

MEETING TO ORDER.

The regular meeting of the Kinnelon Borough Governing Body was called to order by Council President Randal Charles at 8:00 p.m., on Thursday, January 20, 2022 via Zoom.

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 January 9, 2022 edition of the Trends and was provided to the Star Ledger, Daily Record and the North Jersey Herald News. Adequate notice was also posted on the Municipal Building Bulletin Board, filed with the Borough Clerk and provided to those persons or entities requesting notification.

ROLL CALL:

The roll was called and present and answering were Councilpersons W. Yago, Robert Roy, Sean Mabey, Vincent Russo, Randal Charles and James Lorkowski. Mayor James Freda was absent.

TREASURER'S REPORT:

The Treasurer's Report for January 20, 2022 indicated we started out with cash on hand as of December 1, 2021, in the amount of \$11,701,361.79. Receipts for the month of December totaled \$4,415,937.20, with disbursements amounting to \$8,301,077.54. The new balance on hand as of December 31, 2021 was \$7,816,221.45.

HEARING FROM THE PUBLIC:

Councilman R. Charles asked if anyone from the public wishes to be heard.

Jeffery Bresett – Keil Ave, stated that on behalf of the Volunteer Fire Company he thanked the Mayor and Council for moving forward.

Alex Merlucci – 18 Dogwood Trail, also stated that on behalf of the Volunteer Fire Company he thanked the Mayor and Council for moving forward.

Councilman R. Charles asked if anyone else from the public wishes to be heard, hearing none, Councilman Charles closed this portion of the meeting.

PAYMENT OF BILLS AS SUBMITTED BY THE TREASURER

A motion was offered by Councilman S. Mabey and seconded by Councilman V. Russo for the payment of bills dated January 20, 2022.

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Range of Checking Accts: First to Last Range of Check Dates: 12/17/21 to 12/31/22
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 Payab			
23502	12/17/21	NEW22 NJ MOTOR VEHICLE COMMISSION	183.00	12/17/21 VOID	4894 (Reason: NEED SEPARATE CHECKS)
23503	12/17/21	NEW22 NJ MOTOR VEHICLE COMMISSION	3.00		4895
23504	12/17/21	NEW22A NJ MOTOR VEHICLE COMMISSION	60.00		4895
23505	12/17/21	NEW22B NJ MOTOR VEHICLE COMMISSION	60.00		4895
23506	12/17/21	NEW22C NJ MOTOR VEHICLE COMMISSION	60.00		4895
23507	12/21/21	CAN07 STACIE CANARIATO	100.00		4896
23508	12/21/21	COV06 JENNIFER COVELLO	75.00		4896
23509	12/21/21	GAN03 CHRIS GANDER	50.00		4896
23510	12/22/21	STI03 JENNIFER STILLMAN - TREASURER	194.30		4899
23511	01/20/22	AAM01 AMERICAN ALLIANCE OF MUSEUMS	50.00		4900
23512	01/20/22	AC A.C. DAUGHTRY INC.	33.30		4900
23513	01/20/22	ACT04 ACTION DATA SERVICES	957.60		4900
23514	01/20/22	AFF02 AFFILIATED TECHNOLOGY	1,350.64		4900
23515	01/20/22	AGL01 A.G.L. WELDING SUPPLY COMPANY	60.00		4900
23516	01/20/22	AKE01 A&K EQUIPMENT CO INC	1,464.39		4900
23517	01/20/22	ALL04 ALLIED OIL COMPANY	4,866.57		4900
23518	01/20/22	ALL18 ALLEGIANCE TRUCKS	74.19		4900
23519	01/20/22	AME07 AMERICAN SEWER SERVICE LLC	325.21		4900
23520	01/20/22	AME18 AMERIMARK DIRECT	1,495.86		4900
23521	01/20/22	AMS01 AMSTERDAM PRINTING	62.30		4900
23522	01/20/22	AUT05 THE AUTO PARTS SOURCE	712.81		4900
23523	01/20/22	BAL01 BALCO IND. INC.	2,192.00		4900
23524	01/20/22	BOR01 BOROUGH OF BUTLER ELECTRIC	5,087.10		4900
23525	01/20/22	BR01 B&R UNIFORMS	297.70		4900
23526	01/20/22	BUZ01 THE BUZAK LAW GROUP, LLC.	4,995.00		4900
23527	01/20/22	CAB01 OPTIMUM	59.09		4900
23528	01/20/22	CAB02 OPTIMUM	156.18		4900
23529	01/20/22	CAB03 OPTIMUM	116.18		4900
23530	01/20/22	CAB04 OPTIMUM	116.18		4900
23531	01/20/22	CAB05 OPTIMUM	116.00		4900
23532	01/20/22	CAB06 OPTIMUM	116.18		4900
23533	01/20/22	CAB07 OPTIMUM	116.18		4900
23534	01/20/22	CAB08 OPTIMUM	216.18		4900
23535	01/20/22	CAB09 OPTIMUM	116.18		4900
23536	01/20/22	CAB10 OPTIMUM	362.31		4900
23537	01/20/22	CAP05 CAPTUREPOINT	3,660.00		4900
23538	01/20/22	CIN05 CINTAS CORPORATION #111	427.03		4900
23539	01/20/22	CIT05 CIT FINANCE LLC	591.50		4900
23540	01/20/22	CON11 CONNOLLY & HICKEY	4,500.00		4900
23541	01/20/22	COO03 COOPERATIVE COMMUNICATIONS INC	3,105.84		4900
23542	01/20/22	CRE01 CREW ENGINEERS INC.	10,000.00		4900
23543	01/20/22	DEB03 DE BLOCK ENVIRONMENTAL SERVICE	6,000.00		4900
23544	01/20/22	DES03 DR. JAMIE DESPIRITO	350.00		4900
23545	01/20/22	DOR06 DORSEY & SEMRAU, LLC	1,664.00		4900
23546	01/20/22	EDM01 EDMUNDS GOVTECH	13,439.44		4900
23547	01/20/22	EJG01 EJG SPORTS	3,719.49		4900
23548	01/20/22	ELE03 ELECTRO BATTERY SYSTEMS INC.	283.99		4900
23549	01/20/22	EME02 EMERGENCY MEDICAL PRODUCTS INC	23.82		4900
23550	01/20/22	ETD01 ETD DISCOUNT TIRE CENTERS, INC	122.50		4900

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
GENERAL		General Account Payab			Continued
23551	01/20/22	EVO01 EVOGOV, INC.	200.00		4900
23552	01/20/22	EXT01 EXTRA SPACE STORAGE	840.00		4900
23553	01/20/22	FAY01 FAYSON LAKE WATER COMPANY	16,239.16		4900
23554	01/20/22	FDR01 FDR NORTH LLP	464.31		4900
23555	01/20/22	FER11 RICKEY J. FERRIOLA	146.16		4900
23556	01/20/22	FRA13 FRANK SEMERARO CONSTRUCTION,CO	5,700.00		4900
23557	01/20/22	GAM01 GAME DAY SPORTS	5,757.48		4900
23558	01/20/22	GSB01 GLATFELTER SPECIALTY BENEFITS	1,455.00		4900
23559	01/20/22	HAI04 ELLEN HAID	47.92		4900
23560	01/20/22	HOM02 HOME DEPOT CREDIT SERVICE	154.78		4900
23561	01/20/22	HOR04 HORIZON OFFICE EQUIPMENT	255.00		4900
23562	01/20/22	IAC01 I.A.C.P.	190.00		4900
23563	01/20/22	INS02 INSTITUTE FOR PROF. DEVELOPM'T	50.00		4900
23564	01/20/22	INT03 INTERNATIONAL AUTO BODY	12,127.20		4900
23565	01/20/22	IUE01 KAREN IUELE	110.00		4900
23566	01/20/22	JAM02 MICHAEL JAMESON	10,000.00		4900
23567	01/20/22	JCP01 JCP&L	50.50		4900
23568	01/20/22	JEN01 JENSON & MITCHELL INC.	3,408.24		4900
23569	01/20/22	KIN05 KINNELON PUBLIC LIBRARY	60,000.00		4900
23570	01/20/22	KIN09 KINNELON BOARD OF EDUCATION	3,321,495.67		4900
23571	01/20/22	KIN37 KINNELON HEIGHTS CONDO ASSOC.	2,904.02		4900
23572	01/20/22	LAK02 LAKELAND BANK EQUIP FINANCE	4,121.65		4900
23573	01/20/22	LAK10 LAKESIDE BAGELS & DELI	431.74		4900
23574	01/20/22	LAK13 LAKELAND AUTO PARTS	931.58		4900
23575	01/20/22	LAW07 LAWSOFT INC.	695.00		4900
23576	01/20/22	LIF02 LIFESAVERS, INC.	208.32		4900
23577	01/20/22	MAT04 MATTHIJSSSEN, INC.	2,687.48		4900
23578	01/20/22	MCI01 MCI EASTERN SECURITY SYSTEMS	165.00		4900
23579	01/20/22	MIC02 MICROSYSTEMS-NJ.COM, L.L.C.	3,907.27		4900
23580	01/20/22	MON14 MONMOUTH TELECOM	472.60		4900
23581	01/20/22	MOR32 MORRIS CO. FIRE PREVENTION	50.00		4900
23582	01/20/22	MOR42 THE LAND CONSERVANCY OF NJ	2,750.00		4900
23583	01/20/22	MOR52 MORRIS COUNTY MUNICIPAL JOINT	91,694.00		4900
23584	01/20/22	MUC01 CHRISTOPHER MUCCI	267.11		4900
23585	01/20/22	MUN02 MUNICIPAL RECORD SERVICE INC.	374.00		4900
23586	01/20/22	NAP02 JOSEPH NAPOLETANO	224.62		4900
23587	01/20/22	NEO01 QUADIENT, INC.	641.40		4900
23588	01/20/22	NES01 NESTLE PURE LIFE DIRECT	308.59		4900
23589	01/20/22	NIE02 NIELSEN DODGE	419.36		4900
23590	01/20/22	NJC01 NJ CONFERENCE OF MAYORS	395.00		4900
23591	01/20/22	NJLM01 NEW JERSEY STATE LEAGUE	1,139.00		4900
23592	01/20/22	NJP06 NEW JERSEY PUBLIC	300.00		4900
23593	01/20/22	NOR02 NORTH JERSEY MEDIA GROUP	0.00	01/20/22 VOID	0
23594	01/20/22	NOR02 NORTH JERSEY MEDIA GROUP	442.56		4900
23595	01/20/22	NOR13 NORTH JERSEY MUNICIPAL	3,641.00		4900
23596	01/20/22	NOR18 NORTHEAST COMMUNICATIONS, INC.	1,124.68		4900
23597	01/20/22	ODB02 THE ODB CO	567.95		4900
23598	01/20/22	ONE02 ONE CALL CONCEPTS, INC.	148.72		4900
23599	01/20/22	PRB01 P.R.B.R.S.A.	75,952.00		4900
23600	01/20/22	PRI07 PETER PRIESTNER	276.00		4900
23601	01/20/22	PSE01 P.S.E. & G.	3,830.59		4900
23602	01/20/22	RAC02 RACHLES/MICHELE'S OIL CO.,INC	1,750.25		4900

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
GENERAL General Account Account Payab Continued					
23603	01/20/22	REI09 REINER GROUP INC.	10,880.00		4900
23604	01/20/22	REL06 RELOADERZ NJ, LLC	675.00		4900
23605	01/20/22	RIV03 RIVERDALE POWER MOWER INC.	105.94		4900
23606	01/20/22	RIV07 RIVALRY SPORTS MEDICINE	187.50		4900
23607	01/20/22	ROD01 THE RODGERS GROUP, LLC	3,439.44		4900
23608	01/20/22	ROK01 ROK INDUSTRIES, INC.	15.00		4900
23609	01/20/22	SCH03 SCHMITZ SAFE & LOCK COMPANY	662.50		4900
23610	01/20/22	SCH30 MELANIE SCHUCKERS	60.24		4900
23611	01/20/22	SHA03 THE SHADE TREE DEPARTMENT LLC	313.94		4900
23612	01/20/22	SHE12 THE SHERWIN WILLIAMS CO.	218.44		4900
23613	01/20/22	SHO06 DOUGLAS SHORTWAY	189.97		4900
23614	01/20/22	SKY05 SKYTOP RECYCLING	600.00		4900
23615	01/20/22	STA STAPLES ADVANTAGE, DEPT NY	0.00	01/20/22 VOID	0
23616	01/20/22	STA STAPLES ADVANTAGE, DEPT NY	1,048.30		4900
23617	01/20/22	STA05 STATE OF NEW JERSEY PWT	100.32		4900
23618	01/20/22	SUB03 SUBURBAN DISPOSAL INC.	62,805.55		4900
23619	01/20/22	THO06 MARK THOMAS	27.44		4900
23620	01/20/22	TOW01 TOWNSHIP OF RANDOLPH	1,100.00		4900
23621	01/20/22	TRE02 TREASURER, STATE OF NEW JERSEY	250.00		4900
23622	01/20/22	TUR01 TURN-OUT UNIFORMS INC.	689.45		4900
23623	01/20/22	TWT01 TCJWL	700.00		4900
23624	01/20/22	TYR01 TYREX RESOURCES LLC	84.00		4900
23625	01/20/22	VER06 VERIZON WIRELESS	347.84		4900
23626	01/20/22	VER11 VERIZON WIRELESS - KPD	152.04		4900
23627	01/20/22	VOZ01 THE VOZZA AGENCY INC	4,211.00		4900
23628	01/20/22	WEI07 WEINER LAW GROUP LLP	80.00		4900
23629	01/20/22	XTR01 XTREME GRAPHIX, LLC	385.00		4900
23630	01/20/22	ZAP01 ZAPHYR LLC	346.00		4900

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	126	3	3,805,193.06	183.00
Direct Deposit:	0	0	0.00	0.00
Total:	126	3	3,805,193.06	183.00

PLANNING 2	Columbia Bank			
1843	12/21/21	DAR01 DARMOFALSKI ENGINEERING ASSOC.	750.00	4897
1844	01/20/22	DAR01 DARMOFALSKI ENGINEERING ASSOC.	2,625.00	4901

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	2	0	3,375.00	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	3,375.00	0.00

POLICE	POLICE ESCROW			
1863	12/21/21	TOP01 TOP LINE CONSTRUCTION CORP	4,130.24	4898

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	1	0	4,130.24	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	1	0	4,130.24	0.00

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
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POLICE		POLICE ESCROW		Continued	
Report Totals		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
	Checks:	129	3	3,812,698.30	183.00
	Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
	Total:	<u>129</u>	<u>3</u>	<u>3,812,698.30</u>	<u>183.00</u>

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	1-01	171,775.29	0.00	0.00	171,775.29
WATER FUND	1-05	9,548.23	0.00	0.00	9,548.23
SEWER FUND	1-07	6,000.00	0.00	0.00	6,000.00
Year Total:		<u>187,323.52</u>	<u>0.00</u>	<u>0.00</u>	<u>187,323.52</u>
CURRENT FUND	2-01	3,501,584.93	0.00	0.00	3,501,584.93
SEWER FUND	2-07	78,413.70	0.00	0.00	78,413.70
Year Total:		<u>3,579,998.63</u>	<u>0.00</u>	<u>0.00</u>	<u>3,579,998.63</u>
	C-04	3,490.00	0.00	0.00	3,490.00
DOG TAX	D-13	924.31	0.00	0.00	924.31
STATE AND FEDERAL GRANTS	G-02	2,063.81	0.00	0.00	2,063.81
KAMELOT	K-17	14.71	0.00	0.00	14.71
RECREATION SPECIAL	R-16	14,114.31	0.00	0.00	14,114.31
	T-23	4,130.24	0.00	0.00	4,130.24
	V-27	17,263.77	0.00	0.00	17,263.77
Total of All Funds:		<u><u>3,809,323.30</u></u>	<u><u>0.00</u></u>	<u><u>0.00</u></u>	<u><u>3,809,323.30</u></u>

Project Description	Project No.	Project Total
630 MOUNT. RD WAYNEJ 11806121	11806121	375.00
155 KAKEOUT RD #1522 HEILMANN	1522	125.00
PEREDO 8 POINSETTA 1534	1534	125.00
43 SAMWORTH RD	45403	2,250.00
9 MIDLAND TRL SOSNIAK 45601128	45601128	250.00
4 ELIZABETH J.TANIS	56703122A	250.00
Total of All Projects:		<u>3,375.00</u>

RESOLUTION 01.35.22

2022 Employee Salary Resolution

MAYOR	\$	7,500.00	ANNUAL
COUNCIL MEMBERS	\$	2,000.00	ANNUAL
BOROUGH CLERK/MANAGER	\$	92,698.74	ANNUAL
ASSISTANT CLERK	\$	30,687.68	ANNUAL
TAX COLLECTOR	\$	32,000.00	ANNUAL
RECREATION DIRECTOR	\$	77,700.00	ANNUAL
DPW SUPERINTENDENT	\$	126,040.44	ANNUAL
DPW FOREMAN	\$	97,375.00	ANNUAL
DPW WORKING FOREMAN	\$	79,999.00	ANNUAL
POLICE CHIEF	\$	160,000.00	ANNUAL
POLICE LIEUTENANT	\$	145,000.00	ANNUAL
POLICE RECORDS ADMIN	\$	42,433.75	ANNUAL
CROSSING GUARDS	\$	18.82	HOUR
MUSEUM DOCENTS	\$	14.52	HOUR
TREASURER	\$	73,201.35	ANNUAL
CMFO/BUSINESS ADMIN	\$	160,000.00	ANNUAL
QPA	\$	2000.00	ANNUAL
FINANCE ASSISTANT/PAYROLL	\$	26,578.41	ANNUAL
FINANCE ASSISTANT /ACCCOUNTS PAYABLES	\$	38,500.00	ANNUAL
DPW SECRETARY	\$	41,599.06	ANNUAL
PLANNING BOARD SECRETARY	\$	14360.15	ANNUAL
BOARD OF ADJUSTMENT SECRETARY	\$	1209.28	ANNUAL
WEBMASTER	\$	3,265.04	ANNUAL
OEM SECRETARY	\$	2,751.10	ANNUAL
TAX ASSESSOR	\$	35,000.00	ANNUAL
TAX/UTILITY COLLECTOR	\$	41,820.25	ANNUAL
TAX/UTILITY COLLECTOR ASSISTANT	\$	2,400.00	ANNUAL
OPEN SPACE SECRETARY	\$	20.00	HOUR
DISPATCHER STEP 1A	\$	16.50	HOUR
DISPATCHER STEP 1B	\$	17.00	HOUR
DISPATCHER STEP 2	\$	17.50	HOUR
DISPATCHER STEP 3	\$	18.00	HOUR
DISPATCHER STEP 4	\$	18.50	HOUR
DISPATCHER STEP 5	\$	19.00	HOUR
DISPATCHER STEP 6	\$	19.32	HOUR
DISPATCHER STEP 7	\$	19.64	HOUR
DISPATCHER STEP 8	\$	19.97	HOUR
DISPATCHER STEP 9	\$	20.31	HOUR
DISPATCHER STEP 10	\$	20.65	HOUR
ABOVE STEP 10:1	\$	21.34	HOUR
ABOVE STEP 10:2	\$	21.70	HOUR
ZONING OFFICIAL	\$	13,847.12	ANNUAL
MUNICIPAL COURT ADMINISTRATOR	\$	65,600.00	ANNUAL
MUNICIPAL JUDGE	\$	30,912.60	ANNUAL
BOARD OF HEALTH SUPERVISOR	\$	2,500.00	ANNUAL
BOARD OF HEALTH SECRETARY	\$	615.00	ANNUAL
ENVIRONMENTAL SECRETARY	\$	5,271.18	ANNUAL
RAVE COMMUNICATIONS	\$	3,000.00	ANNUAL
REGISTRAR	\$	2,556.25	ANNUAL
DEPUTY REGISTRAR	\$	1,022.50	ANNUAL

LIBRARY DIRECTOR	\$	97,707.40	ANNUAL
LIBRARY FINANCE AND ADMIN MANAGER	\$	52,929.90	ANNUAL
TEEN LIBRARIAN	\$	27.74	HOUR
YOUTH SERVICES ASSISTANT	\$	18.85	HOUR
PROGRAMS AND PUBLICITY COORDINATOR	\$	21.49	HOUR
TECHNICAL SERVICES ASSOCIATE	\$	15.30	HOUR
HEAD CIRCULATION	\$	55,655.70	ANNUAL
LIBRARY ASSISTANT	\$	15.30-20.01	HOUR
LIBRARY TECHNICAL SERVICES ASSISTANT	\$	19.93	HOUR
ADULT SERVICES ASSISTANT	\$	15.61	HOUR
POLICE PROBATION PATROLMAN 1 YEAR	\$	54,111.00	ANNUAL
PATROLMAN 2 nd YEAR	\$	62,033.00	ANNUAL
PATROLMAN 3 rd YEAR	\$	70,520.00	ANNUAL
PATROLMAN 4 th YEAR	\$	79,009.00	ANNUAL
PATROLMAN 5 th YEAR	\$	89,590.00	ANNUAL
PATROLMAN 6 th YEAR	\$	98,077.00	ANNUAL
PATROLMAN 7 th YEAR	\$	106,565.00	ANNUAL
PATROLMAN 8 th YEAR	\$	129,179.00	ANNUAL
POLICE SERGEANT	\$	140,167.00	ANNUAL
DETECTIVE DIFFERENTIAL	\$	5,494.00	ANNUAL
POLICE PROBATION PATROLMAN 1 YEAR (HIRED AFTER 1/01/20)	\$	49,130.00	ANNUAL
PATROLMAN 2 nd YEAR	\$	56,111.00	ANNUAL
PATROLMAN 3 rd YEAR	\$	63,092.00	ANNUAL
PATROLMAN 4 th YEAR	\$	70,072.00	ANNUAL
PATROLMAN 5 th YEAR	\$	80,106.00	ANNUAL
PATROLMAN 6 th YEAR	\$	87,078.00	ANNUAL
PATROLMAN 7 th YEAR	\$	94,068.00	ANNUAL
PATROLMAN 8 th YEAR	\$	101,049.00	ANNUAL
PATROLMAN 9 th YEAR	\$	106,726.00	ANNUAL
PATROLMAN 10 th YEAR	\$	112,403.00	ANNUAL
PATROLMAN 11 th YEAR	\$	118,079.00	ANNUAL
PATROLMAN 12 th YEAR	\$	123,255.00	ANNUAL
POLICE SERGEANT	\$	133,739.00	ANNUAL
DETECTIVE DIFFERENTIAL	\$	16,345.00	ANNUAL
SPECIAL CLASS 3(MATRON)	\$	31.21	HOUR
SPECIAL CLASS 3(BOE)	\$	30.60	HOUR
DPW MAINTAINER START	\$	17.49	HOUR
DPW MAINTAINER STEP 1	\$	18.84	HOUR
DPW MAINTAINER STEP 2	\$	20.28	HOUR
DPW MAINTAINER STEP 3	\$	21.71	HOUR
DPW MAINTAINER STEP 4	\$	23.26	HOUR
DPW MAINTAINER Step 5	\$	25.15	HOUR
DPW MAINTAINER STEP 6	\$	26.17	HOUR
DPW MAINTAINER AFTER STEP 6	\$	2.0% INCREASE/HOUR (\$80,000 CAP)	
DPW WATER MAINTAINER	\$	23.26	Hour
DPW WELDING CERT	\$	500.00	ANNUAL
DPW MEIDUM HEAVY TRUCK CERT	\$	500.00	ANNUAL
RECYCLING WATCHMAN	\$	14.90	Hour

RECREATION ASSISTANT	\$	16,182.80	ANNAL
RECREATION SUMMER REC STAFF 9 th GRADE	\$	12.00	HOUR
RECREATION SUMMER REC STAFF 10 th GRADE	\$	12.50	HOUR
RECREATION SUMMER REC STAFF 11 th GRADE	\$	13.25	HOUR
RECREATION SUMMER RE STAFF 12 th GRADE	\$	14-16.00	HOUR
SUMMER REC HEAD COUNSELORS	\$	18-30.00	HOUR

January 20, 2022

J. M. Dine
Borough Clerk

AUTHORIZING THE RENEWAL OF AN
AGREEMENT TO RETAIN THE LAND
CONSERVANCY OF NEW JERSEY FOR
OPEN SPACE PRESERVATION
CONSULTING SERVICES FOR 2022

WHEREAS, with the creation of a dedicated source of tax revenue, the Open Space Trust, and an Open Space Advisory Committee for the acquisition of open space, a need exists to retain the services of an open space preservation consultant whose staff members have technical expertise and experience in the field of open space and farmland preservation and stewardship; and

WHEREAS, The Land Conservancy of New Jersey (“Conservancy”) is a nonprofit organization whose mission is to preserve and protect open space for natural, historic, agricultural and recreational purposes and to assist municipalities in the stewardship of open space lands; and

WHEREAS, the Borough of Kinnelon (“Borough”) desires to renew its contract with the Conservancy for the purpose of assisting the Borough and the Open Space Advisory Committee with a variety of open space services and landowner negotiations and the parties desire to continue an Agreement setting forth the terms and conditions for said consulting services.

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

1. The Mayor is hereby authorized to enter into an Agreement to retain The Land Conservancy of New Jersey for open space preservation consulting services. The general terms and conditions of the Agreement by and between the Borough of Kinnelon and The Land Conservancy of New Jersey for open space preservation consulting services from March 16, 2022 through March 15, 2023 for an amount not to exceed Twelve Thousand, Five Hundred Dollars (\$12,500.00) are hereby approved.

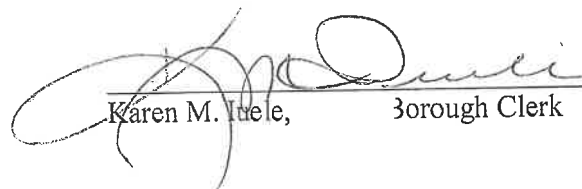
2. The Borough hereby authorizes and approves any non-substantive modifications to the Agreement as may be recommended and approved by the Governing Body and Borough Attorney prior to execution.

3. The Mayor and Borough Clerk are hereby authorized and directed to execute said agreement and said officers together with all other appropriate officers, employees, consultants and professionals of the Borough are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this resolution.

4. This Resolution shall take effect immediately.

CERTIFICATION

I, Karen M. Iuele, Borough Clerk of the Borough of Kinnelon hereby certify the foregoing to be a true copy of a Resolution adopted by the Borough Council of the Borough of Kinnelon at a duly convened meeting held on January 20, 2022.



Karen M. Iuele, Borough Clerk

RESOLUTION 01.37.22
RISK MANAGEMENT CONSULTANT'S AGREEMENT

THIS AGREEMENT entered into this 1stst day of January, 2022, between the Borough of Kinnelon (hereinafter referred to as AUTHORITY) and The Vozza Agency (hereinafter referred to as the CONSULTANT).

WHEREAS, the CONSULTANT has offered to the AUTHORITY professional risk management consulting services as required in the bylaws of the New Jersey Utility Municipal Joint Insurance Fund, and;

WHEREAS, the AUTHORITY desires these professional services pursuant to the resolution adopted by the governing body of the AUTHORITY at a meeting held January 2nd, 2022 and;

NOW, THEREFORE, the parties in consideration of the mutual promises and covenants set forth herein, agree as follows:

1. For and in consideration of the amount stated hereinafter, the CONSULTANT shall:
 - a) Assist the AUTHORITY in identifying its insurable Property & Casualty exposures and to recommend professional methods to reduce, assume or transfer the risk or loss.
 - b) Assis the AUTHORITY in understanding the various coverages available from the New Jersey Utility Authority Joint Insurance Fund and the Municipal Excess Liability Joint Insurance Fund.
 - c) Review with the AUTHORITY and additional coverages that the CONSULTANT feels should be carried but are not available from the FUND and subject to the AUTHORITY's authorization, place such coverage outside the FUND.
 - d) Assist the AUTHORITY in the preparation of applications, statements of values, and similar documents requested by the FUND, it being understood that this Agreement does not include any appraisal work by the CONSULTANT.
 - e) Review Certificates of Insurance from contractors, vendors and professionals when requested by the AUTHORITY.
 - f) Review the AUTHORITY's assessment as prepared by the FUND and assist the AUTHORITY in the preparation of its annual insurance budget.
 - g) Review the loss and engineering reports and generally assist the safety committee in its loss containment objectives. Also, attend no less than one (1) authority safety committee meeting per annum to promote the safety objectives and goals of the AUTHORITY and the FUND.

- h) Assist where needed in the settlement of claims, with the understanding that the scope of the CONSULTANT's involvement does not include the work normally done by a public adjuster.
- i) Perform any other risk management related services required by the FUND's bylaws.

2. In exchange for the above services, the CONSULTANT shall be compensated in the following manner:

- a) The CONSULTANT shall be paid by the AUTHORITY a fee as compensation for services rendered, an amount equal to six percent (6%) of the AUTHORITY's annual assessment as promulgated by the FUND's. Said fee shall be paid to the CONSULTANT within thirty (30) days of payment of the AUTHORITY's assessment.
- b) For any insurance coverage authorized by the AUTHORITY to be placed outside the FUND, the CONSULTANT shall receive as compensation the normal brokerage commissions paid by the insurance company. The premiums for said policies shall not be added to the FUND's assessment in computing the fee outlined in 2(a).
- c) If the AUTHORITY shall require of the CONSULTANT extra services other than those outlined above, the CONSULTANT shall be paid by the AUTHORITY a fee at the rate of _____ per hour, in addition to actual expenses incurred.

3. The term of this Agreement shall be one (1) year. However, this Agreement may be terminated by either party at any time by mailing to the other written notice, certified mail return receipt, calling for termination at not less than thirty (30) days thereafter. In the event of termination of this Agreement the CONSULTANT's fee outlined in 2 (a) above shall be prorated to date of termination.

ATTEST:

AUTHORITY:

ATTEST:

AUTHORITY:

RESOLUTION 01.38.22

**2021 APPROPRIATION
RESERVE BUDGET
TRANSFERS**

WHEREAS, there appears to be insufficient funds in the following reserve accounts (excepting the appropriation for Contingent Expenses or Deferred Charges) to meet the demand thereon for the balance of the reserve 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 the same hereby transferred to the account being insufficient to meet the reserve year demands; and

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

Current Fund

TO:

Maintenance of Vehicles DPW (1-01-26-315-021) \$ 6,250.00

FROM:

DPW O/E (1-01-26-290-020) \$ 6,250.00

Dated January 20, 2022



Karen M. Iuele. Borough Clerk

RESOLUTION 01.39.22

AUTHORIZING APPOINTMENT OF
RANDAL CHARLES AS KINNELON
OFFICE OF EMERGENCY MANAGMENT
COORDINATOR

WHEREAS, the Borough Council wishes to appoint Randal Charles at the Office of Emergency Management Coordinator for the Borough of Kinnelon; and

WHEREAS, Randal Charles had been appointed for a three-year term running from January 1, 2022 through December 31, 2024.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Kinnelon has appointed Randal Charles as the Office of Emergency Management Coordinator for the Borough of Kinnelon for a three-year term running from January 1, 2022 through December 31, 2024.

CERTIFICATION

I, Karen M. luele, Borough Clerk of the Borough of Kinnelon, do hereby certify this to be a true copy of a resolution duly adopted at the regular meeting of the Kinnelon Mayor and Council held on January 20, 2022.

Dated: 01/20/22

Karen M. luele

Karen M. luele, RMC
Kinnelon Borough Clerk

LICENSE FOR: Raffle

License No. RL-862-KB

Identification No. 238-5-41486

Insert Name

(Display this license conspicuously

Of Municipality BOROUGH OF KINNELON

During the conduct of the games)

Insert Name of

Licensee Smoke Rise Riding Club Inc.

Address: P.O. Box 328, Butler NJ 07405

(cross out line which) Bingo (not to Exceed 35 games),

1. This license allows the licensee to conduct

The winner to be determined on each of the dates, at the places and during the hours shown below:

Kind of Game	Date	Place	During hours
<u>50/50 On Premises</u>	<u>May-3,12,19,26,30, 2022</u>	<u>1 Perimeter Road</u>	<u>12pm -4:00 pm</u>
	<u>June-11,16,23, 30,2022</u>	<u>Kinnelon, NJ</u>	
	<u>July-7,14,22,31, 2021</u>		

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

50/50 CASH

3. This license is valid only if the entire net proceeds are devoted to the following specific purpose:

For the up keep and improvements of the Smoke Rise Riding Club show grounds

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

Names	Addresses
<u>Melissa Schmidt</u>	<u>1 Shadyside Terrace Kinnelon NJ</u>
<u>Dana Gollance</u>	<u>2 Beechwood Terrace Kinnelon NJ</u>

Issued by order of MAYOR AND COUNCIL ON January 4, 2022

(SEAL)


(Signature of Clerk)

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

ORDINANCE NO. 01-22

AN ORDINANCE AMENDING PARAGRAPH "B" OF SECTION 47-20 "APPEALS AND APPLICATIONS" OF ARTICLE II, CHAPTER 47 "LAND USE PROCEDURES" OF THE CODE OF THE BOROUGH OF KINNELON TO CLARIFY THE PROPERTY SURVEY REQUIREMENT FOR APPLICATIONS FILED WITH THE ZONING BOARD OF ADJUSTMENT

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

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

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

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

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

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

B.

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

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

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

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

A survey of any age, sealed or unsealed which contains the name and signature of a licensed surveyor, showing the proposed location of a proposed accessory structure, wall, fence, generator, air conditioning unit or temporary storage structure, along with an affidavit of "no change" from the property owner, provided no changes have been made since the date the survey was performed.

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

2. Survey Requirements for all other applications:

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

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

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

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

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

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

ATTEST:

BOROUGH OF KINNELON

Karen M. Iuele, RMC, Borough Clerk

James J. Freda, Mayor

CERTIFICATION

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

Karen M. Iuele, RMC, Borough Clerk

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

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

WHEREAS, the above ordinance was introduced at this meeting held on January 20, 2022 and read by title, and passed on first reading:

NOW, THEREFORE, BE IT RESOLVED, that at the regular meeting to be held on February 17, 2022 at 8:00 pm, prevailing time, at the Kinnelon Municipal Building, this Council further consider for second reading and final passage the said ordinance.

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

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

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

Ordinance 02-22

An Ordinance Supplementing Article II, Section 207-4

“Definitions and Word Usage: Amending Article X, Section 207-27 “Schedule I: Residential Zone”, and Adopting New Article XXII “Accessory Structures and Uses” in Chapter 207 “Zoning of the Code of the Borough of Kinnelon to Provide for the Regulation of Accessory Structures and Uses in Residential Zones.

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

Council President 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. 02-22

AN ORDINANCE SUPPLEMENTING ARTICLE II, SECTION 207-4 "DEFINITIONS AND WORD USAGE", AMENDING ARTICLE X, SECTION 207-27 "SCHEDULE I: RESIDENTIAL ZONE", AND ADOPTING NEW ARTICLE XXII "ACCESSORY STRUCTURES AND USES" IN CHAPTER 207 "ZONING" OF THE CODE OF THE BOROUGH OF KINNELON TO PROVIDE FOR THE REGULATION OF ACCESSORY STRUCTURES AND USES IN RESIDENTIAL ZONES

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

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

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

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

SECTION 1. Article II, Section 207-4 "Definitions and word usage", Paragraph B, shall

be supplemented to include the following additional definitions:

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

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

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

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

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

Article XXII “Accessory Structures and Uses”

§207-142 Purpose.

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

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

There shall be submitted to the Zoning Officer or other appropriate official a survey of any age, sealed or unsealed, which contains the name and signature of a licensed surveyor, showing the proposed location of a proposed accessory structure, wall, fence, generator, air conditioning unit or temporary storage structure, along with an affidavit of “no change” from the property owner provided no changes were made since the date of the survey. If changes were made to the property after the survey was performed, those changes must be marked up on the submitted survey, along with an affidavit from the property owner indicating that the marked-up survey reflects the current as-built condition. The survey, including any markups and dimensions, must be to scale, and cannot be a reduction or

enlargement of the original survey.

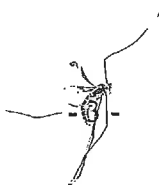
§207-144 Permitted Accessory Structures and Uses in Residential Zones.

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

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

§207-145 Sheds.

- A. A zoning permit and a survey shall be required for all sheds, regardless of size;
- B. Sheds may not be greater than 200 sq. ft.;
- C. Sheds shall be located in either a side yard or a back yard;
- D. Sheds shall 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 properties having a lot frontage of 100 ft. or less:
 - (a) a minimum 10 ft. side-yard setback is required
 - (b) a minimum 5 ft. back-yard setback is required
 - (2) For properties having a lot frontage greater than 100 ft.:
 - (a) a minimum 15 ft. side-yard setback is required
 - (b) a minimum 5 ft. back-yard setback is required
- H. Sheds shall be located no less than 10 ft. from any building;
- I. The maximum permitted height of any shed shall be 15 ft. to the highest ridge, measured from the grade at the entrance of the shed.



J. Maximum number of sheds:

- (1) For properties having a lot area of less than 60,000 sq. ft., one (1) shed is permitted.
- (2) For properties having a lot area of at least 60,000 sq. ft., a maximum of two (2) sheds are permitted.

§207-146 Detached Garages.

- A. Detached garages require a zoning and construction permit. A survey shall also be submitted with the permit application;
- B. Detached garages or other accessory structures cannot have an apartment or other living space built above the same;
- C. Detached garages shall be used only for parking or storing vehicles, tools, workbenches, landscaping equipment, snow removal equipment, pool equipment, and general storage associated with residential uses;
- D. Detached garages shall not be used for habitation or commercial purposes;
- E. Garages, whether attached or detached, are for the exclusive use of the property's resident, and shall not be rented or otherwise used by a third-party;
- F. Detached garages shall not extend beyond the front wall of the primary structure;
- G. Detached garages shall be located in a side yard or backyard;
- H. Detached garages shall be prohibited in any front yard including those properties which have more than one front yard such as "corner lots" or "through lots";
- I. Detached garages shall be located no less than 10 ft. from any building;
- J. The maximum permitted height of any detached garage shall be 18 ft. as measured from the average grade within 10 ft. of the proposed structure to the roof mean height;
- K. Only one detached garage is permitted on any lot;
- L. Detached garages shall meet the following requirements:
 - (1) For properties having a lot area of less than 60,000 sq. ft.:
 - (a) a minimum 15 ft. side-yard setback;
 - (b) a minimum 25 ft. back-yard setback;
 - (c) a maximum of 2 vehicle bays;
 - (d) a maximum 10 ft. overhead door height;
 - (e) a maximum 18 ft overhead door width;
 - (f) a maximum 600 sq. ft. foundation footprint.
 - (2) For properties having a lot area of 60,000 sq. ft. or more:
 - (a) a minimum 25 ft. side-yard setback;
 - (b) a minimum 50 ft. back-yard setback;
 - (c) a maximum of 3 vehicle bays;
 - (d) a maximum 10 ft. overhead door height;
 - (e) a maximum 27 ft overhead door width;
 - (f) a maximum 1,000 sq. ft. foundation footprint.

§207-147 Fences and Walls.

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

A. General requirements.

- (1) The finished side of every fence must face the property adjoining the lot on which the fence is erected.
- (2) No fence or wall shall be erected or maintained at a height or in a location that would limit or restrict sight distance for any street or driveway under the Residential Site Improvement Standards, N.J.A.C. 5:21-1.1 et seq., or any other regulation of the Borough of Kinnelon, the County of Morris, or the State of New Jersey.
- (3) No fence may contain razor ribbon or barbed wire.
- (4) Electrified fences are prohibited.
- (5) No fence shall be constructed or maintained in any manner which creates an unreasonable risk of harm to persons or animals.
- (6) No fence or wall shall be erected or maintained closer than 6 inches to any property line.
- (7) No Fence/Wall combination may exceed 6 ft. in combined height, measured from grade.
- (8) Fences constructed above or on top of retaining walls may be separated from the retaining wall below by a horizontal distance equal to the height of the retaining wall or the fence, whichever is greater. Fences and walls constructed in compliance with this spacing guideline shall be deemed to constitute separate structures for purposes of calculating height. Otherwise, such fences and walls shall be deemed to constitute one structure for purposes of height calculations. Fences less than 25% solid that do not exceed four feet in height shall be exempt from the requirements of this Subsection.
- (9) Any wall having an exposed height of 30 inches or more, shall have a permanent railing meeting the height and space opening

requirements of railings required for decks per the IRC or shall have a permanent fence meeting the pool code requirements. Any wall having an exposed height of 10 ft. or more shall have a permanent fence meeting the pool code requirements.

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

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

C. Fences and walls in side and rear yards.

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

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

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

E. Fencing for certain athletic facilities.

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

F. Zoning permit required.

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

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

Permanently installed, non-portable generators and air conditioner units shall not be

installed in a front yard; shall maintain a minimum side-yard setback of 25 ft.; and shall maintain a minimum back-yard setback of 25 ft.

The exterior condenser unit of a permanently installed residential air conditioner system may be replaced without zoning review if the new unit is situated in the same location as the unit being replaced and it utilizes the same pad, or a pad of the same dimensions, as the unit being replaced, so as not to alter existing set-backs or increase the impervious coverage of the property.

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

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

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

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

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

- (b) The permitted temporary storage structure or unit shall not remain on such private property after the expiration of the initial permit period unless a further extension zoning permit shall be applied for and issued prior to the said expiration.
- (7) In no event shall a temporary storage structure or unit remain on private residential property for any period beyond 90 consecutive days from the date of issuance of the initial permit.
- (8) Permit and extension requests for temporary storage structures or units on properties not owned by the applicant shall be accompanied by an original, written consent of the owner, landlord or governing body of a tenant/condominium association. This consent shall specify a requested location on the property and the requested duration.

B. Location.

- (1) A temporary storage structure or unit is prohibited from being located within a public right-of-way. No temporary storage structure shall obstruct the visibility or free flow of pedestrian or vehicular traffic.
- (2) A temporary storage structure or unit shall be located in a driveway or other property location at the furthest point from the street.
- (3) The Zoning Officer shall determine the location on the private property where the temporary storage structure or unit shall be located. The Zoning Officer's determination shall be guided by due consideration for accessibility and safety.

C. Required Permit Fees.

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

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

D. Enforcement; violations and penalties.

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

The owner of private property within the Borough of Kinnelon upon which any temporary storage structure or unit is located without the prior approval of the Zoning Officer required pursuant to this Article shall be subject to the penalties set forth below:

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

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

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

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

ATTEST:

BOROUGH OF KINNELON

Karen M. Iuele, RMC, Borough Clerk

James J. Freda, Mayor

CERTIFICATION

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

Karen M. Iuele, RMC, Borough Clerk

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

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

WHEREAS, the above ordinance was introduced at this meeting held on January 20, 2022 and read by title, and passed on first reading:

NOW, THEREFORE, BE IT RESOLVED, that at the regular meeting to be held on February 17, 2022 at 8:00 pm, prevailing time, at the Kinnelon Municipal Building, this Council further consider for second reading and final passage the said ordinance.

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

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

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

Ordinance 03-22

Bond Ordinance Providing for the Acquisition of New and Additional Firefighting Equipment by the Borough of Kinnelon, in the County of Morris, New Jersey, Appropriating \$185,000 Therefor and Authorizing the Issuance of \$176,000 Bonds or Notes of the Borough for Financing Such Appropriation.

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

Council President 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 # 03-22

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF NEW AND ADDITIONAL FIREFIGHTING EQUIPMENT BY THE BOROUGH OF KINNELON, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$185,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$176,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.

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 the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the Borough of Kinnelon, in the County of Morris, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$185,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$9,000 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$185,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$176,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes

of the Borough in a principal amount not exceeding \$176,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. (a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the acquisition, by purchase, of new and additional firefighting equipment by the Borough for use by the Kinnelon Volunteer Fire Company, including without limitation consoles, lighting, pumps, hoses, turnout gear, a remote jet, a trailer, a rescue boat, rescue systems, breathing apparatus and communication equipment, together with all equipment, appurtenances, accessories and attachments necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$176,000.

(c) The estimated cost of said purpose is \$185,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$9,000 down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Borough may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is fifteen (15) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$176,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$10,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, the acting chief financial officer or the treasurer of the Borough (the "Chief Financial Officer") provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the

provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

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

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

WHEREAS, the above ordinance was introduced at this meeting held on January 20, 2022 and read by title, and passed on first reading:

NOW, THEREFORE, BE IT RESOLVED, that at the regular meeting to be held on February 17, 2022 at 8:00 pm, prevailing time, at the Kinnelon Municipal Building, this Council further consider for second reading and final passage the said ordinance.

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

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

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

TAX COLLECTOR'S REPORT:

During the month of December 2021, the Tax Collector's Report indicated we collected \$417,445.86 in taxes.

INVESTMENT OFFICER'S REPORT:

A total of \$1,713.42 was collected in interest for the month of December 2021.

APPOINTMENTS:

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

Upon motion of Councilman J. Lorkowski, and seconded by Councilman S. Mabey, followed by the "yes" roll call vote of all Council Members present, the appointment of Scot Simptner to the Open Space Committee.

Upon motion of Councilman J. Lorkowski, and seconded by Councilman S. Mabey, followed by the "yes" roll call vote of all Council Members present, the appointment of Charlie Daniel to the Community Development Revenue Sharing.

Upon motion of Councilman J. Lorkowski, and seconded by Councilman S. Mabey, followed by the "yes" roll call vote of all Council Members present, the appointment of Councilman Randel Charles to be the OEM Coordinator for 3 years.

January 20, 2022

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

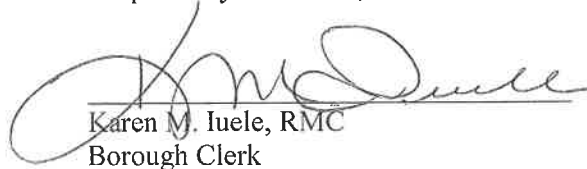
Upon motion of Councilman J. Lorkowski, and seconded by Councilman S. Mabey, followed by the "yes" roll call vote of all Council Members present, the appointment of Logan Kline to the Kinnelon Volunteer Fire Company.

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

ADJOURNMENT:

This meeting adjourned at approximately 8:50 p.m. on motion by Councilman W. Yago with the unanimous affirmative voice vote of all present.

Respectfully submitted,


Karen M. Iuele, RMC
Borough Clerk


Randel Charles, Council President