

December 18, 2025

MEETING TO ORDER.

The regular meeting of the Kinnelon Borough Governing Body was called to order by Council President E. Harritz at 7:00 p.m., on Thursday, December 18, 2025, 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 2024 edition of the Trends and was provided to the 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 Sean Mabey, Anthony Chirido, Eric Harriz, Cyndi Frank, Robert Lewis and Councilman Robert Reckler.

PAYMENT OF BILLS AS SUBMITTED BY THE TREASURER

A motion was offered by Councilman S. Mabey and seconded by Councilman A. Chirido for the payment of bills dated December 18, 2025.

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BOROUGH OF KINNELON
Check Register By Check Date

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Range of Checking Accts: First to Last Range of Check Dates: 11/21/25 to 12/31/25
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		
29769	12/18/25	ABS02 ABSOLUTE FIRE PROTECTION CO	2,299.00	5061
29770	12/18/25	ACT04 ACTION DATA SERVICES	1,146.60	5061
29771	12/18/25	ADV07 ADVANCE AUTO PARTS	55.60	5061
29772	12/18/25	ALL02 ALL SERVICE INC.	45.00	5061
29773	12/18/25	ALL04 ALLIED OIL COMPANY	5,130.10	5061
29774	12/18/25	ALL17 ALL-PURPOSE ELECTRIC CO INC.	435.70	5061
29775	12/18/25	ALL19 ALLIED FIRE & SAFETY	236.00	5061
29776	12/18/25	AMA02 DAVID A. AMADIO, ESQ.	1,000.00	5061
29777	12/18/25	AMA03 AMAZON CAPITAL SERVICES	583.42	5061
29778	12/18/25	AMB02 CRAIG AMBROSIO	482.40	5061
29779	12/18/25	AME24 AMERICAN CAMP ASSOC NY/NJ	775.00	5061
29780	12/18/25	ANC01 ANCHOR RUBBER STAMP	64.35	5061
29781	12/18/25	ANTHO005 ANTHONY DONISI	2,874.19	5061
29782	12/18/25	ATL11 ATLANTIC COAST RECYCLING,LLC	2,122.81	5061
29783	12/18/25	BOR BOROUGH OF BUTLER	33,604.92	5061
29784	12/18/25	BOR01 BOROUGH OF BUTLER ELECTRIC	9,305.01	5061
29785	12/18/25	BOR02 BOROUGH OF KINNELON	1,293.68	5061
29786	12/18/25	BOR11 BOROUGH OF BLOOMINGDALE	71,205.75	5061
29787	12/18/25	BOS01 JAMES BOSCH	599.00	5061
29788	12/18/25	BOT02 DAVID BOTT	599.00	5061
29789	12/18/25	BOU02 BOUNDTREE MEDICAL PRODUCTS INC	305.00	5061
29790	12/18/25	BRA05 BRAEN STONE INDUSTRIES, INC	2,355.29	5061
29791	12/18/25	BRE01 GAIL L. BRESETT	599.00	5061
29792	12/18/25	BRE03 ALAN BRESETT	599.00	5061
29793	12/18/25	BUZ01 SURENIAN, EDWARDS, BUZAK &	1,130.00	5061
29794	12/18/25	CAB01 OPTIMUM	59.77	5061
29795	12/18/25	CAB02 OPTIMUM	197.94	5061
29796	12/18/25	CAB03 OPTIMUM	119.40	5061
29797	12/18/25	CAB04 OPTIMUM	151.89	5061
29798	12/18/25	CAB05 OPTIMUM	120.39	5061
29799	12/18/25	CAB06 OPTIMUM	131.89	5061
29800	12/18/25	CAB07 OPTIMUM	131.89	5061
29801	12/18/25	CAB08 OPTIMUM	215.89	5061
29802	12/18/25	CAB09 OPTIMUM	120.39	5061
29803	12/18/25	CAB10 OPTIMUM	355.00	5061
29804	12/18/25	CAB11 OPTIMUM	125.94	5061
29805	12/18/25	CAB12 OPTIMUM	249.99	5061
29806	12/18/25	CAS03 PATRICK CASERTA	599.00	5061
29807	12/18/25	CIT05 FIRST-CITIZENS BANK & TRUST CO	619.33	5061
29808	12/18/25	CLE03 WILLIAM CLEMENT	599.00	5061
29809	12/18/25	CLI01 CLIFFSIDE BODY CORP.	1,300.00	5061
29810	12/18/25	COL08 COLUMBIA BANK	3,239.55	5061
29811	12/18/25	COR12 CORE & MAIN LP	561.70	5061
29812	12/18/25	COREL006 CORELOGIC CENTRALIZED REFUNDS	19,190.48	5061
29813	12/18/25	CQF01 CQFLUENCY	33.00	5061
29814	12/18/25	CRA02 JEFFREY CRANE	539.00	5061
29815	12/18/25	CYN02 CYNNA ENTERPRISES LLC	49,395.92	5061
29816	12/18/25	DAN01 DAN COMO & SONS INC.	35.98	5061
29817	12/18/25	DAN10 DANIEL SPELLMON	279.99	5061

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void Ref Num
GENERAL		General Account Payable Continued		
29818	12/18/25	DAR01 DARMOFALSKI ENGINEERING ASSOC.	7,160.00	5061
29819	12/18/25	DEB03 DE BLOCK ENVIRONMENTAL SERVICE	13,141.34	5061
29820	12/18/25	DIA03 DIAS LAW LLC	2,272.00	5061
29821	12/18/25	DIL01 DEAN DI LAURA	56.90	5061
29822	12/18/25	DIL04 CHRIS M. DILORENZO	4,375.00	5061
29823	12/18/25	DKL01 DKL CONSULTING	625.00	5061
29824	12/18/25	EDW04 KEVIN EDWARDS	521.00	5061
29825	12/18/25	EXT01 EXTRA SPACE STORAGE	367.00	5061
29826	12/18/25	FIC01 PATRICIA FICHTNER	650.00	5061
29827	12/18/25	GAT01 GATES FLAG COMPANY	1,171.25	5061
29828	12/18/25	GEN03 GENERAL CODE, LLC	2,258.00	5061
29829	12/18/25	GIB03 BRIAN T. GIBLIN, ESQ.	10,335.00	5061
29830	12/18/25	GIBLI005 GIBLIN & GANNAIO, LLC ITF	6,712.83	5061
29831	12/18/25	GOV04 GOVCONNECTION, INC.	2,226.29	5061
29832	12/18/25	GRA01 GRAINGER INC.	121.26	5061
29833	12/18/25	GROF08 WILLIAM GROFF	285.97	5061
29834	12/18/25	GTB01 GOLD TYPE BUSINESS MACHINES	1,771.89	5061
29835	12/18/25	GVM01 GVM, INC.	1,631.70	5061
29836	12/18/25	HAI04 ELLEN HAID	35.00	5061
29837	12/18/25	HAR13 ERIC HARRIZ	641.63	5061
29838	12/18/25	HAW HAWKINS, DELAFIELD & WOOD	29,000.93	5061
29839	12/18/25	HEI03 ANDREW HEILMANN	599.00	5061
29840	12/18/25	HIC01 HARRY HICKS	599.00	5061
29841	12/18/25	HIG04 JENNIFER HIGHERS	78.68	5061
29842	12/18/25	HOD01 DAVID HODAS	539.00	5061
29843	12/18/25	HOF05 HOFFMAN SERVICES, INC	540.00	5061
29844	12/18/25	HOM02 HOME DEPOT CREDIT SERVICE	432.04	5061
29845	12/18/25	HOR04 HORIZON OFFICE EQUIPMENT	255.00	5061
29846	12/18/25	IND03 INDUSTRIAL APPRAISAL COMPANY	3,417.00	5061
29847	12/18/25	INT15 INT'L INSTITUTE OF MUN. CLERKS	195.00	5061
29848	12/18/25	INT17 INTERSTATE BATTERIES	832.10	5061
29849	12/18/25	IUE01 KAREN IUELE	110.00	5061
29850	12/18/25	JCP01 JCP&L	13.30	5061
29851	12/18/25	JIM01 JIMMY THE SHOE DOCTOR	978.95	5061
29852	12/18/25	JUN01 BRYAN JUNCOSA	599.00	5061
29853	12/18/25	KIN06 KINNELON SENIOR CITIZENS	1,867.58	5061
29854	12/18/25	KIN08 KINNELON VOLUNTEER FIRE CO.	9,625.00	5061
29855	12/18/25	KIN09 KINNELON BOARD OF EDUCATION	3,643,045.00	5061
29856	12/18/25	KYL01 KYLE MCMANUS ASSOCIATES LLC	495.00	5061
29857	12/18/25	LER01 LERCH, VINCI & BLISS, LLP	24,075.00	5061
29858	12/18/25	LOE01 LOEFFEL'S WASTE OIL SERVICE	195.00	5061
29859	12/18/25	MER07 ALEXANDER MERLUCCI	539.00	5061
29860	12/18/25	MET07 METROPOLITAN LIFE INSURANCE CO	970.89	5061
29861	12/18/25	MON14 MONMOUTH TELECOM	2,304.46	5061
29862	12/18/25	MOR17 MORRIS CTY TAX COLL/TREAS ASSC	85.00	5061
29863	12/18/25	MOR21 MORRIS COUNTY M.U.A.	29,972.45	5061
29864	12/18/25	MUN11 FMHUB LLC (MUNIHUB)	1,000.00	5061
29865	12/18/25	NEG01 NEGLIA ENGINEERING ASSOCIATES	18,142.10	5061
29866	12/18/25	NJLM01 NEW JERSEY STATE LEAGUE	300.00	5061
29867	12/18/25	NOR02 GANNETT NY-NJ LOCALIQ	372.68	5061
29868	12/18/25	NOR13 NORTH JERSEY MUNICIPAL	87,996.00	5061
29869	12/18/25	NOR18 NORTHEAST COMMUNICATIONS, INC.	9,355.45	5061

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
GENERAL					
General Account Account Payab Continued					
29870	12/18/25	OLS02 JON OLSTEIN	527.00		5061
29871	12/18/25	ONE02 ONE CALL CONCEPTS, INC.	100.70		5061
29872	12/18/25	PAR13 PARTY CONNECTIONS	1,300.00		5061
29873	12/18/25	PAT04 SEAN PATALITA	374.58		5061
29874	12/18/25	PSE01 P.S.E. & G.	3,608.88		5061
29875	12/18/25	RAC02 RACHLES/MICHELE'S OIL CO.,INC	2,051.27		5061
29876	12/18/25	RIV06 R.E.R. SUPPLY, LLC	6,852.00		5061
29877	12/18/25	ROA02 ROAD SAFETY SYSTEMS LLC	28,380.00		5061
29878	12/18/25	RRD01 R.R. DONNELLEY	106.50		5061
29879	12/18/25	RUTGERS RUTGERS, CENTER FOR GOVT SERV	1,129.00		5061
29880	12/18/25	SAL01 SBI MATERIALS, LLC	650.00		5061
29881	12/18/25	SCH30 MELANIE SCHUCKERS	488.22		5061
29882	12/18/25	SHA03 THE SHADE TREE DEPARTMENT LLC	579.12		5061
29883	12/18/25	SHO06 DOUGLAS SHORTWAY	259.99		5061
29884	12/18/25	SMI07 JOHN B. SMIALEK	599.00		5061
29885	12/18/25	SMO01 SMOKE RISE CLUB	33,226.17		5061
29886	12/18/25	SNA03 SNAP-ON INCORPORATED	4,668.00		5061
29887	12/18/25	SOL02 MATTHEW SOLARI	1,200.00		5061
29888	12/18/25	SPIOT005 SPIOTTI & ASSOCIATES ITF	8,878.17		5061
29889	12/18/25	STA STAPLES ADVANTAGE, DEPT NY	2,119.27		5061
29890	12/18/25	STA11 TERRY STAGG	413.00		5061
29891	12/18/25	STA35 STANDARD INSURANCE COMPANY	405.83		5061
29892	12/18/25	STA37 MICHAEL STANZILIS	45.73		5061
29893	12/18/25	STE15 THOMAS STEARN	599.00		5061
29894	12/18/25	STI02 JENNIFER L. STILLMAN	334.28		5061
29895	12/18/25	STI03 JENNIFER STILLMAN - TREASURER	48.93		5061
29896	12/18/25	STO01 STORR TRACTOR COMPANY	4,795.77		5061
29897	12/18/25	SUB03 SUBURBAN DISPOSAL INC.	190,333.32		5061
29898	12/18/25	TAN07 DARA TANZOLA	229.00		5061
29899	12/18/25	THY01 THYSENKRUPP ELEVATOR CORP.	2,087.95		5061
29900	12/18/25	TIL01 TILCON NEW YORK INC.	368,137.94		5061
29901	12/18/25	TUR01 TURN-OUT UNIFORMS INC.	1,395.04		5061
29902	12/18/25	VAL08 VALLEY PHYSICIAN SERVICES, P.C	70.00		5061
29903	12/18/25	VAN17 VAN CLEEF ENGINEERING ASSOC.	4,743.30		5061
29904	12/18/25	VAR04 DANIEL VARNER	371.00		5061
29905	12/18/25	VER11 VERIZON WIRELESS	304.08		5061
29906	12/18/25	VER18 VERIZON CONNECT FLEET USA	143.55		5061
29907	12/18/25	WEI07 WEINER LAW GROUP LLP	2,420.00		5061
29908	12/18/25	WIL13 ERIC WILZIG	1,000.00		5061
29909	12/18/25	WIN06 WIND RIVER ENVIRONMENTAL	1,666.36		5061
29910	12/18/25	XTR01 XTREME GRAPHIX, LLC	1,235.00		5061

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	142	0	4,819,984.77	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	142	0	4,819,984.77	0.00

PLANNING 2					
Columbia Bank					
1982	12/18/25	DAR01 DARMOFALSKI ENGINEERING ASSOC.	1,960.00		5062
1983	12/18/25	GAR14 VISHAL GARG	690.00		5062
1984	12/18/25	KYL01 KYLE MCMANUS ASSOCIATES LLC	990.00		5062

check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
Continued					
PLANNING 2		Columbia Bank			
Checking Account Totals			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
	Checks:		3	0	3,640.00
	Direct Deposit:		0	0	0.00
	Total:		3	0	3,640.00
Report Totals					
			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
	Checks:		145	0	4,823,624.77
	Direct Deposit:		0	0	0.00
	Total:		145	0	4,823,624.77

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Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	5-01	4,268,157.52	0.00	0.00	4,268,157.52
WATER FUND	5-05	4,322.51	0.00	0.00	4,322.51
SEWER FUND	5-07	<u>12,309.70</u>	<u>0.00</u>	<u>0.00</u>	<u>12,309.70</u>
Year Total:		4,284,789.73	0.00	0.00	4,284,789.73
	C-04	530,068.40	0.00	0.00	530,068.40
STATE AND FEDERAL GRANTS	G-02	2,173.68	0.00	0.00	2,173.68
SNOW TRUST	N-35	1,631.70	0.00	0.00	1,631.70
RECREATION SPECIAL	R-16	1,000.00	0.00	0.00	1,000.00
RECYCLE FUND	Y-21	321.26	0.00	0.00	321.26
Total of All Funds:		<u>4,819,984.77</u>	<u>0.00</u>	<u>0.00</u>	<u>4,819,984.77</u>

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Project Description	Project No.	Project Total
7 SHEEPROCK ROAD/OESTREICHER	10602102	140.00
6 CEDAR TRAIL	1516	140.00
39 KINNELON ROAD VANDERVALK	1564	280.00
5 MULBERRY TRAIL/PALISADES	1572	700.00
9 DANIEL LANE - LINDSAY	1574	140.00
GARG 2 SAN FILIPPO	23201108	690.00
236 SOUTH GLEN ROAD	23201130	280.00
1481 RT 23 S	45301102	990.00
12 ELIZABETH DR	56703120	140.00
1 CARL PLACE CHANDLER	57501196	140.00
Total of All Projects:		<u>3,640.00</u>

Roll Call: Councilman S. Mabey, Yes; Councilwomen C. Frank, Yes;
Councilman Chirido, Yes; Councilman R. Reckler, Yes;
Councilman E. Harriz, Yes; Councilman R. Lewis, Yes.

CONSENT AGENDA:

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

- a. Resolution: 12.01.2025 Tax exemption 100% 103 Fayson Lakes Road
- b. Resolution: 12.02.2025 Authorizing the Expenditure of Funds for Professional Services Related to the Maple Lake Dam Property and Awarding Work to Van Cleef Engineering Associates
- c. Resolution: 12.03.2025 Authorizing the Expenditure of Funds for Professional Services Related to the Maple Lake Dam Property and Awarding Work to Groundwater & Environmental Services, Inc.
- d. Resolution: 12.04.2025 Prevention of Substance Use Disorder (KCARES)
- e. Resolution: 12.05.2025 14 Birchwood Trail
- f. Resolution: 12.06.2025 Refund of duplicate property taxes Paid – 4th quarter 2025
- g. Resolution: 12.07.2025 Refund of Property Taxes 2018 758 West Shore Drive
- h. Resolution: 12.08.2025 Refund of Property Taxes paid 2021 1 Brookdale Road
- i. Resolution: 12.09.2025 Awarding Contract to Morton Salt Inc. for Rock Salt for the 2025-2026 Winter Season (Adopted 12-11-2025)(Cancelled)
- j. Resolution 12.10.2025 Authorize Maor to Sign License Agreement with OLM Church (Recreation Programs Adopted 12-11-2025)
- k. Resolution 12.11.2025 December Budget transfers
- l. Resolution 12.12.2025 Authorizing the Borough of Kinnelon to Undertake certain actions pursuant to the Affordable Housing Dispute Resolution Program
- m. Resolution: 12.13.2025 Awarding Contract to Morton Salt Inc. for Rock Salt for the 2025-2026 Winter Season
- n. Resolution: 12.14.2025 Member Participation in the Passaic County Cooperative Pricing System
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RESOLUTION # 12.01.2025

BE IT RESOLVED, BY THE Mayor and Council of the Borough of Kinnelon, that the Tax Collector be relieved of collecting \$2,874.19 in property taxes on Block 33701 Lot 104 also known as 103 Fayson Lakes Rd. due to an exemption as 100% Disabled Veteran granted by the Tax Assessor effective November 6, 2025 and warrant be drawn to the property owner in the amount of \$2,874.19 for taxes that have already been paid for 2025.

ROLL CALL:

December 18, 2025
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 May and Council December 18, 2025.

Date: 12/18/25


Karen M. Iuele, Borough Clerk

RESOLUTION NO. 12.02.2025

**RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS FOR
PROFESSIONAL SERVICES RELATED TO THE MAPLE LAKE DAM PROPERTY
AND AWARDED WORK TO VAN CLEEF ENGINEERING ASSOCIATES**

WHEREAS, the Borough has secured funding for the Maple Lake Dam property for the purposes set forth in the approved funding documents; and

WHEREAS, the Borough Council desires to authorize the expenditure of such funds to advance the required engineering, evaluation, and environmental services associated with the Maple Lake Dam property; and

WHEREAS, Van Cleef Engineering Associates has provided a proposal for professional engineering services as referenced in the attached documentation not to exceed \$29,000; and

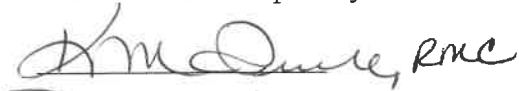
WHEREAS, the Chief Financial Officer has certified the availability of funds are available in budget account #C-04-58-809-905 for these purposes

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kinnelon that:

1. The proposals submitted by Van Cleef Engineering Associates for services associated with the Maple Lake Dam property are hereby accepted.
2. The Borough is authorized to expend the approved funds for the purposes described in the attached proposals.
3. The Borough Administrator, Clerk, and any other necessary officials are authorized and directed to execute all documents and take all actions necessary to effectuate this Resolution.
4. This Resolution shall take effect immediately according to law.

CERTIFICATION

I, Karen Iuele, Clerk of the Borough of Kinnelon, hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body on December 18, 2025.


Borough Clerk

RESOLUTION NO. 12.03.2025

RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS FOR PROFESSIONAL SERVICES RELATED TO THE MAPLE LAKE DAM PROPERTY AND AWARDED WORK TO GROUNDWATER & ENVIRONMENTAL SERVICES, INC. (GES)

WHEREAS, the Borough has secured funding for the Maple Lake Dam property for the purposes set forth in the approved funding documents; and

WHEREAS, the Borough Council desires to authorize the expenditure of such funds to advance the required engineering, evaluation, and environmental services associated with the Maple Lake Dam property; and

WHEREAS, Groundwater & Environmental Services, Inc. (GES) has provided a proposal for environmental, groundwater, and related evaluation services as referenced in the attached documentation not to exceed \$13,961.50; and

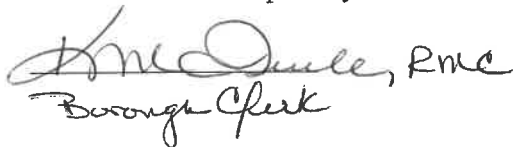
WHEREAS, the Chief Financial Officer has certified the availability of funds are available in budget account #C-04-58-809-905 for these purposes

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kinnelon that:

1. The proposals submitted by Groundwater & Environmental Services, Inc. (GES) for services associated with the Maple Lake Dam property are hereby accepted.
2. The Borough is authorized to expend the approved funds for the purposes described in the attached proposals.
3. The Borough Administrator, Clerk, and any other necessary officials are authorized and directed to execute all documents and take all actions necessary to effectuate this Resolution.
4. This Resolution shall take effect immediately according to law.

CERTIFICATION

I, Karen Iuele, Clerk of the Borough of Kinnelon, hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body on December 18, 2025.


Borough Clerk

Governor's Council on Substance Use Disorder (GCSUD)
Alliance to Prevent Substance Use Disorder

Resolution 12.04.2025

WHEREAS, The Governor's Council on Substance Use Disorder (GCSUD) established the Municipal Alliances for the Prevention of Substance Use Disorder 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 effort to prevent substance use disorder in communities throughout New Jersey.

WHEREAS, The Borough of Kinnelon, County of Morris, State of New Jersey recognizes that substance use disorder 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 has applied for funding to the Governor's Council on Substance Use Disorder 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 2026 in the amount of

GCSUD Grant	\$ 3347.00
Cash Match	\$ 836.75
In Kind	\$ 2510.25
2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements/

APPROVED: _____


James Freda, Mayor

CERTIFICATION

I, Karen M. Iuele, Municipal Clerk of the Borough of Kinnelon, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Borough Council on this 18th of December, 2025.


Karen M. Iuele, RMC Municipal Clerk

BOROUGH OF KINNELON
COUNTY OF MORRIS
STATE OF NEW JERSEY

SLC (KN-5000)

RESOLUTION NO. 12.05.2025

**A RESOLUTION AUTHORIZING THE SALE OF 14 BIRCHWOOD
TRAIL, KINNELON, NEW JERSEY KNOWN AS BLOCK 34706 / LOT 129**

WHEREAS, the Borough of Kinnelon owns the property referenced above, known at 14 Birchwood Trail Block 34706 / Lot 129; and

WHEREAS, the Borough of Kinnelon desires to sell the property; and

WHEREAS, pursuant to N.J.S.A. 40A:12-13.2, Borough of Kinnelon notified the contiguous property owners of their a "right of first refusal" to purchase the property; and

WHEREAS, the Borough of Kinnelon received a formal expression of interest from Jennifer Krolikowski.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon that the Mayor and Borough Clerk are authorized to sell the property known as 14 Birchwood Trail (Block 34706 /Lot 129) to Jennifer Krolikowski for the sum of Thirty Three Thousand Five Hundred (\$33,500.00) Dollars;

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Kinnelon are hereby authorized and directed to sign any and all transfer documents to effect this transfer.

ATTEST:

BOROUGH OF KINNELON


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 December 18th, 2025 and adopted by the Governing Body at a regular meeting of the Borough held on December 18th, 2025.


Karen M. Iuele, RMC, Borough Clerk

RESOLUTION # 10.06.2025

BE IT RESOLVED, BY THE Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to CORELOGIC in the amount of \$19,190.48 for the refund of duplicate property taxes paid for the 4TH quarter 2025 on the following properties:


BLOCK	LOT	ADDRESS	AMOUNT
11906	124	605 Mountain Rd	1,200.00
34608	124	33 Reality Dr	4,237.66
45002	162	101 Kiel Ave	2,514.48
45002	163	99 Kiel Ave	98.33
45802	115	10 South Point Terr	268.14
56402	128	9 Round Hill Rd	3,665.69
56504	105	15 Amira Ln	7,206.18

ROLL CALL:

December 18, 2025
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 May and Council December 18, 2025.

Date: 12/18/25


Karen M. luele, Borough Clerk

RESOLUTION # 12.07.2025


BE IT RESOLVED, BY THE Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to SPIOTTI & ASSOCIATES ITF PETROZZINO, JANE A in the amount of \$8,878.17 for the refund of property taxes paid for 2018 on Block 11701 Lot 114 also known as 758 WEST SHORE DR due to a successful State Tax Court appeal, Docket007052-2018.

ROLL CALL:

December 18, 2025
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 May and Council December 18, 2025.

Date: 12/18/25


Karen M. Iuele, Borough Clerk

RESOLUTION # 12.08.2025


BE IT RESOLVED, BY THE Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to GIBLIN & GANNAIO, LLC ITF COURSEN, CHRISTOPHER/ ELIZABETH in the amount of \$6,712.83 for the refund of property taxes paid for 2021 on Block 11202 Lot 122 also known as 1 BROOKDALE ROAD due to a successful State Tax Court appeal, Docket#9325-2021.

ROLL CALL:

December 18, 2025
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 May and Council December 18, 2025.

Date: 12/18/25


Karen M. Iuele, Borough Clerk

RESOLUTION 12.09.2025

A RESOLUTION AWARDING A CONTRACT TO MORTON SALT INC. FOR ROCK SALT FOR THE 2025-2026 WINTER SEASON UNDER NEW JERSEY STATE CONTRACT 20-FLEET-01519

WHEREAS, the Borough of Kinnelon desires to purchase bulk rock salt for the 2025-2026 winter season, which is available from Morton Salt Inc under New Jersey State Contract 20-FLEET-01519.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Kinnelon that a contract be awarded to Morton Salt Inc., 444 W. Lake Street, Suite 3000, Chicago, IL 60055 for the purchase of bulk rock salt in the amount of \$83.59 per ton delivered; and

BE IT FURTHER RESOLVED that this contract is awarded under New Jersey State Contract 20-FLEET-01519; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget account _ 5-01-26-290-174 N-35-56-850-800.

December 18, 2025



Karen M. Iuele, RMC

Kinnelon Borough Clerk

RESOLUTION 12.10.2025

AUTHORIZATION FOR MAYOR TO
SIGN LICENSE AGREEMENT WITH
OUR LADY OF THE MAGNIFICAT
CHURCH

WHEREAS, the Council of the Borough of Kinnelon Authorize the Mayor of the Borough of Kinnelon to sign License Agreement with Our Lady of the Magnificat Church; and

WHEREAS, this License hereby grants Licensee to use the OLM School Gymnasium, for the purpose of conducting Borough Recreation Program basketball practices and /or games; and

WHEREAS, this License covers the designated time period which will only be for a 2-month term commencing on January 6, 2026, and ending on February 27, 2026.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Kinnelon do hereby authorize Mayor Freda to sign License Agreement with our Lady of the Magnificat Church for the use of their Gymnasium for conducting Borough Recreation Program basketball practices and /or games.

Dated: December 11, 2025

A handwritten signature in dark ink, appearing to read 'K. Iuele', written over a horizontal line.

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

WHEREAS, there appears to be insufficient funds in the following accounts (accepting appropriation for Contingent Expenses or Deferred Charges, to meet the demand thereon for balance of the Current Year):

NOW, THEREFORE, BE IT RESOLVED, not less than two-third of all the members thereof affirmatively concurring that in accordance with the provisions of R.S. 40A:4-58, part of the surplus in the accounts heretofore mentioned be and same hereby transferred to the account being insufficient to meet the current demands: and

BE IT FURTHER RESOLVED that the Treasurer be herby authorized and directed to make the following transfers:

From:		To:	
Solid Waste OE	\$12,000	Board of Adjustment OE	\$5,000
		Recreation OE	\$3,000
		Municipal Clerk OE	\$4,000
Total	\$12,000	Total	\$12,000

Dated:


Karen M. Luele, Borough Clerk

BOROUGH OF KINNELON
COUNTY OF MORRIS
STATE OF NEW JERSEY

SLC (KN-5000)

RESOLUTION NO. 12.1225

**A RESOLUTION AUTHORIZING THE BOROUGH OF KINNELON TO UNDERTAKE
CERTAIN ACTIONS PURSUANT TO THE AFFORDABLE HOUSING DISPUTE
RESOLUTION PROGRAM**

WHEREAS, the Borough of Kinnelon (the "Borough" or "Kinnelon") filed a resolution of participation in the Affordable Housing Dispute Resolution Program (the "Program") and a declaratory judgment action pursuant to N.J.S.A. 52:27D-391 et. Seq. (the "Fair Housing Act") on January 17, 2025; and

WHEREAS, the Superior Court of New Jersey entered an order on April 24, 2025 setting the Borough's Fourth Round fair share obligations as a Present Need of 22 units and a Prospective Need of 102 units, which no party appealed, and ordering the Borough to file a Housing Element and Fair Share Plan ("HEFSP") by June 30, 2025; and

WHEREAS, the Borough filed its HEFSP on June 20, 2025 ("Adopted HEFSP"); and

WHEREAS, Fair Share Housing Corporation ("FSHC") filed a challenge pursuant to N.J.S.A. 52:27D-304.1(f)(2)(b) regarding the Borough's HEFSP on September 2, 2025; and

WHEREAS, Meridia Kinnelon, LLC filed a challenge pursuant to N.J.S.A. 52:27D-304.1(f)(2)(b) regarding the Borough's HEFSP on August 26, 2025; and

WHEREAS, the Borough, pursuant to Administrative Directive #14-24 entered into mediation with the objectors; and

NOW, THEREFORE, BE IT RESOLVED that the Borough, as agreed to during the mediation process, shall undertake the following actions:

1. The Borough will conduct significant marketing to attract applicants to the accessory dwelling program, including advertising the program on its website, its e-notify system, and social media;
2. The Borough shall increase the density at the Kinnelon Mall site to 10 du/ac and to continue the 20% set-aside. This 66% density increase will result 130 total units, with 26 affordable units, rather than 78 total units, with 16 affordable units;

3. The Borough commits to providing the adopted Meadtown Theater Redevelopment Plan and the draft Kinnelon Mall ordinance by January 15, 2025;
4. The Borough commits to providing a draft Affordable Housing Ordinance, Affirmative Marketing Plan, and other administrative documents by January 26, 2025; and
5. The Borough commits to adopting all implementation documents by March 15, 2026.

ATTEST:


Karen M. Iuele, RMC, Borough Clerk

BOROUGH OF KINNELON


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 December 18, 2025 and adopted by the Governing Body at a regular meeting of the Borough held on December 18, 2025.


Karen M. Iuele, RMC, Borough Clerk

**RESOLUTION FOR MEMBER PARTICIPATION
IN THE PASSAIC COUNTY COOPERATIVE PRICING SYSTEM ID# 38PCCP**

A RESOLUTION AUTHORIZING THE BOROUGH OF KINNELON
TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

RESOLUTION NUMBER 12.14.2025

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the County of Passaic, hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on December 18, 2025, the governing body of the Borough of Kinnelon, County of Morris, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Kinnelon

AUTHORITY

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Mayor, James Freda is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

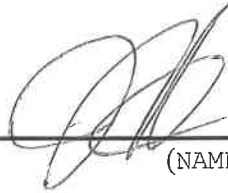
The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

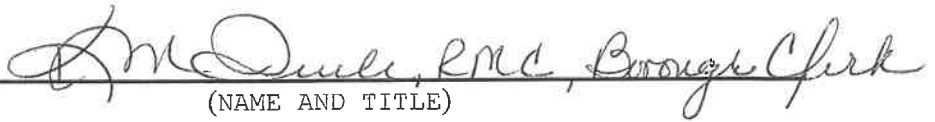
This resolution shall take effect immediately upon passage.

CERTIFICATION

BY:

 James Frede Mayor
(NAME AND TITLE)

ATTEST BY:

 Jm Duile, RMC, Borough Clerk
(NAME AND TITLE)

COOPERATIVE PRICING SYSTEM AGREEMENT

PASSAIC COUNTY COOPERATIVE PRICING SYSTEM #38PCCP

AGREEMENT FOR A COOPERATIVE PRICING SYSTEM

This Agreement made and entered into this 18 day of December, 2025, by and between the County of Passaic and Borough of Kinnelon who desire to participate in the Passaic County Cooperative Pricing System #38PCCP.

W I T N E S S E T H

WHEREAS, *N.J.S.A. 40A:11-11(5)*, specifically authorizes two or more contracting units to establish a Cooperative Pricing System for the provision and performance of goods and services and enter into a Cooperative Pricing Agreement for its administration; and

WHEREAS, the County of Passaic is conducting a voluntary Cooperative Pricing System with other contracting units; and

WHEREAS, this Cooperative Pricing System is to effect substantial economies in the provision and performance of goods and services; and

WHEREAS, all parties hereto have approved the within Agreement by Resolution¹ in accordance with the aforesaid statute; and

WHEREAS, it is the desire of all parties to enter into such Agreement for said purposes;

NOW, THEREFORE, IN CONSIDERATION OF the promises and of the covenants, terms and conditions hereinafter set forth, it is mutually agreed as follows:

1. The goods or services to be priced cooperatively may include goods and services to be used by county or local government agencies and such other items as two or more participating contracting units in the system agree can be purchased on a cooperative basis.
2. The items and classes of items which may be designated by the participating contracting units hereto may be purchased cooperatively for the period commencing with the execution of this Agreement and continuing until terminated as hereinafter provided.
3. The Lead Agency, on behalf of all participating contracting units, shall upon approval of the registration of the System and annually thereafter on the anniversary of the registration of the system publish a legal ad in such format as required by *N.J.A.C. 5:34-7.9(a)* in its official newspaper normally used for such purposes by it to include such information as:

- (A) The name of Lead Agency soliciting competitive bids or informal quotations.
 - (B) The address and telephone number of Lead Agency.
 - (C) The names of the participating contracting units.
 - (D) The State Identification Code assigned to the Cooperative Pricing System.
 - (E) The expiration date of the Cooperative Pricing System.
4. Each of the participating contracting units shall designate, in writing, to the Lead Agency, the items to be purchased and indicate therein the approximate quantities desired, the location for delivery and other requirements, to permit the preparation of specifications as provided by law.
 5. The specifications shall be prepared and approved by the Lead Agency and no changes shall be made thereafter except as permitted by law. Nothing herein shall be deemed to prevent changes in specifications for subsequent purchases.
 6. A single advertisement for bids or the solicitation of informal quotations for the goods or services to be purchased shall be prepared by the Lead Agency on behalf of all of the participating contracting units desiring to purchase any item.
 7. The Lead Agency when advertising for bids or soliciting informal quotations shall receive bids or quotations on behalf of all participating contracting units. Following the receipt of bids, the Lead Agency shall review said bids and on behalf of all participating contracting units, either reject all or certain of the bids or make one award to the lowest responsible bidder or bidders for each separate item. This award shall result in the Lead Agency entering into a Master Contract with the successful bidder(s) providing for two categories of purchases:
 - (A) The quantities ordered for the Lead Agency's own needs, and
 - (B) The estimated aggregate quantities to be ordered by other participating contracting units by separate contracts, subject to the specifications and prices set forth in the Lead Agency's Master Contract.
 8. The Lead Agency shall enter into a formal written contract(s) directly with the successful bidder(s) only after it has certified the funds available for its own needs.
 9. Each participating contracting unit shall also certify the funds available only for its own needs ordered; enter into a formal written contract, when required by law, directly with the successful bidder(s); issue purchase orders in its own name directly to successful vendor(s) against said contract; accept its own deliveries; be invoiced by and receive statements from the successful vendor(s); make payment directly to the successful vendor(s) and be responsible for any tax liability.
 10. No participating contracting unit in the Cooperative Pricing System shall be responsible for payment for any items ordered or for performance generally, by any other participating contracting unit. Each participating contracting unit shall

accordingly be liable only for its own performance and for items ordered and received by it and none assumes any additional responsibility or liability.

11. The provisions of Paragraphs 7, 8, 9, and 10 above shall be quoted or referred to and sufficiently described in all specifications so that each bidder shall be on notice as to the respective responsibilities and liabilities of the participating contracting units.
12. No participating contracting unit in the Cooperative Pricing System shall issue a purchase order or contract for a price which exceeds any other price available to it from any other such system in which it is authorized to participate or from bids or quotations which it has itself received.
13. The Lead Agency reserves the right to exclude from consideration any good or service if, in its opinion, the pooling of purchasing requirements or needs of the participating contracting units is either not beneficial or not workable.
14. The Lead Agency shall appropriate sufficient funds to enable it to perform the administrative responsibilities assumed pursuant to this Agreement.
15. Additional local contracting units may from time to time, execute this Agreement by means of a Rider annexed hereto, which addition shall not invalidate this Agreement with respect to other signatories. The Lead Agency is authorized to execute the Rider on behalf of the members of the System.
16. All records and documents maintained or utilized pursuant to terms of this Agreement shall be identified by the System Identifier assigned by the Director, Division of Local Government Services, and such other numbers as are assigned by the Lead Agency for purposes of identifying each contract and item awarded.
17. This Agreement shall be binding upon and inure to the benefit of the successors and assigns of the respective parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be signed and executed by their authorized corporate officers and their respective seals to be hereto affixed the day and year above written.

FOR THE LEAD AGENCY

BY:

(NAME AND TITLE)

FOR THE PARTICIPATING UNIT

BY:

(NAME AND TITLE)

Mayor James Lueda

RESOLUTION 12.13.2025

A RESOLUTION AWARDING A CONTRACT TO MORTON SALT INC. FOR ROCK SALT FOR THE 2025-2026 WINTER SEASON UNDER NEW JERSEY STATE CONTRACT 20-FLEET-T0213

WHEREAS, the Borough of Kinnelon desires to purchase bulk rock salt for the 2025-2026 winter season, which is available from Morton Salt Inc under New Jersey State Contract 20-FLEET-T0213.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Kinnelon that a contract be awarded to Morton Salt Inc., 444 W. Lake Street, Suite 3000, Chicago, IL 60055 for the purchase of bulk rock salt in the amount of \$87.95 per ton delivered; and

BE IT FURTHER RESOLVED that this contract is awarded under New Jersey State Contract 20-FLEET-T0213; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in budget account _ 5-01-26-290-174 N-35-56-850-800.

December 18, 2025

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

Karen M. Iuele, RMC

Kinnelon Borough Clerk

December 18, 2025

Roll Call: Councilman S. Mabey, Yes;
Councilman Chirdo, Yes;
Councilman E. Harriz, Yes;

Councilwomen C. Frank, Yes;
Councilman R. Reckler, Yes;
Councilman R. Lewis, Yes.

OLD BUSINESS:

Ordinance 20-2025

**An Ordinance of the Borough of Kinnelon, in the County of Morris,
New Jersey, Appropriating \$650,000 for the Remediation of Maple Lake Dam**

This ordinance was introduced and passed on first reading at a regular meeting of the Governing Body held on November 20, 2025.

Council President E. Harriz 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.

[illegible]

ORDINANCE NO. 20-2025

**AN ORDINANCE OF THE BOROUGH OF KINNELON, IN
THE COUNTY OF MORRIS, NEW JERSEY,
APPROPRIATING \$650,000 FOR THE REMEDIATION OF
THE MAPLE LAKE DAM**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF
KINNELON, IN THE COUNTY OF MORRIS, NEW JERSEY (NOT LESS THAN TWO-
THIRDS OF all members thereof affirmatively concurring) AS FOLLOWS:**

Section 1. \$650,000 is hereby appropriated from available funds from the settlement agreement with Maple Lake LLC for the Remediation of the Maple Lake Dam and including all work and materials necessary therefor or incidental thereto.


Section 2. The capital budget or temporary capital budget, as applicable, of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 3. This ordinance shall take effect as provided by law.

Adopted 12/18/2025 on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Chirido	x		X			
Mabey		x	X			
Frank			X			
Lewis			X			
Reckler			X			
Harriz			X			

Dated: December 18, 2025



Mayor James Freda

NOTICE OF ADOPTION OF ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the ordinance published herewith has been finally adopted by the Mayor and Council of the Borough of Kinnelon, in the County of Morris, New Jersey on 12-18, 2025.


Karen M Iuele, Borough Clerk

December 18, 2025

Council President E. Harriz announced the meeting was open to hearing any objections to this ordinance that may be presented by any taxpayer of the Borough of Kinnelon, and all parties in interest, and citizens. Hearing none, Council President Harriz brought it back to the dais, does anyone from the council wish to speak on this ordinance at this time. Hearing none, Council President E. Harriz asked the Borough Clerk to call the roll on the passage thereof, and the vote was a follow.

Council President E. Harriz asked for a motion; Councilman Chirido made a motion and second by Councilman Mabey.

Roll Call: Councilman S. Mabey, Yes; Councilwomen C. Frank, Yes;
Councilman Chirido, Yes; Councilman R. Reckler, Yes;
Councilman E. Harriz, Yes; Councilman R. Lewis, Yes.

Ordinance 21-2025

**An Ordinance Adopting the Redevelopment Plan, entitled
"Redevelopment Plan Block 45301 Lot 102, Route 23, Borough of Kinnelon, Morris County" Pursuant
to the Local Redevelopment and Housing Law N.J.S.A. 40A:12A-1 ET SEQ**

This ordinance was introduced and passed on first reading at a regular meeting of the Governing Body held on November 20, 2025.

Council President E. Harriz 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.

[illegible]

ORDINANCE NO. 21-2025

**BOROUGH OF KINNELON
COUNTY OF MORRIS
STATE OF NEW JERSEY**

**AN ORDINANCE ADOPTING THE REDEVELOPMENT
PLAN, ENTITLED “REDEVELOPMENT PLAN BLOCK 45301,
LOT 102, 1481 ROUTE 23, BOROUGH OF KINNELON,
MORRIS COUNTY” PURSUANT TO THE LOCAL
REDEVELOPMENT AND HOUSING LAW N.J.S.A. 40A:12A-1
*ET SEQ.***

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 *et seq.* (the “Redevelopment Law”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute “areas in need of redevelopment,” as such term is defined in the Redevelopment Law; and,

WHEREAS, pursuant to the Redevelopment Law, the Mayor and Council of the Borough of Kinnelon (“Mayor and Council”) adopted Resolution No. 6.17.24 authorizing and directing the Borough’s Planning Board to undertake a preliminary investigation to determine whether the proposed Study Area, which included Block 45301, Lot 102, qualifies as an area in need of non-condemnation redevelopment, pursuant to N.J.S.A. 40A:12A-1, *et seq.*; and,

WHEREAS, at a properly noticed public hearing on December 5, 2024, where the public and other interested persons were given the opportunity to be heard, the Planning Board considered the testimony and evidence in support of a Preliminary Investigation Report entitled “Preliminary Investigation Report Meadtown Theater (the “Preliminary Investigation Report”); and,

WHEREAS, after completing its hearing on the matter, the Planning Board recommended to the Mayor and Council that the delineated area set forth in the Preliminary Investigation Report be determined by the Mayor and Council to be a non-condemnation redevelopment area; and,

WHEREAS, after receiving the recommendation of the Planning Board, on December 19, 2024, the Mayor and Council adopted Resolution No. 12.18.2024 determining that the delineated area set forth in the Preliminary Investigation Report is a non-condemnation redevelopment area (the “Redevelopment Area”); and,

WHEREAS, in order to effectuate the redevelopment of the Redevelopment Area, the Borough authorized Kyle & McManus Associates to prepare a redevelopment plan for the Redevelopment Area, which is attached hereto and is titled, “Redevelopment Plan Block 45301, Lot 102, Borough of Kinnelon, Morris County” dated November 6, 2025 (the “Redevelopment Plan”); and,

WHEREAS, after reviewing the Redevelopment Plan, the Mayor and Council has determined that the Redevelopment Plan is substantially consistent with the Borough’s Master Plan and/or is designed to effectuate the Borough ’s Master Plan; and,

WHEREAS, the Mayor and Council desires to approve and adopt the Redevelopment Plan; and,

WHEREAS, a copy of the Redevelopment Plan shall be referred to the Borough Planning Board for a report regarding its recommendations concerning same prior to final adoption of this Ordinance.

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

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The Planning Board of the Borough of Kinnelon has reviewed the Redevelopment Plan and provided its recommendations, pursuant to the provisions of N.J.S.A. 40A:12A-7(e).

Section 3. The Redevelopment Plan, as filed in the Office of the Borough Clerk and attached hereto as Exhibit A, is hereby approved and adopted pursuant to the terms of the Redevelopment Law. The Redevelopment Plan includes the approved Planning Board recommendations.

Section 4. The zoning district map in the zoning ordinance of the Borough is hereby amended to include the Redevelopment Area per the boundaries described in the Redevelopment Plan and all of the provisions of the Redevelopment Plan shall supersede the applicable development regulations of the Borough 's Municipal Code, as and where indicated.

Section 5. If any part of this Ordinance shall be deemed invalid by a court of competent jurisdiction, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.

Section 6. A copy of this Ordinance and the Redevelopment Plan shall be available for public inspection at the Borough of Kinnelon Municipal Building located at 130 Kinnelon Road, Kinnelon, New Jersey.


Section 7. This Ordinance shall take effect as provided by law.

Introduced: Nov. 20th, 2025
Adopted: Dec. 18, 2025
Effective Date:

Borough of Kinnelon

By: 

I hereby certify that the foregoing is a true and correct copy of an Ordinance adopted at a meeting of the Mayor and Mayor and Council held on Dec 18, 2025.



December 18, 2025

Council President E. Harriz announced the meeting was open to hearing any objections to this ordinance that may be presented by any taxpayer of the Borough of Kinnelon, and all parties in interest, and citizens. Hearing none, Council President Harriz brought it back to the dais, does anyone from the council wish to speak on this ordinance at this time. Hearing none, Council President E. Harriz asked the Borough Clerk to call the roll on the passage thereof, and the vote was a follow.

Council President E. Harriz asked for a motion; Councilman Chirido made a motion and second by Councilman Mabey.

Roll Call: Councilman S. Mabey, Yes; Councilwomen C. Frank, Yes;
Councilman Chirido, Yes; Councilman R. Reckler, No;
Councilman E. Harriz, Yes; Councilman R. Lewis, Yes.

Ordinance 22-2025

An Ordinance to Amend Chapter 110 of the Borough Code Titled "Dogs and Other Animals"

This ordinance was introduced and passed on first reading at a regular meeting of the Governing Body held on November 20, 2025.

Council President E. Harriz 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.

BOROUGH OF KINNELON

ORDINANCE NO. 22-2025

**AN ORDINANCE TO AMEND CHAPTER 110 OF THE BOROUGH CODE TITLED
"DOGS AND OTHER ANIMALS"**

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

Section 1. Pursuant to N.J.S.A.40:48-1, 40:49-2 and 40A:9-165, the Mayor and Council of the Borough of Kinnelon hereby amend the Borough Code by repealing Chapter 110 titled "Dogs and Other Animals" and replacing it with the following:

Article I Licensing, Registration; Control

§ 110-1 Definitions.

§ 110-2 License and registration required.

§ 110-3 License and registration fees.

§ 110-4 Disposition of fees collected.

§ 110-5 Canvass of dogs or cats in Borough.

§ 110-6 Restrictions on public and private property.

§ 110-6.1 Dogs to be leashed.

§ 110-6.2 Dogs at large.

§ 110-7 Appointment of Animal Control Officer.

§ 110-8 Impoundment of dogs or cats at large; notice to owner; disposition of unclaimed dogs or other animals.

§ 110-9 Administration and enforcement.

§ 110-10 New Jersey licensed animal facility open for inspection and examination.

§ 110-11 Animals that habitually create excessive noise.

§ 110-12 Injury to persons or damage to property.

§ 110-13 Injuring domestic animals.

§ 110-14 Commercial establishments, sale of dogs or cats.

§ 110-14.1 Violations and penalties.

§ 110-1 Definitions.

For the purposes of this article, the terms used herein are defined as follows:

ANIMAL CONTROL OFFICER

A certified municipal animal control officer or, in the absence of such an officer, the chief law enforcement officer of the municipality or their designee.

ANIMAL RESCUE ORGANIZATION

An individual or group of individuals who, with or without salary or compensation, house and care for homeless animals in the home of an individual or in other facilities, with the intent of placing the animals in responsible, more permanent homes as soon as possible.

ANIMAL RESCUE ORGANIZATION FACILITY

The home or other facility in which an animal rescue organization houses and cares for an animal.

AT LARGE

Off the property of the owner and not on a leash. This does not apply when a dog is confined within a vehicle.

CAT

Any member of the domestic feline species.

CAT OF LICENSING AGE

Any cat that has obtained the age of seven months.

DOG

Any canine or a canine hybrid.

DOG OF LICENSING AGE

Any dog which has attained the age of seven months. (N.J.S.A. 4:19-15.1)

DOMESTIC ANIMAL

Any cat, dog, or livestock.

FEED

To give, place, expose, deposit, distribute, or scatter any edible material with the intention of feeding, attracting, or enticing wildlife. Feeding does not include baiting in the legal taking of fish and/or game.

IMMEDIATELY

At once, without delay.

KENNEL

Any establishment wherein or whereupon the business of boarding or selling dogs or breeding dogs for sale is carried on, except for a pet shop (N.J.S.A. 4:19-15.1)

NEW JERSEY LICENSED ANIMAL FACILITY

An establishment for the confinement of dogs or other animals seized under the provisions of this article, state statutes or otherwise.

OWNER

When applied to proprietorship of a dog or cat, every person having a right of propriety of such dog or cat, and every person who has such dog, cat or other animal in their keeping or under their control, whether or not the owner of such pet.

PERSON

Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

PET

Any dog (other than a trained service animal), cat, rodent, turtle, bird, fish or other animal kept for pleasure rather than for commercial purposes on the property of the owner.

PET WASTE MATERIAL

Waste material expelled from the bowels of the pet; excrement.

POTENTIALLY DANGEROUS DOG Any dog or dog hybrid declared potentially dangerous by a municipal court pursuant to Section 7 of P.L. 1989, c. 307 (N.J.S.A. 4:19-23).

VICIOUS DOG Any dog or dog hybrid declared vicious by a municipal court pursuant to Section 6 of P.L. 1989, c. 307 (N.J.S.A. 4:19-22).

PROPERLY DISPOSE

Pet waste should be bagged and placed in a designated waste receptacle, or other suitable container, and discarded in a refuse container which is regularly emptied by the municipality or some other refuse collector.

TRAINED SERVICE ANIMAL

An animal required because of a disability which has been trained to perform a specific task or work, as defined by the Americans with Disabilities Act. The task must be directly related to the disability.

WILDLIFE

All animals that are neither human nor domesticated.

§ 110-2 License and registration required.

Any person who shall own, keep or harbor a dog or cat of licensing age shall, within 10 days after the acquisition thereof, and annually thereafter in the month of January, apply for and procure from the Borough Clerk a license and official metal registration tag for each such dog or cat so owned, kept or harbored and shall place upon each such dog or cat a collar or harness with the registration tag securely fastened thereto. Such license shall state the breed, sex, age, name, color and markings of the dog or cat for which the license and registration are sought, whether it is of a long- or short-haired variety, and the name, street and post office address of the owner and the person who shall keep or harbor such dog or cat.

§ 110-3 License and registration fees.

A.

Persons applying for a license shall pay a fee of \$20 for each licensed dog, \$10 for each licensed cat (if the dog or cat is spayed or neutered) or a fee of \$23 for each licensed dog, \$12 for each licensed cat (if the dog or cat is not spayed or neutered). All such licenses, registration tags and renewals shall expire on the last day of December each year. Dogs used as guides for blind persons and commonly known as "Seeing Eye" dogs shall be licensed and registered as other dogs hereinabove provided for, except that the owner or keeper of such dog shall not be required to pay any fee therefor.

B.

The owner of a potentially dangerous/vicious dog shall pay a special annual fee of \$700 for a potentially dangerous/vicious dog license, in addition to, and on the same schedule as the fees indicated in Subsection A above.

C.

Any person who shall own, keep or harbor a dog or cat of licensing age which is found to be unlicensed after March 1 shall be required to pay a late charge of \$10 in addition to the required license fee.

D.

Newly acquired dogs or cats must be licensed no later than 10 days after acquisition or of attaining licensing age.

§ 110-4 Disposition of fees collected.

The disposition of license fees and registration fees collected hereunder shall be in accordance with N.J.S.A. 4:19-15.11.

§ 110-5 Canvass of dogs and cats in Borough.

The Animal Control Officer of the Borough may cause a canvass to be made of all dogs and cats owned, kept or harbored within the Borough for the purpose of licensing enforcement.

§ 110-6 Restrictions on public and private property.

A.

No person owning, harboring, keeping or in charge of any dog shall permit or take such animal upon the lawn, yard, entranceway or driveway of any private property whatsoever without the consent of the property owner.

B.

Dogs (except service animals) are prohibited from or in any municipal parks, playfields, playgrounds, play areas, school property or other municipal property, except public roads, unless authorized by the Borough.

C.

Dogs and cats (except service animals) are prohibited from any retail food establishment and may only be permitted in a non-retail food establishment with the expressed permission of the store owner.

§ 110-6.1 Dogs to be leashed.

No person owning, harboring, keeping or in charge of any dog shall allow or permit such dog to go upon any public streets, or in any of the public places or semipublic areas of multi-dwelling complexes within the Borough unless such is accompanied by a person and is securely confined and controlled by an adequate physical leash which may not exceed six feet in length.

§ 110-6.2 Dogs at large.

A.

It shall be unlawful for any person owning, keeping, harboring or having the custody and possession of any dog, whether registered or not, to permit such dog to be at large within the Borough.

B.

Dogs on their owner's property must be leashed or otherwise prohibited from leaving the property unattended.

§ 110-7 Appointment of Animal Control Officer.

The Borough Council is hereby authorized and empowered to appoint an Animal Control Officer in accordance with N.J.S.A. 4:19-15.16a et seq. and the rules promulgated thereunder. The Animal Control Officer shall have the full power and authority to carry out the provisions of this chapter. The Borough Council shall fix the compensation to be paid to such person or persons so appointed and shall pay the same out of the monies of the Borough.

§ 110-8 Impoundment of dogs or cats at large; notice to owner; disposition of unclaimed dogs or other animals.

A.

The Animal Control Officer or Chief Law Enforcement Officer, or his or her designee, shall take into custody and impound or cause to be taken into custody and impounded, and thereafter destroyed or offered for adoption as provided in this section:

(1)

Any dog or other animal off the premises of the owner or of the person keeping or harboring said dog or other animal which said official or their agent or agents have reason to believe is a stray;

(2)

Any dog or other animal off the premises of the owner or of the person keeping or harboring said animal without a current registration tag on its collar;

(3)

Any female dog or other animal in season off the premises of the owner or of the person keeping or harboring said dog or other animal;

(4)

Any dog or other animal which is suspected to be rabid;

(5)

Any dog or other animal off the premises of the owner reported to, or observed by, a certified animal control officer to be ill, injured or creating a threat to public health, safety or welfare, or otherwise interfering with the enjoyment of property.

B.

If any animal so seized wears a collar or harness having inscribed thereon or attached thereto the name and address of any person or a registration tag, or the owner or the person keeping or harboring said animal is known, any person authorized by the governing body shall forthwith serve on the person whose address is given on the collar, or on the owner or the person keeping or harboring said animal, if known, a notice in writing stating that the animal has been seized and will be liable to be offered for adoption or destroyed if not claimed within seven days after the service of the notice. A notice under this section may be served either by delivering it to the person on whom it is to be served, or by leaving it at the person's usual or last known place of abode, or at the address given on the collar, or by forwarding it by post in a prepaid letter addressed to that person at his usual or last known place of abode, or to the address given on the collar.

C.

Any person authorized by the governing body may cause an animal to be destroyed in a manner causing as little pain as possible and consistent with the provisions of N.J.S.A. 4:22-19 or to be offered for adoption seven days after seizure; provided that:

(1)

Notice is given as set forth above and the animal remains unclaimed; or

(2)

The owner or person keeping or harboring the animal has not claimed the animal and paid all expenses incurred by reason of its detention, including maintenance costs not exceeding \$4 per day; or

(3)

The owner or person keeping or harboring a dog or cat which was unlicensed at the time of seizure does not produce a license and registration tag for the dog or cat.

D.

At the time of adoption, the right of ownership in the animal shall transfer to the new owner. No dog or other animal so caught and detained or procured, obtained, sent or brought to a pound or shelter shall be sold or otherwise made available for the purpose of experimentation. Any person who sells or otherwise makes available any such dog or other animal for the purpose of experimentation shall be guilty of a crime of the fourth degree.

E.

After observation, any animal seized under this section suspected of being rabid shall be immediately reported to the executive officer of the local board of health and to the Department of Health and Senior Services.

§ 110-9 Administration and enforcement.

A.

The Animal Control Officer of the Borough shall be responsible for all dogs or cats impounded or taken into custody under the provisions of this article or state statutes and shall designate the place where such dogs and cats are to be impounded or held in custody.

B.

Except for the issuance of dog or cat licenses, which shall be done by the office of the Borough Clerk, this article shall be enforced by the Animal Control Officer of the Borough. However, nothing herein shall be deemed to prohibit any police officer of the Borough from enforcing any provisions hereof.

§ 110-10 New Jersey licensed animal facility open for inspection and examination.

All New Jersey licensed animal facilities for dogs or other animals shall be open at all times for inspection and examination by the Borough Health Department.

§ 110-11 Animals which habitually create excessive noise.

A.

It shall be unlawful for any property owner or tenant to allow any domesticated or caged animal to create a sound across a real property line which unreasonably disturbs or interferes with the peace, comfort, and repose of any resident, or to refuse or intentionally fail to cease the unreasonable noise when ordered to do so by a Noise Control Officer or Noise Control

Investigator. Prima facie evidence of a violation of this section shall include but not be limited to:

(1)

Vocalizing (howling, yelping, barking, squawking, etc.) for five minutes without interruption, defined as an average of four or more vocalizations per minute in that period; or

(2)

Vocalizing for 20 minutes intermittently, defined as an average of two vocalizations or more per minute in that period.

B.

It is an affirmative defense under this subsection that the dog or other animal was intentionally provoked to bark or make any other noise.

§ 110-12 Injury to persons or damage to property.

No person owning, harboring, keeping or in charge of any dog or other animal shall allow or permit it to do any injury to any person or to do any damage to any lawn, shrubbery, flowers, garden, grounds or property of another person or to any public property.

§ 110-13 Injuring domestic animals.

No person owning, keeping or harboring a dog or other animal shall allow or permit it to do any injury or damage to any domestic animals.

§ 110-14 Commercial establishments, sale of dogs or cats.

A.

Operating a commercial dog breeding, boarding or kennel or day-care type service is prohibited on any residential property.

B.

Sale.

(1)

The sale, or offer for sale, of dogs or cats in any commercial establishment in the Borough is prohibited.

(2)

Nothing in this section shall be construed to prohibit a retail pet store or other commercial establishment from providing space to an animal rescue organization or an animal shelter to publicly showcase dogs or cats available for adoption.

(3)

An animal rescue organization or animal shelter may offer dogs or cats for adoption at their facility.

(4)

Animal rescue organization does not include any entity that breeds animals or that: 1) is located on the same premises as; 2) has any personnel in common with; 3) obtains, in exchange for payment or any other form of compensation, dogs or cats from; or 4) facilitates the sale of dogs or cats obtained from a person or establishment that breeds animals.

§ 110-14.1 Violations and penalties.

The following penalties shall be imposed for any violation of this Article

(a) One hundred dollars (\$100) for first offense within a calendar year;

(b) One hundred fifty dollars (\$150) for second offense within a calendar year;

(c) Two hundred dollars (\$200) for third offense within a calendar year.

(d) For a fourth or subsequent offense, a fine not to exceed one thousand dollars (\$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. Repealer.

All ordinances or parts of ordinances inconsistent or in conflict with this Ordinance are hereby repealed as to said inconsistencies and conflicts.

Section 3. Severability

If any section, part of any section, or clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this ordinance. The governing body of the Borough of Kinnelon declares that it would have passed the ordinance and each section thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

Section 4. Effective Date.

This ordinance shall take immediate effect upon passage and publication according to law.

Adopted 12/18/25 on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Chirdo		X	X			
Mabey			X			
Frank			X			
Lewis			X			
Reckler			X			
Harriz	X		X			

APPROVED:

A handwritten signature in dark ink, appearing to be 'J. Freda', written over a horizontal line.

JAMES FREDA, MAYOR

Attest:

A handwritten signature in dark ink, appearing to be 'K. Iuele', written over a horizontal line.

KAREN IUELE, RMC

Borough Clerk

December 18, 2025

Council President E. Harriz announced the meeting was open to hearing any objections to this ordinance that may be presented by any taxpayer of the Borough of Kinnelon, and all parties in interest, and citizens. Hearing none, Council President Harriz brought it back to the dais, does anyone from the council wish to speak on this ordinance at this time. Hearing none, Council President E. Harriz asked the Borough Clerk to call the roll on the passage thereof, and the vote was a follow.

Council President E. Harritz asked for a motion; Councilman Chirido made a motion and second by Councilman Mabey.

Roll Call: Councilman S. Mabey, Yes; Councilwomen C. Frank, Yes;
Councilman Chirido, Yes; Councilman R. Reckler, Yes;
Councilman E. Harritz, Yes; Councilman R. Lewis, Yes.

Ordinance 23-2025

An Ordinance to Amend Chapter 162 of the Borough Code Titled "Refuse Container and Dumpsters"

This ordinance was introduced and passed on first reading at a regular meeting of the Governing Body held on November 20, 2025.

Council President E. Harriz 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.

**BOROUGH OF KINNELON
ORDINANCE NO. 23-2025**

**AN ORDINANCE TO AMEND CHAPTER 162 OF THE BOROUGH CODE TITLED
"REFUSE CONTAINERS AND DUMPSTERS"**

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

Section 1. Pursuant to N.J.S.A.40:48-1, 40:49-2 and 40A:9-165, the Mayor and Council of the Borough of Kinnelon hereby amend the Borough Code by repealing Chapter 162 titled "Refuse Containers and Dumpsters " and replacing it with the following:

§ 162-1 Purpose.

§ 162-2 Definitions and word usage.

§ 162-3 Covering of containers and prevention of leaks and spills required.

§ 162-4 Exceptions to restrictions.

§ 162-5 Enforcement.

§ 162-6 Violations and penalties.

§ 162-1 Purpose.

The purpose of this chapter is to regulate the placement of roll-off containers/dumpsters on Borough streets for reasons of public safety, establish a time limit for the use of roll-off containers/dumpsters on private property, as well as to require dumpsters and other refuse containers that are outdoors or exposed to stormwater to be covered at all times and prohibits the spilling, dumping, leaking, or otherwise discharging of liquids, semi-liquids or solids from the containers to the municipal separate storm sewer system(s) operated by the Borough of Kinnelon and/or the waters of the state so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 162-2 Definitions and word usage.

For the purpose of this chapter, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4)

A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by Borough of Kinnelon or other public body, and is designed and used for collecting and conveying stormwater. MS4s do not include combined sewer systems, which are sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources.

OWNER

The person having ownership of the roll-off container or dumpster and either using the roll-off container or dumpster for his or her own purposes for leasing of the same.

PERSON

Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

REFUSE CONTAINER

Any waste container that a person controls, whether owned, leased, or operated, including dumpsters, trash cans, garbage pails, and plastic trash bags.

ROLL-OFF CONTAINER OR DUMPSTER

The type of container or dumpster usually associated with a vehicle containing hydraulic or mechanical capabilities to lift a prefabricated container from the ground onto the truck for transport purposes or to lift and dump the material contained therein into the body of said truck. The contents of which container is solid waste consisting of refuse, rubbish and other debris. For the purposes of this subsection, these roll-off containers and dumpsters are not owned nor serviced by the Borough of Kinnelon.

STORMWATER

Water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

WATERS OF THE STATE

The ocean and its estuaries, all springs, streams and bodies of surface water or groundwater, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

§ 162-3 Covering of containers and prevention of leaks and spills required.

A. Any person who controls; whether owned, leased, or operated, a refuse container or dumpster must ensure that such container or dumpster, when it contains debris, is covered at times when it is not being actively loaded or unloaded as well as during inclement weather and shall prevent refuse from spilling out or overflowing.

B. Any person who owns, leases or otherwise uses a refuse container or dumpster must ensure that such container or dumpster does not leak or otherwise discharge liquids, semi-liquids or solids to the municipal separate storm sewer system(s) operated by the Borough of Kinnelon.

C. Permit required.

(1) No person shall place or allow a roll-off container/dumpster to be placed upon any street within the Borough of Kinnelon without first obtaining a permit therefor in accordance with the requirements of this chapter. A temporary roll-off container/dumpster may be placed on private property without a permit if the duration of placement does not exceed fourteen (14) days. Any such roll-off container/dumpster must be placed on an impervious surface.

D. Application for permit; fee; refusal of permit.

(1) Applications for a permit under this section shall be made to the Borough Clerk's office.

(2) The Borough Clerk or his or her designee shall issue a permit for the use of a roll-off container/dumpster as a temporary street obstruction prior to the placement thereof, upon satisfactory written application by either the owner or the user/permit holder, as follows:

(a) Each application shall be accompanied by a certificate of insurance, in an amount not less than \$200,000 for injuries, including accidental death for any one person, and subject to the same limit for each person in an amount not less than \$500,000 on account of each occurrence.

(b) Prior to the issuance of such a permit, the Borough Clerk shall consult with the Kinnelon Chief of Police to determine that the proposed placement of the roll-off container/dumpster does not constitute a traffic and/or safety hazard.

(c) The street upon which the roll-off container/dumpster shall rest shall be at least 30 feet wide from curb to curb.

(d) The roll-off container/dumpster can be effectively placed parallel to the curb with the street side of the container not more than eight feet, six inches from the adjacent curb.

(e) The roll-off container/dumpster shall be equipped with display markers consisting of all-yellow, reflective, diamond-shaped panels having a minimum size of 18 inches by 18 inches. These panels shall be mounted at the edge of the dumpster or container at both ends nearest the path of passing vehicles and facing the direction of oncoming traffic. These markers shall have a minimum mounting height of three feet from the bottom of the panels to the surface of the roadway.

(f) The roll-off container/dumpster shall not obstruct any part of a sidewalk or the sidewalk areas adjacent to the street.

(g) Each application for a permit hereunder shall be accompanied by a non-refundable filing fee of \$50.

(h) The Borough Clerk's Office may refuse the issuance of a permit hereunder if it is determined by the Chief of Police or his or her designee that the proposed placement of a roll-off container/dumpster is likely to constitute a public nuisance or hazard because of contour, narrow width, traffic or other conditions.

E. Duration and posting of permit.

(1) Each permit shall be of 60 days' duration and shall require a written application to extend the duration of the permit for an additional 30 days. Renewals shall be processed without requiring payment of an additional fee.

(2) The permit shall be conspicuously posted on the job site or container at all times.

(3) The Borough Clerk may revoke a permit if in his or her judgment a roll-off container/dumpster constitutes a public nuisance or hazard and require its immediate removal from the roadway or municipal property. In the event the permit holder fails to do so, the Borough may remove the roll-off container/dumpster. In such instance, the permit holder shall be responsible for all costs incurred by the Borough in doing so.

F. Miscellaneous provisions.

(1) The user/permit holder shall be responsible for the repair of any street, sidewalk or curb damage caused by the placement, movement or removal of the roll-off container/dumpster, and shall place wood planks, boards or some other suitable protective barrier beneath the wheels and/or feet of the roll-off container/dumpster to ensure that there is a cushion between the roll-off container/dumpster and the roadway upon which it sits.

(2) In the event that a roll-off container/dumpster is situated in the roadway the user/permit holder shall immediately remove it from the roadway at any time whenever snow has fallen and the accumulation is such that the snow covers the roadway. If the user/permit holder fails to do so, the Borough may remove the roll-off container/dumpster itself or cause a fine to be levied against the user/permit holder. In such instance, the permit holder shall be responsible for all costs incurred by the City in doing so and shall also be subject to the penalties for a violation of this article as provided herein.

(3) Under no circumstance shall the placement of a roll-off container/dumpster be permitted on public street within the Borough of Kinnelon which is owned and managed by the County of Morris.

§ 162-4 Exceptions to restrictions.

The following are exceptions to the restrictions set forth in § 162-3:

A. Permitted temporary demolition containers placed on private property and on location for no more than 14 days. If the container is needed for a longer period the person in control of the container will notify the Borough and apply for a permit for said container; the cost of which will be consistent with that charged for a container placed on a public street. Any container that appears to be abandoned will be subject to removal by the Borough at the expense of the property owner on which the container is located

B. Litter receptacles (other than dumpsters or other bulk containers);

C. Individual homeowner trash and recycling containers;

D. Refuse containers at facilities authorized to discharge stormwater under a valid NJPDES permit; and

E. Large bulky items (e.g., furniture, bound carpet and padding, white goods placed curbside for pickup).

§ 162-5 Enforcement.

This chapter shall be enforced by the Police Department and/or Zoning Officer of the Borough of Kinnelon.

§ 162-6 Violations and penalties.

Any person violating this chapter 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.

Section 2. Repealer.

All ordinances or parts of ordinances inconsistent or in conflict with this Ordinance are hereby repealed as to said inconsistencies and conflicts.

Section 3. Severability

If any section, part of any section, or clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this ordinance. The governing body of the Borough of Kinnelon declares that it would have passed the ordinance and each section thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

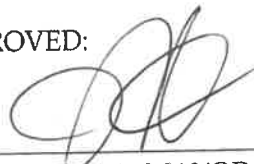
Section 4. Effective Date.

This ordinance shall take immediate effect upon passage and publication according to law.

Adopted ___/___/___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Chirido		X	X			
Mabey	X		X			
Frank			X			
Lewis			X			
Reckler			X			
Harriz			X			

APPROVED:



JAMES FRED A, MAYOR

Attest:



KAREN IUELE
Borough Clerk

December 18, 2025

Council President E. Harriz announced the meeting was open to hearing any objections to this ordinance that may be presented by any taxpayer of the Borough of Kinnelon, and all parties in interest, and citizens. Hearing none, Council President Harriz brought it back to the dais, does anyone from the council wish to speak on this ordinance at this time. Hearing none, Council President E. Harriz asked the Borough Clerk to call the roll on the passage thereof, and the vote was a follow.

Council President E. Harriz asked for a motion; Councilman Chirido made a motion and second by Councilman Mabey.

Roll Call:	Councilman S. Mabey, Yes;	Councilwomen C. Frank, Yes;
	Councilman Chirido, Yes;	Councilman R. Reckler, Yes;
	Councilman E. Harriz, Yes;	Councilman R. Lewis, Yes.

TREASURER REPORT:

The Treasurer's Report for December 2025 indicated we started out with cash on hand as of October 31, 2025, in the amount of \$10,238,902.26. Receipts for the month of November 2025 totaled \$14,223,186.78, with disbursements amounting to \$7,356,534.51. The new balance on hand as of November 31, 2025, was \$17,105,554.53.

TAX COLLECTOR'S REPORT:

During the month of October 2025, the Tax Collector's office processed a total of \$3,458,991.48.

INVESTMENT OFFICER'S REPORT:

A total of \$51,845.71 was collected in interest for the month of November 2025.

APPOINTMENTS: Thomas Scognamiglio – Kinnelon Volunteer Fire Department

ADJOURNMENT:

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

Respectfully submitted,



Karen M. Iuele, RMC
Borough Clerk



Mayor James Freda