

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR 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, Linda Karlovitch, Jerry Laudati and Robert Schielke. Mark David was absent.

MINUTES

It was moved by Councilman Laudati, seconded by Councilwoman Karlovitch and carried that the minutes of the Regular Council Meeting, Work Session and Executive Session of October 24, 2018 be approved as submitted. (Copies furnished each Council Member prior to the meeting). All in favor.

COMMUNICATIONS AND PETITIONS

- NJSLOM Notices (emailed to all)
- NJDOT Announcement 2019 Local Freight Impact Fund
- UC – Notice of Awards: Kids Recreation Trust and Greening Union County
- DPW Supt. Ryan – Retirement Notification and Interim Supt. Recommendation
- Eagle Scout Project Fundraising Letter – Joseph Gaspar
- Request utilization of municipal parking at 21<sup>st</sup> Street
- ***Department reports for October 2018*** 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 Clementi, seconded by Councilwoman Ceceri 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

The Kenilworth Historical Society is hosting a “Love the Wine You Are With” a wine tasting on Saturday, November 10<sup>th</sup> at the Nitschke House. Reservations are required, call 908-709-0434. On Sunday, November 11<sup>th</sup> Veterans Day there will be a ceremony at Robert Jeans Memorial Park, 33 South 21<sup>st</sup> Street at 11:00 AM. All are invited to participate, light refreshments will be served, come out and remember our veterans. November 24<sup>th</sup> is Small Business Saturday, show your support of local small businesses and shop small.

The Mayor congratulated Rob Schielke and Gerry Laudati and said it will be a pleasure working with them for the next three years. He wished everyone a Happy Thanksgiving and he hopes everyone is grateful for what they have.

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

REPORT OF COMMITTEES

FINANCE DEPARTMENT

Councilwoman Karlovitch reminded everyone that as a result of the Veterans Day holiday the grace period to pay taxes is Tuesday, November 13<sup>th</sup> by 4:30 PM, postmarks are not acceptable however residents are encouraged to pay on line via [www.kenilworthborough.com](http://www.kenilworthborough.com) or through our drop box located on the Tax Department door accessible 24 hours per day, 7 days per week. A resolution authorizing our Bond Sale is scheduled for this evening for consideration.

DEPARTMENT OF PUBLIC WORKS

Councilman David was absent. Councilman Schielke reported curb side pick-up of leaves will begin soon, please put your leaves in front of your house in the street and do not mix in any twigs, branches or debris.

PUBLIC SAFETY

Councilman Clementi reported he received the Police Report from Chief Zimmerman for the month of October, there were 2,138 calls for service, 233 911 calls for the month. The Chief is currently researching body worn cameras for the Kenilworth Police Department and hopes to have the cameras implemented in early 2019. Detective School Resource Officer Brian Pickton had a busy month for October and the Chief would like to recognize him for his outstanding work, of the 20 new investigable cases that were received in October, 10 were assigned or co-assigned to Detective Pickton which is 50% of the cases assigned to the Detective Bureau. These cases included 2 threats of school violence and 4 accusations of sexual assault that were either transferred to other jurisdictions or deemed to be unfounded. Chief Zimmerman recognized Detective Pickton for the excellent work that he does. Councilman Clementi said himself and the rest of the Council and Mayor asked Chief Zimmerman to convey their congratulations.

DEPARTMENT OF PLANNING, ZONING & ORDINANCES

Councilman Schielke reported the Planning will be meeting tomorrow night, there will be 2 resolutions and 1 new application.

DEPARTMENT OF RECREATION AND FIRE

Councilwoman Ceceri received the report from Fire Chief Krueger, the Fire Department had 44 calls, the Rescue Squad had 65 calls for a total of 101 calls. She reminded everyone that the Rescue Squad will be having a night of live music and dancing with Motown Rhythm and Blues on Friday, November 16<sup>th</sup> at the VFW, beer, wine and soda is included, tickets are \$25 each. She had nothing to report on Recreation.

Mayor Deluca said the Girls Soccer Team lost 2-0 to New Providence tonight.....it was a heart breaking loss...they are a great team. The Mayor said his son plays on the 8<sup>th</sup> grade football team and they lost to Chatham in the playoffs and that was also a heart breaker.

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

DEPARTMENT OF HEALTH, EDUCATION & HUMAN SERVICES

Councilman Laudati thanked the voters who voted for him and also thanked all those who came out to vote. The Kenilworth school is putting a lot of hours in working to find a new Superintendent. The Library served over 3,000 last month, they have many programs this winter and spring for all ages. The Welfare Department is collecting food. He said the Elks and the VFW are collecting food for the Thanksgiving baskets.

PUBLIC HEARING FOR COMMUNITY DEVELOPMENT BLOCK GRANT PROPOSALS FOR YEAR 45

1. Senior Citizens Social Services & Health Program-\$19,000.00
2. ADA Curb & Ramp Improvements - \$75,000.00
3. Senior Citizen Handyman Program-\$2,000.00
4. Handicapped Restroom ADA Remodel - \$20,000.00

Motion was made by Laudati, seconded by Ceceri to open the floor to the public for discussion for the CDBG Grant Proposals for Year 45. All in favor.

No comments from the public.

Motion was made by Karlovitch, seconded by Laudati to close the floor to the public for discussion for the CDBG Grant Proposals for Year 45. All in favor.

RESOLUTON NO. 1

Introduced by Karlovitch, adoption moved by same.  
Seconded by Clementi. All in favor.

Resolution Combining Several Authorizations of Bonds Into a Single Issue and Prescribing the Details and Bond Form Thereof for \$3,850,000 General Improvement Bonds

RESOLUTION NO. 2

Introduced by Karlovitch, adoption moved by same.  
Seconded by Clementi. All in favor.

Resolution Authorizing The Publication, Printing And Distribution Of A Notice Of Sale And The Publication Of A Summary Notice Of Sale And Prescribing The Forms Thereof For \$3,850,000 General Improvement Bonds, Dated December 1, 2018, Approving The Preparation, Distribution And Execution Of A Preliminary And A Final Official Statement For Such Bonds, Undertaking To Provide Continuing Disclosure Of Financial Information, Covenanting To Comply With The Internal Revenue Code Of 1986, As Amended, Designating Such Bonds As "Qualified Tax-Exempt Obligations" For Purposes Of The

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

Internal Revenue Code Of 1986, As Amended, And Authorizing Various Matters In Connection With Electronic Bidding For The Bonds

CONSENT AGENDA

Resolutions No. 3 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.

Councilwoman Ceceri moved that all items under the Consent Agenda be approved, seconded by Councilman Schielke. All in favor.

RESOLUTION NO. 3

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

**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.

RESOLUTION NO. 4

**WHEREAS**, it shall become necessary to expend for some of the purposes specified in the budget appropriation of the respective sums appropriated, and

**WHEREAS**, there is an excess in one or more appropriations over and above the amount deemed necessary to fulfill the purpose of such appropriation, and

**WHEREAS**, N.J.S. 40A:4-58 provides for the transfer of such amounts deemed in excess to appropriation for the amount of which are deemed to be insufficient to fulfill purposes of such appropriation, and

**WHEREAS**, the transfers about to be authorized do not affect any appropriations to which transfers are prohibited under statute,

**NOW, THEREFORE BE IT RESOLVED** that the attached transfers be approved and the Chief Financial Officer is hereby authorized to make the transfers in the 2018 Municipal Budget.

<b>FROM:</b>		
Other Expenses		
Utilities-Gasoline	\$40,000	8-01-31-430-074
Utilities – Electric	\$50,000	8-01-31-430-071
Utilities – Tipping Fees	\$17,000	8-01-31-827-000
Recycling:Leaf &Brush	\$20,000	8-01-26-775-002
Sewer: Materials & Supplies	\$2,000	8-01-26-773-030
Solid Waste: Maintenance	\$ 8,000	8-01-26-770-026

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

TOTAL	\$137,000	
-------	-----------	--

**RESOLUTION NO. 5**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget and,

**WHEREAS**, the Director may also approve the insertion of any item of appropriation for an equal amount,

**WHEREAS**, the Borough of Kenilworth wishes to amend its 2018 Budget to include an amount as revenue,

**NOW THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Kenilworth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item in the budget of the year 2018 in the sum of .....\$3,000.00 which is now available as a revenue from:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

- Public and Private Revenues Off-Set with Appropriations:
- 2018 Greening Union County Grant

**BE IT FURTHER RESOLVED** that a like sum of .....\$3,000.00 be and the same is hereby appropriated under the caption of:

- General Appropriations
- (A) Operations - Excluded from CAPS
- Public and Private Programs Offset by Revenue
- 2018 Greening Union County Grant

**RESOLUTION NO. 6**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget and,

**WHEREAS**, the Director may also approve the insertion of any item of appropriation for an equal amount,

**WHEREAS**, the Borough of Kenilworth wishes to amend its 2018 Budget to include an amount as revenue,

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

**NOW THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Kenilworth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item in the budget of the year 2018 in the sum of ..... \$50,000.00 which is now available as a revenue from:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public and Private Revenues Off-Set with Appropriations:  
2018 UC Kid's Recreation Trust Grant

**BE IT FURTHER RESOLVED** that a like sum of ..... \$50,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations  
(A) Operations - Excluded from CAPS  
Public and Private Programs Offset by Revenue  
2018 UC Kid's Recreation Trust Grant

RESOLUTION NO. 7

**WHEREAS**, the Borough of Kenilworth held a tax sale on July 28, 2016 for delinquent 2015 taxes, and a tax lien was purchased by FWDSL & Associates LP but then assigned to Arianna Financial Corp., LLC, for the property located at 63 So. 24<sup>th</sup> Street, Kenilworth, NJ, and

**WHEREAS**, New Horizon Abstract, Inc. (closing company) 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 \$35,000.00 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 #16-00004** by the Collector of Taxes:

Arianna Financial Corp., LLC  
917 Mountain Avenue, Suite 1-A  
Mountainside, NJ 07092

REDEMPTION AMOUNT - \$36,747.29

PREMIUM TRUST ACCOUNT - \$35,000.00

Treasurer's Note: 1099 = \$5,612.79

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

**RESOLUTION NO. 8**

**Whereas**, the Kenilworth Police Department is desirous to install new CAT wiring throughout their department and Detective Bureau; and

**Whereas**, provisions for this work were adopted by ordinance in the 2018 Capital Budget, and

**Whereas**, New Jersey State Law Chapter 271, also known as the "Pay to Play" law, requires municipalities who enter in a contract in an amount over \$17,500 be required to enter into agreement through the adoption of a resolution by the governing body,

Gold Type Business Machines, Inc.  
362 Paterson Avenue, East Rutherford NJ 07073  
Amount \$ 28,219.00

**Now Therefore Be It Resolved**, that the Governing Body of the Borough of Kenilworth authorize an agreement with Gold Type Business Machines, Inc. 362 Paterson Avenue, East Rutherford NJ 07073 under State Contact M0483 in the amount of \$28,219.00 and further authorize the Chief Financial Officer to issue a purchase order set forth by the New Jersey State Local Public Contracts Law.

**RESOLUTION NO. 9**

**Whereas**, the air duct cleaning improves air indoor quality, promotes indoor health, can reduce air conditioning costs and extend the longevity of the HVAC system; and

**Whereas**, three quotes were received for duct cleaning services; and

**Whereas**, upon review, Duct Dudes was found to have submitted the most responsive quote of \$4,950.00; and

**Whereas**, all contracts over \$17,500 is required to be approved by resolution in compliance with the Local Public Contracts Law and State of New Jersey Pay to Play Laws;

**Now, Therefore, Be It Resolved** the Borough of Kenilworth authorizes the Qualified Purchasing Agent and the Superintendent of Works to award a contract for air duct cleaning to:

Duct Dudes  
166 Tyler Avenue, Iselin, NJ 08830  
732-899-0400

and,

**And be it further resolved** that the Chief Financial Officer/Qualified Purchasing Agent award said contract based on the requirements set forth by the New Jersey Local Public Contracts Law.

**CERTIFICATION OF FUNDS**

**APPROPRIATION:**

\_\_\_\_\_  
\_\_\_\_\_  
J. DeIorio, Treasurer

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

RESOLUTION NO. 10

**WHEREAS**, requests for proposals for the 2019 Fireworks Display were received on Thursday, October 18, 2018; and

**WHEREAS**, upon review it was determined to award the fireworks display event to be held on Sunday, June 30, 2019 (rain date, Sunday, July 7, 2019) to **D&M Fireworks, LLC**, after the receipt of an executed Hold Harmless Agreement, proper proof of insurance coverage is provided and upon issuance of the required permit from the Fire Official.

**NOW, THEREFORE, BE IT RESOLVED** that the contract for a Fireworks Display be awarded to **D&M Fireworks, LLC**, PO Box 503, Bally, PA 19503 610-656-1575 at a cost not to exceed \$10,000.00 with payment of total contract within ten (10) days of performance of display.

**BE IT FURTHER RESOLVED** that the Mayor and or Clerk be authorized to sign and contract.

RESOLUTION NO. 11

**WHEREAS**, the Borough of Kenilworth Public Works Department is desirous to purchase a sweeper, and in a non-fair and open Contract, pursuant to NJSA19:44A-20.5; and

**WHEREAS**, the governing body of the Borough of Kenilworth has determined and certified in writing that the value of the purchase will exceed \$17,500.00; and

**WHEREAS**, the State of New Jersey permits the use of National Cooperative Contracts under NJSA PL 2011 c139 and

**WHEREAS**, HGAC is a regional planning commission an political subdivision of the State of Texas operating under Chapter 391, Texas Local Government Code; and

**WHEREAS**, pursuant to the Act, HGAC is authorized to contract with eligible entries to perform governmental functions and services, including the purchase of goods and services, and

**WHEREAS**, the Borough of Kenilworth has complied with the regulations outlined in Local Government Finance Notice 2012-10 and,

**WHEREAS**, the Department of Public Works has recommended, and the Governing Body of the Borough of Kenilworth authorizes the purchase of a Stewart-Amos Sweeper under HGACBuy National Cooperative Contract #SW04-18 in the Amount of \$199,247.00 to

Hoffman  
300 South Randolphville Road  
Piscataway, NJ 08854

**NOW THEREFORE, BE IT RESOLVED**, that the Borough of Kenilworth, within the County of Union, State of New Jersey, authorizes the Mayor to enter into a contract with Hoffman as described herein.



REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

RESOLUTION NO. 12

**WHEREAS**, the Borough of Kenilworth Fire Department is desirous to purchase a Saber Pumper, and in a non-fair and open Contract, pursuant to NJSA19:44A-20.5; and

**WHEREAS**, the governing body of the Borough of Kenilworth has determined and certified in writing that the value of the purchase will exceed \$17,500.00; and

**WHEREAS**, the State of New Jersey permits the use of National Cooperative Contracts under NJSA PL 2011 c139 and

**WHEREAS**, HGAC is a regional planning commission an political subdivision of the State of Texas operating under Chapter 391, Texas Local Government Code; and

**WHEREAS**, pursuant to the Act, HGAC is authorized to contract with eligible entries to perform governmental functions and services, including the purchase of goods and services, and

**WHEREAS**, the Borough of Kenilworth has complied with the regulations outlined in Local Government Finance Notice 2012-10 and,

**WHEREAS**, the Department of Public Works has recommended, and the Governing Body of the Borough of Kenilworth authorizes the purchase of a Stewart-Amos Sweeper under HGACBuy National Cooperative Contract #FS12-17 in the Amount of \$568,182.37 to

Fire & Safety Services  
200 Ryan Street  
South Plainfield, NJ 07080

**NOW THEREFORE, BE IT RESOLVED**, that the Borough of Kenilworth, within the County of Union, State of New Jersey, authorizes the Mayor to enter into a contract with Hoffman as described herein.

RESOLUTION NO. 13

**WHEREAS**, the Borough of Kenilworth has been awarded funding from Union County 2018 Infrastructure Grant; and

**WHEREAS**, the Borough Engineer is in receipt of quotes for "PAC HVAC Units at Recreation Center" and is recommending award to **First Goal Heating and Cooling**, 10 Siesta Drive, Wayne, NJ 07474, having submitted the lowest responsible quote as follows:

<b>Total Quote</b>	<b><u>\$27,000.00</u></b>
--------------------	---------------------------

**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 Mayor and Clerk to enter into an agreement with **First Goal Heating and Cooling**, 10 Siesta Drive, Wayne, NJ 07474, for their quote for the Kenilworth "PAC HVAC Units at Recreation Center" , for a sum of **\$27,000.00**

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

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  
APPROPRIATION:  
Union County 2018 Infrastructure  
& Municipal Aid Grant

JOSEPH DEIORIO, TREASURER

RESOLUTION NO. 14

**RESOLUTION TO AUTHORIZE THE PURCHASE THREE H&K UMP45 FIREARMS**

**WHEREAS**, the Kenilworth Police Department would benefit by the addition of 3 H&K UMP 45 Firearms made available from a neighboring municipality as their the surplus; and

**WHEREAS**, Chief Zimmerman, the Kenilworth Police Chief has budgeted capital monies allotted for same; and

**NOW THEREFORE BE IT RESOLVED** by the Borough Council on this 7<sup>th</sup> day of November, 2018 as follows:

1. The above recitals are incorporated herein as if repeated as part of the resolution; and
2. The CFO is authorized to issue payment of \$500.00 (five hundred dollars) from the Kenilworth Police Department's 2018 Capital budget account to the Township of Berkeley Heights for the purchase of the following three Firearms:

<u>Make</u>	<u>Model</u>	<u>Serial Number</u>
Heckler & Koch	UMP 45	163-003662
Heckler & Koch	UMP 45	163-003663
Heckler & Koch	UMP 45	163-003664

Certification of Funds  
Kenilworth Police Department  
Capital Account  
C-04-55-189-108

Joseph Delorio, Treasurer

RESOLUTION NO. 15

**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 Final payment for the Contract listed below be and is hereby approved.

TITLE OF JOB: New Emergency Generators  
CONTRACTOR: Advanced Control Systems  
ENGINEER: Harbor Consultants, Inc.  
320 North Avenue, East

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

Cranford, NJ 07016

**Payment #2**

TOTAL ORIGINAL CONTRACT PRICE	\$189,500.00
Change Order Amount	0.00
Total sum to date:	\$ 181,984.00
Less 5% Retainage	\$ 0.00
Less Previous Payments	<u>\$ 176,454.90</u>
<b>Final Payment - Amount Due this period</b>	<b><u>\$ 5,529.10</u></b>

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:  
G02-70-080-016

\_\_\_\_\_  
JOE DEIORIO, TREASURER

RESOLUTION NO. 16

**WHEREAS**, the Borough Council for the municipality is responsible for managing the effective use of Borough assets both real and personal assets, as well as the disposal of real property that is no longer critical to the municipality; and

**WHEREAS**, the Borough has identified a four-well steamtable as having no reasonable, intrinsic value.

**BE IT RESOLVED**, that the borough clerk be authorized to effectuate the disposal of the aforementioned surplus equipment.

RESOLUTION NO. 17

**WHEREAS**, certain Federal funding will potentially be available for Union County under Title I of the Housing and Community Development Act of 1974 as amended and supplemented, which Act is commonly known and referred to as the Community Development Block Grant; and

**WHEREAS**, the Borough of Kenilworth has a need and desire for assistance under the Act and Program as aforesaid in order to improve essential services to the residents of areas which qualify for assistance under the Act and Program as aforementioned.

**NOW, THEREFORE, BE IT RESOLVED** the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey authorizes, on behalf of the Borough of Kenilworth, the submission of applications for funding of the attached list, known as the Community Development Block Grant Program Year 45 list, in the priority order as shown.

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

RESOLUTION NO. 18

**WHEREAS**, the Borough of Kenilworth recognizes that public employees have an obligation to uphold the public interest and trust, and to secure property. The Borough of Kenilworth will conduct pre-employment screening; and

**THEREFORE BE IT RESOLVED**, as follows:

As a condition of employment for all employees not part of a bargaining unit, all potential employees offered employment shall be subject to a pre-employment medical examination conducted by a physician designated by the Borough, with the expense to be borne by the Borough.

The examination will include a test for alcohol and illegal drugs. Employment shall be contingent upon certification of employability by the designated physician.

The Borough further resolves the right to conduct a criminal history background check at its discretion and consistent with State law. This background check shall be a condition of employment.

**BE IT FURTHER RESOLVED**, that this policy will be effective immediately upon adoption of this resolution.

RESOLUTION NO. 19

**A RESOLUTION AUTHORIZING ASSIGNMENT OF A TAX LIEN**

**PURPOSE OF THE RESOLUTION: To authorize the assignment by private sale of a tax lien certificate for the full value as provided for by N.J.S.A. 54:5-113.**

**WHEREAS**, N.J.S.A. 54:5-113 authorizes assignment by a municipality of tax sale certificates for the full amount of the certificate; including all subsequent municipal taxes and other municipal charges; and

**WHEREAS**, FTL Maintenance, LLC a New Jersey Domestic Limited Liability Company located in Elizabeth, NJ has presented an offer to purchase, by assignment, Certificate of Sale #10-0003 which was issued to the Municipality of Kenilworth at a tax sale held on June 29, 2010, regarding Block 60, Lot 4, commonly known as 110 North 10<sup>th</sup> Street, Kenilworth, NJ and assessed to 110 North 10<sup>th</sup> St, LLC, for \$60,626.39; being the full amount of the certificate, including all subsequent municipal taxes and other municipal charges. and

**WHEREAS**, the Tax Collector for the Borough of Kenilworth has on November 3, 2018 sent by certified mail return receipt requested and by regular first class mail to the owner appearing on the tax books of the municipality and posted notice at the Municipal Building, post office, and library that the governing body shall at the regular scheduled meeting of the Governing Body on November 7, 2018 consider the formal assignment of the tax lien to occur on November 14, 2018 at noon, if the existing lien has not been redeemed along with all subsequent municipal taxes and other municipal charges.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL THAT ON THIS 7th DAY OF NOVEMBER 2018 AS FOLLOWS:**

The Borough of Kenilworth hereby authorizes the Mayor and Municipal Clerk to execute the necessary assignment documents to effect assignment of the above-referenced Certificate of Sale on November

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

14, 2018 at noon if said lien and all subsequent assessments have not been satisfied by the owner of record; and

The Tax Collector shall mail by certified mail a copy of this resolution to the property owner and by first class mail to the assignee.

Proposed Ordinance No. 2018-17 was read for a second reading as follows: (Copy appears in the October 10, 2018)

**AN ORDINANCE AMENDING CHAPTER 91 FEES AND LICENSES, ARTICLE III RECREATION PROGRAMS, SECTION 6 FEES FOR PARTICIPATION IN PROGRAMS OF THE BOROUGH CODE OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY**

Motion was made by Laudati, seconded by Ceceri to open the hearing on Ordinance No. 2018-17. All in favor.

No one wished to speak.

Motion was made by Clementi, seconded by Schielke to close the hearing on Ordinance No. 2018-17. All in favor.

**RESOLUTION NO. 20**

Introduced by Ceceri, adoption moved by same.

Seconded by Laudati. Upon roll call all in favor.

**BE IT HEREBY RESOLVED** that the ordinance #2018-17, entitled:

**AN ORDINANCE AMENDING CHAPTER 91 FEES AND LICENSES, ARTICLE III RECREATION PROGRAMS, SECTION 6 FEES FOR PARTICIPATION IN PROGRAMS OF THE BOROUGH CODE OF 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 October 10, 2018 approved for final passage at the regular meeting of the Borough Council of November 7, 2018 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.

Mayor Deluca said 2018 marks the 95<sup>th</sup> Anniversary of the Union Baptist Church. He said his Aunt Joan Piccone visited there often. When it comes to faith there is nothing quite like having a place to go to that lifts your spirit. The Mayor asked that some of the Union Baptist Church members come to the front of the room and he read the following proclamation:

**PROCLAMATION**

**WHEREAS**, the year 2018, marks the *95<sup>th</sup> Anniversary* of the *Union Baptist Church* in Kenilworth, New Jersey, which was and continues to be, dedicated to the service of God and humanity; and

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

**WHEREAS**, in 1923, a resolved group, sharing an unshakable faith and intention, twenty-seven devout Christians assembled on Monroe Avenue and 13<sup>th</sup> Street; and

**WHEREAS**, on land donated by the members, a permanent place of worship was opened in 1925. In 1965 the church building was destroyed by fire. Thanks to a tremendous amount of support by the community, the congregation was still able to meet in various locations until the church was rebuilt.

**WHEREAS**, in 1968, to much rejoicing and through no small part through the generosity and support of local civic organizations and business owners the church building was ready to again open its doors; and

**WHEREAS**, we give pause, honor and praise this day for the deep and abiding Christian commitment of those who in faith began this work, and for all those who have given so unselfishly during these many years to help the work grow and thrive, and provide valuable human services where the need was great; and

**WHEREAS**, our entire community has benefitted from the charity and Christian influence the Union Baptist Church has exerted through the years, and the many facets of its outreach and practical assistance to the needy; and

**WHEREAS**, it is a pleasure to extend this expression of our esteem and best wishes to Pastor James E. Moore, Jr. and the members of this congregation on the memorable occasion of this 95<sup>th</sup> Anniversary.

**NOW, THEREFORE, I, Anthony DeLuca**, Mayor of the Borough of Kenilworth, New Jersey, urge all citizens of Kenilworth and surrounding communities to join together in recognition and appreciation for the members, past and present, of the congregation of *Union Baptist Church* for their commitment and Christian contributions to our entire extended community.

In testimony whereof, I have here unto signed my name officially and caused the seal of the Borough of Kenilworth to be affixed this 7th day of November 2018.

A member of the congregation said that on behalf of their Pastor Rev. James Moore they thanked the Mayor and the Borough of Kenilworth for acknowledging their 95 Anniversary. They are having a gala at the Galloping Hill Golf Course on November 18, 2018 to celebrate their 95 years and she invited the Mayor and Council.

Mayor Deluca said we are remembering triple 11's, the 11 month and the 11 day of the 11 hour. 100 years since the end of WWI. The Mayor thanked all veterans and read the following proclamation.

PROCLAMATION

**WHEREAS**, On Veterans Day, we salute the Soldiers, Sailors, Airmen, Marines, and Coast Guardsmen

who have rendered the highest service any American can offer, and we rededicate ourselves to fulfilling

our commitment to all those who serve in our name; and

**WHEREAS**, our community has a continuing sense of gratitude to those who have given so much in the defense of the freedoms, and we are reminded of our solemn obligation: to serve our veterans as well as they have served us; and

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

**WHEREAS**, Americans have an abiding faith in the ideals and strengths on which our great nation was founded, in our democratic process, and in the men and women of the armed forces who have served our country so well; and

**WHEREAS**, in honor of these dedicated men and women, of the finest fighting force the world has ever known and the loved ones who stand beside them, we pledge our continued defense of our nation so that their sacrifice will stand before the entire world as a tribute to the spirit and determination of a people dedicated to the principles of freedom and democracy; and

**WHEREAS**, on this patriotic occasion, let us all commit ourselves to the great need of fostering a spirit of rededication to the ideals that have served as the foundation of this great country – “One nation, under God, indivisible, with liberty and justice for all.”

**NOW, THEREFORE**, I, Anthony DeLuca, Mayor of the Borough of Kenilworth, do hereby proclaim Sunday, November 11, 2018 as:

### **Honor Our Veterans Day**

in the Borough of Kenilworth, and urge all our citizens to honor our veterans and rededicate themselves to the preservation of our liberties under the Constitution.

In testimony whereof, I have here unto signed my name officially and caused the seal of the Borough of Kenilworth to be affixed this 7th day of November 2018.

Commander Jeans thanked the Mayor and Council for the recognition. He said on Veterans Day at 11AM they will have a service at the VFW and light refreshments after. He said it is a special Veterans Day because it is the 100<sup>th</sup> Anniversary of WWI.

### **MEETING OPEN TO THE PUBLIC**

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

Mary Michitsch, 725 Monmouth Avenue – Ms. Michitsch said the Library, under Kathleen crouched at least 300 hats for the Covenant House and St. Joseph’s in Elizabeth. She said they are doing the baskets for Thanksgiving and they will be given out on Saturday, November 17<sup>th</sup> between 9AM and 12 noon. If you wish to have a basket call St. Theresa’s Rectory 908-272-4444 and have your name put on the list. Anyone in need is welcome to get a basket. She said the turkeys are donated through the PBA Silver Card and the VFW and different organization in town give food. She said for a small parish, we do more than bigger parishes. Also the giving tree will be going up on the 17<sup>th</sup> and if you need a gift for Christmas for your children or anyone in need, call the Rectory and give your name and phone number and someone will get back to you to get your size or age of the child so they can put it on the tree. When they take your name, no one would need to know your full name, it is very confidential.

Councilman Laudati asked if the VA hospitals are in shambles or are they improving and Commander Jeans said they are improving, especially Lyons Hospital in East Orange and Basking Ridge...they are much improved. They have steam lined the process and the wait time is less.

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD  
ON WEDNESDAY EVENING, NOVEMBER 7, 2018. MAYOR DELUCA PRESIDED.

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

GENERAL BUSINESS

Councilman Clementi congratulated Councilman Laudati and Councilman Schielke on their victory and he looks forward to working with them in the coming years.

Councilwoman Ceceri also congratulated them.

Mayor Deluca wished everyone a Happy Thanksgiving.

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