

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, MARCH 13, 2019. 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: Mark David, Linda Karlovitch, Gerry Laudati and Robert Schielke. Kaye Ceceri and Larry Clementi were absent.

MINUTES

It was moved by Councilman Ladauti, seconded by Councilwoman Karlovitch and carried that the minutes of the Executive Session, Regular Council Meeting, Work Session of February 27, 2019 be approved as submitted. (Copies furnished each Council Member prior to the meeting). All in favor.

COMMUNICATIONS AND PETITIONS

NJSLOM Notices (emailed to all)  
KVFD Chief LOSAP Certification

**Department reports for February 2019** were received from: The Clerk's Office, Court, Finance Department, Fire Department, Planning & Zoning, Police Department and Public Works (emailed)

It was moved by Councilman Ladauti, seconded by Councilman Schielke 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

Mayor Deluca said in recognition of Women's History Month the Union County Board of Chosen Freeholders is pleased to present a free performance of the play "In Their Footsteps" on March 30<sup>th</sup> at 1:30 PM at the Union County Performing Arts Center, Hamilton Stage, 360 Hamilton Street, Rahway, NJ. The performance honors the 5 American Women who served in the Vietnam War, using their own words to tell the story. "In Their Footsteps" covers the lost chapter of women's history in vivid detail. Admission is free but seating is limited and pre-registration is required. The Kenilworth Public Library will be hosting a broad way musical concert, "The Florian Snatz Jazz Combon" on Saturday, March 16<sup>th</sup> from 11:30 to 12:30 PM, registration is required for this free program. Call the library at 908-276-2451 or visit the library to register for this event. "Soups On" will be at the Methodist Church at 6PM on March 21<sup>st</sup>.

The Mayor reminded everyone that Bulk pick-up will begin on the north side on April 10<sup>th</sup> and on April 17<sup>th</sup> will be Bulk pick-up for the south side. The Mayor said he had a meet and greet before the Board of Education Meeting the other day and everyone had a chance to meet our new Superintendent, Kyle Arlington. He was interviewed out of 60 candidates and the Mayor welcomed him to the Borough and he hopes he does well.

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, MARCH 13, 2019. MAYOR ANTHONY DELUCA PRESIDED.

Mayor Deluca offered his sincere condolences to the Ceceri family, Michael Ceceri father who is Councilwoman Ceceri's husband lost his father John J. Ceceri, Sr. He said we lost another good one in Kenilworth, Connie Scuderi passed last week, she was a serious person who had no problems letting you know exactly how she felt, whether bad or good ..... she let you know. All his prayers and thoughts to both families, to the Scuderi family and the Ceceri family.....God speed Connie he knows you are probably giving the big man upstairs an earful!!

REPORT OF COMMITTEES

FINANCE DEPARTMENT

Councilwoman Karlovitch said Senior Citizens who participate in the NJ Property Tax Reimbursement Senior Freeze Program have received their application booklets from the State. Since February 15 we have had 134 seniors stop into the tax office to have their verification of property tax forms certified and completed. For senior citizens who have not received their booklet or for new applications, please call 1800-882-6597. The Borough Annual Financial Statement has been submitted to the State, additionally a draft municipal budget document will be presented to the Finance Committee for their review and input. A tentative date to introduce the Municipal Budget will be April 10<sup>th</sup>. The Finance Department staff is available to discuss the expansion of the Senior Handyman Program. The expansion of the program will require further discussion and a new ordinance. They are requesting to meet with members of council committees assigned to this program. The second round of delinquent property tax notices will be mailed out shortly. There are approximately 100 delinquent properties or about 3.5% of all taxable properties in the Borough.

DEPARTMENT OF PUBLIC WORKS

Councilman David reported the DPW is filling potholes, weather permitting. He said sometime around May, the Borough will be doing work at 16<sup>th</sup> Street Park, we have to redo the outfield for drainage issues and fill in holes and plant new seed so that park will probably be out of commission for a couple of months once that is started. He said he spoke to the Superintendent and starting April 6<sup>th</sup>, the first Saturday of the month between 8AM and 12 noon the DPW yard will be open for residents to drop off recyclables, small electronics and excess oil. There will be 2 workers to help you, hopefully this will eliminate some of the problems we have as far as recyclables. They will try to do this the first Saturday of every month starting in April.

PUBLIC SAFETY

Councilman Clementi was absent. Councilman David said in March there were 1,896 calls for service, 186 9/11 calls for service, 186 9/11 calls. The Kenilworth Police Command Officers attended the Garden State Municipal Joint Insurance Funds Use of Force training at the Hamilton Stage in Rahway on February 28<sup>th</sup> in which current trends concerning Use of Force was discussed.

DEPARTMENT OF PLANNING, ZONING & ORDINANCES

Councilman Schielke participated in the Street Scape discussions, he attended a COAH on behalf of the Borough, met with a Planning Board applicant that currently has an application before the Planning Board. He received and reviewed both the Construction and Zoning report and met with the Zoning

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, MARCH 13, 2019. MAYOR ANTHONY DELUCA PRESIDED.

Officer and we are looking into further discussion on our Minor Site Plan process. The Planning Board meets tomorrow night and there is 1 application on the agenda. Mr. Schielke said he is working with FEMA, the community rating system, it's a long process, he started it in January and it takes a couple of years to get certified and he will keep following up on that and working on that.

DEPARTMENT OF RECREATION AND FIRE

Councilwoman Ceceri was absent. Councilwoman Karlovitch reported the Fire Department responded to 46 calls and the Rescue Squad responded to 55 calls for a total of 101 calls for the month of February. Summer Camp registration is open, please register thru Community Pass and the Easter Egg Hunt is scheduled for April 13<sup>th</sup> at 10AM sharp at DiMario Park, candy donations are welcome and can be dropped off at the Recreation Center.

DEPARTMENT OF HEALTH, EDUCATION & HUMAN SERVICES

Councilman Ladauti asked residents to donate to the Fire Department and Rescue Squad. He said he will meet with the new Superintendent soon. He said he meets with the Board of Health and Library tomorrow.

CONSENT AGENDA

Resolutions No. 1 thru 10 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 David moved that all items under the Consent Agenda be approved, seconded by Councilwoman Karlovitch. All in favor.

RESOLUTION NO. 1

**BE IT HEREBY RESOLVED**, that all bills be paid when properly audited and funds are available.

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 1, 2019 for the 2019 Temporary Budget; and

**WHEREAS**, the Resolution #3 was approved for an amendment to the 2019 Temporary Budget on January 23, 2019; and Resolution #2 on February 13, 2019, Resolution 2 on February 27;

**WHEREAS**, the total temporary budget attached does not in amount exceed 26.25% of the total appropriations in the 2018 Budget (exclusive of any appropriations made for Debt Service, Capital Improvement Fund and Public Assistance (Relief); now therefore,

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, MARCH 13, 2019. MAYOR ANTHONY DELUCA PRESIDED.

**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#	Account	Amount
9-01-20-715-020	Engineering – O/E	\$ 20,000.00
9-01-25-753-010	Fire Prevention – S/W	\$ 1,000.00
	<b>Total this amendment</b>	<b>\$ 21,000.00</b>
	Total Appropriations for the 2019 Temporary Budget	\$4,298,439.00

RESOLUTION NO. 3

**WHEREAS**, the residents’ of the Borough of Kenilworth passed a referendum to fund program at the general election held in November 7, 2000, the Borough of Kenilworth established a Length of Service Awards Program (LOSAP) by Borough Ordinance #2000-17, and a resolution adopted January 10, 2001 pursuant to PL 1997 c.388 and section 457 € (11) (B) of the Internal Service Code; and

**WHEREAS**, in accordance with NJSA 40A:14-191, emergency service organizations participating in LOSAP shall annually certify to the sponsoring agency a list of all volunteer members who have qualified for credit for the previous year; and

**WHEREAS**, Fire Department Chief William Krueger has submitted a list of Fire Department and Rescue Squad members that qualify for the 2018 program year, and;

**WHEREAS**, regulations require that the governing body of the Borough of Kenilworth pass a resolution approving of the accuracy of the list as submitted.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Kenilworth that the 2018 list of qualifying members for the LOSAP program is approved and will be posted for 30 days for membership review in the Borough Clerk’s office, the Firehouse, and the Rescue Squad Building.

**BE IT FURTHER RESOLVED**, that following the 30 day period for filing an appeal, and subject to holding the payment of any members being appealed, payment shall be made by the Chief Financial Officer to Lincoln Financial Advisory Group for the appropriate payment of \$1,150 per eligible volunteer.

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, MARCH 13, 2019. MAYOR ANTHONY DELUCA PRESIDED.

RESOLUTION NO. 4

**BE IT RESOLVED** by the Mayor and Council of the Borough of Kenilworth, Union County, New Jersey that the contract for Replacement of Brick Façade at Recreation Building by **BDS Builders**, as directed by Harbor Consultants, Inc., 320 North Ave., East, Cranford, NJ 07016. Said construction is hereby accepted and **BDS Builders**. as Final Payment in the amount of twenty eight thousand two hundred dollars (\$28,200.00) is hereby considered final payment; and

**BE IT RESOLVED** that the payment authorized herein, is conditioned upon compliance with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et. seq.; 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	BDS Builders 2200 Urbanowitz Ave. Linden, NJ 07036
--	--

CERTIFICATION OF FUNDS

**APPROPRIATION:**

**2018 Infrastructure Grant**

C8-00011

---

J. DeIorio, Treasurer

RESOLUTION NO. 5

**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 Payment #1 for the Contract listed below be and is hereby approved.

**BE IT RESOLVED** that the payment authorized herein is conditioned upon compliance with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et. seq.; and

TITLE OF JOB: 2018 NJDOT Roadway Improvements

CONTRACTOR: S. Brothers, Inc.  
PO Box 317  
South River, NJ 08882

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

**Payment #1**

TOTAL ORIGINAL CONTRACT PRICE	\$451,435.46
Change Order Amount	\$0.00
Contract Sum to date:	\$451,435.46
Total Completed and Stored to Date	\$234,838.20
Less 5% Retainage to date	\$11,741.91
<b>Amount Due</b>	<b>\$223,096.29</b>

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, MARCH 13, 2019. MAYOR ANTHONY DELUCA PRESIDED.

*Balance to Finish Including Retainage*

*\$228,339.17*

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

APPROPRIATION: \_\_\_\_\_

JOE DEIORIO, TREASURER

RESOLUTION NO. 6

**WHEREAS**, the Borough of Kenilworth is desirous of improving the condition of Lois Wood Park, a municipal park on 16<sup>th</sup> Street; and

**WHEREAS**, an Application for Soil Erosion and Sediment Control Plan Certification must be applied for to insure the NJ Standards for Soil and Sediment Control are complied with; and

**WHEREAS**, a fee of \$875.00 made payable to "Somerset-Union Soil Conservation District" must accompany the application.

**BE IT HEREBY RESOLVED**, that all the Borough Clerk is authorized to sign the application and the Treasurer is authorized to issue a check for the above mentioned fee on behalf of the Borough of Kenilworth.

RESOLUTION NO. 7

**WHEREAS**, the Kenilworth Board of Health has determined the need exists to appoint a REHS (Registered Environmental Health Specialist) and Deputy Registrar; and

**WHEREAS**, on February 21, 2019, the Kenilworth Board of Health has approved a resolution appointing Michael Balka as REHS and Deputy Registrar at a salary of \$42,000.00 per annum and an additional \$1,000.00 to be added to his per annum salary upon achieving certification as Certified Municipal Registrar and license for Lead Inspector/Risk Assessor; and

**WHEREAS**, Municipal Registrar Karen Kizelevich approves the recommendation and appointment, pursuant to NJSA 26:8-17.

**BE IT HEREBY RESOLVED**, that the Board of Health's appointment of **Michael Balka** of 65 Kimble Street, Edison, NJ 08817 as REHS and Deputy Registrar of Vital Statistics for the Borough of Kenilworth effective March 11, 2019 is hereby confirmed.

**BE IT FURTHER RESOLVED**, that this appointment is contingent upon successful completion of medical release, criminal and background checks.

RESOLUTION NO. 8

**WHEREAS**, the Kenilworth Board of Health has determined the need exists to appoint a standby REHS (Registered Environmental Health Specialist) for emergency services in 2019; and

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, MARCH 13, 2019. MAYOR ANTHONY DELUCA PRESIDED.

**WHEREAS**, on February 21, 2019, the Kenilworth Board of Health has approved a resolution appointing Christopher Demko as standby Registered Environmental Health Specialist at a rate of \$100.00 per incident, not to exceed \$500.00 per annum for Emergency REHS Services; and

**BE IT HEREBY RESOLVED**, that the Board of Health's appointment of **Christopher Demko** as Emergency REHS for 2019 is hereby confirmed.

RESOLUTION NO. 9

**WHEREAS**, there is a vacancy for the position of Borough Constable.

**BE IT HEREBY RESOLVED**, that the Mayor's appointment of **Anthony Laudati** as Borough Constable for an unexpired term ending 12/31/2019, be and the same is hereby confirmed.

RESOLUTION NO. 10

**BE IT HEREBY RESOLVED** that **CHARLES ZIGNAUSKAS**, 111 North 23<sup>rd</sup> Street, Kenilworth, NJ be appointed as Alternate School Crossing Guards for the year 2019 at a rate of \$18.04.

PROCLAMATION

More than 137 years ago, the American Red Cross was established as a humanitarian organization, guided by seven fundamental principles—including humanity, impartiality and independence—to provide services to those in need regardless of race, religion, gender, sexual orientation or citizenship status. Today, the American Red Cross is one of the largest humanitarian organizations in the world, and delivers its mission every day to prevent and alleviate human suffering in the face of emergencies.

Every year, the American Red Cross responds to an average of more than 62,000 disasters across the country, from small home fires to devastating massive disasters. Last year's large crises included mudslides in California, a volcano in Hawaii, wildfires in Colorado and California, destructive hurricanes in Florida and the Carolinas, and a devastating typhoon in U.S. territories. Thousands of American Red Cross volunteers provided around-the-clock shelter for disaster victims, served millions of meals and snacks with partners, and distributed millions of relief items.

In New Jersey, the Red Cross has a long history of helping our neighbors in need. The Red Cross New Jersey Region assisted with 902 local disasters in the past year alone and helped save lives through our Home Fire Campaign. Since the campaign launched in October 2014, the New Jersey Region has worked with community partners to install more than 31,761 smoke alarms. Meanwhile, in our area, the Red Cross handles an average of 5,100 emergency military calls every year and collects an average of 95,000 units of blood from our generous blood donors.

March is Red Cross Month, a special time to recognize and thank the Red Cross volunteers and donors who give of their time and resources to help members of the community. The Red Cross depends on these local heroes to deliver help and hope during a disaster. We applaud our heroes here in New Jersey who give of themselves to assist their neighbors when they need a helping hand.

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, MARCH 13, 2019. MAYOR ANTHONY DELUCA PRESIDED.

The American Red Cross shelters, feeds and provides emotional support to victims of disasters; supplies about 40 percent of the nation's blood; teaches skills that save lives; provides international humanitarian aid; and supports military members and their families.

We dedicate the month of March to all those who support the American Red Cross mission to prevent and alleviate human suffering in the face of emergencies. Our community depends on the American Red Cross, which relies on volunteers and the generosity of the public to perform its mission.

**NOW, THEREFORE**, I, Anthony DeLuca, Mayor of the Borough of Kenilworth, by virtue of the authority vested in me by the Constitution and laws of Kenilworth and New Jersey, do hereby proclaim March 2019 as Red Cross Month. I encourage all Americans to support this organization and its noble humanitarian mission.

IN WITNESS WHEREOF, I have hereunto set my hand this 13<sup>th</sup> day of March, in the year of our Lord two thousand nineteen, and of the Borough of Kenilworth, New Jersey.

MEETING OPEN TO THE PUBLIC

Motion was made by Councilwoman Karlovitch, seconded by Councilman Ladauti to open the meeting to the public. All in favor.

Ted L'Estrange, 43 Prospect Hill Road, Cuddebackville, NY - Mr. L'Estrange asked for our support spoke on calling for an end to the violent persecution and state-sanctioned killing of Falun Gong practitioners and other prisoners of conscience in China for their organs.

Walter Sosnosky, 36 South 17<sup>th</sup> Street – Mr. Sosnosky said his wife and himself wrote a letter recognizing the entire staff of the Kenilworth Library and said they are great women of American History.

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

GENERAL BUSINESS

None.

ADJOURNMENT

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

9:00 P.M.

Respectfully submitted

Kathleen Moschitta  
Deputy Borough Clerk