

Range of Checking Accts: First to Last Range of Check Dates: 08/26/22 to 12/31/22
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
GENERAL		General Account			
		Account Payab			
24574	08/26/22	ALL04 ALLIED OIL COMPANY	10,953.12		4924
24575	09/09/22	BOR02 BOROUGH OF KINNELON	5,000.00		4925
24576	09/15/22	AC A.C. DAUGHTRY INC.	1,659.78		4926
24577	09/15/22	ACT04 ACTION DATA SERVICES	1,015.89		4926
24578	09/15/22	AFF02 AFFILIATED TECHNOLOGY	381.63		4926
24579	09/15/22	ALL02 ALL SERVICE INC.	140.00		4926
24580	09/15/22	AMA02 DAVID A. AMADIO, ESQ.	750.00		4926
24581	09/15/22	AME16 AMERICAN HOSE & HYDRAULIC CO.	468.20		4926
24582	09/15/22	ANY01 ANY EXCUSE FOR A PARTY, INC	5,885.00		4926
24583	09/15/22	AUT05 THE AUTO PARTS SOURCE	940.88		4926
24584	09/15/22	BAR23 BARRETT CONSTRUCTION	1,250.00		4926
24585	09/15/22	BOR01 BOROUGH OF BUTLER ELECTRIC	7,465.93		4926
24586	09/15/22	BOX01 BOXCAST INC	139.00		4926
24587	09/15/22	BRA05 BRAEN SUPPLY, INC	831.89		4926
24588	09/15/22	BUZ01 THE BUZAK LAW GROUP, LLC.	10,070.00		4926
24589	09/15/22	CAB02 OPTIMUM	16.33		4926
24590	09/15/22	CAB03 OPTIMUM	116.18		4926
24591	09/15/22	CAB04 OPTIMUM	116.18		4926
24592	09/15/22	CAB05 OPTIMUM	116.18		4926
24593	09/15/22	CAB06 OPTIMUM	116.18		4926
24594	09/15/22	CAB07 OPTIMUM	116.18		4926
24595	09/15/22	CAB08 OPTIMUM	216.18		4926
24596	09/15/22	CAB09 OPTIMUM	116.18		4926
24597	09/15/22	CAB10 OPTIMUM	356.91		4926
24598	09/15/22	CHI01 CHILTON OCCUPATIONAL HLTH CTR	330.00		4926
24599	09/15/22	CIN05 CINTAS CORPORATION #111	427.50		4926
24600	09/15/22	CIT05 CIT FINANCE LLC	586.73		4926
24601	09/15/22	COO03 COOPERATIVE COMMUNICATIONS INC	3,836.08		4926
24602	09/15/22	COR12 CORE & MAIN LP	578.04		4926
24603	09/15/22	CRE01 CREW ENGINEERS INC.	27,425.77		4926
24604	09/15/22	DAN12 DANCING WITH JORGE	250.00		4926
24605	09/15/22	DAR01 DARMOFALSKI ENGINEERING ASSOC.	3,000.00		4926
24606	09/15/22	DEB03 DE BLOCK ENVIRONMENTAL SERVICE	1,640.00		4926
24607	09/15/22	DIL01 DEAN DI LAURA	100.00		4926
24608	09/15/22	DOR06 DORSEY & SEMRAU, LLC	2,766.40		4926
24609	09/15/22	ELE03 ELECTRO BATTERY SYSTEMS INC.	100.26		4926
24610	09/15/22	EME02 EMERGENCY MEDICAL PRODUCTS INC	19.35		4926
24611	09/15/22	EXT01 EXTRA SPACE STORAGE	357.00		4926
24612	09/15/22	FER02 BERNADINE FERRARI	600.00		4926
24613	09/15/22	FRA13 FRANK SEMERARO CONSTRUCTION,CO	11,450.00		4926
24614	09/15/22	GAM01 GAME DAY SPORTS	647.36		4926
24615	09/15/22	GEN09 GENERAL FOUNDRIES, INC	13,905.00		4926
24616	09/15/22	GIF01 ROBERT C. GIFFORD, ESQ.	1,200.00		4926
24617	09/15/22	GOM02 GOMM'S TIRE	1,836.00		4926
24618	09/15/22	GRA16 THE GRANDE MARKET PLACE, LLC	3,500.00		4926
24619	09/15/22	GSB01 GLATFELTER SPECIALTY BENEFITS	726.00		4926
24620	09/15/22	HAI04 ELLEN HAID	36.40		4926
24621	09/15/22	HOM02 HOME DEPOT CREDIT SERVICE	275.53		4926
24622	09/15/22	HOR04 HORIZON OFFICE EQUIPMENT	255.00		4926

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
GENERAL		General Account			Continued
24623	09/15/22	IUE01 KAREN IUELE	110.00		4926
24624	09/15/22	JAC10 JACK'S PETTING FARM, INC.	1,960.00		4926
24625	09/15/22	JBR01 JB ROBERTS INC	1,895.00		4926
24626	09/15/22	JCP01 JCP&L	14.46		4926
24627	09/15/22	JER03 JERSEY PAPER PLUS	791.21		4926
24628	09/15/22	JIM01 JIMMY THE SHOE DOCTOR	194.96		4926
24629	09/15/22	KAS04 CAMILLE KASSAR	4,375.00		4926
24630	09/15/22	KEL06 KEITH KELLY	623.02		4926
24631	09/15/22	KIN08 KINNELON VOLUNTEER FIRE CO.	9,625.00		4926
24632	09/15/22	KIN09 KINNELON BOARD OF EDUCATION	3,383,387.50		4926
24633	09/15/22	KIN24 KINNELON BOYS YOUTH LACROSSE	8,038.21		4926
24634	09/15/22	LAK02 LAKELAND BANK EQUIP FINANCE	4,121.65		4926
24635	09/15/22	LAK13 LAKELAND AUTO PARTS	83.94		4926
24636	09/15/22	LAW07 LAWSOFT INC.	2,894.00		4926
24637	09/15/22	LIG10 LIGHTNING X PRODUCTS, LLC	161.04		4926
24638	09/15/22	LOE01 LOEFFEL'S WASTE OIL SERVICE	300.00		4926
24639	09/15/22	MAG03 MAGCLOLEN, INC.	400.00		4926
24640	09/15/22	MAT04 MATTHIJSEN, INC.	2,631.25		4926
24641	09/15/22	MCI01 MCI EASTERN SECURITY SYSTEMS	165.00		4926
24642	09/15/22	MON14 MONMOUTH TELECOM	501.80		4926
24643	09/15/22	MOR08 MORRIS COUNTY PUBLIC SAFETY	230.00		4926
24644	09/15/22	MOR21 MORRIS COUNTY M.U.A.	29,468.75		4926
24645	09/15/22	NEO01 QUADIENT, INC.	823.78		4926
24646	09/15/22	NES01 NESTLE PURE LIFE DIRECT	316.60		4926
24647	09/15/22	NJD05 NJ DEPARTMENT OF TREASURY	360.00		4926
24648	09/15/22	NJD07 NJ DEPT HEALTH & SENIOR SERV	13.20		4926
24649	09/15/22	NJLABOR NJ LABOR LAW POSTER SERVICE	377.00		4926
24650	09/15/22	NOR02 NORTH JERSEY MEDIA GROUP	166.67		4926
24651	09/15/22	NOR13 NORTH JERSEY MUNICIPAL	3,597.00		4926
24652	09/15/22	NOR18 NORTHEAST COMMUNICATIONS, INC.	409.68		4926
24653	09/15/22	NOR22 NORTH JERSEY WATER CONFERENCE	250.00		4926
24654	09/15/22	NOR23 NORTH JERSEY PARTY RENTAL	2,500.00		4926
24655	09/15/22	ONE02 ONE CALL CONCEPTS, INC.	108.68		4926
24656	09/15/22	PSE01 P.S.E. & G.	1,185.43		4926
24657	09/15/22	ROC04 ROCK N ROLL RACING	1,725.00		4926
24658	09/15/22	ROD01 THE RODGERS GROUP, LLC	8,280.00		4926
24659	09/15/22	ROU01 ROUTE 23 AUTO MALL	251.44		4926
24660	09/15/22	ROY04 ROYAL TRAIN RIDES, INC.	1,265.00		4926
24661	09/15/22	SCH30 MELANIE SCHUCKERS	60.24		4926
24662	09/15/22	SER02 SERVICE SUPPLY LLC	27.16		4926
24663	09/15/22	SHI03 SHI INTERNATIONAL CORP	2,848.00		4926
24664	09/15/22	SIM02 JOSEPH A. SIMONE	700.00		4926
24665	09/15/22	SIR02 SIRCHIE FINGER PRINT	72.24		4926
24666	09/15/22	SKY05 SKYTOP RECYCLING	650.00		4926
24667	09/15/22	STA STAPLES ADVANTAGE, DEPT NY	40.06		4926
24668	09/15/22	SUB03 SUBURBAN DISPOSAL INC.	62,805.55		4926
24669	09/15/22	TED02 ALAN TEDESCO	700.00		4926
24670	09/15/22	TIL01 TILCON NEW YORK INC.	499.99		4926
24671	09/15/22	TRA11 TRANSUNION RISK & ALTERNATIVE	500.00		4926
24672	09/15/22	TRY01 JEFF TRYON	1,500.00		4926
24673	09/15/22	ULI01 ULINE	110.05		4926
24674	09/15/22	VER11 VERIZON WIRELESS - KPD	152.04		4926

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
GENERAL General Account Account Payab Continued					
24675	09/15/22	VER15 VERIZON CONNECT NWF, INC	399.99		4926
24676	09/15/22	VER18 VERIZON CONNECT NWF, INC	188.90		4926
24677	09/15/22	WAL11 WALLINGTON PLUMBING & HEATING	110.97		4926
24678	09/15/22	WAS04 WASH HOUNDS	99.00		4926
24679	09/15/22	WAY04 WAYNE ELECTRIC SUPPLY COMPANY	653.52		4926
24680	09/15/22	ZUI DAVID ZUIDEMA, INC.	1,890.00		4926
Checking Account Totals		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
	Checks:	107	0	3,671,695.22	0.00
	Direct Deposit:	0	0	0.00	0.00
	Total:	107	0	3,671,695.22	0.00
PLANNING 2		Columbia Bank			
1863	09/15/22	DAR01 DARMOFALSKI ENGINEERING ASSOC.	0.00	09/15/22 VOID	0
1864	09/15/22	DAR01 DARMOFALSKI ENGINEERING ASSOC.	3,000.00		4927
Checking Account Totals		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
	Checks:	1	1	3,000.00	0.00
	Direct Deposit:	0	0	0.00	0.00
	Total:	1	1	3,000.00	0.00
Report Totals		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
	Checks:	108	1	3,674,695.22	0.00
	Direct Deposit:	0	0	0.00	0.00
	Total:	108	1	3,674,695.22	0.00

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	2-01	3,585,584.20	0.00	0.00	3,585,584.20
WATER FUND	2-05	20,809.72	0.00	0.00	20,809.72
SEWER FUND	2-07	<u>1,640.00</u>	<u>0.00</u>	<u>0.00</u>	<u>1,640.00</u>
	Year Total:	3,608,033.92	0.00	0.00	3,608,033.92
	C-04	15,123.27	0.00	0.00	15,123.27
	C-06	<u>21,407.50</u>	<u>0.00</u>	<u>0.00</u>	<u>21,407.50</u>
	Year Total:	36,530.77	0.00	0.00	36,530.77
DOG TAX	D-13	13.20	0.00	0.00	13.20
	I-14	750.00	0.00	0.00	750.00
	L-22	15,285.00	0.00	0.00	15,285.00
RECREATION SPECIAL	R-16	10,586.97	0.00	0.00	10,586.97
RECYCLE FUND	Y-21	495.36	0.00	0.00	495.36
	Total of All Funds:	<u>3,671,695.22</u>	<u>0.00</u>	<u>0.00</u>	<u>3,671,695.22</u>

Project Description	Project No.	Project Total
GENTILE 51 CHERRYTREE 11205122	11205122	375.00
829 WEST SHORE DR	11503108	125.00
4 TAMARACK WJOHNSON 11702109	11702109	250.00
505 PEPPERIDGE TREE LANE	11904111	125.00
155 KAKEOUT RD #1522 HEILMANN	1522	125.00
1 STANDISH DELAMONTAIGNE 1541	1541	125.00
3 OAKWOOD TRL 1542 DLUGOLECKI	1542	375.00
3 HUCKLEBERRY CT	23003108	250.00
LARRY CALLI LAW-5FELKAY COURT	23201119	250.00
43 SAMWORTH RD	45403	125.00
2 PINE HILL DONNARD #45403114	45403114	500.00
SOIL APP-33 DENISE-KINN HOLDGS	57201113A	375.00
Total of All Projects:		<u>3,000.00</u>

RESOLUTION 09.01.22

AUTHORIZING SOIL DISTURBANCE PERMIT
7 SUNRISE TERRACE -BLOCK 57301 LOT 147

WHEREAS, the Mayor and Council of the Borough of Kinnelon approves the Soil Disturbance Permit for 7 Sunrise Terrace, Block 57301 Lot 147; and

WHEREAS, Craig Knox has met all the requirements and approvals with Darmofalski Engineering Associates, Inc.; and

NOW, THEREFOR, BE IT RESOLVED, that the Mayor and Council of the Borough of Kinnelon does hereby approve the Soil Disturbance, 7 Sunrise Terrace, Kinnelon NJ.

Dated: September 15, 2022



Karen M. Luele, RMC
Borough Clerk

RESOLUTION 9.02 .22

AUTHORIZING THE AWARD OF BID FOR THE
DENISE DRIVE WATER TANK REPLACEMENT

WHEREAS, the Borough of Kinnelon duly sought by legal advertisement bids for the Kinnelon Denise Drive Water Tank Replacement; and

WHEREAS, one sealed bid was received and open by the borough on August 25, 2022 pursuant to the provision of said advertisement; and

WHEREAS, the lowest responsive and responsible bid was received from Fisher Tank Company, 3131 W. 4th Street, Chester, Pa 19013 at a total bid price of One Million Four hundred eighty-six thousand six hundred and Zero cents (\$1,486,600.00); and

WHEREAS, the Borough of Kinnelon desires to authorize the award of the contract to Fisher Tank Company as the lowest responsive bidder.

NOW, THEREFORE, BE IT RESOLVED by the Governing body of the Borough of Kinnelon, County of Morris, State of New Jersey, stated that the contract for the Denise Drive Water Tank Replacement is hereby awarded to Fisher Tank Company, as the lowest responsive and responsible bidder in the total amount of One Million Four hundred eighty-six thousand six hundred and Zero cents (\$1,486,600.00). This Resolution shall take effect immediately.

CERTIFICATION

I, Karen M. Luele, Borough Clerk of the Borough of Kinnelon hereby certify the foregoing to be a true copy of a Resolution adopted by the Borough Council of the Borough of Kinnelon at a duly convened meeting held on September 15, 2022.


Karen M. Luele, RMC
Borough Clerk



Water
Wastewater
Environmental
Civil Engineering

Crew Engineers, Inc.
1250 Route 23 North
Butler, NJ 07405
(973) 492-3300
(973) 492-1123 (fax)

NJ Certificate of Authorization 24GA27920500

August 26, 2022

Charles Daniel, CFO
Borough of Kinnelon
130 Kinnelon Road
Kinnelon, NJ 07405

Re: Contract award recommendation
Denise Tank Replacement
Kinnelon, NJ
Crew Proj. No.: KIN110.2B

Dear Mr. Daniel,

On August 25, 2022, bids were received by the Borough of Kinnelon for the Denise Tank Replacement project. Four contractors obtained copies of the Bid Documents and one contractor submitted a bid.

The amount bid by the sole bidder, Fisher Tank Company, Inc., (Fisher) of Chester Pennsylvania are as follows:

	<u>Total Bid</u>
1. Fisher Tank Company, Inc.	\$ 1,486,900.00

There is one mathematical error in the bid. The sum of all the bid items is \$1,486,600, which is \$300 less than the total Fisher indicated. Each individual bid item is mathematically correct. Based on the foregoing, the correct total bid amount is \$1,486,600.00.

Examination of the most current (August 25, 2022) New Jersey Department of Labor listing for debarred contractors and subcontractors for public works projects was made by our office. Neither Fisher Tank nor its officers are listed and are, therefore, not prohibited from receiving a Public Works Contract award.

Fisher's bid indicated that they will use a subcontractor, Travis, Inc., for the electrical work. The total amount for the work being performed by Travis was not provided. The amount of electrical work on this project is minor.

Fisher's surety, Western Surety Company, is listed as an approved Surety Company by the New Jersey Department of Banking and Insurance.

The reference project list included with Fisher's bid, identified numerous projects that were completed between 2016 and 2021, several of which included similar work. Crew is satisfied with the experience listed by Fisher and considers the qualifications acceptable. John Whitehead, Supt. received favorable comments regarding Fisher's work from the Boonton Water Department.

Based upon the information supplied with Fisher's bid, it is our opinion that Fisher has the experience and qualifications to perform the Denise Tank Replacement project, and recommend that the Contract be awarded to Fisher in the amount of \$1,486,600, subject to the review of the Contract Bid Documents by the Borough of Kinnelon.

Charles Daniel
August 26, 2022
Page 2

Very truly yours,

CREW ENGINEERS, INC.

A handwritten signature in black ink that reads "Mark E. Meneghin". The signature is written in a cursive style with a large, stylized initial "M".

Mark E. Meneghin, P.E., L.S.R.P.

cc: John Whitehead

N:\KIN - Kinnelon, Borough of\KIN110 - Denise Tank Replacement\Bidding\LETTER OF RECOMMEND 8-25-22.doc

RESOLUTION 09.03.22

AUTHORIZING APPOINTMENT OF
RICHARD J. BALDI AS BACK UP PUBLIC
DEFENDER FOR THE COURT SYSTEM OF
THE BOROUGH OF KINNELON

WHEREAS, the Borough Council wishes to appoint Richard J. Baldi as a backup public defender for the Borough of Kinnelon with a start date of September 15, 2022; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Kinnelon approve appointing Richard J. Baldi as a backup public defender for the Borough of Kinnelon with a start date of September 15, 2022.

CERTIFICATION

I, Karen M. luele, Borough Clerk, do hereby certify this to be a true copy of a resolution duly adopted at the regular meeting of the Kinnelon Mayor and Council held on September 15, 2022.

Dated: September 15, 2022

A handwritten signature in cursive script, appearing to read 'K. M. luele', written over a horizontal line.

Karen M. luele, RMC
Borough Clerk

ejb:fd (Kinn)
Res Auth.Execution of MOU
090922

RESOLUTION NO.: 09.04.22

**RESOLUTION AUTHORIZING THE EXECUTION OF A
MEMORANDUM OF UNDERSTANDING WITH THE TOWN
OF BOONTON FOR A RIGHT OF FIRST REFUSAL
RELATED TO BLOCK 34801, LOT 102 ON THE OFFICIAL
TAX MAP OF THE BOROUGH OF KINNELON**

WHEREAS, by Deed dated April 6, 2022 (“Deed”), recorded in the Office of the Morris County Clerk on May 10, 2022 in Book 24404, Page 517 &c, the Town of Boonton (“Boonton”) conveyed to the Borough of Kinnelon (“Kinnelon”) property designated on the Official Tax Map of the Borough of Kinnelon as Block 34801, Lot 102 (“Property”); and

WHEREAS, said conveyance was made pursuant to a November 13, 2021 Contract of Sale between Kinnelon and Boonton (“Contract”); and

WHEREAS, said Contract provided a Right of First Refusal to Boonton in the event that Kinnelon disposed of the Property to a third party, subsequent to Kinnelon’s acquisition of the Property; and

WHEREAS, said Right of First Refusal was not incorporated in the Deed due to various covenants and restrictions on the Property derived from funding conditions of the Morris County Open Space and Farmland Preservation Trust Fund and the State of New Jersey Department of Environmental Protection Green Acres Program; and

WHEREAS, Kinnelon and Boonton desire to confirm and maintain Boonton’s Right of First Refusal in the event that Kinnelon desires to convey the Property to a third party, after compliance with all requirements of the County of Morris under the Morris

County Open Space and Farmland Preservation Trust Fund Program and of the State of New Jersey Department of Environmental Protection under the Green Acres Program; and

WHEREAS, there has been prepared a certain Memorandum of Understanding, dated May 13, 2022 confirming and maintaining a Right of First Refusal in favor of Boonton as set forth above.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Kinnelon, County of Morris, State of New Jersey, as follows:


1. The terms and conditions of a certain Memorandum of Understanding, dated May 13, 2022 by and between Boonton and Kinnelon as related to a Right of First Refusal in favor of Boonton in the event the Borough of Kinnelon disposes of Block 34801, Lot 102 on the Official Tax Map of the Borough of Kinnelon, are hereby approved, ratified and confirmed by Kinnelon.

2. The Mayor and Borough Clerk are hereby authorized and directed to execute such Memorandum of Understanding and said officers, along with other elected and appointed officials and professionals of Kinnelon are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this Resolution.

3. This Resolution shall take effect immediately.

CERTIFICATION

I, Karen M. Iuele, Borough Clerk of the Borough of Kinnelon hereby certify the foregoing to be a true copy of a Resolution adopted by the Borough Council of the Borough of Kinnelon at a duly convened meeting held on September 15, 2022.


Karen M. Iuele, Borough Clerk

ejb:fd
KN and Boonton MOU
050322

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding made this 13th day of May, 2022, by and

Between: **BOROUGH OF KINNELON**, a municipal corporation
of the State of New Jersey, having its principal offices at
130 Kinnelon Road
Kinnelon, New Jersey 07405

(hereinafter "Kinnelon" or "Borough")

and: **TOWN OF BOONTON**, a municipal corporation
of the State of New Jersey, having its principal office at
100 Washington Street,
Boonton, New Jersey 07005

(hereinafter "Boonton" or "Town")

WITNESSETH:

WHEREAS, by Deed dated April 6, 2022 ("Deed") Boonton conveyed to Kinnelon property designated on the Official Tax Map of the Borough of Kinnelon as Block 34801, Lot 102 ("Property"); and

WHEREAS, said conveyance was made pursuant to a November 13, 2021 Contract of Sale between Kinnelon and Boonton ("Contract"); and

WHEREAS, said Contract provided a Right of First Refusal to Boonton in the event that Kinnelon disposed of the Property to a third party, subsequent to Kinnelon's acquisition of the Property; and

WHEREAS, said Right of First Refusal was not incorporated in the Deed due to various covenants and restrictions on the Property derived from funding conditions of the Morris County

Open Space and Farmland Preservation Trust Fund and the State of New Jersey Department of Environmental Protection Green Acres Program; and

WHEREAS, Kinnelon and Boonton desire to confirm and maintain Boonton's Right of First Refusal in the event that Kinnelon desires to convey the Property to a third party, after compliance with all requirements of the County of Morris under the Morris County Open Space and Farmland Preservation Trust Fund Program and of the State of New Jersey Department of Environmental Protection under the Green Acres Program.

NOW, THEREFORE, IN CONSIDERATION OF the mutual promises, covenants and representations herein contained, the parties hereto, for themselves, their heirs, successors and assigns, hereby agree as follows:

1. Kinnelon hereby confirms and grants to Boonton the following Right of First Refusal, consistent with the terms of Paragraph 34 of the Contract with regard to Block 34801, Lot 102 ("Property") of the Borough of Kinnelon, in the event that Kinnelon is able to convey the Property to a third party as follows:

SUBJECT TO compliance with all requirements of, and approvals by, the County of Morris (as related to the funding conditions of the Morris County Open Space and Farmland Preservation Trust Fund) and the State of New Jersey, New Jersey Department of Environmental Protection (as related to the funding conditions of the Green Acres Program), any subsequent sale of the Property by Kinnelon shall be subject to a Right of First Refusal hereby conveyed to and held by Boonton. Kinnelon shall notify Boonton in writing at the address set forth in this Memorandum of Understanding of the purchase price and terms and conditions of the Offer to Purchase the Property made by a third party which terms and conditions are acceptable to Kinnelon. Boonton shall then have forty-five (45) days thereafter within which to notify Kinnelon in writing of Boonton's acceptance of said purchase price and the terms and conditions, in which case the Property shall be conveyed to Boonton for the purchase price and under the terms and conditions so accepted. If no such written notification is received by Kinnelon from Boonton within said forty-five (45) day period (which period may be extended by mutual agreement of Boonton and Kinnelon), this Right of First Refusal shall automatically terminate and become null and void and of no effect, legal or otherwise, without any further action by Kinnelon or Boonton and shall be forever extinguished.

2. Except as specifically contained in Paragraph 1 of this Memorandum of Understanding, all the terms and conditions of the Contract be and are hereby merged into the Deed from Boonton to Kinnelon.

IN WITNESS WHEREOF, the parties have executed this Memorandum of Understanding the day and year first above written.

ATTEST:



Karen M. Iuele, Borough Clerk

BOROUGH OF KINNELON



James J. Freda, Mayor

ATTEST:



Cynthia Oravits, Municipal Clerk

TOWN OF BOONTON



Richard Corcoran, Mayor

RESOLUTION 09.05.22

AUTHORIZING APPOINTMENT OF
VINCENT FAILLA AS BACK UP MUNICIPAL
PROSECUTOR FOR THE COURT SYSTEM
OF THE BOROUGH OF KINNELON


WHEREAS, the Borough Council wishes to appoint Vincent Failla as a backup Municipal Prosecutor for the Borough of Kinnelon with a start date of September 15, 2022; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Kinnelon approve appointing Vincent Failla as a backup Municipal Prosecutor for the Borough of Kinnelon with a start date of September 15, 2022.

CERTIFICATION

I, Karen M. Iuele, Borough Clerk, do hereby certify this to be a true copy of a resolution duly adopted at the regular meeting of the Kinnelon Mayor and Council held on September 15, 2022.

Dated: September 15, 2022


Karen M. Iuele, RMC
Borough Clerk

Roll Call: V. Russo, Yes;
 R. Roy, Yes; R. Charlies, Yes;
 S. Mabey, Yes; J. Lorkowski, Yes.

OLD BUSINESS:

There was no old business to be heard.

NEW BUSINESS:

There was no new business to be heard.

TAX COLLECTOR’S REPORT:

There was no Tax Collector’s Report for the month of September.

INVESTMENT OFFICER’S REPORT:

A total of \$25,518.51 was collected in interest for the month of August 2022.

CLOSED SESSION:

RESOLUTION TO GO INTO CLOSED SESSION:

Motion: V. Russo
 Second: S. Mabey

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975-N.J.S.A.10:4-12-permits the exclusion of the public from a meeting under certain circumstances; and

WHEREAS, this Governing Body of the Borough of Kinnelon is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kinnelon, County of Morris, State of New Jersey shall now go into closed session for the following reason:

Negotiation
 Personnel

Disclosure of said matter will be revealed upon settlement. This meeting went into closed session at 9:00 p.m.

Councilman	Aye	Nay	Abstain	Absent	Councilman	Aye	Nay	Abstain	Absent
Yago				X	Russo	X			
Roy	X				Charles	X			
Mabey	X				Lorkowski	X			

(OPEN MEETING IN FROM CLOSE MEETING)

Motion to go into Open Session at 10:00 p.m. by V. Russo:
 Second Motion: R. Charles

Councilman	Aye	Nay	Abstain	Absent	Councilman	Aye	Nay	Abstain	Absent
Yago				X	Russo	X			
Roy	X				Charles	X			
Mabey	X				Lorkowski	X			

Mayor and Council made a discussion in closed session to grant a Kinnelon water customer a reduction in his water bill. There was a water break in the line which cause an excess amount of water to be consumed. The amount to be charged is to be determined.

Mayor and Council made a discussion in closed session to hire an additional DPW maintainer.

APPOINTMENTS:

Upon motion of Councilman S. Mabey, and seconded by Councilman R Charles, followed by roll call vote of all Council Members present, the appointment of Richard J. Baldi as an alternate for the Kinnelon Public Defender.

Roll Call: V. Russo, Yes;
 R. Roy, Yes; R. Charlies, Yes.
 S. Mabey, Yes;

Upon motion of Councilman S. Mabey, and seconded by Councilman R Charles, followed by roll call vote of all Council Members present, the appointment of Vincent Failla as an alternate for the Kinnelon Prosecutor.

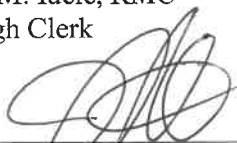
Roll Call: V. Russo, Yes;
 R. Roy, Yes; R. Charlies, Yes.
 S. Mabey, Yes;

ADJOURNMENT:

This meeting adjourned at approximately 10:15 p.m. on motion by Councilman V. Russo with the unanimous affirmative voice vote of all present.

Respectfully submitted,


 Karen M. Iuele, RMC
 Borough Clerk


 Mayor James Freda