

**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, October 21, 2021 in the Kinnelon Municipal Building.

There was a Salute to the Flag, after which the Borough Clerk, Karen 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 10, 2021 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 W. Yago, Robert Roy, Sean Mabey, Vincent Russo, Randall Charles and James Lorkowski.

**TREASURER'S REPORT:**

The Treasurer's Report for October 21 2021, indicated we started out with cash on hand as of September 1, 2021, in the amount of \$10,397,655.38. Receipts for the month of September totaled \$749,431.57, with disbursements amounting to \$4,094,041.08. The new balance on hand as of September 30, 2021 was \$7,053,045.87.

**HEARING FROM THE PUBLIC:**

Mayor J Freda asked if anyone from the public wishes to be heard.

William Sack, 37 Banta Road, Kinnelon New Jersey stated that the Kinnelon Public Library cannot be charged rent according to the New Jersey State Laws.

Tamara Roselius, 470 Laurel Lane, Kinnelon New Jersey, state that the Ordinance 16-21 is a Land Use Ordinance and needs to be review by the Board of Adjustment and that is a 35 day period.

Eric Harriz, 433 Pepperidge Tree Lane, Kinnelon New Jersey spoke on Lake Reality and what are we doing about it. Mayor Freda stated that we are still working on this matter

**PAYMENT OF BILLS AS SUBMITTED BY THE TREASURER**

A motion was offered by Councilman S. Mabey and seconded by Councilman J. Lorkowski for the payment of bills dated October 21, 2021.

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Range of Checking Accts: First to Last      Range of Check Dates: 09/17/21 to 12/31/21  
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		
23076	09/23/21	KIN05 KINNELON PUBLIC LIBRARY	40,000.00	4885
23077	09/23/21	NOR13 NORTH JERSEY MUNICIPAL	3,810.00	4885
23078	10/21/21	AC A.C. DAUGHTRY INC.	1,412.32	4886
23079	10/21/21	ACT04 ACTION DATA SERVICES	931.63	4886
23080	10/21/21	AFF02 AFFILIATED TECHNOLOGY	1,351.43	4886
23081	10/21/21	ALL04 ALLIED OIL COMPANY	11,784.36	4886
23082	10/21/21	ALL16 ALL WET IRRIGATION LLC	51.98	4886
23083	10/21/21	AME16 AMERICAN HOSE & HYDRAULIC CO.	172.45	4886
23084	10/21/21	ASS03 ASSOCIATED FIRE PROTECTION INC	876.00	4886
23085	10/21/21	AUT03 AUTO KING RADIATOR EXCHANGE	3,400.00	4886
23086	10/21/21	AUT05 THE AUTO PARTS SOURCE	760.81	4886
23087	10/21/21	BAR07 BARRETT CONSTRUCTION	526.66	4886
23088	10/21/21	BOR01 BOROUGH OF BUTLER ELECTRIC	7,673.78	4886
23089	10/21/21	BOR02 BOROUGH OF KINNELON	8,490.61	4886
23090	10/21/21	BOR11 BOROUGH OF BLOOMINGDALE	65,894.25	4886
23091	10/21/21	BR01 B&R UNIFORMS	579.55	4886
23092	10/21/21	BUS08 BUSINESS INFORMATION SYSTEMS	79.70	4886
23093	10/21/21	CAB01 OPTIMUM	58.59	4886
23094	10/21/21	CAB02 OPTIMUM	156.18	4886
23095	10/21/21	CAB03 OPTIMUM	116.18	4886
23096	10/21/21	CAB04 OPTIMUM	116.18	4886
23097	10/21/21	CAB05 OPTIMUM	116.18	4886
23098	10/21/21	CAB06 OPTIMUM	116.18	4886
23099	10/21/21	CAB07 OPTIMUM	116.18	4886
23100	10/21/21	CAB08 OPTIMUM	216.18	4886
23101	10/21/21	CAB09 OPTIMUM	116.18	4886
23102	10/21/21	CAB10 OPTIMUM	348.33	4886
23103	10/21/21	CIA01 JOHN CIARDI	500.00	4886
23104	10/21/21	CIN05 CINTAS CORPORATION #111	436.24	4886
23105	10/21/21	CIT05 CIT FINANCE LLC	591.50	4886
23106	10/21/21	COO03 COOPERATIVE COMMUNICATIONS INC	3,112.27	4886
23107	10/21/21	COR12 CORE & MAIN LP	239.36	4886
23108	10/21/21	COU12 COUNTY OF MORRIS, TREASURER	6,714.38	4886
23109	10/21/21	CRE01 CREW ENGINEERS INC.	15,382.50	4886
23110	10/21/21	DAN01 DAN COMO & SONS INC.	420.00	4886
23111	10/21/21	DAN11 CHARLES DANIEL	608.39	4886
23112	10/21/21	DAR01 DARMOFALSKI ENGINEERING ASSOC.	2,275.00	4886
23113	10/21/21	DEB03 DE BLOCK ENVIRONMENTAL SERVICE	6,350.00	4886
23114	10/21/21	DOR06 DORSEY & SEMRAU, LLC	481.00	4886
23115	10/21/21	DUN07 KEITH DUNHAM	400.00	4886
23116	10/21/21	EHR01 MARK J. EHRENBURG	661.70	4886
23117	10/21/21	EJG01 EJG SPORTS	1,782.99	4886
23118	10/21/21	ELE03 ELECTRO BATTERY SYSTEMS INC.	63.33	4886
23119	10/21/21	ENV04 ENVIROTACTICS, INC	7,900.00	4886
23120	10/21/21	EVO01 EVOGOV, INC.	200.00	4886
23121	10/21/21	EXT01 EXTRA SPACE STORAGE	795.00	4886
23122	10/21/21	FAS02 FASTSIGNS	1,053.75	4886
23123	10/21/21	FAY01 FAYSON LAKE WATER COMPANY	17,840.24	4886
23124	10/21/21	FAY02 FAYSON LAKES ASSOCIATION	50.00	4886

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
GENERAL		General Account Payab Continued			
23125	10/21/21	FIN07 FINEST PHONES COMMUNICATIONS	575.00		4886
23126	10/21/21	FITZ MIKE FITZPATRICK CONTRACTORS,	38,027.41		4886
23127	10/21/21	GAM01 GAME DAY SPORTS	4,931.84		4886
23128	10/21/21	GAR09 GARDEN STATE HARLEY DAVIDSON	64.62		4886
23129	10/21/21	GOM02 GOMM'S TIRE	456.00		4886
23130	10/21/21	GRA01 GRAINGER INC.	374.90		4886
23131	10/21/21	GSB01 GLATFELTER SPECIALTY BENEFITS	642.00		4886
23132	10/21/21	GTB01 GOLD TYPE BUSINESS MACHINES	1,575.00		4886
23133	10/21/21	HAI04 ELLEN HAID	111.69		4886
23134	10/21/21	HER09 STEVE HERTZBERG	445.00		4886
23135	10/21/21	HOM02 HOME DEPOT CREDIT SERVICE	767.81		4886
23136	10/21/21	HOR04 HORIZON OFFICE EQUIPMENT	495.00		4886
23137	10/21/21	HOU01 HOUSING PARTNERSHIP	1,000.00		4886
23138	10/21/21	IUE01 KAREN IUELE	152.34		4886
23139	10/21/21	JCP01 JCP&L	6.04		4886
23140	10/21/21	JES01 JESCO, INC.	1,317.80		4886
23141	10/21/21	JIM01 JIMMY THE SHOE DOCTOR	1,023.59		4886
23142	10/21/21	JOI01 JOISSU	384.41		4886
23143	10/21/21	KEL06 KEITH KELLY	732.50		4886
23144	10/21/21	KIN05 KINNELON PUBLIC LIBRARY	40,000.00		4886
23145	10/21/21	KIN08 KINNELON VOLUNTEER FIRE CO.	12,933.00		4886
23146	10/21/21	KIN09 KINNELON BOARD OF EDUCATION	3,321,495.67		4886
23147	10/21/21	KIN35 KINNELON VOL ANIMAL SHELTER	2,558.00		4886
23148	10/21/21	LAK02 LAKELAND BANK EQUIP FINANCE	6,027.75		4886
23149	10/21/21	LAK10 LAKESIDE BAGELS & DELI	173.34		4886
23150	10/21/21	LAK13 LAKELAND AUTO PARTS	65.88		4886
23151	10/21/21	LAW07 LAWSOFT INC.	794.00		4886
23152	10/21/21	LEW02 CYNTHIA LEWIS	450.00		4886
23153	10/21/21	LOE01 LOEFFEL'S WASTE OIL SERVICE	150.00		4886
23154	10/21/21	MAT04 MATTHIJSSSEN, INC.	6,784.80		4886
23155	10/21/21	MCAA1 MCAA OF NJ	100.00		4886
23156	10/21/21	MCD01 PATRICK MC DONNELL	319.96		4886
23157	10/21/21	MCI01 MCI EASTERN SECURITY SYSTEMS	165.00		4886
23158	10/21/21	MGL01 M.G.L. PRINTING SOLUTIONS	575.00		4886
23159	10/21/21	MID05 MID-ATLANTIC TRUCK CENTRE	4,333.82		4886
23160	10/21/21	MOR03 MORRIS CO. ASSESSOR'S ASSN.	195.00		4886
23161	10/21/21	MOR21 MORRIS COUNTY M.U.A.	38,898.88		4886
23162	10/21/21	MUN02 MUNICIPAL RECORD SERVICE INC.	214.00		4886
23163	10/21/21	NES01 NESTLE PURE LIFE DIRECT	182.89		4886
23164	10/21/21	NEW03 NEW JERSEY PLANNING OFFICIALS	121.00		4886
23165	10/21/21	NIO01 JOSEPH NIOSI	108.00		4886
23166	10/21/21	NJD07 NJ DEPT HEALTH & SENIOR SERV	27.00		4886
23167	10/21/21	NOR01 NORTH JERSEY CRT. ADMIN. ASSO.	55.00		4886
23168	10/21/21	NOR02 NORTH JERSEY MEDIA GROUP	15.96		4886
23169	10/21/21	NOR18 NORTHEAST COMMUNICATIONS, INC.	912.88		4886
23170	10/21/21	NOR23 NORTH JERSEY PARTY RENTAL	2,400.00		4886
23171	10/21/21	ONE02 ONE CALL CONCEPTS, INC.	108.68		4886
23172	10/21/21	PAR07 PARTY TIME RENTALS	1,250.00		4886
23173	10/21/21	PAS07 PASSAIC CTY POLICE ACADEMY	250.00		4886
23174	10/21/21	PEN06 PENNINGS FARM MARKET, INC.	1,200.00		4886
23175	10/21/21	PEQ02 PEQUANNOCK TOWNSHIP	63,296.00		4886
23176	10/21/21	PHO04 PHOENIX CONSULTING GROUP, LLC	2,500.00		4886

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void Ref Num
GENERAL		General Account Account Payab Continued		
23177	10/21/21	PLA04 PLAQUEMAKER.COM	359.57	4886
23178	10/21/21	POW06 POWER PLACE, INC	352.99	4886
23179	10/21/21	PRB01 P.R.B.R.S.A.	65,715.00	4886
23180	10/21/21	PSE01 P.S.E. & G.	158.93	4886
23181	10/21/21	RAC02 RACHLES/MICHELE'S OIL CO.,INC	1,097.44	4886
23182	10/21/21	REN01 RENTALS UNLIMITED INC.	178.50	4886
23183	10/21/21	RIO01 RIO SUPPLY INC	680.00	4886
23184	10/21/21	RIV03 RIVERDALE POWER MOWER INC.	490.95	4886
23185	10/21/21	ROC04 ROCK N ROLL RACING	1,800.00	4886
23186	10/21/21	ROU01 ROUTE 23 AUTO MALL	596.66	4886
23187	10/21/21	SAF07 SAFE FLEET LAW ENFORCEMENT	32,810.25	4886
23188	10/21/21	SAL01 SBI MATERIALS, LLC	39.58	4886
23189	10/21/21	SAN03 TONY SANCHEZ, LTD	3,659.98	4886
23190	10/21/21	SCH03 SCHMITZ SAFE & LOCK COMPANY	230.40	4886
23191	10/21/21	SCH09 SCHIFANO CONSTRUCTION CORP.	215,850.60	4886
23192	10/21/21	SCH30 MELANIE SCHUCKERS	60.24	4886
23193	10/21/21	SER07 SERPICO PYROTECHNICS, LLC	5,000.00	4886
23194	10/21/21	SHE12 THE SHERWIN WILLIAMS CO.	937.66	4886
23195	10/21/21	SHI03 SHI INTERNATIONAL CORP	2,848.00	4886
23196	10/21/21	SKY05 SKYTOP RECYCLING	3,000.00	4886
23197	10/21/21	SMO01 SMOKE RISE CLUB	99,303.26	4886
23198	10/21/21	SOL02 MATTHEW SOLARI	1,100.00	4886
23199	10/21/21	STA STAPLES ADVANTAGE, DEPT NY	531.43	4886
23200	10/21/21	STA05 STATE OF NEW JERSEY PWT	137.42	4886
23201	10/21/21	STAT2 STATE OF NEW JERSEY	681.01	4886
23202	10/21/21	STO01 STORR TRACTOR COMPANY	2.84	4886
23203	10/21/21	SUB03 SUBURBAN DISPOSAL INC.	62,805.55	4886
23204	10/21/21	SUP03 SUPERIOR TREE WIZARDS,LLC	3,500.00	4886
23205	10/21/21	TED02 ALAN TEDESCO	1,000.00	4886
23206	10/21/21	THO06 MARK THOMAS	101.75	4886
23207	10/21/21	TIL01 TILCON NEW YORK INC.	2,583.02	4886
23208	10/21/21	TRE02 TREASURER, STATE OF NEW JERSEY	350.00	4886
23209	10/21/21	TRE05 TREAS. STATE OF NEW JERSEY	3,216.00	4886
23210	10/21/21	TRI01 TRI-BORO FIRST AID SQUAD	25,000.00	4886
23211	10/21/21	TRI20 TRIONAID ASSOCIATES	135.00	4886
23212	10/21/21	TRO01 TROPICANA CASINO & RESORT	248.00	4886
23213	10/21/21	USP02 U.S. POSTAL SERVICE	3,000.00	4886
23214	10/21/21	VER06 VERIZON WIRELESS	683.74	4886
23215	10/21/21	VER11 VERIZON WIRELESS - KPD	152.04	4886
23216	10/21/21	VER15 VERIZON CONNECT NWF, INC	528.89	4886
23217	10/21/21	VER17 ALEX VERKAIK	200.00	4886
23218	10/21/21	WAL11 WALLINGTON PLUMBING & HEATING	142.21	4886
23219	10/21/21	WAS04 WASH HOUNDS	63.00	4886
23220	10/21/21	WAY04 WAYNE ELECTRIC SUPPLY COMPANY	155.00	4886
23221	10/21/21	WEI07 WEINER LAW GROUP LLP	1,028.00	4886
23222	10/21/21	WHI03 JOHN WHITEHEAD, JR.	65.41	4886
23223	10/21/21	WIN06 WIND RIVER ENVIRONMENTAL	4,573.70	4886

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
GENERAL      General Account      Account Payab      Continued					
Checking Account Totals			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u> <u>Amount Void</u>
	Checks:	148	0	4,326,028.02	0.00
	Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
	Total:	148	0	4,326,028.02	0.00
PLANNING 2      Columbia Bank					
1839	10/21/21	DAR01 DARMOFALSKI ENGINEERING ASSOC.	0.00	10/21/21 VOID	0
1840	10/21/21	DAR01 DARMOFALSKI ENGINEERING ASSOC.	4,250.00		4887
Checking Account Totals			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u> <u>Amount Void</u>
	Checks:	1	1	4,250.00	0.00
	Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
	Total:	1	1	4,250.00	0.00
Report Totals					
			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u> <u>Amount Void</u>
	Checks:	149	1	4,330,278.02	0.00
	Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
	Total:	149	1	4,330,278.02	0.00

Totals by Year-Fund and Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	1-01	3,922,789.43	0.00	0.00	3,922,789.43
WATER FUND	1-05	17,971.91	0.00	0.00	17,971.91
SEWER FUND	1-07	76,288.70	0.00	0.00	76,288.70
Year Total:		4,017,050.04	0.00	0.00	4,017,050.04
	C-04	255,153.01	0.00	0.00	255,153.01
DOG TAX	D-13	602.00	0.00	0.00	602.00
STATE AND FEDERAL GRANTS	G-02	384.41	0.00	0.00	384.41
RECREATION SPECIAL	R-16	8,782.39	0.00	0.00	8,782.39
	V-27	7,939.58	0.00	0.00	7,939.58
Community Policing Donations	X-29	32,810.25	0.00	0.00	32,810.25
RECYCLE FUND	Y-21	3,306.34	0.00	0.00	3,306.34
Total of All Funds:		4,326,028.02	0.00	0.00	4,326,028.02

Project Description	Project No.	Project Total
525 PEPPERRIDGETREE LAZAREVIKJ	11901101	500.00
155 KAKEOUT RD #1522 HEILMANN	1522	250.00
#1524 KLEIN 1161 RT23 KINNELON	1524	250.00
PEREDO 8 POINSETTA 1534	1534	125.00
BOA ESCROW DAVITA-RENAL CARE	1535	500.00
WJOHNSON #22901133 118 S GLEN	22901133	250.00
47 S GLEN FELDMAN 23003126	23003126	375.00
27 HARRISON ROAD	45104112	250.00
SOLTIS 3 BANTA COURT	52-02-34	250.00
GMT PROPERTIES 115 BROOKVALLEY	56702106	375.00
19 PEACH TR MULLER- 569045110A	56904110A	125.00
30 GRACEVIEW DR	57201111	125.00
GELENER 15 HEMLOCK #843	843	875.00
Total of All Projects:		<u>4,250.00</u>

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

**CONSENT AGENDA:**

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

- a. Resolution: 10.01.21 Department of Welfare and Social Services transferred to Morris County
- b. Resolution: 10.02.21 Tax Sale Borough of Kinnelon-December 9, 2021
- c. Resolution: 10.03.21 Houston-Galveston Area Council – One (1) E-One Typhoon Pumper
- d. Resolution: 10.04.21 Soil Disturbance – 115 Brook Valley Road – Block 56702 Lot 106
- e. Resolution: 10.05.21 Soil Disturbance – 525 Pepperidge Tree Lane – Block 11901 Lot 101
- f. Resolution: 10.06.21 Soil Disturbance – 27 Harrison Road- Block 45104 Lot 113
- g. Resolution: 10.07.21 DPW Truck International Mid-Size Truck - \$88,290.50
- h. Resolution: 10.08.21 L'Ecole Kinnelon Museum permit fees waved for Phase III B, Interior Rehabilitation
- i. Resolution: 10.09.21 Real Property Tax Exemptions for 100% Permanently Disabled
- j. Resolution: 10.10.21 Agreement for Electronic Tax Lien Certificate Sale Service
- k. Resolution: 10.11.21 Authorization for Clerk to Advertise for RFQ -Municipal Prosecutor
- l. Resolution: 10.12.21 Soil Disturbance – 47 South Glen Road – Block 23002 Lot 126
- m. Resolution: 10.13.21 Authorizing Mayor to Sign New Jersey 2021 Municipal Best Practice Questionnaire
- n. Resolution: 10.14.21 Authorization for Mayor to Sign Contract With PSE&G -Energy Saver Program

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RESOLUTION 10.01.21

WHEREAS, the Borough of Kinnelon currently maintains a Department of Welfare and Social Services for the purpose of providing general public assistance to individuals within the Borough of Kinnelon pursuant to the provisions of N.J.S.A. 44:88-107 et seq., as well as other provisions of New Jersey State Law and Municipal Ordinance; and

WHEREAS, New Jersey State Law provides in N.J.S.A. 44:68-145.1 that a municipality may transfer the financial and operational responsibility of the administration of general public assistance to the County in which it is located: and


WHEREAS, the Borough Council of the Borough of Kinnelon has reviewed the current operation of the Municipal Department of Welfare and Social Services and, has determined that it would be in the best interest of the residents and taxpayers of the Borough of Kinnelon to request that the financial and operational responsibility of the Department be transferred to Morris County.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Kinnelon, that the general public assistance program for the Borough of Kinnelon be and is hereby transferred to Morris County effective October 21, 2021 or as soon thereafter as Morris County is prepared to implement the program of the Borough of Kinnelon's behalf; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be sent to the Morris County Welfare Director and appropriate State Office of Public Assistance.

I hereby certify the foregoing to be a true copy of a resolution adopted by the Kinnelon Borough Council of the Borough of Kinnelon, at a meeting held on October 21, 2021.

Dated: October 21, 2021

  
Karen M. Luele, RMC  
Municipal Clerk  
Borough of Kinnelon

RESOLUTION # 10.02.21

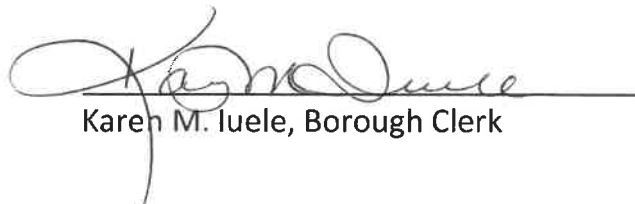
**BE IT RESOLVED**, BY THE Mayor and Council of the Borough of Kinnelon, that in accordance with NJSA 54:5 the Tax Collector will hold the annual Tax Sale for the Borough of Kinnelon via an on-line auction on Thursday, December 9, 2021.

ROLL CALL: Councilman Yago      Councilman Russo  
                  Councilman Roy        Councilman Charles  
                  Councilman Mcbey      Councilman Honkowski

October 21, 2021  
Judith O'Brien, 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 August 18, 2016.

Date: 10/21/21

  
Karen M. Iuele, Borough Clerk

RESOLUTION: 10.03.21

AUTHORIZE NATIONAL COOPERATIVE PURCHASE  
HOUSTON-GALVESTON AREA COUNCIL  
ONE(1) E-ONE TYPHOON PUMPER MODEL FS191C05

WHEREAS, under the authority of N.J.S.A. 52:34-6.2(b)(3), the Borough of Kinnelon, is permitted to join National Cooperative Purchasing agreements, and

WHEREAS, THE Borough Council adopted Resolution 11.04.15 dated November 19,2015, authorizing the Borough of Kinnelon to become a member of the Houston-Galveston Area Council (H-GCA) Buy Program, and

WHEREAS, the Kinnelon Volunteer Fire Company, Inc. request approval for the purchase of One (1) E-One Typhoon Pumper Model FS19JC05; and

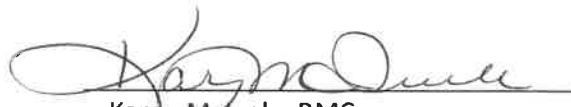
WHEREAS, THE Borough Council adopted Ordinance # 10-21 "Bond Ordinance Providing for the Acquisition of New Firefighting Equipment by the Borough of Kinnelon, in the County of Morris, New Jersey, Appropriating \$595,000 Therefor and Authorizing the Issuance of \$566,000 Bonds or Notes of the Borough for Financing such Appropriation" during the regular Council Meeting held on August 26, 2021 at 8:00 pm, at the Kinnelon Municipal Building; and

WHEREAS, a price not to exceed \$573,735.00; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF KINNELON:

That, in accordance with the Certified Municipal Finance Officer's certification of the availability of funds in Account #C—04-55-872-900, a copy of which is attached hereto and made a part of the resolution, and pursuant to the Houston-Galveston Area Council (H-GAC) Buy Program contract referenced above, the purchase of One (1) E-One Typhoon Pumper Model FS19JC05 is hereby authorized.

Dated: October 21, 2021

  
Karen M. Luele, RMC  
Kinnelon Borough Clerk

RESOLUTION 10.04.21

AUTHORIZING SOIL DISTURBANCE PERMIT  
115 BROOK VALLEY ROAD-BLOCK 56702 LOT 106

WHEREAS, the Mayor and Council of the Borough of Kinnelon approves the Soil Disturbance Permit for 115 Brook Valley Road, Block 56702 Lot 106; and

WHEREAS, GMT Properties 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, 115 Brook Valley Road, Kinnelon NJ.

Dated: October 21, 2021

  
Karen M. Iuele, RMC  
Borough Clerk

RESOLUTION 10.05.21

AUTHORIZING SOIL DISTURBANCE PERMIT  
525 PEPPERIDGE TREE LANE-BLOCK 11901 LOT 101

WHEREAS, the Mayor and Council of the Borough of Kinnelon approves the Soil Disturbance Permit for 525 Pepperidge Tree Lane, Block 11901 Lot 101; and

WHEREAS, Milorad Lazarevikj 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, 525 Pepperidge Tree Lane, Kinnelon NJ.

Dated: October 21, 2021

  
\_\_\_\_\_  
Karen M. Luele, RMC  
Borough Clerk

RESOLUTION 10.06 .21

AUTHORIZING SOIL DISTURBANCE PERMIT  
27 HARRISON ROAD-BLOCK 45104 LOT 113

WHEREAS, the Mayor and Council of the Borough of Kinnelon approves the Soil Disturbance Permit for 27 Harrison Road, Block 45104 Lot 113; and

WHEREAS, Enzo Pavese 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, 27 Harrison Road, Kinnelon NJ.

Dated: October 21, 2021

A handwritten signature in black ink, appearing to read "Karen M. Iuele", written over a horizontal line.

Karen M. Iuele, RMC  
Borough Clerk

RESOLUTION 10.07.21

AUTHORIZATION FOR DPW TO  
PURCHASE AN INTERNATIONAL MID-  
SIZE TRUCK


WHEREAS, the Mayor and Council of the Borough of Kinnelon is in need of purchasing a new International Mid-Size Truck; and

WHEREAS, the Mayor and Council of the Borough of Kinnelon has approved the purchase of an International Mid-Size Truck for the Kinnelon DPW; and

WHEREAS, with the purchase of an International Mid-Size Truck the cost is not to exceed \$88,290.50

NOW, THEREFORE BE IT RESOLVED by the Borough of Kinnelon Mayor and Council hereby authorize the purchase of an International Mid-Size truck, with a purchase price not to exceed \$88,290.50.

DATED: October 21, 2021

  
Karen M. Iuele, RMC  
Kinnelon Borough Clerk

CERTIFICATION

I, Karen M. Iuele, Borough Clerk of the Borough of Kinnelon, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted at our regular meeting of the Borough of Kinnelon held on October 21, 2021.

  
Karen M. Iuele, Borough Clerk

RESOLUTION 10.08.21

BOROUGH OF KINNELON WAIVING PAYMENT  
OF FEES FOR THE BUILDING PERMIT APPLICATION  
FOR THE KINNELON L'ECOLE MUSEUM IN  
KINNELON BOROUGH

WHEREAS, on October 21, 2021 the Kinnelon Borough Council approved a fee waiver for the processing of certain application for the L'Ecole Kinnelon Museum; and

WHEREAS, on October 21, 2021 the Kinnelon Historical Advisory Committee submitted a request for waive fees associated with the applications for building permits for the Phase III B Interior Rehabilitation for the L'Ecole Kinnelon Museum.

NOW, THEREFORE BE IT RESOLVED BY THE Kinnelon Borough Council do hereby approved waving the fees associated with the applications for building permits for the Phase III B Interior Rehabilitation for the L'Ecole Kinnelon Museum.


Dated: October 21, 2021



Karen M. Iuele, RMC  
Kinnelon Borough Clerk

CERTIFICATION

I, Karen M. Iuele, Borough Clerk of the Borough of Kinnelon, hereby certify that the foregoing resolution was duly and regularly introduced and adopted at a regular meeting of the Council of Kinnelon on October 21, 2021.



Karen M. Iuele  
Kinnelon Borough Clerk



RESOLUTION # 10.09.21

**WHEREAS**, New Jersey statutes 54:4-3 through 54:4-3.34 create real property tax exemptions for certain veterans who have a service-connected disability, which is determined by the United States Veterans' Administration to be 100% permanently disabled; and

**WHEREAS**, pursuant to N.J.S.A. 54:4-3.32, the Borough has the option of granting said exemption in the year in which the determination is made by the Borough Tax Assessor, or to make said exemptions retroactive to the effective date of the disability; and

**WHEREAS**, there can be a gap from the time of the effective date of the declaration of disability and the actual determination of the disability; and

**WHEREAS**, the Borough is desirous of setting forth a policy as to when exemptions would be granted; and

**WHEREAS**, this decision has an affect upon the other taxpayers within the Borough of Kinnelon.

**BE IT RESOLVED**, BY THE Mayor and Council of the Borough of Kinnelon, that a policy is hereby established that any claim for qualified Veterans of total disability for real property tax exemption, pursuant to N.J.S.A. 54:4-3.30, *et seq.*, shall be determined to be exempt as of the date of filing of the application with the Borough Tax Assessor, assuming the application is approved by the Borough Tax Assessor as meeting the qualifications of the statute, without application of any retroactive period.

ROLL CALL: Councilman Yago      Councilman Russo  
                  Councilman Roy      Councilman Charles  
                  Councilman Mabey      Councilman Lonkerple

October 21, 2021  
Judith O'Brien, CTC  
Tax Collector  
Borough of Kinnelon

I, Karen M. luele, 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 October 21, 2021.

Date: 10/21/21

  
Karen M. luele, Borough Clerk

BOROUGH OF KINNELON  
COUNTY OF MORRIS  
STATE OF NEW JERSEY

RESOLUTION 10. /0 .21

RESOLUTION APPROVING AGREEMENT FOR  
ELECTRONIC TAX LIEN CERTIFICATE SALE  
SERVICE

WHEREAS, the Borough wishes to approve a certain agreement with REALAUCTION.COM (hereinafter "Contractor") for Internet-based electronic processing of bid information related to the auction sale of the Borough's tax lien certificate ("the Agreement"); and

WHEREAS, the Agreement has been reviewed by the Borough Attorney and is being recommended by the Borough Chief Financial Officer; and

WHEREAS, the Governing Body desires to approve the same.

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 a follows:

1. The said Agreement with the Contractor for internet-based electronic processing of bid information related to the auction sale of the Borough's tax lien certificates is hereby approved and authorized.
2. The Mayor is authorized to sign the Agreement on behalf of the Borough.
3. The Borough Chief Financial Officer and the Borough Tax Collector are hereby Authorized to do whatever is necessary to effectuate the purpose of the 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 October 21, 2021.



Karen M. Iuele, RMC  
Municipal Clerk, Borough of Kinnelon

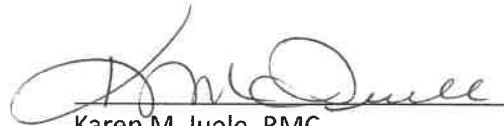
RESOLUTION: 10. // .21

AUTHORIZATION FOR CLERK TO  
ADVERTISE FOR REQUEST FOR  
PROPOSAL FOR KINNELON BOROUGH  
MUNICIPAL PROSECUTOR

WHEREAS, the Mayor and Council desires to advertise for Request for Proposals for a Kinnelon Borough Municipal Prosecutor.

NOW, THEREFORE, BE IT RESOLVED the Kinnelon Borough Council are hereby authorized the Kinnelon Borough Clerk to advertise for a Request for Proposal for a Kinnelon Borough Municipal Prosecutor.

Dated: October 21, 2021



Karen M. Iuele, RMC  
Kinnelon Borough Clerk

RESOLUTION 10. *12*.21

AUTHORIZING SOIL DISTURBANCE PERMIT  
47 SOUTH GLEN ROAD-BLOCK 23002 LOT 126

WHEREAS, the Mayor and Council of the Borough of Kinnelon approves the Soil Disturbance Permit for 27 47 South Glen Road, Block 23002 Lot 126; and

WHEREAS, Gary Feldman 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, 47 South Glen Road, Kinnelon NJ.

Dated: October 21, 2021



Karen M. Juele, RMC  
Borough Clerk

RESOLUTION: 10.13.2021

AUTHORIZING MAYOR TO SIGN  
NEW JERSEY 2021 MUNICIPAL  
BEST PRACTICE QUESTIONNAIRE

WHEREAS, the Council of the Borough of Kinnelon do hereby authorize the Mayor of the Borough of Kinnelon to sign the New Jersey 2021 Municipal Best Practice Questionnaire.

NOW, THEREFORE, BE IT RESOVED by the Council of the Borough of Kinnelon do hereby authorize the Mayor of the Borough of Kinnelon to sign the New Jersey 2021 Municipal Best Practice Questionnaire.

Date: 10/21/2021

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

RESOLUTION 10.14.21

AUTHORIZATION FOR MAYOR TO  
SIGN A CONTRACT WITH  
PSE&G -ENERGY SAVER PROGRAM

WHEREAS, the Borough Council of the Borough of Kinnelon, County of Morris, State of New Jersey do hereby authorize the Mayor of the Borough of Kinnelon to sign contract PSE&G Clean Energy - Energy Efficiency Program and the Borough of Kinnelon; and

WHEREAS, the initial Total Project Cost is \$133,359.06, with a matching grant of \$28,637.08 for which the Kinnelon Borough is responsible for.

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Kinnelon, County of Morris, State of New Jersey, that the Borough Council of the Borough of Kinnelon hereby authorize the Mayor to sign the agreement between PSE&G and the Borough of Kinnelon with a price not to exceed \$28,637.08

Dated: October 21, 2021

A handwritten signature in black ink, appearing to read 'Karen M. Luele', written over a horizontal line.

Karen M. Luele, RMC  
Borough Clerk



**ORDINANCE NO. 14-21 AN ORDINANCE SUPPLEMENTING ARTICLE II, SECTION 207-4 "DEFINITIONS AND WORD USAGE", AMENDING ARTICLE X, SECTION 207-27 "SCHEDULE I: RESIDENTIAL ZONE", AND ADOPTING NEW ARTICLE XXII "ACCESSORY STRUCTURES AND USES" IN CHAPTER 207 "ZONING" OF THE CODE OF THE BOROUGH OF KINNELON TO PROVIDE FOR THE REGULATION OF ACCESSORY STRUCTURES AND USES IN RESIDENTIAL ZONES**

**WHEREAS**, pursuant to N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this state or of the United States, as it may deem necessary and proper for the good government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

**WHEREAS**, pursuant to N.J.S.A. 40:55D-1 *et seq.* the governing body of a municipality may adopt land use, land development and zoning ordinances; and

**WHEREAS**, the Borough of Kinnelon desires to supplement Article II, Section 207-4 "Definitions and word usage", amend Article X, Section 207-27 "Schedule I: Residential Zone" of Chapter 207 "Zoning" of the Code of the Borough of Kinnelon, and adopt new Article XXII entitled "Accessory Structures and Uses" in said Chapter, to provide for the regulation of accessory structures and uses in residential zones.

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



**SECTION 1.** Article II, Section 207-4 “Definitions and word usage”, Paragraph B, shall be supplemented to include the following additional definitions:

**TEMPORARY STORAGE STRUCTURE** - A movable or portable storage container or self-storage container, or other movable structure that can be used for the storage of personal property and which is located for such purposes outside an enclosed building other than an accessory structure.

**TEMPORARY STORAGE STRUCTURE UNIT** - A single unit of a temporary storage structure such as a PODS (Portable on Demand Storage) or similar unit.

**SECTION 2.** Article X, Section 207-27 “Schedule I: Residential Zone” shall be amended such that the second paragraph of said section pertaining to “Accessory uses” is stricken and replaced with the following language and shall now read as follows:

**Accessory structures and uses.** Accessory structures and uses customarily incidental to the above uses (the term “accessory use,” however, not including a business) shall be regulated under Article XXII “Accessory Structures and Uses”, Sections 207-142 to 207-149, of this Chapter.

**SECTION 3.** Chapter 207, “Zoning”, of the Code of the Borough of Kinnelon, Morris County, New Jersey is hereby amended and supplemented to include new Article XXII, entitled “Accessory Structures and Uses”, Sections 207-142 to 207-149, which shall read as follows:

**Article XXII “Accessory Structures and Uses”**

§207-142 Purpose.

It is the intent of this Article is to regulate accessory structures and uses that are customarily incidental to the principal permitted uses delineated in Schedule I, Residential Zone, at Article X, Section 207-27.

§207-143 Survey Requirements for Accessory Structures, Walls, Fences, Generators, Air Conditioning Units and Temporary Storage Structures.

There shall be submitted to the Zoning Officer or other appropriate official a survey of any age, signed or unsigned, showing the proposed location of a proposed accessory structure, wall, fence, generator, air conditioning unit or temporary storage structure, along with an affidavit of “no change” from the property owner provided no changes were made since the date of the survey. If changes were made to the property after the survey was performed, those changed must be marked up on the submitted survey, along with an affidavit from the property owner indicating that the marked-up survey reflects the current

as-built condition. The survey, including any markups and dimensions, must be to scale, and cannot be a reduction or enlargement of the original survey.

§207-144 Permitted Accessory Structures and Uses in Residential Zones.

Accessory structures and uses shall not be permitted on any residential lot unless a primary structure exists. All utilities in an accessory structure may be installed only after obtaining the necessary zoning, building and fire permits, as applicable to the installation.

- A. Any structure on a property other than the primary residence may be considered an accessory structure;
- B. Shipping containers of any size cannot be considered as an accessory structure;
- C. All accessory structures will be considered in calculating the property's allowable impervious coverage;
- D. Sheds, detached garages and other accessory structures require a zoning permit prior to any construction;
- E. Fences and walls require a zoning permit prior to any construction per Section 207-147.

§207-145 Sheds.

- A. A zoning permit and a survey shall be required for all sheds, regardless of size;
- B. Sheds may not be greater than 200 sq. ft.;
- C. Sheds shall be located in either a side yard or a back yard;
- D. Sheds shall be prohibited to be located beyond the front wall of any primary dwelling structure;
- E. Sheds shall not be used for habitation or a commercial purpose;
- F. Sheds shall be prohibited in any front yard including those properties which have more than one front yard such as "corner lots" or "through lots";
- G. Sheds shall be for the exclusive use of the property's resident and shall not be rented or otherwise used by a third-party;
- H. Required setbacks:
  - (1) For properties having a lot frontage of 100 ft. or less:
    - (a) a minimum 10 ft. side-yard setback is required
    - (b) a minimum 5 ft. back-yard setback is required
  - (2) For properties having a lot frontage greater than 100 ft.:
    - (a) a minimum 15 ft. side-yard setback is required
    - (b) a minimum 5 ft. back-yard setback is required
- I. Sheds shall be located no less than 10 ft. from any building;

- J. The maximum permitted height of any shed shall be 15 ft. to the highest ridge, measured from the grade at the entrance of the shed.
- K. Maximum number of sheds:
  - (1) For properties having a lot area of less than 60,000 sq. ft., one (1) shed is permitted.
  - (2) For properties having a lot area of at least 60,000 sq. ft., a maximum of two (2) sheds are permitted.

§207-146 Detached Garages.

- A. Detached garages require a zoning and construction permit. A survey shall also be submitted with the permit application;
- B. Detached garages or other accessory structures cannot have an apartment or other living space built above the same;
- C. Detached garages shall be used only for parking or storing vehicles, tools, workbenches, landscaping equipment, snow removal equipment, pool equipment, and general storage associated with residential uses;
- D. Detached garages shall not be used for habitation or commercial purposes;
- E. Garages, whether attached or detached, are for the exclusive use of the property's resident, and shall not be rented or otherwise used by a third-party;
- F. Detached garages shall not extend beyond the front wall of the primary structure;
- G. Detached garages shall be located in a side yard or backyard;
- H. Detached garages shall be prohibited in any front yard including those properties which have more than one front yard such as "corner lots" or "through lots";
- I. Detached garages shall be located no less than 10 ft. from any building;
- J. The maximum permitted height of any detached garage shall be 18 ft. as measured from the average grade within 10 ft. of the proposed structure to the roof mean height;
- K. Only one detached garage is permitted on any lot;
- L. Detached garages shall meet the following requirements:
  - (1) For properties having a lot area of less than 60,000 sq. ft.:
    - (a) a minimum 15 ft. side-yard setback;
    - (b) a minimum 25 ft. back-yard setback;
    - (c) a maximum of 2 vehicle bays;
    - (d) a maximum 10 ft. overhead door height;
    - (e) a maximum 18 ft overhead door width;
    - (f) a maximum 600 sq. ft. foundation footprint.
  - (2) For properties having a lot area of 60,000 sq. ft. or more:
    - (a) a minimum 25 ft. side-yard setback;
    - (b) a minimum 50 ft. back-yard setback;
    - (c) a maximum of 3 vehicle bays;
    - (d) a maximum 10 ft. overhead door height;

- (e) a maximum 27 ft overhead door width;
- (f) a maximum 1,000 sq. ft. foundation footprint.

§207-147 Fences and Walls.

Fences and walls having an exposed height of 2 ft. or more shall constitute permitted accessory structures. Such fences and walls require a zoning permit prior to the construction of same. A survey must be submitted with the permit application. Any wall having an exposed height of 2 ft. or more shall require a Soil Disturbance Permit in accordance with Chapter 169. Any wall having a total height of 4 ft. or more, as measured from the bottom of the foundation, may require a Building Permit in accordance with UCC rules.

A. General requirements.

- (1) The finished side of every fence must face the property adjoining the lot on which the fence is erected.
- (2) No fence or wall shall be erected or maintained at a height or in a location that would limit or restrict sight distance for any street or driveway under the Residential Site Improvement Standards, N.J.A.C. 5:21-1.1 et seq., or any other regulation of the Borough of Kinnelon, the County of Morris, or the State of New Jersey.
- (3) No fence may contain razor ribbon or barbed wire.
- (4) Electrified fences are prohibited.
- (5) No fence shall be constructed or maintained in any manner which creates an unreasonable risk of harm to persons or animals.
- (6) No fence or wall shall be erected or maintained closer than 6 inches to any property line.
- (7) No Fence/Wall combination may exceed 6 ft. in combined height, measured from grade.
- (8) Fences constructed above or on top of retaining walls may be separated from the retaining wall below by a horizontal distance equal to the height of the retaining wall or the fence, whichever is greater. Fences and walls constructed in compliance with this spacing guideline shall be deemed to constitute separate structures for purposes of calculating height. Otherwise, such fences and walls shall be deemed to constitute one structure for purposes of height calculations. Fences less than 25% solid that do not exceed four feet in height shall be exempt from the requirements of this Subsection.

- (9) Any wall having an exposed height of 30 inches or more, shall have a permanent railing meeting the height and space opening requirements of railings required for decks per the IRC or shall have a permanent fence meeting the pool code requirements. Any wall having an exposed height of 10 ft. or more shall have a permanent fence meeting the pool code requirements.

B. Fences and walls located closer to the street than the principal building.

- (1) No wall except a retaining wall shall be erected or maintained closer to a street line than the closest point of the principal building. Such retaining walls shall not exceed 4 feet in height.
- (2) Fences erected or maintained closer to a right-of-way than the closest point of the principal building shall not exceed 4 feet in height.
- (3) No fence which is 25% solid or more shall be erected or maintained closer to any street line than the principal building except for a decorative fence such as a picket fence.

C. Fences and walls in side and rear yards.

- (1) No fence or wall erected or maintained in any side or rear yard shall have a height exceeding 6 feet.
- (2) Fences and walls erected in side and rear yards may be up to 100% solid.

D. Fences or walls for swimming pools, hot tubs, and similar facilities.

Swimming pools, hot tubs, and similar facilities shall be screened from all adjoining properties by a solid fence or wall in accordance with Appendix G, Swimming pools, Spas and Hot Tubs, of the 2009 International Residential Code as revised and updated from time to time.

E. Fencing for certain athletic facilities.

The provisions of this section shall not apply to fences for athletic fields or tennis courts on public property or public school property.

F. Zoning permit required.

No fence or wall regulated by this section shall be erected, constructed, installed, altered, modified, enlarged or extended except in accordance with a zoning permit issued by the Zoning Officer.

§207-148 Permanently Installed (Non-portable) Generators and Air Conditioner Units.

Permanently installed, non-portable generators and air conditioner units shall not be installed in a front yard; shall maintain a minimum side-yard setback of 25 ft.; and shall maintain a minimum back-yard setback of 25 ft.

When completely installed on the exterior wall of a primary dwelling, ductless air conditioning or heating units shall maintain a minimum side-yard and backyard setback of 15 ft.

§207-149 PODS, Storage & Shipping Containers, Temporary Truck Trailers

This Section shall apply to Temporary Storage Structures or Units as Defined in Article II, Section 207-4.

- A. General Requirements. The following shall apply to a temporary storage structure or a temporary storage structure unit to be located upon residential private property:
- (1) The internal area shall be limited to a size of not less than 392 cubic feet (7 feet x 7 feet x 8 feet) and not greater than 1,024 cubic feet (16 feet x 8 feet x 8 feet).
  - (2) The temporary storage structure or unit shall not contain advertising or other writing, except to identify the manufacturer or owner of the temporary storage structure or unit.
  - (3) No more than one temporary storage structure or unit shall be located on a single parcel of private property.
  - (4) At the time of application to the Zoning Officer for a zoning permit for a temporary storage structure or unit, the applicant shall provide a survey of the property. The Zoning Officer shall mark the survey with the location the temporary storage structure unit is to be placed.
  - (5) A temporary storage structure or unit may be placed on private residential property only after a zoning permit is issued by the Zoning officer to the owner of such property.
  - (6) An applicant may request a 30-day permit, a 60-day permit or a 90-day permit.
    - (a) 30 day and 60 day permits may be renewed up to a maximum total of 90 days.

A zoning permit extension application shall be submitted to the Zoning Officer prior to the expiration of the initial period.

(b) The permitted temporary storage structure or unit shall not remain on such private property after the expiration of the initial permit period unless a further extension zoning permit shall be applied for and issued prior to the said expiration.

(7) In no event shall a temporary storage structure or unit remain on private residential property for any period beyond 90 consecutive days from the date of issuance of the initial permit.

(8) Permit and extension requests for temporary storage structures or units on properties not owned by the applicant shall be accompanied by an original, written consent of the owner, landlord or governing body of a tenant/condominium association. This consent shall specify a requested location on the property and the requested duration.

B. Location.

(1) A temporary storage structure or unit is prohibited from being located within a public right-of-way. No temporary storage structure shall obstruct the visibility or free flow of pedestrian or vehicular traffic.

(2) A temporary storage structure or unit shall be located in a driveway or other property location at the furthest point from the street.

(3) The Zoning Officer shall determine the location on the private property where the temporary storage structure or unit shall be located. The Zoning Officer's determination shall be guided by due consideration for accessibility and safety.

C. Required Permit Fees.

- (1) 30-day permit: \$25
- (2) 60-day permit: \$50
- (3) 90-day permit: \$75

A zoning permit extension application for any period following the expiration of the initial period shall be accompanied by a permit fee of \$25 for each additional 30 days. No permit may exceed a total of 90 days.

D. Enforcement; violations and penalties.

The Zoning Officer or the Police Department shall be responsible for enforcing the provisions of this Section.

The owner of private property within the Borough of Kinnelon upon which any temporary storage structure or unit is located without the prior approval of the

Zoning Officer required pursuant to this Article shall be subject to the penalties set forth below:

- (1) Any temporary storage structure or unit not in compliance with this Section is and shall be declared to be a public nuisance and may be abated by the Borough at the expense of the owner of the private property, the owner of the temporary storage structure or unit, or other person or legal entity deemed responsible.
- (2) The owner of the private property, the owner of the temporary storage structure or unit, or other person or legal entity deemed responsible for a temporary storage unit not removed within five (5) days after the date of a written notice of violation issued under this Article shall be subject to a summons to the municipal court of the Borough and a fine.
- (3) Fines are to be determined as follows: Failure to obtain the necessary permit: Up to \$100.00 per day, per violation, beginning on the 6th day after issuance of a notice of violation.

**SECTION 4.** All ordinances, resolutions and regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistency.

**SECTION 5.** If any section, paragraph, article, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply to the section, paragraph, article, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

**SECTION 6.** This Ordinance shall take effect after approval and publication as required by law.

ATTEST:

BOROUGH OF KINNELON

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Karen M. Iuele, RMC, Borough Clerk

---

James J. Freda, Mayor



**CERTIFICATION**

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

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



**ORDINANCE NO. 15-21      AN ORDINANCE AMENDING PARAGRAPH “B” OF SECTION 47-20 “APPEALS AND APPLICATIONS” OF ARTICLE II, CHAPTER 47 OF THE CODE OF THE BOROUGH OF KINNELON TO CLARIFY THE PROPERTY SURVEY REQUIREMENT FOR APPLICATIONS FILED WITH THE ZONING BOARD OF ADJUSTMENT**

**WHEREAS**, pursuant to N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this state or of the United States, as it may deem necessary and proper for the good government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

**WHEREAS**, pursuant to N.J.S.A. 40:55D-1 *et seq.* the governing body of a municipality may adopt land use, land development and zoning ordinances; and

**WHEREAS**, the Borough of Kinnelon desires to amend Paragraph “B” of Section 47-20 “Appeals and Applications” of Article II, Chapter 47 of the Code of the Borough of Kinnelon to provide clarification of the property survey requirement for applications filed with the Zoning Board of Adjustment.

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

**SECTION 1.** Paragraph “B” of Section 47-20 “Appeals and Applications” of Article II, Chapter 47 of the Code of the Borough of Kinnelon shall be amended such that said paragraph is

stricken in its entirety and replaced with the following language, and shall now read as follows:

B.

Applications addressed to the original jurisdiction of the Board of Adjustment without prior application to the Building Inspector shall be filed with the Secretary of the Zoning Board of Adjustment. Twelve copies of the application shall be filed. At the time of filing an appeal or application, but in no event less than 10 days prior to the date set for hearing, the applicant shall also file all plot plans, maps or other papers required by virtue of any provision of this chapter or any rule of the Board of Adjustment.

The applicant shall obtain all necessary forms from the Secretary of the Zoning Board of Adjustment. The Secretary shall inform the applicant of the steps to be taken to initiate proceedings and of the regular meeting dates of the Board.

A survey of the subject property shall be submitted with every application.

1. Survey Requirements for Accessory Structures, Walls, Fences, Generators, Air Conditioning Units and Temporary Storage Structures:

A survey of any age, signed or unsigned, showing the proposed location of a proposed accessory structure, wall, fence, generator, air conditioning unit or temporary storage structure, along with an affidavit of "no change" from the property owner, provided no changes have been made since the date the survey was performed.

If changes were made to the property after the survey was performed, those changes must be marked up on the submitted survey, along with an affidavit from the property owner indicating that the marked-up survey reflects the current as-built condition. The survey, including any mark-up, must be to scale, with dimensions, and cannot be a reduction or enlargement of the original survey.

2. Survey Requirements for all other applications:

If the survey was prepared not more than seven years from the date of submittal of the application, and no changes have been made since the date the survey was performed, it shall be accompanied by an "affidavit of no change" signed by the applicant or owner. If changes were made since the date of the survey, a new as-built survey is required.

If the survey was prepared more than seven years from the date of submittal of the application, and no changes have been made since the date the survey was performed, it must contain the signature and seal of a certified surveyor attesting that it is an accurate representation of the current conditions on the subject

property. If changes were made since the date of the survey, a new as-built survey is required.

**SECTION 2.** All ordinances, resolutions and regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistency.

**SECTION 3.** If any section, paragraph, article, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply to the section, paragraph, article, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

**SECTION 4.** This Ordinance shall take effect after approval and publication as required by law.

ATTEST:

BOROUGH OF KINNELON

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Karen M. Iuele, RMC, Borough Clerk

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James J. Freda, Mayor

**CERTIFICATION**

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

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

**LEGAL NOTICE**  
**BOROUGH OF KINNELON, MORRIS COUNTY**  
**ORDINANCE NO. \_\_\_\_\_**

Notice is hereby given that an Ordinance entitled “An Ordinance Amending Paragraph “B” of Section 47-20 “Appeals and Applications” of Article II, Chapter 47 of the Code of the Borough of Kinnelon to Clarify the Property Survey Requirement for Applications Filed With the Zoning Board of Adjustment“ was submitted in writing at a regular meeting of the Mayor and Council of the Borough of Kinnelon, County of Morris, State of New Jersey, held on \_\_\_\_\_, 2021 and was introduced, read by title and passed on first reading. A Statement of Purpose of the Ordinance is contained below. The governing body of the Borough of Kinnelon will further consider the ordinance for second reading and final passage thereof at their regular meeting to be held on \_\_\_\_\_, 2021 at 8:00 p.m. prevailing time, at the Municipal Building in said Borough, at which time and place a public hearing will be held thereon by the governing body and all parties in interest and citizens shall have an opportunity to be heard concerning said ordinance.

**STATEMENT OF PURPOSE OF ORDINANCE**

The purpose of the above Ordinance is to amend Paragraph “B” of Section 47-20 “Appeals and Applications” of Article II, Chapter 47 of the Code of the Borough of Kinnelon in order to clarify the property survey requirement for applications filed with the Borough’s Zoning Board of Adjustment.

A copy of the full Ordinance is available to any member of the general public without cost, at the Borough of Kinnelon Municipal Building, 130 Kinnelon Road, Kinnelon, New Jersey, at the Office of the Borough Clerk, between the hours of 9:00 a.m. and 3:00 p.m.

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Karen M. Iuele, RMC, Borough Clerk  
Borough of Kinnelon  
County of Morris, State of New Jersey



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:	W. Yago, Yes;	V. Russo, Yes;
	R. Roy, Yes;	R. Charlies, Yes;
	S. Mabey, Yes;	J. Lorkowski, Yes.

WHEREAS, the above ordinance was introduced at this meeting held on October 21, 2021 and read by title, and passed on first reading:

NOW, THEREFORE, BE IT RESOLVED, that at the regular meeting to be held on November 18, 2021 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 S. Mabey offered a motion to publish the foregoing resolution. This was second by Councilman V. Russo.

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

**ORDINANCE 16-21**

**An Ordinance Authorizing the Acquisition of Real Property Known and Described as Block 34801, Lot 102 on the Official Tax map of the Borough of Kinnelon, with a Street Address of 180 Boonton Avenue, Kinnelon, New Jersey and Commonly known as the Boonton Avenue Recreation Fields for Public Open Space and Park Purposes, Recreation, Community and Other Public Uses and Authorizing all Actions Necessary to Implement an Effect the Acquisition of the Property**

This ordinance was pulled for next month's Mayor and Council meeting to be held on November 18, 2021.

Councilman S. Mabey offered a motion to pull Ordinance 16-21 until November 18, 2021. This was second by Councilman V. Russo.

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

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**ORDINANCE NO. 16-21**

(Read Title Below)

**An Ordinance Authorizing the Acquisition of Real Property Known and Described as Block 34801, Lot 102 on the Official Tax Map of the Borough of Kinnelon, with a Street Address of 180 Boonton venue, Kinnelon, New Jersey and Commonly known as the Boonton Avenue Recreation Fields for Public Open Space and Park Purposes, Recreation, Community and Other Public uses and Authorizing all Actions Necessary to Implement an Effect the Acquisition of the Property**

Motion to Introduce:

Second:

Roll Call:

WHEREAS, the above ordinance was introduced at this meeting held on October 21, 2021 and read by title, and passed on first reading;

NOW, THEREFORE, BE IT RESOLVED That at the regular meeting to be held on November 18, 2021 at 8:00 p.m., 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 is hereby directed to publish the proper notice thereof.

**ORDINANCE NO. 16-21**

**AN ORDINANCE AUTHORIZING THE ACQUISITION OF REAL PROPERTY KNOWN AND DESCRIBED AS BLOCK 34801, LOT 102 ON THE OFFICIAL TAX MAP OF THE BOROUGH OF KINNELON, WITH A STREET ADDRESS OF 180 BOONTON AVENUE, KINNELON, NEW JERSEY AND COMMONLY KNOWN AS THE BOONTON AVENUE RECREATION FIELDS FOR PUBLIC OPEN SPACE AND PARK PURPOSES, RECREATION, COMMUNITY AND OTHER PUBLIC USES AND AUTHORIZING ALL ACTIONS NECESSARY TO IMPLEMENT AND EFFECT THE ACQUISITION OF THE PROPERTY**

**WHEREAS**, N.J.S.A. 40A:12-5 and N.J.S.A. 20:3-1, *et seq.* authorize public entities to acquire real property or interests in real property; and

**WHEREAS**, the Governing Body of the Borough of Kinnelon ("Borough Council" or "Borough") has deemed it necessary to acquire certain real property and interests in real property in the Borough currently known as Block 34801, Lot 102 on the Official Tax Map of the Borough of Kinnelon with a street address of 180 Boonton Avenue, Kinnelon, New Jersey and commonly known as the Boonton Avenue Recreation Fields (the "Property"); and

**WHEREAS**, the current owner of the Property is the Town of Boonton ("Boonton"); and

**WHEREAS**, negotiations have ensued between the Borough and Boonton and have resulted in an Agreement for the Borough to acquire the Property and certain interests in the Property in consideration of the payment of \$375,000; and

**WHEREAS**, there has been prepared a certain "Contract for Sale of Real Estate" Between Boonton, as Seller, and the Borough, as Buyer, dated as of October , 2021 setting forth the rights, duties and obligations of the parties in connection with the sale and purchase of the Property; and

**WHEREAS**, the Borough desires to approve the terms and conditions of said Contract for Sale of Real Estate, authorize its execution and authorize the acquisition of the Property in substantial accordance with the terms and conditions of said Contract for Sale of Real Estate; and

**WHEREAS**, the Borough further desires to authorize the execution of additional related Agreements and documents, including, without limitation, Escrow Agreements, Affidavits, Post-Closing Documents, Closing Statements, Internal Revenue Service and Code Forms, documents related to the funding of a portion of the acquisition costs by the New Jersey Department of Environmental Protection Green Acres Program and the Morris County Open Space Trust Fund and all other documents and Agreements necessary to effectuate the purposes of this Ordinance and the acquisition of the Property and various interests therein.

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

**SECTION 1.** All the terms and conditions of a certain Contract for Sale of Real Estate by and between the Town of Boonton ("Boonton") as Seller and the Borough of Kinnelon ("Borough"), as Buyer, dated as of October , 2021 for the acquisition of certain real property and interests in real property in the Borough currently known as Block 34801, Lot 102 on the Official Tax Map of the Borough (the "Property"), in and for the consideration of \$375,000 ("Purchase Price"), be and the same are hereby approved, ratified and confirmed by the Borough, subject to any non-material, minor and insubstantial changes that may be made in the final form of the Contract for Sale of Real Estate and other attached documents, as approved by the Mayor on the advice of counsel and/or other professionals of the Borough, **PROVIDED, HOWEVER**, that the Purchase Price of \$375,000 and the interests in the Property to be acquired by the Borough, shall not be modified. A copy of the Contract for Sale of Real Estate is on file in the

office of the Borough Clerk and may be viewed by the public from 9:00AM to 4:00PM. A copy of the contract shall also be placed on the Borough's Official Website.

**SECTION 2.** By virtue of the introduction and adoption of this Ordinance and the taking of other actions, the Borough hereby authorizes the expenditure of the purchase price of \$375,000 and any appropriate ancillary costs related to the acquisition, together with the expenditure of the requisite costs and disbursements related to the consummation of the transaction of the acquisition of the Property.

**SECTION 3.** The Mayor and Borough Clerk, be and are hereby authorized to execute the Contract for Sale of Real Estate in substantially the same form as approved herein and the Mayor, Borough Council, Clerk and such other officials, consultants, agents, professionals and employees of the Borough as may be necessary and appropriate shall be, and are hereby authorized to pursue the implementation of the Contract for Sale of Real Estate and to take all steps necessary to effectuate and implement the same and the ultimate acquisition of the Property, including, without limitation, the purchase of Title Insurance and Environmental Insurance as may be appropriate, and the execution of additional related Agreements and documents, including, without limitation, appropriate related Escrow Agreements, Affidavits, Post-Closing Documents, Closing Statements, Internal Revenue Service and Code forms, documents related to the funding of a portion of the acquisition costs by the New Jersey Department of Environmental Protection Green Acres Program and the Morris County Open Space Trust Fund and all other documents and Agreements necessary to effectuate the purposes of this Ordinance and the acquisition of the Property.

**SECTION 4.** Subject to the terms and conditions of the Contract for Sale of Real Estate, in conjunction with such acquisition, the Borough hereby reserves and shall reserve any

and all rights it has, or may have, or shall in the future have in connection with the acquisition and ownership of the Property.

**SECTION 5.** All Ordinances previously adopted in connection with this acquisition shall remain in full force and effect, except to the extent that the same are inconsistent with the terms and conditions of this Ordinance.

**SECTION 6.** All ordinances, resolutions and regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistency.

**SECTION 7.** If any section, paragraph, article, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply to the section, paragraph, article, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

**SECTION 8.** This Ordinance shall take effect after approval and publication as required by law.

ATTEST:

BOROUGH OF KINNELON

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Karen M. Iuele, Borough Clerk

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James Freda, Mayor

**CERTIFICATION**

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

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

**LEGAL NOTICE**

**BOROUGH OF KINNELON, MORRIS COUNTY**

**ORDINANCE NO. \_\_\_\_**

**NOTICE IS HEREBY GIVEN**, that the foregoing Ordinance entitled "An Ordinance Authorizing the Acquisition of Real Property Known and Described as Block 34801, Lot 102 on the Official Tax Map of the Borough of Kinnelon with a street address of 180 Boonton Avenue, Kinnelon, New Jersey and commonly known as the Boonton Avenue Recreation Fields (the "Property") for Public Open Space and Park Purposes, Recreation, Community and Other Public Uses and Authorizing All Actions Necessary To Implement and Effect The Acquisition of The Property" was introduced, read by title and passed on the first reading at a meeting held on \_\_\_\_\_, 2021. A Statement of Purpose of the Ordinance is contained below. The Governing Body of the Borough of Kinnelon will further consider the Ordinance for second reading and final passage thereof at their meeting to be held on \_\_\_\_\_, 2021 at \_\_\_\_\_ p.m., prevailing time, at the Municipal Building, 130 Kinnelon Road, Kinnelon, New Jersey 07405, at which time and place a public hearing will be held thereon by the Governing Body and all parties in interest and citizens shall have an opportunity to be heard concerning said Ordinance.

**STATEMENT OF PURPOSE OF ORDINANCE**

The purpose of the above Ordinance is to authorize the acquisition of certain property formally known as Block 34801, Lot 102 on the Official Tax Map of the Borough of Kinnelon with a street address of 180 Boonton Avenue, Kinnelon, New Jersey and commonly known as the Boonton Avenue Recreation Fields (the "Property") for public open space and park purposes, recreation, community and other public uses for the purchase price of \$375,000. The Property is



located at 180 Boonton Avenue, Kinnelon, New Jersey. The Borough is acquiring the entirety of the Property consisting of approximately 7.1 acres in fee title. Among other things, the Borough intends to continue to use the Property for recreation purposes as has been used by the Borough for decades under a long-term lease and renewals thereof with the Town of Boonton, the record owner of the Property.

The Ordinance approves the terms and conditions of a Contract for Sale of Real Estate, authorizes its execution by the Mayor and Borough Clerk and authorizes other employees, officials and professionals of the Borough to take all steps necessary to implement the acquisition of the Property. The Ordinance also authorizes the execution of ancillary related documents such as the Closing Statements, Affidavits, Post-Closing Agreements, Escrow Agreements, Internal Revenue Code forms, documents related to the funding of a portion of the acquisition costs by the New Jersey Department of Environmental Protection Green Acres Program and the Morris County Open Space Trust Fund and all other typical documents associated with an acquisition of the Property. It also authorizes non-material modifications in the final form of the Contract for Sale of Real Estate and other attached documents, provided that the purchase price and certain other provisions are not modified. The Ordinance authorizes the purchase of Title Insurance and Environmental Insurance as appropriate.

A copy of the full Ordinance and the Contract for the Sale of Real Estate is available to any member of the general public without cost, at the Borough of Kinnelon Municipal Building, 130 Kinnelon Road, Kinnelon, New Jersey, at the Office of the Borough Clerk, between the hours of 9:00 a.m. and 4:00 p.m.

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Karen M. Iuele, Borough Clerk  
Borough of Kinnelon  
County of Morris, State of New Jersey



**ORDINANCE NO. 17-21**

**ORDINANCE PROVIDING FOR CAPITAL IMPROVEMENT TO BE UNDERTAKEN BY THE BOROUGH OF KINNELON, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$44,000.00 THEREFOR FROM THE WATER UTILITY CAPITAL IMPROVEMENT FUND OF THE BOROUGH.**

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 improvement described in Section 2 of this ordinance is hereby authorized to be made or acquired by the Borough of Kinnelon, in the County of Morris, New Jersey, as a general improvement, and there is hereby appropriated therefor the sum of \$44,000 from moneys available in the Water Utility Capital Improvement Fund of the Borough.

SECTION 2: The improvement or purpose for the financing of which the appropriation is made as provided in Section 1 of this ordinance is the replacement of two water pumps at the Kakeout Road pump station, together with the site work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

SECTION 3: The Water Utility Capital Budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

SECTION 4: This ordinance shall take effect after final passage as provided by law.

ATTEST:



Karen M. Luele, RMC

BOROUGH OF KINNELON



James Freda, Mayor

(TO BE PUBLISHED WITH THE ORDINANCE, IN FULL OR BY TITLE, AND POSTED WITH THE ORDINANCE, IN FULL, AFTER INTRODUCTION AND AT LEAST SEVEN DAYS PRIOR TO THE PUBLIC HEARING)

**NOTICE OF PENDING ORDINANCE**

ORDINANCE PROVIDED FOR CAPITAL IMPROVEMENTS OR PURPOSES TO BE UNDERTAKEN BY THE BOROUGH OF KINNELON, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$44,000 THEREFOR FROM THE WATER UTILITY CAPITAL IMPROVEMENT FUND OF THE BOROUGH.

The ordinance, the title of which is published herewith, was duly and finally adopted by the Borough Council of the Borough of Kinnelon, in the County of Morris, New Jersey on November 18, 2021.

A handwritten signature in black ink, appearing to read "Karen M. Luele", written over a horizontal line.

Karen M. Luele, RMC  
Kinnelon Borough Clerk

**(TO BE PUBLISHED WITH THE ORDINANCE, IN FULL OR BY TITLE, AND POSTED WITH THE ORDINANCE, IN FULL, AFTER INTRODUCTION AND AT LEAST SEVEN DAYS PRIOR TO THE PUBLIC HEARING)**

**NOTICE OF PENDING ORDINANCE**

**ORDINANCE PROVIDING FOR CAPITAL IMPROVEMENTS OR PURPOSES TO BE UNDERTAKEN BY THE BOROUGH OF KINNELON, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$44,000 THEREFOR FROM MONEYS IN THE WATER UTILITY CAPITAL IMPROVEMENT FUND OF THE BOROUGH.**

The ordinance, the title of which is published herewith, was introduced and passed upon first reading at a meeting of the Borough Council of the Borough of Kinnelon, in the County of Morris, New Jersey, held on October 21, 2021. It will be further considered for final passage, after public hearing thereon, at a meeting of said Borough Council to be held in the Municipal Building in said Borough on November 18, 2021 at 8:00 o'clock P.M., and during the week prior to and up to including the date of such meeting, copies of said ordinance will be made available at the Clerk's Office in the Municipal Building in said Borough to the members of the general public who shall request the same. The purpose of said ordinance is to appropriate \$44,000 for capital improvements or purposes to be undertaken by the Borough from moneys available in the Water Utility Capital Improvement Fund of the Borough.

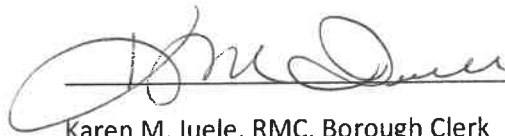
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Karen M. Luele, RMC

Kinnelon Borough Clerk

CERTIFICATION

I, Karen luele, 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 October 21, 2021 and adopted by the Governing Body at a regular meeting of the Borough held on November 18, 2021.



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Karen M. luele, RMC, Borough Clerk

October 21, 2021

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:	W. Yago, Yes;	V. Russo, Yes;
	R. Roy, Yes;	R. Charlies, Yes;
	S. Mabey, Yes;	J. Lorkowski, Yes.

WHEREAS, the above ordinance was introduced at this meeting held on October 21, 2021 and read by title, and passed on first reading:

NOW, THEREFORE, BE IT RESOLVED, that at the regular meeting to be held on November 18, 2021 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 S. Mabey offered a motion to publish the foregoing resolution. This was second by Councilman V. Russo.

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

#### **TAX COLLECTOR'S REPORT:**

During the month of September 2021, the Tax Collector's Report indicated we collected \$454,307.99 in taxes.

#### **INVESTMENT OFFICER'S REPORT:**

A total of \$1,534.12 was collected in interest for the month of September 2021.

#### **APPOINTMENT:**

Upon motion of Councilman J. Lorkowski, and seconded by Councilman S. Mabey, followed by the "yes" roll call vote of all Council Members present, the appointment of Lauren Ebersol to the Environmental Committee.

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

#### **ADJOURNMENT:**

This meeting adjourned at approximately 9:30 p.m. on motion by Councilman R. Roy with the unanimous affirmative voice vote of all present.

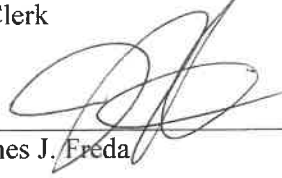


October 21, 2021

Respectfully submitted,



Karen M. Iuele, RMC  
Borough Clerk



Mayor James J. Freda