

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF
KENILWORTH HELD ON WEDNESDAY EVENING, SEPTEMBER 10, 2014. MAYOR
SCOTT KLINDER PRESIDED.

Mayor Klinder read the requirements of the Open Public Meetings Act.

The Salute to the Flag was led by Mayor Klinder.

ROLL CALL

Roll Call at 8:00 P.M. showed the following Council Members present: Anthony DeLuca, Brian Joho, Kevin Leary, Barbara Macecsko and Fred Pugliese. Toni Giordano was absent.

Mayor Klinder called for a moment of silence for Crossing Guard John Devito who recently passed away.

MINUTES

It was moved by Councilwoman Macecsko, seconded by Councilman Joho and carried that the minutes of the Regular Council Meeting of August 27, 2014, and the Work Session minutes of August 26, 2014 be dispensed with and approved as submitted. (Copies furnished each Council Member prior to the meeting.)

COMMUNICATIONS AND PETITIONS

1. NJSLOM Notices
2. Susan G. Komen – October is Breast Cancer Awareness Month
3. First Community Development Services Proposal
4. Kenilworth Bd. Of Health – Appointment of Registrar and Registered Environmental Health Specialist.

REPORTS

1. Clerk's Office, Finance Department, Fire Department, Planning & Zoning & Public Works for the month of August, 2014

It was moved by Councilman Leary, seconded by Councilman Joho and carried that the above communications be received and filed and any money amounts indicated be spread over the minutes. All in favor.

REPORT OF COMMITTEES

MAYORS REPORT

Mayor Klinder reported tomorrow we will have a 9/11 Ceremony at 6:00 in front of Borough Hall. If it rains we will hold the ceremony in the Court Room. The Council is purchasing a full-page ad in the Silver Catalog. The Community Garage Sale, benefiting the Kenilworth Historical Society, will be held on October 4th and 5th. The deadline for this will be September 26th. Next month the Borough will have their street fair. Councilman Pugliese will also go over the snow ordinance this evening.

DEPARTMENT OF FINANCE

Councilman Joho reported the Mayor and Council have been provided the Year To Date Finance and Tax Report. The tax collection rate is 98.62%. There were 117 delinquent properties in 2014. Over the past five year we have witnessed the least amount of delinquent properties in comparison with the previous five year period.

DEPARTMENT OF PUBLIC WORKS

Councilman DeLuca reported the leaf machines are ready and the DPW has two trucks out of service. They are waiting for additional quotes for the brine spreader. The Borough has a job advertisement on our web site www.kenilworthborough.com for a laborer for the DPW. Applicant must have a CDL license.

Mayor Klinder said the brine spreader is a new way of putting salt on the ground, it is a mixture and allows us to use less salt and it is also better environmentally. We are trying to go in with a few other towns to get this device. He said it will keep the roads cleaner and will be more cost effective because we won't have to buy as much salt.

DEPARTMENT OF PUBLIC SAFETY

Councilman Pugliese reported we have an ordinance on the agenda tonight regarding snow. The previous ordinance had two problems that needed to be addressed. One of the issues was that only one side of the street was being plowed which left the other side of the street unplowed and emergency vehicles would not be able to pass on some streets. The new ordinance will allow for both sides of the street to be plowed in that on even numbered days you can park on the side of the street with even house numbers and the day after which would be an odd numbered day you would have to move your vehicle to the side of the street with odd house numbers. That would allow both sides of the street to be plowed by the DPW.

The second issue with the original ordinance was that there was a mandatory court appearance with a hefty fine. We have reduced the fine from \$250.00 to \$100.00 and there is not a mandatory court appearance. He said this new ordinance is better than the one we had before because now both sides of the street will be plowed.

The first reading for this ordinance is on for tonight and it should be in effect by the time the first snow storm hits.

On September 27, 2014, which is the same day as the Health Fair, the Kenilworth Police Department will be holding “Operation Take Back”. You can drop off your old unused medications. Residents may dispose of medication either in its original container or by removing the medication from its container and disposing it directly in the drug disposal box. If the original container is submitted, the resident should remove the prescription label if it contains any personal information. Liquid products such as cough medicine should remain sealed in their original container. The depositor should insure that the cap is tightly sealed to prevent leakage. Syringes and other sharp objects will not be accepted. Again this will be on September 27th from 10 AM to 2 PM at the Kenilworth Police Department.

Councilman Pugliese said with the start of the school year the Police Department issued a release and a copy of it was given to all the parents at Harding and St. Theresa’s Schools. The topic of the release was the drop off problems that exist at Harding School, in particular when parents drop off their students on North 18th Street, coming from the Boulevard. The Police Department states that when you get to where you need to drop of your child, you should drop and go, because the line needs to keep moving because it creates a dangerous condition with the back-up of cars all along the Boulevard. Also no vehicles should be left unoccupied, drivers must stay in their cars, some parents want to walk their child to the school door but the problem is there is a line of cars behind you and if every parent did that it would cause more problems. Also in regards to the turn-about in front of Coolidge Drive, you cannot make a left in or out of it and the Police Department will be enforcing this law. If you are going to be crossing the Boulevard from the south side to the north side in front of the school, please use the cross walks. The crosswalks are in front of Harding School at Coolidge Drive and at 19th street.

A check-point took place on Friday night during Labor Day Weekend from 8:00 PM to 4:00 AM in conjunction with the Union County Police Department. It was part of the drive sober or get pulled over campaign. They pulled over at least 35 motor vehicles, issued 17 summons and as a result they made three arrests, two dealt with possession of controlled dangerous substances and there was also a driving while intoxicated summons issued. Not only did they have check points, they also had roving check points where police officers drive looking for drivers operating cars under the influence.

DEPARTMENT OF PLANNING, ZONING & ORDINANCES

Councilwoman Giordano was absent.

DEPARTMENT OF RECREATION AND FIRE

Councilwoman Macecsko reported the Recreation Department will not be having an afterschool program, it was put up on the web site but it is not happening.

The Fire Department responded to 51 calls, 7 calls were mutual aid and the Rescue Squad responded to 82 calls during the month of August.

DEPARTMENT OF HEALTH, EDUCATION & WELFARE

Councilman Leary reported the Health Department will be having their annual Health Fair on Saturday, September 27th from 9AM to 12 noon at St. Theresa's School. They will have a free basic blood test, hearing test, vision test and flu shots will be \$20 but they can be covered through Medicare Part B.

The Kenilworth Library will be having a presentation on the ABC's of DNA on September 22nd from 6:30 PM to 7:30 PM. The program shows how DNA affects individuals and how it is passed along through generational lines.

Councilman Leary welcomed Justin Panzarella as our new Registered Environmental Health Specialist, our former Health Specialist moved on to another position in another town.

Mayor Klinder said our former Health Specialist did a great job and he congratulated him on his move to Rahway. The Mayor also congratulated Eileen Egan on becoming a Registrar for the Borough of Kenilworth.

CONSENT AGENDA

Resolutions No. 1 thru 7 are listed on Consent Agenda and will be enacted by one motion in the form listed below. All items will be recorded individually in full in the minutes.

Councilman DeLuca moved that all items under the Consent Agenda be approved, seconded by Councilman Leary. Upon roll call the vote was unanimous.

RESOLUTION NO. 1

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.

RESOLUTION NO. 2

Whereas, the following property was issued a permit, and fee were received by the Building Department;

Whereas, it has been determined that the permit was not required.

Now, Therefore, Be it resolved that the Treasurer be and is hereby authorized to draw a warrant to refund the following to:

Amount of \$50.00 to be refunded to:

Jocelyne Holden
Coldwell Banker
600 North Avenue West
Westfield, NJ 07090

Application #8-15 Sale of Two Family
201 North 18th Street
Block 40, Lot 1
Kenilworth, NJ 07033

Cc: Robert Ordway, Municipal Finance Officer
Laura Reinertsen, Borough Clerk

4-01-0960118

RESOLUTION NO. 3

BE IT HEREBY RESOLVED That the Mayor's appointment of **SEAN JOYCE** as a Permanent Crossing Guard, effective September 9, 2014, be and the same is hereby resolved.

BE IT FURTHER RESOLVED that **ARON TSIN** be appointed as an Alternate Crossing Guard, effective September, 10, 2014.

RESOLUTION NO. 4

BE IT HEREBY RESOLVED:

WHEREAS, a fee has been collected for a white goods in the amount of \$70.00 and;

WHEREAS, the fee was found not to be used;

NOW, THEREFORE, BE IT RESOLVED that the Treasurer be authorized to draw a warrant in the amount of \$70.00 payable to the order of:

Toni Chessa
46 Pembroke Avenue
Kenilworth, NJ 07033

RESOLUTION NO. 5

BE IT HEREBY RESOLVED that **EILEEN EGAN** be appointed Registrar of Vital Statistics Certificate Number 3877, for the Borough of Kenilworth for a three year term, effective September 5, 2014-September 4, 2017.

RESOLUTION NO. 6

BE IT HEREBY RESOLVED that **JUSTIN PANZARELLA** be appointed as a Registered Environmental Health Specialists (REHS), effective September 8, 2014.

RESOLUTION NO. 7

WHEREAS, a service proposal was received from First Community Development Corporation, a Sheltered Workshop pursuant to NJSA Chap. 113, Laws of New Jersey 1966, for temporary maintenance and janitorial services; and

WHEREAS, the Borough of Kenilworth has need of temporary maintenance and janitorial services for Borough Hall/Police Department, Kenilworth Board of Health/Recreation Building, Detective Building and the Kenilworth Senior Citizens Building; and

WHEREAS, the Mayor and Council are also desirous of promoting the objective of First Community Development Corporation of “helping the disabled and disadvantaged move from dependence to independence.”

THEREFORE BE IT RESOLVED, that the Mayor and/or Clerk be authorized to enter into agreement with First Community Development Corporation in accordance with Option #3 of their proposal:

Five days a week at monthly cost of \$2,442.92 (Includes all buildings)

Commencing Monday, September 15, 2014

BE IT FURTHER RESOLVED, that the Borough will allow for at least one week notification for cancellation of the maintenance and janitorial services.

Proposed Ordinance No. 2014-10 was read for a second reading as follows: Copy can be found in August 27, 2014 minutes.

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2014-10**

**AN ORDINANCE AMENDING ORDINANCE NO. 2012-04 PROVIDING FOR
COMPENSATION FOR BOROUGH EMPLOYEES OF THE BOROUGH OF
KENILWORTH**

Mayor Klinder said with this ordinance we have to adjust the pay scales each year to effect different types of raises and this ordinance adjusts all the pay scales throughout the town so that we can oblige with any contractual raises or otherwise.

Motion was made by Councilman Pugliese seconded by Councilman Joho to open the meeting to the public on Ordinance 2014-10. All in favor.

No one wished to speak

Motion was made by Councilman Pugliese, seconded by Councilman Leary to close the meeting to the public on Ordinance 2014-10. All in favor.

RESOLUTION NO. 8

Introduced by Brian Joho adoption moved by same.
Seconded by Anthony DeLuca

BE IT HEREBY RESOLVED: That Proposed Ordinance No. 2014-10, be and the same is passed on second and final reading and ordered published according to law.

Roll Call: Councilman DeLuca voted yes, Councilman Joho voted yes, Councilman Leary voted yes, Councilwoman Macecsko voted yes, Councilman Pugliese voted yes. Councilwoman Giordano was absent.

Proposed Ordinance No. 2014-11 was read for a first reading as follows: (Copy attached)

BOROUGH OF KENILWORTH
ORDINANCE NO. 2014-11

AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 170 ARTICLE ONE (STREETS AND SIDEWALKS) OF THE CODE OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY

RESOLUTION NO. 9

Introduced by Barbara Macecsko, adoption moved by same.
Seconded by Brian Joho

BE IT HEREBY RESOLVED: That Proposed Ordinance No. 2014-11, be and the same is hereby passed on first reading and ordered published for final hearing on October 8, 2014.

Roll Call: Councilman DeLuca voted yes, Councilman Leary voted yes, Councilman Joho voted yes, Councilwoman Macecsko voted yes and Councilman Pugliese voted yes. Councilwoman Giordano was absent.

MEETING OPEN TO THE PUBLIC

Motion was made by Councilman Pugliese, seconded by Councilman Leary to open the meeting to the public. All in favor.

No one wished to speak.

Motion was made by Councilwoman Macecsko, seconded by Councilman Pugliese to close the meeting to the public. All in favor.

GENERAL COMMENTS

Mayor Klinder said we had to change the snow ordinance because we had some issues. We are going to an alternate parking, if New York City can do it for millions, he is sure Kenilworth can do it. He said there will be some confusion but basically what we are saying is that if a snow storm starts at 10:00 at night you can be parked on the even side however if it goes into the 15th then by 10:00 you should be parked on the odd side. He said we really had to do this because the even sides of the roads were not getting plowed, he can attest to that because he was on the even side and he was plowed in numerous times. He said we are going to do alternate sides in order to get both sides clear.

ADJOURNMENT

There being no further business to come before the Council, it was moved by Councilman Pugliese, seconded by Councilman Leary and carried, that the meeting be adjourned to the call of the chair.

8:17 P.M.

Respectfully submitted,

Kathleen Moschitta
Deputy Borough Clerk