

**MINUTES OF WORKSHOP MEETING  
KINNELON BOROUGH MAYOR & COUNCIL  
August 13, 2020**

Meeting began at 7:00 pm held at the Kinnelon Municipal Building, 130 Kinnelon Road, Kinnelon, New Jersey 07405

Open Public Meeting Act was read by Borough Clerk.

**Roll Call:** Councilman Robert Roy, Councilman William Yago, Councilman Vincent Russo, Councilman Randall Charles, Councilman James Lorkowski. Absent was Councilman Glenn Sisco.

**ATTORNEY REPORT:**

- County Tax Board Appeal, 97 cases
- Extend RFP to August 31, 2020 – Tax Appeal Appraisal Services

**MAYOR REPORT:**

- Fire Official Robert Westdyk is retiring
- Tropical Storm, Councilman Charles is working on updates
- Covid was up 10% in Kinnelon
- Claim Expenses for Health Insurance
- Councilman Vincent Russo will sit in on Library Board Meeting to cover for the Mayor
- South Glenn Trails - ATV problems
- Paving Round Hill

**COUNCIL COMMITTEE REPORTS:**

**FINANCE, PERSONNEL, PUBLIC SAFETY** – Councilman William Yago

- Finance – Charlie Daniel, the Borough CFO will speak on the 2019 Audit
- Boonton Ave Recreation Field, work in progress
- Covid – Home Schooling, will purchase two lap tops
- Acting Chief, will appoint at M&C Meeting
- Ordinance for Recreation Lakes, what can be done at these lakes
- Opening of Borough Hall while Covid is still going on

**PUBLIC WORKS** – Councilman Robert Roy

- Tropical Storm clean up
- Lower West Lake paving
- Upper West Lake paving
- Hot box is in for DPW
- Kinnelon Road and Boonton Ave paving

**ORDINANCES & Open Space**- Councilman Glenn Sisco

- Nothing to report in Councilman Sisco absents

**COORDINATING** - Councilman Vincent Russo

- School opening for Covid
- Lighting update for Library



RESOLUTION 08.01.2020

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2019 has been filed by a Registered Municipal Accountant with the *Municipal Clerk* pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

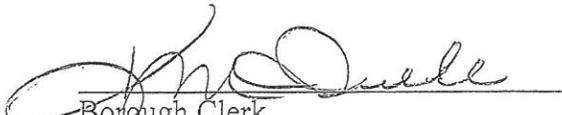
WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the *Mayor and Council* of the *Borough of Kinnelon*, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON *August 13, 2020*.

  
Borough Clerk

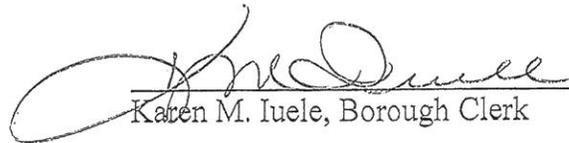
RESOLUTION 8.02.2020

AUTHORIZATION FOR CUB SCOUT  
PACKS AND BOY SCOUT TROOPS  
TO HOLD CARNIVAL IN KINNEON  
AUGUST 19<sup>TH</sup> FROM 5-8 PM  
RAIN DATE AUGUST 20<sup>TH</sup>

WHEREAS, the Local Cub Scout Packs and Boy Scout Troops would like to hold a Scout Carnival on August 19<sup>th</sup>, from 5-8 pm, with a rain date of August 20<sup>th</sup>.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kinnelon hereby grants permission at their work session meeting of the Mayor and Council on August 13, 2020 for the Cub Scout Packs and Boy Scout Troops to hold Carnival in Kinnelon, with a rain date of August 20, 2020.

Dated: August 13, 2020

  
\_\_\_\_\_  
Karen M. Iuele, Borough Clerk

**RESOLUTION NO. 08.03.2020**

**RESOLUTION OF THE BOROUGH OF KINNELON, COUNTY OF MORRIS,  
AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A  
CONTRACT FOR THE KIEL AVENUE ROAD IMPROVEMENTS TO MIKE  
FITZPATRICK CONTRACTORS, INC.**

**WHEREAS**, the Borough of Kinnelon received sealed competitive bids on August 6, 2020 for Kiel Avenue Road Improvements project; and,

**WHEREAS**, five (5) sealed bids were received by the Borough Clerk on August 6, 2020, in accordance with the bid specifications; and,

**WHEREAS**, the Borough Clerk, Borough Engineer, and Certified Financial Officer opened the sealed bids and read them aloud in public at 10:00 AM on August 6, 2020, in accordance with the bid specifications, as summarized by the following:

1) Mike Fitzpatrick Contractors, Inc.	\$595,422.90
2) D&L Paving Contractors, Inc.	\$750,323.51
3) J.A. Alexander	\$755,559.49
4) Top Line Construction Corp.	\$770,547.68
5) AJM Contractors, Inc.	\$807,051.00

; and,

**WHEREAS**, said bids have been duly reviewed and analyzed by the Kinnelon Borough Engineer, and the Kinnelon Borough Attorney; and,

**WHEREAS**, the Local Public Contracts Law requires competitive bidding contracts be awarded to the lowest, responsible, responsive bidder; and,

**WHEREAS**, the bid received from Mike Fitzpatrick Contractors, Inc. in the total amount of \$595,422.90 has been found to be in proper form and in compliance with the provisions of N.J.S.A. §40A:11-23.5 and the specifications as written; and,

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available for this purchase.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Kinnelon, in the County of Morris, and State of New Jersey as follows:

1. The Borough Council hereby awards a contract to Mike Fitzpatrick Contractors, Inc., 18 Cozy Lake Road, Oak Ridge, New Jersey 07438 for performance of the Kiel Avenue Road Improvements project in accordance with the bid specifications and contract documents in the total amount of \$595,422.90.

2. The Mayor and Borough Clerk are hereby authorized and directed to execute a contract with Mike Fitzpatrick Contractors, Inc. in accordance with its bid for performance of the Kiel Avenue Road Improvements project.

3. The Borough's Chief Financial Officer has certified the availability of funds for this contract.

4. This resolution and contract shall be available for public inspection in the office of the Borough Clerk.

5. 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 Governing Body of the Borough of Kinnelon at a duly convened meeting held on August 13, 2020.

  
Karen M. Iuele, RMC Borough Clerk

Roll Call: William Yago, Yes; V. Russo, Yes;  
R. Roy, Yes; R. Charlies, Yes;  
G. Sisco, Yes; J. Lorkowski, Yes.

**PAYMENT OF SCHOOL TAXES:**

- \$3,202,880.67

**OLD BUSINESS:**

- Public Hearing & Adoption Ord 10-2020 Amended and Restated Service Contract with PRBRSA
- Public Hearing & Adoption Ord 11-2020 Capital Purchase Ford F550 Truck

**NEW BUSINESS:**

None

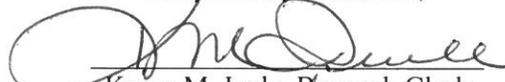
**CLOSED SESSION:**

- Personnel Matters

**ADJOURNMENT**

This meeting adjourned at approximately 8:00 p.m., on a motion by Councilman R. Roy and seconded by Councilman V. Russo with the unanimous affirmative voice vote of all present.

Respectfully submitted,



Karen M. Iuele, Borough Clerk



James J. Freda, Mayor