

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, SEPTEMBER 23, 2020. MAYOR LINDA KARLOVITCH PRESIDED.

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

The Salute to the Flag was led by Mayor Karlovitch.

ROLL CALL

Roll Call at 8:00 P.M. showed the following Council Members present: Kaye Ceceri, Larry Clementi, Mark David, Louis DeMondo, Daniel Lopez.

MINUTES

It was moved by Councilman David, seconded by Councilman Clementi and carried that the minutes of the minutes of the Regular Council meeting of 9/9/20 be approved as submitted. (Copies furnished each Council Member prior to the meeting). All in favor.

COMMUNICATIONS AND PETITIONS

It was moved by Councilwoman Ceceri, 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

Mayor Karlovitch said there will be a Picnic in the Park for Kenilworth Senior Citizens on Thursday, October 1st from 1-3PM at DiMario Park. A bagged lunch will be provided as a live band plays the oldies. Be sure to bring your lawn chairs so that you can socially distance. If you are not feeling well, we ask that you please stay home. Kenilworth will be hosting the Union County COVID19 Mobile Test Unit at the Senior Building on Tuesday, October 13th between the hours of 10AM and noon. This provides free COVID19 nasal tests senior citizen residents only. A second free walk-up test site will be held Tuesday, October 13th from 3 to 6PM in the South 21st Municipal lot across from the VFW. No appointment is necessary for this walkup, masks are required. Bring a smart phone or tablet, no food or drink 30 minutes prior, test results will be available in under 3 days. All Union County residents can participate. Please visit ucnj.org/calendar to see the wide variety of free offerings and services from the County from beginner piano and guitar lessons to educational and cultural events.

The Mayor wished everyone a happy fall.....she loves autumn, sweaters, pumpkins, apples and the leaves changing. We are all settling into a new routine with school starting back up and our State reopening. Everyone should be receiving their mail in ballots this week. The County has placed a secure ballot box for anyone wishing to use instead of mailing your ballot at the post office. The box is located in front of the Recreation Building and under surveillance 24/7. Union County Board of Elections employees will be picking these ballots up daily. You can also sign up and track your ballot at

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unioncountyvotes.com Kenilworth now has a 165 total cases of COVID19 with 6 new cases in the past 30 days. The Health Fair will be at St. Theresa's School Parking Lot this Saturday, September 26th. They will be offering drive through flu shots and the Mayor hopes everyone can take advantage of this opportunity to get one.

REPORT OF COMMITTEES

FINANCE

Councilman Lopez reported the tax bills are in the processes of being mailed. Residents should receive their tax bills by next week if not sooner. Our Finance and Tax Department is open to the public and accepting tax payments. Tonight, we are also extending the \$1.05 fee as a credit for property owners who wish to pay by E-check. Curbing assessment bills for Lincoln Drive and North 15th Street have been mailed and payments have been coming in. The due date for payment is October 9th with an initial 30-day grace period.

DEPARTMENT OF PUBLIC WORKS

Councilman David had no report.

PUBLIC SAFETY

Councilman Clementi reported that on Saturday September 19th 2020 Father Giovanni Rizzo held a First Responders mass for the Kenilworth Police, Fire Department, and Rescue Squad at 10:30 A.M. at St. Theresa's Church. The mass was attended by a large contingent of Kenilworth Police Officers, Kenilworth Firefighters, and Kenilworth Rescue Squad members along with Councilwoman/ Fire Commissioner Kay Ceceri and Councilman/ Elizabeth Police Detective Louis DeMondo, and Councilman/ Elizabeth Firefighter Daniel Lopez and Union County Sheriff Peter Corvelli.

On 9/13/2020 at approximately 10:34 AM, Officers Sandull and Dilts were dispatched to the ACME on the report of a shoplifting in progress. Upon arrival they spoke with the night manager who reported a shoplifter walked out of the supermarket with a shopping cart containing approximately \$50 worth of stolen candy bars. He was last seen heading eastbound on the Boulevard walking towards the Shell gas station. The officers checked the surrounding area with negative results for the suspect.

On 9/18/2020 at 12:18 PM officers were dispatched to 134 North 13th Street for the report of an active house fire with residents inside. Upon arrival officers confirmed an active house fire with a heavy smoke condition. Multiple household members indicated that someone was still in the basement. Officer Felipe made entry to the front doorway and observed two residents whom he escorted out of the house. One of the residents was taken to the hospital. The Kenilworth Fire Department and various mutual aid from surrounding fire departments extinguished the fire. The Union County Fire

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Investigation/Arson team as well as the Union County Sheriff's crime scene unit conducted an investigation at the scene with Kenilworth Police Detective Sean Kaverick. Kenilworth Building inspector Jerry Eger arrived on scene and inspected the damage. He advised the family that the house was uninhabitable due to smoke and water damage as well as the utilities being cut off.

On 9/19/20 at 3:54 PM A caller reported an aggressive driver who had been speeding up and down South 21st Street. Officer Rueger was dispatched and spoke with the caller who had a video of the vehicle speeding and at one point turned the car in his direction. The vehicle was a newer model white Mercedes Benz convertible driven by a middle-aged white male. The caller was advised to call the Kenilworth Police Department if the vehicle returned and he will try to get a license plate.

On 09/20/20 at 1:42 PM Officer Rueger responded back to South 21st St for a follow-up investigation regarding the car that swerved at the caller. Officer Rueger met with the caller whom reported that he and his neighbor were able to identify the suspect vehicle that attempted to swerve at him on Friday 09/18/20 through a NEST video. The caller was able to confirm that the suspect vehicle was NJ: U22LCV, and later determined to be driven by Peter Devino of Cranford. Officer Rueger issued one summons to Peter Devino for Reckless Driving.

DEPARTMENT OF PLANNING, ZONING & ORDINANCES

Councilman DeMondo did not have a report.

DEPARTMENT OF RECREATION AND FIRE

Councilwoman Ceceri reported that on Sunday, October 4th will be crafts at DiMario Park from 9:30 to 10:30 AM, Sunday, October 11th will be Nature Scavenger Hunt at DiMario Park from 9:30 to 10:30 AM. On Sunday, October 18th will be paintball and tennis court match at DiMario at 9:30AM. On Sunday, October 25 we will have a Ghost and Witch Hunt which starts at 9:30AM. The hunt cards can be picked up in front of the Recreation Center between 9:30AM and noon on the 24th. This year on October 31st, on Halloween we are doing a Trick or Trunk kickoff at Harding parking lot from 9AM to 10:30AM. There will be a house decorating contest and we are hoping our residents will go all out with their Halloween decoration for the kids this year. The judges will be driving around the entire week of October 25th checking out all the awesome decorations. Let's make Kenilworth the best decorated Halloween Town around!! Winners will be announced on Halloween night. Registration will be required for all our October events via Community Pass, registration for each event will open the week prior to the event happening and will be posted on the Recreation Facebook page. All events are for Kenilworth residents only and space will be limited. Social distancing will be maintained and masks will be required to be worn by all participants. Information will be going out with full details by the end of the week. If you have questions call Kristin Boyle at 908-400-2934.

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Councilwoman Ceceri said she attended the First Responders mass on Saturday and it was nice to see people come out to honor our first responders. They have been doing a lot and they don't think twice about it and she thanked them.

DEPARTMENT OF HEALTH, EDUCATION & HUMAN SERVICES

Councilman Laudati was absent. Councilman Clementi read the following report from Michael Balka from the Health Department dated September 23rd. Since the last formal update on May 26th, cases have slowed down to a trickle, but we had an uptick in September. Updates on COVID19 are as follows. 165 total cases that were reported to Kenilworth Health Department either through CDRSS or Comcare that have been identified as Kenilworth residents, of that there have been 45 families with children in their household that could be considered close contacts more precisely 63 close contacts which includes one 18 year old who tested positive for COVID19. However, to note, as this pandemic has been going on for many months most positive cases have now been cleared completely, if we only look at cases that have been tested in the past 30 days there is one positive 18 yr. old and is questionable, they are in high school currently and one other child that falls under close contact that as their parents note is being home schooled this year due to COVID19 risks.

CONSENT AGENDA

Resolutions No. 1 thru 9 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 Clementi moved that all items under the Consent Agenda be approved, seconded by Councilwoman Ceceri. All in favor.

RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Finance Officer be authorized to make payments and transfers for necessary obligations prior to the next regularly scheduled Council Meeting.

BE IT FURTHER RESOLVED, that the Governing Body authorizes, Assistant Finance Officer Lisa Wood to carry out the duties and responsibilities of the Chief Financial Officer as outlined in Borough Code Chapter 5-34, in the event of his absence.

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RESOLUTION NO. 2

BE IT HEREBY RESOLVED:

WHEREAS, a fee had been collected for a bulk pick-up (dresser) in the amount of \$35.00 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 \$35.00 payable to the order of:

Joanne Kapp
20 North 20th Street
Kenilworth, NJ 07033

RESOLUTION NO. 3

STATE OF NEW JERSEY
COUNTY OF UNION

We, members of the governing body of the Borough of Kenilworth, in the County of Union, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Borough Council of the Borough of Kenilworth in the county of Union;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2019:
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled "Comments and Recommendations."

(L.S.) Linda Karlovitch, Mayor (L.S.) _____

(L.S.) Kay Anne Ceceri (L.S.) _____

(L.S.) Lawrence Clementi (L.S.) _____

(L.S.) Mark David (L.S.) _____

(L.S.) Louis DeMondo (L.S.) _____

(L.S.) Gerard Laudati (L.S.) _____

(L.S.) Daniel Lopez (L.S.) _____

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The Municipal Clerk shall set forth the reason for the absence of signature of any members of the governing body.

IMPORTANT: *This certificate must be sent to the Bureau of Financial Regulation and Assistance, Division of Local Government Services, P.O. Box 803, Trenton, New Jersey 08625.*

RESOLUTION NO. 4

Resolution Authorizing Extension of Waiver of Fee Associated with Certain Electronic Payments for Fourth Quarter Property Taxes to November 1, 2020

WHEREAS, the Governing Body of the Borough of Kenilworth, in recognition of the economic hardship suffered by some residents and businesses due to the Covid-19 pandemic, desire to provide some temporary relief to minimize and mitigate additional hardships, losses, or suffering by Kenilworth residents as the State and the Borough respond to the spread of COVID-19; and

WHEREAS, the Governing Body authorized the credit of the \$1.05 fee associated with Electronic Check payments of 2nd Quarter Tax and 3rd Quarter Payments and have found it successful in encouraging on-line payments during the Covid-19 stay at social distancing restrictions,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth wishes to extend the credit of the \$1.05 fee for an Electronic Check payment of 4th Quarter Taxes due on November 1, 2020.

RESOLUTION NO. 5

WHEREAS, funding was received through the New Jersey Department of Transportation Municipal Aid program from the New Jersey Transportation Trust Fund Authority Act; and

WHEREAS, two (2) sealed bids were received on August 15, 2020 for **2020 NJDOT Roadway Improvement Program** and S. Brothers General Contractors., PO Box 317, South River, NJ 08882 having submitted the lowest responsible bid as follows:

	Contractor	
	S. Brothers Inc.	Top Line Construction Corp.
Base Bid 1	\$151,392.14	\$194,285.74
Base Bid 2	\$75,228.12	\$100,401.27
Base Bid 3	\$115,709.34	\$140,865.83
Alternate Bid 1	\$140,865.83	\$117,438.92
Alternate Bid 3	\$59,108.04	\$66,611.89
Alternate Bid 4	\$141,769.12	\$147,027.52
Alternate Bid 6	\$189,557.29	\$218,388.64
Total	\$850,202.97	\$1,002,103.59

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NOW, THEREFORE, BE IT RESOLVED that **S. Brothers Contractors** be awarded the bid for 2020 NJDOT Roadway Improvement Program in the amount of **\$850,202.97** for **Base bids #1, 2, 3 and alternative bids #1,3,4 & 6.**

BE IT FURTHER RESOLVED: That pursuant to N.J.A.C. 5:34-5.1 et seq. Local Public Contracts Law, the required Certificate of Availability of Funds has been obtained from the Chief Finance Officer of the Borough of Kenilworth

CERTIFICATION OF FUNDS
APPROPRIATION:

Joe Delorio, Treasurer

RESOLUTION NO. 6

WHEREAS, the Borough of Kenilworth was awarded \$18,000.00 for ADA Curb and Ramp Reconstruction through the Union County Community Development Block Grant (CDBG) Revenue Sharing Committee for Year 45; and

WHEREAS, on September 25, 2019, Resolution #4 was awarded to S. Brothers Inc. PO Box 317 South River NJ in the amount of \$16,000; and,

WHEREAS, the Borough's engineer has determined that additional work is required and that the additional work in the amount of \$1,000 has been approved by Union County CDBG as acceptable under the grant requirements; and,

WHEREAS, the Municipal Treasurer has certified as to the availability of funds for this purpose; and

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

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby authorizes a change order to the contract with **S. Brothers, Inc., PO Box 317, South River, NJ**, whose total change order amounted to **\$1,000.00 or 6% of the total award.**
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS
APPROPRIATION:

JOSEPH DEIORIO, TREASURER

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RESOLUTION NO. 7

WHEREAS, the Borough of Kenilworth periodically conducts administrative disciplinary hearings, and

WHEREAS, a need exists for the services of a hearing officer to conduct said hearings,

NOW THEREFORE BE IT RESOLVED,

1. William Donegan, Esq. of 28 Monmouth Road- Elizabeth is hereby appointed as hearing officer on the dates of September 29th and September 30th , 2020 to conduct said hearings.

2. The appropriation for the hearings shall be \$150.00 per hour- not to exceed \$3,000.00 in total.

RESOLUTION NO. 8

BE IT THEREBY RESOLVED: that the following Council Committees are designated as follows:

Dept. of Finance

Chairman **Daniel Lopez**, Councilman Clementi, Councilman Laudati

Dept. of Public Works

Chairman Mark David, Councilwoman Ceceri, Councilman DeMondo

Dept. of Public Safety

Chairman Lawrence Clementi, Councilman David, Councilman Lopez

Dept. of Planning, Zoning & Ordinance

Chairman **Louis DeMondo**, Councilman Clementi, Councilman David

Dept. of Recreation & Fire

Chairman Kay Ceceri, Councilman Laudati, Councilman Lopez

Dept. of Education, Health & Human Services

Chairman Gerry Laudati, Councilwoman Ceceri, Councilman DeMondo

RESOLUTION NO. 9

BE IT HEREBY RESOLVED that **LYNN ZORICH, 145 S. 23rd St., KENILWORTH** be appointed an **Alternate Crossing Guard**, effective **September 28, 2020** at a rate of \$18.58.

Proposed Ordinance No. 2020-08 was read for a second reading as follows: Copy can be found in 9/9/20 minutes

ORDINANCE NO. 2020-08

AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 120 LAND USE PART 3 “ZONING”, ARTICLE 20 “GENERAL PROVISIONS”, WITHIN THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY

Mayor Karlovitch said the purpose of this ordinance is to amend Chapter 120 Land Use Ordinance whereby the Council seeks to add provisions for administration and enforcement by the Zoning Officer within the Borough. The Planning Board has reviewed and recommends this amendment.

Motion made by David, seconded by Clementi to open the hearing on Ordinance No. 2020-08. All in favor.

No one wished to speak.

Motion made by David, seconded by DeMondo to close the hearing on Ordinance No. 2020-08. All in favor.

RESOLUTION NO. 10

Introduced by David.
Seconded by Lopez. All in favor

BE IT HEREBY RESOLVED that the ordinance #2020-08 entitled:

AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 120 LAND USE PART 3 “ZONING”, ARTICLE 20 “GENERAL PROVISIONS”, WITHIN THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY

Was introduced and approved on first reading, at the regular meeting of the Borough Council on August 26, 2020 approved for final passage at the regular meeting of the Borough Council of September 23, 2020 after all persons interested were given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its final adoption.

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Proposed Ordinance No. 2020-09 was read for a second reading as follows: Copy can be found in 9/9/20 minutes

ORDINANCE NO. 2020-09

BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF GRANITE BLOCK CURBING AT PORTIONS OF PASSAIC AVENUE, SOUTH MICHIGAN AVENUE, KINGSTON AVENUE, CLINTON AVENUE, MONMOUTH AVENUE, NORTH 11TH STREET AND NORTH 12TH STREET IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, A LOCAL IMPROVEMENT, TO APPROPRIATE THE SUM OF \$95,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Mayor Karlovitch said the purpose of this ordinance is to authorize a bond to fund an improvement project, specifically granite block curbing as part of the Borough's 2020 street reconstruction program which will be repaid from the taxes collected from those who benefit from the project.

Motion made by David, seconded by DeMondo to open the hearing on Ordinance No. 2020-09. All in favor.

Mr. Jim Smith 653 Passaic Avenue – Mr. Smith said he is here to urge the Council to vote no on Local Assessment Ordinance 2020-09, specifically the installation of curbs on the 600 block of Passaic and the other streets that you mentioned. The average lot on his block is 50 ft. wide street frontage. The notice he received indicates an estimate of \$1,725 to be paid over the next 5 years. In other words, a nearly \$350 tax increase for each of the next 5 years. The timing on this simply could not be worse. We are in the middle of a global pandemic, unemployment is at a staggering height not seen since the great depression, businesses are hurting, and people are trying to make ends meet. It is not the right time to saddle residents with hundreds of dollars in additional taxes for a vanity project over the next 5 years. You don't know what is happening behind peoples closed doors, the grass may be cut and looking nice from the outside but inside you don't know if someone is struggling because they are out of work. There are large scale political debates over trying to give residents much needed financial relief and not adding to their expenses. In Washington the battle rages on over the 2nd stimulus payment, maybe another \$1200 is on the way maybe it's not. In Trenton there was much debate over a millionaires tax to provide middle class families a \$500 rebate next summer while others will enjoy this relief, the stimulus or those rebates wont mean much if you live on the 600 block of Passaic Avenue in Kenilworth or any of the other streets impacted by this because we will be paying for curbs that we don't need. He has lived here for 12 years and never once has the lack of a curb every been an issue. He spoke with his neighbor who has lived here for 66 yrs. And there has never been a problem with a lack of curbs. If you think about the last 66 years, have we ever seen times like these, have we ever seen businesses close, people locked in quarantine, coming to Council Meetings in

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masks, unemployment so high that it crashes the State system. In all those 66 years the 600 Block of Passaic Avenue has been doing just fine without curbs. Why is now the right time? This added burden of paying for curbs will be on top of any other regular tax increase we will have to bear over the next 5 years. Do we have any idea what that time period will look like, we don't need a time machine because we have a pretty good sense? Just look at the added expenses our school district is incurring through additional staff, additional cleaning costs and State School Aid which is scheduled to remain on average flat so how do we pay for all that?? We must anticipate tax increases for these necessary safety precautions, that is money better spent, keeping our kids safe rather than cosmetic curbs. He knows you don't control the school budget, but you do have to be aware of its impacts on the residents. The proposed State budget is billions of dollars of borrowing just to avoid what the Governor said could be historic lay-offs and service cuts. If State municipal aid takes a hit what does that do to our taxes?? Looking two years down the road, Kenilworth's largest taxpayer Merck will be wrapping up business, vacating and moving out, taking its tax dollars with it. In the COVID19 world massive multi-national fortune 500 companies have found new ways to do business with workers at home reducing their real estate needs and shrinking their carbon footprints. Do we expect it to be easy to find a replacement to occupy a gigantic corporate campus in a post COVID19 world? What impact will that have on our taxes if that property is left vacant for years. It is the asteroid heading for our Boroughs finances. We need to be mindful of repaving the street as the gas company just ripped it up to lay down a new gas line but they did not connect it to any of the homes, they just buried it which means they will be back again to rip it up. We received notices that the plan is to put the gas meters on the outside of our homes, so we do know they are coming back....so are we coordinating with the utilities? He said he appreciates the answer he received during the work session. Are we going to repave the road only to have them rip it up a month later??? We need to be careful. He urged the Council to vote no on the curb installation, it is simply not the right time, its tone deaf and frankly it is insulting that we are even discussing saddling residents with hundreds of dollars in higher taxes for something not truly needed. In these uncertain times there is a lot we can't control about the world, there will be a lot we can't control about municipal finances and tax increases for things that are absolutely necessary but this is something you can do tonight for your residents and your neighbors to give us real financial relief.

Mr. Gallerano, Borough Engineer stated that they do coordinate with the utilities, we don't have them come in and dig up roads that we just paved, we are in constant coordination with them. We make sure the paving is coordinated and they are 100% done before the road is paved. Some roads are repaved by the water company and some are repaved by the gas company and some are part of the Borough program. That is all coordinated, there are some trading off of who does what, but it is all coordinated so we don't have the issue of roads being paved and then immediately being dug up. Emergency repairs are necessary and sometimes they have to be done but whoever does the repair whether it's the gas company, water company, sewer break or whatever the case may be the road has to be restored to our satisfaction. The purpose of the curbs as we look at roads and as the certain roads are reconstructed and they are put on the road program, we recommend putting in curbs, it extends the life of the road, stabilizes the edge of the road,

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and the pavement doesn't break up as fast. In the long term it decreases the amount of repaving that is done over a period of time which is a long-term savings for the Borough. At the same time, it does improve the drainage for the road, channels the water, keeps the snow off the road, when the DPW plows it keeps a cleaner edge along the edge of the road. There are benefits of putting in a curb other than just the esthetics, the esthetics is a benefit but it is not the primary reason why the curbs are put in. Councilman Lopez asked if these streets that are having curbs are going to be paved? Mr. Gallerano said yes, the award tonight was for the Boroughs road program. There are also streets that are going to be repaved by the gas or water company that they need to do but they are not finished yet so there are certain streets that the gas company needs to come back and finish the connections because they were shut down and not able to go into the houses and redo the gas meters and service connections. They started back at the end of February because we had such a mild winter and it looked like they were going to get everything done and paved and then they got shut down and now they are behind the eight ball and it is very unlikely they are going to get to those roads this year, but they are responsible for repaving. In addition to the roads the Borough has on their program, there are a whole bunch of roads that are going to be done between the gas and water company. Councilman Lopez asked if these roads that are curbed are definitely getting paved? Mr. Gallerano said yes absolutely and anything the gas or water company does is at their own cost. Mr. Gallerano said for some reason in years past when the roads were done, the curb were not put in. When roads are being constructed that is the opportunity to put the curbing in.

Joe Deiorio, CFO said the assessment program that the Borough has put into a policy for many years allows the residents to pay the assessment over a period of five years with no interest. The period which the billings will occur will only happen after the project is completed, all costs are accounted for and the project is closed. As in the past, that usually takes about one to three years, depending on the size of the project and the extent of it. Any billings that would go out would, in his guess, would be the end of 2021, if not 2022. That being the case residents will receive another letter stating the exact cost of the curbing and residents have an opportunity to discuss any particular matters on their particular property. We have a program in place that if they had good curing they do not get the full assessment, they get a partial assessment. He said there were opportunities, discussed earlier at the work session, could we extend the five years to more years? That is an option that you can entertain after the project is completed and prior to when we start billing. He said within the next year we should review that option and put that into place if you have the mind to do so. He said without the ordinance in place we would have to seek other funds to do the curbing, this gives us the authorization not only to bill but to do the project and have the ability to finance that cost for the curbing. He said we don't want to lay claim with other residents that were just billed, as was mentioned in the Councilman's report we just sent out curbing bills to other residents, they could lay claim that you billed us but you are not billing them??? We want our money back. We want to avoid that issue.

Frank Hurtado,648 Passaic Avenue – Mr. Hurtado said he has been living in Kenilworth for the last 10 years. He said he got the letter and what really got him was that the letter

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said his property value would go up, it would increase property value resulting from the installation of the curbs. He loves Kenilworth, especially the location. He has 2 kids and he and his wife have been working and saving money for the last 10 years to put an addition on their house. He said it comes down to what you need and what you want, he wants a lot of things but he doesn't really need it. He said he saved the money and decided to build up. Property values are going up in Kenilworth which is a good thing but if you break it down to numbers, he is paying \$12,000 in taxes and property taxes not including car, insurance, daycare, retirement savings, kids futures. He said simple mathematics, 10 years from now paying \$12,000 a year, he will end up paying \$120,000 in taxes and property taxes. Putting on the addition was \$200,000, he is already at \$320,000, he purchased the house at \$300,000 so that is \$620,000. He said if he sells the house in 10 years for \$700,000.00, he has to pay a real estate commission fee so on \$700,000 so that is \$35,000.00, add \$620,000, he is at \$655,000, also if you leave the state you get hit with another tax so at the end of the day he has no equity of the house. He said as far as the curbs helping in water flow...he was here when we had hurricane Irene but Passaic is literally down hill and the water is going to flow downhill. He is here to say vote no. He said he has Belgium blocks and his bill is only \$621.00 but he said \$621.00 would be better used for his child's education, he doesn't need it on the street. He said this is a waste of money and not the time for increases.

Motion made by David, seconded by Clementi to close the hearing on Ordinance No. 2020-09. All in favor.

RESOLUTION NO. 11

Introduced by Clementi.

Seconded by David. All in favor.

BE IT HEREBY RESOLVED that the ordinance #2020-09 entitled:

BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF GRANITE BLOCK CURBING AT PORTIONS OF PASSAIC AVENUE, SOUTH MICHIGAN AVENUE, KINGSTON AVENUE, CLINTON AVENUE, MONMOUTH AVENUE, NORTH 11TH STREET AND NORTH 12TH STREET IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, A LOCAL IMPROVEMENT, TO APPROPRIATE THE SUM OF \$95,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Was introduced and approved on first reading, at the regular meeting of the Borough Council on Sept. 9, 2020 approved for final passage at the regular meeting of the Borough Council of September 23, 2020 after all persons interested were given an opportunity to be heard concerning said ordinance.

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, SEPTEMBER 23, 2020. MAYOR LINDA KARLOVITCH PRESIDED.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its final adoption.

Mayor Karlovitch read the following proclamation:

Proclamation

WHEREAS, one in eight women in the United States will develop breast cancer in her lifetime. Although significantly less common, men are also susceptible to developing breast cancer. Three major factors that influence a person's risk of developing breast cancer are gender, age, and changes in certain breast cancer genes. Researchers have found females over 50 years old are the most susceptible to developing the disease. While these factors are beyond one's control, we can help reduce their risk of breast cancer by maintaining a healthy body weight, exercising regularly, getting enough sleep, controlling stress, abstaining from alcohol, and avoiding exposure to carcinogens and excessive radiation.

Regular breast cancer screening including mammograms, clinical breast exams, and breast self-exams, also play an important role in breast cancer prevention and detection. While there is currently no cure for breast cancer, researchers, organizations, and individuals are dedicating their time, energy, and resources to developing a cure to prevent future health issues and unnecessary loss of life from this devastating disease.

This October, we take time to recognize the hard-working citizens, organizations, and health care providers working toward a cure, and we honor all breast cancer survivors and victims' for their strength, grace, and perseverance.

NOW THEREFORE, on behalf of the Borough Council, I, Linda Karlovitch, Mayor of the Borough of Kenilworth, do hereby proclaim October 2020 as:

Breast Cancer Awareness Month

and encourage everyone to learn the facts about breast cancer and take the necessary preventative measures support those individuals and their families who are currently battling breast cancer, and honor those who have lost the fight.

In testimony whereof, I have here unto signed my name officially and caused the seal of the Borough of Kenilworth to be affixed this 23rd day of September 2020.

MEETING OPEN TO THE PUBLIC

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

**REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD
ON WEDNESDAY EVENING, SEPTEMBER 23, 2020. MAYOR LINDA KARLOVITCH PRESIDED.**

Motion was made by Councilman David, seconded by Councilman DeMondo 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 Clementi, seconded by Councilwoman Ceceri and carried, that the meeting be adjourned to the call of the chair.

9:00 P.M.

Respectfully submitted

Kathleen Moschitta
Deputy Borough Clerk