

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, DECEMBER 12, 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, Mark David, Linda Karlovitch, Jerry Laudati and Robert Schielke.

MINUTES

It was moved by Councilman Clementi, seconded by Councilwoman Karlovitch and carried that the minutes of the Regular Council Meeting, Work Session and Executive Session of November 14, 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)
- UC - Notice of Alliance Award
- New Providence PD – Letter of Appreciation – PD Chief Zimmerman Assistance
- Notice of Volunteer of the Year
- KFD Chief Appointment Recommendation of Probationary EMT
- Invitation to Senior Citizen Club 54th Anniversary Party

Department reports for November 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

Mayor Deluca wished everyone a Merry Christmas and Happy Holidays to those who don't celebrate Christmas. He hoped this year was good to everyone and he hopes people are grateful for all the things they have. He said we have a busy schedule for next year.

REPORT OF COMMITTEES

FINANCE DEPARTMENT

Councilwoman Karlovitch reported the Finance Committee began the 2019 budget process. Department meetings are scheduled to commence in January. The committee looks forward to meeting with departments and presenting a budget with a responsible tax rate that meets the needs of the residents. The Borough received bids for the long term bond, the lowest bidder being Morgan Stanley at 2.9%, any bond issued under 3% is a great rate, this is also attributed to the solid double A2 rate we got from Moodys and because of our conservative financial position. The auditors have returned to commence the Borough audit and will be in and out of the office from now until April. The Borough's

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annual tax sale took place today and as of Tuesday there were only 2 properties up for tax sale. The Tax Assessor is pleased to report that as of December 4, 2018 there were no more tax appeals pending. It has been quite a few years since we have had no properties under appeal although it is unknown if 2019 will bring us any new tax appeals but we are definitely off to a good start. The Finance Department continues to close out year-end accounts and prepare for the 2019 fiscal year.

DEPARTMENT OF PUBLIC WORKS

Councilman David reported the DPW will be collecting leaves, unfortunately there are still some at the curb and they will come around with the vacuum. Any leaves from December 17 to January 25 have to be curb side but they have to be placed in 32 gallon trash receptacles with lids on them. The fence project at 16th Street Park is completed and the small fence job at Dimario Park is completed. He said we have already had one snow storm this year, about 8", and he reminded residents to remember the snow ordinance which will be strictly enforced this year. He said it's an odd/even ordinance so whatever your house number is that's the side of the street you are not allowed to park on, if its an odd day you can't park on that side.

PUBLIC SAFETY

Councilman Clementi reported he has the report from the Chief of Police for November, 2018 and there were 1,943 calls for service, 238 9/11 calls. The Kenilworth Police Department was awarded the Tripple A Safety Pedestrian Award for no pedestrian fatalities at their annual luncheon on November 1st. Eleven officers participated in the No Shave November and donations were made to their selected charity. Chief Zimmerman has allowed them to continue for Double Down December by donating to the US Marine Corps Toys for Tots drive and for a neighboring town's officer who has been diagnosed with cancer. November 12th Officer Phil Program was held at St. Theresa's School and Harding School on the November 15, 2018. On November 18, 2018 the PBA 135 food drive for St. Theresa's Food Pantry was held at Borough Hall and the PBA would like to thank all those who donated nonperishables. Chief Zimmerman attended the Union Baptist 95th Anniversary Gala held at the Red Knot at Galloping Hill Golf Course on November 18, 2018. The Kenilworth Police Department will be field testing Axon body worn cameras for implementation. Councilman Clementi is in receipt of the Municipal Court Report for the months of October and November.

DEPARTMENT OF PLANNING, ZONING & ORDINANCES

Councilman Schielke reported the Planning Board will meet tomorrow night with 1 application and no resolutions. He reviewed the Construction and Zoning reports for the month. He said it was his pleasure, along with the Mayor, to attend a Community Stake Holders to chat with the 2 candidates for our schools superintendent position.

DEPARTMENT OF RECREATION AND FIRE

Councilwoman Ceceri reported she has received the November monthly report for the Fire Department from Chief Krueger and 46 calls were made by the Fire Department, 70 calls for the Rescue Squad for a total of 116 calls. Santa Express will be happening this weekend, drop off at the Fire House on December 15 and 16. Santa will deliver the presents on December 17, 18 and 19. On Saturday December 15 at 10AM the Recreation will have a holiday craft, you must register on line. On Friday December 23, 2018 is the House Decorating Contest, you should register on line. Saturday, December

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22, 2018 is Breakfast with Santa at The Kenilworth, this year there are 2 sessions, 9AM to 10:30AM and the second one is 11:30 to 1:00 PM. Thursday, December 27 is the Kenilworth Skate Night from 7-9PM at the Arenas at Woodbridge for Kenilworth residents and students who attend Kenilworth schools, reach out to Kristin at the Rec for full details or with any questions on any of the Recreation activities.

DEPARTMENT OF HEALTH, EDUCATION & HUMAN SERVICES

Councilman Ladauti reported said it has been a long process to find the right candidate for the Superintendent position, he said they interviewed about 60 candidates and narrowed it down to 2 and Council Members were able to go meet them and see what their goal is for our district. The Library had their Christmas Party last week which went very well. The Health Department is working on some County issues and he will report on that in a month or so. The Seniors are having their Christmas Party on December 14, 2018 and for the last 3 years he has won the 50/50.

CONSENT AGENDA

Resolutions No. 1 thru 22 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 Karlovitch moved that all items under the Consent Agenda be approved, seconded by Councilman Clementi. All in favor.

RESOLUTION NO. 1

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; and

BE IT HEREBY RESOLVED, that the 2019 Council Meeting Schedule will be approved at the January 1, 2019 Reorganization meeting at 7:30pm in Borough Hall.

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. 2

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,

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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.

FROM:		
Traffic Safety – Salary and Wages	\$10,000	8-01-25-746-010
Traffic Safety – Other Expenses	\$20,000	8-01-25-746-020
Public Works – Salary and Wages	\$48,000	8-01-23-733-000
Court – Salary and Wages	\$20,000	8-01-33-833-020
TOTAL	<u>\$98,000</u>	

RESOLUTION NO. 3

WHEREAS, the Mayor and Council of the Borough of Kenilworth, in the Union County, New Jersey previously adopted Bond Ordinances for the purpose of funding various capital projects and improvements of the Borough as more fully specified in the Bond Ordinances and

WHEREAS, as of the date hereof, the projects have been completed and/or funded balances remain open and unexpended; and

WHEREAS, the Township now desires to cancel such appropriations and transfer the funded balances in their respect fund surplus.

<u>ORDINANCE</u>		<u>AMOUNT TO BE CANCELLED</u>
2011-08	Curbing Roosevelt Lane	\$25,241.22
2012-06	S.C Hot Food Serving Table	\$3.20
2013-05	Fire Department New Apparatus	\$27.00
2013-09	Grinder Lafayette Pump House	\$1,610.00
2014-06	John Deer Compact Utility Trac.	\$500.00
2015-04	Computer/IT/Electronic	\$89.98
2015-04	Police Firearms – Gun Box	\$1,208.18
2015-07	Coolidge Drive Curb Assessment	\$5,187.79
Total		<u>\$33,867.37</u>

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey, as follows:

SECTION 1. The appropriation amounts associated with the Capital Projects under each of the following Bond Ordinances are funded as of the date hereof and are hereby cancelled as of the date of this Resolution:

SECTION 2. All resolutions or proceedings, or parts thereof, in conflict with the provisions of this Resolution are to the extent of such conflict hereby repealed.

RESOLUTION NO. 4

WHEREAS, for the convenience and efficiency of Township business the Borough of Kenilworth will maintain a Home Depot Credit Account and store card; and

WHEREAS, the formal policy with respect to this credit account should be adopted on an annual basis; and

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WHEREAS, upon recommendation of the Finance Officer and Borough Auditor to authorize a formal store card policy;

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1) Users shall be determined and authorized by the Chief Financial Officer.
- 2) Individuals authorized by the Chief Financial Officer are bond by the provisions of NJAC 5:30-9A.4 and New Jersey Local Finance Notice (NJ LFN) 2018-13 and subsequent state revisions.
- 3) The Chief Financial Officer/Qualified Purchasing Agent shall be authorized to create policies and practices for the use of store cars in accordance with NJ LFN 2018-13, including training and the coverage by a fidelity bond or blanket honesty policy
- 4) The Finance Department is to keep physical possession of the Home Depot Store Cards.
- 5) Individual found by the CFO/QPA violating the provisions of State law or local policy shall have their store card confiscated and take appropriate actions.

RESOLUTION NO. 5

WHEREAS: NJSA 46:18-6 & 54:5-55 grants the cancellation of a municipal tax sale certificate for a lien held by the municipality; and

WHEREAS, the owner of record, 110 No. 10th Street, LLC redeemed the lien in full for Block 60, Lot 4, property location 110 No. 10th Street, Certificate #10-00003.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, County of Union, that Certificate #10-00003 be cancelled.

RESOLUTION NO. 6

WHEREAS: Duplicate tax payments were made for the 4th quarter of 2018 for the following properties located in Kenilworth, NJ, and;

WHEREAS, this resulted in the overpayment of taxes for the 4th quarter of 2018, and;

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant as follows.

Lereta

1123 Parkview Drive, Refunds Dept., Covina, CA 91724

BL 25/Lot 13	324 Monroe Avenue	\$ 1,980.83
BL 78/Lot 20	22 No. 14 th Street	\$ 1,814.64

Corelogic Tax Services

Attn: Centralized Refunds, P. O. Box 9202, Coppell, TX 75019

BL 39/Lot 4	461 Sheridan Avenue	\$ 2,714.69
BL 44/Lot 9	208 No. 23 rd Street	\$ 2,917.26

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BL 66/Lot 4

9 Dorset Drive

\$ 2,171.27

RESOLUTION NO. 7

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Kenilworth Council of the Township of Kenilworth, County of Union, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough of Kenilworth Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough of Kenilworth Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Union;

NOW, THEREFORE, BE IT RESOLVED by the Township of Kenilworth, County of Union, State of New Jersey hereby recognizes the following:

1. The Borough of Kenilworth Council does hereby authorize submission of a strategic plan for the Kenilworth Municipal Alliance grant for fiscal year **July 1, 2019 – June 30, 2020** in the amount of:

DEDR	\$ 15,809	In-Kind	\$ 13,691
<u>Hold Harmless Funds</u>	<u>\$ 2,446</u>	<u>Cash Match</u>	<u>\$ 4,564</u>
Total Award	\$ 18,255		\$ 18,255

2. The Borough of Kenilworth Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

RESOLUTION NO. 8

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 \$18,255 which is now available as a revenue from:

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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:
- Governor's Council on Alcoholism and Drug Abuse
- Municipal Alliance Program FY2019

BE IT FURTHER RESOLVED that a like sum of \$18,255
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
- Governor's Council on Alcoholism and Drug Abuse
- Municipal Alliance Program FY2019

RESOLUTION NO. 9

BE IT HEREBY RESOLVED: That the attached list of Retirees be reimbursed for their payments for Medicare coverage from July 1, 2018 through December 31, 2018 inclusive, in accordance with Chapter 231, P.L. 1970 State of New Jersey.

RESOLUTION NO. 10

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

Whereas, the homeowner has cancelled the permit;

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

Amount of \$781.00 to be refunded to the owner of the property:

Richardo Chinchilla
672 Fairfield Avenue
Kenilworth, NJ 07033

For Permit #17-0000278 Block 162, Lot 6

RESOLUTION NO. 11

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, Union County, New Jersey that the contract for CDBG Year 44 – ADA Curb Ramp Improvements by **S. Brothers, Inc.**, as directed by Harbor Consultants, Inc., 320 North Ave., East, Cranford, NJ 07016. Said construction is hereby accepted and **S. Brothers, Inc.** as Final Payment in the amount of twenty five thousand dollars (\$25,600.00) is hereby considered final payment; and

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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

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

CERTIFICATION OF FUNDS
APPROPRIATION:

J. DeLorio, Treasurer

RESOLUTION NO. 12

WHEREAS, having submitted the lowest responsible quote of \$25,000.00 (twenty five thousand dollars) **BDS Builders** was awarded **Repair/Replacement of Brick Facade at the Recreation Center**; and

WHEREAS, structural issues were found that required remediation prior to the progression of the project.

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

TITLE OF JOB: Repair/Replacement of Brick Facade at the Recreation Center
CONTRACTOR: **BDS Builders**, 2200 Urbanowitz Avenue, Linden, NJ 07036
ENGINEER: Harbor Consultants, Inc.
320 North Avenue, East, Cranford, NJ 07016

Change Order No. 1

AMOUNT OF CHANGE FOR THIS RESOLUTION:	\$4,700.00
TOTAL ORIGINAL CONTRACT PRICE	\$25,000.00
REVISED CONTRACT PRICE	\$29,700.00

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

CERTIFICATION OF FUNDS
APPROPRIATION:

J. DeLorio, Treasurer

RESOLUTION NO. 13

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

TITLE OF JOB: Ballistic Film Installation

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CONTRACTOR: **Tekcon Construction, Inc.**, 262 Bennets Lane,
Somerset, NJ 08873
ENGINEER: Harbor Consultants, Inc.
320 North Avenue, East
Cranford, NJ 07016

Change Order No. 1

AMOUNT OF CHANGE FOR THIS RESOLUTION:	\$5,627.42
Security Film	
TOTAL ORIGINAL CONTRACT PRICE	\$29,687.00
REVISED CONTRACT PRICE	\$35,314.42.

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

RESOLUTION NO. 14

WHEREAS, registration fees were erroneously accepted for Kenilworth Recreation programs; and

WHEREAS, the Recreation Program Administrator certifies the registrants were unable to attend and are entitled to a refund.

BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey that the following individuals be reimbursed the registration fee(s) as follows:

<u>Family</u>	<u>Address</u>	<u>Program</u>	<u>Refund Due</u>
Badriyyah Davis	231 N. 9 th St., #B, Kenilworth, NJ 071033	Homework Club	\$200.00
Rosina Guarino	352 Broadwell Ave., Union, NJ 07083	Soccer	\$180.00
TOTAL (2)			\$380.00

BE IT FURTHER RESOLVED, that the Mayor and Council authorize the Chief Finance Officer to issue the aforementioned refunds

RESOLUTION NO. 15

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey that the following individuals be engaged as Kenilworth Recreation 2019 Basketball Referees at a rate of \$50 (fifty dollars) per game:

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KENILWORTH REC - 2018/2019 BASKETBALL - REF LIST

John Primavera 37 South 17th Street Kenilworth, NJ 07033	Anthony Primavera 37 South 17th St Kenilworth, NJ 07033	Joe Primavera 37 South 17th Street Kenilworth, NJ 07033	Mike Palmadessa 18 Commonwealth Road Kenilworth, NJ 07033	Rick Pinto 629 Quinton Avenue Kenilworth, NJ 07033
Agelo Maltese 1141 Erhardt Street Union, NJ 07083	Nick DiPetrillo 1246 Wildwood Terrace Union, NJ 07083	Jerry Kirshenbaum 10 Bryan Lane Fanwood, NJ 07203	Greg Czajkowski 34 Easat Munsell Avenue Linden, NJ 07036	James M. Ulaky 15 Osage Drive Craford, NJ 07016
Low Satulsky 1120 Sylvan Lane Mountainside, NJ 07092	Chris Parkhill 221 Faitoute Avenue Kenilworth, NJ 07033	Joe Iscaro 29 North 12th Street Kenilworth, NJ 07033	Bob Smith 701 Greenbrook Rd North Plainfield, NJ 07063	Mike Foster 11 Schaeffer Road Maplewood, NJ 07040
Bob Koweleski 140 Belmar Terrace Westfield, NJ 07090	Darryl Brown 111 Runnyon Ave Middlesex, NJ 08846	Frank Conde 332 Raccoon Hollow Mountainside, NJ 07062	Tristan Cox 2881 St Mary's Avenue Planfield, NJ 07062	Ron Tantilo 310 North 12th Street Kenilworth, NJ 07033
Ed Fodale 1025 Robin Court Green Brook, NJ 08812	Luke Ong 523 Victor Street Scotch Plains, NJ 07076	Jeff Pereira 1164 Tice Place Westfield, NJ 07090		

RESOLUTION NO. 16

WHEREAS, the Borough's Superintendent of Public Works will be retiring effective March 1, 2019; and

WHEREAS, commencing January 4, 2019, the Superintendent utilize all accumulated time due prior to his last day; and

WHEREAS, the appointment of DPW Foreman Joseph Kania, CPWM #M2021, as Acting Superintendent of Public Works is in the best interest of the Borough; and

WHEREAS, the Interim Superintendent appointment will not preclude Foreman Joseph Kania from returning to the designated position of Working Foreman.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Kenilworth in the County of Union, State of New Jersey that it hereby ratifies the appointment of Joseph Kania as the Borough's Interim Director of Public Works for a total salary to be set at \$10,000.00.

BE IT FURTHER RESOLVED, that this appointment shall be effective January 4, 2019, but expire upon the permanent appointment ratified by the Borough Council.

RESOLUTION NO. 17

Whereas, all persons accepting a regular position with the Department of Public Works are initially placed on probation. The probationary period is an extension of the selection process, and must be successfully completed before an individual becomes a permanent employee.

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Whereas, the probationary period of ninety (90) days begins upon commencement of duty and may be extended for an additional thirty (30) day period, at the option of the Superintendent of the Department and with the concurrence of the Union; and

Whereas, Upon successful completion of the probationary period, the employee shall become a regular permanent employee.

Whereas, pursuant to the Teamsters Local #11, Article 26 "Wages", Section 5 et. seq. authorizes the enhancement of compensation at a range determined by the Governing Body; and

Whereas, the Superintendent of the Department Works certifies that Enrique Cruz has completed the probationary period and recommends permanent employment of Enrique Cruz at an hourly rate of \$22.00 as determined by the level of skills displayed during the probationary period.

Therefore Be It Resolved, that the Borough Council approves the permanent employment of **Enrique Cruz** at a rate of **\$22.00**, effective as of the Monday of the week following the approval of this resolution by the governing body (Monday, December 17, 2018).

RESOLUTION NO. 18

WHEREAS, the Superintendent of the Kenilworth Public Works Department is in receipt of proposals for "**Sewerage Lift Station Inspection & Maintenance Program at Lafayette Station services**" and upon review is recommending award to MGC Unlimited, LLC, 18 Cottler Avenue, Springfield, NJ 07081 at their quote of \$ 200.00 per month.

THEREFORE BE IT HEREBY RESOLVED, that the **Sewerage Lift Station Inspection & Maintenance Program at Lafayette Station** services be awarded to:

MGC Unlimited, LLC
18 Cottler Avenue
Springfield, NJ 07081
908-248-4642 (w) 908-202-0903 (c)
MGCUnlimited@gmail.com

for a one year period, January 1, 2019 through December 31, 2019, at a cost of \$200.00 per month.

RESOLUTION NO. 19

BE IT HEREBY RESOLVED that the official signers for the Borough of Kenilworth Police Department account at PNC Bank, National Association for banking purposes are: Finance Officer Joseph Delorio, Assistant Finance Officer Lisa Wood, and Police Chief John Zimmerman.

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RESOLUTION NO. 20

WHEREAS, the Borough of Kenilworth Police Department is solicited quotes to purchase a Message Sign Board and;

WHEREAS, the lowest responsive quote was received from All Traffic Solutions, Inc. at \$15,835.00; 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 award and purchase of a Speed Alert 24 Radar Message Sign per their quote #Q-39136 for the total amount of \$15,835.00 to:

All Traffic Solutions, Inc.
12950 Worldgate Drive, Ste #310
Herndon, VA 20170
814-237-9005 Tax ID #25-1887906

AND BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized award such agreement through the issuance of a purchase order to said vendor in compliance with the New Jersey Local Public Contracts Law.

Certification of Funds

8-01-25-746-026

Joseph Delorio, Treasurer

RESOLUTION NO. 21

WHEREAS, the Borough of Kenilworth, pursuant to N.J.S.A. 52:34-6.2, may by resolution and without advertising for bids, purchase any goods or services through the use of a cooperative purchasing agreement; and

WHEREAS, the Borough of Kenilworth is a member (Member # M-5765140) of NPPGov, a national cooperative procurement organization based in Seattle, WA offering publicly solicited contracts to government entities nationwide; through a public solicitation by a Lead Public Agency. Access to cooperative contracts is complimentary with no purchasing obligations; and

WHEREAS, the Borough of Kenilworth intends to enter into a contract with a NPPGov Contract Vendor for the purchase of police body cameras, maintenance and related software for the Kenilworth Police Department, through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts; and

WHEREAS, *Axon Enterprise, Inc. Scottsdale, Arizona*, NPPGov contract #VH11629, has provided quote Q-188303-43444.694JH for a period of 5 years as is more specifically set forth in the Master Services and Purchasing Agreement attached hereto and made a part hereof; and

WHEREAS, the Chief of Police has recommended that a contract be awarded to *Axon Enterprise, Inc. Scottsdale, Arizona*, in an amount not to exceed \$90,978.00 for the purchase of police body cameras and related equipment, maintenance and software for the period of 5 years; and

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WHEREAS, Year 1, in the amount of \$24,714.00, will be purchased with funding awarded by the Union County Prosecutor’s Office (UCPO) Forfeiture Funds in the amount of \$12,264.94 and funds from the Municipal Law Enforcement Trust Fund in the amount of \$12,449.06; and

WHEREAS, subsequent years 2 through 5 will be incorporated into the Police Department’s municipal budget – Police Equipment Service Contracts #8-01-25-745-076; and

NOW THEREFORE BE IT RESOLVED by the Council of the Borough of Kenilworth as follows:

1. That this contract for the purchase of police body cameras, related equipment, maintenance and software, as more specifically is set forth in the Master Services and Purchasing Agreement attached hereto and made a part hereof, is awarded pursuant to N.J.S.A. 52:34-6.2, under the NPPGov Cooperative Purchasing Program *contract #VH11629*.

2. That the Mayor and Clerk are hereby authorized to execute a contract to Axon Enterprise, Inc. Scottsdale, Arizona in the form and substance as is attached hereto in the amount not to exceed \$24,714 for Year 1 and \$66,264 for Years 2 through 5 subject to availability of funds for those budget years.

RESOLUTION NO. 22

BE IT RESOLVED, that the following individual be appointed on the Kenilworth Fire Department;

<u>Name</u>	<u>Appointment</u>
Kristie Arnott	Probationary EMT

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

2018 Volunteer of the Year – Kenilworth Rotary

Mayor Deluca said the mission of the Rotary International is to put service above one’s self, provide service to others, promote integrity and advance world understanding, good will and peace through its fellowship of business professional and union leaders. He said for the past 71 years they Kenilworth Rotary Club take’s that mission statement to heart. Their commitment to the community is foremost in all they do. The recipients of the Rotary’s generosity encompasses the youngest of our residents and also to the young at heart. For advancing education, goodwill and peace, he is pleased to announce the 2018 Volunteer of the Year is to Kenilworth Rotary.

2018 Employee of the Year – Laura Reinertsen

Mayor Deluca said this award goes to someone who comes out and helps whenever she can and who is always there for everyone, he cannot think of a person more deserving of this award. He said he does not know how he would even get through a half a day without her intuitiveness and her ability to get things done. She is like a “Rader O’Rielley” (from the TV show Mash) for him where he walks in about to say something and she immediately up and already on it. He is completely befuddled about she even remembers things when he can barely remember what day it is sometimes. This is overall for everyone she comes in contact with, she goes out of her way to help not only the employees but anyone who comes before her. She always has an answer and if she can’t find one she gets one for you. He said there is no one more deserving that our very own Laura Reinertsen.

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, DECEMBER 12, 2018. MAYOR DELUCA PRESIDED.

MEETING OPEN TO THE PUBLIC

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

John Zimmerman, Kenilworth Police Chief – Chief Zimmerman congratulated the Kenilworth Rotary Club on all the great things they do for our Community, for the youth in our town. They set a great example and are always behind the scene doing great things for the town.

The Chief said Laura is a pleasure to work with, the Police Department from himself to every officer and every dispatcher appreciate everything she does for us, you make it easy as well as you put a lot of hard work, time and energy in your job.

Mary Michitsch, 725 Monmouth Avenue – Mrs. Michitsch said the DPW did a very good of picking up the leaves. She said whoever did the front of Borough Hall did a great job, it looks great. She thanked everyone for the food drive, from the town to the PBA and the VFW, they did 300 baskets. She thanked the Silver Card and VFW for the turkeys. She said the tree is up and they do approximately 900 gifts and for a small town we show up the big towns, we give to the Vets, the schools, Covenant House, St. Joseph's in Elizabeth.

Walter Sosnosky – Mr. Sosnosky said the last time he spoke there was an audible malfunction that began and ended with his words, coincident....he thinks not? He said he spoke at the March 14th meeting and the Mayor cut him off and when he cited the first amendment the Mayor said let it go, he is not letting it go. He said the Mayor is an elected official and is supposed to uphold the Constitution of the US and he should stand by his oath. He asked the Mayor over a year ago to take some action with the problem of nocturnal creatures travelling through our Borough's storm drains, the animals are dangerous and it fell on deaf ears. The second point is that an unknown white male using the Borough Fire vehicle to pick up scrap metal was reported to you and you did nothing, what are you hiding? He said malfeasance falls under these perimeters and malfeasance is failure to act where action is to be required willfully or neglected. Mr. Sosnosky said Chief Zimmerman must resign and he questioned his personal appearance. He questioned why police incidents are not in the newspapers.

Councilman David said Mr. Sosnosky is the only person in town complaining about animals coming out of the sewer. He said this has already been discussed and it is an unknown cost to do all the sewer drains so for the one animal that comes out of the sewer in front of your house..... Mr. David said that every police chief that has been in this town never wore a uniform. Councilman David said that no one on the dais ever attacked Mr. Sosnosky and he asked him why he is attacking the Police Chief. Councilman David said he has not heard of any other people complaining about sewer animals in the town. Mr. Sosnosky said they all complain to him. Councilman David said they should complain here.

Mayor Deluca said Merry Christmas to Mr. Sosnosky and he said if he would like a retort in writing he can give it to him and explain any of the statements that you made. Mr. Sosnosky said we could do that. The Mayor said he would read it at the next official meeting. He said the door is always open.

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

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY EVENING, DECEMBER 12, 2018. MAYOR DELUCA PRESIDED.

Harvey Fruchter, 535 Boulevard – Mr. Fruchter said he has been practicing law for over 25 years, his wife’s ties to the community go for well over ¾ of a century. He has had the privilege and honor to serve as the Borough Attorney under 6 Mayors and 2 Borough Clerks. He can say out of the 6 Mayors and 2 Borough Clerks, you have the best team he has ever seen. The Mayor and the Borough Clerk are top notch of any that he has served under. He said no Mayor has been so unselfishly giving of himself, time and energy. He said he knows there is distention within the Governing Body as relating to next year and he does not want to see himself being part of that distension. He does not want to see any further problems created or any further stress on the Mayor and for that reason and for that reason alone he is formally withdrawing his application as Borough Attorney for next year. He wished everyone well, a good season and he hopes the Borough takes a good look at the ethics, the integrity of what you do and where it comes from and the advice you get. It is not the money that is spent on the Borough it is really what counts as the heart of this Borough. He thanked everyone for the privilege and the honor of serving each and every one of you.

GENERAL BUSINESS

Councilman Laudati said he has been on the Board of Education for 18 years and 4 years on Council. Early in November he won a second term to Council and he is very proud, he was sick this year and did not get out to campaign. He is very happy to have regained this position in order to help our town. He thanked those who helped him out. He said we have been talking about the 4th and he and his wife have been going through a lot of problems with 4th Amendment issues and the “Me to Movement” . He and his wife are deeply appreciative to the town people who support him and who have been helping us out. He said he is glad he is here to give it back and he wished everyone Happy Holidays.

Councilman Clementi said he has been the Police Commissioner now for 2 years and he has never heard one negative thing about the Chief as far as his dress code, his demeanor the way he carries himself ...he has been nothing but professional and he said to the Chief to please continue to be who you are. He congratulated Laura for her well-deserved award tonight and he wished everyone a Merry Christmas and Happy Holidays and a safe and Happy New Year.

ADJOURNMENT

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

9:00 P.M.

Respectfully submitted

Kathleen Moschitta
Deputy Borough Clerk