

REGULAR COUNCIL MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH HELD ON WEDNESDAY, MARCH 1, 2023. MAYOR LINDA KARLOVITCH PRESIDED.

Meeting Time: 6:50

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

The Salute to the Flag was led by Mayor Karlovitch.

ROLL CALL: The following Council Members were present: Joseph Finistrella, William Mauro, Scott Pentz, Fred Pugliese, Savino Scorese, John Zimmerman.

Mayor Karlovitch announced that the Merck property was finally sold to Onyx Equities. Merck will still be on the property for the next few years and the site will remain a life science campus.

REPORT OF COMMITTEES

FINANCE REPORT

Councilman Pugliese provided updates on the following:

- Finance Committee will meet in two weeks to discuss the budget.
- The CFO met with PNC bank and was advised that PNC bank is going cashless. The CFO negotiated a higher interest rate for the Borough accounts.

DEPARTMENT OF PUBLIC WORKS

Councilman Finistrella provided updates on the following:

- DPW report for the month of January
- The DPW is working on securing a provider for bulk waste pick-up
- New hire at DPW, Administrator Christopher Burns
- Street sweeper schedule
- DPW is requesting the part-time laborer be hired as full time employee

Mayor Karlovitch suggested that if you have items for bulk pick up such as glassware, the United Methodist Church on the Boulevard will be grateful for your donation. You may call Pastor Nova for more information. They obviously would not take large items like mattresses.

DEPARTMENT OF PUBLIC SAFETY

Councilman Zimmerman provided updates on the following:

- February Police Report for 2023
- Officer Michael Devlin to retire, his walkout will be March 8th at Borough Hall at 12 noon.

PLANNING AND ZONING AND ORDINANCES

Councilman Mauro provided updates on the following:

- Building Report for February 2023
- New Code Enforcement Office has been hired.

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- Permits have been issued for the Redevelopment project

RECREATION AND FIRE

Councilman Pentz provided updates on the following:

- Softball registration closes March 3rd, the Easter Egg Hunt is scheduled for April 2, 2023.
- Fire Department is discussing fire apparatus.

HEALTH, EDUCATION AND HUMAN SERVICES

Councilman Scorese provided updates on the following:

- Board of Health reports for February 2023. COVID cases are declining, Rabies Clinic will be October 21st.
- Library Report for February 2023.
- Senior Center activities for February 2023. Rules are being established between the Senior Center and the Senior Club. The Senior Center roof restoration has been approved and the center will be closed at certain times for construction. Seniors are looking for a backup bus driver.

The Borough Clerk advised that the Borough has a new phone system.

Motion made by Zimmerman, seconded by Pentz to accept Committee Reports. All in favor.

ORDINANCE 2023-2

Clerk Read "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 91, "FEES AND LICENSES" ARTICLE 1, "FEES GENERALLY" SECTION 1, "SCHEDULE OF FEES AND LICENSES," SUBSECTION 3 "UNIFORM COMMERCIAL CODE FEES" OF THE MUNICIPAL CODE OF THE BOROUGH OF KENILWORTH".

Motion made by Mauro, seconded by Scorese to open the hearing on Ordinance 2023-02. All in favor.

No one wished to speak.

Motion made by Mauro, seconded by Zimmerman to close the hearing and adopt Ordinance 2023-02. Roll Call: Finistrella voted yes, Mauro voted yes, Pentz voted yes, Pugliese voted yes, Scorese voted yes, and Zimmerman voted yes.

Clerk noted Ordinance 2023-2 is adopted.

ORDINANCE 2023-4

Clerk read "AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN LAND IN THE BOROUGH OF KENILWORTH TO BE SOLD AT PRIVATE SALE IN ACCORDANCE WITH N.J.S.A. 40A:12-13(b)(5)"

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Motion made by Mauro, seconded by Scorese to open the hearing on Ordinance 2023-4. All in favor.

No one wished to speak.

**Motion made by Zimmerman, seconded by Mauro to close the hearing and adopt Ordinance 2023-04.
Roll Call: Finistrella voted yes, Mauro voted yes, Pentz voted yes, Pugliese voted yes, Scorese voted yes and Zimmerman voted yes.**

Clerk noted Ordinance 2023-04 is adopted.

ORDINANCE 2023-5

Clerk read “AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN LAND IN THE BOROUGH OF KENILWORTH TO BE SOLD AT PRIVATE SALE IN ACCORDANCE WITH N.J.S.A. 40A:12-13(b)(5)”

Motion made by Mauro, seconded by Scorese to open the hearing on Ordinance 2023-5 All in favor.

No one wished to speak.

**Motion made by Zimmerman, seconded by Mauro to close the hearing and adopt Ordinance 2023-05.
Roll Call: Finistrella voted yes, Mauro voted yes, Pentz voted yes, Pugliese voted yes, Scorese voted yes and Zimmerman voted yes.**

Clerk noted Ordinance 2023-5 is adopted.

ORDINANCE 2023-6

Clerk read “AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN LAND IN THE BOROUGH OF KENILWORTH TO BE SOLD AT PRIVATE SALE IN ACCORDANCE WITH N.J.S.A. 40A:12-13(b)(5)”

Motion made by Mauro, seconded by Scorese to open the hearing on Ordinance 2023-6. All in favor.

No one wished to speak.

**Motion made by Pugliese, seconded by Zimmerman to close the hearing and adopt Ordinance 2023-06.
Roll Call: Finistrella voted yes, Mauro voted yes, Pentz voted yes, Pugliese voted yes, Scorese voted yes and Zimmerman voted yes.**

Clerk noted Ordinance 2023-6 is adopted.

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ORDINANCE 2023-7

Clerk read_ “AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN LAND IN THE BOROUGH OF KENILWORTH TO BE SOLD AT PRIVATE SALE IN ACCORDANCE WITH N.J.S.A. 40A:12-13(b)(5)”

Motion made by Mauro, seconded by Scorese to open the hearing on Ordinance 2023-7. All in favor.

No one wished to speak.

Motion made by Pentz, seconded by Mauro to close the hearing, and adopt Ordinance 2023-07.

Roll Call: Finistrella voted yes, Mauro voted yes, Pentz voted yes, Pugliese voted yes, Scorese voted yes, and Zimmerman voted yes.

Clerk noted Ordinance 2023-7 is adopted.

RESOLUTION 2023-86 – Amendment

Motion made by Zimmerman, seconded by Mauro to approve Resolution 2023-86.

Roll Call: Mauro voted yes, Finistrella voted yes, Pentz voted yes, Pugliese voted yes, Scorese voted yes, and Zimmerman voted yes.

WHEREAS, on January 4, 2023, the Borough of Kenilworth Municipal Council adopted Resolution 2023-45, contracting MARCO ANTONIO STUDIO to videotape and edit two DVD’s of the Borough of Kenilworth Council Meetings for the year 2023 at a rate of \$125 per hour (editing fee of \$55 per meeting/event), not to exceed \$5,000 for the year; and

WHEREAS Resolution 2023-45 incorrectly stated the rate as \$125 per hour (editing fee of \$55 per meeting/event); and

WHEREAS the Borough wishes to amend Resolution 2023-45 to correct the rate that would be paid to MARCO ANTONIO STUDIO.

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

1. Resolution 2023-45 is hereby amended to correct the rate for MARCO ANTONIO STUDIO for videotaping services as follows:

That **MARCO ANTONIO STUDIO**, 401 Scott Mobus Place, Harrison, NJ 07029, be contracted to videotape and edit two DVD’s of the Borough of Kenilworth Council Meetings for the year 2023 at a rate of \$150 per hour plus an additional editing fee of \$55 per meeting/event, not to exceed \$5,000 for the year.

2. A copy of this resolution shall be kept on file in the Borough Clerk’s Office.

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3. This resolution shall be ratified back to January 1, 2023.

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on **March 1, 2023**.

CONSENT AGENDA

Motion made by Pugliese, seconded by Scorese to approve resolutions 2023-84 through 2023-85. All items will be recorded individually in full in the minutes.

Roll Call: Mauro voted yes, Finistrella voted yes, Pentz voted yes, Pugliese voted yes, Scorese voted yes, and Zimmerman voted yes.

RESOLUTION NO. 2023- 84

BE IT RESOLVED, by the Borough of Kenilworth, County of Union, New Jersey, that the attached summary of bills in the total amount of \$2,786,788.86p, having been duly audited and found to be correct, are hereby ordered paid and that warrants be drawn for the necessary obligations by the Chief Finance Officer (CFO) prior to the next regularly scheduled Council Meeting.

BE IT FURTHER RESOLVED, that in the event of the CFO's absence, the Governing Body authorizes Assistant Finance Officer Lisa Wood to carry out the duties and responsibilities of the CFO as outlined in Borough Code Chapter 5-4.

BE IT FURTHER RESOLVED that the CFO has certified that sufficient uncommitted funds are available in the 2023 Borough of Kenilworth Temporary Budget to fund the payment of the following bills attached hereto and made a part of this resolution.

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on **March 1, 2023**.

RESOLUTION NO. 2023- 85

WHEREAS, the Borough of Kenilworth, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Borough of Kenilworth has been awarded CARES grant funds from the County of Union and has the need on a timely basis to purchase goods or services utilizing State contracts for the purpose of a roof restoration at the Kenilworth Senior Center; and

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PRESIDED.**

WHEREAS the Borough of Kenilworth intends to enter into contracts with: Weatherproofing Technologies, Inc., 3735 Green Road, Beachwood, OH 44122 through this resolution and properly executed contract, which shall be subject to all the conditions applicable to the current State Cooperative Purchasing contracts;

NOW THEREFORE BE IT RESOLVED, that the Borough of Kenilworth authorizes the award and purchase of a roof restoration at the Kenilworth Senior Center through New Jersey State Cooperative Purchasing Contract #: Roofing & Envelope Services Bid #ESCNJ/AEPA 21D for the total amount not to exceed \$107,000.00 pursuant to all conditions of the individual State contracts; and

BE IT FURTHER RESOLVED that the Borough of Kenilworth's Chief Financial Officer has certified that sufficient uncommitted funds are available in the 2023 Borough of Kenilworth Temporary Budget for the purposes set forth herein and the fund to be charged shall be G0-270-080-006.

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on **March 1, 2023**.

MEETING OPENED TO THE PUBLIC

Motion made by Pugliese, seconded by Pentz to open the meeting to the public.
All in favor.

Motion made by Pugliese seconded by Scorese to close the meeting to the public. All in favor.

GENERAL BUSINESS

Councilman Zimmerman reminded everyone to file their Financial Disclosures.

ADJOURNMENT

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

7:35 P.M.

Respectfully submitted.

Kathleen Moschitta
Deputy Borough Clerk