MEETING TO ORDER.

The regular meeting of the Kinnelon Borough Governing Body was called to order by Mayor James Freda at 8:00 p.m., on Thursday, July 16, 2020 in the Kinnelon Municipal Building, 130 Kinnelon Road, Kinnelon New Jersey.

There was a Salute to the Flag, after which the Borough Clerk Karen M. Iuele stated this meeting is being held pursuant to the New Jersey Open Public Meeting Act. Adequate notice of this meeting was given by advertising in the January 8, 2020 edition of the Trends and was provided to the Star Ledger, Daily Record and the North Jersey Herald News. Adequate notice was also posted on the Municipal Building Bulletin Board, filed with the Borough Clerk and provided to those persons or entities requesting notification.

ROLL CALL:

The roll was called and present and answering were Councilpersons William Yago, Robert Roy, Glenn Sisco, Vincent Russo, Randall Charles and James Lorkowski.

BOONTON AVE RECREATION FACILITY POWER POINT:

Linda Gloshinski "Land Preservation Specialist" from The Land Conservancy of New Jersey gave a presentation for the Acquisition of Property Formally known as Block 34801, Lot 102 on the Official Tax Map of the Borough of Kinnelon. After the presentation Mayor Freda asked if anyone from the public wishes to be heard. Hearing none. Mayor Freda brought it back to the dais and asked if anyone from the Council wishes to speak on the Acquisition.

Councilman William Yago thanked Linda Gloshinski and Thomas Boorady from Darmofalski Engineering Associates for working on this project.

Councilman Glenn Sisco stated that he is happy to see this purchase.

Councilman Vince Russo stated that he also was happy to see this purchase.

Mayor Freda asked for a motion to approve:

RESOLUTION 7.10.2020 "Resolution of the Borough of Kinnelon, County of Morris, State of New Jersey Approving the Submission of the 2020 Application for the Morris County Open Space Trust Fund to Assist in the Financing of the Acquisition of Property Formally Known as Block 34801, Lot 102 on the Official Tax Map of the Borough of Kinnelon.

*
*
*
*
*
*
*
*
*
*
*

ejb:fd (Kinn)
Res Approv.2020 App for MCOpen Space Trust Fund
070220
070220-1
070620

RESOLUTION NO.: 7.10.2020

RESOLUTION OF THE BOROUGH OF KINNELON, COUNTY OF MORRIS, STATE OF NEW JERSEY APPROVING THE SUBMISSION OF THE 2020 APPLICATION FOR THE MORRIS COUNTY OPEN SPACE TRUST FUND TO ASSIST IN THE FINANCING OF THEACQUISITION OF PROPERTY FORMALLY KNOWN AS BLOCK 34801, LOT 102 ON THE OFFICIAL TAX MAP OF THE BOROUGH OF KINNELON.

WHEREAS, the Town of Boonton ("Boonton") on or about October 15, 1982 leased to the Borough of Kinnelon ("Kinnelon") for a twenty-five year period certain property owned by Boonton in Kinnelon then designated as Block 58, part of Lot 112 on the Official Tax Map of Kinnelon consisting of approximately 8.17 acres ("Lease"); and

WHEREAS, said Lease was extended for a two year period to October 15, 2009 and subsequently extended again to October 15, 2019;

WHEREAS, in the interim period the designation of the property on the Official Tax Map of Kinnelon was changed to Block 34801, Lot 102 ("Property"); and

WHEREAS, both prior to, and subsequent to the expiration of the Lease, Boonton and Kinnelon have discussed the further extension of the Lease and/or the potential acquisition of the Property by Kinnelon; and

WHEREAS, Boonton and Kinnelon have come to an agreement for the acquisition of the Property by Kinnelon; and

WHEREAS, there has been prepared a 2020 application to the Morris County Open Space Trust Fund ("MCOSTF") seeking $150,000.00 from the MCOSTF to assist in the financing of the acquisition costs; and

WHEREAS, prior to the approval of said application by Kinnelon, the Rules and Regulations of the MCOSTF require that a public hearing with prior published notice be held and the public given a right to comment thereon; and

WHEREAS, adequate public published notice has been provided by Kinnelon; and

WHEREAS, Kinnelon has conducted a public hearing on July 16, 2020 on the application; and

WHEREAS, after consideration of any comments of the public and a review of the application to the MCOSTF, the governing body of Kinnelon desires to approve said application and authorize its submission to the MCOSTF.

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

1. The 2020 application for the Morris County Open Space Trust Fund ("MCOSTF") seeking $150,000.00 to assist in the acquisition by Kinnelon of Block 34801, Lot 102 on the Official Tax Map of the Borough of Kinnelon currently owned by the Town of Boonton, be and the same is hereby approved, ratified and confirmed.

2. The Mayor, along with the Borough Clerk and all other elected and appointed officials, as necessary, are hereby authorized to execute said application and to submit the same to the MCOSTF and further, to take any and all steps

necessary to effectuate the purposes of this Resolution in regard to the acquisition of $150,000.00 of funds from the MCOSTF and the acquisition of the Property.

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 emergency meeting held on July 16, 2020.

Karen M. Iuele, Borough Clerk

A motion was offered by Councilman W. Yago and seconded by Councilman V. Russo, the following motions and Resolution 7.10.2020 was offered for approval.

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

TREASURER'S REPORT:

The Treasurer's Report for July 16, 2020, indicated we started out with cash on hand as of May 31, 2020, in the amount of $7,716,027.89. Receipts for the month of June totaled $1,286,271.22, with disbursements amounting to $5,146,234.61. The balance on hand as of June 30, 2020 was $3,856,064.50.

Upon motion by Councilman R. Roy and seconded by Councilman V. Russo, with the affirmative voice vote of all council members present, the Treasurer's Report was accepted as read.

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

PAYMENT OF BILLS AS SUBMITTED BY THE TREASURER

A motion was offered by Councilman V. Russo and seconded by Councilman W. Yago for the payment of bills dated July 16, 2020, when the bills list is received and reviewed and approved by the council.

*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*

Range of Checking Accts: First to Last Range of Check Dates: 06/19/20 to 12/31/20
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			
21223	07/02/20	HAY03	RAYMOND J. HAYDUCKA	3,900.00	4826
21224	07/14/20	ANY01	ANY EXCUSE FOR A PARTY, INC	1,100.00	4827
21225	07/16/20	ACT04	ACTION DATA SERVICES	938.42	4828
21226	07/16/20	AFF02	AFFILIATED TECHNOLOGY	1,248.61	4828
21227	07/16/20	AIR03	AIR GROUP	240.00	4828
21228	07/16/20	AKE01	A&K EQUIPMENT CO INC	1,554.00	4828
21229	07/16/20	ALL04	ALLIED OIL COMPANY	4,011.41	4828
21230	07/16/20	ALL16	ALL WET IRRIGATION & LIGHTING	651.60	4828
21231	07/16/20	APO01	APOLLO FLAGS, LLC	150.00	4828
21232	07/16/20	ASCAP	ASCAP	11.00	4828
21233	07/16/20	AUT05	THE AUTO PARTS SOURCE	644.20	4828
21234	07/16/20	BEY01	BEYER BROS. CORP.	237.35	4828
21235	07/16/20	BOR01	BOROUGH OF BUTLER ELECTRIC	5,136.95	4828
21236	07/16/20	BOR02	BOROUGH OF KINNELON	7,834.44	4828
21237	07/16/20	BUR02	CHRISTOPHER BURNS	36.25	4828
21238	07/16/20	BUZ01	THE BUZAK LAW GROUP, LLC.	8,955.00	4828
21239	07/16/20	CAB01	OPTIMUM	59.18	4828
21240	07/16/20	CAB02	OPTIMUM	131.18	4828
21241	07/16/20	CAB03	OPTIMUM	116.18	4828
21242	07/16/20	CAB04	OPTIMUM	106.18	4828
21243	07/16/20	CAB05	OPTIMUM	126.19	4828
21244	07/16/20	CAB06	OPTIMUM	116.18	4828
21245	07/16/20	CAB07	OPTIMUM	116.18	4828
21246	07/16/20	CAB08	OPTIMUM	89.90	4828
21247	07/16/20	CAB09	OPTIMUM	116.18	4828
21248	07/16/20	CAB10	OPTIMUM	340.32	4828
21249	07/16/20	CANDE	C & E Tax Lien Fund 1	71,439.64	4828
21250	07/16/20	CAR10	CARTRIDGE WORLD	395.16	4828
21251	07/16/20	CIN05	CINTAS CORPORATION #111	438.45	4828
21252	07/16/20	CIT05	CIT FINANCE LLC	741.50	4828
21253	07/16/20	COO03	COOPERATIVE COMMUNICATIONS INC	1,587.95	4828
21254	07/16/20	DAN01	DAN COMO & SONS INC.	7,384.00	4828
21255	07/16/20	DAN11	CHARLES DANIEL	171.29	4828
21256	07/16/20	DAP01	CORRINE DAPUZZO	64.90	4828
21257	07/16/20	DAR01	DARMOFALSKI ENGINEERING ASSOC.	5,000.00	4828
21258	07/16/20	DAV07	DAVE'S TIRE, LLC	205.00	4828
21259	07/16/20	DEB03	DE BLOCK ENVIRONMENTAL SERVICE	6,187.50	4828
21260	07/16/20	DIL01	DEAN DI LAURA	300.00	4828
21261	07/16/20	DIT03	DFFLM, LLC	800.00	4828
21262	07/16/20	DOR06	DORSEY & SEMRAU, LLC	10,026.15	4828
21263	07/16/20	DRA02	DRAEGER, INC.	120.00	4828
21264	07/16/20	EDM01	EDMUNDS AND ASSOCIATES	350.00	4828
21265	07/16/20	EJG01	EJG SPORTS	477.43	4828
21266	07/16/20	EME02	EMERGENCY MEDICAL PRODUCTS INC	232.27	4828
21267	07/16/20	ETD01	ETD DISCOUNT TIRE CENTERS, INC	40.00	4828
21268	07/16/20	EXT01	EXTRA SPACE STORAGE	782.00	4828
21269	07/16/20	FAY01	FAYSON LAKE WATER COMPANY	16,016.33	4828
21270	07/16/20	FLO02	FLOWERS GALORE	100.00	4828
21271	07/16/20	GAK01	LAURA GAKOS	30.47	4828

Check #	Check Date	Vendor		Amount Paid	Reconciled/Void Ref Num
GENERAL		General Account Account Payab Continued			
21272	07/16/20	GAL08	PATRICE GALDO	107.99	4828
21273	07/16/20	GAR01	GARDEN STATE HIGHWAY PROD.,INC	562.62	4828
21274	07/16/20	GLO06	GLOBE PHOTO ENGRAVING CO, LLC	475.00	4828
21275	07/16/20	GRA01	GRAINGER INC.	196.08	4828
21276	07/16/20	GSB01	GLATFELTER SPECIALTY BENEFITS	812.00	4828
21277	07/16/20	GVM01	GVM, INC.	18,710.00	4828
21278	07/16/20	HAI04	ELLEN HAID	172.83	4828
21279	07/16/20	HAW03	HAWTHORNE CHEVROLET	598.76	4828
21280	07/16/20	HOR04	HORIZON OFFICE EQUIPMENT	255.00	4828
21281	07/16/20	IUE01	KAREN IUELE	94.69	4828
21282	07/16/20	JCP01	JCP&L	17.91	4828
21283	07/16/20	JER03	JERSEY PAPER PLUS	1,616.59	4828
21284	07/16/20	JIM01	JIMMY THE SHOE DOCTOR	246.67	4828
21285	07/16/20	KIN05	KINNELON PUBLIC LIBRARY	33,099.10	4828
21286	07/16/20	KIN08	KINNELON VOLUNTEER FIRE CO.	7,000.00	4828
21287	07/16/20	KIN09	KINNELON BOARD OF EDUCATION	3,261,710.92	4828
21288	07/16/20	KIN20	KINNELON JUNIOR FOOTBALL ASSN	100.00	4828
21289	07/16/20	LAK02	LAKELAND BANK EQUIP FINANCE	4,374.20	4828
21290	07/16/20	LAK13	LAKELAND AUTO PARTS	1,051.60	4828
21291	07/16/20	LAW07	LAWSOFT INC.	695.00	4828
21292	07/16/20	LEV02	LEVATO AND SONS	4,131.72	4828
21293	07/16/20	LEW02	CYNTHIA LEWIS	450.00	4828
21294	07/16/20	LIM02	LIME ENERGY	9,438.18	4828
21295	07/16/20	LOE01	LOEFFEL'S WASTE OIL SERVICE	160.00	4828
21296	07/16/20	MAT04	MATTHIJSSEN, INC.	2,587.50	4828
21297	07/16/20	MCANJ	MCANJ	100.00	4828
21298	07/16/20	MCI01	MCI EASTERN SECURITY SYSTEMS	165.00	4828
21299	07/16/20	MIC02	MICROSYSTEMS-NJ.COM, L.L.C.	1,500.00	4828
21300	07/16/20	MOD03	MODERN HANDLING EQUIP. NJ	2,680.72	4828
21301	07/16/20	MON01	P.J MONAHAN PAINT CO., INC.	537.30	4828
21302	07/16/20	MOR21	MORRIS COUNTY M.U.A.	29,533.01	4828
21303	07/16/20	MOR42	THE LAND CONSERVANCY OF NJ	5,500.00	4828
21304	07/16/20	MOR52	MORRIS COUNTY MUNICIPAL JOINT	87,888.00	4828
21305	07/16/20	MUC01	CHRISTOPHER MUCCI	124.00	4828
21306	07/16/20	NES01	NESTLE PURE LIFE DIRECT	135.77	4828
21307	07/16/20	NJ001	NJ OVERHEAD DOORS LLC	1,538.00	4828
21308	07/16/20	NJ02	NJ DIV. OF ALCOHOLIC BEVERAGE	12.00	4828
21309	07/16/20	NJD07	NJ DEPT HEALTH & SENIOR SERV	28.20	4828
21310	07/16/20	NJR01	NJ RECREATION & PARK ASSN.	200.00	4828
21311	07/16/20	NOR02	NORTH JERSEY MEDIA GROUP	135.37	4828
21312	07/16/20	NOR13	NORTH JERSEY MUNICIPAL	3,802.00	4828
21313	07/16/20	NOR18	NORTHEAST COMMUNICATIONS, INC.	783.68	4828
21314	07/16/20	NOR20	Northeastern Arborist Supply	275.38	4828
21315	07/16/20	ODB02	THE ODB CO	1,010.17	4828
21316	07/16/20	ONE02	ONE CALL CONCEPTS, INC.	101.53	4828
21317	07/16/20	PEI01	PEIRCE/EAGLE EQUIPMENT CO	2,060.45	4828
21318	07/16/20	PEQ02	PEQUANNOCK TOWNSHIP	32,944.53	4828
21319	07/16/20	POL01	POLICE/FIREMEN RETIREMENT SYS.	493.64	4828
21320	07/16/20	POW05	PowerDMS, INC.	3,445.50	4828
21321	07/16/20	PRB01	P.R.B.R.S.A.	78,026.00	4828
21322	07/16/20	PRO17	HEATHER PROKOP	50.00	4828
21323	07/16/20	PSE01	P.S.E. & G.	153.33	4828

Check #	Check Date	Vendor		Amount Paid	Reconciled/Void	Ref Num
GENERAL		General Account Account Payab Continued				
21324	07/16/20	PUB01	PUBLIC EMPLOYEE RETIREMENT SYS	3,643.56		4828
21325	07/16/20	RAC02	RACHLES/MICHELE'S OIL CO.,INC	1,032.03		4828
21326	07/16/20	REN01	RENTALS UNLIMITED INC.	84.00		4828
21327	07/16/20	RIV03	RIVERDALE POWER MOWER INC.	1,049.50		4828
21328	07/16/20	ROB10	ROBERT F. HEFFERNAN,	2,445.00		4828
21329	07/16/20	ROD01	THE RODGERS GROUP, LLC	7,959.00		4828
21330	07/16/20	SCH30	MELANIE SCHUCKERS	431.43		4828
21331	07/16/20	SEA02	SEAL MASTER PRODUCTS & SERVICE	1,640.20		4828
21332	07/16/20	SHA03	THE SHADE TREE DEPARTMENT LLC	850.00		4828
21333	07/16/20	SMO01	SMOKE RISE CLUB	40,722.13		4828
21334	07/16/20	STA	STAPLES ADVANTAGE, DEPT NY	0.00	07/16/20 VOID	0
21335	07/16/20	STA	STAPLES ADVANTAGE, DEPT NY	2,144.95		4828
21336	07/16/20	SUB03	SUBURBAN DISPOSAL INC.	62,805.55		4828
21337	07/16/20	SWA02	SWANK MOTION PICTURES, INC.	435.00		4828
21338	07/16/20	TAN07	DARA TANZOLA	100.00		4828
21339	07/16/20	TIL01	TILCON NEW YORK INC.	989.28		4828
21340	07/16/20	TRA10	TRAINING UNLIMITED, LLC	250.00		4828
21341	07/16/20	TRE02	TREASURER, STATE OF NEW JERSEY	175.00		4828
21342	07/16/20	TRE11	TREASURER, STATE OF NEW JERSEY	2,000.00		4828
21343	07/16/20	ULI01	ULINE	215.03		4828
21344	07/16/20	UNI20	UNITED ROTARY BRUSH CORP	1,826.19		4828
21345	07/16/20	VER06	VERIZON WIRELESS	339.97		4828
21346	07/16/20	VER11	VERIZON WIRELESS - KPD	152.04		4828
21347	07/16/20	VER15	VERIZON CONNECT NWF, INC	525.20		4828
21348	07/16/20	VOZ01	THE VOZZA AGENCY INC	8,839.00		4828
21349	07/16/20	WAT01	WATER WORKS SUPPLY COMPANY INC	991.52		4828
21350	07/16/20	WIN06	WIND RIVER ENVIRONMENTAL	893.87		4828

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	127	1	3,905,284.33	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	127	1	3,905,284.33	0.00

PLANNING 2		Columbia Bank				
1803	07/16/20	DAR01	DARMOFALSKI ENGINEERING ASSOC.	1,750.00		4829

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	1	0	1,750.00	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	1	0	1,750.00	0.00

Report Totals	Paid	Void	Amount Paid	Amount Void
Checks:	128	1	3,907,034.33	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	128	1	3,907,034.33	0.00

Totals by Year-Fund ıd Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	0-01	3,696,118.83	0.00	0.00	3,696,118.83
WATER FUND	0-05	8,079.90	0.00	0.00	8,079.90
SEWER FUND	0-07	79,215.36	0.00	0.00	79,215.36
Year Total:		3,783,414.09	0.00	0.00	3,783,414.09
CURRENT FUND	9-01	39,184.71	0.00	0.00	39,184.71
WATER FUND	9-05	475.00	0.00	0.00	475.00
Year Total:		39,659.71	0.00	0.00	39,659.71
	C-04	1,750.00	0.00	0.00	1,750.00
DOG TAX	D-13	28.20	0.00	0.00	28.20
STATE AND FEDERAL GRANTS	G-02	3,041.36	0.00	0.00	3,041.36
SNOW TRUST	N-35	18,710.00	0.00	0.00	18,710.00
TAX SALE FUND	Q-32	47,000.00	0.00	0.00	47,000.00
˜CREATION SPECIAL	R-16	779.87	0.00	0.00	779.87
	V-27	7,945.00	0.00	0.00	7,945.00
RECYCLE FUND	Y-21	2,956.10	0.00	0.00	2,956.10
Total Of All Funds:		3,905,284.33	0.00	0.00	3,905,284.33

Project Description	Project No.	Project Total
24 STONYBROOK	1519	375.00
19 PEACH TR MULLER- 569045110A	56904110A	500.00
PIOCOSTA #9118	9118	875.00
Total Of All Projects:		1,750.00

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

CONSENT AGENDA:

A motion was offered by Councilman V. Russo and seconded by Councilman R. Charles, the following motions and resolutions were offered for approval.

a. Resolution: 7.01.2020 Tax Sale Certificate No. 19-00004 – Block 34608 Lot 131 – 17 Reality Drive - $47,000.00

b. Resolution: 7.02.2020 Refund Sewer Utility – Patrice Galdo -10 Manchester Court - $107.99

c. Resolution: 7.03.2020 Retain Heather Prokop, Court Administrator Services

d. Resolution: 7.04.2020 Renewal Liquor License – Kinnelon Restaurant Corp. - 2020/2021

e. Resolution: 7.05.2020 Renewal Liquor License – EKTA D H Corporation – 2020/2021

f. Resolution: 7.06.2020 Renewal Liquor License – The Smoke Rise Club – 2020/2021

g. Resolution: 7.07.2020 Authorizing Hire of Part Time Dispatcher - Taryn Demeri

h. Resolution: 7.08.2020 Authorizing Hire of Part Time Dispatcher – Adam Sokolski

i. Resolution: 7.09.2020 Cancel Outstanding Check's on Magistrate's Account

j. Resolution: 7.10.2020 Approving Submission of the 2020 Application for the Morris County Open Space Trust Fund for the Acquisition of Property Block 34801 Lot 102

k. Resolution: 7.11.2020 Appointing Lieutenant Joseph Napolitano to the Position of Acting Chief of Police

l. Resolution: 7.12.2020 Authorizing Borough Attorney to Filing Petitions of Appeal with Morris County Board of Taxation

m. Resolution: 7.13.2020 Authorizing Borough Tax Assessor and Borough Attorney to Prosecute, Defend and Settle Tax Appeals on Behalf of the Borough of Kinnelon

n. Resolution: 7.14.2020 Tax Appeal – Roberts and Spraguer – 52 Tower Hill Lane - $8,120.24

o. Raffle Licences: Kinnelon HS Home & School Association – KN-852,853,854,855-KB

p. Approval of Minutes: June 11, 2020, June 18, 2020

*
*
*
*

RESOLUTION # 7.01.2020

BE IT RESOLVED, BY THE Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to C & E TAX LIEN FUND 1 in the amount of $71,439.64 for redemption of Tax Sale Certificate No. 19-00004, Block 34608, Lot 131 also known as 17 Reality Drive. This redemption amount represents a refund of $47,000.00 premium paid at the time of sale and $24,439.64 paid in redemption by the agent of the property owner.

ROLL CALL: Councilman Yago Councilman Russo.
Councilman Roy Councilman Charles
Councilman Sisco Councilman Lorkowski

July 16, 2020
Charles Daniel, CTC
Tax Collector
Borough of Kinnelon

I, Karen M. Iuele, Borough Clerk, Borough of Kinnelon, hereby certify this resolution to be a true copy of the resolution which was duly passed at the regular meeting of the Borough of Kinnelon May and Council July 16, 2020.

Date: 07/16/2020

Karen M. Iuele, Borough Clerk

RES. # 7.02.2020

BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, Kinnelon, New Jersey, that a warrant be drawn to renter, Patrice Galdo in the amount of $107.99 representing refund for payment to sewer utility for 10 Manchester Ct., Kinnelon, New Jersey.

ROLL CALL: Councilman Yago Councilman Russo
Councilman Roy Councilman Charles
Councilman Sisco Councilman Lorkowski

July 16, 2020
Leigh Irwin
Tax Clerk
BOROUGH OF KINNELON

I, Karen M. Iuele, Borough Clerk, Borough of Kinnelon, hereby certify this to be a true copy of the resolution which was duly passed at the regular meeting of the Borough of Kinnelon Mayor and Council on July 16, 2020

DATE: 7/16/2020

KM Iuele

Karen M. Iuele, Borough Clerk

RESOLUTION NO. 7.03.2020 RESOLUTION AUTHORIZING THE BOROUGH OF KINNELON TO RETAIN HEATHER PROKOP TO PROVIDE COURT ADMINISTRATOR SERVICES ON AN AS NEEDED AND TEMPORARY BASIS

WHEREAS, it is necessary for the Borough of Kinnelon ("Borough") to retain an individual to provide the services of a Court Administrator on an as needed basis due to temporary staffing issues; and

WHEREAS, Heather Prokop, the Court Administrator for Morristown, has agreed to provide Court Administrator services to the Borough on an as needed and temporary basis at the rate of $100.00 per session; and

WHEREAS, the Borough desires to retain Heather Prokop to provide Court Administrator services to the Borough on an as needed and temporary basis at the rate of $100.00 per session.

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

1. The Borough hereby retains Heather Prokop to temporarily provide Court Administrator services to the Borough on an as needed basis, as directed by the Borough.

2. Heather Prokop shall be compensated at the rate of $100.00 per session.

3. The Mayor and Borough Clerk, together with the Borough attorney and other appropriate and applicable officers, employees, professionals and staff of the Borough, are hereby authorized and directed to take all steps necessary to effectuate the purposes of this Resolution.

4. 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 July 16, 2020.

Karen M. Iuele, Borough Clerk

RESOLUTION 7.04.20

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, Morris County, New Jersey, that the application of KINNELON RESTAURANT CORP. State Assigned License Number 1415-33-001-012, for Plenary Retail Consumption License for premises situated on 174 Kinnelon Road, Kinnelon, New Jersey, at the fee of $1,483.00 for the 2020/2021 license period beginning July 1, 2020, be and the same is hereby granted; and

NOW THEREFORE BE IT FURTHER RESOLVED, that Karen M. Iuele, Borough Clerk of the Borough of Kinnelon, be and she is hereby designated as the person to sign said license on behalf of the Mayor and Council.

Dated: July 16, 2020

James J. Freda, Mayor

CERTIFIED to be a true copy of a resolution, which was adopted at the regular Mayor and Council meeting of the Kinnelon Mayor and Council on July 18, 2020.

Date: July 16, 2020

Karen M. Iuele, RMC
Borough Clerk

RESOLUTION 7.05.20

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, Morris County, New Jersey, that the application of EKTA D H CORPORATION, T/A ROSERNE LIQUORS NORTHBOUND State Assigned License Number 1415-44-002-005, for Plenary Retail Distribution License for premises situated on 1150 Route 23 North, Kinnelon, New Jersey, at the fee of $1,347.00 for the 2020/2021 license period beginning July 1, 2020, be and the same is hereby granted; and

NOW THEREFORE BE IT FURTHER RESOLVED, that Karen M. Iuele, Borough Clerk of the Borough of Kinnelon, be and she is hereby designated as the person to sign said license on behalf of the Mayor and Council.

Dated: July 16, 2020

James J. Freda, Mayor

CERTIFIED to be a true copy of a resolution, which was adopted at the regular Mayor and Council meeting of the Kinnelon Mayor and Council on July 16, 2020.

Date: July 16, 2020

Karen M. Iuele, RMC
Borough Clerk

RESOLUTION 7.06.20

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, Morris County, New Jersey, that the application of SMOKE RISE CLUB, INC., T/A SMOKE RISE VILLAGE INN State Assigned License Number 1415-33-004-003, for Plenary Retail Consumption License for premises situated on 9 Perimeter Road, Kinnelon, New Jersey, at the fee of $1,483.00 for the 2020/2021 license period beginning July 1, 2020, be and the same is hereby granted; and

NOW THEREFORE BE IT FURTHER RESOLVED, that Karen M. Iuele, Borough Clerk of the Borough of Kinnelon, be and she is hereby designated as the person to sign said license on behalf of the Mayor and Council.

Dated: July 16, 2020

James J. Freda, Mayor

CERTIFIED to be a true copy of a resolution, which was adopted at the regular Mayor and Council meeting of the Kinnelon Mayor and Council on July 16, 2020.

Date: July 16, 2020

Karen M. Iuele, RMC
Borough Clerk

RESOLUTION 07.07.2020

AUTHORIZING HIRE OF A PART TIME DISPATCHER TARYN DEMERI

WHEREAS, the Police Department wish to hire a Part Time Dispatcher; and

WHEREAS, based on these interviews, it was determined that Taryn Demeri was the successful candidate; and

NOW, THEREFORE, BE IT RESOLVED, Taryn Demeri be hired as a Part Time Dispatcher, pending background confirmation, effective May 31, 2020 at $13.00 per hour.

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 July 16, 2020.

Dated: July 16, 2020

Karen M. Iuele, Borough Clerk

RESOLUTION 07.08.2020

AUTHORIZING HIRE OF A PART TIME DISPATCHER ADAM SOKOLSKI

WHEREAS, the Police Department wish to hire a Part Time Dispatcher; and

WHEREAS, based on these interviews, it was determined that Adam Sokolski was the successful candidate; and

NOW, THEREFORE, BE IT RESOLVED, Adam Sokolski be hired as a Part Time Dispatcher, pending background confirmation, effective June , 2020 at $13.00 per hour.

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 July 16, 2020.

Dated: July 16, 2020

Karen M. Iuele, Borough Clerk

RESOLUTION 07.09 .2020

RESOLUTION TO CANCEL OUTSTANDING CHECK'S ON THE MAGISTRATE'S ACCOUNT

WHEREAS, the following checks issued from the Magistrate's Account have been outstanding for more than one year and are now stale-dated and be Escheated to the Borough of Kinnelon; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon that the following outstanding checks issued from the Magistrate's Account be cancelled and Escheated to the Borough of Kinnelon.

Magistrate's Account

Date	Check Number	Amount
05/05/2019	477	$1.00
11/20/2016	518	$50.00

Dated: July 16, 2020

Karen M. Iuele, RMC
Borough Clerk

Kinnelon Municipal Court

MUNICIPAL BUILDING
130 KINNELON ROAD KINNELON, NJ 07405
(973) 838-7644 Fax: (973) 838-9161

ANDREW M. WUBBENHORST, PJMC — *Judge*

CORRINE DAPUZZO, CMCA — *Court Administrator*

July 1, 2020

Jennifer Stillman, Treasurer
Borough of Kinnelon
130 Kinnelon Road
Kinnelon, NJ 07405

Re: Outstanding check to be escheated to the Borough

Dear Mrs. Stillman.

Below is a detail on funds that may be escheated from the Magistrates Account to the Borough of Kinnelon, pursuant to N.J.S.A. 12A:4-404.

Check No. 477 issued in the amount of $1.00 on March 5, 2019
Check No. 518 issued in the amount of $50.00 on November 20, 2019

By copy of same to Sara Esposito at Lakeland Bank, I am requesting that the above check not be honored should they be submitted for payment.

Should you require any additional information prior to a resolution please do not hesitate to contact me.

Sincerely,

Corrine Dapuzzo, CMCA

Cc: Karen Iuele, Borough Clerk
Sara Esposito, Branch Manager
Andrew M. Wubbenhorst, PJMC

ejb:fd (Kinn)
Res Approv.2020 App for MCOpen Space Trust Fund
070220
070220-1
070620

RESOLUTION NO.: 7.10.2020

RESOLUTION OF THE BOROUGH OF KINNELON, COUNTY OF MORRIS, STATE OF NEW JERSEY APPROVING THE SUBMISSION OF THE 2020 APPLICATION FOR THE MORRIS COUNTY OPEN SPACE TRUST FUND TO ASSIST IN THE FINANCING OF THEACQUISITION OF PROPERTY FORMALLY KNOWN AS BLOCK 34801, LOT 102 ON THE OFFICIAL TAX MAP OF THE BOROUGH OF KINNELON.

WHEREAS, the Town of Boonton ("Boonton") on or about October 15, 1982 leased to the Borough of Kinnelon ("Kinnelon") for a twenty-five year period certain property owned by Boonton in Kinnelon then designated as Block 58, part of Lot 112 on the Official Tax Map of Kinnelon consisting of approximately 8.17 acres ("Lease"); and

WHEREAS, said Lease was extended for a two year period to October 15, 2009 and subsequently extended again to October 15, 2019;

WHEREAS, in the interim period the designation of the property on the Official Tax Map of Kinnelon was changed to Block 34801, Lot 102 ("Property"); and

WHEREAS, both prior to, and subsequent to the expiration of the Lease, Boonton and Kinnelon have discussed the further extension of the Lease and/or the potential acquisition of the Property by Kinnelon; and

WHEREAS, Boonton and Kinnelon have come to an agreement for the acquisition of the Property by Kinnelon; and

WHEREAS, there has been prepared a 2020 application to the Morris County Open Space Trust Fund ("MCOSTF") seeking $150,000.00 from the MCOSTF to assist in the financing of the acquisition costs; and

WHEREAS, prior to the approval of said application by Kinnelon, the Rules and Regulations of the MCOSTF require that a public hearing with prior published notice be held and the public given a right to comment thereon; and

WHEREAS, adequate public published notice has been provided by Kinnelon; and

WHEREAS, Kinnelon has conducted a public hearing on July 16, 2020 on the application; and

WHEREAS, after consideration of any comments of the public and a review of the application to the MCOSTF, the governing body of Kinnelon desires to approve said application and authorize its submission to the MCOSTF.

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

1. The 2020 application for the Morris County Open Space Trust Fund ("MCOSTF") seeking $150,000.00 to assist in the acquisition by Kinnelon of Block 34801, Lot 102 on the Official Tax Map of the Borough of Kinnelon currently owned by the Town of Boonton, be and the same is hereby approved, ratified and confirmed.

2. The Mayor, along with the Borough Clerk and all other elected and appointed officials, as necessary, are hereby authorized to execute said application and to submit the same to the MCOSTF and further, to take any and all steps

necessary to effectuate the purposes of this Resolution in regard to the acquisition of $150,000.00 of funds from the MCOSTF and the acquisition of the Property.

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 emergency meeting held on July 16, 2020.

Karen M. Iuele, Borough Clerk

RESOLUTION NO. 07.11.2020 APPOINTING LIEUTENANT JOSEPH NAPOLITANO TO THE POSITION OF ACTING CHIEF OF POLICE

WHEREAS, Section 56-7 of the Code of the Borough of Kinnelon authorizes the Borough Council to appoint an Acting Chief of Police for a temporary time period in times of extended disability, sickness or other absence of the duly appointed Chief of Police; and

WHEREAS, John Schwartz will be retiring from his position as Chief of Police effective December 31, 2020, but will taking a leave of absence on August 1, 2020 pending his official retirement date; and

WHEREAS, the Borough Council desires to appoint Lieutenant Joseph Napolitano as Acting Chief of Police effective August 1, 2020 and until the appointment of a new Chief of Police.

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

1. Lieutenant John Napolitano is appointed to the position of Acting Chief of Police effective August 1, 2020 and shall serve as Acting Chief of Police until such time as a new Chief of Police is appointed by the Borough Council.

2. The Mayor and Borough Clerk, together with other appropriate and applicable officers, employees, professionals and staff of the Borough, are hereby authorized and directed to take all steps necessary to effectuate the purposes of this Resolution.

3. This Resolution shall take effect on August 1, 2020.

I, Karen 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 July 16, 2020.

Karen Iuele, Borough Clerk

Jackie
Tax Board Appeal Resolution
050517

RESOLUTION NO. 7.12.2020 RESOLUTION AUTHORIZING THE FILING PETITIONS OF APPEAL WITH THE MORRIS COUNTY BOARD OF TAXATION ON BEHALF OF THE BOROUGH OF KINNELON

WHEREAS, the Borough, by prior resolution, authorized the Borough Attorney and the Borough Tax Assessor to prosecute, defend and settle tax appeals for the Borough before the Morris County Board of Taxation ("Tax Board"); and

WHEREAS, the Borough Attorney has brought certain tax appeals on behalf of the Borough to the Tax Board as shown on the attached letter to the Tax Board dated July 20, 2020 See Exhibit A attached hereto.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Kinnelon, County of Morris, State of New Jersey, they being the Governing Body thereof, that the filing of said tax appeals with the Morris County Board of Taxation are hereby authorized and ratified *nunc pro tunc*.

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 July 16, 2020.

Karen M. Iuele, Borough Clerk

Jackie (KN-MISC.OUT)
Tax Appeal 2017 Resolution
050317

RESOLUTION NO. 7.13.2020 RESOLUTION AUTHORIZING THE BOROUGH TAX ASSESSOR AND BOROUGH ATTORNEY TO PROSECUTE, DEFEND AND SETTLE TAX APPEALS ON BEHALF OF THE BOROUGH OF KINNELON

WHEREAS, the Governing Body of the Borough of Kinnelon ("Borough") desires to authorize the Borough Tax Assessor ("Assessor") and the Borough Attorney to prosecute, defend and settle tax appeals on behalf of the Borough before the Morris County Board of Taxation; and

WHEREAS, the Governing Body desires to authorize the Assessor and the Borough Attorney to prosecute and defend tax appeals against the Borough in Tax Court.

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

1. The Assessor and the Borough Attorney are hereby authorized to prosecute, defend and settle tax appeals before the Morris County Board of Taxation.

2. The Assessor and the Borough Attorney are hereby authorized to prosecute, defend and recommend to the Borough Council the settlement of tax appeals against the Borough in Tax Court.

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 governing body of the Borough of Kinnelon at a duly convened meeting held on July 16, 2020.

Karen M. Iuele, Borough Clerk

RESOLUTION # 7.14.2020

BE IT RESOLVED, By the Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to McKirdy, Riskin, Olson & DellaPelle, PC, Attorneys for Plaintiff, Stephen Roberts and Patricia Spraguer, in the amount of $8,120.24 for successful 2018 and 2019 State Tax Court appeal on Block 12104/Lot 110 known as 52 Tower Hill Lane.

ROLL CALL: Councilman Sage
Councilman Roy
Councilman Sisco
Councilman Russo
Councilman Charles
Councilman Lortewski

July 16, 2020
Charles Daniel, CTC
Tax Collector
Borough of Kinnelon

I, Karen M. Iuele, Borough Clerk, Borough of Kinnelon, hereby certify this resolution to be a true copy of the resolution which was duly passed at the regular meeting of the Borough of Kinnelon Mayor and Council July 16, 2020.

Date: 7/16/20

Karen M. Iuele, Borough Clerk

LGCCC 2R-A
Municipal Record Service (609) 547-2444

LICENSE FOR: **Raffle** **License No. RL-852 -KB**
(Insert Bingo or Raffles)

Identification No. **238-5-20619**
(Display this license conspicuously
During the conduct of the games)

Insert Name
Of Municipality **BOROUGH OF KINNELON**
Insert Name of
Licensee **Kinnelon High School Home and School Association**

Address **121 Kinnelon Road, Kinnelon, New Jersey 07405**

(cross out line which)

1. This license allows the licensee to conduct Raffles of the kind stated,
The winner to be determined on each of the dates, at the places and during the hours shown below:

Kind of Game	Date	Place	During hours
On Premises Raffle	11/11/2020	Kinnelon High School 121 Kinnelon Rd Kinnelon, NJ	6:00 – 10:00p.m

2. The value and character of the prizes authorized to be offered and given on each date are:
50 Basket Raffle @$50.00 each

3. This license is valid only if the entire net proceeds are devoted to the following specific purpose:
To Provide Programs, Scholarships and Grants for Kinnelon High School Students

4. The names and addresses of the members under whom the games will be held, operated and conducted are:

Names	Addresses
Jean Donaldson	20 Black Oak Lane Kinnelon, NJ
Susan Delaney	3 Sugar Hill Road, Kinnelon NJ

Issued by order of **MAYOR AND COUNCIL** **ON JULY 16, 2020**

(SEAL)

(Signature of Municipal Clerk)

Games must be played in accordance with the rules of the Control Commission.
See Parts VI, VII and VIII of Rules and Regulations.

LGCCC 2R-A
Municipal Record Service (609) 547-2444

LICENSE FOR: **Raffle** **License No. RL-853 -KB**
(Insert Bingo or Raffles)

Identification No. **238-5-20619**
(Display this license conspicuously During the conduct of the games)

Insert Name
Of Municipality **BOROUGH OF KINNELON**
Insert Name of
Licensee **Kinnelon High School Home and School Association**

Address **121 Kinnelon Road, Kinnelon, New Jersey 07405**

1. This license allows the licensee to conduct (cross out line which) Raffle of the kind stated
The winner to be determined on each of the dates, at the places and during the hours shown below:

Kind of Game	Date	Place	During hours
On Premises Raffle	11/11/2020	Kinnelon High School 121 Kinnelon Rd Kinnelon, NJ	6:00 – 10:00p.m

2. The value and character of the prizes authorized to be offered and given on each date are:
50/50 on Premises Raffle

3. This license is valid only if the entire net proceeds are devoted to the following specific purpose:
To Provide Programs, Scholarships and Grants for Kinnelon High School Students

4. The names and addresses of the members under whom the games will be held, operated and conducted are:

Names	Addresses
Jean Donaldson	20 Black Oak Lane Kinnelon, NJ
Susan Delaney	3 Sugar Hill Road, Kinnelon NJ

Issued by order of **MAYOR AND COUNCIL** **ON JULY 16, 2020**

(SEAL)

(Signature of Municipal Clerk)

Games must be played in accordance with the rules of the Control Commission.
See Parts VI, VII and VIII of Rules and Regulations.

LGCCC 2R-A
Municipal Record Service (609) 547-2444

LICENSE FOR: **Bingo** **License No. RL-854 -KB**
(Insert Bingo or Raffles)

Identification No. **238-5-20619**
(Display this license conspicuously During the conduct of the games)

Insert Name
Of Municipality **BOROUGH OF KINNELON**
Insert Name of
Licensee **Kinnelon High School Home and School Association**

Address **121 Kinnelon Road, Kinnelon, New Jersey 07405**

1. This license allows the licensee to conduct (cross out line which) Bingo (not to Exceed 35 games)
The winner to be determined on each of the dates, at the places and during the hours shown below:

Kind of Game	Date	Place	During hours
On Premises Raffle	11/11/2020	Kinnelon High School 121 Kinnelon Rd Kinnelon, NJ	7:00 – 10:00p.m

2. The value and character of the prizes authorized to be offered and given on each date are:
50/50 on Premises Bingo

3. This license is valid only if the entire net proceeds are devoted to the following specific purpose:
To Provide Programs, Scholarships and Grants for Kinnelon High School Students

4. The names and addresses of the members under whom the games will be held, operated and conducted are:

Names	Addresses
Jean Donaldson	20 Black Oak Lane Kinnelon, NJ
Susan Delaney	3 Sugar Hill Road, Kinnelon NJ

Issued by order of **MAYOR AND COUNCIL** **ON JULY 16, 2020**

(SEAL)

(Signature of Municipal Clerk)

Games must be played in accordance with the rules of the Control Commission.
See Parts VI, VII and VIII of Rules and Regulations.

LGCCC 2R-A
Municipal Record Service (609) 547-2444

LICENSE FOR: **Raffle** **License No. RL-855 -KB**
(Insert Bingo or Raffles)

Identification No. **238-5-20619**
(Display this license conspicuously During the conduct of the games)

Insert Name
Of Municipality **BOROUGH OF KINNELON**
Insert Name of
Licensee **Kinnelon High School Home and School Association**

Address **121 Kinnelon Road, Kinnelon, New Jersey 07405**

1. This license allows the licensee to conduct (cross out line which) Raffle of the kind stated
The winner to be determined on each of the dates, at the places and during the hours shown below:

Kind of Game	Date	Place	During hours
On Premises Raffle	11/11/2020	Kinnelon High School 121 Kinnelon Rd Kinnelon, NJ	6:00 – 10:00p.m

2. The value and character of the prizes authorized to be offered and given on each date are:
50/50 on Premises Raffle

3. This license is valid only if the entire net proceeds are devoted to the following specific purpose:
To Provide Programs, Scholarships and Grants for Kinnelon High School Students

4. The names and addresses of the members under whom the games will be held, operated and conducted are:

Names	Addresses
Jean Donaldson	20 Black Oak Lane Kinnelon, NJ
Susan Delaney	3 Sugar Hill Road, Kinnelon NJ

Issued by order of **MAYOR AND COUNCIL** **ON JULY 16, 2020**

(SEAL)

(Signature of Municipal Clerk)

Games must be played in accordance with the rules of the Control Commission.
See Parts VI, VII and VIII of Rules and Regulations.

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

HEARING FROM THE PUBLIC:

Mayor Freda asked if anyone from the public wished to be heard, to please step forward.

Joseph Presti, 36 Kiel Avenue spoke on having a curb box placed on Kiel Ave so that he could be hook-up to city water.
Mayor Freda stated that he would look into this situation.

Mayor Freda asked if there was anyone else from the public that wishes to be heard. Hearing none, Mayor Freda closed this portion of the meeting.

OLD BUSINESS:

ORDINANCE NO. 10-2020

AN ORDINANCE AUTHORIZING THE EXECUTION OF
2020 AMENDED AND RESTATED SERVICE CONTRACT
WITH PEQUANNOCK RIVER BASIN REGIONAL SEWERAGE AUTHORITY

This ordinance was introduced and passed on first reading at a regular meeting of the Governing Body held on June 18, 2020.

The Mayor J. Freda read the following notice and ordinance in full and stated that the notice has been published as required by law, a copy was posted on the Municipal Building Bulletin Board, and additional copies were made available to the public.

*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*

ORDINANCE #10-2020

ORDINANCE AUTHORIZING THE EXECUTION OF 2020 AMENDED AND RESTATED SERVICE CONTRACT WITH PEQUANNOCK RIVER BASIN REGIONAL SEWERAGE AUTHORITY

WHEREAS, in 1974, the municipalities of Bloomingdale, Butler and Kinnelon, created the "Pequannock River Basin Regional Sewerage Authority" (hereinafter, the "Authority"), by their several ordinances duly adopted in the single calendar year 1974 by their respective governing bodies; and

WHEREAS, the Authority was created as a public body corporate and politic of the State of New Jersey organized and existing under the Sewerage Authorities Law, N.J.S.A. 40:14A-1 et seq., (hereinafter referred to as the "Act") and the acts amendatory thereof and supplemental thereto, exercising public and essential governmental functions to provide for the public health and welfare, with all necessary or proper powers to acquire, construct, maintain, operate and use works for the relief of waters in, bordering or entering the territorial boundaries of Bloomingdale, Butler and Kinnelon from pollution by sewage and industrial and other wastes arising from causes within such territory; and

WHEREAS, the Borough of Riverdale was a customer of the Authority pursuant to the 1987 Service Contract between the Authority and Riverdale (the "1987 Riverdale Service Contract") and Riverdale is in the process of becoming a Participant in the Authority by reason of the securing of certain approvals pursuant to the Bond Resolution of the Authority and the enactment of an Ordinance by Riverdale and adoption of a resolution by the Authority in accord with the Act at N.J.S.A. 40:14A-4(m)(i); and

WHEREAS, the Authority and Bloomingdale, Butler, Kinnelon and Riverdale desire to restate the existing obligations and amend the 1990 Amendment to the 1985 Service Contract and the 1987 Riverdale Service Contract, and all amendments thereto, to true up the capacity allocations and locations of existing facilities; incorporate the Authority's policy relevant to connections

to the System; revise the measurement of volume of sewage and billing from flow metering to Equivalent Dwelling Units (EDUs) for the Operating Charge portion of the Annual Charge; incorporate the Authority's policy regarding surcharges for discharges in excess of a Participant's reserve capacity and waivers of the same, and related matters; and

WHEREAS, Kinnelon has determined that it will be advantageous to it and to its residents to have sewage and other wastes originating from it or within its territorial boundaries and the District of the Authority disposed of by the Authority pursuant to the terms of the 2020 Amended and Restated Service Contract, and to be obligated to make payments for or with respect to any or all such service made or to be made available to it on the terms contained therein, in the amounts, and at the times provided for, and authorizes its proper officials to enter into and execute the 2020 Amended and Restated Service Contract reviewed by the Governing Body.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Kinnelon, County of Morris, State of New Jersey, that the Mayor and Clerk are hereby authorized and directed to execute the 2020 Amended and Restated Service Contract in substantially the form on file with the Clerk and hereby approved, which approval shall be evidenced by the signature of the Mayor on such Contract.

SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

INCONSISTENT ORDINANCES. Ordinances resolution and regulations or parts of ordinances, resolutions, and regulations inconsistent herewith, are hereby repealed to the extent of such inconsistency.

EFFECTIVE DATE. This Ordinance shall take effect upon passage and publication according to law.

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN, that the above Ordinance was introduced and passed on first reading at the regular meeting of the Borough of Kinnelon, County of Morris, State of New Jersey held on the 18 day of June 2020, and the same shall come up for final passage at the regular meeting of the Mayor and Council to be held on the 16 day of July , 2020 , at 8:00 P.M., at the Kinnelon Municipal Building, at which time any persons interested shall be given the opportunity to be heard concerning said Ordinance.

Karen M. Iuele

Borough Clerk

{}

At this time the Borough Council wishes to table Ordinance 10-2020, until next month.

Councilman William Yago offered a motion to table the foregoing resolution until next month with further discussion. This motion was seconded by Councilman Vince Russo.

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

NEW BUSINESS:

Ordinance 11-2020

AN ORDINANCE AUTHORIZING A CAPITAL PURCHASE OF A FORD F-550 AND APPROPRIATING $53,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND AND $17,000.00 FROM THE WATER UTILITY CAPITAL IMPROVEMENT FUND TO DO SO

Councilman R. Roy introduced the following ordinance and moved the same be read by title and passed on first reading. This was seconded by Councilman G. Sisco.

The Mayor read the following notice and ordinance in full and stated that the notice has been published as required by law, a copy was posted on the Municipal Building Bulletin Board, and additional copies were made available to the public.

*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*
*

ORDINANCE NO 11.2020

AN ORDINANCE AUTHORIZING A CAPITAL PURCHASE OF A FORD F-550 TRUCK AND APPROPRIATING $53,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND AND $17,000 FROM THE WATER UTILITY CAPITAL IMPROVEMENT FUND TO DO SO.

BE IT ORDAINED by the Borough Council of the Borough of Kinnelon, in the County of Morris, State of New Jersey as follows:

SECTION 1: The sum of $53,000.00 is hereby appropriated from the General Capital Improvement Fund and $17,000.00 from the Water Utility Capital Improvement Fund for the purchase of a Ford F-550 truck.

SECTION 2: The purchase hereby authorized and purposes for which these appropriations are made include all cost and materials necessary therefor and incidental thereto. An amount not exceeding $70,000.00 for items of expense permitted pursuant to N.J.S.A 40A:2-20 is included in the costs indicated herein for the purchase.

SECTION 3: The General Capital Budget and the Water Utility Capital Budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistencies herewith.

EFFECTIVE DATE: This ordinance shall take effect upon final passage and publication according to law.

ATTEST:

BOROUGH OF KINNELON

Karen M. Iuele, RMC

Kinnelon Borough Clerk

James Freda, Mayor

CERTIFICATION

I, Karen Iuele, Borough Clerk of the Borough of Kinnelon, County of Morris, State of New Jersey, do hereby certify the foregoing to be true copy of an Ordinance introduced, read by title and passed on the first reading at a regular meeting of the Borough held on July 16, 2020 and adopted by the Governing Body at a regular meeting of the Borough held on August 20, 2020.

_____

Karen M. Iuele, RMC, Borough Clerk

There was no other desire to discuss this ordinance, and the Mayor asked the Borough Clerk to call the roll on the passage thereof, and the vote was as followed.

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

WHEREAS, the above ordinance was introduced at this meeting held on July 16, 2020 and read by title, and passed on first reading:

NOW, THEREFORE, BE IT RESOLVED, that at the regular meeting to be held on August 20, 2020 at 8:00 pm, prevailing time, at the Kinnelon Municipal Building, this Council further consider for second reading and final passage the said ordinance.

BE IT FURTHER RESOLVED that the Borough Clerk of this Borough be and she is hereby directed to publish the proper notice thereof.

Councilman G. Sisco offered a motion to publish the foregoing resolution. This was second by Councilman V. Russo.

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

TAX COLLECTOR'S REPORT;

During the month of June 2020, the Tax Collector's Report indicated we collected $947,542.32 in taxes.

INVESTMENT OFFICER'S REPORT;

A total of $8,693.46 was collected in interest for the month of June 2020.

DISTRICT SCHOOL PAYMENT: $3,202,880.67

ADJOURNMENT:

This meeting adjourned at approximately 9:00 p.m. on motion by Councilman G. Sisco with the unanimous affirmative voice vote of all present.

July 16, 2020

Respectfully submitted,

Karen M. Iuele, RMC
Borough Clerk

James J. Freda, Mayor

cc:	Mayor	Public Works	Auditor
	All Councilmen	Attorney	
	Police Dept.	Engineer	