#### MEETING TO ORDER.

The regular meeting of the Kinnelon Borough Governing Body was called to order by Mayor James Freda at 7:00 p.m., on Thursday, February 15, 2024, at 130 Kinnelon Road, Kinnelon New Jersey.

There was a Salute to the Flag, after which the Borough Clerk 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 December, 2023 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, Eric Harriz, Sean Mabey, Vince Russo, Anthony Chirdo and Cyndi Frank.

#### **TREASURER'S REPORT:**

The Treasurer's Report for February, 2024 indicated we started out with cash on hand as of December 31, 2023, in the amount of \$10,368,023.01. Receipts for the month of January 2023 totaled \$3,133,270.60, with disbursements amounting to \$4,754,812.98. The new balance on hand as of January 31, 2024 was \$8,746,480.63.

#### **HEARING FROM THE PUBLIC:**

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

Mr. Thomas Kline stated that there are three resolutions on the agenda that pertain to the L'Ecole Kinnelon Museum. We would like to go out for a Morris County Historic Preservation Trust Grant. This would take care of the electrical issue that is present from the fire two years ago., and also the gutters over the porch section needs to be replace and needs to match the rest of the gutters.

Mr. Kline also spoke on New Pond and had a couple of pictures to present to the council.

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

A motion was offered by Councilman V. Russo and seconded by Councilman A. Chirdo for the payment of bills dated February 15, 2024.

BOROUGH OF KINNELON Check Register By Check Date

Range of Checking Accts: First
Report Type: All Checks to Last

Range of Check Dates: 01/19/24 to 12/31/24
Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	rount Account Davah	Amount Paid	Reconciled/Void Ref Num
	CHECK DUCC	7 (100)	Dough		
GENERAL	Ge	eneral Acc	count Account Payab RACHLES/MICHELE'S OIL CO.,INC		4982
	02/01/24	RAC02	VERTION CONNECT FLEET USA	1,330.71	4982
	02/01/24	VEK10	VERIZON CONNECT FLEET USA VAN CLEEF ENGINEERING ASSOC. A.C. DAUGHTRY INC. ACTION DATA SERVICES AFFILIATED TECHNOLOGY	1 000 00	4982 4983 4984 4984 4984 4984 4984 4984 4984 4984 4984 4984 4984 4984 4984 4984 4984 4984 4984 4984 4984 4988
	02/02/24	VAN17	VAN CLEEF ENGINEERING ASSOC.	221 44	4984
	02/15/24	AC	A.C. DAUGHTRY INC.	1 125 60	4984
	02/15/24	ACT04	ACTION DATA SERVICES AFFILIATED TECHNOLOGY A.G.L. WELDING SUPPLY COMPANY ALLIED OIL COMPANY AMAZON CAPITAL SERVICES AMERICAN HOSE & HYDRAULIC CO. ANJEC ATLANTIC SALT INC. THE AUTO PARTS SOURCE AWISCO NEW YORK CORP BBG, INC BOROUGH OF BUTLER BOROUGH OF BUTLER BOROUGH OF KINNELON BRAEN STONE INDUSTRIES, INC BRT TECHNOLOGIES, LLC OPTIMUM	1,123.00	4984
	02/15/24	AFF02	AFFILIATED TECHNOLOGY	190.02	4984
	02/15/24	AGL01	A.G.L. WELDING SUPPLY COMPANY	2 007 51	4984
	02/15/24	ALL04	ALLIED OIL COMPANY	3,097.31	4984
	02/15/24	AMA03	AMAZON CAPITAL SERVICES	04.40 120.50	4984
	02/15/24	AME16	AMERICAN HOSE & HYDRAULIC CO.	139.30	4984
	02/15/24	ANJ01	ANJEC	423.00	4984
	02/15/24	ATL01	ATLANTIC SALT INC.	40,305.40	4984
	02/15/24	AUT05	THE AUTO PARTS SOURCE	256.98	4984
	02/15/24	AWI01	AWISCO NEW YORK CORP	1/3.25	40C4 400A
	02/15/24	BBG01	BBG, INC	1,050.00	4984
	02/15/24	BOR	BOROUGH OF BUTLER	41,147.19	4984
	02/15/24	BOR01	BOROUGH OF BUTLER ELECTRIC	5,392.44	4984
26849	02/15/24	BOR02	BOROUGH OF KINNELON	368.92	4984
26850	02/15/24	BRA05	BRAEN STONE INDUSTRIES, INC	1,376.92	4984
26851	02/15/24	BRT01	BRT TECHNOLOGIES, LLC	577.50	4984
26852	02/15/24	BSN01	BSN SPORTS LLC	2,092.43	4984
	02/15/24	CAB01	OPTIMUM	59.10	4984
	02/15/24	CAB02	OPTIMUM	145.94	4984
	02/15/24	CAB03	OPTIMUM	120.39	4984
	02/15/24	CAB04	OPTIMUM	120.39	4984
	02/15/24	CAB05	OPTIMUM	120.39	4984
	02/15/24	CAB06	OPTIMUM	120.39	4984
	02/15/24	CAB07	OPTIMUM	120.39	4984
	02/15/24	CAB08	OPTIMUM	215.59	4984
	02/15/24	CAB09	OPTIMUM	120.39	4984
	02/15/24	CAB10	OPTIMUM	367.42	4984
	02/15/24	CAB11	OPTIMUM	125.94	4984
	02/15/24	CAB12	OPTTMUM	168.49	4984
	02/15/24	CAP05	CAPTUREPOINT	4,100.00	4984
	02/15/24	CER01	CERTIFIED SPEEDOMETER SERVICE	220.00	4984
	02/15/24		CERTIFIED LABORATORIES	774.95	4984
	3 02/15/24		CHILTON OCCUPATIONAL HLTH CTR	173.00	4984
	02/15/24		NICHOLAS CIFELLI	23.42	4984
	02/15/24		CINTAS CORPORATION #111	514.30	4984
	L 02/15/24		FIRST-CITIZENS BANK & TRUST CO	586.73	4984
	02/15/24		COOPERATIVE COMMUNICATIONS INC	4,129.43	4984
	3 02/15/24		CORE & MAIN LP	486.84	4984
	4 02/15/24		CREW ENGINEERS, INC.	3,129.50	4984
	5 02/15/24		DAVID CROUTHAMEL	136.00	4984
			DIGITAL ASSURANCE CERT., LLC	2,500.00	4984
	6 02/15/24 7 02/15/24		DAN COMO & SONS INC.	200.00	4984
	7 02/15/24 9 02/15/24		DARMOFALSKI ENGINEERING ASSOC.	6,860.00	4984
	8 02/15/24		DAVE'S TIRE, LLC	6,354.51	4984
	9 02/15/24 0 02/15/24		DE BLOCK ENVIRONMENTAL SERVICE	3,786.78	4984
2000	0 02/15/24	. עבטעט	DE BEOCK FRATKOUNFRINE SEKATOE	5,.000	

## BOROUGH OF KINNELON Check Register By Check Date

CHECK #	Check Date	Vendor		Amount Paid	Reconciled/Void Ref Num
GENERAL	Ge	neral Acco	DUNT ACCOUNT PAYAB CONTINUED DIAS LAW LLC EAGLE POINT GUN/TJ MORRIS ELECTRO BATTERY SYSTEMS INC. EMERGENCY MEDICAL PRODUCTS INC EXTRA SPACE STORAGE FOR NORTH LLP FISHER TANK COMPANY FOVEONICS DOCUMENT SOLUTIONS FRANK, MATTHEW V/CHEN, ANNIE JAMES FREDA BRIAN T. GIBLIN, ESQ. GILBY'S SCREEN PRINTING GLATFELTER SPECIALTY BENEFITS ELLEN HAID HARD ROCK HOTEL & CASINO JENNIFER HIGHERS HOME DEPOT CREDIT SERVICE HORIZON OFFICE EQUIPMENT ICE VAULT ARENA INSTITUTE FOR PROF. DEVELOPM'T KAREN IUELE KAREN M. IUELE, DEPUTY CLERK JCP&L J. HARRIS ACADEMY OF POLICE TR JIMMY THE SHOE DOCTOR KINNELON VOLUNTEER FIRE CO. KINNELON BOARD OF EDUCATION KINNELON BOARD OF EDUCATION KINNELON JUNIOR WRESTLING LAKELAND BANK EQUIP FINANCE LAWSOFT INC. LIFESAVERS, INC. LOEFFEL'S WASTE OIL SERVICE MATTHIJSSEN, INC. MCAA OF NJ		
26881	02/15/24	DIA03	DIAS LAW LLC	3,675.00	4984
26882	02/15/24	EAG01	EAGLE POINT GUN/TJ MORRIS	1,193.10	4984
26883	02/15/24	ELE03	ELECTRO BATTERY SYSTEMS INC.	89.76	4984
26884	02/15/24	EMEO2	EMERGENCY MEDICAL PRODUCTS INC	288.24	4984
26885	02/15/24	EXT01	EXTRA SPACE STORAGE	367.00	4984
26886	02/15/24	FDR01	FDR NORTH LLP	92.30	4984
26887	02/15/24	FISO5	FISHER TANK COMPANY	121,152.50	4984
26888	02/15/24	FOV01	FOVEONICS DOCUMENT SOLUTIONS	8,730.46	4984
26889	02/15/24	FRANKO05	FRANK. MATTHEW V/CHEN. ANNIE	978.30	4984
26890	02/15/24	FRF05	JAMES FREDA	51.81	4984
26891	02/15/24	GTB03	BRIAN T. GIBLIN, ESQ.	15,000.00	4984
26892	02/15/24	GTI 03	GILBY'S SCREEN PRINTING	34.23	4984
26893	02/15/24	GSB01	GLATFELTER SPECIALTY BENEFITS	723.00	4984
26894	02/15/24	HATO4	ELLEN HAID	30.00	4984
26895	02/15/24	HAR15	HARD ROCK HOTEL & CASINO	846.00	4984
26896	02/15/24	HTG04	JENNIFER HIGHERS	300.00	4984
26897	02/15/24	ном02	HOME DEPOT CREDIT SERVICE	268.27	4984
26898	02/15/24	HORO4	HORIZON OFFICE EQUIPMENT	255.00	4984
26899	02/15/24	ICEO2	ICE VAULT ARENA	2,250.00	4984
26900	02/15/24	INSO2	INSTITUTE FOR PROF. DEVELOPM'T	50.00	4984
26901	02/15/24	IUE01	KAREN IUELE	110.00	4984
26902	02/15/24	IUE02	KAREN M. IUELE, DEPUTY CLERK	107.00	4984
26903	02/15/24	JCP01	JCP&L	7.27	4984
26904	02/15/24	ЈНА01	J. HARRIS ACADEMY OF POLICE TR	175.00	4984
26905	02/15/24	JIM01	JIMMY THE SHOE DOCTOR	1,497.81	4984
26906	02/15/24	KIN08	KINNELON VOLUNTEER FIRE CO.	9,625.00	4984
26907	02/15/24	KINO9	KINNELON BOARD OF EDUCATION	3,445,283.67	4984
26908	02/15/24	KIN24	KINNELON BOYS YOUTH LACROSSE	10,196.50	4984
26909	02/15/24	KJWPA	KINNELON JUNIOR WRESTLING	1,100.00	4984
26910	02/15/24	LAK02	LAKELAND BANK EQUIP FINANCE	3,239.55	4984
26911	02/15/24	LAW07	LAWSOFT INC.	1,095.00	4984
26912	02/15/24	LIF02	LIFESAVERS, INC.	328.95	4984
26913	02/15/24	LOE01	LOEFFEL'S WASTE OIL SERVICE	176.25	4984
26914	02/15/24	MAT04	MATTHIJSSEN, INC.	9,564.00	4984
26915	02/15/24	MCAA1	MCAA OF NJ	50.00	4984
26916		MET07	METROPOLITAN LIFE INSURANCE CO	897.86	4984
26917		MIC02	MICROSYSTEMS-NJ.COM, L.L.C.	4,586.30	4984
26918	3 02/15/24	MIL10	MILLENIUM STRATEGIES	400.00	4984
26919	02/15/24	MOD02	MODERN HANDLING EQUIPMENT NJ	156.58	4984
26920	02/15/24	MON14	MODERN HANDLING EQUIPMENT NJ MONMOUTH TELECOM	487.77	4984
26921	L 02/15/24	MORO3	MORRIS CO. ASSESSOR'S ASSN.	192.00	4984
26922	2 02/15/24	MOR14	MORRIS CTY POLICE CHIEFS ASSOC	300.00	4984
26923	3 02/15/24	MOR17	MORRIS CTY TAX COLL/TREAS ASSC	40.00	4984 4984
	4 02/15/24	MOR21	MORRIS COUNTY M.U.A.	36,791.94	4904
	5 02/15/24	MOR32	MORRIS CO. FIRE PREVENTION	50.00	4984
	5 02/15/24	MOR41	MORRIS COUNTY PARK COMMISSION	1,4/5.00	4984 4984
	7 02/15/24	MUN02	MUNICIPAL RECORD SERVICE INC.	030.00	4984 4984
	8 02/15/24	NES01	NESTLE PURE LIFE DIRECT	91.76	4964 4984
	9 02/15/24	NIE02	NIELSEN DODGE	556.00	4984 4984
	0 02/15/24		NJ ASSOC. OF CHIEFS OF POLICE	275.00	4984 4984
	1 02/15/24		NJ CONFERENCE OF MAYORS	395.00	4984
2693	2 02/15/24	NJD07	NJ DEPT HEALTH & SENIOR SERV	694.80	1301

Check #	Check Date	Vendor	COUNT ACCOUNT PAYAB CONTINUED  NEW JERSEY STATE LEAGUE NJ PEST, LLC NJ RECREATION & PARK ASSN. NORTH JERSEY COURT ADMIN ASSOC GANNET NY-NJ LOCALIQ GANNET NY-NJ LOCALIQ NORTH JERSEY MUNICIPAL NORTHEAST COMMUNICATIONS, INC. ONE CALL CONCEPTS, INC. P&A GROUP SEAN PATALITA PBM SUPPLY COMPANY PLAQUEMAKER.COM P.S.E. & G. PV BUSINESS SOLUTIONS PUBLIC WORKS ASSOC. OF N.J. QBE SPECIALTY INSURANCE CO RACHLES/MICHELE'S OIL CO.,INC REINER GROUP INC. REPUBLIC SERVICES, INC RIO SUPPLY INC RIVALRY SPORTS MEDICINE ROUTE 23 AUTO MALL TONY SANCHEZ, LTD MELANIE SCHUCKERS SV SPORTS INC THE SHADE TREE DEPARTMENT LLC DOUGLAS SHORTWAY SKYTOP RECYCLING SMOKE RISE CLUB JAMES SPELLMON JR. STAPLES ADVANTAGE, DEPT NY	Amount Paid	Reconciled/Void R	ef Num	
GENERAL	Ge	neral Acc	count Account Pavab Continued				
26933	02/15/24	NJLM01	NEW JERSEY STATE LEAGUE	205.00		4984	
26934	02/15/24	NJP07	NJ PEST, LLC	200.00		4984	
26935	02/15/24	NJR01	NJ RECREATION & PARK ASSN.	425.00		4984	
26936	02/15/24	NORO1	NORTH JERSEY COURT ADMIN ASSOC	90.00		4984	
26937	02/15/24	NORO2	GANNET NY-NJ LOCALIO	0.00	02/15/24 VOID	0	
26938	02/15/24	NORO2	GANNET NY-NJ LOCALIO	732.24		4984	
26939	02/15/24	NOR13	NORTH JERSEY MUNICIPAL	74,090.00		4984	
26940	02/15/24	NOR18	NORTHEAST COMMUNICATIONS, INC.	129,789.41		4984	
26941	02/15/24	ONEO2	ONE CALL CONCEPTS, INC.	92.95		4984	
26942	02/15/24	PAG02	P&A GROUP	350.00		4984	
26943	02/15/24	PAT04	SEAN PATALITA	148.98		4984	
26944	02/15/24	РВМО1	PBM SUPPLY COMPANY	65.45		4984	
26945	02/15/24	PLA04	PLAQUEMAKER.COM	203.25		4984	
26946	02/15/24	PSE01	P.S.E. & G.	5,627.66		4984	
26947	02/15/24	PVB01	PV BUSINESS SOLUTIONS	298.50		4984	
26948	02/15/24	PWA01	PUBLIC WORKS ASSOC. OF N.J.	105.00		4984	
26949	02/15/24	OBE01	QBE SPECIALTY INSURANCE CO	272.00		4984	
26950	02/15/24	RAC02	RACHLES/MICHELE'S OIL CO., INC	729.25		4984	
26951	02/15/24	REI09	REINER GROUP INC.	3,831.87		4984	
26952	02/15/24	REP01	REPUBLIC SERVICES, INC	6,629.46		4984	
26953	02/15/24	RIO01	RIO SUPPLY INC	5,200.00		4984	
26954	02/15/24	RIV07	RIVALRY SPORTS MEDICINE	594.75		4984	
26955	02/15/24	ROU01	ROUTE 23 AUTO MALL	362.86		4984	
26956	02/15/24	SAN03	TONY SANCHEZ, LTD	190.85		4984	
26957	02/15/24	SCH30	MELANIE SCHUCKERS	136.64		4984	
26958	02/15/24	SCH43	SV SPORTS INC	1,710.05		4984	
26959	02/15/24	SHA03	THE SHADE TREE DEPARTMENT LLC	398.24		4984	
26960	02/15/24	SH006	DOUGLAS SHORTWAY	582.26		4984	
26961	02/15/24	SKY05	SKYTOP RECYCLING	1,300.00		4984	
26962	02/15/24	SM001	SMOKE RISE CLUB	86,755.08		4984	
26963	02/15/24	SPE04	JAMES SPELLMON JR.	1,300.00	02/15/24 VOTD	4904	
26964	02/15/24	STA	STAPLES ADVANTAGE, DEPT NY	0.00	02/15/24 VOID	400 <i>4</i>	
26965	02/15/24	STA	STAPLES ADVANTAGE, DEPT NY	1,459.59		4904	
26966	02/15/24	STA05	STATE OF NEW JERSEY PWT	86.58		490 <del>4</del> 400 <i>4</i>	
26967	02/15/24	STA34	STANDARD SPRINGS INC.	2,158.40		4904	
26968	02/15/24	STI03	STATE OF NEW JERSEY PWT STANDARD SPRINGS INC. JENNIFER STILLMAN - TREASURER SUBURBAN DISPOSAL INC. SUBURBAN TRENDS HAILEY SZABO TASTE OF REALITY TCTA OF NJ THYSSENKRUPP ELEVATOR CORP.	200.00		4984	
26969	02/15/24	SUB03	SUBURBAN DISPOSAL INC.	90,541.00 27.62		4984	
26970	02/15/24	SUB04	SUBURBAN TRENDS	37.03 420.07		4984	
	02/15/24	SZA01	HAILEY SZABU	420.07 406.16		4984	
	02/15/24		TOTA OF NE	100.10		4984	
	02/15/24	TCT01	TUNCCENIUPUD ELEVATOR CORR	1 969 75		4984	
	02/15/24		THYSSENKRUPP ELEVATOR CORP.	1,303.73		4984	
	02/15/24		TIDE TECH AND AUTO DEDATE	1 254 00		4984	
	5 02/15/24		TOLIC DV MATE DAVMENT CENTER	39.38		4984	
	7 02/15/24		THYSSENKRUPP ELEVATOR CORP. TILCON NEW YORK INC. TIRE TECH AND AUTO REPAIR TOLLS BY MAIL PAYMENT CENTER TOWNSHIP OF RANDOLPH TRAINING UNLIMITED, LLC TRIONAID ASSOCIATES ULINE	1.100.00		4984	
	8 02/15/24 0 02/15/24		TRAINING INITMITTED 110	475.00		4984	
	9 02/15/24 0 02/15/24		TRIONATO ASSOCIATES	180.00		4984	
	0 02/13/24 1 02/15/24		III TNF	72.82		4984	
	2 02/15/24		UNITED AUTOMATIC FIRE SPRINKLR	400.00		4984	
	2 02/13/24 3 02/15/24		VERTZON WIRELESS - KPD	190.05		4984	
	4 02/15/24		VERIZON CONNECT NWF, INC	339.99		4984	

Check #	Check Da	te Vendor				Amount Pa	id	Reconciled/Void	l Ref Num	
GENERAL 26985 26986 26987 26988 26989 26990 26991	02/15/24 02/15/24 02/15/24 02/15/24 02/15/24 02/15/24 02/15/24	VER18 WAS04 WAY04 WEI07 WOR04 XTR01	OUNT ACCOUNT VERIZON CONN WASH HOUNDS WAYNE ELECTR WEINER LAW G WORLD INSURA XTREME GRAPH UNIFIRST-FIR	ECT FLEET  IC SUPPLY  ROUP LLP  NCE ASSOCI  IX, LLC	USA COMPANY ATES LLC	143. 99. 41. 48. 12,572. 2,330.	11 75 00 44 00		4984 4984 4984 4984 4984 4984 4986	
	g Account Di	•	Paid 158 it: 0 al: 158	<u>Void</u> 2 0 2	Amount 4,273,3 4,273,3	09.97	<u>Am</u>	ount Void 0.00 0.00 0.00		
	02/15/24	4 DAR01	DARMOFALSKI DARMOFALSKI			0. 7,380	.00 .00	02/15/24 VOID	0 4985	
Checking	g Account D	Totals Chec irect Depos Tot	it: <u> </u>	<u>Void</u> 1 0 1		Paid 80.00 0.00 80.00	<u>Am</u>	0.00 0.00 0.00 0.00		
Report <sup>2</sup>		Chec irect Depos Tot	it: <u>0</u>	<u>Void</u> 3 0 3	Amount 4,280,6	589.97 0.00	<u>An</u>	0.00 0.00 0.00 0.00		

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	3-01	254,792.10	0.00	0.00	254,792.10
WATER FUND	3-05	35,700.08	0.00	0.00	35,700.08
SEWER FUND	3-07 Year Total:	9,900.26 300,392.44	0.00	0.00	9,900.26 300,392.44
CURRENT FUND	4-01	3,642,964.45	0.00	0.00	3,642,964.45
WATER FUND	4-05 Year Total:	1,467.01 3,644,431.46	0.00	0.00	1,467.01 3,644,431.46
	C-04	2,158.40	0.00	0.00	2,158.40
	C-06 Year Total:	129,482.00 131,640.40	0.00	0.00	129,482.00 131,640.40
OOG TAX	D-13	694.80	0.00	0.00	694.80
TATE AND FEDERAL GRANTS	G-02	133,727.58	0.00	0.00	133,727.58
NOW TRUST	N-35	40,305.46	0.00	0.00	40,305.46
RECREATION SPECIAL	R-16	21,921.87	0.00	0.00	21,921.87
RECYCLE FUND	Y-21	195.96	0.00	0.00	195.96
Total	Of All Funds:	4,273,309.97	0.00	0.00	4,273,309.97

## BOROUGH OF KINNELON Check Register By Check Date

Project Description	Project No.	Project Total	
87 CHAPEL HILL VGNGNA 11105112	11105112	70.00	
11906107 2 HAZELWOOD OWENS	11906107	140.00	
3 OAKWOOD TRL 1542 DLUGOLECKI	1542	405.00	
41 HIGHLANDS DR 1558 BABITSCH	1558	545.00	
GARBARINO #1562	1562	420.00	
153 KIEL AVE 1563 STINE	1563	560.00	
198 Kinnelon Rd Antebi22401115	22401115	405.00	
236 SOUTH GLEN ROAD	23201130	1,700.00	
43 HILLTOP HENNION 260211543	260211543	820.00	
43 KIEL AVENUE SHELLS	45205130	405.00	
14 DOGWOOD TRAIL PHILIPPY	45912106	560.00	
24 DENISE DR PALMIERI 57101109	57101109	135.00	
1160 RT 23, KITE REALTY	576011046	1,215.00	
Total Of All Proje	Total Of All Projects:		

Roll Call:

Councilman W. Yago, Yes;

Councilman J.E. Harriz, Yes;

Councilman S. Mabey, Yes;

Councilman V. Russo, Yes;

Councilman A. Chirdo, Yes;

Councilwoman C. Frank, Yes.

#### **CONSENT AGENDA:**

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

- a. Resolution: 2.01.24 GCADA Grant Fund Municipal Resolution K-Cares
- b. Resolution: 2.02.24 Appointment of NJHIF Fund Commissioner for 2024 Mayor James Freda
- c. Resolution: 2.03.24 Overpayment of Water Utility \$420.07 32 Manchester Court
- d. Resolution: 2.04.24 Authorization for Mayor to Sign Risk Management Consultant's Agreement
- e. Resolution: 2.05.24 Cancel Unexpended Balances of General Capital Appropriations
- f. Resolution: 2.06.24 Amending Chapter 7.10 Drugs and Alcohol Policy of the Borough's Personnel Policy
- g. Resolution: 2.07.24 Authorizing the Mayor to Encumber the Amount of \$34,676.00 from the Borough's Open Space Recreation and Historic Preservation Trust Fund
- h. Resolution: 2.08.24 Authorizing the Mayor to Sign a Morris County Historic Preservation Trust Grant Application for L'Ecole, the Kinnelon Museum
- i. Resolution: 2.09.24 Authorizing the Mayor to Sign a Declaration of Intent for the Borough of Kinnelon to Apply to the Morris County Historic Preservation Trust for a Construction Grant for L'Ecole, the Kinnelon Museum
- j. Resolution: 2.10.24 Grant application for Tennis Courts
- k. Approval of Minutes: January 4, 2024, January 11, 2024 and January 18, 2024
- I. Raffle License: Tri-Boro Chamber of Commerce RL-887-KB

Je.

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### Governor's Council on Alcoholism and Drug Abuse Fiscal Grant Cycle July 2020-June 2025

## GCADA Grant Fund Municipal Resolution

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of Kinnelon County of Morris, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Morris,

NOW, THEREFORE, BE IT RESOLVED by the Borough of Kinnelon, County of Morris, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Kinnelon Municipal Alliance grant for fiscal year 2025 in the amount of:

GCADA Grant

\$4,169.00

Cash Match

\$1,042.25

In-Kind

\$3,126.75

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED:					
	James J.	Freda,	Mayor		

#### CERTIFICATION

I, Karen M. luele, Municipal Clerk of the Boro	ugh of Kinnelon, Cour	nty of Morris, State of
New Jersey, do hereby certify the foregoing t	o be a true and exact	copy of a resolution
duly authorized by the Borough Council on th	is day of	, 2024.

Karen M.	luele.	Municipal	Clerk	

# APPOINTMENT OF NJHIF FUND COMMISSIONER FOR THE YEAR 2024

WHEREAS the Kinnelon Borough Council would like to appoint Mayor James Freda as the North Jersey Bergen Municipal Employees Benefit Fund Commissioners and Thomas Carroll as the NJFIH Alternate, to the fund Commissioner.

NOW THERFORE IT BE RESOLVED by the Kinnelon Borough Council appoint Mayor James Freda as the North Jersey Bergen Municipal Employees Benefit Fund Commissioner and Thomas Carroll as the alternate.

Dated: February 15, 2024

Karen M. Iuele, RMC Kinnelon Borough Clerk

# RES. # 2.03.24

BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, Kinnelon, New Jersey, that a warrant be drawn to renter, Hailey Sabo in the amount of \$420.07 representing refund for overpayment of water utility for 32 Manchester Ct, Kinnelon, New Jersey.

Cornailman Harris Cernailman Chido Cornailman Maber Cornailman Frank Cornailman Maber

February 15, 2024 Leigh Irwin Deputy Tax & Utilities Collector **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 February 15, 2024

DATE: 2/15/24

RESOLUTION 2.0424

### AUTHORIZATION FOR MAYOR TO SIGN RISK MANAGEMENT CONSULTANT'S AGREEMENT

WHEREAS, the Governing Body of the Borough of Kinnelon authorizes the Mayor to sign the Risk Management Consultant's Agreement; and

WHEREAS, the term of this agreement shall be for one (1) year.

NOW, THEREFORE BE IT RESLOVED BY, the Governing Body of the Borough of Kinnelon authorizes the Mayor of the Borough of Kinnelon to sign this agreement with Risk Management Consultant's for a term of 1 year.

Dated: February 15, 2024

Karen M. Iuele, Borough Clerk

## Borough of Kinnelon Morris county, new jersey

# BESOLUTION 2.05.34

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CAPITAL	7	CENEKYI	OF	CES	BALAN	I	NNEXBENDED	
CANCEL	OT	COUNCIL	SOUGH	BOŁ	<b>THE</b>	OŁ	2024: RESOLUTION	<b>FO1</b> -

**WHEREAS**, certain General Capital Improvement appropriation balances remain for projects now completed and/or have been withdrawn as of December 31, 2023; and

**WHEREAS,** it is necessary to formally cancel said balances, effective on or before December 31, 2023 so that the unexpended balances may be credited to Capital Fund alances, and unused debt authorizations may be canceled; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council, Borough of Kinnelon, following unexpended dedicated balances at his discretion and at a date that is appropriate which may be December 31, 2023:

#### General Capital Fund

\$8'920'621\$	Improvement of Kiel Avenue	0rd # 07-2019
00 <sup>.</sup> 990't\$	Acquisition of Firefighting Equipment	Ord # 03-2019
12.721,144\$	Various Improvements	Ord # 02-2014
94.848,45	Various Improvements	Ord # 01-2013

Kinnelon Borough Clerk

Dated: February 15, 2024

Certification

I, Karen M. Iuele, Municipal Clerk of the Borough of Kinnelon state that this is a true resolution adopted at the Regular Mayor and Council meeting of the Borough of Kinnelon, held on February 15, 2024

Dated: February 15, 2024

Karen M. Iuele, RMC Kinnelon Borough Clerk

# BOROUGH OF KINNELON, COUNTY OF MORRIS STATE OF NEW JERSEY

# RESOLUTION # 2.06. 24

# A RESOLUTION AMENDING CHAPTER 7.10 DRUGS AND ALCOHOL POLICY OF THE BOROUGH'S PERSONNEL POLICY

WHEREAS, Section 53-4 of the Code of the Borough of Kinnelon (the "Borough") authorizes the Borough Council to amend the Borough's personnel policy from time-to-time by resolution; and

WHEREAS, pursuant to N.J.S.A. 24:6I-52a(1), and in accordance with all state and federal laws, an employee shall not be subject to any adverse action by an employer solely due to the presence of cannabinoid metabolites in the employee's bodily fluid as a result of engaging in conduct permitted under N.J.S.A. 24:6I-31 et al.; and

WHEREAS, the Borough may require an employee to undergo a drug test upon reasonable suspicion of an employee's use of cannabis or cannabis products while engaged in the performance of the employee's work responsibilities, or upon finding any observable signs of impairment related to usage of cannabis or cannabis products, or as part of a random drug test program, or following a work-related accident subject to investigation by the employer; and

WHEREAS, the New Jersey Cannabis Regulatory Commission has issued guidance for employer workplace testing of employees based upon reasonable suspicion pending its approval of standards for Workplace Impairment Recognition Expert certifications; and

**WHEREAS**, Borough Labor Counsel has prepared revisions to the Chapter 7.10 drugs and alcohol policy set forth in the Borough's personnel policy.

**NOW, THEREFORE, BE IT RESOLVED** that the governing body of the Borough hereby approves the amendment of Chapter 7.10 drugs and alcohol policy set forth in the Borough's personnel policy.

**BE IT FURTHER RESOLVED** that the Business Administrator shall cause the amendment of the Chapter 7.10 drugs and alcohol policy to be distributed to employees and the amended policy shall also be filed in the office of the Borough Clerk.

Dated: February/5, 2024

Karen Iuele, Municipal Clerk

RESOLUTION: 02.07.2024

RESOLUTION AUTHORIZING THE MAYOR TO ENCUMBER THE AMOUNT OF \$34,676.00 FROM THE BOROUGH'S OPEN SPACE, RECREATIONS AND HISTORIC PRESERVATION TRUST FUND

WHEREAS, the Borough of Kinnelon ("Borough") will be submitting a construction grant application to the Morris County Historic Preservation Trust for 2024 in the amount of \$138,704; and

WHEREAS, the purpose of said construction grant application is to obtain funding for the restoration and re-construction of L'Ecole, the Kinnelon Museum, which will involve electrical upgrades, interior finishes and exterior drainage; and

WHEREAS, the construction grant application stipulates that the Borough must commit to a twenty percent grant match by Resolution of the Governing Body, with the required match for construction being \$ 34,676; and

WHEREAS, the Borough has an Open Space, Recreations and Historic Preservation Trust fund and the expenditure of the funds consistent with the construction grant application is an appropriate use of the monies in the Open Space, Recreation and Historic Preservation Trust fund; and

WHEREAS, the Borough desires to authorize the encumbrance of \$34,676 from the Open Space, Recreation and Historic Preservation Trust fund in accordance with the terms of the construction grant application to be submitted to the Morris County Preservation Trust.

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

- 1. The Borough hereby authorizes the encumbrance of \$34,676 from the Open Space, Recreation and Historic Preservation Trust fund, which constitutes a twenty percent grant match to the construction grant application that will be made to the Morris County Historic Preservation Trust in the amount of \$138,704 in connection with the restoration and reconstruction of L'Ecole, the Kinnelon Museum.
- 2. 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 purpose of this Resolution.
- 3. The 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 February 15, 2024

Karen M. Iuele, RMC Kinnelon Borough Clerk RESOLUTION AUTHORIZING THE MAYOR TO SIGN A MORRIS COUNTY HISTORIC PRESERVATION TRUST GRANT APPLICATION FOR A CONSTRUCTION GRANT FOR L'ECLOLE, THE KINNELON MUSEUM

WHEREAS, the Brough of Kinnelon ("Borough") applied for and received a grant from the Morris County Historic Preservation Trust in 2011 to prepare a preservation plan for L'Ecole, the Kinnelon Museum; and

WHEREAS, a preservation plan was prepared and executed that detailed a multi-year restoration and preservation plan for L'Ecole, the Kinnelon Museum; and

WHEREAS, the Borough received a construction grant from the Morris County Historic Preservation Trust in 2013 for the first phase of restoration and re-construction; and

WHEREAS, the Borough applied for a construction grant from the Morris County Historic Preservation Trust in 2016 for the second phase for restoration and re-construction; and

WHEREAS, the Borough applied for a construction grant from the Morris County Historic Preservation Trust in 2018 for the second phase for restoration and re-construction; and

WHEREAS, the Borough applied for a construction grant from the Morris County Historic Preservation Trust in 2020 for the third phase for restoration and re-construction; and

WHEREAS, at the completion of the 2020 construction grant work, an electrical fire damaged portions of the building; and

WHEREAS, the Borough desires to continue with the preservation and re-construction of L'Ecole, the Kinnelon Museum, by obtaining construction grant funding from the Morris County Historic Preservation Trust to assist the Borough with restoration of electrical service, interior finishes & exterior drainage; and

WHEREAS, the Morris County Historic Preservation Trust grant guidelines and requirements state that applicants seeking construction grant funds must file a completed grant application by March 28, 2024 with the Morris County Historic Preservation Trust; and

WHEREAS, the Morris County Historic Preservation Trust grant guidelines and requirements state that applicant seeking construction grant funds must have a minimum of twenty percent grant match, with the required match for Phase III, Part C construction being \$34,676; and

WHEREAS, the Borough desires to authorize the execution and submission of a grant application for \$ 138,704 in construction grant funds, with a twenty percent grant match of \$ 34,676 to the Morris County Historic Preservation Trust.

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

- 1. The Borough hereby authorizes the execution and submission of a grant application for \$ 138,704 in construction grant funds, with a twenty percent grant match of \$ 34,676 to the Morris County Historic Preservation Trust in connection with electrical upgrades and restoration and exterior drainage.
- 2. 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 purpose of this Resolution.
- 3. The 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 February 15, 2024

Karen M. luele, RMC Kinnelon Borough Clerk RESOLUTION AUTHORIZING THE MAYOR TO SIGN A
DECLARATION OF INTENT FOR THE BOROUGH OF
KINNELON TO APPLY TO THE MORRIS COUNTY HISTORIC
PRESERATION TRUST FOR A CONSTRUCTION GRANT
FOR L'ECOLE, THE KINNELON MUSEUM

WHEREAS, the Borough of Kinnelon ("Borough") applied for and received a grant from the Morris County Historic Preservation Trust in 2011 to prepare a preservation plan for L'Ecole, the Kinnelon Museum; and

WHEREAS, a preservation plan was prepared and executed that detailed a multi-year restoration and preservation plan for L'Ecole, the Kinnelon Museum; and

WHEREAS, the Borough received construction grants from the Morris County Historic Preservation Trust in 2013, 2015, 2016, 2018 and 2020 for the phase I, phase II and phase III restoration and re-construction; and

WHEREAS, all three phases were successfully carried out except on the last day of phase III in July 2022, a small electrical fire erupted; and

WHEREAS, the Borough desires to continue with the preservation and re-construction of L'Ecole, the Kinnelon Museum, by obtaining additional construction grant funding from the Morris County Historic Preservation Trust to assist the Borough with the restoration and reconstruction which will involve restoration and renovation of the electrical system and components and exterior drainage; and

WHEREAS, the Morris Count Historic Preservation Trust grant guidelines and requirements state that applications seeking construction grant funds must file a "Declaration of Intent" by February 28, 2024; and

WHEREAS, the Morris County Historic Preservation Trust grant guidelines and requirements state that applications seeking construction grant funds must have a minimum of twenty percent grant match, with required match for this portion of the restoration and re-construction project being \$ 34,676; and

WHEREAS, the Borough desires to authorize the execution and submission of Declaration of Intent to submit an application for \$ 138,704 in construction grant funds, with a twenty percent grant match of \$ 34,676 to the Morris County Historic Preservation Trust.

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

1. The Borough hereby authorizes the execution and submission of a Declaration of Intent to submit an application for \$ 138,704 in construction grant funds, with a twenty percent grant match of \$ 34,676 to the Morris County Historic Preservation Trust in connection with the the restoration and re-construction of L'Ecole, the Kinnelon Museum. This part of the restoration and re-construction project will involve electrical upgrades and exterior drainage.

- 2. 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 purpose of this Resolution.
- 3. The 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 February 15, 2024

Karen M. Iuele, RMC Kinnelon Borough Clerk

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# **Declaration of Intent**

Please complete and return by <u>February 28, 2024</u> to Ray Chang, Morris County Office of Planning and Preservation, P.O. Box 900, Morristown, NJ 07963-0900. The grant application deadline is March 28, 2024.

1.	Name of Organization The Borough of Kinnelon							
	Name of Historic Site L'Ecole, The Dr. Helen Miller Home and Office							
3.	Mailing Address 130 Kinnelon Road, Kinnelon NJ 07405							
	Daytime Telephone (973 )838-5401							
	E-Mail thomaslkline3@aol.com							
4.	Type of Organization							
	☐ Historical Society ☐ Museum							
	■ Municipality □ Other:							
5.	If you are a non-profit organization, do you have 501c(3) status under the Federal Internal Revenue Code of 1986, and a purpose in historic preservation?							
	☐ Yes ☐ No ☐ Other:							
6.	Is your historic property listed on the New Jersey or National Register of Historic Places, individually or as part of a historic district listed on the New Jersey or National Register?							
	■ Yes □ No □ Other:							
7.	Total Project Cost \$ 173,380   Match \$ 34,676   Funding Request \$ 138,704   (Note: Program requires 20% match from applicants except for acquisitions which require 50% match and non-construction grants less than \$5,000 which require no match)							
8.	Briefly explain the proposed purpose for the grant requested.  Electrical Upgrades, Interior Finishes and exterior drainage							
	gnature of Organization Official							

RESOLUTION 2.10.24 Whereas, the Dormak (formal name of organization) desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$ 300,000.00 to carry out a project to (briefly describe the project) Be it therefore RESOLVED. 1) that the (formal name of organization) does hereby authorize the application for such a grant; and, 2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between and the New Jersey Department of Community Affairs. Be it further RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith (signature) (type or print name) (type or print name) (title) (title) **CERTIFICATION:** 1, Karen M. Tuele, the (title of position - Board Secretary or Government Clerk) (name of Board Secretary / Government Clerk) (formal name of organization)

hereby certify that at a meeting of the Board of Directors / Governing Body held on 2-15-2024

AFFIX GOV'T, CORPORATE OR NOTARY SEAL

the above RESOLUTION was duly adopted.

(Signature of Secretary of the Board of Directors or Government Clerk)

(meeting date)

(12/03)

ICENSE FOR: Raffle		License No. RL-887 -KB
	ingo or Raffles)	
		Identification No. 43-4-28219
nsert Name		(Display this license conspicuously
of Municipality <b>BOROUGH</b>	OF KINNELON	During the conduct of the games)
nsert Name of		
icensee <u>Tri Boro Area Cha</u>	mber of Commerce Ch	aritable
Address PO Box 100 Bloom	mingdale NJ 07403	
	((	cross out line which) Bingo (not to Exceed 35 games),
This license allows the lie	censee to conduct	Raffles of the kind stated,
The winner to be determ	nined on each of the da	tes, at the places and during the hours shown below:
Kind of Game	Date	Place During hours
On Premises	May 8, 2024	Cypress Tavern 1:00 PM
		174 Kinnelon Road
		Kinnelon NJ 07405
Annual An		
3. This license is valid only All Proceeds will Benefit		eds are devoted to the following specific purpose:
All Proceeds will belieff	Jui Chantable Luna	
4. The names and address	es of the members und	der whom the games will be held, operated and conducted are:
Names		Addresses
Gerald Vinci		cker Terrace, Kinnelon, NJ 07405
Lucillet Brule'	91 Mi	ilton Road, Oak Ridge, NJ 07438
Issued by order of MAY	OR AND COUNCIL	February 1, 2024
(SEAL)		
		1
		(V) IV Seule
		(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:

Councilman, W. Yago, Yes;

Councilman J.E. Harriz, Yes;

Councilman S. Mabey, Yes;

Councilman V. Russo, Yes;

Councilman A. Chirdo, Yes; Councilman C. Frank, Yes.

#### **OLD BUSINESS:**

Mayor Freda stated that there was no old business.

#### **NEW BUSINESS:**

Ordinance 01-2024

# AN ORDINANCE AMENDING CHAPTER 207 OF OF THE BOROUGH OF KINNELON CODE TITLED "ZONING"

Councilman V. Russo introduced the following ordinance and moved the same be read by title and passed on first reading. This was seconded by Councilman S. Mabey.

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.

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# ORDINANCE NO. 01-2024 AN ORDINANCE AMENDING CHAPTER 207 OF THE BOROUGH OF KINNELON CODE TITLED "ZONING"

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**, the Borough of Kinnelon ("Borough") desires to amend Chapter 207 of its municipal Code, titled "Zoning" and specifically section 145 thereof, titled "Sheds";

**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**. The Code of the Borough of Kinnelon, Part II General Legislation therein, is hereby amended by repealing section 207-145, titled "Sheds" and replacing it with the following:

#### § 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 square feet.
- C. Sheds shall be located in either a side yard or rear yard;
- D. Sheds shall not be used for habitation or a commercial purpose;
- E. 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";

- F. Sheds shall be for the exclusive use of the property's resident and shall not be rented or otherwise used by a third party;
- G. Required setbacks:
  - (1) For sheds up to and including 100 square feet, the following requirements apply:
    - (a) A minimum 5 ft. side yard setback is required.
    - (b) A minimum 5 ft. rear yard setback is required.
    - (c) The maximum permitted height shall be 10 ft to the highest ridge, measured from the grade at the entrance of the shed.
  - (2) For sheds over 100 sq ft, but less than 200 sq ft, the following requirements apply:
    - (a) A minimum 10 ft. side yard setback is required.
    - (b) A minimum 5 ft. rear yard setback is required.
    - (c) A max height of 15ft to the highest ridge, measured from the grade at the entrance of the shed.
- H. Sheds shall be located no less than 10 ft. from any building.
- I. 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.
  - (3) In addition to the sheds permitted under I(1) and I(2) above, a property owner may also install or maintain a maximum of one additional storage structure, provided it is less than 24 sq ft in floor area and less than 72" in height. These additional structures may be located within 10 feet of any building but shall otherwise be subject to the setback requirements of § 207-145 G. (1)

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

ATTEST:	BOROUGH OF KINNELON
Karen M. Iuele, RMC, Borough Clerk	James J. Freda, Mayor

Mayor Freda asked the Borough Clerk to call the roll on the passage thereof, and the vote was as followed.

Roll Call:

Councilman, W. Yago, No;

Councilman V. Russo, No; Councilman A. Chirdo, Yes;

Councilman J.E. Harriz, Yes; Councilman S. Mabey, Yes;

Councilman C. Frank, Yes.

#### **NEW BUSINESS:**

#### **Ordinance 02-2024**

# AN ORDINANCE REPEALING AND REPLACING SECTION 110-14.1 OF CHAPTER 110 OF THE BOROUGH OF KINNELON CODE TITLED "VIOLATIONS AND PENALTIES"

Councilman V. Russo introduced the following ordinance and moved the same be read by title and passed on first reading. This was seconded by Councilman S. Mabey.

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.

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### ORDINANCE NO. 02-2024

### AN ORDINANCE REPEALING AND REPLACING SECTION 110-14.1 OF CHAPTER 110 OF THE BOROUGH OF KINNELON CODE TITLED "VIOLATIONS AND PENALTIES"

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**, the Borough of Kinnelon ("Borough") desires to repeal and replace Section 14.1 of Chapter 110 titled "Violations and Penalties".

**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**. The Code of the Borough of Kinnelon, Part II General Legislation therein, is hereby amended by repealing Section 110-14.1 of Chapter 110, titled "Violations and Penalties" and replacing it with the following:

#### § 110-14.1 Violations and penalties.

- A. The following penalties shall be imposed for any violation of Article I of Chapter 110:
- 1. The fine for each unlicensed dog shall be \$100.
- 2. The fine for an unleashed dog or a dog at large shall be:
- \$100 for first offense within a calendar year;
- \$150 for second offense within a calendar year;
- \$200 for third offense within a calendar year.

For a fourth or subsequent offense within a calendar year, the penalty shall be as set forth in section 110-14.1 B.

B. Unless another penalty is expressly provided herein, any person, firm or corporation violating this Article I shall be subject, upon conviction, to one or more of the following at the discretion of the court: a fine not to exceed \$1,000 or imprisonment in the county jail for a term not to exceed 90 days or community service not to exceed 90 days. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

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

ATTEST:	BOROUGH OF KINNELON	
Karen M. Iuele, RMC, Borough Clerk	James J. Freda, Mayor	

Mayor Freda asked the Borough Clerk to call the roll on the passage thereof, and the vote was as followed.

Roll Call:

Councilman, W. Yago, Yes;

Councilman V. Russo, Yes; Councilman A. Chirdo, Yes;

Councilman J.E. Harriz, Yes; Councilman S. Mabey, Yes;

Councilman C. Frank, Yes.

#### Ordinance 03-2024

# AN ORDINANCE OF THE BOROUGH OF KINNELON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY AUTHORIZING A SPECIAL ASSESSMENT FOR THE LAKE REALITY DAM IMPROVEMENTS

Councilman A. Chirdo introduced the following ordinance and moved the same be read by title and passed on first reading. This was seconded by Councilman S. Mabey.

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.

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## BOROUGH OF KINNELON, COUNTY OF MORRIS, STATE OF NEW JERSEY

#### ORDINANCE NO. 03-2024

# AN ORDINANCE OF THE BOROUGH OF KINNELON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY AUTHORIZING A SPECIAL ASSESSMENT FOR THE LAKE REALITY DAM IMPROVEMENTS

- WHEREAS, in 2017 the Lake Reality Homeowners Association, Inc. ("Association") sought financing from the State of New Jersey Department of Environmental Protection ("State") in order to enable improvements and repairs to the Lake Reality Dam so as to restore the dam; and
- WHEREAS, in 2017 the Association sought additional financing from the State in order to complete improvements and repairs to the Lake Reality Dam; and
- **WHEREAS**, under the 1992 New Jersey Dam Restoration and Inland Waters Projects Loan Program ("Program"), N.J.A.C. §7:24A-1 *et seq.*, loans from the State will be obtained in the total amount of Seven Hundred Fifty Thousand (\$750,000); and
- **WHEREAS**, pursuant to the regulations governing the Program, the municipality is required to act as co-borrower in order to qualify to receive the funds; and
- **WHEREAS**, the Borough agrees to act as co-borrower, the funds have been committed and the improvements are to be performed; and
- WHEREAS, the State's Dam, Lake and Stream Project Fund, N.J.S.A. §58:4-12 authorizes the Borough to assess the amount of the principal, interest, costs and administrative costs for the loan against the real property benefited by the loan together with interest and penalties; and
- **WHEREAS**, the State's Dam, Lake and Stream Project Fund, N.J.S.A. §58:4-12 authorizes the collection of the assessment in the same manner as assessments for local improvements; and
- **WHEREAS**, all dam restoration improvements are scheduled to be completed by December 31, 2024 and the final cost of the project, including all eligible expenses, is estimated to be Seven Hundred Fifty Thousand (\$750,000).
- **NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Kinnelon, in the County of Morris and State of New Jersey, as follows:
  - 1. The full cost of the principal, interest, and any associated costs, fees, or penalties expended to complete the improvements and repairs of the Lake Reality Dam to the satisfaction of the New Jersey Department of Environmental Protection, together with all costs associated with establishing and enforcing the assessments, shall be assessed against all benefitting properties as listed in the chart attached hereto as Schedule A.
  - 2. The procedures for making and collecting this special assessment, which are set forth in N.J.S.A. §40:56-1 *et seq.* and N.J.S.A. §40:49-6, have been followed in developing the information in Schedule A.

- 3. The Borough's Special Assessment Commission, with the Borough's appointed CFO acting as an Ex Officio member, shall be responsible for establishing the assessment in accordance with the statutory parameters.
- 4. The Borough will not contribute to the repayment of any part of the costs of this local improvement, unless and until a default is experienced thereby jeopardizing properties located in the assessment area.
- 5. The assessment shall constitute a first and paramount lien on the property pursuant to N.J.S.A. §40:56-33 and a record of same shall be maintained in accordance with N.J.S.A. §40:56-41.3.
- 6. The assessment shall be paid in annual installments, plus interest, over the course of twenty (20) years. Bills for the assessment will be prepared and sent out by the Tax Collector, separate and apart from any tax bills. There will be no penalty for prepayment.
- 7. If any section or provision of this Ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.
- 8. All ordinances of the Borough of Kinnelon, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.
- 9. This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

#### NOTICE OF PENDING ORDINANCE

**PUBLIC NOTICE** is hereby given that the foregoing Ordinance was introduced and passed at first reading at a Regular Meeting of the Borough Council of the Borough of Kinnelon held on February 15, 2024, and a public hearing will be held on Thursday March 21, 2025 at 7:00 P.M., at the Municipal Building, 130 Kinnelon Road, Kinnelon Borough, NJ, at which time all persons interested both for and against said ordinance shall be given an opportunity to be heard concerning same.

Certified to be a True Copy of Original Ordinance which was introduced at a Mayor and Council meeting held on February 15, 2024.

Karen M. Juele, RMC Kinnelon Borough Clerk

## SCHEDULE A

The following properties are included in this assessment ordinance. The estimated cost is based on the full loan of \$750,000 being drawn.

				MAXIMUM
BLOCK	LOT	ADDRESS	PERCENT	ASSESSMENT
BEOCK			ASSESSMENT	PRINCIPAL
34608	115	1 LAKEVIEW DR	8.35%	\$62,645.01
34608	114	3 LAKEVIEW DR	8.35%	\$62,645.01
34608	113	5 LAKEVIEW DR	8.35%	\$62,645.01
34608	112	7 LAKEVIEW DR	8.35%	\$62,645.01
34608	111	9 LAKEVIEW DR	8.35%	\$62,645.01
34608	110	11 LAKEVIEW DR	8.35%	\$62,645.01
34608	118	21 Glenrock Dr*	6.26%	\$46,983.76
34608	117	23 Glenrock Dr	8.35%	\$62,645.01
34706	101	73A Fayson Lakes Rd*	4.18%	\$31,322.51
34206	101	14 LAKEVIEW DR	0.46%	\$3,480.28
34608	109	15 LAKEVIEW DR	0.46%	\$3,480.28
34603	101	16 LAKEVIEW DR	0.46%	\$3,480.28
34608	107	17 LAKEVIEW DR	0.46%	\$3,480.28
34603	102	18 LAKEVIEW DR	0.46%	\$3,480.28
34608	107	19 LAKEVIEW DR	0.46%	\$3,480.28
34603	103	20 LAKEVIEW DR	0.46%	\$3,480.28
34605	101	21 LAKEVIEW DR	0.46%	\$3,480.28
34603	104	22 LAKEVIEW DR	0.46%	\$3,480.28
34605	111	23 LAKEVIEW DR	0.46%	\$3,480.28
34603	105	24 LAKEVIEW DR	0.46%	\$3,480.28
34605	110	25 LAKEVIEW DR	0.46%	\$3,480.28
34605	109	27 LAKEVIEW DR	0.46%	\$3,480.28
34604	101	28 LAKEVIEW DR	0.46%	\$3,480.28
34605	108	29 LAKEVIEW DR	0.46%	\$3,480.28
34604	102	30 LAKEVIEW DR	0.46%	\$3,480.28
34604	103	32 LAKEVIEW DR	0.46%	\$3,480.28
34608	138	33 LAKEVIEW DR	0.46%	\$3,480.28
34604	104	34 LAKEVIEW DR	0.46%	\$3,480.28
34604	105	36 LAKEVIEW DR	0.46%	\$3,480.28
34606	102	Lynbrook Road	0.46%	\$3,480.28
34606	103	Lynbrook Road	0.46%	\$3,480.28
34606	104	2 Lynbrook Road	0.46%	\$3,480.28
34605	106	Reality Dr	0.46%	\$3,480.28
34605	107	2 Reality Dr	0.46%	\$3,480.28
34606	105	16 Reality Dr	0.46%	\$3,480.28
34606	106	10 Reality Dr	0.46%	\$3,480.28

34606	107	8 Reality Dr	0.46%	\$3,480.28
34607	102	26 Reality Dr	0.46%	\$3,480.28
34607	103	24 Reality Dr	0.46%	\$3,480.28
34607	104	22 Reality Dr	0.46%	\$3,480.28
34607	105	Reality Dr	0.46%	\$3,480.28
34607	119	39 Reality Dr	0.46%	\$3,480.28
34608	120	37 Reality Dr	0.46%	\$3,480.28
	123	35 Reality Dr	0.46%	\$3,480.28
34608		33 Reality Dr	0.46%	\$3,480.28
34608	124	•	•	\$3,480.28
34608	125	31 Reality Dr	0.46%	- ,
34608	126	29 Reality Dr	0.46%	\$3,480.28
34608	127	27 Reality Dr	0.46%	\$3,480.28
34608	128	25 Reality Dr	0.46%	\$3,480.28
34608	129	21 Reality Dr	0.46%	\$3,480.28
34608	130	19 Reality Dr	0.46%	\$3,480.28
34608	131	17 Reality Dr	0.46%	\$3,480.28
34608	132	15 Reality Dr	0.46%	\$3,480.28
34608	133	11 Reality Dr	0.46%	\$3,480.28
34608	134	9 Reality Dr	0.46%	\$3,480.28
34608	135	7 Reality Dr	0.46%	\$3,480.28
34608	136	5 Reality Dr	0.46%	\$3,480.28
34608	137	3 Reality Dr	0.46%	\$3,480.28
34605	102	4 Brentwood Dr	0.46%	\$3,480.28
34608	106	3 Brentwood Dr	0.46%	\$3,480.28
34605	103	10 Glenrock Dr	0.46%	\$3,480.28
34605	104	6 Glenrock Dr	0.46%	\$3,480.28
34605	105	4 Glenrock Dr	0.46%	\$3,480.28
34606	101	Glenrock Dr	0.46%	\$3,480.28
34606	108	Glenrock Dr	0.46%	\$3,480.28
34606	109	Glenrock Dr	0.46%	\$3,480.28
34607	110	7 Glenrock Dr	0.46%	\$3,480.28
34607	101	19 Glenrock Dr	0.46%	\$3,480.28
34607	106	11 Glenrock Dr	0.46%	\$3,480.28
34607	107	15 Glenrock Dr	0.46%	\$3,480.28
34608	108	17 Glenrock Dr	0.46%	\$3,480.28
34608	102	18 Glenrock Dr	0.46%	\$3,480.28
34608	103	14 Glenrock Dr	0.46%	\$3,480.28
34608	104	12 Glenrock Dr	0.46%	\$3,480.28
34608	105	8 Glenrock Dr	0.46%	\$3,480.28
34706	102	73B Fayson Lakes Rd	0.46%	\$3,480.28

<sup>\*</sup>interest cost is not calculated in the cost

Mayor Freda asked the Borough Clerk to call the roll on the passage thereof, and the vote was as followed.

Roll Call: Councilman, W. Yago, Abstain;

Councilman V. Russo, Yes;

Councilman J.E. Harriz, Yes;

Councilman A. Chirdo, Yes;

Councilman S. Mabey, Yes; Councilman C. Frank, Yes.

#### **TAX COLLECTOR'S REPORT;**

During the month of January 2024, the Tax Collector's office processed a total of \$3,387,734.40.

#### **INVESTMENT OFFICER'S REPORT;**

A total of \$48,993.41 was collected in interest for the month of January 2024.

#### **ADJOURNMENT:**

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

Respectfully submitted,

Karen M. Iuele, RMC

Borough Clerk

Mayor James Freda