

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, JANUARY 25, 2017. MAYOR ANTHONY DELUCA PRESIDED.

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

The Salute to the Flag was led by Mayor Deluca.

ROLL CALL

Roll Call at 8:00 P.M. showed the following Council Members present: Kay Ceceri, Larry Clementi, Peter Corvelli, Mark David, Nick Mascaro. Gerry Ladauti was absent.

MINUTES

It was moved by Councilman Clementi, seconded by Councilwoman Ceceri and carried that the minutes of the Regular Council Meeting and Work Session of January 11, 2017 be approved as submitted. (Copies furnished each Council Member prior to the meeting). All in favor.

COMMUNICATIONS AND PETITIONS

NJSLOM Notices

NJDOT- Guidance to Projects Affected by 2016 Road & Bridges Cease Order

Kenilworth Bd. Of Health

Animal Control Services & Health Officer Recommendation

Vital Statistics, Deputy Registrar Appointment – J. Panzarella

2017 Contract with Elizabeth

UC St. Patrick's Day Parade Committee

Ms. Dopf – Letter of appreciation

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

MAYORS REPORT

Union County Theater explores the wonders of Science with a performance of "Bubble Trouble" on the stage at UC Performing Arts Center in Rahway on Sunday, February 19th at 2:00 PM. Tickets are \$8.00. The Kenilworth Seniors have a bus trip to Atlantic City on Thursday, February 2nd and for more details call Emily Grimaldi at 908-272-6329. The Kenilworth Historical Society is celebrating Black History Month at the Nitschke House with an African Tea Ceremony on Sunday, February 19th at 1:30. For information and reservations call 908-709-0434. Mayor Deluca reminded everyone that February 14th is Valentine's Day.

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, JANUARY 25, 2017. MAYOR ANTHONY DELUCA PRESIDED.

Mayor Deluca said we have had some issues regarding our recycling pick-up. He spoke with the owner tonight and he has also been on the phone with them regularly. He said he also has been on the phone with many residents. The Mayor said it's a new company, they have gotten better from their last pick-up and they are working through some of their issues. He asked everyone to be patient, nothing good ever comes from making accusations and yelling over things you cannot control. However when he hears from residents he said it's not complaining, it's communicating. He said he is happy that you exercise the democratic process and went out and spoke, this is the true democratic process. He said being angry and commenting shows that you care about the town, just as much as everyone up here does, we care about what goes on here. He does not look at it as you being mad just to be mad, he looks at it as you all being upset because you care and you want the best for the town as we do. He thanked everyone for being patient. He said we are working through this issue trying to get you the best possible. We will make our evaluation at the end of this week and hopefully we will continue to get better with what we are doing with recycling.

Mayor Deluca said he has been very active in the Mayors Rahway River Water Shed Program where basically we have been looking at our flooding issues throughout the County. He said several Mayors throughout Union County and Essex County have been meeting on a regular basis and addressing points and trying to get a hold of Congressman Lance, Senator Bramnick and Assemblyman Munoz. We planned a trip next month to Washington and hopefully we are going to sit down with the Army Corp Engineers to get to the bottom of the flooding in this area. We are looking at everything from the Reservoir up in Orange to what we have along our corridor to looking at creek beds in town. We are trying to evaluate where we can start to fix things. He said it's a long road, these issues with flooding are not going to go away, we all know it, we are in efforts with the Mayors Group to try and address it on a large scale. He said the Army Corp Engineers does not work in days and minutes, it could be anywhere from now to years and years away. We are working at our best to get them to answer and to work forward to alleviating any type of flood concerns. He said storm season is rapidly approaching and he is very concerned about our flooding issues in town. Hopefully we will get some answers next month and he will report back after we go to Washington DC.

REPORT OF COMMITTEES

FINANCE DEPARTMENT

Councilman Mascaro reported that all bills have been paid on time. He said tomorrow night he will be meeting with the Department Heads to go over the budget for 2017.

DEPARTMENT OF PUBLIC WORKS

Councilman David reported the DPW has completed their curb side leaf collection and are picking up leaves in containers and that will continue through the end of January. They have cleaned all three parks and they will go back in the spring to do a thorough cleaning. They are currently working on all other Borough properties. According to Superintendent Ryan the men did a great job on the snow storm of January 7th, the Borough received 3.8 inches. They started the deicing operating at 10:30 AM and all Borough streets and the properties were plowed and salted by 11:45 PM. The DPW received no complaints from the residents. The DPW is currently filling potholes and they are sending out a crew every day, weather permitting. They used about 25 tons of salt during the last storm, Superintendent Ryan is ordering another 50 tons this week to keep us fully stocked in case we get any more storms. The contractor has finished installing 2 new bay doors at the DPW garage and the new ventilation system is

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, JANUARY 25, 2017. MAYOR ANTHONY DELUCA PRESIDED.

also nearly completed. Superintendent Ryan thanked the Borough Clerk Laura Reinertsen and the Borough Engineer, Tony Gallerano for all their hard work associated with both projects.

PUBLIC SAFETY

Councilman Corvelli reported that the Police have 2 recruits in the Academy backfilling a retirement and a transfer. They conducted interviews last week for 2 open dispatch positions. He will report back to you at a later time, we have a couple of promising individuals. The seniors invited the Police to have coffee with a cop and apparently it is going very well with a question and answer part. Councilman Corvelli said on Sunday he came in for a little while with the Chief and the men, they got deferment to be accredited. He said tomorrow he will go over the Police Departments budget and what they are going to need for the upcoming year.

DEPARTMENT OF PLANNING, ZONING & ORDINANCES

Councilman Clementi reported on the Consent Agenda, Resolution No. 15 appoints members of the Planning Board, we are almost a full compliment which is very important. Also of importance is Resolution No. 17 for the Mt. Laurel Sub- Committee where our first meeting is on February 2' 2017 at 2 PM. The Planning Board Meeting is on February 9th at 8:00 PM.

DEPARTMENT OF RECREATION AND FIRE

Councilwoman Ceceri reported the Fire Department will appointed another Probationary EMT, C. Sesselman but she is currently in the process of a background check. They are in dire need of volunteers. Basketball season is in full swing for the Recreation Department and softball registration is now for grades K thru 8. All registrations are due by January 27th and you can register at Kenilworth rec.com

DEPARTMENT OF HEALTH, EDUCATION & HUMAN SERVICES

Councilman Ladauti was absent.

CONSENT AGENDA

Resolutions No. 1 thru 19 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 Corvelli moved that all items under the Consent Agenda be approved, seconded by Councilman David. All in favor.

RESOLUTION NO. 1

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

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, JANUARY 25, 2017. MAYOR ANTHONY DELUCA PRESIDED.

RESOLUTION NO. 2

WHEREAS, N.J.S. 40A:4-19 of the Local Budget Act provides that (where any contracts, commitments or payments are to be made prior to the final adoption of the Budget), temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided; and

WHEREAS, Resolution #5 was approved on January 2, 2017 for the 2017 Temporary Budget and

WHEREAS, the date of this resolution is within the first thirty days of January 2017; and

WHEREAS, the total temporary budget attached does not in amount exceed 26.25% of the total appropriations in the 2016 Budget (exclusive of any appropriations made for Debt Service, Capital Improvement Fund and Public Assistance (Relief); now therefor

BE IT HEREBY RESOLVED, that the appropriations below be amended and a certified copy of this resolution be transmitted to the Municipal Finance Officer for his records.

Account	Amount
Sewer – Other Expenses	\$ 800.00
Celebration of Public Events	\$10,000.00
Total amended	\$10,800.00
Total Appropriations for the 2017 Temporary Budget	\$3,837,150.00

RESOLUTION NO. 3

WHEREAS, the Borough of Kenilworth held a tax sale on June 25, 2014 for delinquent 2013 property taxes, and a tax lien was purchased by US Bank Cust for Phoenix Funding for the property located at 20 Park Drive, Kenilworth, NJ, and

WHEREAS, the owner of said property has satisfied said lien, together with interest and costs by payment of amount due at the Office of the Collector of Taxes, and

WHEREAS, the Lienholder paid to the Collector of Taxes a premium in the amount of \$20,000.00 and since the statutory period of five years has not passed, these funds must also be returned.

Now therefore be it resolved, that the Treasurer be and is hereby authorized to draw a warrant to the named Lienholder as follows, **to be refunded upon receipt of the original Certificate of Sale #14-00011** by the Collector of Taxes:

US Bank Cust for Phoenix Funding
2 Liberty PL-TLSG
50 South 16th Street – Suite 2050
Philadelphia, PA 19102

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, JANUARY 25, 2017. MAYOR ANTHONY DELUCA PRESIDED.

REDEMPTION AMOUNT - \$24,417.35

PREMIUM TRUST ACCOUNT - \$20,000.00

Treasurer's Note: 1099 = \$4,400.78

RESOLUTION NO. 4

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

Whereas, Solar City Corporation submitted Check #787030 in the amount of \$542.00 on 1/22/16, which included a non-refundable plan review fee; and

Whereas, it has now been determined the proposed work has been cancelled.

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

Amount of \$434.00 to be refunded to the contractor.

Solar City Corporation
1 Chapin Road, Unit #4
Pine Brook, NJ 07058
Permit #16000020
Block 127 Lot 2.01

RESOLUTION NO. 5

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, Union County, New Jersey that the contract for **Board of Health Rehabilitation** by Drill Construction, 80 Main Street, Suite #570, West Orange, NJ 07052, in accordance with the Plans and Specifications and any approved Change Orders, as directed by Harbor Consultants, Inc., 320 North Ave., East, Cranford, NJ 07016. Said construction is hereby accepted and Drill Construction, Payment #1 in the amount of Sixteen Thousand Five Hundred Dollars (\$16,500.00) is hereby considered final payment; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

Harbor Consultants, Inc.
320 North Ave., East
Cranford, NJ 07016

Drill Construction
80 Main St., Ste. #570
West Orange, NJ 07052

Project funded in part by the 2016 UC Infrastructure Matching Grant

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, JANUARY 25, 2017. MAYOR ANTHONY DELUCA PRESIDED.

RESOLUTION NO. 6

BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth of Union County, New Jersey upon recommendation of the Borough Engineer that the Change Order for the Contract listed below be and is hereby approved.

TITLE OF JOB:	2015 NJDOT Roadway Improvements		
CONTRACTOR:	S. Brothers, Inc. P.O. Box 317 South River, NJ 08736	ENGINEER:	Harbor Consultants, Inc. 320 North Avenue, East Cranford, NJ 07033

Change Order No. 1 & Final

AMOUNT OF CHANGE FOR THIS RESOLUTION:	\$4,000.00
TOTAL AMOUNT OF CHANGE:	\$16,600.00
TOTAL ORIGINAL CONTRACT PRICE:	\$650,567.00
REVISED CONTRACT PRICE:	\$667,167.00

All bills on file in the Finance Office. This Resolution to take effect upon certification by the Borough Treasurer that sufficient funds are available.

CERTIFICATION OF FUNDS

DATE: _____

APPROPRIATION: _____

J. DeLorio, Treasurer

RESOLUTION NO. 7

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, Union County, New Jersey that the contract for **2015 NJDOT Roadway Improvements** by S. Brothers, Inc., P.O. Box 317. South River, NJ 08736, in accordance with the Plans and Specifications and any approved Change Orders, as directed by Harbor Consultants, Inc., 320 North Ave., East, Cranford, NJ 07016. Said construction is hereby accepted and S. Brothers, Inc. Payment #3 in the amount of Thirty Four Thousand, Six Hundred Seventy Seven Dollars and Seventeen Cents (\$34,677.17) is hereby considered final payment; and

WHEREAS, the Contractor having supplied a Maintenance Bond (Number 015048452M) in the amount of Sixty Five Thousand, Two Hundred Twelve Dollars and Thirty Five Cents (\$65,212.35) for a period of One (1) years from 12/22/2016; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

Harbor Consultants, Inc.
320 North Avenue, East
Cranford, NJ 07016

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, JANUARY 25, 2017. MAYOR ANTHONY DELUCA PRESIDED.

S. Brothers, Inc.
P.O. Box 317
South River, NJ 08736

RESOLUTION NO. 8

WHEREAS, Police Captain William Hannon has notified the Borough of Kenilworth of his intention to retire effective January 1, 2017; and

WHEREAS, Captain Hannon is entitled to Terminal Leave pay as per his contract, as follows;

<u>Type</u>	<u># of days</u>	<u>Rate</u>	<u>Total</u>
Terminal Leave	29 Years x 2 = 58	\$544.98	\$31,608.84
2016 Vacation Days	25	\$544.98	\$13,624.50
2017 Vacation Days	25	\$544.98	\$13,624.50
2015 Unused Sick	5	\$544.98	\$2,724.90
2016 Unused Sick	5	\$544.98	\$2,724.90
2016 Holiday	1	\$544.98	\$544.98
	119		\$64,852.62

WHEREAS, Captain Hannon has elected to receive this payment in **two equal** installments with the first payment being due September 1, 2017 and the second and final payment being due in February 1, 2018.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make payments as indicated above based on a final calculation upon his retirement.

RESOLUTION NO. 9

WHEREAS, the Borough of Kenilworth is desirous of replacing and updating the Borough's obsolete Communication System with modern, efficient and effective Communication Servers; and

WHEREAS, the EXTEL COMMUNICATIONS, INC. has provided a quote (attached) to provide and install new servers, telephones per State Contract T13416-80801; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby awards a contract EXTEL COMMUNICATIONS, INC., 830 Belmont Ave., North Haledon, NJ 07508 973-472-3900; for their total project cost of \$39,975.00.
2. The following Optional Items to be included: (one-time fees)
 - Value + 4 Year Extended Parts & SWA WTY System Options \$2,641.00
 - ONEAC Lightning Protection @ \$25 per CO Line (*not to exceed 6 lines*) \$150.00
 - APC-BE550G UPS \$150.00
 - Professional Company Greetings \$169.00

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, JANUARY 25, 2017. MAYOR ANTHONY DELUCA PRESIDED.

3. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: _____

APPROPRIATION: _____

JOSEPH DEIORIO, TREASURER

RESOLUTION NO. 10

WHEREAS, the Borough of Kenilworth is in need of obtaining information and technology support services; and

WHEREAS, the Borough of Madison, a municipal corporation, has offered to provide said services in accordance with the Uniform Shared Service and Consolidation Act, P.L. 2007, c.63 (C:40A:65-1, et. seq.); and

WHEREAS, the Borough of Madison and the Borough of Kenilworth have negotiated a favorable agreement for the shared services, as follows:

1. Madison shall provide Kenilworth Borough with up to six (6) hours of IT Support per day, subject to existing work load obligations.
2. The IT Support would be delivered either on site or remotely, depending upon the nature and immediacy of the problem.
3. Kenilworth Borough will be billed on a monthly basis for the IT Support as follows:
 - \$260 base charge monthly
 - \$78 an hour for remote access sessions or phone support in excess of 15 minutes taking place between 8:30 AM and 5:00 PM, Monday through Friday.
 - \$102 an hour with a 1 hour minimum for remote access sessions or phone support taking place between before 8:30 AM and or after 5:00 PM, Monday through Friday, or on Holidays or weekends.
 - \$78 an hour with a one hour minimum for on-site sessions taking place between 8:30 AM and 5:00 PM, Monday through Friday.
 - \$104 an hour with a two hour minimum for on-site sessions taking place between before 8:30 AM and or after 5:00 PM, Monday through Friday, or on Holidays or weekends.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Borough Clerk are authorized to enter into a Shared Information and Technology Service Agreement, with the Borough of Madison.

BE IT FURTHER RESOLVED, that a fully executed copy of the Shared Service Agreement be forwarded to the Department of Community Affairs, Div. of Local Government Services, pursuant to NJSA 40A:65-4

RESOLUTION NO. 11

WHEREAS, the Borough of Kenilworth has the need for Animal Control Services; and

WHEREAS, the Kenilworth Board of Health has reviewed proposals for said services and it is their determination that the Township of Union can best address the needs of the Borough of Kenilworth at a practical rate ; and

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, JANUARY 25, 2017. MAYOR ANTHONY DELUCA PRESIDED.

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby authorizes the Kenilworth Board of Health to enter into an agreement with the Township of Union for Animal Control Services pursuant to their contract (attached), for a sum of \$9,270.00 for a term beginning January 1, 2017 through December 31, 2017.
2. The Mayor, Borough Clerk and the Borough Attorney are hereby authorized to negotiate and finalize terms of the agreement and execute all necessary documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS _____
DATE: _____
APPROPRIATION: _____

Joseph DeIorio, Treasurer

RESOLUTION NO. 12

WHEREAS, the Kenilworth Board of Health has determined and recommends the City of Elizabeth, Dept. Of Health and Human Services to provide STD Services to provide said services for the Borough of Kenilworth at a practical rate ; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby authorizes the Kenilworth Board of Health to enter into an agreement with the City of Elizabeth, Dept. Of Health and Human Services for Sexually Transmitted Disease Services pursuant to their contract (attached), for a sum of \$150.00 per patient for a term beginning January 1, 2017 through December 31, 2017.
2. The Mayor, Borough Clerk and the Borough Attorney are hereby authorized to negotiate and finalize terms of the agreement and execute all necessary documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS _____
DATE: _____
APPROPRIATION: _____

Joseph DeIorio, Treasurer

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, JANUARY 25, 2017. MAYOR ANTHONY DELUCA PRESIDED.

RESOLUTION NO. 13

WHEREAS, the Borough of Kenilworth has the need for a Licensed Health Officer Services and it is their determination that the Township of Union can best address the needs of the Borough of Kenilworth at a practical rate ; and

WHEREAS, the Licensed Health Officer shall serve as chief administrative officer pursuant to the Contract between the Borough of Kenilworth and the Township of Union (attached); and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby authorizes the Kenilworth Board of Health to enter into an agreement with the Township of Union pursuant to their contract (attached), for a sum of \$7,879.50 for a term beginning January 1, 2017 through December 31, 2017.
2. The Mayor, Borough Clerk and the Borough Attorney are hereby authorized to negotiate and finalize terms of the agreement and execute all necessary documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: _____

APPROPRIATION: _____

Joseph Delorio

RESOLUTION NO. 14

WHEREAS, NJSA 26:8-17 allows for the appointment of a Deputy Registrar to assist the Registrar, and

WHEREAS, the Kenilworth Board of Health has determined the need exists to appoint a Deputy Registrar, and

WHEREAS, Municipal Registrar Eileen Egan approves the recommendation and appointment, as follows, pursuant to NJSA 26:8-17.

BE IT HEREBY RESOLVED, that **JUSTIN PANZARELLA** be appointed Deputy Registrar of Vital Statistics, for the Borough of Kenilworth.

RESOLUTION NO. 15

BE IT HEREBY RESOLVED, that the following Mayor's appointments of:

NICK PANTINA as Class #4, for a four year term ending 12/31/2020

FRANK MAZZEO be moved to Class #4, for the unexpired term ending 12/31/2017

ANTHONY PUGLIESE as Alternate #1 for a two year term ending 12/31/18

To the Planning Board; be and the same are hereby confirmed.

BE IT FURTHER RESOLVED, that KATHLEEN MOSCHITTA be appointed Recording Secretary to the Planning Board.

RESOLUTION NO. 16

BE IT HEREBY RESOLVED: That the following be designated as Official Insurance Agent/Risk Manager for the Borough of Kenilworth for the year 2017:

BECKERMAN & COMPANY PROFESSIONAL INSURANCE MANAGERS

430 Lake Avenue, Colonia, NJ 07067.

RESOLUTION NO. 17

RESOLUTION OF THE COUNCIL OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, CREATING A MOUNT LAUREL SUBCOMMITTEE TO ASSIST THE BOROUGH IN ADDRESSING AFFORDABLE HOUSING ISSUES

WHEREAS, in order to facilitate the Borough's efforts to comply voluntarily with its Mount Laurel obligations and to enable the Borough to make informed decisions, the Borough Council finds it prudent to create a Mount Laurel Subcommittee which will meet, as needed, and will provide informed recommendations to the Borough Council and Planning Board.

NOW, THEREFORE BE IT RESOLVED as follows:

1. The Borough hereby creates a "Mount Laurel Subcommittee" to work with the Borough's professionals to facilitate the production of affordable housing and to address the ever changing laws that determine what the Borough's responsibilities are and how the Borough may address them.
2. In particular, the Mount Laurel subcommittee shall assist the professionals in (a) investigating the facts and all the issues relevant to the Borough's affordable housing obligations; (b) reviewing and discussing all draft ordinances, resolutions, and other relevant documents associated with the Borough's affordable housing compliance plan and all related planning documents; (c) discussing any issues relevant to the Borough's efforts to address affordable housing obligations as defined by the courts, the legislature, and/or various state agencies and (e) making recommendations to the Borough Council.
3. The initial chairman of the Mount Laurel Subcommittee shall be Borough Administrator, Joe Delorio.

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, JANUARY 25, 2017. MAYOR ANTHONY DELUCA PRESIDED.

4. The Borough hereby designates the following persons to the Mount Laurel Subcommittee: (i) Borough Clerk Laura Reinertsen, Chief Municipal Finance Officer Joe Delorio; (ii) Borough Attorney Harvey Fruchter, Esq.; (iii) Special Mount Laurel Counsel, Jeffrey R. Surenian, Esq. and/or Erik C. Nolan, Esq.; (iv) Mount Laurel Planner, Mike Mistretta; (v) Councilman Larry Clementi; Councilman Gerry Laudati, Mayor Anthony P. Deluca and Alternate Councilman Pete Corvelli (in the event a governing body member cannot attend).
5. The Mount Laurel Subcommittee shall meet periodically to discuss the current status of the law and to take such steps as may assist the Borough in meeting its objective of creating affordable housing.

RESOLUTION NO. 18

WHEREAS, NJSA 40A:9-133.2 requires every municipality in the State of New Jersey to appoint a Municipal Clerk; and

WHEREAS, the provisions of NJSA 40A:9-133 provides that every Municipal Clerk shall be appointed for an initial three (3) year term by the Governing Body of the Municipality and NJSA 40A:9-133.7 provides for tenure to a Clerk holding office during good behavior in accordance with law; and

WHEREAS, the Borough Council of the Borough of Kenilworth wishes to formally re-appoint Laura Reinertsen as the Borough Clerk for the Borough of Kenilworth pursuant to law; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey that Laura Reinertsen is hereby re-appointed Borough Clerk pursuant to the provisions of NJSA 40A:9-133 et seq.; and

RESOLUTION NO. 19

BE IT HEREBY RESOLVED: that **Colleen C. Sesselman** be appointed as a Probationary EMT on the Kenilworth Fire Department.

BE IT FURTHER RESOLVED: that these appointments are contingent upon successful completion of medical release, criminal and background checks.

MEETING OPEN TO THE PUBLIC

Motion was made by Councilman Mascaro seconded by Councilwoman Ceceri to open the meeting to the public. All in favor.

Kristin Giordano, 27 North 22nd Street – Ms. Giordano said the recycling was not picked up and was all over the place and it was out there for days, the last time it was worse. She asked if there was a penalty for these people or can we look elsewhere and leave that contract. She said even when you call Public Works they don't know when they are coming, they tell us to just keep it out there and then it blows all over the block.

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, JANUARY 25, 2017. MAYOR ANTHONY DELUCA PRESIDED.

Mayor Deluca said he understands, he was chasing cans down the street this morning. He said we are working on contingency plans and also working on evaluating what we can do to see if we can improve their situation at this time. We are trying to give them a chance and as you can see, they have gotten better the 2nd time but then again our patience has its limits. He said it is disappointing because we expect a lot and our residents deserve much better so we are trying to work with them. He said if this does not work out, we are going to evaluate the situation, we have a contingency plan in place in the event that we have to cease their service. He said we will get there when we get there. Ms. Giordano asked if there was a timeline for that.

Councilman Mascaro said that the prior recycling company almost quadrupled their price so we went with another company but there is a probationary period for them to live up to the standards that we are all looking for, if not, we reserve the right to cancel that contact at any time. We are trying to give them the benefit of the doubt and some type of learning curve but as the Mayor said we are all aware of it and we are asking for your patience. Mayor Deluca said excuses don't get the garbage picked up, we are all facing it but we are working on it and we are trying to offer the best solution, and yes we do have a contingency plan in place. Ms. Giordano asked if there was a time line? The Mayor said they are on probation. Ms. Giordano asked if it was going to be 3 months? The Mayor said no it will not be 3 months, legally at any time we can redact our contract within 30 days written notice. Ms. Giordano said she called the DPW and they said they didn't know anything. Mayor Deluca said to call Jersey Landscaping hotline.

Motion was made by Councilman Clementi seconded by Councilwoman Ceceri to close the meeting to the public. All in favor.

GENERAL COMMENTS

ADJOURNMENT

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

8:20 P.M.

Respectfully submitted,

Kathleen Moschitta
Deputy Borough Clerk