect from all of you to be much more careful with the way you spend our tax payers money. It's just, it's unacceptable. As was voiced before, the obvious disconcert on this board is juvenile. I work for two boards of health, two committees, and I'm just so disappointed. I'm just happy that I don't have my children here because I wouldn't be able to know how to explain how this is happening in our Township. It's a small town. It shouldn't be this difficult.

[Cristianna Cook-Gibbs:](#) I really challenge all of you to do a better job. Thank you.

[Mayor Lomonaco:](#) Thank you.

[Councilman Quinoa:](#) Not to defend our Council [inaudible 01:39:39]. Out of all the issues that have come before the Town Council, I would say 80-90% of them are done in a mutual understanding agreement. These are two areas that there's a total disagreement and total lack of cooperation but overall, I think we function a hell of a lot better than we did prior to this. It's just that these are two hot topic issues. Just like anything else, they're hot topics and there's a difference of opinion between individuals. I think we'll be able to overcome it.

[Cristianna Cook-Gibbs:](#) I hope so because -

[Councilman Quinoa:](#) It's a shame that it's being brought out. We've done a lot of good things too.

[Cristianna Cook-Gibbs:](#) It's a lot of money. When I do my job in my municipality, I am forever and always cognizant of the taxpayer's money. I hope you all are aware of how hard we all work to pay our taxes. Thank you.

[Mayor Lomonaco:](#) Thank you.

[Cristianna Cook-Gibbs:](#) Thank you.

[Lisa Strutin:](#) Lisa Strutin, 119 Dogwood Way. Vice President of the Board of Ed. I just want to reiterate what they were talking about with us paying for the court; sharing services. Was that agreement binding right then, or is there a grace period that you can get out of that agreement. Was it effective as soon as you signed it?

[Attorney Wacks:](#) That's what I need to talk to them about in closed session.

[Lisa Strutin:](#) Okay.

[Attorney Wacks:](#) Because it is potential litigation.

[Lisa Strutin:](#) Right and the litigation, to me, is nothing compared to what we've been bleeding out, what you guys need to do to get out of it, and what we're losing. To me, we're losing a lot. I hope that Mr. Egan and Mrs. Gibbs said that you guys take that into consideration and stop the bleeding while we can because obviously this has been going on for a really long time. I know at the school level we're always trying to save, save, save but we need the town to do the same.

[Lisa Strutin:](#) I will comment on your long meetings. At our board meetings we've got into three or four our meetings and, let me tell you, we don't do it anymore for that reason. Everybody doesn't know what's said and we vote on something and you lose your mind after a while and you make bad decisions because you've been here for four hours and your concentration is not there.

[Lisa Strutin:](#) I think we just need to look at how much we've lost and what's going to be realistic. Three hundred, to me, seeing all the money we lost, is nothing. You can't even compensate for your staffing. I really hope that when you guys do go into closed session, you talk about these things. I encourage you to do so.

[Lisa Strutin:](#) And I want to thank you guys for working with the board because we are facing really hard times and I think us having a relationship with the Township is very, very important and vital to our community. Thank you.

[Mayor Lomonaco:](#) Just before you go, after we did speak, I did call up personally Mr. Murray to let him know of your comments on how well his department had done. Thank you again for saying it because now the public will all know that you've -

[John Egan:](#) Yeah, he's doing a fine job.

[Mayor Lomonaco:](#) Yeah, that department is doing a tremendous job for us.

[Mayor Lomonaco:](#) Okay, anybody else?

[Keith DeTombeur:](#) Keith DeTombeur, 238 Alphano Road. Just a couple things. And I do agree with the people from the audience and as the Mayor, or past Mayor, I have to tell you that I certainly didn't take a good look at this.

[Keith DeTombeur:](#) But with that said, you got Manny Quinoa, three years. You got Doug Ochwat, 17 years. You got Mr. Wacks, 30 some years. You have Mr. Cote, who was the Mayor and of course, you have Mrs. Tuohy who knows everything.

[Councilwoman Tuohy:](#) Thank you.

[Keith DeTombeur:](#) You can't blame Mr. Lomonaco for three months. Give him a chance. This is crazy even to think like this. I understand that we have an election coming up and in Mr. Quinoa's words, "Trust and Transparency," I'm hoping that he's willing to tell the community that he doesn't work for this State anymore and why. I think it's really important to tell us why. I'll just put that out there and you decide what they're going to say to people. Thank you.

[Mayor Lomonaco:](#) Thank you. Anybody else?

[Mayor Lomonaco:](#) Okay, can I have a motion to close public session please?

[Councilman Cote:](#) I'll make that motion.

[Mayor Lomonaco:](#) Second?

[Councilman Ochwat:](#) Second.

[Mayor Lomonaco:](#) All in favor?

[All:](#) Aye.

[Mayor Lomonaco:](#) Okay.

[Attorney Wacks:](#) You've got three ordinances, Mayor.

[Mayor Lomonaco:](#) Three ordinances. We're going to take them separately per the request of Councilwoman Tuohy. Can we have Ordinance Four please.

[Councilwoman Tuohy:](#) [inaudible 01:44:36]

[Mayor Lomonaco:](#) I'm sorry.

[Unknown:](#) [inaudible 01:44:35] more clearing out.

ORDINANCES – FIRST READING:

[Municipal Clerk:](#) Okay, **2019-04 - AN ORDINANCE OF THE TOWNSHIP OF ALLAMUCHY PROVIDING FOR THE APPROPRIATION OF \$20,000 FOR IMPROVEMENTS TO ALLAMUCHY TOWNSHIP BUILDINGS AND GROUNDS FROM THE GENERAL CAPITAL – RESERVE FOR IMPROVEMENTS.**

[Mayor Lomonaco:](#) Can I have a motion to move number 4?

[Councilwoman Tuohy:](#) I'll make the motion.

[Councilman Quinoa:](#) Second.

[Mayor Lomonaco:](#) Any discussion?

[Councilwoman Tuohy:](#) Do we know what this is going to be used for?

[Mayor Lomonaco:](#) [inaudible 01:45:07]to Mr. Kozimor, there's a bunch of things that he was looking -

[Councilman Quin:](#) So -

[Mayor Lomonaco:](#) Jackhammer, whatever -

[James Kozimor, CFO](#) I always like to keep some money appropriated. You need gutters. You need, we did [inaudible 01:45:17] improvements. When something comes up, of a capital nature to a building, that we have money available to draw on. So, we drew down over the past couple of years, we had ... so this puts money in place just so we have it when we need it.

[Councilwoman Tuohy:](#) Okay.

[Mayor Lomonaco:](#) Good?

[Councilwoman Tuohy:](#) Yeah, I'm good. Thank you.

[Mayor Lomonaco:](#) Okay. Roll call.

[Municipal Clerk:](#) Councilpersons Cote.

[Councilman Cote:](#) Yes.

[Municipal Clerk:](#) Tuohy.

[Councilwoman Tuohy:](#) Yes.

[Municipal Clerk:](#) Quinoa.

[Councilman Quinoa:](#) Yes.

[Municipal Clerk:](#) Ochwat.

[Councilman Ochwat:](#) Yes.

[Municipal Clerk:](#) And Mayor Lomonaco.

[Mayor Lomonaco:](#) Yes. Three please.

[Municipal Clerk:](#) **2019-05 – “AN ORDINANCE OF THE TOWNSHIP OF ALLAMUCHY PROVIDING FOR THE APPROPRIATION OF \$50,000 FOR IMPROVEMENTS TO ALLAMUCHY TOWNSHIP DEPARTMENT OF PUBLIC WORKS BUILDINGS FROM THE GENERAL CAPITAL – RESERVE FOR MAINTENANCE BUILDING IMPROVEMENTS.”**

[James Kozimor, CFO](#) This is money we had set aside previously in capital. Kevin Murray's looking for prices for a roof on the DPW building so this would help cover those costs. If it's less than \$50,000, I've seen quotes that he's gotten that are lower than that,

the money will be there again for the same thing. He needs to do some improvements....

[Councilwoman Tuohy:](#) Yeah, I know they need quite a few things down there. Okay.

[Mayor Lomonaco:](#) Okay, can I have a motion to move #2019-05?

[Councilwoman Tuohy:](#) I'll make that motion.

[Councilman Cote:](#) I'll second it.

[Mayor Lomonaco:](#) Any discussion?

[Mayor Lomonaco:](#) Roll call please.

[Municipal Clerk:](#) Councilpersons Cote

[Councilman Cote:](#) Yes.

[Municipal Clerk:](#) Tuohy.

[Councilwoman Tuohy:](#) Yes.

[Municipal Clerk:](#) Quinoa.

[Councilman Quinoa:](#) Yes.

[Municipal Clerk:](#) Ochwat.

[Councilman Ochwat:](#) Yes.

[Municipal Clerk:](#) And Mayor Lomonaco.

[Mayor Lomonaco:](#) Yes.

[Mayor Lomonaco:](#) Then the salary ordinance, please.

[Municipal Clerk:](#) **2019-06 – “ORDINANCE CONCERNING SALARIES, VACATIONS, HOLIDAYS, AND OTHER WORK CONDITIONS FOR OFFICERS AND EMPLOYEES OF TOWNSHIP ALLAMUCHY, WARREN COUNTY, STATE OF NEW JERSEY.”**

[Mayor Lomonaco:](#) Okay.

[Municipal Clerk:](#) It sets a range of salaries.

[Mayor Lomonaco:](#) Has everybody seen the range, and they're okay with it?

[Councilman Cote:](#) Yea.

[Councilman Ochwat:](#) Mm-hmm (affirmative)-

[Mayor Lomonaco:](#) Okay. Thank you for your help with that, Mr. Quinoa.

[Councilman Cote:](#) I'll make the motion.

[Mayor Lomonaco:](#) Can I have a second?

[Councilman Ochwat:](#) Second.

[Mayor Lomonaco:](#) Any discussion?

[Mayor Lomonaco:](#) Roll call please.

[Municipal Clerk:](#) Councilpersons Cote.

[Councilman Cote:](#) Yes.

[Municipal Clerk:](#) Tuohy.

[Councilwoman Tuohy:](#) Yes.

[Municipal Clerk:](#) Quinoa.

[Councilman Quinoa:](#) Yes.

[Municipal Clerk:](#) Ochwat.

[Councilman Ochwat:](#) Yes.

[Municipal Clerk:](#) And Mayor Lomonaco.

[Mayor Lomonaco:](#) Yes.

[Attorney Wacks:](#) We announced the second reading on all of these to be the 24th of April, right?

[Municipal Clerk:](#) Correct.

[Councilman Quinoa:](#) Can it be the 10th? At the next workshop.

[Municipal Clerk:](#) I think it's best to have them at the regular -

[Attorney Wacks:](#) You've got to get them advertised and with capital ordinances you have an allotted time that you have.

[Councilman Quinoa:](#) Sounds good.

[Municipal Clerk:](#) At 7:00 PM.

[Mayor Lomonaco:](#) Okay. There are no second readings, correct?

[Municipal Clerk:](#) No.

RESOLUTIONS: (ATTACHMENTS 1 & 2)

[Mayor Lomonaco:](#) Okay. Resolutions please.

[Municipal Clerk:](#) Okay. Dedication by Rider - That's for when donations start to come in [inaudible 01:48:04] put those monies into a dedicated trust fund.

[Councilman Ochwat:](#) I make that motion.

[Councilman Cote:](#) Second.

[Mayor Lomonaco:](#) Any discussion?

[Mayor Lomonaco:](#) Roll call please.

[Councilwoman Tuohy:](#) So the monies will go over to Jim?

[Municipal Clerk:](#) Correct. They get deposited by Finance.

[Councilwoman Tuohy:](#) In a separate account?

[Municipal Clerk:](#) [crosstalk 01:48:17]

[James Kozimor, CFO:](#) [inaudible 01:48:17] they would even open up a separate bank account. Normally I do separate accounting for the dog park it's all accounted for separately. I'll open up a bank account for these funds [inaudible 01:48:34] be deposited and only used for those purposes.

[Councilwoman Tuohy:](#) And any excess, after the events are over, will go into the general fund?

[James Kozimor, CFO:](#) You guys can decide, I guess, at that time. I guess I would assume that's what would happen but when we get there -

[Attorney Wacks:](#) And that separate account ... if someone wanted to donate money for this cause, it could go into that separate account as well.

[James Kozimor, CFO:](#) And that's what - [crosstalk 01:49:00] they do fundraisers or people donate or whatever. The money –

[Attorney Wacks:](#) That's why it's got to be a separate account because otherwise it can't go into the general treasury –

[Councilwoman Tuohy:](#) Right.

[Councilman Quinoa:](#) -of the.

[Mayor Lomonaco:](#) When we had our initial meeting with Jim the idea was it's going to be over a three and a half year period.

[Attorney Wacks:](#) Right.

[Mayor Lomonaco:](#) So, if it was all in the same year, he can work with it-

[Councilwoman Tuohy:](#) Yeah, carry it over. No, I'm saying when the events are over and there's money left in the account, what happens to the money?

[Unknown:](#) [crosstalk 01:49:23] that's it -

[Unknown:](#) Part of the -[crosstalk 01:49:23] yeah.

[Councilwoman Tuohy:](#) Okay.

[Lisa Lomonaco:](#) We're going to try to spend it all.

[Councilwoman Tuohy:](#) I'm sure you will, Lisa.

[Mayor Lomonaco:](#) Okay. Can I-

[Attorney Wacks:](#) Was there a vote on that?

[Mayor Lomonaco:](#) Did we vote?

[Municipal Clerk:](#) I have ... I'll do it again. We did it but -

[Mayor Lomonaco:](#) I thought we had two motions.

[Municipal Clerk:](#) Doug and Jim.

[Mayor Lomonaco:](#) Yeah.

[Municipal Clerk:](#) Councilpersons Cote

[Councilman Cote:](#) Yes.

[Municipal Clerk:](#) Tuohy.

[Councilwoman Tuohy:](#) Yes.

[Municipal Clerk:](#) Quinoa.

[Councilman Quinoa:](#) Yes.

[Municipal Clerk:](#) Ochwat.

[Councilman Ochwat:](#) Yes.

[Municipal Clerk:](#) Mayor Lomonaco.

[Mayor Lomonaco:](#) Yes. And the Transfer Resolution?

[James Kozimor, CFO:](#) That's to clean up the ... 2018's final budget transfers.

[Councilman Ochwat:](#) Move to do transfers.

[Mayor Lomonaco:](#) Second please.

[Councilman Quinoa:](#) Second.

[Mayor Lomonaco:](#) Any discussion?

[Councilwoman Tuohy:](#) Does any of this money get transferred into the court?

[James Kozimor, CFO:](#) Pardon?

[Councilwoman Tuohy:](#) Any of this money being transferred into the court?

[James Kozimor, CFO:](#) You know, I don't know. I don't believe so.

[Municipal Clerk:](#) No.

[James Kozimor, CFO:](#) Nope.

[Mayor Lomonaco:](#) Okay, roll call please.

[Municipal Clerk:](#) Councilpersons Cote.

[Councilman Cote:](#) Yes.

[Municipal Clerk:](#) Tuohy.

[Councilwoman Tuohy:](#) Yes.

[Municipal Clerk:](#) Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: Mayor Lomonaco

Mayor Lomonaco: Yes. Is there any other or new business?

Mayor Lomonaco: Are we going to approve the bills before we go into -

Municipal Clerk: We have two add-ons on the agenda.

Mayor Lomonaco: With the two add-ons.

Councilman Cote: Are we taking into account Bruce Smith's recommendation?

Municipal Clerk: Yes.

Mayor Lomonaco: Would you read the two add-ons please?

Municipal Clerk: Yes.

Municipal Clerk: Yes, we're going to pull out the bill for Welds..

Municipal Clerk: Generator service. That does not get paid.

Mayor Lomonaco: I left that on top of the pile, by the way.

Municipal Clerk: Thank you.

Municipal Clerk: Okay, the Allamuchy Board of Ed Rutherford Hall [inaudible 01:51:10] donation for First Night came through with [inaudible 01:51:14] paperwork.

Mayor Lomonaco: That was for 2018, right?

Municipal Clerk: 2018 correct.

Mayor Lomonaco: Okay.

Municipal Clerk: And Rave Wireless. Rave Alert System. This is our reverse 911 that we use for emergencies. And they billed us for three years. They billed us for the first and the second and they just got in a little bit of a rush there. So, we've got to take this out now to get us up to date with that system and we need it.

Councilwoman Tuohy: [inaudible 01:51:34] I just have a question. Did we ever get the refunds on the insurance?

Municipal Clerk: No. That is another issue that we are waiting for a answer from the insurance to make sure if we want to get [inaudible 01:51:45] it's going to get covered.

Councilwoman Tuohy: No, I'm talking ... and again, I'm sorry ... the health insurance.

Municipal Clerk: Oh yeah, it just came off.

Councilwoman Tuohy: They just took it off the bill?

Municipal Clerk: Yes. Yes, we took it off this month and we have to follow up with finance [inaudible 01:51:59]

Councilwoman Tuohy: Thank you.

Municipal Clerk: I thought you meant the claim for the fire [inaudible 01:52:02]

Councilwoman Tuohy: No. It was about the health insurance.

Municipal Clerk: Can I have a motion for the bills?

Mayor Lomonaco: With the two add-ons please.

Municipal Clerk: With the two add-ons. Yes.

Councilman Cote: I'll make that motion.

Mayor Lomonaco: Second?

Councilman Ochwat: I'll second the motion but I have a question.

Mayor Lomonaco: Sure.

Councilman Ochwat: And that was on Anne Marie and Rick. I discussed it with both of you. The note from Water and Sewer. Is that what...

Municipal Clerk: Weld's?

Councilman Ochwat: Yeah.

Municipal Clerk: Yes.

Councilman Ochwat: Is that the one you -

Municipal Clerk: From Bruce Smith, that was crossed out.

[Councilman Ochwat:](#) So we're not -

[Municipal Clerk:](#) That's why Stacy was here, just to make sure the bills got approved.

[Councilman Ochwat:](#) That one's not being included or -

[Municipal Clerk:](#) Welds is not being included. That was pulled off.

[Councilman Ochwat:](#) Thank you.

[Councilman Cote:](#) Did we have a second?

[Municipal Clerk:](#) We did.

[Mayor Lomonaco:](#) Any discussion?

[Municipal Clerk:](#) Councilpersons Cote

[Councilman Cote:](#) Yes.

[Municipal Clerk:](#) Tuohy.

[Councilwoman Tuohy:](#) Yes.

[Municipal Clerk:](#) Quinoa.

[Councilman Ochwat:](#) Yes.

[Municipal Clerk:](#) Ochwat.

[Councilman Ochwat:](#) Yes.

[Municipal Clerk:](#) And Mayor Lomonaco.

[Mayor Lomonaco:](#) Okay, before we go into executive session, I want to thank everybody for your patience. Feel free to wait around to see if we take any action afterward. It's completely up to you.

[Attorney Wacks:](#) The only matter that we're going into Executive Session for, is to discuss potential litigation with regard to the Court. No other matters, right Manny?

[Councilman Quinoa:](#) Correct.

[Councilman Cote:](#) We're already in overtime.

[Councilman Cote:](#) I would like to say one thing before the public, leaves. And that's relative to this Court thing - there's plenty of blame and finger pointing to go around and yes, I

was the Mayor and that guy was the Mayor and this guys' been on the Council and that guy's been our attorney. But I will say this, we have to give credit to Councilwoman Tuohy for coming in and investigating what's going on and finding out that we do have a problem. So, as much as there's a lot of negative feelings about this, I give her a lot of credit for what she's done.

Mayor Lomonaco: Well said.

Mayor Lomonaco: Okay, a motion to go into Executive Session, please?

Councilwoman Tuohy: I'll make that motion.

Mayor Lomonaco: Second?

Councilman Quinoa: Second.

Mayor Lomonaco: All in favor?

All: Aye.

Mayor Lomonaco: Okay. Five-minute break?

Councilwoman Tuohy: Yeah.

Councilman Ochwat: Then we're doing it here?

Mayor Lomonaco: Yeah, we'll stay here.

Attorney Wacks: Alright, somebody want to come out of Executive Session?

Councilwoman Tuohy: I'll make that motion to come out of Executive Session.

Councilman Cote: Alright, I'll second it.

Mayor Lomonaco: All in favor?

All: Aye.

Mayor Lomonaco: [inaudible 01:54:21] Somebody wants to make a motion?

Attorney Wacks: Alright, well let me first indicate that in closed session we talked about whether the Council was going to rescind the agreement with Independence Township. So, the motion is that the agreement with Independence Township shall be rescinded and notice sent -

Councilwoman Tuohy: No. It's not being rescinded.

[Attorney Wacks:](#) I'm sorry. NOT rescinded.

[Attorney Wacks:](#) Yeah. No, the motion is to rescind the agreement.

[Councilwoman Tuohy:](#) Right.

[Attorney Wacks:](#) You will vote "yes" to rescind and "no" not to rescind. Okay?

[Mayor Lomonaco:](#) We're going to vote now?

[Attorney Wacks:](#) You and Manny are going to vote yes.

[Councilwoman Touhy:](#) Right. Yeah, I know.

[Attorney Wacks:](#) So, the motion is to rescind the agreement with Independence Township. That is the motion. Does somebody want to make it?

[Councilwoman Tuohy:](#) I'll make the motion to rescind the contract with the Municipal Court of Independence.

[Attorney Wacks:](#) A second?

[Councilman Quinoa:](#) Yeah, I'll second.

[Attorney Wacks:](#) Okay, call the roll, Anne Marie.

[Councilwoman Tuohy:](#) No discussion?

[Mayor Lomonaco:](#) Discussion?

[Councilwoman Tuohy:](#) I'm very disappointed that this is the way the vote went, especially after- [crosstalk 01:55:43]

[Councilman Cote:](#) It hasn't gone [crosstalk 01:55:43] we haven't taken the vote yet.

[Mayor Lomonaco:](#) [crosstalk 01:55:43] We haven't voted yet[crosstalk 01:55:46]

[Attorney Wacks:](#) The vote has to go.

[Municipal Clerk:](#) Councilpersons Cote

[Councilman Cote:](#) No.

[Municipal Clerk:](#) Tuohy.

[Councilwoman Tuohy:](#) Yes.

Municipal Clerk: Quinoa.

Councilman Ochwat: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: No.

Municipal Clerk: Mayor Lomonaco.

Mayor Lomonaco: No.

Attorney Wacks: So, the agreement remains un-rescinded as written through the end of the year, \$300 a month.

Councilwoman Tuohy: Very disappointed.

Councilman 1: No 90-day[inaudible 01:56:09]

Mayor Lomonaco: Motion to adjourn?

Councilwoman Tuohy: So much for having a[crosstalk 01:56:11]

Mayor Lomonaco: [crosstalk 01:56:14]

Unknown: [crosstalk 01:56:14]

Councilman Ochwat: [crosstalk 01:56:14] want to talk about -

Councilman Ochwat: [inaudible 01:56:19] changing the time?

Unknown: [inaudible 01:56:19]limit the time or change the time?

Councilman Ochwat: I wanted to talk about the time in general

Councilwoman Tuohy: I [crosstalk 01:56:22]

Councilman Ochwat: A lot of what's happened is a result of what happened at the last meeting.

Mayor Lomonaco: [crosstalk 01:56:26] notification of next council meeting -

Councilwoman Tuohy: Excuse me please make note [crosstalk 01:56:30] I'm leaving. I'm outta here.

Mayor Lomonaco: Okay. Thank you. Yeah, [inaudible 01:56:33]

Councilman Ochwat: All I wanted to say was, if you back up to last year when we decided to make the town meetings at the times were, God bless you

[Mayor Lomonaco:](#) Thank you.

[Councilman Ochwat:](#) When we decided to do it, there were a couple of reasons. One was, we wanted to get our workshop in order because they were so long last year, so that we would go three months and then have them be at 7:00 because they would be in order.

[Mayor Lomonaco:](#) Yes.

[Councilman Ochwat:](#) And the second thing was, if we didn't get them in order, this is how I remember it might be wrong, if we didn't get them in order, that maybe we needed to leave them at six o'clock.

[Mayor Lomonaco:](#) Or extend the period -

[Councilman Ochwat:](#) Whatever.

[Unknown:](#) -was the option.

[Councilman Ochwat:](#) Whatever. And last meeting, which then carried into this meeting because of last meeting, the meeting is whatever it is tonight.

[Attorney Wacks:](#) Two and a half hours.

[Councilman Ochwat:](#) Two and a half going for three hours and last time was four hours. I just wanted to see if anybody felt, and I think ... well, I'm not going to think anything ... that we need to either limit the time of the meetings, per what Ed suggested, or in other words we only extend beyond x time where there's something critical and we all agree to do it or we considered that maybe the workshops at least for another three months and we just stay at six o'clock.

[Mayor Lomonaco:](#) But when we left the meeting, the last meeting, we all agreed it was an anomaly. Or we thought it was. Apparently it's carried into -

[Attorney Wacks:](#) Had I not stopped a few discussions tonight we would still be..

[Mayor Lomonaco:](#) I understand that.

[Attorney Wacks:](#) Looking at four hours.

[Mayor Lomonaco:](#) So apparently, it hasn't. But I leave the time open to everybody.

[Councilman Ochwat:](#) This isn't even a workshop.

[Mayor Lomonaco:](#) Whatever you guys want to do. No council needs to decide.

[Councilman Ochwat:](#) I can go either way but until they get –

[Attorney Wacks:](#) I think we have two issues. One is, when is the next meeting going to be? 6:00 P.M. or 7:00 P.M. and I think you should take on this issue of limiting the meetings at your workshop and discuss [crosstalk 01:58:51]

[Councilman Ochwat:](#) Good suggestion.

[Attorney Wacks:](#) Do you want to start your next, because you don't have it scheduled now at 7:00. Do you want to go back and start it at 6:00? That's the issue. If nobody does, then we're out of here. Somebody make a motion to adjourn.

[Councilman Cote:](#) I'm happy with 6:00 personally, but 7:00 is okay too. I don't care.

[Councilman Ochwat:](#) Well, I don't know if this works or not but I'm gonna do it. I make a motion that we have the next meeting, not going beyond the next meeting, the next workshop start at 6:00.

[Mayor Lomonaco:](#) Do I have a second?

[Councilman Cote:](#) Second.

[Mayor Lomonaco:](#) All in favor?

[Councilman Quinoa:](#) Aye.

[Mayor Lomonaco:](#) Do we need a vote for this?

[Mayor Lomonaco:](#) You just did. You have four -

[Municipal Clerk:](#) Ayes?

[Mayor Lomonaco:](#) So you need to advertise it.

[Councilman Cote:::](#) Yes.

[Municipal Clerk:](#) Tuohy is gone. Quinoa?

[Councilman Quinoa:](#) Yes.

[Municipal Clerk:](#) Ochwat.

[Councilman Ochwat:](#) Yes.

[Municipal Clerk:](#) And Mayor.

[Mayor Lomonaco:](#) Yes.

[Councilman Ochwat:](#) Only for the next meeting.

[Mayor Lomonaco:](#) [crosstalk 01:59:45]

[Attorney Wacks:](#) We're gonna advertise it the change of time [crosstalk 01:59:45]

[Mayor Lomonaco:](#) [crosstalk 01:59:45] decide what to do.

[Attorney Wacks:](#) [crosstalk 01:59:45] for the next meeting.

[Attorney Wacks:](#) Yes. Does somebody want to make a motion to adjourn?

[Councilman Cote:](#) I make a motion to adjourn.

[Mayor Lomonaco:](#) Anne please put it on the agenda so we can discuss if further, if you would be so kind.

[Councilman Cote:](#) Motion to adjourn.

[Councilman Quinoa:](#) I'll make that motion [inaudible 01:59:55]

[Councilman Cote:](#) Second.

[Mayor Lomonaco:](#) Aye.

[Councilman Cote:](#) Aye.

[Municipal Clerk:](#) You're off the record.

The meeting was adjourned at 10:00 p.m.

Respectfully Submitted,

Anne Marie Tracy, Municipal Clerk

Rick Lomonaco, Mayor