

# BOROUGH OF KENILWORTH

## REORGANIZATION MEETING



January 1, 2016 – 11AM

1. Open Public Meetings Notice
2. Oath of Office administered to:

*Mayor Anthony DeLuca*

*Councilman Peter Corvelli*

*Councilman Gerry Laudati*

3. Salute to the Flag
4. Roll Call
5. Invocation by Rev. Joseph Bejgrowicz of St. Theresa's Church
6. Mayor DeLuca's Address
7. Nomination and Election of Council President
8. Borough Resolutions

CONSENT AGENDA: Resolutions #1 through #45 are listed under the consent agenda attached and will be enacted by one motion; all items will be recorded individually and in full in the minutes.

8. Designating the following Council Committees:

- Department of Finance – Chairman Brian Joho, Councilman Mascaro, Councilman Laudati
- Department of Public Works – Chairman Nicholas Mascaro, Councilman Corvelli,
- Department of Public Safety – Chairman Peter Corvelli, Councilman Mascaro,
- Department of Planning, Zoning & Ordinance – Councilman Laudati, Councilwoman Ceceri
- Department of Recreation & Fire – Chairman Kay Ceceri, Councilman Corvelli, Councilman Joho
- Department of Health, Education & Welfare – Chairman Gerry Laudati, Councilwoman Ceceri, Councilman Joho

9. Meeting Open to the Public
10. General Business/Council Comments
11. Meeting adjournment to Wednesday, January 13, 2016 at 7:30PM

Time: \_\_\_\_\_

**BOROUGH OF KENILWORTH**  
**REORGANIZATION MEETING - JANUARY 1, 2016**  
**CONSENT AGENDA**

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Peter Cornell and seconded by Council Member V. [Signature]

Resolution No.

1. Mayor appoints Rogut, McCarthy LLC as Bond Counsel for a .....1 year term.
2. Mayor appoints Harvey Fruchter, Esq. as Borough Attorney for a .....1 year term.
3. Mayor appoints Rogut McCarthy, LLC, as Borough Labor Attorney for a .....1 year term.
4. Mayor appoints Suplee Clooney and Company as Borough Auditor for a .....1 year term.
5. Mayor appoints Harbor Consultants as Borough Engineer for a .....1 year term.
6. Mayor appoints Palumbo, Renaud & Deappolonio, LLC as Tax Appeal attorney for 2016.
7. Mayor appoints Shamrock Enterprises LTD as Borough Planner for a .....1 year term.
8. Mayor appoints Timothy Hoffman as Borough Real Estate Appraiser for a ....1 year term.
9. Mayor appoints Kathleen Moschitta as Deputy Clerk for a .....1 year term.
10. Mayor appoints Maria Anderson to the Community Development Revenue Sharing Committee for a .....1 year term.
11. Appointing Debra Weiss Deputy Court Administrator, .....1 year term.
12. Mayor appoints Kathleen Moschitta as Dog Warden, .....1 year term.
13. Appointing Smoke Detector Inspectors:  
Randy Levchuck and Robert Walck, for a .....1 year term.
14. Appointing Garden State Municipal Joint Insurance Fund Commissioner:  
Laura Reinertsen and William Hannon as Alternate for a .....1 year term.
15. Mayor appoints Connie Conrad to the Library Board of Trustees for a .....5 year term.
16. Mayor appoints John Zimmerman as Municipal Drug Alliance Chairman, .....1 year term.
17. Mayor appoints Paulette Drogon as Municipal Drug Alliance Coordinator, ....1 year term.
18. Mayor appoints Anthony Prieto, Esq. as Municipal Prosecutor for a .....1 year term.
19. Mayor appoints Earnest Bongiovanni as Planning Board Attorney for a .....1 year term.
20. Mayor appoints the following to the Planning Board:  
Maria LaFerara as Class I, Mayor's Designee .....4 year term.  
Frank Mazzeo as Class II member for a .....1 year term.  
Greg David as a Class IV member for a .....4 year term.  
George Macecsko as Alternate #2 for a .....2 year term.
21. Mayor appoints Robert Herbert as Zoning Officer for a .....1 year term.



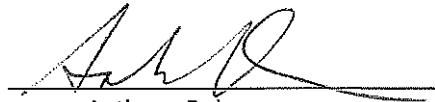
**BOROUGH OF KENILWORTH**  
**REORGANIZATION MEETING - JANUARY 1, 2016**  
**CONSENT AGENDA**

22. Mayor appoints and Diane O'Neil as Police Matron, for a .....1 year term.
23. Mayor appoints Gavin Handwerker, Esq. as Public Defender, for a .....1 year term.
24. Mayor appoints Daniel Bevere as Asst. Public Defender, for a .....1 year term.
25. Mayor appoints Marconi Gapas as Public Health Officer and Right To Know Coordinator for a .....1 year term.
26. Mayor appoints the following members to the Board of Health:  
Jerome Forman and Scott Klinder .....3 year term.
27. Appointing Robert Ordway as Purchasing Agent and Treasurer, for a .....1 year term.
28. Appointing Robert Ordway as Tax Search Officer, for a .....1 year term.
29. Mayor appoints Pat Boyle as Recreation Director, for a .....1 year term.
30. Mayor appoints School Crossing Guards: Robert Wolters, Donna Layden, John Martins, Kimberly Montiero, Louise Tramer, Donald Gerardo, Patricia Sisnetsky, William Seibert, Maryann Stiles, Sara Fernandez, Bill Zorich, Rose Piccinnini and Alternates Ronald Freidman, Aaron Tsin, Dennis Armento, Mirtha Bosolasco, Luigi Giacobbe, Caroline McEvoy and John Napoli for ..... 1 year terms.
31. Mayor appoints Laura Reinertsen as Certifying Officer, Local Improvement Search Officer, ADA Coordinator and Personnel Supervisor, for a .....1 year term.
32. Designation of Official Newspapers: Home News Tribune, Local Source and Star Ledger for 2016.
33. Designation of Official Depositories: N.J. Cash Management Fund, TD Bank, PNC Bank Valley National Bank and Enterprise National Bank and Santander Bank, for 2016.
34. Designation of Official Insurance Agent/Risk Manager for 2016: Beckerman & Company.
35. Resolution on the Open Public Meetings Act. (2016 Schedule of Meetings)
36. Resolution that the annexed By-Laws shall constitute the By-Laws of the Governing Body for the year 2016.
37. Resolution continuing the following Ad Hoc Committees for Year 2016: Beautification Committee, Drug Alliance Committee, Parks Revitalization Committee, Pride in Kenilworth Committee, Technology Committee and Facilities Committee
38. Resolution establishing the delinquent tax rate for Year 2016.
39. Resolution authorizing Petty Cash Funds for Police Chief Zimmerman and Lisa Wood, Tax/Finance.
40. 2016 Temporary Budget Appropriations.

**BOROUGH OF KENILWORTH**  
**REORGANIZATION MEETING - JANUARY 1, 2016**  
**CONSENT AGENDA**

41. Resolution designating the official signers for the Borough for banking purposes Mayor Anthony Deluca, Chief Finance Officer Robert Ordway, Borough Clerk Laura Reinertsen, and Payroll Clerk Justyna Zagorska.
42. Authorize Shared Service with Union Township for Police Firing/Gun Range for 2016.
43. Authorize Shared Service with the City of Rahway for Type 13 Bulky Waste Collection for a 3 year term, 2016-2018.
44. Award Phoenix Advisors, LLC as Continuing Disclosure Agent & Municipal Advisor of Record.
45. Authorize Increase for Borough Officers: Chief Finance Officer, Municipal Clerk, Tax Assessor and Tax Collector.

Approved:


  
 Anthony Deluca

Date:

January 1, 2016

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
Councilman						
<b>ON CONSENT AGENDA</b> Yes <u>  </u> No <u>  </u>						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

  
 Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 1

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, pursuant to the Fair and Open Process Rule advertisements for proposals were published in the Cranford Chronicle and posted on the Borough of Kenilworth's Web Site and proposals were received and reviewed for the following Professional Service for the Year 2016 which anticipated cost will be over \$17,500 per year:

### BOND COUNSEL

**NOW, THEREFORE, BE IT RESOLVED** after review of said proposals, the Mayor's nomination of **ROGUT MCCARTHY, LLC** as **BOND COUNSEL** for the Year 2016 at various hourly rates as in proposal, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 2

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, pursuant to the Fair and Open Process Rule advertisements for proposals were published in the Cranford Chronicle and posted on the Borough of Kenilworth's Web Site and proposals were received and reviewed for the following Professional Service for the Year 2016 which anticipated cost will be over \$17,500 per year:

### BOROUGH ATTORNEY

**NOW, THEREFORE, BE IT RESOLVED** after review of said proposals, the Mayor's nomination of **HARVEY FRUCHTER** as **BOROUGH ATTORNEY** for the Year 2016 at \$30,080.00 per annum be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 3

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, pursuant to the Fair and Open Process Rule advertisements for proposals were published in the Cranford Chronicle and posted on the Borough of Kenilworth's Web Site and proposals were received and reviewed for the following Professional Service for the Year 2016 which anticipated cost will be over \$17,500 per year:

### BOROUGH LABOR ATTORNEY

**NOW, THEREFORE, BE IT RESOLVED** after review of said proposals, the Mayor's nomination of **ROGUT MCARTHY, LLC** as **BOROUGH LABOR ATTORNEY** for the Year 2016 at \$145 per hour, be and the same is hereby confirmed

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

Kenilworth, N.J.

January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, pursuant to the Fair and Open Process Rule advertisements for proposals were published in the Cranford Chronicle and posted on the Borough of Kenilworth's Web Site and proposals were received and reviewed for the following Professional Service for the Year 2016 which anticipated cost will be over \$17,500 per year:

### BOROUGH AUDITOR

**NOW, THEREFORE, BE IT RESOLVED** after review of said proposals, the Mayor's nomination of **SUPLEE CLOONEY AND COMPANY** as **BOROUGH AUDITOR** for the Year 2016 at \$28,750.00 per year, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 5

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, pursuant to the Fair and Open Process Rule advertisements for proposals were published in the Cranford Chronicle and posted on the Borough of Kenilworth's Web Site and proposals were received and reviewed for the following Professional Service for the Year 2016 which anticipated cost will be over \$17,500 per year:


### BOROUGH ENGINEER

**NOW, THEREFORE, BE IT RESOLVED** after review of said proposals, the Mayor's nomination of **HARBOR CONSULTANTS** as **BOROUGH ENGINEER** for the Year 2016 at \$135.00 per hour, be and the same is hereby confirmed.

Approved:   
Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 6

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, pursuant to the Fair and Open Process Rule advertisements for proposals were published in the Cranford Chronicle and posted on the Borough of Kenilworth's Web Site and proposals were received and reviewed for the following Professional Service for the Year 2016 which anticipated cost will be over \$17,500 per year:

### TAX APPEAL ATTORNEY

**NOW, THEREFORE, BE IT RESOLVED** after review of said proposals, the Mayor's nomination of **PALUMBO, RENAUD & DEAPPOLONIO, LLC** for the Year 2016 at \$150 per hour be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u>   </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 7

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, pursuant to the Fair and Open Process Rule advertisements for proposals were published in the Cranford Chronicle and posted on the Borough of Kenilworth's Web Site and proposals were received and reviewed for the following Professional Service for the Year 2016 which anticipated cost will be over \$17,500 per year:

### BOROUGH PLANNER

**NOW, THEREFORE, BE IT RESOLVED** after review of said proposals, the Mayor's nomination of **SHAMROCK ENTERPRISES, LTD** as **BOROUGH PLANNER** for the Year 2016 at \$130.00 per hour, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u>   </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 8

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, pursuant to the Fair and Open Process Rule advertisements for proposals were published in the Cranford Chronicle and posted on the Borough of Kenilworth's Web Site and proposals were received and reviewed for the following Professional Service for the Year 2016 which anticipated cost will be over \$17,500 per year:

### REAL ESTATE APPRAISER

**NOW, THEREFORE, BE IT RESOLVED** after review of said proposals, the Mayor's nomination of **TIMOTHY HOFFMAN** as **BOROUGH REAL ESTATE APPRAISER** for the Year 2016, not to exceed \$17,500 per year.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 9

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **KATHLEEN MOSCHITTA** as Deputy Borough Clerk for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 10

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **MARIA ANDERSON** as Kenilworth's representatives to the Union County Community Development Revenue Sharing Committee be appointed for a 1 yr. term for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			<input checked="" type="checkbox"/>			
Councilman Peter Corvelli	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Brian Joho					<input checked="" type="checkbox"/>	
Councilman Gerry Laudati			<input checked="" type="checkbox"/>			
Councilman Nicolas Mascaro		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 11

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_


Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **DEBRA WEISS** as Deputy Court Administrator for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	
Councilwoman Kay Ceceri			<input checked="" type="checkbox"/>			I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.   Laura Reinertsen, Borough Clerk
Councilman Peter Corvelli	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Brian Joho					<input checked="" type="checkbox"/>	
Councilman Gerry Laudati			<input checked="" type="checkbox"/>			
Councilman Nicolas Mascaro		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **KATHLEEN MOSCHITTA** as Dog Warden for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	
Councilwoman Kay Ceceri			✓			<p>I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.</p> <p> Laura Reinertsen, Borough Clerk</p>
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			



## RESOLUTION

No. 13

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **LEWIS GIORDINO** and **RANDY LEVCHUCK** as Smoke Detector Inspectors for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 19

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **LAURA REINERTSEN** as Garden State Municipal Joint Insurance Fund Commissioner and **CAPTAIN WILLIAM HANNON** as Alternate for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 15

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **CONNIE CONRAD** as a member of the Library Board of Trustees for a 5 year term, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 16

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **JOHN ZIMMERMAN** as Municipal Drug Alliance Committee Chairman for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 17

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **PAULETTE DROGON** as Municipal Drug Alliance Coordinator for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 18

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **ANTHONY PRIETO, ESQ.** as Municipal Prosecutor for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 19

Kenilworth, N.J.

January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** that **EARNEST BONGIOVANNI** be appointed as Attorney to the Planning Board for the Year 2016 at \$12,000.00 per annum, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca

Date: \_\_\_\_\_

January 1, 2016

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri						
Councilman Peter Corvelli	✓					
Councilman Brian Joho						
Councilman Gerry Laudati						
Councilman Nicolas Mascaro						
Councilman						
ON CONSENT AGENDA	Yes	Yes	No	No	No	No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 20

Kenilworth, N.J.

January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** that the Mayor's appointments of:

**Maria LaFerara** as Class I, as Mayor's Designee, in the event the Mayor cannot attend, for a 4 year term ending 12/31/19

**Frank Mazzeo** as Class II, for a 1 year term ending 12/31/16

**Greg David** as Class IV, for a 4 year term ending 12/31/19

**George Macecsko** as Alternate #2, for a 2 year term ending 12/31/17

To the Planning Board; be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 21

Kenilworth, N.J.

January 1, 2016

Introduced by: \_\_\_\_\_


Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That **ROBERT HERBERT** be appointed as **Zoning Officer** for the Year 2016.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN	
Councilwoman Kay Ceceri			✓				I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.   Laura Reinertsen, Borough Clerk
Councilman Peter Corvelli	✓		✓				
Councilman Brian Joho					✓		
Councilman Gerry Laudati			✓				
Councilman Nicolas Mascaro			✓				
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>					



# RESOLUTION

No. 22

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

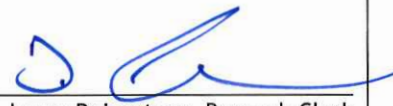
CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **DIANE O'NEILL** as Police Matrons for the year 2016, be and the same is hereby confirmed.

Approved:   
Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>   </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 23

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **GAVIN HANDWERKER, ESQ.** as **PUBLIC DEFENDER** for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 24

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **DANIEL BEVERE** as Assistant Public Defender for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 25

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the appointment of **MARCONI GAPAS** as Public Health Officer and Right to Know Coordinator for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u>✓</u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 26

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the **JEROME FOREMAN AND SCOTT KLINDER** be appointed to the Board of Health as Regular Members for 3 year terms, ending 12/31/18.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 27

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **ROBERT ORDWAY** as Purchasing Agent and Treasurer of the Borough of Kenilworth for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 28

Kenilworth, N.J.

January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

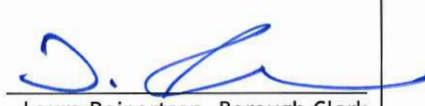
CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **ROBERT ORDWAY** as Tax Search Officer for the year 2016, be and the same is hereby confirmed.

  
Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			<input checked="" type="checkbox"/>			
Councilman Peter Corvelli	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Brian Joho						<input checked="" type="checkbox"/>
Councilman Gerry Laudati			<input checked="" type="checkbox"/>			
Councilman Nicolas Mascaro			<input checked="" type="checkbox"/>			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 291

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **PATRICK BOYLE** as Recreation Director for a one year term at a salary of \$5,000 per year, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 30

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED** That the Mayor's appointment of Regular School Crossing Guards, as follows:

**Robert Wolters, Donna Layden, John Martins, Kimberly Montiero, Louise Tramer, Donald Gerardo, Patricia Sisnetsky, William Seibert, Maryann Stiles, Sara Fernandez, Bill Zorich, Rose Piccinnini**

**BE IT FURTHER RESOLVED** that the following be appointed as Alternate School Crossing Guards for the year 2016:

**Ronald Freidman, Aaron Tsin, Dennis Armento, Mirtha Bosolasco, Luigi Giacobbe, Caroline McEvoy and John Napoli.**

be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 31

Kenilworth, N.J.

January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**BE IT HEREBY RESOLVED:** That the Mayor's appointment of **LAURA REINERTSEN** as ADA Coordinator, Certifying Officer, Personnel Supervisor and Local Improvement Search Office for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			<input checked="" type="checkbox"/>			
Councilman Peter Corvelli	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Brian Joho					<input checked="" type="checkbox"/>	
Councilman Gerry Laudati			<input checked="" type="checkbox"/>			
Councilman Nicolas Mascaro		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
<b>ON CONSENT AGENDA</b>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

  
 Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 32

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**BE IT HEREBY RESOLVED:** That the Mayor's designation of the **THE LOCAL SOURCE, STAR LEDGER** and the **HOME NEWS TRIBUNE** as the Official Newspapers of the Borough of Kenilworth for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			<input checked="" type="checkbox"/>			
Councilman Peter Corvelli	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Brian Joho					<input checked="" type="checkbox"/>	
Councilman Gerry Laudati			<input checked="" type="checkbox"/>			
Councilman Nicolas Mascaro		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 33

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's designation of the **WELLS FARGO BANK, N.J. CASH MANAGEMENT FUND, TD BANK, PNC BANK, VALLEY NATIONAL, SANTANDER BANK** and **ENTERPRISE NATIONAL BANK** as Official Depositories for the Borough of Kenilworth for the year 2016, be and the same is hereby confirmed.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	Yes	No	No		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 34

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the following be designated as Official Insurance Agent/Risk Manager for the Borough of Kenilworth for the year 2016: **BECKERMAN & COMPANY PROFESSIONAL INSURANCE MANAGERS** 430 Lake Avenue, Colonia, NJ 07067.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho					✓	
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	Yes	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 35

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**WHEREAS**, the Borough Clerk has prepared a schedule of meetings of the Governing Body of the Borough of Kenilworth for the year 2016, a true copy of which is annexed hereto and made a part hereof in accordance with the Open Public Meetings Act being Chapter 231, Public Law 1975.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Kenilworth that the Borough Clerk on or before January 1, 2016, mail true copies of this Resolution, including aforesaid schedule, to the Home News Tribune, Central Jersey Newspapers, Somerville, New Jersey; the Local Source, Union, New Jersey; and the Star Ledger, Newark, New Jersey, said newspapers being designated because they have the greatest likelihood of informing the public as to the time and place of meetings set forth in the aforesaid schedule.

**FURTHER RESOLVED** that the Borough Clerk, acting for the Governing Body of the Borough of Kenilworth, furnish a true copy of the aforesaid schedule and any revisions thereof and any advance written notice required by Sub-section 3 (d) of the Open Public Meetings Act or any regular, special or rescheduled meetings of the Governing Body of the Borough of Kenilworth to any persons who request same upon prepayment of such persons to the Borough of Kenilworth for the sum of \$10.00 being a reasonable sum to cover the cost of providing the aforesaid notice.

Work Session to start, unless otherwise noted, at 7:30 P.M. at the Right Hand Meeting Room, Second Floor, Borough Hall; and Regular Meetings to start at 7:30 P.M. at the Council Chambers, Borough Hall, Boulevard, Kenilworth, New Jersey.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 36

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the annexed By-Laws shall constitute the By-Laws of the Governing Body for the year 2016 or until amended.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 37

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**IT HEREBY RESOLVED:** That the following AD HOC COMMITTEES be continued  
For 2016:

Beautification Committee  
Drug Alliance Committee  
Pride in Kenilworth Committee  
Technology Committee  
Facilities Committee

**BE IT FURTHER RESOLVED** that Committee's may be added and/or deleted as the need arises.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			<input checked="" type="checkbox"/>			
Councilman Peter Corvelli	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Brian Joho				<input checked="" type="checkbox"/>		
Councilman Gerry Laudati			<input checked="" type="checkbox"/>			
Councilman Nicolas Mascaro		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 38

Kenilworth, N.J.

January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, Chapter 75 of the Public Laws of 1991 of the State of New Jersey authorizes the governing body of each municipality by resolution to fix the rate of interest to be charged for nonpayment of taxes or assessments on or before the date when they would become delinquent, and

**WHEREAS**, the provisions of said statute provides that the rate of interest to be so charged may be fixed at a rate not to exceed 8% per annum on the first \$1,500. of delinquency and a rate of 18% per annum on any amount in excess of \$1,500., and

**WHEREAS**, the statute further provides that the governing body may provide that no interest shall be charged if payment is made within the tenth calendar day following the date which the same became payable, and

**WHEREAS**, (N.J.S.A. 54:4-67 AS AMENDED) also provides that the governing body may fix a penalty to be charged to a taxpayer with a delinquency in excess of \$10,000, who fails to pay that delinquency prior to the end of the (calendar) fiscal year which shall not exceed (6%) six percent; and

**WHEREAS**, the Governing Body of the Borough of Kenilworth deems that implementation of Chapter 75 of the P.L. of 1991 (N.J.S.A. 54:4-67) the same is desirable and appropriate.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Kenilworth that pursuant to the authority granted to it by N.J.S.A. 54:4-67, AS AMENDED that the rate of interest be set in the amount of 8% on the first \$1,500.00 of the delinquency and at the rate of 18% on any amount in excess of \$1,500.00, provided payment is not made within the grace period of ten days from the date payable and that the penalty on amounts due in excess of \$10,000. at the close of the (calendar) fiscal year be set at 6% of the amount of the delinquency.

Approved: \_\_\_\_\_

Anthony Deluca

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Celeri						
Councilman Peter Corvelli						
Councilman Brian Joho						
Councilman Gerry Laudati						
Councilman Nicolas Mascaro						
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 39

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, the approval of the Petty Cash funds listed below has been given by the Division of Local Government Services, and

**WHEREAS**, these funds for 2016 have been returned to the Finance Officer according to R.S. 40A5-21;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Borough of Kenilworth that the Treasurer be authorized to draw and deliver said warrants to the following Petty Cash Custodians for the year 2016:

<u>Police Department</u>	<u>Total Fund</u>
John Zimmerman, Police Chief	\$150.00
<u>Tax &amp; Finance</u>	
Lisa Woods Tax & Finance	\$100.00

Approved: \_\_\_\_\_  
Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.  _____ Laura Reinertsen, Borough Clerk
Councilwoman Kay Ceceri			✓				
Councilman Peter Corvelli	✓		✓				
Councilman Brian Joho					✓		
Councilman Gerry Laudati			✓				
Councilman Nicolas Mascaro		✓	✓				
ON CONSENT AGENDA	Yes	_____	No	_____			

## RESOLUTION

No. 40

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

Be It Hereby Resolved:

**WHEREAS**, N.J.S. 40A:4-19 of the Local Budget Act provides that (where any contracts, commitments or payments are to be made prior to the final adoption of the Budget), temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided; and

**WHEREAS**, the date of this resolution is within the first thirty days of January 2016; and

**WHEREAS**, the total temporary budget attached does not in amount exceed 26.25% of the total appropriations in the 2015 Budget (exclusive of any appropriations made for Debt Service, Capital Improvement Fund and Public Assistance (Relief); now therefore,

**BE IT HEREBY RESOLVED**, that the attached appropriations be made and a certified copy of this resolution be transmitted to the Municipal Finance Officer for his records.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri						
Councilman Peter Corvelli	✓					
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 91

Kenilworth, N.J. January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED** that the official signers for the Borough of Kenilworth for banking purposes for 2016 are: Mayor Anthony Deluca, Finance Officer Robert Ordway, Assistant Treasurer Justyna Zagorska and Borough Clerk Laura Reinertsen.

Approved: \_\_\_\_\_

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN
Councilwoman Kay Ceceri			<input checked="" type="checkbox"/>		
Councilman Peter Corvelli	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>		
Councilman Brian Joho				<input checked="" type="checkbox"/>	
Councilman Gerry Laudati			<input checked="" type="checkbox"/>		
Councilman					
Councilman Nicolas Mascaro		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		
<b>ON CONSENT AGENDA</b>	Yes <input checked="" type="checkbox"/>	No <input checked="" type="checkbox"/>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

\_\_\_\_\_

Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 42

Kenilworth, N.J.

January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor and Borough Clerk be authorized to sign an Indemnity and Hold Harmless Agreement with Union Township for the use of their Police Firing/Gun Range by the Kenilworth Police Department for the year 2016.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 43

Kenilworth, N.J.

January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**BE IT HEREBY RESOLVED,** that the Borough of Kenilworth enter into a three (3) year Shared Service Agreement with the City of Rahway for Type 13 bulky waste collection, pursuant to the Interlocal Agreement for 2016 – 2018 for same.

**BE IT FURTHER RESOLVED,** that the Mayor and Clerk be authorized to sign said agreement.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			<input checked="" type="checkbox"/>			
Councilman Peter Corvelli	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Brian Joho					<input checked="" type="checkbox"/>	
Councilman Gerry Laudati			<input checked="" type="checkbox"/>			
Councilman Nicolas Mascaro		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 44

Kenilworth, N.J.

January 1, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**WHEREAS,** a proposal for services was received from Phoenix Advisors, LLC to Serve as Continuing Disclosure Agent & Municipal Advisor of Record for a fee of \$950 per filing year (All-Inclusive fee for up to three (3) outstanding issues), plus \$100 for each additional issue for which filings are required; and

**WHEREAS,** the Local Public Contracts Law (NJS 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:

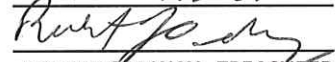
1. The Borough of Kenilworth hereby awards a contract to **Phoenix Advisors, LLC, 4 West Park Street, Bordentown, NJ 08505 609-291-0130**, whose proposal amounted to \$650 per filing year (All-Inclusive fee for up to three (3) outstanding issues), plus \$100 for each additional issue for which filings are required
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 1-1-2016

APPROPRIATION:


5-01-20-712-020

  
ROBERT ORDWAY, TREASURER

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN
Councilwoman Kay Ceceri					
Councilman Peter Corvelli					
Councilman Brian Joho					
Councilman Gerry Laudati					
Councilman Nicolas Mascaro					
ON CONSENT AGENDA	Yes	No			


I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.

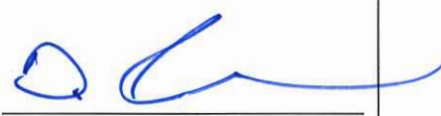
  
Laura Reinertsen, Borough Clerk



**BE IT HEREBY RESOLVED:** That pursuant to NJSA 40A:9-165 the following list of borough officers and employees receive a salary increase of 2% effective January 1, 2016:

Chief Finance Officer, Municipal Clerk, Tax Assessor and Tax Collector

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN	
Councilwoman Kay Ceceri			<input checked="" type="checkbox"/>				I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 1, 2016.  Laura Reinertsen, Borough Clerk
Councilman Peter Corvelli	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>				
Councilman Brian Joho					<input checked="" type="checkbox"/>		
Councilman Gerry Laudati			<input checked="" type="checkbox"/>				
Councilman Nicolas Mascaro		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>				
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>					

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



JANUARY 13, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session of Dec. 8, 2015, Regular Council Meeting of Dec. 9, 2015 and the Reorganization Meeting of 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - County of Union – Municipal Alliance Program Award - \$18,255
  - Resignations – Councilman DeLuca & OEM Coordinator Schielke
  - Kenilworth Democratic Committee – Candidates for vacancy
  - **December Dept. Reports:** Clerk's Office, Finance Dept., Fire Dept. Planning & Zoning, Police Dept. & Public Works
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS
  1. Council Vacancy Appointment – *Lawrence Clementi*

CONSENT AGENDA:

  2. That all bills be paid when properly audited and funds are available
  3. Authorize refund for Performance Bond – 234 N 18<sup>th</sup> Street
  4. Award Rapid Pump & Meter Service Co. – Sewer Lift Station - \$240 per month
  5. Authorize refund, Cert. of Tax Sale #14-00005
  6. Appointing OEM Coordinator – Michael Scuderi
  7. Appointing CDBG Representative – Toni Giordano
  8. Authorize designation of official publication – TAPintoKenilworth
  9. 2015 Recycling Tonnage Grant Application
8. ORDINANCES      None Presented
9. MEETING OPEN TO THE PUBLIC
10. GENERAL BUSINESS
11. ADJOURNMENT

Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Brian Joho and seconded by Council Member Laura Reinertsen.

Consent Agenda:

2. That all bills be paid when properly audited and funds are available
3. Authorize refund for Performance Bond – 234 N 18<sup>th</sup> Street
4. Award Rapid Pump & Meter Service Co. – Sewer Lift Station - \$240 per month
5. Authorize refund, Cert. of Tax Sale #14-00005
6. Appointing OEM Coordinator – Michael Scuderi
7. Appointing CDBG Representative – Toni Giordano
8. Authorize designation of official publication – TAPintoKenilworth
9. 2015 Recycling Tonnage Grant Application

Approved: \_\_\_\_\_

Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA Yes _ No _						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 13, 2016.

Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 1

KENILWORTH, N.J.

January 13, 2016

Introduced by: Peter Corvelli

Seconded by: Gerry Laudati

**WHEREAS,** a vacancy occurred on Council prior to the term expiration of December 31, 2017.

**WHEREAS,** the unexpired term for Council member of the Borough of Kenilworth will go to the polls at the November 8, 2016 General Election; and


**BE IT RESOLVED THAT,** **LARRY CLEMENTI** be appointed Councilman of the Borough of Kenilworth pursuant to N.J.S.A. 40A:16-4. et. Seq.

**BE IT FURTHER RESOLVED THAT,** **LARRY CLEMENTI** be appointed Chairman for the Planning, Zoning and Ordinance Committee for the year 2016.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 13, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 2

KENILWORTH, N.J.

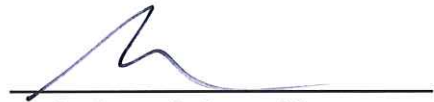
January 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

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

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			✓
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>   </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 13, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 3

KENILWORTH, N.J.

January 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** on May 25, 2010, Vincent Paparatto paid a Performance Bond of \$11,875.68 and Cash Bond of \$1,319.52 to the Borough of Kenilworth for site work at 234 North 18<sup>th</sup> Street, Kenilworth, NJ, and;

**WHEREAS,** the project has been completed, and;

**WHEREAS,** an inspection was conducted by Anthony Gallerano, P.E., P.P. from Harbor Engineering and has approved the release of the performance bond and cash bond.

**NOW, THEREFORE BE IT RESOLVED,** that the Treasurer is hereby authorized to issue a warrant as stated below.

Performance Bond Amount of \$11,875.68

Cash Bond Amount of \$1,319.52

To be refunded to:

Vincent Paparatto

295 North Michigan Avenue

Kenilworth, NJ 07033


T-03-56-852-001



Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 13, 2016.



Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

January 13, 2016

Introduced by: \_\_\_\_\_


Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That Rapid Pump & Meter Service Co. be awarded the contract for:


**“Service-Sewerage Lift Station Inspection & Maintenance Program at Lafayette Station”**

for a one year period, January 1, 2016 through December 31, 2016, at a cost of \$240.00 per month.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>—</u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 13, 2016.

  
Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 5

KENILWORTH, N.J.

January 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**Whereas**, the Borough of Kenilworth held a tax sale on June 25, 2014 for delinquent 2013 property taxes, and a tax lien was purchased by FWDSL & Associates, LP on property located at 237 North 10<sup>th</sup> Street, Kenilworth, NJ, and

**Whereas**, the owner of said property 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 \$14,500.00 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 #14-00005** by the Collector of Taxes:

FWDSL & Associates, LP  
17 West Cliff Street  
Somerville, NJ 08876

REDEMPTION AMOUNT  
\$5,771.39

PREMIUM TRUST ACCOUNT  
\$14,500.00

Treasurer's Note: 1099 = \$715.06

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 13, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 6

KENILWORTH, N.J.

January 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**WHEREAS**, Office of Emergency Management "OEM" Coordinator, Robert Schielke resigned effective January 1, 2016.

**BE IT HEREBY RESOLVED**, that **Michael Scuderi** be appointed as the OEM Coordinator for the unexpired term, ending August 28, 2016.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 13, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 7

KENILWORTH, N.J.

January 13, 2016

Introduced by: \_\_\_\_\_


Seconded by: \_\_\_\_\_

**BE IT HEREBY RESOLVED:** That Toni Giordano be appointed as the Borough representative to the Union County Community Development Block Grant Committee for the year 2016.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 13, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 4

KENILWORTH, N.J.


January 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Mayor's designation of "TAPinto Kenilworth" as an official publication of the Borough of Kenilworth for the year 2016, is hereby confirmed.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
<b>ON CONSENT AGENDA</b>	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 13, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 9

KENILWORTH, N.J.

January 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

### **2015 TONNAGE GRANT APPLICATION**

**WHEREAS,** the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS,** it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

**WHEREAS,** the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS,** The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS,** a resolution authorizing this municipality to apply for the **(2015) Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of Mayor and Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS,** such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.


**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the Borough of Kenilworth that Kenilworth hereby endorses the submission of the recycling tonnage grant to the NJ Department of Environmental Protection and designates Kerry Senica to ensure that the application is properly filed; and

**BE IT FURTHER RESOLVED,** that the monies from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Brian Joho	✓		✓	✓		
Councilman Gerry Laudati			✓	✓		
Councilman Nicolas Mascaro						✓
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>   </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 13, 2016.

  
Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



JANUARY 27, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session of January 12, 2016, and the Regular Council Meeting of January 13, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - County of Union – Freeholders Initiative 2016 Municipal Infrastructure Grant
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS  
CONSENT AGENDA:
  1. That all bills be paid when properly audited and funds are available
  2. Authorize Videotaping Services – Marco Antonio Studio
  3. Appoint OEM Coordinator – Michael Scuderi, 3 Year Term
  4. Authorize Refund – Plumbing Permit \$46.00
  5. Authorize STD Clinic Services with the City of Elizabeth
  6. Appoint Part-time Handyman for Senior Handyman Program – Bryan Ruban
  7. Authorize Mayor to Enter into an Agreement re: Teamsters Local #11
8. ORDINANCES      None Presented
9. MEETING OPEN TO THE PUBLIC
10. GENERAL BUSINESS
11. ADJOURNMENT

Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Brian Joho and seconded by Council Member Laura Clementi.

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Authorize Videotaping Services – Marco Antonio Studio
3. Appoint OEM Coordinator – Michael Scuderi, 3 Year Term
4. Authorize Refund – Plumbing Permit \$46.00
5. Authorize STD Clinic Services with the City of Elizabeth
6. Appoint Part-time Handyman for Senior Handyman Program – Bryan Ruban
7. Authorize Mayor to Enter into an Agreement re: Teamsters Local #11

Approved: \_\_\_\_\_

Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA		Yes _	No _			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 26, 2016.

Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 1

KENILWORTH, N.J.

January 27, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

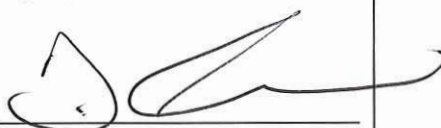
CONSENT AGENDA

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

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 27, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 2

KENILWORTH, N.J.

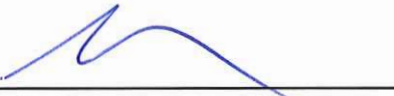
January 27, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**BE IT HEREBY RESOLVED:** 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 2016 at a cost of \$180.00 per meeting, not to exceed \$5,000 for the year.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA			Yes <u>✓</u>	No <u>  </u>		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 27, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 3

KENILWORTH, N.J.

January 27, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, Office of Emergency Management "OEM" Coordinator, Robert Schielke resigned effective January 1, 2016.

**BE IT HEREBY RESOLVED**, that pursuant to NJSA App A:9-40.1, **Michael Scuderi** be appointed as the OEM Coordinator for a three (3) year term, effective January 1, 2016 and ending December 31, 2018.



Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>		Yes _	No _			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 27, 2016.



Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

January 27, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, the following property was issued an plumbing permit, and fees were received by the Building Department;

**WHEREAS**, it has been determined that the owner is a senior citizen and entitled to a reduced fee as per Borough Ordinance No. 99-5.

**NOW, THEREFORE BE IT RESOLVED** that the Treasurer be and is hereby authorized to draw a warrant to refund the following to:


Amount of \$46.00 be refunded to the homeowner:  
For Plumbing Permit #15-0000104  
Richard Sileo  
300 North 22<sup>nd</sup> Street  
Kenilworth, New Jersey 07033

6-01-08-160-000

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Brian Joho	✓		✓	✓		
Councilman Gerry Laudati			✓	✓		
Councilman Nicolas Mascaro			✓	✓		
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 27, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 5

KENILWORTH, N.J.

January 27, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**Whereas**, the Borough of Kenilworth Board of Health has requested authorization to enter into an agreement with the City of Elizabeth and is required to have approval from the Mayor and Council; and

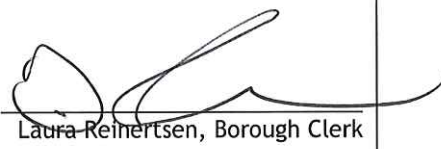
**Whereas**, the Borough of Kenilworth agrees to pay the City of Elizabeth, Dept. of Health and Human Services the sum of \$150.00 per patient for services rendered at the Sexually Transmitted Disease (STD) Clinic. The total sum shall be payable upon receipt of a report containing each confirmed case of sexually transmitted disease from the Borough of Kenilworth for the period of January 1, 2016 to December 31, 2016; and

**Now Therefore Be It Resolved**, that the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey authorizes the Kenilworth Board of Health President and secretary to execute an agreement between the Borough of Kenilworth and the City of Elizabeth for services rendered at the Sexually Transmitted Disease (STD) Clinic not to exceed the amount of \$150.00 per patient payable upon receipt of a report confirming said service for the period of January 1, 2016 to December 31, 2016.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 27, 2016.

  
Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 6

KENILWORTH, N.J.

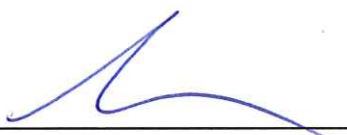
January 27, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**Be It Hereby Resolved:** having successfully completed a criminal history background check by New Jersey State Police, **BRYAN C. RUBAN** be employed as a Part Time Senior Citizen Handyman at a rate of \$15.00 per hour for the Community Development Senior Citizen Handyman Program Grant.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA		Yes _	✓	No _		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 27, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 7

KENILWORTH, N.J.

January 27, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**A RESOLUTION AUTHORIZING THE MAYOR ON BEHALF OF THE BOROUGH TO ENTER INTO AN AGREEMENT WITH THE UNION THAT REPRESENTS DPW EMPLOYEES TO WAIVING ENTITLEMENT TO ASSERT PAST PRECEDENTS WHEN INSTITUTING CERTAIN DISCIPLINARY ACTIONS**

**PURPOSE OF THE RESOLUTION:** To provide a mechanism whereby, an employee that may have violated a rule or procedure is extended an opportunity to continue employment, provided no further violation occurs.

**WHEREAS**, the Borough recognizes that certain employees are exceeding reasonable expectations in their job performance; and

**WHEREAS**, the Borough recognizes that the same employees may also have an occasional lapse in judgment that may warrant termination, suspension or other such sanctions for conduct or activities inconsistent with their position; and

**WHEREAS**, when such a condition exist, the Borough reserves the right, in its sole discretion to enforce and administer disciplinary actions as may be warranted; and

**WHEREAS**, the Borough reserves the right to extend to an employee a last clear chance opportunity for an extended probationary period of up to five (5) years where the employee may be summarily discharged if further improper conduct continues; and

**WHEREAS**, when such employee is a member of a labor union, recognized by the Borough of Kenilworth, then said union must consent to and acknowledge that such action shall not be considered an event triggering a past precedent; and

**WHEREAS**, all parties to any such agreement entered pursuant to this Resolution must acknowledge the terms of this Resolution and further agree that nothing herein or in any other statements or prior representations are intended to confer third-party beneficiary status to any member of the public nor any other employee of the Borough.

**NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH ON THIS 27<sup>TH</sup> DAY OF JANUARY, 2016 AS FOLLOWS:**

The Mayor is hereby authorized for the calendar year 2016 to execute any agreement that may suspend a disciplinary action against any Borough employee, provided

- a probationary period is imposed, which may result in summary termination of employment if the terms of the probationary period are violated; and
- the employee's union representative (if applicable) consents to the disciplinary action; and
- all parties agree to waive this procedure as a past precedent, as it may relate to other employees.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 27, 2016.

  
Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



FEBRUARY 10, 2016 – 7:30PM

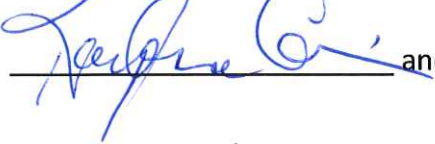
1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session and Executive Session of January 26, 2016, and the Regular Council Meeting of January 27, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - Kenilworth Historical Society – Letter of Support & Community Wide Garage Sale
  - Perrotta, Fraser & Forrester, LLC – Request to purchase Borough property
  - **DECEMBER DEPT. REPORTS:** Clerk's Office, Finance Dept., Fire Dept. Planning & Zoning, & Police Dept.
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

CONSENT AGENDA:

  1. That all bills be paid when properly audited and funds are available
  2. Appoint Public Alliance Compliance Officer – Laura Reinertsen
  3. Appoint Fire Prevention Inspectors – Randy Levchuck & Robert Walck
  4. Authorize Medicare Reimbursement for 2015 – Patricia Howarth \$629.40
  5. Approve Ad Hoc Committee(s) – Economic Development & Veterans Affairs
  6. Authorize Hourly Rate for Per Diem KPD Dispatchers - \$20.00
  7. Appoint Court Administrator – Anne M. Tucker, CA
  8. Authorize 2016 UC Infrastructure Grant Applications
8. ORDINANCES Res. #\_9\_ - Introduction 2016-01 An Ordinance Of The Borough Of Kenilworth Amending Chapter 78 (Construction Codes, Uniform) Of The Code Of The Borough Of Kenilworth, County Of Union, State Of New Jersey By Adding A Uniform Fee Schedule As Required By The Department Of Community Affairs For The Shared Services Of A Construction Official Between The Borough Of Kenilworth And The Township Of Springfield
9. PROCLAMATION Youth Art Month – March 2016
10. MEETING OPEN TO THE PUBLIC
11. GENERAL BUSINESS
12. ADJOURNMENT

Time: \_\_\_\_\_

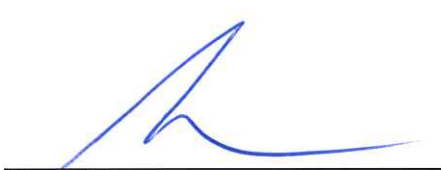
The following resolutions, listed on a Consent Agenda, are offered by Council Member



and seconded by Council Member .

**Consent Agenda:**

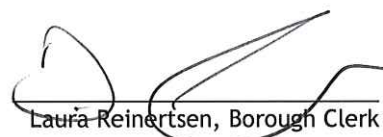
1. That all bills be paid when properly audited and funds are available
2. Appoint Public Alliance Compliance Officer – Laura Reinertsen
3. Appoint Fire Prevention Inspectors – Randy Levchuck & Robert Walck
4. Authorize Medicare Reimbursement for 2015 – Patricia Howarth \$629.40
5. Approve Ad Hoc Committee(s) – Economic Development & Veterans Affairs
6. Authorize Hourly Rate for Per Diem KPD Dispatchers - \$20.00
7. Appoint Court Administrator – Anne M. Tucker, CA
8. Authorize 2016 UC Infrastructure Grant Applications

Approved: 

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Larry Clementi		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
Councilman Peter Corvelli			<input checked="" type="checkbox"/>			
Councilman Brian Joho						<input checked="" type="checkbox"/>
Councilman Gerry Laudati			<input checked="" type="checkbox"/>			
Councilman Nicolas Mascaro			<input checked="" type="checkbox"/>			
<b>ON CONSENT AGENDA</b>	Yes <input type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 10, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 1

KENILWORTH, N.J.


February 10, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

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

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho				✓		
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 10, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 2

KENILWORTH, N.J.

February 10, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the appointment of **LAURA REINERTSEN**, Borough Clerk, as Public Agency Compliance Officer (P.A.C.O.) for the New Jersey Affirmative Action Office for the year 2016, be and the same is hereby confirmed.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 10, 2016.

  
Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 3

KENILWORTH, N.J.

February 10, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That **RANDY LEVCHUCK** be and is hereby appointed Fire Prevention Inspector for the year and **ROBERT WALCK** be appointed Assistant Fire Prevention Inspector for the year 2016.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA Yes _ No _						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 10, 2016.

  
Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 4

KENILWORTH, N.J.

February 10, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**BE IT HEREBY RESOLVED:** That retiree, Patricia A. Howarth, be reimbursed for payments for Medicare coverage from July 1, 2015 through December 31, 2015 inclusive, in accordance with Chapter 231, P.L. 1970 State of New Jersey.

<u>Retired Employee</u>	<u>Reimbursement Amount</u>
Patricia A. Howarth	1 - \$104.90 x 6 = \$629.40

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 10, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 5

KENILWORTH, N.J.

February 10, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**CONSENT AGENDA**

**IT HEREBY RESOLVED:** That the following AD HOC COMMITTEES be created for 2016:

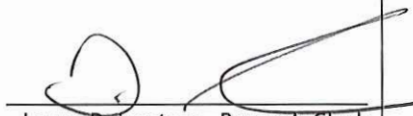
Economic Development Committee  
Veterans' Affairs Committee

**BE IT FURTHER RESOLVED** that committees may be added and/or deleted as the need arises.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 10, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 6

KENILWORTH, N.J.

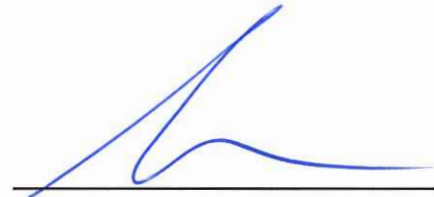
February 10, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**BE IT HEREBY RESOLVED,** that Kenilworth Police Department Per Diem dispatchers be compensated at a rate of \$20.00 per hour

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA Yes <u>  </u> No <u>  </u>						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 10, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 9

KENILWORTH, N.J.

February 10, 2016

Introduced by: [Signature]

Seconded by: [Signature]

**BE IT HEREBY RESOLVED:** That Proposed Ordinance #2016-01;

**AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING CHAPTER 78 (CONSTRUCTION CODES, UNIFORM) OF THE CODE OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY BY ADDING A UNIFORM FEE SCHEDULE AS REQUIRED BY THE DEPARTMENT OF COMMUNITY AFFAIRS FOR THE SHARED SERVICES OF A CONSTRUCTION OFFICIAL BETWEEN THE BOROUGH OF KENILWORTH AND THE TOWNSHIP OF SPRINGFIELD.**

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 9th day of March, 2016 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

[Signature]  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 10, 2016.

[Signature]  
Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH  
ORDINANCE NO. 2016-01**

**AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING CHAPTER 78 (CONSTRUCTION CODES, UNIFORM) OF THE CODE OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY BY ADDING A UNIFORM FEE SCHEDULE AS REQUIRED BY THE DEPARTMENT OF COMMUNITY AFFAIRS FOR THE SHARED SERVICES OF A CONSTRUCTION OFFICIAL BETWEEN THE BOROUGH OF KENILWORTH AND THE TOWNSHIP OF SPRINGFIELD.**

THE MUNICIPALITIES OF SPRINGFIELD AND KENILWORTH SEEK TO JOINTLY ESTABLISH AND ENFORCE BUILDING CODES AND FEES UNIFORMLY AND EQUALLY SO AS TO PROTECT THE HEALTH AND SAFETY OF THEIR RESIDENTS. THE USE OF NATIONAL CODES CONSISTENT WITH THOSE SET FORTH BY THE STATE OF NEW JERSEY, DEPARTMENT OF CONSUMER AFFAIRS, DIVISION OF CODES AND STANDARDS ARE HEREBY INCORPORATED BY REFERENCE FOR DEFINITIONS AND MINIMAL REQUIREMENTS THAT SHALL BE COMPLIED WITH FOR ALL CONSTRUCTION.

HENCE, THE FOLLOWING REVISIONS AND AMENDMENTS ARE ADOPTED BY ORDINANCE.

**SECTION 78-5 IS HEREBY ADDED TO CODE OF THE BOROUGH OF KENILWORTH BY THE FOLLOWING:**

**FEES**

**a. NEW CONSTRUCTION AND ADDITIONS**

i. Minimum Fee	\$	50.00
ii. Use Groups: B, H, I-1, 2, 4, M, E, R, 1, 2, 3, 4, 5, U (per cubic foot)	\$	.038
1. Up to \$ 50,000.00	\$	34.00 per \$ 1,000.00
2. \$ 50,000.01 to \$ 100,000.00	\$	26.00 per \$ 1,000.00
3. Over \$ 100,000.00	\$	22.00 per \$ 1,000.00
iii. Use Groups: A-1, 2, 3, 4, 5, F-1, 2, S-1, 2 (per cubic foot)	\$	.021
1. Up to \$ 50,000.00	\$	34.00 per \$ 1,000.00
2. \$ 50,000.01 to \$ 100,000.00	\$	26.00 per \$ 1,000.00
3. Over \$ 100,000.00	\$	22.00 per \$ 1,000.00
iv. Deck or Balcony (all use groups)		
1. Up to \$ 50,000.00	\$	34.00 per \$ 1,000.00
2. \$ 50,000.01 to \$ 100,000.00	\$	26.00 per \$ 1,000.00
3. Over \$ 100,000.00	\$	22.00 per \$ 1,000.00
v. Fence (all use groups)		
1. Up to \$ 50,000.00	\$	30.00 per \$ 1,000.00
2. \$ 50,000.01 to \$ 100,000.00	\$	23.00 per \$ 1,000.00
3. Over \$ 100,000.00	\$	19.00 per \$ 1,000.00
vi. Signs (all use groups)	\$	65.00

**BOROUGH OF KENILWORTH  
ORDINANCE NO. 2016-01**

vii. Pylon		
1. Up to 100 Square Feet	\$	6.00 per Square Foot
2. 101 to 400 Square Feet	\$	4.75 per Square Foot
3. Over 400 Square Feet	\$	3.50 per Square Foot
viii. Wall or Ground		
1. Up to 100 Square Feet	\$	3.00 per Square Foot
2. 101 to 400 Square Feet	\$	2.10 per Square Foot
3. Over 400 Square Feet	\$	1.40 per Square Foot
ix. Pool: In-Ground (all use groups)		
1. Less than or equal to 550 Square Feet	\$	106.00
2. Greater than 550 Square Feet	\$	210.00
x. Pool: Above-Ground (all use groups)		
1. Less than or equal to 550 Square Feet	\$	70.00
2. Greater than 550 Square Feet	\$	140.00
xi. Temporary Structures (all use groups)	\$	129.00
xii. Open Structural Towers		
1. Up to \$ 50,000.00	\$	34.00 per \$ 1,000.00
2. \$ 50,000.01 to \$ 100,000.00	\$	26.00 per \$ 1,000.00
3. Over \$ 100,000.00	\$	22.00 per \$ 1,000.00
b. REHABILITATION		
i. Minimum Fee	\$	50.00
ii. Use Groups: B-E-H-1, 2, 3, 4, 5 I-1, 2, 3, 4, M, R-1, 2, 4, U, C, A -1, 2, 3, 4, F-1, S-1, 2		
1. Up to \$ 50,000.00	\$	34.00 per \$ 1,000.00
2. \$ 50,001 to \$ 100,000.00	\$	26.00 per \$ 1,000.00
3. Over \$ 100,000.00	\$	22.00 per \$ 1,000.00
iii. Use Groups: R-3 and R-5 (only) Roofing & Siding	\$	65.00 (flat rate)
iv. Roofing (all other use groups)		
1. Up to \$ 50,000.00	\$	34.00 per \$ 1,000.00
2. \$ 50,000.01 to \$ 100,000.00	\$	26.00 per \$ 1,000.00
3. Over \$ 100,000.00	\$	22.00 per \$ 1,000.00
v. Siding		
1. Up to \$ 50,000.00	\$	34.00 per \$ 1,000.00
2. \$ 50,001 to \$ 100,000.00	\$	26.00 per \$ 1,000.00
3. Over \$ 100,000.00	\$	22.00 per \$ 1,000.00



**BOROUGH OF KENILWORTH  
ORDINANCE NO. 2016-01**

vi. Retaining Wall (all use groups)		
1. Class 3-Residential		
a. Less than or equal to 550 Square Feet	\$	106.00
b. Greater than 550 Square Feet	\$	210.00
2. Other than Class 3-Residential		
a. Up to \$ 50,000.00	\$	34.00 per \$ 1,000.00
b. \$ 50,001 to \$ 100,000.00	\$	26.00 per \$ 1,000.00
c. Over \$ 100,000.00	\$	22.00 per \$ 1,000.00
c. ABESTOS ABATEMENT		
a. Up to \$50,000.00	\$	34.00 per \$ 1,000.00
b. 50,000.01 to \$100,000.00	\$	26.00 per \$ 1,000.00
c. Over \$100,000.00	\$	22.00 per \$ 1,000.00
d. LEAD HAZARD ABATEMENT	\$	196.00
e. RADON REMEDIATION		
i. Up to \$ 50,000.00	\$	34.00 per \$ 1,000.00
ii. \$ 50,001 to \$ 100,000.00	\$	26.00 per \$ 1,000.00
iii. Over \$ 100,000.00	\$	22.00 per \$ 1,000.00
f. DEMOLITION		
i. Less than 5,000 Square Feet in Area and Over 30 Feet in Height	\$	92.00
ii. More than 5,000 Square Feet in Area and Over 30 Feet in Height	\$	168.00
g. TANK REMOVAL		
i. Use Groups: R-3 and R-5	\$	92.00
ii. All other Use Groups	\$	168.00
h. SOLAR PANELS (all use groups)		
i. Minimum Fee	\$	50.00
ii. Up to \$ 50,000.00	\$	34.00 per \$ 1,000.00
iii. \$ 50,000.01 to \$ 100,000.00	\$	26.00 per \$ 1,000.00
iv. Over \$ 100,000.00	\$	22.00 per \$ 1,000.00
i. PLAN REVIEW: ALTERNATE SYSTEMS AND NON-DEPLETABLE ENERGY SOURCE PROVISIONS OF ENERGY SUBCODE		
i. Use Groups: R-3 and R-5	\$	383.00
ii. All other Use Groups	\$	1,915.00

**BOROUGH OF KENILWORTH  
ORDINANCE NO. 2016-01**

**SECTION 78-6 IS HEREBY ADDED TO CHAPTER 78 OF THE CODE OF THE BOROUGH OF KENILWORTH:**

**SECTION 78-6. Severability:**

Each section, subsection, sentence, clause and phrase of this Article is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Article to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Article.

**SECTION 78-7 IS HEREBY ADDED TO CHAPTER 78 OF THE CODE OF BOROUGH OF KENILWORTH:**

**SECTION 78-7. Supersession:**

In the event of any conflict pertaining to fees, the schedule of fees set forth in this Ordinance shall supersede and remain controlling.

**SECTION 78-8 IS HEREBY ADDED TO CHAPTER 78 OF THE CODE OF THE BOROUGH OF KENILWORTH:**

**SECTION 78-8. Repealer:**


All Borough ordinances and parts of ordinances that are inconsistent with this ordinance are hereby repealed.

**EFFECTIVE DATE:**

This Ordinance shall be in full force and effect from and after its adoption and its publication as required by law.

Approved: \_\_\_\_\_

Anthony DeLuca, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
	✓	✓				KAY CECERI						
✓		✓				LARRY CLEMENTI						
		✓				PETE CORVELLI						
					✓	BRIAN JOHO						
		✓				GERRY LAUDATI						
		✓				NICHOLAS MASCARO						
Introduced:  February 10, 2016						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.  <div style="text-align: right;"> Laura Reinertsen, Borough Clerk</div>						
Final Adoption:  March 9, 2016												

## RESOLUTION

No. 7

KENILWORTH, N.J.

February 10, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** the Borough of Kenilworth is in need of a Court Administrator; and

**WHEREAS,** Anne M. Tucker has met all requirements of Rules Governing the Courts of the State of New Jersey 1:34-3, "Hiring Process for Municipal Court Directors, Municipal Court Administrators and Deputy Municipal Court Administrators"; and

**WHEREAS,** Anne Tucker has agreed to perform the duties of this position at a salary of \$52,000.00 per annum and three (3) weeks' vacation (*pro-rated from effective date of hire*).


**NOW, THEREFORE, BE IT RESOLVED,** by the Mayor and Council of the Borough of Kenilworth that Anne M. Tucker is hereby appointed Court Administrator for the Kenilworth Court, effective February 29, 2016.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 10, 2016.



Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 8

KENILWORTH, N.J.

February 10, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, the Union County Board of Chosen Freeholders has announced the Union County Infrastructure and Municipal Aid Grant Program for 2016; and,

**WHEREAS**, this grant is designed to stimulate the development of local projects of economic, social, transport and governmental importance to local municipalities; and

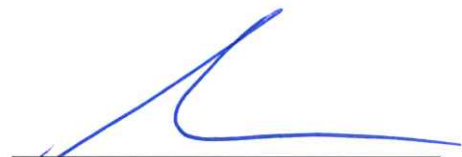
**WHEREAS**, the Borough of Kenilworth agrees to conform the with the terms and conditions of this important matching grant opportunity; and

**WHEREAS**, the Mayor and Council of the Borough of Kenilworth County of Union State of New Jersey do hereby authorize the following grant applications, prioritized in the order listed below:

1. Center Street Reconstruction .....\$110,233.00
2. Recreation Building Rehabilitation .....\$60,000.00
3. Public Works Facility Rehabilitation.....\$40,000.00
4. Detective Bureau Cladding .....\$30,000.00

**NOW THEREFORE, BE IT RESOLVED THAT**, the Mayor and Clerk are authorized to submit this grant on behalf of the Borough of Kenilworth; and

**BE IT FURTHER RESOLVED**, that the Mayor and Council find this project to be in the public interest by serving a much needed public purpose and therefore worthy of funding by the Union County Infrastructure and Municipal Aid grant program for 2015; and

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>	Yes _		No _			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 10, 2016.

  
Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



FEBRUARY 24, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session and Executive Session of February 9, 2016, and the Regular Council Meeting of February 10, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - Fanwood Mayor Mahr – BeSMART Gun Safety Program Invite
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

CONSENT AGENDA:

  1. That all bills be paid when properly audited and funds are available
  2. Refund Overpayment of Taxes, B139 L22 \$250.00
  3. Refund Overpayment of Taxes, B77, L1 \$1,529.81
  4. Refund Overpayment of Taxes, B164, L7 \$1,772.68
  5. Refund Overpayment of Taxes, B16, L4 \$2,470.54
  6. Refund Overpayment of Taxes, B82, L1 \$2,850.98
  7. Refund Overpayment of Taxes, B82, L9 \$1,935.42
  8. Refund Overpayment of Taxes, B138, L4 \$2,045.75
  9. Refund Overpayment of Taxes, B141, L9 \$1,818.19
  10. Authorize payment for time due retiring employee – D. Weiss \$2,114.41
  11. Appoint Deputy Court Administrator – Donna Zucker, CA
  12. Appoint Deputy OEM Coordinator – James Hannon
8. ORDINANCES None Presented
9. PROCLAMATION Read Across America
10. MEETING OPEN TO THE PUBLIC
11. GENERAL BUSINESS
12. ADJOURNMENT

Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Peter Corvelli and seconded by Council Member Laura Clementi.

**Consent Agenda:**


1. That all bills be paid when properly audited and funds are available
2. Refund Overpayment of Taxes, B139 L22 \$250.00
3. Refund Overpayment of Taxes, B77, L1 \$1,529.81
4. Refund Overpayment of Taxes, B164, L7 \$1,772.68
5. Refund Overpayment of Taxes, B16, L4 \$2,470.54
6. Refund Overpayment of Taxes, B82, L1 \$2,850.98
7. Refund Overpayment of Taxes, B82, L9 \$1,935.42
8. Refund Overpayment of Taxes, B138, L4 \$2,045.75
9. Refund Overpayment of Taxes, B141, L9 \$1,818.19
10. Authorize payment for time due retiring employee – D. Weiss \$2,114.41
11. Appoint Deputy Court Administrator – Donna Zucker, CA
12. Appoint Deputy OEM Coordinator

Approved: \_\_\_\_\_

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 24, 2016.

  
 Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 1

KENILWORTH, N.J.

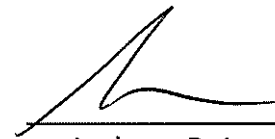
February 24, 2016  
v2

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


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



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 24, 2016.



Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 2 **KENILWORTH, N.J.**

February 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

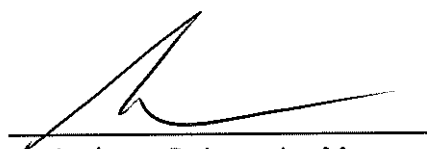
**WHEREAS**, The Tax Assessor has approved an application for the Disabled Person Deduction for the year 2015 for the property located at 578 Passaic Avenue, Kenilworth, NJ, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 4<sup>th</sup> quarter of 2015 in the amount of \$250.00, and;

**WHEREAS**, Camille Manno-Behan has requested that the overpayment be refunded to her.

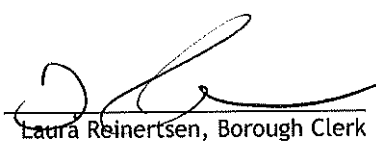
**NOW, THEREFORE BE IT RESOLVED** that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
139	22	Camille Manno-Behan	\$ 250.00
		578 Passaic Avenue	
		Kenilworth, NJ 07033	
			TOTAL \$ 250.00

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 24, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 3

KENILWORTH, N.J.

February 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, Corelogic Tax Services paid the property taxes for the 1<sup>ST</sup> quarter of 2016 for the property located at 340 Boulevard, Kenilworth, NJ, and;


**WHEREAS**, the Tax Assessor had previously made a determination that the owner of this property should be granted an exemption from property taxes due to a 100% Disabled Veteran Status, and;

**WHEREAS**, this payment by Corelogic resulted in the overpayment of taxes for the 1<sup>ST</sup> quarter of 2016 in the amount of \$1,529.81, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.


**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
77	1	Corelogic Tax Services	\$ 1,529.81
		Attn: Refunds Dept.	
		Mail Code: DFW 1-3	
		1 Corelogic Drive	
		Westlake, TX 76262	
			TOTAL \$ 1,529.81

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	Yes	No	No	No	No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

February 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, Corelogic Tax Services paid the property taxes for the 1<sup>ST</sup> quarter of 2016 for the property located at 627 Fairfield Avenue, Kenilworth, NJ, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 1<sup>st</sup> quarter of 2016 in the amount of \$1,772.68, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.

**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
164	7	Corelogic Tax Services	\$ 1,772.68

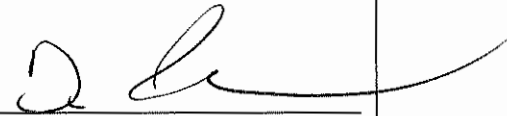
Attn: Refunds Dept.  
Mail Code:DFW 1-3  
1 Corelogic Drive  
Westlake, TX 76262

TOTAL \$ 1,772.68

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 5

KENILWORTH, N.J.

February 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, Corelogic Tax Services paid the property taxes for the 1<sup>ST</sup> quarter of 2016 for the property located at 323 North 19<sup>th</sup> Street, Kenilworth, NJ, and;


**WHEREAS**, this resulted in the overpayment of taxes for the 1<sup>st</sup> quarter of 2016 in the amount of \$2,470.54, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.

**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
16	4	Corelogic Tax Services	\$ 2,470.54
		Attn: Refunds Dept.	
		Mail Code:DFW 1-3	
		1 Corelogic Drive	
		Westlake, TX 76262	
			TOTAL \$ 2,470.54

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 24, 2016.   Laura Reinertsen, Borough Clerk
Councilwoman Kay Ceceri			✓				
Councilman Larry Clementi		✓	✓	✓			
Councilman Peter Corvelli	✓		✓	✓			
Councilman Brian Joho			✓	✓			
Councilman Gerry Laudati			✓	✓			
Councilman Nicolas Mascaro						✓	
ON CONSENT AGENDA	Yes	✓	No				

## RESOLUTION

No. 6

KENILWORTH, N.J.

February 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

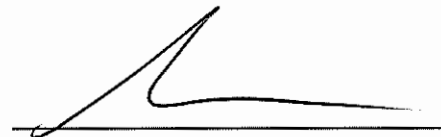
**WHEREAS**, Corelogic Tax Services paid the property taxes for the 1<sup>ST</sup> quarter of 2016 for the property located at 534 Boulevard, Kenilworth, NJ, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 1<sup>st</sup> quarter of 2016 in the amount of \$2,850.98, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.

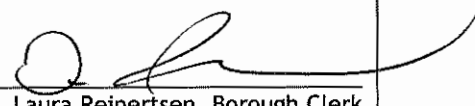
**NOW, THEREFORE BE IT RESOLVED** that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
82	1	Corelogic Tax Services	\$ 2,850.98
		Attn: Refunds Dept.	
		Mail Code:DFW 1-3	
		1 Corelogic Drive	
		Westlake, TX 76262	
			TOTAL \$ 2,850.98

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 24, 2016.

  
Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 7

KENILWORTH, N.J.

February 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

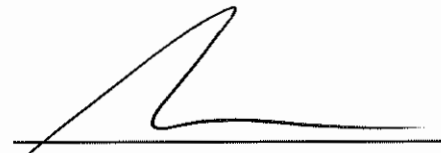
**WHEREAS**, Corelogic Tax Services paid the property taxes for the 1<sup>ST</sup> quarter of 2016 for the property located at 23 North 21<sup>st</sup> Street, Kenilworth, NJ, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 1<sup>st</sup> quarter of 2016 in the amount of \$1,935.42, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.


**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
82	9	Corelogic Tax Services	\$ 1,935.42
		Attn: Refunds Dept.	
		Mail Code:DFW 1-3	
		1 Corelogic Drive	
		Westlake, TX 76262	
			TOTAL \$ 1,935.42

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri						
Councilman Larry Clementi						
Councilman Peter Corvelli						
Councilman Brian Joho						
Councilman Gerry Laudati						
Councilman Nicolas Mascaro						
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 24, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 8

KENILWORTH, N.J.

February 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

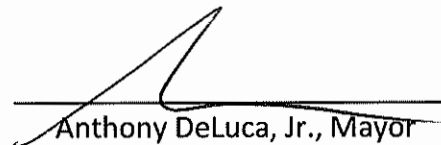
**WHEREAS**, Corelogic Tax Services paid the property taxes for the 1<sup>ST</sup> quarter of 2016 for the property located at 567 Passiac Avenue, Kenilworth, NJ, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 1<sup>ST</sup> quarter of 2016 in the amount of \$2,045.75, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.


**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
138	4	Corelogic Tax Services	\$ 2,045.75
		Attn: Refunds Dept.	
		Mail Code:DFW 1-3	
		1 Corelogic Drive	
		Westlake, TX 76262	
			TOTAL \$ 2,045.75

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓		✓		
Councilman Peter Corvelli	✓			✓		
Councilman Brian Joho				✓		
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 9

KENILWORTH, N.J.

February 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**WHEREAS**, Corelogic Tax Services paid the property taxes for the 1<sup>ST</sup> quarter of 2016 for the property located at 549 Passiac Avenue, Kenilworth, NJ, and;


**WHEREAS**, this resulted in the overpayment of taxes for the 1<sup>st</sup> quarter of 2016 in the amount of \$1,818.19, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.

**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
141	9	Corelogic Tax Services	\$ 1,818.19
		Attn: Refunds Dept.	
		Mail Code:DFW 1-3	
		1 Corelogic Drive	
		Westlake, TX 76262	
			TOTAL \$ 1,818.19

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	<p>I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 24, 2016.</p> <p> Laura Reinertsen, Borough Clerk</p>
Councilwoman Kay Ceceri			✓				
Councilman Larry Clementi			✓				
Councilman Peter Corvelli	✓		✓				
Councilman Brian Joho			✓				
Councilman Gerry Laudati			✓				
Councilman Nicolas Mascaro						✓	
ON CONSENT AGENDA		Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

## RESOLUTION

No. 10

KENILWORTH, N.J.

February 23, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** Debra Weiss, hired on April 23, 1997, has notified the Borough of Kenilworth of her intention to retire effective February 29, 2016; and

**WHEREAS,** Debra Weiss is entitled to:

8.5 days of unused vacation time  
1 Sick Day  
2 Personal days


at a rate of \$183.86 per day for a total of \$2,114.41.

**NOW THEREFORE, BE IT RESOLVED,** by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make the payment of \$2,114.41, as indicated above based on a final calculation upon her retirement.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
<b>ON CONSENT AGENDA</b>		Yes <u>✓</u>	No <u>   </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 23, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 11

KENILWORTH, N.J.

February 23, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**WHEREAS,** the Borough of Kenilworth is in need of a Deputy Court Administrator; and

**WHEREAS,** Donna Zucker has met all requirements of Rules Governing the Courts of the State of New Jersey 1:34-3, "Hiring Process for Municipal Court Directors, Municipal Court Administrators and Deputy Municipal Court Administrators"; and


**WHEREAS,** Donna Zucker has agreed to perform the duties of this position at a salary of \$45,000.00 per annum and two (2) weeks' vacation (*pro-rated from effective date of hire*).

**NOW, THEREFORE, BE IT RESOLVED,** by the Mayor and Council of the Borough of Kenilworth that Donna Zucker is hereby appointed Deputy Court Administrator for the Kenilworth Court, effective February 29, 2016.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 23, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 12

KENILWORTH, N.J.

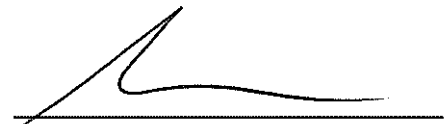
February 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**BE IT HEREBY RESOLVED,** that pursuant to NJSA App A:9-40.1, **James Hannon** be appointed as the OEM Coordinator for a three (3) year term, effective immediately and ending December 31, 2018.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes <u>✓</u>	No <u>   </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 24, 2016.

  
Laura Reinertsen, Borough Clerk



# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



MARCH 9, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session and Executive Session of February 23, 2016, and the Regular Council Meeting of February 24, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - FEBRUARY DEPT. REPORTS: Clerk's Office, Finance Dept., Fire Dept. Planning & Zoning, Police Dept. & Public Works
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

CONSENT AGENDA:

  1. That all bills be paid when properly audited and funds are available
  2. Authorize tax refund, Cert. #14-00002
  3. Authorize payment for time due, E. Pentz \$679.26
  4. Award contract for records management services, AACSES NJ/CAN Services
  5. Appoint Deputy OEM Coordinator, James Hannon – Corrective resolution
  6. Authorize refund of fees – Recreation Dept.
8. ORDINANCES

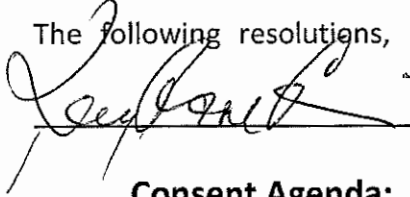
Res. #\_\_\_ - Public Hearing and Adoption 2016-01 An Ordinance Of The Borough Of Kenilworth Amending Chapter 78 (Construction Codes, Uniform) Of The Code Of The Borough Of Kenilworth, County Of Union, State Of New Jersey By Adding A Uniform Fee Schedule As Required By The Department Of Community Affairs For The Shared Services Of A Construction Official Between The Borough Of Kenilworth And The Township Of Springfield.

Res. #\_\_\_ - Introduction 2016-02 - Bond Ordinance To Authorize The Making Of Various Public Improvements And The Acquisition Of New Additional Or Replacement Equipment And Machinery, New Communication And Signal Systems Equipment, New Information Technology Equipment And A New Fire Engine (Partial Funding) And New Automotive Vehicles, Including Original Apparatus And Equipment, In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, To Appropriate The Sum Of \$902,200 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.

Res. #\_\_\_ - Introduction 2016-03 – Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (NJSA 40A:4-45.14)
9. INTRODUCTION OF THE 2016 BUDGET: Res. #\_\_\_\_\_
10. MEETING OPEN TO THE PUBLIC
11. GENERAL BUSINESS
12. ADJOURNMENT

Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member




and seconded by Council Member



### Consent Agenda:


1. That all bills be paid when properly audited and funds are available
2. Authorize tax refund, Cert. #14-00002
3. Authorize payment for time due, E. Pentz \$679.26
4. Award contract for records management services, AACSES NJ/CAN Services
5. Appoint Deputy OEM Coordinator, James Hannon – Corrective resolution
6. Authorize refund of fees – Recreation Dept.

Approved: 

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 9, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 1

KENILWORTH, N.J.

March 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**CONSENT AGENDA**

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

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 9, 2016.

Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 2

KENILWORTH, N.J.

March 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, the Borough of Kenilworth held a tax sale on June 25, 2014 for delinquent 2013 property taxes, and a tax lien was purchased by US BANK CUST FOR BV001 TRUST for the property located at 334 North 18th Street, Kenilworth, NJ, and

**WHEREAS**, the owner of said property 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 \$50,600.00 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 #14-00002** by the Collector of Taxes:

US BANK CUST FOR BV001 TRUST  
50 South 16<sup>th</sup> Street, Suite 2050  
Philadelphia, PA 19102-2513

REDEMPTION AMOUNT - \$39,090.16

PREMIUM TRUST ACCOUNT - \$50,600.00


Treasurer's Note: 1099 = \$7,148.70



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓		No		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 24, 2016.



Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 3

KENILWORTH, N.J.

March 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**WHEREAS,** Erin Pentz, hired on August 26, 2015, has notified the Borough of Kenilworth of her intention to resign effective March 4, 2016; and

**WHEREAS,** Erin Pentz is entitled to:

- 2 days of unused vacation time
- 1 Sick Day
- 2 Personal days
- 1 Holiday

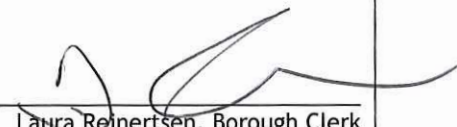
at a rate of \$113.21 per day for a total of \$679.26.

**NOW THEREFORE, BE IT RESOLVED,** by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make the payment of **\$679.26**, as indicated above based on a final calculation upon her retirement.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 9, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

March 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** ACCSESNJ/CAN Services has submitted a proposal for records management services; and

**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.

**BE IT RESOLVED,** as follows:

1. The Borough of Kenilworth hereby awards a contract to **AACSES NJ/CAN Services 150 W. State St., Trenton, NJ 08608, 609-392-1255**, not to exceed \$10,000.00
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.


CERTIFICATION OF FUNDS

DATE: 3-9-2016

APPROPRIATION:


6-01-20-701-109

  
ROBERT ORDWAY, TREASURER

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 9, 2016.

  
Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 5

KENILWORTH, N.J.

March 9, 2016

Introduced by: \_\_\_\_\_


Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHERE AS,** a resolution dated February 24, 2016 erroneously appointed James Hannon as OEM Coordinator; and


**WHEREAS,** James Hannon was to be appointed Deputy OEM Coordinator.

**BE IT HEREBY RESOLVED,** that pursuant to NJSA App A:9-40.1, **James Hannon** be appointed as the Deputy OEM Coordinator for a three (3) year term, effective immediately and ending December 31, 2018.

  
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 9, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 6

KENILWORTH, N.J.

March 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS** fees were collected for Kenilworth Recreation Basketball; and

**WHEREAS** it was determined that there were not enough players for a certain age group and the program was cancelled: and

**NOW, THEREFORE BE IT RESOLVED** that the Treasurer be and is hereby authorized to draw warrants for the following refunds:

Angelo Alvarez                      \$55.00  
580 Stratford Road  
Union, NJ 07083

Vicky Devlin                      \$55.00  
668 Union Avenue  
Kenilworth, NJ 07033

Mia Rivers                      \$55.00  
211 North 11<sup>th</sup> Street  
Kenilworth, NJ 07033

Patricia Strobel                      \$55.00  
PO Box 1481  
Union, NJ 07083

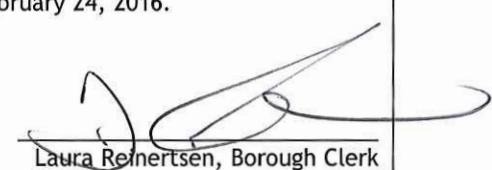
Debra Graham                      \$55.00  
711 Vernon Avenue  
Kenilworth, NJ 07033



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>		No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 24, 2016.



Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 7

KENILWORTH, N.J.

March 9, 2016

Introduced by: [Signature]

Seconded by: [Signature]

**BE IT HEREBY RESOLVED:** That Proposed Ordinance #2016-01;

**AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING CHAPTER 78 (CONSTRUCTION CODES, UNIFORM) OF THE CODE OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY BY ADDING A UNIFORM FEE SCHEDULE AS REQUIRED BY THE DEPARTMENT OF COMMUNITY AFFAIRS FOR THE SHARED SERVICES OF A CONSTRUCTION OFFICIAL BETWEEN THE BOROUGH OF KENILWORTH AND THE TOWNSHIP OF SPRINGFIELD.**

Was introduced and approved on first reading, at the regular meeting of the Borough Council on February 10, 2016 and approved for final passage at the regular meeting of the Borough Council of March 9, 2016 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.

[Signature]  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes _		No <u>✓</u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 9, 2016.

[Signature]  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 8

KENILWORTH, N.J.


March 9, 2016

Introduced by: Brian C. Joho  
 Seconded by: Gerard Clementi

**BE IT HEREBY RESOLVED** that the ordinance #2016-02, entitled:


BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW FIRE ENGINE (PARTIAL FUNDING) AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$902,200 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.

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 13th day of April, 2016 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

  
 Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA Yes <u>  </u> No <u>  </u>						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 9, 2016.

  
 Laura Reinertsen, Borough Clerk




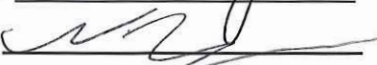
## RESOLUTION

No. 9

KENILWORTH, N.J.

March 9, 2016


Introduced by: 

Seconded by: 

**BE IT HEREBY RESOLVED** that the ordinance #2016-03, entitled:


**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH  
A CAP BANK (N.J.S.A. 40A:4-45.14)**

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 13th day of April, 2016 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 9, 2016.

  
Laura Rembertsen, Borough Clerk

## RESOLUTION

No. 10

KENILWORTH, N.J.

March 9, 2016

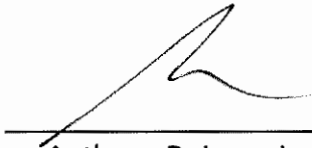
Introduced by: Brian C. Joho

Seconded by: Gerald Laudati

**BE IT RESOLVED**, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2016.

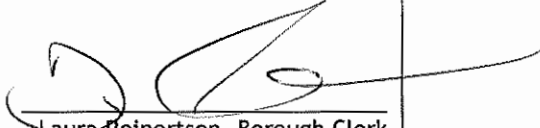
**BE IT FURTHER RESOLVED** that said budget be published in the Local Source in the issue of March 17, 2016.

The Governing body of the Borough of Kenilworth does hereby approve the following as the Budget for the year 2016. The public hearing and second reading will be on April 13, 2016.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA		Yes <u>  </u>	No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 9, 2016.

  
Laura Reinertsen, Borough Clerk

## 2016 Municipal Budget

### BOROUGH OF KENILWORTH, COUNTY OF UNION FOR THE CALENDAR YEAR ENDED DECEMBER 31, 2016

#### Revenue and Appropriation Summaries

Summary of Revenues - Current Fund	Anticipated	
	2016	2015
1. Surplus	1,136,250.00	1,078,700.00
2. Total Miscellaneous Revenues	2,263,188.00	2,693,636.70
3. Receipts from Delinquent Taxes	250,000.00	295,000.00
4. Local Tax for Municipal Purposes	11,624,480.06	11,503,690.38
<b>Total General Revenues</b>	<b>15,273,918.06</b>	<b>15,571,027.08</b>

Summary of Appropriations - Current Fund	2016 Budget	Final 2015 Budget
1. Operating Expenses: Salaries & Wages	5,662,994.00	5,550,704.00
Other Expenses	6,502,924.06	6,516,163.08
2. Deferred Charges & Other Appropriations	1,234,000.00	1,150,750.00
3. Capital Improvements	40,000.00	445,000.00
4. Debt Service	1,019,000.00	1,017,000.00
5. Judgments		
6. Reserve for Uncollected Taxes	815,000.00	815,000.00
<b>Total General Appropriations</b>	<b>15,273,918.06</b>	<b>15,494,617.08</b>
<b>Total Number of Employees - Full &amp; Part Time</b>	<b>106</b>	<b>104</b>

Balance of Outstanding Debt	
	General
Bond Principal	7,245,000.00
Bond Interest	863,386.25
<b>Outstanding Balance</b>	<b>8,108,386.25</b>

Notice is hereby given that the budget and tax resolution was approved by the Borough Council of the Borough of Kenilworth, County of Union on March 9, 2016.

A hearing on the budget and tax resolution will be held at the Municipal Building on April 13, 2016 at 7:30 ( PM ) at which time and place objections to the Budget and Tax Resolution for the year 2016 may be presented by taxpayers or other interested persons.

Copies of the detailed budget are available in the office of Laura Reinertsen, Borough Clerk, at the Municipal Building, 567 Boulevard, Kenilworth, New Jersey 07033, (908) 276-9090, during the hours of 9:00(A.M.) to 4:30(P.M.).



# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



MARCH 23, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session and Executive Session of March 8, 2016, and the Regular Council Meeting of March 9, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - UC – Dept. of Economic Development – CDBG Year 42 Preliminary Awards
    - Social Services Program - \$12,200
    - Public Improvements - \$20,000
    - Handyman - \$ 2,000
  - Judge Vitale – Request for part time violations clerk
  - Kenilworth Little League – Opening Day Parade 4/9/16 @ 12:30
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

CONSENT AGENDA:

  1. That all bills be paid when properly audited and funds are available
  2. Authorize Temporary Budget
  3. Authorize Extension of Road Closure for 2016 Street Fair
  4. Appoint Probationary Police Officer – Raymond Fuschino, Jr
  5. Authorize Payment for Time Due – J. Szelingiewicz
  6. Award Contract for Fireworks Display
  7. Authorize 2015 Budget Transfers
  8. Authorizing Recreation Program Administrator Position
8. ORDINANCES                      None Presented
9. OATH                                Swearing in of Police Officer – Raymond Fuschino, Jr.
10. PROCLAMATION                Public Works Week – April 3<sup>rd</sup> – 9<sup>th</sup>
11. PRESENTATION                Cub Scout Den #6 – Arrow of Light Award
12. MEETING OPEN TO THE PUBLIC
13. GENERAL BUSINESS
14. ADJOURNMENT

Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Larry Clementi

and seconded by Council Member

Gerry Laudati

**Consent Agenda:**

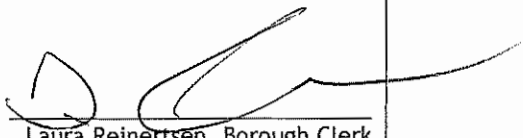
1. That all bills be paid when properly audited and funds are available
2. Authorize Temporary Budget
3. Authorize Extension of Road Closure for 2016 Street Fair
4. Appoint Probationary Police Officer – Raymond Fuschino, Jr
5. Authorize Payment for Time Due – J. Szelingiewicz
6. Award Contract for Fireworks Display
7. Authorize 2015 Budget Transfers
8. Authorizing Recreation Program Administrator Position

Approved: \_\_\_\_\_

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 23, 2016.

  
 Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 1

KENILWORTH, N.J.

March 23, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

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

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 23, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 2

KENILWORTH, N.J.

March 23, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, an emergent condition has arisen with respect to inadequate funds being provided for in the temporary budget and NJSA 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose mentioned, and

**WHEREAS**, the total temporary budget resolutions adopted in the year 2016 pursuant to the provision of Chapter 96, PL 1951 (NJSA 40A:4-20) including this resolution total \$7,544,800.00 for the current fund.

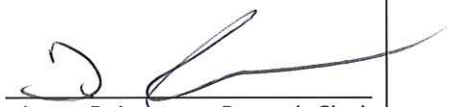
**NOW, THEREFORE BE IT RESOLVED** that in accordance with the provisions of NJSA 40A:4-20:

1. An emergency appropriation be and the same is hereby made for the following line-items in the amount of \$3,782,400.00 for the Current Fund effective March 23, 2016; See Attached
2. That said emergency temporary appropriation has been provided for in the 2016 budget under the respective line-items.
3. That one certified copy of this resolution be transmitted to the Chief Financial Officer for his/her records.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 23, 2016.

  
Laura Reinertsen, Borough Clerk

2016 TEMPORARY BUDGET		2016 Originally	2016 Additional	2016 Total
		Approved	Requested	to Date
General Appropriations - within "CAPS"				
701	Clerk	\$ 47,000	\$ 48,000	\$ 95,000
	o/e	\$ 11,000	\$ 10,000	\$ 21,000
703	Mayor	\$ 1,000	\$ 1,000	\$ 2,000
	o/e	\$ 4,000	\$ 3,000	\$ 7,000
705	Finance	\$ 50,000	\$ 40,000	\$ 90,000
	o/e	\$ 6,000	\$ 8,000	\$ 14,000
706	Payroll & human Resource	\$ 4,500	\$ 4,500	\$ 9,000
707	Audit	\$ -	\$ 10,000	\$ 10,000
710	Assessor	\$ 8,900	\$ 8,500	\$ 17,400
	o/e	\$ 1,000	\$ 3,000	\$ 4,000
712	Legal	\$ 7,000	\$ 6,000	\$ 13,000
	o/e	\$ 8,000	\$ 6,000	\$ 14,000
715	Engineering	\$ 5,000	\$ -	\$ 5,000
	o/e	\$ 3,000	\$ 40,000	\$ 43,000
720	Planning	\$ 4,000	\$ 3,000	\$ 7,000
	o/e	\$ 2,400	\$ 1,800	\$ 4,200
721	Zoning Enforcement Officer	\$ 2,500	\$ 2,600	\$ 5,100
725	Construction s/w	\$ 25,000	\$ 22,000	\$ 47,000
	o/e	\$ 500	\$ 1,500	\$ 2,000
726	Building	\$ 15,000	\$ 12,000	\$ 27,000
727	Plumbing s/w	\$ 1,800	\$ 3,000	\$ 4,800
728	Electrical s/w	\$ 3,400	\$ 4,000	\$ 7,400
729	Fire Sub Code s/w	\$ 3,400	\$ 3,200	\$ 6,600
745	Police s/w	\$ 900,000	\$ 800,000	\$ 1,700,000
	o/e	\$ 33,000	\$ 40,000	\$ 73,000
746	Police Traffic s/w	\$ 55,000	\$ 50,000	\$ 105,000
	o/e	\$ 2,000	\$ -	\$ 2,000
747	Emer. Mgmt.	\$ 1,000	\$ 1,000	\$ 2,000
	o/e	\$ 250	\$ 1,000	\$ 1,250
749	Fire Dept. s/w	\$ 3,000	\$ 1,500	\$ 4,500
	o/e	\$ 45,000	\$ 100,000	\$ 145,000
753	Fire Prevention s/w	\$ 16,000	\$ 15,000	\$ 31,000
	o/e	\$ 500	\$ 500	\$ 1,000
765	DPW s/w	\$ 280,000	\$ 200,000	\$ 480,000
	o/e	\$ 40,000	\$ 35,000	\$ 75,000
767	Parks s/w	\$ -	\$ -	\$ -
	o/e	\$ 250	\$ 2,000	\$ 2,250
770	Solid Waste s/w	\$ 75,000	\$ 60,000	\$ 135,000
	o/e	\$ 5,000	\$ 25,000	\$ 30,000
772	Bldgs. & Grounds s/w	\$ -	\$ -	\$ -
	o/e	\$ 25,000	\$ 42,000	\$ 67,000
773	Sewers s/w	\$ -	\$ -	\$ -
	o/e	\$ 2,000	\$ 2,500	\$ 4,500
775	Recycling s/w	\$ -	\$ -	\$ -
	o/e	\$ 20,000	\$ 30,000	\$ 50,000
776	Shade Trees s/w	\$ -	\$ -	\$ -

	o/e	\$ 2,000	\$ 5,000	\$ 7,000
761	Sr. Citizen Trans. s/w	\$ 4,000	\$ 3,000	\$ 7,000
	o/e	\$ 500	\$ 500	\$ 1,000
762	Sr. Citizen Programs. s/w	\$ 1,500	\$ 1,500	\$ 3,000
	o/e	\$ 1,500	\$ 3,500	\$ 5,000
785	Board of Health s/w	\$ 20,000	\$ 15,000	\$ 35,000
	o/e	\$ 2,000	\$ 8,000	\$ 10,000
788	Animal Control s/w	\$ -	\$ -	\$ -
	o/e	\$ 1,000	\$ 5,000	\$ 6,000
790	Public Assistance s/w	\$ 5,000	\$ 3,000	\$ 8,000
	o/e	\$ 500	\$ 250	\$ 750
795	Recreation s/w	\$ 2,000	\$ 1,000	\$ 3,000
	o/e	\$ 8,000	\$ 8,000	\$ 16,000
801	First Aid Organization Contribution	\$ -	\$ -	\$ -
774	RVSA	\$ 300,000	\$ 270,000	\$ 570,000
430	Utilities - other	\$ 125,000	\$ 50,000	\$ 175,000
777	Fire Hydrant Service o/e	\$ 50,000	\$ 20,000	\$ 70,000
821	Street Lighting	\$ 40,000	\$ 25,000	\$ 65,000
827	Solid Waste Disposal (tipping)	\$ 75,000	\$ 70,000	\$ 145,000
756	Public Defender	\$ -	\$ -	\$ -
757	Prosecutor	\$ 5,000	\$ 2,500	\$ 7,500
833	Court s/w	\$ 45,000	\$ 40,000	\$ 85,000
	o/e	\$ 5,000	\$ 2,500	\$ 7,500
834	Unemployment compensation	\$ -		\$ -
836	PERS	\$ -	\$ 299,000	\$ 299,000
839	PFRS	\$ -	\$ 667,000	\$ 667,000
853	Interest on Notes	\$ -		\$ -
	<b>Subtotal - General Appropriations</b>	<b>\$ 2,410,400</b>	<b>\$ 3,146,350</b>	<b>\$ 5,556,750</b>
	<b>Statutory Expenditures - within "CAPS"</b>			
837	SS (ER)	\$ 80,000	\$ 60,000	\$ 140,000
838	DCRP	\$ 2,000	\$ 2,000	\$ 4,000
	<b>Subtotal - General Appropriations - Statutory - within "CAPS"</b>	<b>\$ 82,000</b>	<b>\$ 62,000</b>	<b>\$ 144,000</b>
	<b>TOTAL APPROPRIATIONS - within "CAPS"</b>	<b>\$ 2,492,400</b>	<b>\$ 3,208,350</b>	<b>\$ 5,700,750</b>
	<b>General Appropriations - excluded from "CAPS"</b>			
730	Other Insurance Premiums -	\$ 225,000	\$ 50,000	\$ 275,000
733	Group Insurance - Employees	\$ 600,000	\$ 514,050	\$ 1,114,050
850	Principal on Bonds	\$ 345,000	\$ -	\$ 345,000
852	Interest on Bonds	\$ 100,000	\$ 10,000	\$ 110,000
	<b>TOTAL APPROPRIATIONS - excluded from "CAPS"</b>	<b>\$ 1,270,000</b>	<b>\$ 574,050</b>	<b>\$ 1,844,050</b>
	OTHER	\$ -	\$ -	
	<b>GRAND TOTAL 2016 TEMPORARY APPROPRIATIONS</b>	<b>\$ 3,762,400</b>	<b>\$ 3,782,400</b>	<b>\$ 7,544,800</b>

## RESOLUTION

No. 3

KENILWORTH, N.J.

March 23, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** the Mayor and Council authorized the 2016 Kenilworth Street Fair via resolution on August 26, 2015; and

**WHEREAS,** a car show is being incorporated in to the Street Fair event; and

**WHEREAS,** participating vehicles will register for \$10.00 per car; registration fees will cover the car show related expenses with the remaining proceeds to benefit the Pride in Kenilworth Committee; and

**WHEREAS,** the Governing Body of the Borough of Kenilworth and Kenilworth Police Chief have approved this event which will necessitate the closing of the Boulevard as follows:


**Closing of the Boulevard from Michigan Avenue to 14<sup>th</sup> Street  
Sunday, May 22, 2016 from 7:00 A.M. to 7:00 P.M. for the Kenilworth Street Fair.**

**THEREFORE, BE IT RESOLVED,** that the Mayor and Council of the Borough of Kenilworth request the approval of the Union County Board of Chosen Freeholders for the closing of the Boulevard for the above event.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 23, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 4

KENILWORTH, N.J.

March 23, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

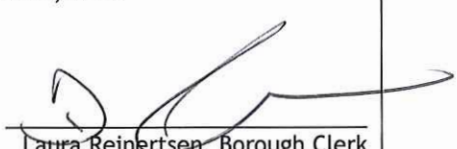
**BE IT THEREBY RESOLVED:** That **RAYMOND T. FUSCHINO, JR.**, be appointed a Probationary Police Officer, effective March 24, 2016 at a salary of \$39,639.39.

**BE IT FURTHER RESOLVED:** That this offer of employment is contingent upon successful completion of: background check, psychological evaluation and medical release.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>		Yes <u>  </u>	No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 23, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 5

KENILWORTH, N.J.

March 23, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** Joanne Szelingiewicz, hired on March 30, 1987, has notified the Borough of Kenilworth of her intention to resign effective April 1, 2016; and

**WHEREAS,** Joanne Szelingiewicz is entitled to:


5 days of unused vacation time - 2015  
6.25 days of unused vacation time - 2016  
1.25 Sick Day(s)  
2 Personal days  
58 Terminal Pay days

**NOW THEREFORE, BE IT RESOLVED,** by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make the payment, as indicated above based on a final calculation upon her retirement.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 23, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 6

KENILWORTH, N.J.

March 23, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, proposals were requested for a Fireworks Display to be held on Sunday, July 3, 2016; and

**WHEREAS**, three proposals were received and after review it was determined to award the fireworks display event to be held on Sunday, July 3, 2016 (rain date, Sunday, July 10, 2016) 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.

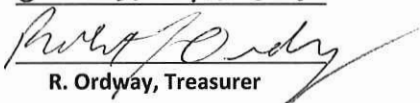
**BE IT FURTHER RESOLVED** that the Mayor and or Clerk be authorized to sign and contract.


### CERTIFICATION OF FUNDS

DATE: 3-23-2016

### APPROPRIATION:

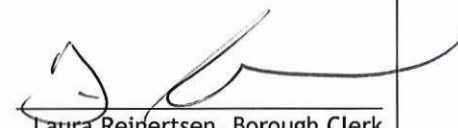
6-01-30-430-000

  
R. Ordway, Treasurer

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Brian Joho			✓	✓		
Councilman Gerry Laudati		✓	✓	✓		
Councilman Nicolas Mascaro			✓	✓		
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 23, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 7

KENILWORTH, N.J.

March 23, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, it shall become necessary to over 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 2015 Municipal Budget.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Brian Joho			✓	✓		
Councilman Gerry Laudati		✓	✓	✓		
Councilman Nicolas Mascaro			✓	✓		
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 23, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 8

KENILWORTH, N.J.

March 23, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

### A RESOLUTION CREATING THE POSITION OF A RECREATIONAL ADMINISTRATOR FOR THE BOROUGH'S RECREATION DEPARTMENT

**PURPOSE OF THE RESOLUTION:** To authorize the chief financial officer to set aside funds to pay a full time employee to administer the recreational department's activities and to report to the Mayor and Counsel.

**WHEREAS,** the Borough recognizes that the administration of the Recreation Department has expanded into a full time position; and

**WHEREAS,** the Borough requires the services of an individual(s) to properly account for and administer the activities.

### NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH ON THIS 23<sup>rd</sup> DAY OF MARCH, 2016 AS FOLLOWS:

The Chief Financial Officer is authorized to set aside sufficient funds for the position of Recreation Administrator with the Gross Pay exclusive of benefits and educational reimbursement of \$30,000.00 per annum; and


The Mayor and/or Borough Clerk is authorized to interview individuals for the new position and retain an individual to commence employment on or about April 1, 2016; and

Confirmation of said employment shall be by Resolution retroactive of first employment by the Borough at the next regularly scheduled council meeting.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 23, 2016.

  
Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



APRIL 13, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session and Executive Session of March 22, 2016, and the Regular Council Meeting of March 23, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - NJ – DOT: 2016 Municipal Aid Notice of Award & Notice of Safe Routes to School Grant Opportunity
  - UC – Notice of Award – 2016 Infrastructure Grant - \$75,000
  - Kenilworth Bd. of Education – Notice of Public Hearing – 2016 Proposed Budget
  - Letter of Resignation – KPD Dispatcher
  - MARCH DEPT. REPORTS: Clerk's Office, Finance Dept., Fire Dept. Planning & Zoning, Police Dept. & Public Works
6. PROCLAMATIONS Autism Awareness Month & Public Employee Recognition Week
7. REPORT OF COMMITTEES
8. PUBLIC HEARING 2016 Municipal Budget
9. BOROUGH RESOLUTIONS
  1. Resolution to Amend the Budget
  - Consent Agenda:
  2. That all bills be paid when properly audited and funds are available
  3. Authorize Homestead Benefit Credit – B89 L7 \$451.57
  4. Authorize Homestead Benefit Credit – B96 L1.01 \$865.26
  5. Authorize Homestead Benefit Credit – B43 L3 \$590.86
  6. Authorize Payment of County Taxes (2/15, 5/15, 8/15, 11/15)
  7. Authorize participation with GSA: OEM & KVFD
  8. Appoint Recreation Program Administrator – K. Boyle
  9. Appoint Probationary Civilian Dispatchers: A. Tancs & R. Schmitz-Correll
  10. Appoint Probationary Firefighters/EMTs & Probationary EMT
  11. Awarding Janitorial Services for 2016 – First Community Development Corporation
  12. Appointing KPD Per Diem Dispatcher – J. Cowper
8. ORDINANCES

Res. #\_\_\_ - Public Hearing and Adoption 2016-02 - Bond Ordinance To Authorize The Making Of Various Public Improvements And The Acquisition Of New Additional Or Replacement Equipment And Machinery, New Communication And Signal Systems Equipment, New Information Technology Equipment And A New Fire Engine (Partial Funding) And New Automotive Vehicles, Including Original Apparatus And Equipment, In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, To Appropriate The Sum Of \$902,200 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.

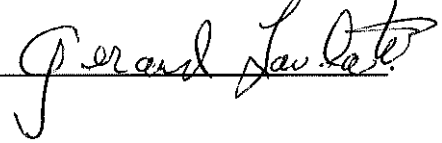
Res. #\_\_\_ - Public Hearing and Adoption 2016-03 – Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (NJSA 40A:4-45.14)
9. OATHS OF OFFICE KPD Dispatchers: Anthony Tancs & Ryan Schmitz-Correll
10. MEETING OPEN TO THE PUBLIC
11. GENERAL BUSINESS
12. ADJOURNMENT

Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member



and seconded by Council Member



**Consent Agenda:**

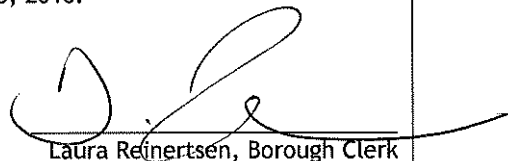
2. That all bills be paid when properly audited and funds are available
3. Authorize Homestead Benefit Credit – B89 L7 \$451.57
4. Authorize Homestead Benefit Credit – B96 L1.01 \$865.26
5. Authorize Homestead Benefit Credit – B43 L3 \$590.86
6. Authorize Payment of County Taxes (2/15, 5/15, 8/15, 11/15)
7. Authorize participation with GSA: OEM & KVFD
8. Appoint Recreation Program Administrator – K. Boyle
9. Appoint Probationary Civilian Dispatchers: A. Tancs & R. Schmitz-Correll
10. Appoint Probationary Firefighters/EMTs & Probationary EMT
11. Awarding Janitorial Services for 2016 – First Community Development Corporation
12. Appoint Per Diem Dispatcher – J. Cowper

Approved: 

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
Laura Reinertsen, Borough Clerk



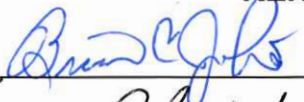
## RESOLUTION

No. 1

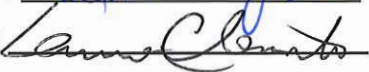
KENILWORTH, N.J.

April 13, 2016

Introduced by:



Seconded by:



**WHEREAS**, the local municipal budget for the year 2016 was approved on March 9, 2016; and

**WHEREAS**, the public hearing on said budget has been held as advertised, and

**WHEREAS**, it is desired to amend said approved budget, as attached.


**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Kenilworth, Union County, that the following amendments to the approved budget of 2016 be made:



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	Yes	No	No	No	No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.



Laura Reinertsen, Borough Clerk

be made:

Ayes ( CECERI  
( CLEMENTI  
( CORNELI  
( JOHNS  
( LANDAU

Nays

Abstained

Absent

( MARRASO

FROM

TO

\$ 1,136,250.00  
1,136,250.00

\$ 1,344,766.06  
1,344,766.06

1,136,250.00

1,344,766.06

3,649,438.00

3,837,954.06

Taxes For Support Of Municipal Budget  
al Purposes Including Reserve For Uncollected Taxes  
d By Taxes For Support Of Municipal Budget

11,162,359.06

11,028,843.00

11,624,480.06

11,490,964.00

15,273,918.06

15,348,918.06

APS":  
and Costs:  
retainer

35,500.00

55,500.00

4,000.00

9,000.00

S:  
S

6,000.00

31,000.00

26,100.00

31,100.00

) Within "CAPS"

10,973,857.06

11,028,857.06

	<u>FROM</u>	<u>TO</u>
Total Operations Including Contingent - Within "CAPS"	\$ 10,973,857.06	\$ 11,028,857.06
Detail:		
Salaries & Wages	5,662,994.00	5,687,994.00
Other Expenses	5,310,863.06	5,340,863.06
h-1. Total General Appropriations for Municipal Purposes Within "CAPS"	12,207,857.06	12,298,357.06
General Appropriations - Operations- Excluded From "CAPS"		
Length of Service Award Program	40,000.00	60,000.00
Total Other Operations - Excluded From "CAPS"	1,188,061.00	1,208,061.00
Total Other Operations - Excluded From "CAPS"	1,192,061.00	1,212,061.00
Detail:		
Other Expenses	1,192,061.00	1,212,061.00
(H-2) Total General Appropriations for Municipal Purposes Excluded From "CAPS"	2,251,061.00	2,271,061.00
(O) Total General Appropriations-Excluded From "CAPS"	2,251,061.00	2,271,061.00
(L) Subtotal General Appropriations {Items (h-1) and (o)}	14,458,918.06	14,533,918.06
9. TOTAL GENERAL APPROPRIATIONS	15,273,918.06	15,348,918.06

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the local municipal budget so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S.A.40A:4-9, be published in the Local Source in the issue of April 14, 2016, and that said publication contain notice of public hearing on said amendment to be held at Municipal Building on May 11, 2016 at 7:30 (p.m.).

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 13th day of April , 2016.

Certified by me

April 13, 2016

  
 Laura Reinertsen, Municipal Clerk

## RESOLUTION

No. 2

KENILWORTH, N.J.


April 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

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

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Brian Joho			✓	✓		
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes <u>1</u>	No <u>0</u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 3

KENILWORTH, N.J.

April 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, Helmut & Elfrieda Bierenfeld paid the property taxes for the 2<sup>nd</sup> quarter of 2016 for the property located at 41 Park Drive, Kenilworth, NJ, and;

**WHEREAS**, this property received a Homestead Benefit credit of \$451.57, which was applied for by the property owner, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 2<sup>nd</sup> quarter of 2016 in the amount of \$451.57, and;

**WHEREAS**, the property owner Helmut & Elfrieda Bierenfeld has requested that the overpayment be refunded to them.

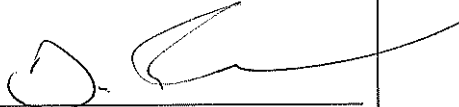
**NOW, THEREFORE BE IT RESOLVED** that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
89	7	Bierenfeld, Helmut & Elfrieda 41 Park Drive Kenilworth, NJ 07033	\$ 451.57
			TOTAL \$ 451.57

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

April 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, Michael Janeway 2012 Trust paid the property taxes for the 2<sup>nd</sup> quarter of 2016 for the property located at 62 Columbia Avenue, Kenilworth, NJ, and;

**WHEREAS**, this property received a Homestead Benefit credit of \$865.26, which was applied for by the property owner, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 2<sup>nd</sup> quarter of 2016 in the amount of \$865.26, and;

**WHEREAS**, the property owner Michael Janeway 2012 Trust has requested that the overpayment be refunded to them.

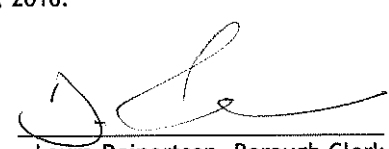
NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
96	1.01	Michael Janeway 2012 Trust 164 Sunset Lane So. Mantoloking, NJ 08738	\$ 865.26
			TOTAL \$ 865.26

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 5

KENILWORTH, N.J.

April 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, Alice Boyden paid the property taxes for the 2<sup>nd</sup> quarter of 2016 for the property located at 211 North 21<sup>st</sup> Street, Kenilworth, NJ, and;

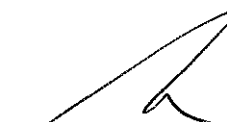
**WHEREAS**, this property received a Homestead Benefit credit of \$590.86, which was applied for by the property owner, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 2<sup>nd</sup> quarter of 2016 in the amount of \$590.86, and;

**WHEREAS**, the property owner Alice Boyden has requested that the overpayment be refunded to her.

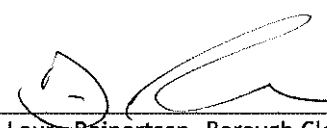
NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
43	3	Boyden, Alice 211 North 21 <sup>st</sup> Street Kenilworth, NJ 07033	\$ 590.86
			TOTAL \$ 590.86

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Brian Joho				✓		
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 6

KENILWORTH, N.J.

April 13, 2016

Introduced by: \_\_\_\_\_


Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, payments to the County of Union for County General Purpose Tax and for County of Union Open Space Tax are due quarterly on February 15, May 15, August 15 and November 15, and;

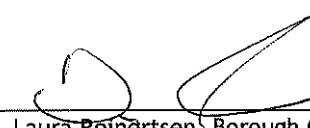
**WHEREAS**, these payments are made via ACH wire transfer.

**NOW, THEREFORE BE IT RESOLVED**, that the CFO/Treasurer be and is hereby authorized to make payment of these County Taxes as they come due.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Brian Joho				✓		
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	✓		No		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 7

KENILWORTH, N.J.

April 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** the Borough of Kenilworth wishes to participate in the NJ State Agency for Surplus Property program which allows approved municipalities to receive excess property at no cost; and

**WHEREAS,** General Service Administration (GSA) Operations will be coordinating with the Borough to identify and receive property; and

**WHEREAS,** the Borough of Kenilworth has agreed to abide by the provisions of the agreement for any property received by:


- The Kenilworth Office of Emergency Management "OEM"
- The Kenilworth Volunteer Fire Department, which provides fire services for the Borough of Kenilworth

**BE IT HEREBY RESOLVED,** that the Mayor and Council of the Borough of Kenilworth hereby authorizes said participation in the program.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 8

KENILWORTH, N.J.

April 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**BE IT RESOLVED,** that **KRISTIN BOYLE** be employed as Kenilworth Recreation Program Administrator at a salary of \$30,000.00 per year, effective April 4, 2016.

**BE IT FURTHER RESOLVED,** that this appointment is contingent upon the Administrator working towards the State of New Jersey Department of Community Affairs Recreation Certification.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>   </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 9

KENILWORTH, N.J.

April 13, 2016


Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

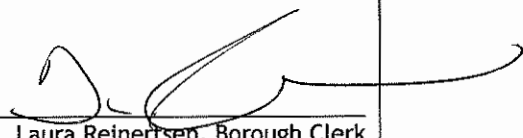
**BE IT RESOLVED:** that **ANTHONY TANCS** and **RYAN SCHMITZ-CORRELL** be employed as Probationary Civilian Dispatchers in the Kenilworth Police Department effective April 21, 2016.

**BE IT FURTHER RESOLVED:** that this offer of employment is contingent upon successful completion of psychological evaluation, medical release, criminal and background checks.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Brian Joho				✓		
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 10

KENILWORTH, N.J.

April 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**BE IT RESOLVED**, that Joseph A. Calello, Anthony J. DeVito, Hugo V. Dias, Michael V. Pierce, David A. Difabrizio, Carol Kopyta be appointed as a Probationary Fire Fighter/EMT on the Kenilworth Fire Department.


**BE IT RESOLVED**, that Lea A. Neglia be appointed Probationary EMT.

**BE IT FURTHER RESOLVED** that these appointments are contingent upon successful completion of medical release, criminal and background checks.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Brian Joho				✓		
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 11

KENILWORTH, N.J.

April 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**WHEREAS**, the Borough of Kenilworth has need of maintenance and janitorial services for Borough Hall/Police Department, Kenilworth Board of Health/Recreation Building, Detective Building and the Kenilworth Senior Citizens Building; and

**WHEREAS**, Janitorial service proposals for the year 2016 were received from four (4) cleaning service companies; and

**WHEREAS**, First Community Development Corporation of "helping the disabled and disadvantaged move from dependence to independence" was the most responsive quote received.


**THEREFORE BE IT RESOLVED**, that the Mayor and/or Clerk be authorized to enter into agreement with First Community Development Corporation in accordance with their proposal for janitorial services for the year 2016 without the inclusion of the seasonal option, as follows:

**Five days a week at monthly cost of \$2,442.92 (Includes all buildings)**

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Brian Joho				✓		
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 12

KENILWORTH, N.J.

April 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

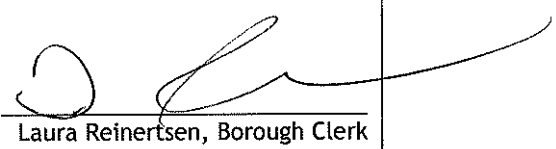
CONSENT AGENDA

**BE IT HEREBY RESOLVED;** That **JOSEPH COWPER** be employed Per Diem Dispatchers at a rate of \$20.00 per hour, effective April 12, 2016.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Brian Joho			✓	✓		
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 13

KENILWORTH, N.J.

April 13, 2016

Introduced by: Pete Corvelli

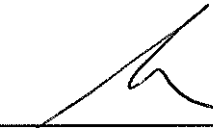
Seconded by: Gerald Laudati

**BE IT HEREBY RESOLVED** that the ordinance 2016-02 entitled:

**Bond Ordinance To Authorize The Making Of Various Public Improvements And The Acquisition Of New Additional Or Replacement Equipment And Machinery, New Communication And Signal Systems Equipment, New Information Technology Equipment And A New Fire Engine (Partial Funding) And New Automotive Vehicles, Including Original Apparatus And Equipment, In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, To Appropriate The Sum Of \$902,200 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 March 9, 2016 approved for final passage at the regular meeting of the Borough Council of April 13, 2016 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.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Brian Joho			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
<b>ON CONSENT AGENDA</b>	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH**  
**ORDINANCE NO. 2016-02**

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW FIRE ENGINE (PARTIAL FUNDING) AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$902,200 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.

-----

BE IT ORDAINED by the Borough Council of the Borough of Kenilworth, in the County of Union, State of New Jersey, as follows:

Section 1. The Borough of Kenilworth, in the County of Union, State of New Jersey (the "Borough") is hereby authorized to make various public improvements and to acquire new additional or replacement equipment and machinery, new communication and signal systems equipment, new information technology equipment and a new fire engine (partial funding) and new automotive vehicles, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. The cost of the improvements includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the

estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

**SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS**

- A. Undertaking of various improvements to public buildings and property. It is hereby determined and stated that the public buildings being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$ 84,000
Down Payment Appropriated	\$ 4,000
Bonds and Notes Authorized	\$ 80,000
Period of Usefulness	15 years

- B. Acquisition of new information technology equipment consisting of computer equipment for the use of various Borough departments, offices and agencies.

Appropriation and Estimated Cost	\$ 10,000
Down Payment Appropriated	\$ 500
Bonds and Notes Authorized	\$ 9,500
Period of Usefulness	5 years

- C. Undertaking of environmental remediation in the vicinity of North 14th Street and Halsey Street (paper road).

Appropriation and Estimated Cost	\$ 25,000
Down Payment Appropriated	\$ 1,200
Bonds and Notes Authorized	\$ 23,800
Period of Usefulness	15 years

- D. Acquisition of new additional or replacement equipment and machinery consisting of generators for installation at the Department of Public Works ("DPW") Facility, the Detective Bureau and Borough Hall.

Appropriation and Estimated Cost	\$ 47,500
Down Payment Appropriated	\$ 2,270
Bonds and Notes Authorized	\$ 45,230
Period of Usefulness	15 years

E. Installation of playground equipment at various parks.

Appropriation and Estimated Cost	\$ 10,000
Down Payment Appropriated	\$ 480
Bonds and Notes Authorized	\$ 9,520
Period of Usefulness	15 years

F. Partial funding for the acquisition of new additional or replacement equipment and machinery and new automotive vehicles, including original apparatus and equipment, for the use of the DPW consisting of (i) a leaf collector, (ii) a sanitation truck, (iii) a street sweeper and (iv) a dump truck.

Appropriation and Estimated Cost	\$115,000
Down Payment Appropriated	\$ 5,500
Bonds and Notes Authorized	\$109,500
Period of Usefulness	5 years

G. Partial funding for the acquisition of a new pumper fire engine, including original apparatus and equipment.

Appropriation and Estimated Cost	\$140,000
Down Payment Appropriated	\$ 6,670
Bonds and Notes Authorized	\$133,330
Period of Usefulness	10 years

H. Acquisition of new additional or replacement equipment and machinery consisting of a thermal imaging camera for the use of the Fire Department.

Appropriation and Estimated Cost	\$ 11,100
Down Payment Appropriated	\$ 530
Bonds and Notes Authorized	\$ 10,570
Period of Usefulness	15 years

I. Acquisition of new automotive vehicles, including original apparatus and equipment, consisting of SUVs for the use of the Police Department.

Appropriation and Estimated Cost	\$141,100
Down Payment Appropriated	\$ 6,860
Bonds and Notes Authorized	\$134,240
Period of Usefulness	5 years

- J. Acquisition of new additional or replacement equipment and machinery and new communication and signal systems equipment for the use of the Police Department consisting of (i) an alcotest machine, (ii) an updated radio repeater system and (iii) an interview room video recorder.

Appropriation and Estimated Cost	\$ 58,500
Down Payment Appropriated	\$ 2,790
Bonds and Notes Authorized	\$ 55,710
Period of Usefulness	10 years

- K. Undertaking of the 2016 Capital Road Improvement Program (including roadway reconstruction and resurfacing, and the undertaking of the following, where necessary: repair of the storm drainage system, construction or reconstruction of curbs, sidewalks and driveway aprons and the making of landscaping improvements), as set forth on a list prepared by the Borough Engineer on file or to be placed on file with the Borough Clerk, and hereby approved as if set forth herein in full. Depending upon the contract price and other exigent circumstances, and upon approval by the Borough Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads to be improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

Appropriation and Estimated Cost	\$260,000
Down Payment Appropriated	\$ 12,400
Bonds and Notes Authorized	\$247,600
Period of Usefulness	10 years

---

Aggregate Appropriation and Estimated Cost	\$902,200
Aggregate Down Payment Appropriated	\$ 43,200
Aggregate Amount of Bonds and Notes Authorized	<b>\$859,000</b>

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$125,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. It is hereby determined and stated that moneys exceeding \$43,200, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$43,200 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$859,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$859,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the

respective amounts of bonds or notes authorized for said purposes, is a period of 9.51 years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$859,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from private parties, the County of Union, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.


Section 13. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

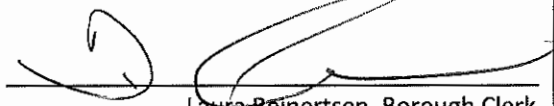
Section 14. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 15. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.



Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Approved:   
Anthony DeLuca, Jr., Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		✓				KAY CECERI			✓			
		✓				LARRY CLEMENTI			✓			
		✓				PETE CORVELLI	✓		✓			
✓		✓				BRIAN JOHO			✓			
	✓	✓				GERRY LAUDATI		✓	✓			
		✓				NICHOLAS MASCARO						✓
Introduced:						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
March 9, 2016												
Final Adoption:												
April 13, 2016						 Laura Reinertsen, Borough Clerk						

## RESOLUTION

No. 14

KENILWORTH, N.J.

April 13, 2016

Introduced by: *Anthony DeLuca*

Seconded by: *Howard Lee Decker*

**BE IT HEREBY RESOLVED** that the ordinance #2016-03 entitled:

**CALENDAR YEAR 2016  
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

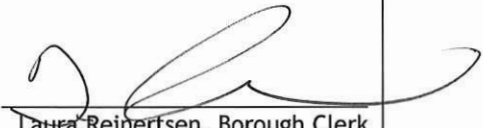
Was introduced and approved on first reading, at the regular meeting of the Borough Council on March 9, 2016 and approved for final passage at the regular meeting of the Borough Council of April 13, 2016 after all persons interested were given an opportunity to be heard concerning said ordinance.

**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.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho	✓		✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
<b>ON CONSENT AGENDA</b>	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH  
ORDINANCE NO. 2016-03**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Borough Council of the Borough of Kenilworth in the County of Union finds it advisable and necessary to increase its CY 2015 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Borough Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$208,474.67 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Kenilworth, in the County of Union, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2016 budget year, the final appropriations of the Borough of Kenilworth shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$208,474.67, and that the CY 2016 municipal budget for the Borough of Kenilworth be approved and adopted in accordance with this ordinance; and,

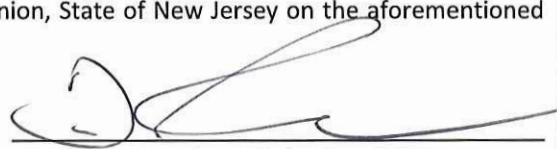
**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Approved: \_\_\_\_\_

Anthony DeLuca, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		✓				KAY CECERI			✓			
		✓				LARRY CLEMENTI			✓			
		✓				PETE CORVELLI			✓			
✓		✓				BRIAN JOHO	✓		✓			
		✓				GERRY LAUDATI		✓	✓			
	✓	✓				NICHOLAS MASCARO						✓
Introduced:  March 9, 2016						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.  <div style="text-align:right"> Laura Reinertsen, Borough Clerk</div>						
Final Adoption:  April 13, 2016												

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



APRIL 27, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session of April 12, 2016, and the Regular Council Meeting of April 13, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - VFW – Annual Buddy Poppy Fund Drive
  - ECC Horizon – Tree removal request – 5 Maple Lane
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS  
CONSENT AGENDA:
  1. That all bills be paid when properly audited and funds are available
  2. Authorize purchase of vehicle from the Kenilworth Rescue Squad \$1.00
  3. Authorize Hiring of Summer Recreation Staff
  4. Appoint Substitute Senior Citizen Bus Driver
  5. Corrective Resolution – Civilian Dispatchers
8. ORDINANCES None Presented
9. PROCLAMATION Building Safety Month
10. MEETING OPEN TO THE PUBLIC
11. GENERAL BUSINESS
12. ADJOURNMENT

Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Larry Clementi and seconded by Council Member Gerry Laudati.

**Consent Agenda:**

1. That all bills be paid when properly audited and funds are available
2. Authorize purchase of vehicle from the Kenilworth Rescue Squad \$1.00
3. Authorize Hiring of Summer Recreation Staff
4. Appoint Substitute Senior Citizen Bus Driver
5. Corrective Resolution – Civilian Dispatchers

Approved: \_\_\_\_\_

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓	✓		
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 27, 2016.

Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 1

KENILWORTH, N.J.


April 27, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

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

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho						
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>		Yes <u>✓</u>	No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 13, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 2

KENILWORTH, N.J.

April 27, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**WHEREAS,** the Borough of Kenilworth utilizes the services of the Kenilworth rescue squad, and

**WHEREAS,** Borough of Kenilworth wishes to reduce the cost of operation for the municipal rescue squad; and


**WHEREAS,** the Borough may reduce its out-of-pocket expenses by changing the registered owner of the rescue squad ambulance directly to the borough and thereby ensuring it under the borough's insurance with the joint insurance fund.

**NOW THEREFORE BE RESOLVED,** the Borough Borough's Clerk shall execute all document required to transfer title to the Rescue squad ambulance for one dollar and thereafter shall immediately place coverage for said ambulances on the Borough's Insurance Policy.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
<del>Councilman Brian Joho</del>						
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓		No		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 27, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 3

KENILWORTH, N.J.

April 27, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**BE IT HEREBY RESOLVED:** That the following be employed as Recreation Summer Playground workers as of June 20, 2016, pending successful completion of a criminal background check.

Pat Boyle	Camp Director	\$450.00 per week
Caitlyn Martin	Head Counselor	\$430.00 per week
Laura Kratzer	Counselor	Teachers Assistant \$ 10.00 per hr.
Kelli Grochocki	Counselor	Teachers Assistant \$ 10.00 per hr.
Jenna Clementi	Counselor	\$ 10.00 per hr.
Melissa Stryker	Counselor	\$ 9.00 per hr.
Ashley Barnansky	Counselor	\$ 9.00 per hr.
Alison Urban	Counselor	\$ 8.50 per hr.
Dani Mauroi	Counselor	\$ 8.50 per hr.
Jake Santos	Counselor	\$ 8.50 per hr.
Juan Martinez	Counselor	\$ 8.50 per hr.
Brianna McCray	Counselor	\$ 8.50 per hr.
Gabriella Angrisano	Counselor	\$ 8.00 per hr.
Daniella Angrisano	Counselor	\$ 8.00 per hr.
Salma Elmahal	Counselor	\$ 8.00 per hr.
John Hartmann	Counselor	\$ 8.00 per hr.
Sydney David	Counselor	\$ 8.00 per hr.

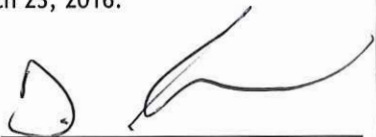
**BE IT FURTHER RESOLVED:** That the following be employed as Recreation Summer After-Care Counselors at the Kenilworth Recreation Center.

Nicole Layden	After Care Counselor	\$ 10.00 per hr.
Amber Layden	After Care Counselor	\$ 9.50 per hr.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
<del>Councilman Brian Joho</del>						
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>	Yes	Yes	No	No	No	No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 23, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 4

KENILWORTH, N.J.

April 27, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That **DIANA BARONE** be employed as a Substitute Senior Citizen Bus Driver at a rate of \$18.62 per hour as of April 27, 2016, pending successful completion of a criminal background check.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Brian Joho						
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
<b>ON CONSENT AGENDA</b>		Yes <u>  </u>	No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 23, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 5

KENILWORTH, N.J.

April 27, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

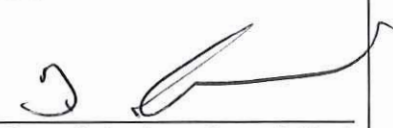
**WHEREAS:** ANTHONY TANCS and RYAN SCHMITZ-CORRELL were employed as Probationary Civilian Dispatchers in the Kenilworth Police Department by resolution on April 13, 2016 with an effective date of April 21, 2016.

**BE IT RESOLVED:** that as salaried personnel, the correct amended effective date is April 18, 2016.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓	✓		
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman						
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 27, 2016.

  
Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



MAY 11, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session of April 26, 2016, and the Regular Council Meeting of April 27, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - KVFD Chief Giordino Recommending Probationary Firefighters & EMT's
  - Municipal Republican Committee – Vacancy Recommendations
  - Chief Zimmerman Invite to Every 15 Minutes Program
  - Invitation to the Wear Orange Event hosted by the Borough of Fanwood
  - **APRIL DEPT. REPORTS:** Clerk's Office, Finance Dept., Fire Dept. Planning & Zoning, Police Dept. & Public Works
6. PROCLAMATIONS      2016 National Police Week    May 15<sup>th</sup> – 21<sup>st</sup>, 2016
7. REPORT OF COMMITTEES
8. PUBLIC HEARING      2016 Municipal Budget Amendment
9. BOROUGH RESOLUTIONS
  1. Resolution to Adopt Budget Amendment

**Consent Agenda:**

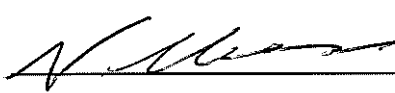

  2. That all bills be paid when properly audited and funds are available
  3. Corrective Resolution – Probationary Police Officer Appointment
  4. Authorize Click It or Ticket Mobilization
  5. Appointment of Probationary Fire/EMT's
  6. Appointment of Joseph Ventre as Alternate Court Attendant
  7. Appointment of Joseph Ventre and Kevin Jow as Per Diem Dispatchers
  8. Refund Overpayment of Taxes, B56 L6      \$1,880.04
  9. Refund Overpayment of Taxes, B124 L2      \$2,528.41

---

  10. Apt. KPD Lieutenant – Frederick Soos, Jr.
  11. Apt. KPD Sergeant – Michael Scanielo
10. ORDINANCES      None Presented
11. OATHS OF OFFICE      KPD Lieutenant Frederick Soos, Jr.  
KPD Sergeant Michael Scanielo
12. MEETING OPEN TO THE PUBLIC
13. GENERAL BUSINESS
14. ADJOURNMENT

Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member

 and seconded by Council Member .

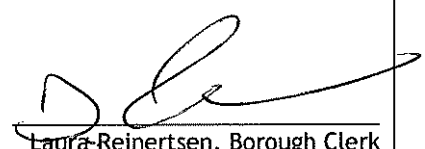
### Consent Agenda:

2. That all bills be paid when properly audited and funds are available
3. Corrective Resolution – Probationary Police Officer Appointment
4. Authorize Click It or Ticket Mobilization
5. Appointment of Probationary Fire/EMT's
6. Appointment of Joseph Ventre as Alternate Court Attendant
7. Appointment of Joseph Ventre and Kevin Jow as Per Diem Dispatchers
8. Refund Overpayment of Taxes, B56 L6 \$1,880.04
9. Refund Overpayment of Taxes, B124 L2 \$2,528.41

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro	✓		✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 11, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 1


KENILWORTH, N.J.

May 11, 2016

Introduced by: V. Manno


Seconded by: Gerald Laudati

**BE IT HEREBY RESOLVED,** that the Governing Body of the Borough of Kenilworth does hereby approve the following as the Budget for the year 2016. The total appropriation is \$15,348,918.06

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓	✓	✓			
Councilman Nicolas Mascaro	✓		✓			
Councilman						
ON CONSENT AGENDA		Yes _	No <u>✓</u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 11, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 2

KENILWORTH, N.J.


May 11, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**CONSENT AGENDA**

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

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓		✓		
Councilman Peter Corvelli				✓		
Councilman Gerry Laudati				✓		
Councilman Nicolas Mascaro	✓			✓		
Councilman						
<b>ON CONSENT AGENDA</b>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 11, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 3

KENILWORTH, N.J.

May 11, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS:** **RAYMOND T. FUSCHINO, JR.,** was appointed a Probationary Police Officer, effective March 24, 2016 at a salary of \$39,639.39.


**WHEREAS:** that pursuant to the approved Agreement between the Borough and PBA Local #135, salary schedule for 1<sup>st</sup> year patrolmen (1/1/2016), the starting salary was incorrectly stated.

**THEREFORE BE IT RESOLVED:** that the correct salary for **RAYMOND T. FUSCHINO, JR.** be \$40,432.18.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro	✓		✓			
Councilman						
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 11, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

May 11, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** the safety and security of the citizens of the Borough of Kenilworth and surrounding areas are vitally important; and

**WHEREAS,** a large percentage of our citizens regularly drive or ride in motor vehicles on our roadways; and

**WHEREAS,** the use of seat belts in passenger vehicles saved an estimated 12,802 lives in 2014; and

**WHEREAS,** regular seat belt use is the single most effective way to reduce fatalities in motor vehicle crashes;

**WHEREAS,** the use of seat belts is supported by the laws of the State of New Jersey;

**WHEREAS,** May 23 through June 5, 2016, has been selected as the national *Click It or Ticket* mobilization enforcement period;

**WHEREAS,** across the country law enforcement officers will actively be participating in the mobilization to ensure all motor vehicle occupants are buckled up day and night to reduce the risk of injury and death caused in traffic crashes; and


**WHEREAS,** increased enforcement of seat belt laws coupled with publicity has proven to be an effective method to increase seat belt use rates and decrease fatal crashes;

**NOW, THEREFORE, BE IT RESOLVED,** that May 23 through June 5, 2016, is *Click It or Ticket* Mobilization in the Borough of Kenilworth, County of Union, State of New Jersey, and urge all citizens to always wear seat belts when driving or riding on our roadways.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro	✓		✓			
Councilman			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 11, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 5

KENILWORTH, N.J.

May 11, 2016


Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That Timothy Singletary, Daniel DiProffio, Carsell Hawthorne, Matthew Jorge and Jimmy Pinto be appointed as a Probationary Fire Fighter/EMT on the Kenilworth Fire Department.

**BE IT FURTHER RESOLVED** that these appointments are contingent upon successful completion of medical release, criminal and background checks.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro	✓		✓			
Councilman						
<b>ON CONSENT AGENDA</b>	Yes	✓	No	___		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 11, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

May 11, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

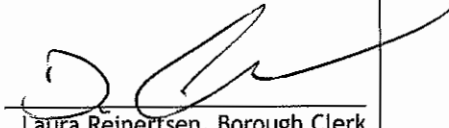
CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That **JOSEPH VENTRE** be employed as a Part-Time Municipal Court Attendant at a rate of \$25.00 per hour, effective May 11, 2016

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro	✓		✓			
Councilman						
<b>ON CONSENT AGENDA</b>		Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 11, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 7

KENILWORTH, N.J.


May 11, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**BE IT HEREBY RESOLVED;** That **JOSEPH VENTRE AND KEVIN JOW** be employed as Per Diem Dispatchers at a rate of \$20.00 per hour, effective May 11, 2016.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro	✓		✓			
Councilman						
ON CONSENT AGENDA		Yes <u>  </u>	No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 11, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 8

KENILWORTH, N.J.

May 11, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**WHEREAS**, Corelogic Tax Services paid the property taxes for the 2<sup>nd</sup> quarter of 2016 for the property located at 366 Franklin Avenue, Kenilworth, NJ, and;


**WHEREAS**, this resulted in the overpayment of taxes for the 2<sup>nd</sup> quarter of 2016 in the amount of \$1,880.04, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.

**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
56	6	Corelogic Tax Services Attn: Refunds Dept. Mail Code:DFW 1-3 1 Corelogic Drive Westlake, TX 76262	\$ 1,880.04
TOTAL			\$ 1,880.04

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 11, 2016.   Laura Reinertsen, Borough Clerk
Councilwoman Kay Ceceri			✓				
Councilman Larry Clementi		✓		✓			
Councilman Peter Corvelli			✓				
Councilman Gerry Laudati			✓				
Councilman Nicolas Mascaro	✓		✓				
Councilman							
ON CONSENT AGENDA							
							Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

# RESOLUTION

No. 9

KENILWORTH, N.J.

May 11, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, it has been determined that the real estate assessment for the year 2013 has been over assessed on 717 Boulevard, Kenilworth, NJ, due to a State Tax Court Judgment, and;

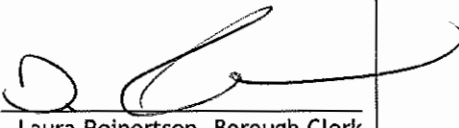
**WHEREAS**, this resulted in the overpayment of taxes for the calendar year 2013 in the amount of \$2,528.41, and;

**WHEREAS**, Michael A. Vespasiano, Attorney representing the owner has requested that the overpayment be refunded to him.

**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
124	2	Michael A. Vespasiano, Attorney Trust Account 331 Main Street Chatham, NJ 07928	\$ 2,528.41
TOTAL			\$ 2,528.41

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 11, 2016.   Laura Reinertsen, Borough Clerk
Councilwoman Kay Ceceri			✓				
Councilman Larry Clementi		✓	✓				
Councilman Peter Corvelli			✓				
Councilman Gerry Laudati			✓				
Councilman Nicolas Mascaro	✓		✓				
Councilman							
ON CONSENT AGENDA							Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>



# RESOLUTION

No. 10

KENILWORTH, N.J.

May 11, 2016

Introduced by: Rita Cull

Seconded by: [Signature]

**BE IT HEREBY RESOLVED:** that **FREDERICK SOOS, JR.**, be promoted to the rank of Lieutenant in the Kenilworth Police Department as per the results of the promotion process and as recommended by Police Chief John Zimmerman, effective May 11, 2016.

[Signature]  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli	✓		✓	✓		
Councilman Gerry Laudati			✓	✓		
Councilman Nicolas Mascaro			✓	✓		
Councilman						
<b>ON CONSENT AGENDA</b>		Yes <u>  </u>	No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 11, 2016.

[Signature]  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 11

KENILWORTH, N.J.

May 11, 2016

Introduced by: Peter Corvelli

Seconded by: [Signature]

**BE IT HEREBY RESOLVED:** that **MICHAEL SCANIELO**, be promoted to the rank of Sergeant in the Kenilworth Police Department as per the results of the promotion process and as recommended by Police Chief John Zimmerman, effective May 11, 2016.

[Signature]  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman						
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 11, 2016.

[Signature]  
Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



MAY 25, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session and May 10, 2016, and the Regular Council Meeting of May 11, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - VFW – Memorial Day Service Invite
  - KVFD – Probationary Firefighter/EMT recommendation
  - Veteran Affairs Committee – Memorial Day Service invite
  - Request to Remove Tree – 595 Bloomingdale
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS
  1. Appoint Councilman – Scott Pentz

**Consent Agenda:**

  2. That all bills be paid when properly audited and funds are available
  3. Appoint Per Diem Dispatchers to the KPD
  4. Corrective Resolution – Per Diem Dispatcher Appointment
  5. Authorize pay increase for Part Time KPD Clerk
  6. Appoint Probationary Fire Fighter/EMT
  7. Authorize pay increase for non-contractual employees
8. ORDINANCES                      Res. #\_8\_ - Introduction - 2016-04 An Ordinance Amending Ordinance #2014-10 Providing for Compensation for Employees of the Borough of Kenilworth
9. PROCLAMATION                      June 2, 2016 National Gun Violence Awareness Day
10. MEETING OPEN TO THE PUBLIC
11. GENERAL BUSINESS
12. ADJOURNMENT


Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Larry Clementi and seconded by Council Member Anthony DeLuca, Jr.

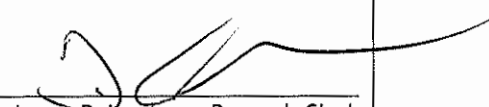
### Consent Agenda:

2. That all bills be paid when properly audited and funds are available
3. Appoint Per Diem Dispatchers to the KPD
4. Corrective Resolution – Per Diem Dispatcher Appointment
5. Authorize pay increase for Part Time KPD Clerk
6. Appoint Probationary Fire Fighter/EMT
7. Authorize pay increase for non-contractual employees

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 25, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 1

KENILWORTH, N.J.

May 25, 2016

Introduced by: Rita Cella

Seconded by: [Signature]

**WHEREAS,** a vacancy occurred on Council prior to the term expiration of December 31, 2016.

**WHEREAS,** the governing body of the Borough of Kenilworth has reviewed the two (2) candidates submitted by the Municipal Republican Committee to fill the vacancy.

**BE IT RESOLVED THAT,** Scott Pentz be appointed Councilman of the Borough of Kenilworth pursuant to N.J.S.A. 40A:16-4. et. Seq.

**BE IT FURTHER RESOLVED THAT,** Scott Pentz be appointed Chairman for the Finance Committee for the year 2016.

[Signature]  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman :						
ON CONSENT AGENDA	Yes		No			✓

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 25, 2016.

[Signature]  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 2

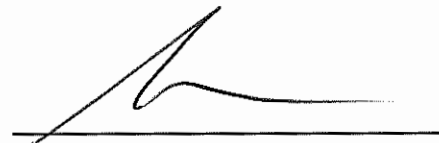
KENILWORTH, N.J.

May 25, 2016

Introduced by: \_\_\_\_\_


Seconded by: CONSENT AGENDA

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

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 25, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 3

KENILWORTH, N.J.


May 25, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**BE IT HEREBY RESOLVED;** That JANELLE LLOYD, PETER KRILL, CARMEN MALADE and ERIN PENTZ be employed as Per Diem Dispatchers at a rate of \$20.00 per hour, effective May 12, 2016.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 25, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 4

KENILWORTH, N.J.

May 25, 2016

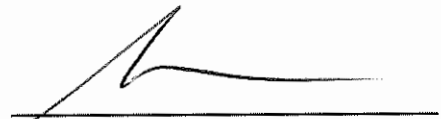
Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

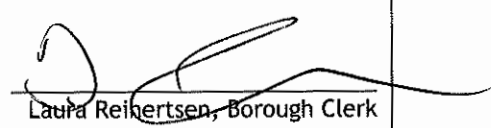
**WHEREAS:** Joseph Ventre and Kevin Jow were employed as Per Diem Dispatchers in the Kenilworth Police Department by resolution on May 11, 2016 with the incorrect hourly rate of \$17.00.

**BE IT RESOLVED:** that the correct rate for Per Diem dispatchers is \$20.00 per hour.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA		Yes <u>4</u>	No <u>0</u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 25, 2016.

  
Laura Reihertsen, Borough Clerk

## RESOLUTION

No. 5

KENILWORTH, N.J.

May 25, 2016


Introduced by: \_\_\_\_\_

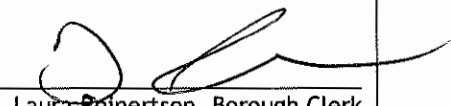
Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the attached following non-contractual Borough Employee receive a salary increase retroactive to January 1, 2016;

<u>Name</u>	<u>12/31/2015 Rate</u>	<u>1/1/2016 Rate</u>
Lisa Guarino (KPD Secretary)	\$12.48 per hour	\$13.00 per hour

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 25, 2016.   Laura Reinertsen, Borough Clerk
Councilwoman Kay Ceceri		✓	✓				
Councilman Larry Clementi	✓		✓				
Councilman Peter Corvelli			✓				
Councilman Gerry Laudati			✓				
Councilman Nicolas Mascaro			✓				
Councilman Scott Pentz			✓				
ON CONSENT AGENDA	Yes _	No _					

## RESOLUTION

No. 6

KENILWORTH, N.J.

May 25, 2016


Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

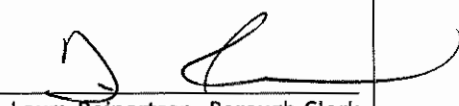
**BE IT HEREBY RESOLVED:** That **ALEXANDER GRAF** be appointed as a Probationary Fire Fighter/EMT on the Kenilworth Fire Department.

**BE IT FURTHER RESOLVED** that these appointments are contingent upon successful completion of medical release, criminal and background checks.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 25, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 7

KENILWORTH, N.J.

May 25, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the attached list of non-contractual Borough Employees receive a salary increase of 2% retroactive to January 1, 2016, as attached.

Approved: \_\_\_\_\_

Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓	✓		
Councilman Larry Clementi	✓			✓		
Councilman Peter Corvelli				✓		
Councilman Gerry Laudati				✓		
Councilman Nicolas Mascaro				✓		
Councilman Scott Pentz				✓		
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 25, 2016.

\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

Kathleen Moschitta		\$ 43,851.06		\$ 44,728.08
Darlene Candarella		\$ 30,000.00		\$ 30,600.00
Lisa Wood		\$ 50,963.35		\$ 51,982.62
Justyna Zagorska		\$ 30,000.00		\$ 30,600.00
Ellen Johns		\$ 52,996.46		\$ 53,960.03
Karen Kizelevich		\$ 31,836.24		\$ 32,472.96
Diane O'Neill		\$ 45,605.10		\$ 46,517.20
Carol Kopyta	\$ 10.83	\$ 18,005.76	\$ 11.05	\$ 18,365.88
Daniel Ryan		\$ 86,921.68		\$ 88,660.11
Kerry Senica		\$ 31,836.24		\$ 32,472.96
Paulette Drogon (Welfare)		\$ 15,483.86		\$ 15,793.54
Paulette Drogon (Alliance Coord)		\$ 6,429.09		\$ 6,557.67
Paulette Drogon (Senior Dir)		\$ 11,906.76		\$ 12,144.90
Derrick Defuria		\$ 68,877.98		\$ 70,255.54
Walter Kriek		\$ 72,171.84		\$ 73,615.28
Robert Weiss	\$ 26.01	\$ 8,115.12	\$ 26.53	\$ 8,277.36

# RESOLUTION

No. 8

KENILWORTH, N.J.

May 25, 2016

Introduced by: Kay Ceceri

Seconded by: Gerry Laudati

**BE IT HEREBY RESOLVED** that the ordinance #2016-04, entitled:

## **AN ORDINANCE AMENDING ORDINANCE NO. 2014-10 PROVIDING FOR COMPENSATION FOR BOROUGH EMPLOYEES OF THE BOROUGH OF KENILWORTH**

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 22<sup>nd</sup> day of June, 2016 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 25, 2016.

Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



JUNE 8, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session May 24, 2016, and the Regular Council Meeting of May 25, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - UC 2016 Grant Announcements: Kid's Recreation Trust & Greening Union County
  - Letter from Chief Giordino recommending Clothing Allowance
  - Ferraioli, Wielkotz, Cerullo & Cuva – 2014 & 2015 Audit Report and LOSAP Report
  - Block Party Request – Newark Ave.
  - **MAY DEPT. REPORTS:** Clerk's Office, Court, Finance Dept., Fire Dept. Planning & Zoning, Police Dept. & Public Works
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

**Consent Agenda:**

  1. That all bills be paid when properly audited and funds are available
  2. Appointment of Part-time Violation Clerk
  3. Appointment of part-time seasonal public works employee
  4. Approve Clothing Allowance #1 for the Fire Dept./Rescue Squad
  5. Approve County Grant submittal - Kid's Recreation Trust & Greening Union County
  6. Authorize payment of time due – J. Ventre

7. Approve ABC Transfer – Blackthorn Restaurant LLC #2008-33-006-007
8. ORDINANCES                      None Presented
9. MEETING OPEN TO THE PUBLIC
10. GENERAL BUSINESS
11. ADJOURNMENT

Time: \_\_\_\_\_

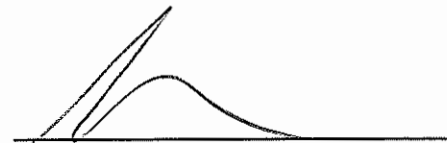


The following resolutions, listed on a Consent Agenda, are offered by Council Member

Peter Corvelli and seconded by Council Member Anthony DeLuca, Jr.

### Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Appointment of Part-time Violation Clerk
3. Appointment of part-time seasonal public works employee
4. Approve Clothing Allowance #1 for the Fire Dept./Rescue Squad
5. Approve County Grant submittal - Kid's Recreation Trust & Greening Union County
6. Authorize payment of time due – J. Ventre

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz		✓	✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 8, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 1

KENILWORTH, N.J.

June 8, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


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



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz		✓	✓			
<b>ON CONSENT AGENDA</b>	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 8, 2016.



Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 2

KENILWORTH, N.J.


June 8, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


*ON CONSENT AGENDA*

**BE IT HEREBY RESOLVED:** Cristallina Tharaldsen be appointed **part-time Violations Clerk** at \$13.00 per hour, to be increased to \$15.00 upon successful completion of the Principles of Municipal Court Administration (POMCA) curricula Level 2 as offered through the Division Office, effective June 13, 2016.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz		✓	✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 8, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 3

KENILWORTH, N.J.

June 8, 2016


Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**BE IT RESOLVED,** that **JOHN NUNGESSER** and **MATTHEW RYAN** be appointed temporary part-time seasonal employees at the Department of Public Works at \$10.00 per hour paid through the Clean Communities Grant, effective June 13, 2016 through August 31, 2016, and

**BE IT FURTHER RESOLVED,** that these appointments are contingent upon successful completion of criminal and background checks.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz		✓	✓			
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>   </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 8, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

Kenilworth, N.J.

June 8, 2015

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

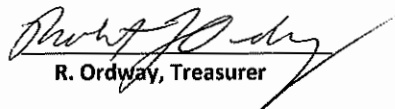
**BE IT HEREBY RESOLVED:** That the attached list of the Kenilworth Volunteer Fire Department/Rescue Squad members be granted an expense allowance in accordance with the report submitted by Fire Chief Lewis Giordano, in the aggregate amount of \$58,633.00.

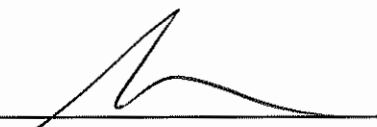
### CERTIFICATION OF FUNDS

DATE: 6/8/2016

### APPROPRIATION:


6-01-25-749-140

  
R. Ordway, Treasurer

Approved:   
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	Yes	No	No	No	No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 8, 2016.

  
Laura Reinertsen, Borough Clerk

EDW	NAME	RANK	TOTAL
04	KRILL, D	FF	\$ 670.50
07	GIORDINO, L	CHIEF	\$ 4,230.00
8	ALVAREZ, B	FF	\$ 930.00
9	ELLIS, J	FF	\$ 775.00
11	VITALE, E	FF	\$ 930.00
13	LUEDDEKE	FF	\$ 874.00
14	MAURO, J	B/C	\$ 3,200.00
15	COWPER, J	EMT	\$ 87.00
16	DAYS, J (DP, 0.00)	EMT	\$ 2,470.00
17	MCHALE, J	FF	\$ 1,800.00
20	HANNON JR, J	LT	\$ 2,200.00
22	SANTIAGO, C	FF	\$ 378.00
23	PADULA, J	FF	\$ 930.00
24	CARILLO, L	FF	\$ 313.25
25	HOWARTH, B	CAPT	\$ 421.50
26	DEANGELIS, T	FF	\$ 720.00
28	FUGETT, J	FF	\$ 930.00
29	HEMANN, R	EMT	\$ 719.00
30	MARQUEZ	EMT	\$ 1,465.00
31	JEAN	EMT	\$ 506.00
32	PETERS, A	FF	\$ 1,500.00
36	DELUCA, A	CAPT	\$ 1,651.25
37	O'BRIEN, J	FF	\$ 1,980.00
42	LEVCHUK, R	FF	\$ 746.25
43	BARRY, C	FF	\$ 201.00
44	MEHA, S	EMT	\$ 776.25
46	SCUDERI, M	B/C	\$ 2,720.25
47	SPRANGER, D	EMT	\$ 1,031.25
48	KRUEGER, W	D/C	\$ 2,920.00
49	BELL, D	LT	\$ 1,523.00
50	RUGGIERO, A	FF ✓	\$ 930.00
51	HANNON III, J	FF ✓	\$ 1,856.00
53	LAGRUTH, D	FF	\$ 279.00
54	RICHARDSON, P	FF	\$ 1,275.00
55	KELLY, T	FF	\$ 1,074.25
56	KELLY, S	CAPT	\$ 2,340.00
57	GIORDINO, C	EMT ✓	\$ 930.00
58	ZACH, J	FF	\$ 587.25
60	PETERS, J	FF	\$ 598.25
94	KOPYTA, C	ADM	\$ 155.00
96	CANTALUPO, J	FF	\$ 930.00
101	<del>WAMSTAD</del> <i>Wong</i>	EMT	\$ 559.00
102	DEOLIVEIRA	EMT	\$ 750.50
103	NEGUA	EMT	\$ 774.00
104	SUFFILL, H	EMT	\$ 1,375.00
105	LOTFY, A	EMT	\$ 788.25
107	OKONIEWSKI, J	EMT	\$ 584.50
108	ARIAS, J	EMT	\$ 290.00
109	ADUBATO, J	EMT	\$ 1,485.00
111	MATIER, K	EMT	\$ 1,471.50
			<u>\$ 58,633.00</u>

## RESOLUTION

No. 5

KENILWORTH, N.J.

June 8, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**WHEREAS**, the Union County Board of Chosen Freeholders has announced the 2016 Kids Recreation Trust Fund Grant and the 2016 Greening Union County Grant; and,

**WHEREAS**, the above mentioned grant focuses on summer recreational programs for the youth of Union County, and overall recreational improvements within each municipality as well as the improvement of the environment; and

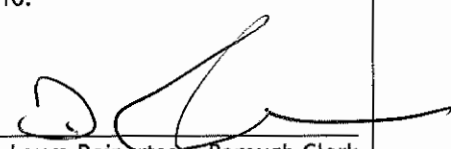
**WHEREAS**, the Borough of Kenilworth agrees that this is an outstanding grant opportunity being offered by the County of Union Open Space, Recreation and Historic Preservation Trust Fund; and

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Clerk be authorized to submit grant applications with the County of Union on behalf of the Borough of Kenilworth.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 8, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 6

KENILWORTH, N.J.

June 8, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** Joseph Ventre, hired on January 26, 2014, has notified the Borough of Kenilworth of her intention to resign effective May 2, 2016; and

**WHEREAS,** Joseph Ventre is entitled to:

4 hours of unused vacation time

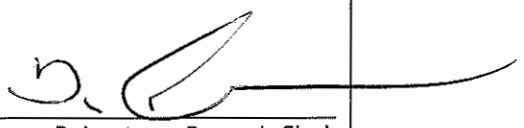
at a rate of \$18.95 per day for a total of \$75.80.

**NOW THEREFORE, BE IT RESOLVED,** by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make the payment of **\$75.80**, as indicated above based on a final calculation upon her retirement.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes <u>2</u>	No <u>—</u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 8, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 7

KENILWORTH, N.J.

June 8, 2016

Introduced by: 

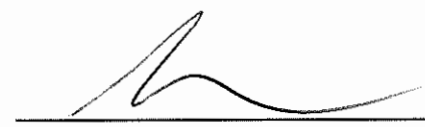
Seconded by: 

**WHEREAS**, an application has been filed for a person-to-person transfer of Plenary Retail Consumption License #2008-33-006-007, heretofore issued to Galmayo aka Blackthorn Restaurant LLC for premises located at 651 North Michigan Avenue, Kenilworth, New Jersey

**WHEREAS**, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and


**WHEREAS**, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Kenilworth does hereby approve, effective June 8, 2016, the transfer of the aforesaid Plenary Retail Consumption License to the Black Ops, LLC and does hereby direct the Borough Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Black Ops, LLC, 651 North Michigan Avenue, Kenilworth, NJ, effective June 8, 2016.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli			✓	✓		
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 8, 2016.

  
Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



JUNE 22, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session June 7, 2016, and the Regular Council Meeting of June 8, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - UC Dept. of Econ. Development – Shared Services for Fiscal Year 2016-2017
  - Block Party Request – 500 Section Passaic Ave.
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

**Consent Agenda:**

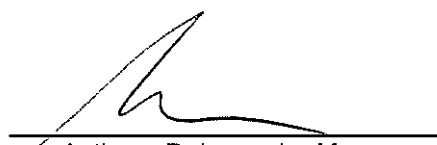
  1. That all bills be paid when properly audited and funds are available
  2. Authorize Agreement with the County of Union re: Community Development
  3. Authorize Payment for Time Due Retiring Employee – A. Wood
  4. Authorize 2% Increase for Employees
  5. Appoint DWP Working Foreman – J. Kania
  6. Authorization of Self Examination of Budget
  7. Appoint Probationary EMTs – A. Jones & D. Mauro
  8. Authorize Medicare Reimbursement #1 \$11,023.70
  9. Approve ABC Licenses for 2016-2017 Renewal
  10. Approve BBKs house of Music (10th Street Live) ABC 2016-2017 Renewal
  11. Approve Michigan Pub of Kenilworth ABC 2016-2017 Renewal
  12. Approve Galmayo (Blackthorn) ABC 2016-2017 Renewal
  13. Approve Joseph Neri ABC 2016-2017 Renewal
  14. Approve Rate for CDBG Senior Handyman – C. Benites
8. ORDINANCES **Public Hearing / Adoption - 2016-04 An Ordinance Amending Ordinance #2014-10 Providing for Compensation for Employees of the Borough of Kenilworth** Res. #\_\_\_\_  
Res. #\_\_\_\_ - **Introduction** - 2016-05 An Ordinance Of The Borough Of Kenilworth Adding An Additional Handicap Parking Space Location On North 18<sup>th</sup> Street Adjacent To The Elementary School  
Res. #\_\_\_\_ - **Introduction** - 2016-06 An Ordinance Amending Chapter 150 of the Borough Code for Property Maintenance
9. MEETING OPEN TO THE PUBLIC
10. GENERAL BUSINESS
11. ADJOURNMENT Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Gerald LaBate and seconded by Council Member John Cullen.


### Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Authorize Agreement with the County of Union re: Community Development
3. Authorize Payment for Time Due Retiring Employee – A. Wood
4. Authorize 2% Increase for Employees
5. Appoint DWP Working Foreman – J. Kania
6. Appoint Probationary EMTs – A. Jones & D. Mauro
7. Authorize Medicare Reimbursement #1 \$11,023.70
8. Approve ABC Licenses for 2016-2017 Renewal
9. Approve BBKs house of Music (10<sup>th</sup> Street Live) ABC 2016-2017 Renewal
10. Approve Michigan Pub of Kenilworth ABC 2016-2017 Renewal
11. Approve Galmayo (Blackthorn) ABC 2016-2017 Renewal
12. Approve Joseph Neri ABC 2016-2017 Renewal
13. Approve Rate for CDBG Senior Handyman – C. Benites
14. Authorization of Self Examination of Budget

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 1

KENILWORTH, N.J.


June 22, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

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

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
<b>ON CONSENT AGENDA</b>	Yes <input checked="" type="checkbox"/>		No <input type="checkbox"/>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 2

KENILWORTH, N.J.

June 22, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**CONSENT AGENDA**

**A RESOLUTION AUTHORIZING THE MAYOR AND MUNICIPAL CLERK OF THE MUNICIPALITY OF KENILWORTH TO EXECUTE AN AGREEMENT WITH THE COUNTY OF UNION TO MODIFY THE COOPERATIVE AGREEMENT DATED JUNE 2014**

**WHEREAS**, certain Federal funds are potentially available to the County of Union under Title I of the Housing and Community Development Block Grant Act of 1974, as amended, commonly known as the Community Development Block Grant Program; and

**WHEREAS**, certain Federal funds are potentially available to the County of Union under Title II of the National Affordable Housing Act of 1990, commonly known as the HOME Investment Partnership program; and


**WHEREAS**, substantial Federal funds provided through subtitle B of Title IV of the McKinney-Vento Homeless Assistance Act commonly known as the Emergency Solutions Grants program (ESG) are allocated to prevent homelessness and to enable homeless individuals and families to move toward independent living; and

**WHEREAS**, it is necessary to amend an existing Cooperative Agreement for the County of Union and its people to benefit from this program; and

**WHEREAS**, it is in the best interest of the Borough of Kenilworth and the County of Union in cooperation with each other to enter into a modification of the existing Cooperative Agreement pursuant to N.J.S.A. 40A:65-1 et seq;


**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Kenilworth that the agreement entitled "**COOPERATIVE AGREEMENT BETWEEN THE COUNTY OF UNION AND CERTAIN MUNICIPALITIES FOR CONDUCTING CERTAIN COMMUNITY DEVELOPMENT ACTIVITIES**," dated June 2014, for the Purpose of Inserting a Description of Activities for Fiscal Year 2016-2017 of the Union County Community Development Block Grant program, the HOME Investment Partnership program, and the Emergency Shelter Grant program (ESG), a copy of which is attached hereto; be executed by the Mayor and Municipal Clerk in accordance with the provisions of law;

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately upon its adoption.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 3

KENILWORTH, N.J.

June 22, 2016

Introduced by: \_\_\_\_\_


Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS, Alan Wood** has notified the Borough of Kenilworth of his intention to retire effective June 15, 2016, and;

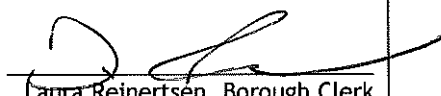
**WHEREAS, Alan Wood** is entitled to Terminal Leave pay as per the employee manual;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make payment as indicated above based on a final calculation upon his final day of work.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

June 22, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the following list of non-contractual Borough Employees receive a salary increase of 2% retroactive to January 1, 2016, as attached.

Name	Current Annual	Longevity	With 2% Incr	Retro
Joanne Szelingiewicz	\$ 54,733.00	\$ 5,473.37	\$ 61,301.77	\$ 268.51
Debra Weiss	\$ 48,723.41	n/a	\$ 49,697.88	\$ 165.48

Approved: \_\_\_\_\_

Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.  _____ Laura Reinertsen, Borough Clerk
Councilwoman Kay Ceceri			✓				
Councilman Larry Clementi			✓				
Councilman Peter Corvelli		✓	✓				
Councilman Gerry Laudati	✓		✓				
Councilman Nicolas Mascaro			✓				
Councilman Scott Pentz						✓	
ON CONSENT AGENDA	Yes	✓	No				

# RESOLUTION

No. 5

KENILWORTH, N.J.

June 22, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

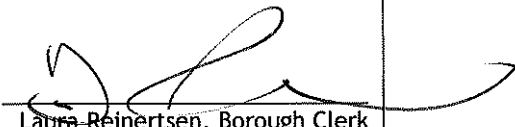
**BE IT HEREBY RESOLVED:** That **JOSEPH KANIA** be employed as **Working Foreman** in the Kenilworth Department of Public Works as of July 4, 2016, at a rate of \$60,000.00 per annum, effective July 4, 2016.

**BE IT FURTHER RESOLVED:** that this offer of employment is contingent upon successful completion of a NJ Dept. of Transportation Physical and Drug/Alcohol Screening criminal and background checks.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 6

KENILWORTH, N.J.

June 22, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

### Self-Examination of Budget Resolution

**WHEREAS**, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

**WHEREAS** N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

**WHEREAS**, pursuant to N.J.A.C. 5:30-7.2 THRU 7.5 the Borough of Kenilworth has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough of Kenilworth meets the necessary conditions to participate in the program for the 2016 budget year, so now therefore.

**BE IT RESOLVED**, by the Borough Council of the Borough of Kenilworth that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification. The governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges
  - b. Deferred charges and statutory expenditures
  - c. Cash deficit of preceding year
  - d. Reserve for uncollected taxes
  - e. Other reserves and non-disbursement items
  - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met (complies with the "CAP" law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
  - a. All estimates of revenue are reasonable, accurate, and correctly stated.
  - b. Items of appropriation are properly set forth
  - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced, publicly advertised, and in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

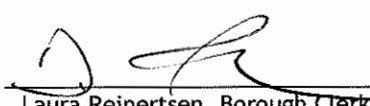
**BE IT FURTHER RESOLVED**, THAT A COPY OF THIS RESOLUTION BE FORWARDED TO THE Director of the Division of Local Government Services.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.



Laura Reinertsen, Borough Clerk

**CERTIFICATION OF APPROVED BUDGET**

It is hereby certified that the Approved Budget complies with the requirements of law and approval is given pursuant to NJSA 40A:4-78(b) and NJAC 5:30-7.

It is further certified that the municipality has met the eligibility requirements of NJAC 5:30-7.4 and 7.5 and that I, as the Chief Financial Officer, have completed the local examination in compliance with NJAC 5:30-7.6.

Dated: June 22, 2016

  
Robert Ordway, Chief Financial Officer  
Borough of Kenilworth

## RESOLUTION

No. 7

KENILWORTH, N.J.

June 22, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** that **ASHLYN JONES** and **DANI MAURO** be appointed as a EMT on the Kenilworth Fire Department.


**BE IT FURTHER RESOLVED:** that these appointments are contingent upon successful completion of medical release, criminal and background checks.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Gerry Laudati	✓		✓	✓		
Councilman Nicolas Mascaro			✓	✓		
Councilman Scott Pentz						✓
<b>ON CONSENT AGENDA</b>	Yes <input checked="" type="checkbox"/>		No <input type="checkbox"/>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 8

KENILWORTH, N.J.


June 22, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

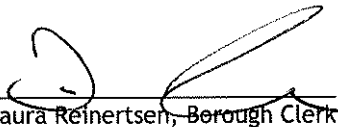
CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the attached list of Retirees be reimbursed for their payments for Medicare coverage from January 1, 2015 through June 30, 2015 inclusive, in accordance with Chapter 231, P.L. 1970 State of New Jersey.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RETIREES MEDICARE REIMBURSEMENT

January 1, 2015 through June 30, 2016

<u>Retired Employee</u>		<u>Reimbursement Amount</u>
Michael Ciravolo – Mary (wife)	2 - \$209.80 x 6 =	\$1,258.80
Brent David – Carol (wife)	2 - \$209.80 x 6 =	\$1,258.80
<i>Charles David (Deceased) – Marie (wife)</i>	1 - \$104.90 x 0 =	\$0.00*
William Dowd -	1 - \$104.90 x 6 =	\$629.40
Kenneth Grady -	1 - \$104.90 x 6 =	\$629.40
Patricia Howarth -	1 - \$104.90 x 1 =	\$104.90
William Hugelmeyer -	1 - \$104.90 x 6 =	\$629.40
Robert E. Jeans -	1 - \$104.90 x 6 =	\$629.40
Alex Kurawa – Helen (wife)	2 - \$209.80 x 6 =	\$1,258.80
Hedwig Lipke -	1 - \$243.60 x 6 =	\$1,461.60
Joseph Rego - Rose (wife)	2 - \$209.80 x 6 =	\$1,258.80
<i>Harold Scheidegger -</i>	1 - \$104.90 x 0 =	\$0.00*
Victor Smith (Deceased) - Margaret (wife)	1 - \$146.90 x 6 =	\$881.40
Donald Tisch –	1 - \$170.50 x 6 =	\$1,023.00
Louis Vitale -	1 - \$104.90 x 6 =	\$629.40
<b>TOTAL</b>		<b>\$11,023.70</b>

Documentation not received for retiree \*

## RESOLUTION

No. 9

KENILWORTH, N.J.

June 22, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, applications for renewal of Plenary Retail Consumption and Distributors and Club Licenses have been filed with the Borough Clerk with their proper fees.

**NOW, THEREFORE, BE IT RESOLVED** that the Plenary Retail Consumption Licenses, Distributors and Club Licenses be renewed and granted for the license year 2016-2017:

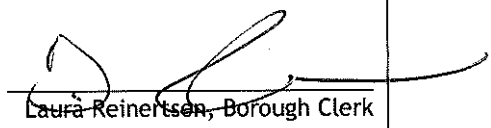
2008-33-001-004	CJMK, Inc., t/a La Griglia
2008-44-012-005	PA & SA, Inc., t/a Parkway Liquors
2008-31-015-001	American Legion Post No. 470 Kenilworth, t/a American Legion Kenilworth 470
2008-31-016-001	Columbian Club of Kenilworth, t/a/ Columbian Club
2008-31-017-001	Kenilworth Veterans Center
2008-33-007-008	C.Q.D.S. Inc., t/a Taormina Ristorante
2008-33-011-001	Lucky G, Inc.
2008-33-002-008	M&A Restaurant t/a LaCampagnola
2008-36-004-008	Kenilworth Hospitality, LLC Kenilworth Inn
2008-33-013-011	Butternut Café LLC t/a Boulevard Five 72

All of the above premises have been inspected by the Kenilworth Board of Health; proof has been received that all applicants have paid the \$200 filing fee to the Division of Alcoholic Beverage Control.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA						
	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 10

KENILWORTH, N.J.

June 22, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** By the Governing Body of the Borough of Kenilworth that:

**WHEREAS, BBKS HOUSE OF MUSIC, t/a 10<sup>TH</sup> STREET LIVE**, applied for renewal of its Plenary Retail Consumption License No. 2008-33-003-009, for the one year period commencing July 1, 2016; and

**WHEREAS**, said applicant has tendered the proper license fees to the Borough Clerk and proof has been received that the applicant has paid the proper filing fee to the Division of Alcoholic Beverage Control;

**WHEREAS**, the Chief of Police and the Kenilworth Board of Health have reviewed the application and approved of the same; and

**WHEREAS**, special conditions were annexed to the applicant's license when it was last renewed for a one year period commencing July 1, 2016; and

**WHEREAS**, the facts which led this Governing Body to impose such special conditions have continued; and

**WHEREAS**, by reason of the nature of the applicant's business and its clientele, patrons leaving the licensed premises have continued to create a nuisance on neighboring streets and properties by reason of loud and raucous noise and litter substantially interfering with the peace, quiet, and rights of those residing in the neighborhood and adjoining property owners; and

**WHEREAS**, said situation will continue to exist unless certain special conditions are maintained upon the applicant; and

**WHEREAS**, the Governing Body has heretofore notified the applicant of its intention to impose this additional condition and afforded the applicant an opportunity to be heard concerning the same;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Kenilworth that Plenary Retail Consumption License No. 2008-33-003-009 of BBK HOUSE OF MUSIC, t/a 10<sup>TH</sup> STREET LIVE, be renewed for a one year period commencing July 1, 2016, subject, however, to the following conditions:

1. That the licensee provide an employee to police the area in the neighborhood of the licensed premises on both sides of North 10th Street (including privately owned properties whose owners file written consents with the Borough Clerk), and remove all bottles, cans, cartons and similar debris associated with the operation of a Plenary Retail Consumption business, every Friday, Saturday and Sunday morning;
2. That the licensee continue to employ personnel to maintain peace, quiet and good order within the licensed premises every Friday and Saturday from 10:00 o'clock P.M. to closing;
3. That the licensee employ other personnel to monitor and assist in maintaining peace, quiet and good order in its parking lot and street within such area as the Chief of Police shall direct, every Friday and Saturday from 10:00 o'clock P.M. to closing, provide that the duties of such special police officers shall be limited to seeing that the patrons of "Tenth Street Live" act peaceably, quietly and in good order as they arrive and leave the licensed premises, provided, however, that the Chief of Police, for good cause, may waive the requirement set forth in this paragraph for such periods of time when he deems its application unnecessary;
4. That the licensee maintain an accurate count of all persons entering and leaving the licensed premises on Thursday, Friday and Saturday nights and provide such count, upon request, to the Mayor, Fire Chief, Police Chief, Fire Commissioner or their authorized representatives;

5. That the licensee continue to maintain and utilize a "bull-horn" to announce the license numbers of motor vehicles illegally parked so that the owners may remove the same promptly;
6. That no packaged goods be sold after 9:00 o'clock P.M.;
7. That the licensee meet with the Mayor and /or Governing Body periodically upon request in order to discuss problems that may arise in connection with the operation of the licensed premises.

In the event that any conditions or portion thereof be held invalid or unenforceable, the invalidity or unenforceability of such condition or portion thereof shall in no way affect any other condition or portion thereof.

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
<b>ON CONSENT AGENDA</b>	Yes ✓		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22nd, 2016.

Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 11

KENILWORTH, N.J.

June 22, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** By the Governing Body of the Borough of Kenilworth that:

**WHEREAS,** The Michigan Pub of Kenilworth, Inc. t/a The Michigan Pub applied for renewal of its Plenary Retail Consumption License No. 2008-33-005-007 for a one year period commencing July 1, 2016; and

**WHEREAS,** said applicant has tendered the proper license fees to the Borough Clerk and proof has been received that the applicant has paid the proper filing fee to the Division of Alcoholic Beverage Control; and

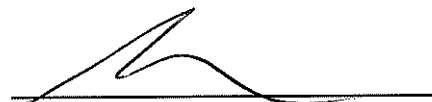
**WHEREAS,** the Chief of Police and the Kenilworth Board of Health has reviewed the application and approved of the same; and

**WHEREAS,** special conditions were annexed to the applicant's license when a Person to Person Transfer was granted on February 12, 2003; and

**WHEREAS,** the facts which led this Governing Body to impose such special conditions have continued;


**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Kenilworth that Plenary Retail Consumption License No. 2008-33-005-007 of The Michigan Pub of Kenilworth, Inc. t/a The Michigan Pub be renewed for a one year period commencing July 1, 2016, subject however to the following condition:

"That live entertainment is prohibited at this location, 303 South Michigan Avenue."

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 12

KENILWORTH, N.J.

June 22, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**WHEREAS**, Galmayo, Inc. t/a Blackthorn applied for renewal of its Plenary Retail Consumption License No. 2008-33-006-007, for a one year period commencing July 1, 2016; and

**WHEREAS**, said applicant has tendered the proper license fees to the Borough Clerk and proof has been received that the applicant has paid the proper filing fee to the Division of Alcoholic Beverage Control; and

**WHEREAS**, the Chief of Police and the Kenilworth Board of Health have reviewed the application and approved of the same; and

**WHEREAS**, special conditions were annexed to the applicant's license when Expanded

Premise was granted on July 2, 2001; and

**WHEREAS**, the facts which led this Governing Body to impose such special conditions have continued;


**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Kenilworth that Plenary Retail Consumption License No. 2008-33-006-007 of Galmayo, Inc. t/a Blackthorn, be renewed for a one year period commencing July 1, 2016, subject however to the following conditions on the licensed premises:

1. Occupancy on the deck area shall not exceed 145 persons.
2. No permanent or portable service bars shall be allowed on the deck area. All alcoholic beverages shall be served by waiters or waitresses.
3. The deck area must be closed to patrons by 12:30 A.M., except on Thursday, Friday, and Saturday evenings when said closing shall be at 1:00 A.M., at which time the consumption of alcohol on the deck area shall be prohibited.
4. No music or other form of entertainment may be played, broadcast or conducted on or over the deck area after 12:30 A.M.
5. Operating months for the deck area shall be from April 15<sup>th</sup> through October 15<sup>th</sup>.
6. Deck area allowed to be open March 17<sup>th</sup> (St. Patrick's Day).

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 13

KENILWORTH, N.J.

June 22, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** Joseph Neri applied for renewal of its Plenary Retail Consumption License No. 2008-33-010-005 for a one year period commencing July 1, 2016; and

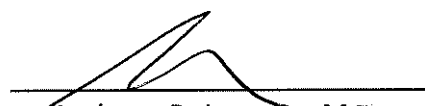
**WHEREAS,** said applicant has tendered the proper license fees to the Borough Clerk and proof has been received that the applicant has paid the proper filing fee to the Division of Alcoholic Beverage Control; and

**WHEREAS,** the Chief of Police and the Kenilworth Board of Health have reviewed the application and approved of the same; and

**WHEREAS,** the facts which led this Governing Body to impose such special conditions have continued;

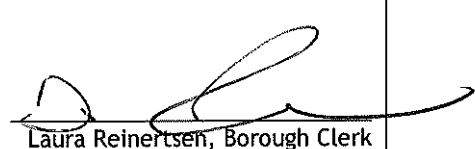
**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Kenilworth that Plenary Retail Consumption License No. 2008-33-010-005 of Joseph Neri be renewed for a one year period commencing July 1, 2016, subject however to the following conditions on the licensed premises per Special Ruling of the Director of the Division of Alcoholic Beverage Control pursuant to NJSA 33:1-12.39:

***No further renewals of this license shall be granted unless the license is being actively used at an approved site on or before June 30, 2017, except if good cause for reconsideration is shown.***

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22nd, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 14

KENILWORTH, N.J.

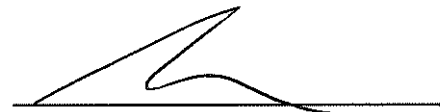
June 22, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That **CESAR BENITES**, employed part-time as Senior Citizen Handyman for the Community Development Senior Citizen Handyman Program, be paid at a rate of \$17.00 per hour

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 15

KENILWORTH, N.J.

June 22, 2016

Introduced by: 

Seconded by: 

**BE IT HEREBY RESOLVED** that the ordinance #2016-04 entitled:

**AN ORDINANCE AMENDING ORDINANCE NO. 2014-10 PROVIDING FOR COMPENSATION  
FOR BOROUGH EMPLOYEES OF THE BOROUGH OF KENILWORTH**


Was introduced and approved on first reading, at the regular meeting of the Borough Council on May 25, 2016 and approved for final passage at the regular meeting of the Borough Council of June 22, 2016 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.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 16

KENILWORTH, N.J.

June 22, 2016

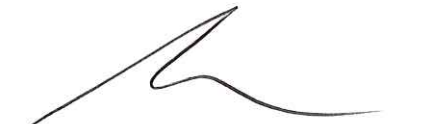
Introduced by: Peter Corvelli

Seconded by: Gerry Laudati

BE IT HEREBY RESOLVED that the ordinance #2016-05, entitled:


### AN ORDINANCE OF THE BOROUGH OF KENILWORTH ADDING AN ADDITIONAL HANDICAP PARKING SPACE LOCATION ON NORTH 18<sup>TH</sup> STREET ADJACENT TO THE ELEMENTARY SCHOOL

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 13<sup>th</sup> day of July, 2016 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

  
Laura Reineksen, Borough Clerk

## RESOLUTION

No. 17

KENILWORTH, N.J.

June 22, 2016

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2016-06, entitled:

### An Ordinance Amending Chapter 150 of the Borough Code for Property Maintenance

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 13<sup>th</sup> day of July, 2016 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

[Signature]  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes		No			✓

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 22, 2016.

[Signature]  
Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



JULY 13, 2016 -- 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session June 21, 2016, and the Regular Council Meeting of June 22, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - NJDOT – Notice of Award 2016 Municipal Aid Program \$185,000
  - NJDOT - Notice of Shutdown – 2016 Municipal Aid
  - KVFD – Annual Carnival Notice (Aug. 15 – Aug. 20)
  - Brent Material Company – Right of Way Review
  - Mr. Holler 728 Richfield Ave. – DiMario Park Concern
  - JUNE DEPT. REPORTS: Clerk's Office, Court, Finance Dept., Fire Dept. Planning & Zoning, Police Dept. & Public Works
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

Consent Agenda:

  1. That all bills be paid when properly audited and funds are available
  2. Authorize CFO to pay bills until next meeting
  3. Authorize Medicare Reimbursement
  4. Authorize Payment for Time Due Retiring Employee – W. Kriek
  5. Authorize Terminal Leave for Status Change – J. Kania
  6. Award Contract – Flooding Remediation – S. Brothers \$22,978.00
  7. Appoint DPW Laborer – M. Nieto
  8. Appoint Civilian Dispatcher
  9. Transfer Liquor License – PA & SA, Inc. to R and S Beverages. LLC
  10. Liquor License Renewal – PPAND & Lehar Liquor Corp.
  11. Authorize Rejection of Bids for Recycling Services
  12. Authorize Rejection of Bids for Restoration of DiMario Park
8. ORDINANCES Public Hearing / Adoption - 2016-05 An Ordinance Of The Borough Of Kenilworth Adding An Additional Handicap Parking Space Location On North 18<sup>th</sup> Street Adjacent To The Elementary School 2016-04 An Ordinance Amending Ordinance Res. # \_\_\_\_  
Public Hearing / Adoption - 2016-06 An Ordinance Amending Chapter 150 of the Borough Code for Property Maintenance Res. # \_\_\_\_  
Res. # \_\_\_\_ - Introduction - 2016-07 An Ordinance Amending And Supplementing The 'Land Use Ordinance' Of The Borough Of Kenilworth, County Of Union, State Of New Jersey Entitled Land Development  
Res. # \_\_\_\_ - Introduction - 2016-08 An Ordinance Amending And Supplementing Chapter 225 Part 5 Of The 'Land Use Ordinance' Of The Borough Of Kenilworth, County Of Union, State Of New Jersey Entitled Land Development
9. REPORTS OF MAYOR, COUNCIL AND BOROUGH ATTORNEY:
10. PROCLAMATION & PRESENTATIONS Volunteer Week -- July 18 through July 24, 2016
11. MEETING OPEN TO THE PUBLIC
12. GENERAL BUSINESS
13. ADJOURNMENT Time: \_\_\_\_\_



The following resolutions, listed on a Consent Agenda, are offered by Council Member

Gerald Laudati and seconded by Council Member [Signature].

### Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Authorize CFO to pay bills until next meeting
3. Authorize Medicare Reimbursement
4. Authorize Payment for Time Due Retiring Employee – W. Kriek
5. Authorize Terminal Leave for Status Change – J. Kania
6. Award Contract – Flooding Remediation – S. Brothers \$22,978.00
7. Appoint DPW Laborer – M. Nieto
8. Appoint Civilian Dispatcher
9. Transfer Liquor License – PA & SA, Inc. to R and S Beverages. LLC
10. Liquor License Renewal – PPAND & Lehar Liquor Corp.
11. Authorize Rejection of Bids for Recycling Services
12. Authorize Rejection of Bids for Restoration of DiMario Park

[Signature]  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz		✓	✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

[Signature]  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 1

KENILWORTH, N.J.


July 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

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

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 2

KENILWORTH, N.J.


July 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Chief Finance Officer be authorized to make payments for necessary obligations prior to the next regularly scheduled Council Meeting on August 24, 2016.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 3

KENILWORTH, N.J.


July 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**BE IT HEREBY RESOLVED:** That the following list of Retirees be reimbursed for their payments for Medicare coverage from January 1, 2016 through June 30, 2016 inclusive, in accordance with Chapter 231, P.L. 1970 State of New Jersey.

Retired Employee	Reimbursement Amount
Patricia Howarth -	1 - \$104.90 x 5 = \$524.50
<b>TOTAL</b>	<b>\$524.50</b>

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

July 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**WHEREAS, WALTER KRIECK** has notified the Borough of Kenilworth of his intention to retire effective July 31, 2016, and;

**WHEREAS, WALTER KRIECK** is entitled to Accumulated Time Due and Terminal Leave pay as per the employee manual;

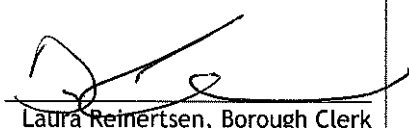
**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make payment as indicated above based on a final calculation upon his final day of work.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.



Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 5

KENILWORTH, N.J.

July 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**WHEREAS,** **JOSEPH KANIA** has notified the Borough of Kenilworth of his intention to take the Working Foreman position effective July 4, 2016; and

**WHEREAS,** the Working Foreman position is a non-contractual position; and

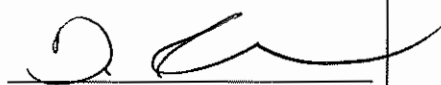
**WHEREAS,** **JOSEPH KANIA** is entitled to Terminal Leave pay as per the DPW Contract.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make payment as indicated above based on a final calculation upon his final day of work under the current DPW contract.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 6

KENILWORTH, N.J.

July 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**WHEREAS,** the Borough of Kenilworth in effort to alleviate flooding at the intersection of Coolidge Dr. and the Boulevard has directed the Borough Engineer to solicit quotes; and

**WHEREAS,** the Borough Engineer is in receipt of quotes for the repair and installation of drainage system and is recommending award to S. Brothers, Inc. at their quote of \$22,978.00; and

**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 S. Brothers Inc. for their quote for the drainage improvements at Coolidge Drive and the Boulevard, for a sum of \$22,978.00
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

DATE: 7-13-2016

APPROPRIATION:

6-04-55-154-109

Robert Ordway  
ROBERT ORDWAY, TREASURER

Anthony DeLuca, Jr.  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

Laura Reinertsen  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 7

KENILWORTH, N.J.


July 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

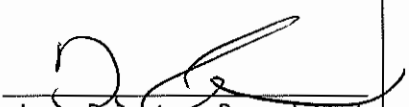
**BE IT HEREBY RESOLVED:** That **Manuel Nieto** be employed as a Driver/Laborer in the Kenilworth Department of Public Works as of July 25, 2016 at a rate of \$16.00 per hour subject to a 90 day probationary period.

**BE IT FURTHER RESOLVED:** that this offer of employment is contingent upon successful completion of a NJ Dept. of Transportation Physical and Drug/Alcohol Screening and criminal background checks.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 8

KENILWORTH, N.J.

July 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


**WHEREAS,** there are vacancies in Kenilworth Police Department for Civilian Dispatchers; and

**WHEREAS,** the Borough Council will not be meeting again until August 24, 2016.

**BE IT RESOLVED,** that the appointment of **James O'Rourke** and as Probationary Civilian Dispatcher in the Kenilworth Police Department is hereby approved and effective date to be determined by the Personnel Supervisor.


**BE IT FURTHER RESOLVED,** that should another vacancy occur prior to the regularly scheduled Council meeting of August 24, 2016, the appointment of **Angela Devigili** as Probationary Civilian Dispatcher in the Kenilworth Police Department is hereby approved and effective date to be determined by the Personnel Supervisor.

**THEREFORE BE IT FURTHER RESOLVED,** that this offer of employment is contingent upon successful completion of psychological, evaluation, medical release, criminal and background checks.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

  
Laura Reinertsen, Borough Clerk

No. 9

KENILWORTH, N.J.

July 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSIST AGENDA

**WHEREAS**, an application has been filed for a person-to-person transfer of Plenary Retail Distribution License #2008-44-012-005, heretofore issued to PA & SA, Inc. for premises located at 870 Boulevard, Suite A, Kenilworth, New Jersey

**WHEREAS**, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

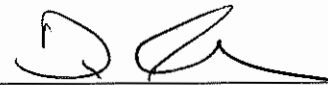
**WHEREAS**, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Kenilworth does hereby approve, effective July 13, 2016, the transfer of the aforesaid Plenary Retail Distribution License to R and S Beverages, LLC and does hereby direct the Borough Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to R and S Beverages s, LLC, 870 Boulevard, Suite A Kenilworth, NJ, effective July 13, 2016.

  
 Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			✓
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
<b>ON CONSENT AGENDA</b> Yes <u>  </u> No <u>  </u>						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

  
 Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 10

KENILWORTH, N.J.

July 13, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**WHEREAS,** the applicants for renewal of Plenary Retail Consumption and Distributors Licenses, listed below, have filed late with the Borough Clerk with their proper fees; and

**WHEREAS,** the applicants have provided Ad Interim Permits issued by the State of New Jersey; valid through July 15, 2016.

**NOW, THEREFORE, BE IT RESOLVED,** that the Plenary Retail Consumption Licenses, Distributors and Club Licenses be renewed and granted for the license year 2016-2017:


2008-33-008-007	PPANDD t/a Umberto's Clam Bar & Continental Restaurant
2008-44-009-004	Lehar Liquor Corp.

All of the above premises have been inspected by the Kenilworth Board of Health; proof has been received that all applicants have paid the \$200 filing fee to the Division of Alcoholic Beverage Control.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			✓
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 11

KENILWORTH, N.J.

July 13, 2016

Introduced by: \_\_\_\_\_

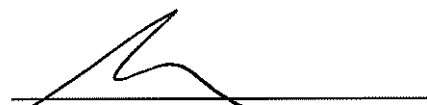
Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** the Borough of Kenilworth received bids for RECYCLING SERVICES, on July 7, 2016; and

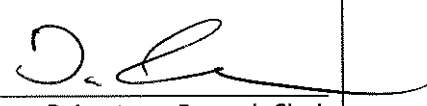
**WHEREAS,** the Mayor and Council can reject all bids in accordance with the Instructions to Bidders, item 2.K of the Request for Proposal; and

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the Borough of Kenilworth that Kenilworth hereby rejects all bids for RECYCLING SERVICES.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 12

KENILWORTH, N.J.

July 13, 2016

Introduced by: \_\_\_\_\_


Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** the Borough of Kenilworth received bids FOR **RESTORATIONS TO DIMARIO PARK**, on June 23, 2016; and

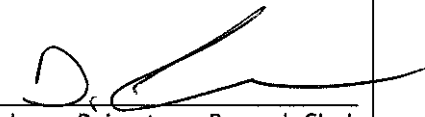
**WHEREAS,** the Mayor and Council can reject all bids as noted in the Notice to Bidders; and

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the Borough of Kenilworth that Kenilworth hereby rejects all bids for **RESTORATIONS TO DIMARIO PARK**.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 13

KENILWORTH, N.J.

July 13, 2016

Introduced by: Gerry Laudati

Seconded by: [Signature]

**BE IT HEREBY RESOLVED** that the ordinance #2016-05, entitled:

**AN ORDINANCE OF THE BOROUGH OF KENILWORTH ADDING AN ADDITIONAL HANDICAP PARKING SPACE LOCATION ON NORTH 18<sup>TH</sup> STREET ADJACENT TO THE ELEMENTARY SCHOOL**

Was introduced and approved on first reading, at the regular meeting of the Borough Council on June 22, 2016 and approved for final passage at the regular meeting of the Borough Council of July 13, 2016 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.

[Signature]  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	<p>I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.</p> <p><u>[Signature]</u> Laura Reinertsen, Borough Clerk</p>
Councilwoman Kay Ceceri			✓				
Councilman Larry Clementi			✓				
Councilman Peter Corvelli						✓	
Councilman Gerry Laudati	✓		✓				
Councilman Nicolas Mascaro			✓				
Councilman Scott Pentz		✓	✓				
<b>ON CONSENT AGENDA</b>	Yes _		No _			✓	

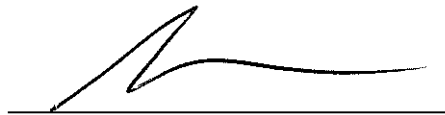
**ORDINANCE NO. 2016-05**  
**AN ORDINANCE OF THE BOROUGH OF KENILWORTH ADDING AN ADDITIONAL**  
**HANDICAP PARKING SPACE LOCATION ON NORTH 18<sup>TH</sup> STREET ADJACENT TO THE**  
**ELEMENTARY SCHOOL**


**Purpose.**

The purpose of this Ordinance is to supplement the schedule XXIII in Section 190-55 of the Borough Code with additional handicap parking zones.

**§ 190-55 Schedule XXIII: Handicapped Parking Zones. Is being supplemented as follows:**

Name of Street	Side	Location
North 18 <sup>th</sup> Street	West	154 feet North of the Boulevard for 20 feet to 174 feet North of the Boulevard

  
 \_\_\_\_\_  
 Anthony DeLuca, Jr., Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		X				KAY CECERI			✓			
		X				LAWRENCE CLEMENTI			✓			
X		X				PETER CORVELLI						✓
	X	X				GERRY LAUDATI	✓		✓			
		X				NICHOLAS MASCARO			✓			
					X	SCOTT PENTZ		✓	✓			
Introduced: June 22, 2016					I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.							
Final Adoption: July 13, 2016												
					 Laura Reinertsen, Borough Clerk							

## RESOLUTION

No. 14

KENILWORTH, N.J.

July 13, 2016

Introduced by: 


Seconded by: 

**BE IT HEREBY RESOLVED** that the ordinance #2016-06, entitled:

### **An Ordinance Amending Chapter 150 of the Borough Code for Property Maintenance**


Was introduced and approved on first reading, at the regular meeting of the Borough Council on June 22, 2016 and approved for final passage at the regular meeting of the Borough Council of July 13, 2016 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.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

  
Laura Reinertsen, Borough Clerk



**ORDINANCE NO. 2016-06**  
**AN ORDINANCE AMENDING CHAPTER 150 OF THE BOROUGH CODE FOR PROPERTY**  
**MAINTENANCE**

**Explanation:** This ordinance amends Chapter 150 of the Borough of Kenilworth Code for PROPERTY MAINTENANCE by providing an additional article creating creditor responsibility for property when it is vacant, abandoned or in foreclosure.

**WHEREAS,** abandoned properties potentially create a wide range of problems including fostering criminal activity, creating public health problems, diminishing the quality of life for residents and businesses in the general area, increasing the risk of property damage to adjacent property owners through arson and vandalism and discouraging neighborhood stability and revitalization, diminishing the property values of neighboring properties and, for those reasons, are presumptively considered to be nuisances, and

**WHEREAS,** THE Borough Committee of the Borough of Kenilworth finds that abandoned and vacant properties exist within the boundaries of the Borough, and

**WHEREAS,** It is in the public interest for the Borough to establish a mechanism to identify and track vacant and abandoned properties which are in foreclosure, to establish standards for the maintenance of those properties and to enforce those standards,

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Committee of the Borough of Kenilworth that the Property maintenance Code of the Borough be amended to add additional articles and Sections as follows:

**ARTICLE V**  
**CREDITORS AND MORTGAGE HOLDERS RESPONSIBILITIES FOR VACANT,**  
**ABANDONED AND PROPERTIES BEING FORECLOSED**

**150-25 DEFINITION OF TERMS RELATED TO CREDITORS AND MORTGAGE**  
**HOLDERS**

For the specific purposes of this code, the following terms, whenever used herein or referred to in this code, shall have the respective meanings assigned to them hereunder unless a different meaning clearly appears from the context:

*Exterior of premises* shall mean those portions of a structure which are exposed to public view or are visible from adjoining or adjacent lots, including all outside surfaces and appurtenances thereto, and the open land space of any premises outside of any building or structure erected thereon, including vacant lots.

*Nuisance* shall mean:

**ORDINANCE NO. 2016-06**  
**AN ORDINANCE AMENDING CHAPTER 150 OF THE BOROUGH CODE FOR PROPERTY**  
**MAINTENANCE**

- a. Any public or private condition that would constitute a nuisance according to the statutes, laws and regulations of the State of New Jersey, its governmental agencies or the ordinances of the Borough.
- b. Any physical condition existing in or on the exterior of any premises which is potentially dangerous, detrimental or hazardous to the life, health or safety of persons on, near or passing within the proximity of the premises where the condition exists.

*Operator* shall mean any person, persons or entity not the owner, but including any agent of the owner, who has charge, possession, custody, care or control of a dwelling or premises or a part thereof.

*Owner* shall mean any person, persons or entity who shall have legal or equitable title in any form whatsoever to any premises or part thereof, including any fiduciary, trustee, receiver, guardian or mortgagee in possession. Any lessee, sublessee or assignee of a lessee of any part of any premises shall be deemed an "owner" with respect to that portion of the premises sublet, leased or assigned.

*Premises* shall mean a lot, plot or parcel of land, right-of-way or multiples thereof, including the building or structures thereon.

*Refuse or rubbish* shall mean all discarded, useless, unusable, unused or worthless solid waste matter or materials, combustible or noncombustible, including but not limited to garbage, trash, ashes, paper, paper goods and products, wrappings, cans, bottles, containers, yard clippings, garden waste, debris, junk, glass, boxes, crockery, wood, plastic, rubber, leather, furniture, household goods, appliances, bedding, scrap lumber, scrap metal, construction material, inoperable machinery or parts thereof, garden or farming implements and supplies, dead or rotting vegetation, tires and abandoned, inoperative or unusable automobiles and vehicles and solid commercial or industrial waste. Anything herein to the contrary notwithstanding, a compost pile free of discarded foodstuffs shall not be deemed to be "refuse" or "rubbish."

*Unregistered motor vehicle* shall mean a motor vehicle without a valid and current State inspection sticker.

*"Creditor"* means a State chartered bank, savings bank, savings and loan association or credit union, any person or entity required to be licensed under the provisions of the "New Jersey Residential Mortgage Act," P.L. 2009, c.53 (C.17:11C-51 et seq.), any foreclosing entity subject to the provisions of C.46:10B-51 (P.L. 2008, c. 127, Sec. 17, as amended from time to time) and any entity acting on behalf of the creditor named in the debt obligation including, but not limited to, servicers.

**ORDINANCE NO. 2016-06**  
**AN ORDINANCE AMENDING CHAPTER 150 OF THE BOROUGH CODE FOR PROPERTY**  
**MAINTENANCE**

*"Vacant and Abandoned"* residential property means, where a property is not occupied and three or more of the following conditions exist:

- (a) overgrown or neglected vegetation;
- (b) the accumulation of newspapers, circulars, flyers or mail on the property;
- (c) disconnected gas, electric, or water utility services to the property;
- (d) the accumulation of hazardous, noxious, or unhealthy substances or materials on the property;
- (e) the accumulation of junk, litter, trash or debris on the property;
- (f) the absence of window treatments such as blinds, curtains or shutters;
- (g) the absence of furnishings and personal items;
- (h) statements of neighbors, association management, delivery persons, or government employees indicating that the residence is vacant and abandoned;
- (i) windows or entrances to the property that are boarded up or closed off or multiple window panes that are damaged, broken and unrepaired;
- (j) doors to the property that are smashed through, broken off, unhinged, or continuously unlocked;
- (k) a risk to the health, safety or welfare of the public, or any adjoining or adjacent property owners, exists due to acts of vandalism, loitering, criminal conduct, or the physical destruction or deterioration of the property;
- (l) an uncorrected violation of a municipal building, housing, or similar code during the preceding year, or an order by municipal authorities declaring the property to be unfit for occupancy and to remain vacant and unoccupied;
- (m) the mortgagee or other authorized party has secured or winterized the property due to the property being deemed vacant and unprotected or in danger of freezing;
- (n) a written statement issued by any mortgagor expressing the clear intent of all mortgagors to abandon the property;
- (o) any other reasonable indicia of abandonment.

**150-26 REGULATION FOR CARE, MAINTENANCE, SECURITY AND UPKEEP OF PROPERTIES IN FORCLOSURE AND VACANT AND ABANDONED RESIDENTIAL PROPERTIES**

**ORDINANCE NO. 2016-06**  
**AN ORDINANCE AMENDING CHAPTER 150 OF THE BOROUGH CODE FOR PROPERTY**  
**MAINTENANCE**

**150-26.1 .     REGISTRATION OF VACANT AND ABANDONED PROPERTIES**

(a) Every creditor filing an action to foreclose on a mortgage of any residential property within the Borough of Kenilworth shall, within ten (10) days thereof, notify the Borough Clerk for the Borough in writing by mail of said filing. (See NJSA 46:10B-51)The notice shall also include the street address, lot and block number of the property, and the full name and contact information of an individual located within the state who is authorized to accept service on behalf of the creditor.

The notice shall also contain the name and contact information of the representative of the creditor who is responsible for receiving complaints of property maintenance and code violations. In the event the creditor that has served a summons and complaint in an action to foreclose on a residential property is located out-of-state, the notice shall also contain the full name and contact information of an in-state representative or agent who shall be responsible for the care, maintenance, security and upkeep of the exterior of the property if it becomes vacant and abandoned.

(b) A Creditor filing a summons and complaint in an action to foreclose on a vacant and abandoned property, or a Creditor who has previously filed a summons and complaint to foreclose on a residential property which subsequently becomes vacant and abandoned, shall within thirty (30) calendar days after the building becomes vacant and abandoned or within thirty (30) calendar days after assuming ownership of the Vacant and Abandoned property, whichever is earlier; or within ten (10) calendar days of receipt of notice from the Borough, and annually thereafter, file a registration statement for such Vacant and Abandoned property with the municipal clerk on forms provided by the Borough for such purposes. Any failure to receive notice from the Borough shall not constitute grounds for failing to register the vacant and abandoned property.

(c) Each vacant and abandoned property having a separate block and lot number as designated in the official tax maps of the Borough shall be registered separately.

(d) The registration statement shall include the name, street address, telephone number, and email address (if applicable) of a person twenty-one (21) years or older, designated by the Creditor as the authorized agent within the State of New Jersey for receiving notices of code violations and for receiving process in any court proceeding or administrative enforcement proceeding on behalf of such Creditor in connection with the enforcement of any applicable code.

(e) The registration statement FOR EACH shall include the name, street address, telephone number, and email address (if applicable) of the firm and the actual name(s) of the firm's individual principal(s) responsible for maintaining the Abandoned and Vacant property. The individual or representative of the firm responsible for maintaining the Abandoned and Vacant property shall be available by telephone or in person on a twenty-

**ORDINANCE NO. 2016-06**  
**AN ORDINANCE AMENDING CHAPTER 150 OF THE BOROUGH CODE FOR PROPERTY**  
**MAINTENANCE**

four-hour per day, seven-day per week basis. The two entities may be the same or different persons. Both entities shown on the statement must maintain offices in the State of New Jersey or reside within the State of New Jersey.

(f) The registration for each property shall remain valid for three (3) years from the date of registration except for the initial registration which shall be valid through December 31st of the year in which it was filed. The Creditor shall be required to renew the registration annually as long as the building remains Vacant and Abandoned and shall pay a registration or renewal fee in the amount prescribed in Paragraph c. of this Section for each Vacant and Abandoned property registered.

(g) The renewal shall be completed within the first two (2) weeks of December, just prior to expiration. The initial registration fee shall be pro-rated for registration statements received less than ten (10) months prior to that date.

(h) The Creditor shall notify the municipal clerk within thirty (30) calendar days of any change in the registration information by filing an amended registration statement on a form provided by the municipal clerk for such purpose.

(i) The registration statement shall be deemed prima facie proof of the statements therein contained in any administrative enforcement proceeding or court proceeding instituted by the Borough against the Creditor.

(j) Fee Schedule

The initial registration fee for each vacant and abandoned property under the provisions of this Section shall be five hundred (\$500.00) dollars. The fee for the renewal shall be one thousand five hundred (\$1,500.00) dollars. The fee for any subsequent annual renewal beyond the second renewal shall be five thousand dollars.

**150-26.2 CREDITOR RESPONSIBILITY FOR VACANT AND ABANDONED PROPERTIES**

(a) A Creditor filing a summons and complaint in an action to foreclose on a residential property within the Borough shall be responsible for the care, maintenance, security and upkeep of the exterior of the property, after the property becomes vacant and abandoned.

(b) Where a Creditor is located out-of-state, the Creditor shall be responsible for appointing an in-State representative or agent to act for the foreclosing creditor.

**ORDINANCE NO. 2016-06**  
**AN ORDINANCE AMENDING CHAPTER 150 OF THE BOROUGH CODE FOR PROPERTY**  
**MAINTENANCE**

**150-26.3 ENFORCEMENT**

- (a) The enforcement officers designated shall be authorized to issue a notice to a Creditor that has filed a summons and complaint in an action to foreclose on a residential property within the Borough, if the enforcement officer determines that the Creditor has violated this Section by failing to provide for the care, maintenance, security, and upkeep of the exterior of a Vacant and Abandoned property.
- (b) Where a Creditor is an out-of-State Creditor, the notice shall be issued to the representative or agent that has been identified by the Creditor pursuant to this ordinance.
- (c) The notice referenced in Paragraph (b) of this sub-Section shall require the Creditor to correct the violation(s) within 30 days of receipt of the notice, or within 10 days of receipt of the notice if the violation presents an imminent threat to public health and safety.
- (d) The issuance of a notice pursuant to Paragraph (b) of this Section shall constitute proof that a residential property is Vacant and Abandoned for the purposes of this Section.

**150-26.4 Violations and Penalties**

- (a) A Creditor subject to this Section that is found by the municipal court of the Borough, or by any other court of competent jurisdiction, to be in violation of the requirement to correct a care, maintenance, security, or upkeep violation cited in a notice issued pursuant to this Section shall be subject to a fine of \$1,500 for each day of the violation. Any fines imposed pursuant to this paragraph shall commence 31 days following the service of the notice, except if the violation presents an imminent risk to public health and safety, in which case any fines shall commence 11 days following service of the notice.
- (b) An out-of-state Creditor subject to this Section that is found by the municipal court of the Borough, or by any other court of competent jurisdiction, to be in violation of the requirement to appoint an in-State representative or agent pursuant to this Section shall be subject to a fine of \$2,500 for each day of the violation. Any fines imposed on a Creditor for the failure to appoint an in-State representative or agent shall commence on the day after the 10<sup>th</sup>-day period after filing a foreclosure complaint that provides notice to the municipal clerk that a summons and complaint in an action to foreclose on a mortgage has been served.
- (c) A Creditor subject to this Section that is found by the municipal court of the Borough, or by any other court of competent jurisdiction, to be in violation of the requirement to register a Vacant and Abandoned property pursuant to this Section shall be subject to a fine

**ORDINANCE NO. 2016-06**  
**AN ORDINANCE AMENDING CHAPTER 150 OF THE BOROUGH CODE FOR PROPERTY**  
**MAINTENANCE**

not exceeding two thousand (\$2,000.00) dollars. Any fines imposed on a Creditor under this paragraph shall commence 11 days following receipt of notice from the Borough pursuant to this Section.

**150-27 ADMINISTRATIVE PROVISIONS.**

**150-27.1 Enforcement Officer.**

This chapter may be enforced by the Construction Code Official, Zoning Officer, Health Inspector, Police Department and the Construction Code Office of the Borough.

**150-27.2 Enforcement Procedure.**

Whenever the Enforcement Officer determines that there is or has been a violation of any provision of this chapter, the Officer shall give notice of such violation to the person, persons or entities responsible therefor under this chapter. Such notice shall be in writing and shall include a concise statement of the reasons for its issuance. Such notice shall be deemed to be properly and sufficiently served if a copy thereof is sent by registered or certified mail to the last known address of the person or entity upon which the same is served, as shown by the most recent tax lists of the Borough, or if a copy thereof is handed to the person or persons or a copy thereof is left at the usual place of abode or office of the persons or entities. Notice shall be given as aforesaid within or without the Borough. The notice shall also state that unless the violation is abated, removed, cured, prevented or desisted from within ten (10) days of the date of service of such notice (exclusive of the date of service), a summons shall issue for such violation. The Enforcement Officer may, at the time the officer issues the notice, extend the period for correction of the violation stated in the notice for a period in excess of the aforesaid ten (10) days if, in the Officer's judgment, the abatement, removal, prevention, cessation of or cure of the condition violated cannot reasonably be effected within the ten (10) day period; and in such cases the Enforcement Officer shall state such reasonably required extended period in the notice, which shall then be applicable instead of the aforesaid ten (10) days. In the event the violation is not abated, removed, cured, prevented or desisted from or otherwise fully remedied within the ten (10) day period or within such extended period as set forth in the notice pursuant to the foregoing, a summons shall then issue against the person, persons, entity or entities so notified.

**150-27.3 Emergency Conditions.**

Whenever the Enforcement Officer finds that an emergency condition in violation of this chapter exists, which condition requires immediate attention in order to protect the public health or safety, the Officer may issue an order by service of notice reciting the existence of such an emergency condition and requiring that such action be taken by the violator as soon as reasonably necessary to meet the emergency. Notwithstanding any other provision of this

**ORDINANCE NO. 2016-06**  
**AN ORDINANCE AMENDING CHAPTER 150 OF THE BOROUGH CODE FOR PROPERTY**  
**MAINTENANCE**

chapter, such order shall be effective immediately. Any person to whom such an order is directed shall comply therewith immediately, but upon objection in writing to the Enforcement Officer any such person shall be afforded a hearing before the Governing Body of the Borough as soon as is reasonably possible. After such a hearing and decision by the Governing Body as to the existence or nonexistence of the emergency condition, the Governing Body may continue such order in effect, or modify or withdraw it, subject to issuance of a summons for violation thereof if such order is continued.

**150-28 VIOLATIONS AND PENALTIES.**

With the exception of the violations and penalties contained within this Chapter, any person or entity who shall violate any of the provisions of this chapter or any order promulgated hereunder shall, after a summons is issued under the terms hereof, upon conviction, be punished as follows:

- a. For a first offense, by a fine not to exceed fifty (\$50.00) dollars.
- b. For a second offense, by a fine not to exceed two hundred (\$200.00) dollars.
- c. For a third offense or any subsequent offenses, by the penalty stated in this Chapter.

**150-29 to 150-35 RESERVED.**

**150-36 BRUSH, GRASS AND DEBRIS.**

**150-36.1 Prohibited Accumulation.**

It shall be unlawful to gather, accumulate, keep or permit the gathering, accumulation or keeping of brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash, debris, litter, refuse, rubbish or any of the articles on any land or in any place in the Borough in such a manner as to constitute a menace to public health, safety or general welfare or to create a fire hazard.

**150-36.2 Removal Required.**

The person having charge or control over the premises where any material has accumulated in violation of any provision of the property maintenance code shall remove or cause the removal of the articles as provided in this chapter.

**150-36.3 Enforcement; Notice.**



**ORDINANCE NO. 2016-06**  
**AN ORDINANCE AMENDING CHAPTER 150 OF THE BOROUGH CODE FOR PROPERTY**  
**MAINTENANCE**

a. *Enforcement.* If any condition described in subsection entitled Prohibited/Accumulation above is deemed to exist, it shall be the duty of the Fire Inspectors, the Health Officer, the Sanitarian and the Police Department of the Borough, or any of them, to then give written notice to the owner of the premises or the tenant therein or the person having charge or control thereof, requiring the removal of the articles within ten (10) days after the service of the notice.

b. *Notice.* Any notice mentioned herein may be served in person or by mailing to the last known address of the respective owner or tenant or person in charge. When the owner or person in charge does not reside in the Borough and when service is by mailing, then a copy of the notice shall be posted on the same day as the mailing at the premises where the condition exists. Failure to rectify the condition of which notice is given within the period specified in the notice shall constitute a violation hereunder.

**150-36.4 Enforcement Officers.**

The Health Officer, the Zoning Officer, the Sanitarian, appointed Fire Inspectors and the Police Department are hereby designated enforcement officers of this section with full power to make complaints and issue summonses for violations. The designation herein contained shall not limit the capacity or authority of any person or officer authorized to enforce this section or any similar ordinance under any other ordinance or law.

**150-36.5 Compliance With Notice; Lien.**

If the person in charge shall fail to remove the brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash, debris or other articles within the time required by the notice, then the enforcement officer may remove or cause or arrange for the removal of the articles. The officer causing the removal shall keep an accurate account of the cost thereof and shall certify the cost and expense to the Borough Committee, which shall examine the certification. If the Borough Committee shall find the same correct, the cost shall be charged against the lands upon which the articles are located and from which they were removed. A statement of the cost shall forthwith be furnished by the Borough Clerk to the Collector of Taxes, and the cost shall forthwith become a lien upon the lands where the violation existed and shall be added to, become and form part of the taxes next to be assessed and levied upon the lands, to bear interest at the same rate as taxes, and the lien shall be collected and enforced in the same manner as taxes, pursuant to the statutes governing the subject matter.

1. The enforcement officers designated in this Section shall be authorized to issue a notice to a Creditor that has filed a summons and complaint in an action to foreclose on a residential property within the Borough, if the enforcement officer determines that the Creditor has

**ORDINANCE NO. 2016-06**  
**AN ORDINANCE AMENDING CHAPTER 150 OF THE BOROUGH CODE FOR PROPERTY**  
**MAINTENANCE**

violated this Section by failing to provide for the care, maintenance, security, and upkeep of the exterior of a Vacant and Abandoned property.

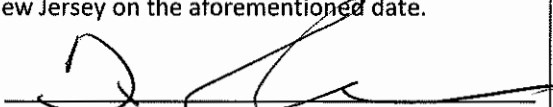
Where a Creditor is an out-of-State Creditor, the notice shall be issued to the representative or agent that has been identified by the Creditor pursuant to this creditor.

2. The issuance of a notice pursuant to this Section shall constitute proof that a property is Vacant and Abandoned for the purposes of this Section.

**150-37 to 150-47 ARE RESERVED.**

**150-48 CONFLICT WITH OTHER PROVISIONS.**

In any case where a provision of this code is found to be in conflict with or inconsistent with a provision of any other ordinance or code of this municipality which establishes a lower standard for the promotion and protection of the safety, health and welfare of the people, the provisions of this code shall prevail, and such other ordinances or codes or parts thereof are hereby declared to be repealed to the extent that they may be so found to be in conflict with this code.

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
X		X				KAY CECERI		✓	✓			
	X	X				LAWRENCE CLEMENTI	✓		✓			
		X				PETER CORVELLI						✓
		X				GERRY LAUDATI			✓			
		X				NICHOLAS MASCARO			✓			
					X	SCOTT PENTZ			✓			
Introduced: June 22, 2016						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.   Laura Rehnertsen, Borough Clerk						
Final Adoption: July 13, 2016												

## RESOLUTION

No. 15

KENILWORTH, N.J.

July 13, 2016

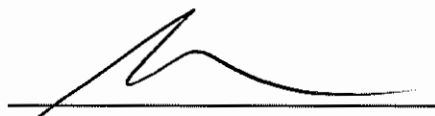
Introduced by: 

Seconded by: 

BE IT HEREBY RESOLVED that the ordinance #2016-07, entitled:

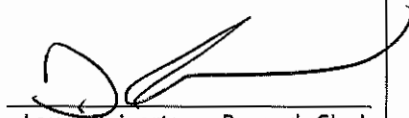
**AN ORDINANCE AMENDING AND SUPPLEMENTING THE 'LAND USE ORDINANCE' OF  
THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY  
ENTITLED LAND DEVELOPMENT**

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 24<sup>th</sup> day of August, 2016 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes		No	✓		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

  
Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH

ORDINANCE NO. 2016-07

## AN ORDINANCE AMENDING AND SUPPLEMENTING THE 'LAND USE ORDINANCE' OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY ENTITLED LAND DEVELOPMENT

### Article 23 Zone District Regulations

#### § 225 - 339 Affordable Housing Overlay Zone

##### A. PURPOSE

The purpose of this zone district is to provide a realistic opportunity for the construction of low and moderate income housing as land becomes available for development and redevelopment in the Borough of Kenilworth, thereby addressing some of the constitutional housing obligations of the Borough under New Jersey's Fair Housing Act, N.J.S.A. 52:27D-301 et seq., the rules of the New Jersey Council on Affordable Housing ("COAH"), N.J.A.C. 5:94, and the Mount Laurel doctrine.

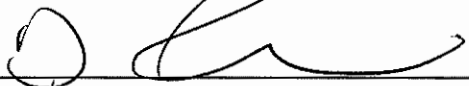
##### B. SCOPE OF APPLICABILITY

This overlay zone shall apply to all of the land area, excluding lands in Zone Districts G, P, CE, and CS, of the Borough of Kenilworth.

##### C. LOW AND MODERATE INCOME HOUSING REQUIREMENTS

Neither the Planning Board, nor the Board of Adjustment, nor the Borough Council on an appeal of a final decision of the Board of Adjustment, nor the Borough Council in adopting and implementing a redevelopment plan shall approve a development application in any zone district or area in need of redevelopment or rehabilitation for a residential development or a mixed use development with four (4) or more dwelling units, unless twenty (20%) percent of the total number of dwelling units developed at the same site of the development application are set-aside and sold or rented to low and moderate income households, as defined by COAH in accordance with applicable COAH rules, currently codified at N.J.A.C. 5:94, as may be amended from time to time. Alternatively, at the discretion of the approving agency, up to fifty (50%) percent of the required number of affordable units may be developed off site, according to a schedule and strategy acceptable to the approving agency. All fractional obligations shall be rounded to the closest whole number. Any deviation from these requirements shall be at the sole discretion of the approving agency.

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
	✓	✓				KAY CECERI						
✓		✓				LAWRENCE CLEMENTI						
					✓	PETER CORVELLI						
		✓				GERRY LAUDATI						
		✓				NICHOLAS MASCARO						
		✓				SCOTT PENTZ						
Introduced: July 13, 2016						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: August 24, 2016												

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 16

KENILWORTH, N.J.

July 13, 2016


Introduced by: 

Seconded by: 

BE IT HEREBY RESOLVED that the ordinance #2016-08, entitled:

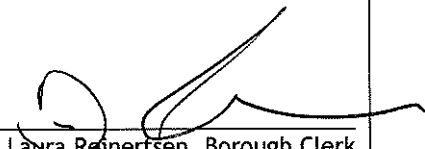
**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 225 PART 5 OF THE 'LAND USE ORDINANCE' OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY ENTITLED LAND DEVELOPMENT**

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 24<sup>th</sup> day of August, 2016 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli						✓
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	No				✓

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 13, 2016.

  
Laura Reinertsen, Borough Clerk

# **BOROUGH OF KENILWORTH**

**ORDINANCE NO. 2016-08**

## **AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 225 PART 5 OF THE 'LAND USE ORDINANCE' OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY ENTITLED LAND DEVELOPMENT**

### **Chapter 225 – Land Use Ordinance**

#### **Part 5 - AFFORDABLE HOUSING DEVELOPMENT FEES**

This Part 5 shall take effect upon approval by the Superior Court of the State of New Jersey or appropriate state regulatory agency of the State of New Jersey.

#### **Section 225 - 501 - Findings and purposes**

- a. The New Jersey Supreme Court, in *Holmdel Builder's Ass'n v. Holmdel Twp*, 121 N.J. 550 (1990), determined that mandatory development fees are both statutorily and constitutionally permissible. The Court further anticipated that COAH would promulgate appropriate development fee rules specifying, among other things, the standards for these development fees. The purpose of this section is to provide such rules pursuant to N.J.A.C. 5:94, et seq.
- b. The Borough Council finds and declares that the creation and preservation of affordable housing in the Borough serves the public interest. Maintaining and improving a stock of sound affordable housing requires affirmative steps by local government working cooperatively with public bodies at all levels and with the private sector. The purpose of this Section is to create in the Borough of Kenilworth a trust fund from payment of development fees to assist in the marshaling of public and private monies dedicated to affordable housing projects and programs.

#### **Section 225 - 502 - Definitions**

- a. Affordable Housing. Any housing unit with an acquisition price or rent level not exceeding the maximum resale or rent level for low and moderate income housing as set forth in N.J.A.C. 5:94, et seq.
- b. COAH. The New Jersey Council on Affordable Housing, established under the Fair Housing Act of 1985, and which has primary jurisdiction for the administration of low and moderate housing obligation in accordance with sound regional planning considerations in the State.
- c. Development Fees. Money paid by an individual, person, partnership, association, company, or corporation for the improvement of property as permitted in N.J.A.C. 5:94, et seq.
- d. Equalized Assessed Value. The value of a property determined by the Borough Tax Assessor through a process designed to ensure that all property in the Borough is assessed at the same assessment ratio or ratios required by law. Estimates at the time of building permit may be obtained by the Tax Assessor utilizing estimates for construction cost. Final equalized assessed value will be determined at project completion by the Tax Assessor.
- e. Substantive Certification. A determination by COAH approving Kenilworth Borough's Housing Element and Fair Share Plan in accordance with the provisions of the Fair Housing Act and the rules and criteria as set forth therein. A grant of "substantive certification" shall

# **BOROUGH OF KENILWORTH**

## **ORDINANCE NO. 2016-\_\_**

be valid for a period of ten years in accordance with the terms and conditions contained therein.

### **Section 225 - 503 - Development fee schedule**

a.

#### Residential Development.

- 1) Residential development fees shall be one percent (1.0%) of the equalized assessed value for residential development, within the OR, OR-B and LI zones districts, which is not exempt from the provisions of this Article as set forth below, provided no increase in density is permitted.
- 2) If a "d" variance is granted by the Kenilworth Borough Zoning Board of Adjustment, pursuant to N.J.S.A. 40:55D-70d(5), the additional residential units realized (above what is permitted by right under the existing zoning) will incur a bonus development fee of six percent (6%) rather than the development fee of one percent (1%). However, if the zoning on a site has changed during the two (2) year period preceding the filing of the "d" variance application, the base density for the purposes of calculating the bonus development fee shall be the highest density permitted by right during the two (2) years preceding the filing with the Kenilworth Borough Zoning Board of Adjustment of the "d" variance application.

b.

#### Nonresidential Development.

- 1) Nonresidential development fees shall be two percent (2%) of the equalized assessed value for nonresidential development within the B-D, AC, C, OR, I, OR, OR-B and LI zones districts, which is not exempt from the provisions of this subsection as set forth in this article.
- 2) If a "d" variance is granted by the Kenilworth Borough Zoning Board of Adjustment, pursuant to N.J.S.A. 40:55D-70d(4), then the additional floor area ration (FAR) realized (above what is permitted by right under the existing zoning) will incur a bonus development fee of six percent (6%) rather than the development fee of two percent (2%). However, if the zoning on a site has changed during the two (2) year period preceding the filing of the "d" variance application, the base density for the purposes of calculating the bonus development fee shall be the highest density permitted by right during the two (2) years preceding the filing with the Kenilworth Borough Zoning Board of Adjustment of the "d" variance application.

### **Section 225 - 504 - Eligible exactions, ineligible exactions and exemptions**

- a. Except as provided in Subsection 503 (a) (2) above, developers of low and moderate income units shall be exempt from development fees.
- b. Development fees may only be collected for any residential structure which requires the installation of a new foundation (excluding foundations required for an addition to or renovation of an existing residential structure or a foundation required for an accessory structure to an existing residential structure).

# **BOROUGH OF KENILWORTH**

## **ORDINANCE NO. 2016-\_\_**

- c. All forms of new nonresidential construction shall be subject to development fees; provided, however, that development fees may only be collected for improvements which add useable or rentable footage to an existing non-residential structure. In the event that a development fee is collected for a nonresidential structure and thereafter usable or rentable footage is obtained through modification of the said structure, a development fee may be collected for the additional useable or rentable footage based upon the increase in the equalized assessed value of the improved structure.
- d. Developments that have received preliminary or final approval prior to the adoption and final publication of this Ordinance shall be exempt from development fees unless the developer seeks a substantial change in the approval.
- e. The Borough exempts the following types of development from imposition of development fees:
  - 1) Development by the Borough or any of its instrumentalities;
  - 2) development by charitable or not-for-profit entities formed and legally established in accordance with the laws of the State of New Jersey; and

### **Section 225 - 505 - Collection of development fees**

The Borough shall collect fifty percent (50%) of the fee on any specific development prior to and as a condition of the issuance of the building permit therefore. The remaining portion shall be collected prior to and as a condition of the issuance of the certificate of occupancy. Once the final equalized assessed value of a particular development has been determined by the Tax Assessor, and such final equalized assessed value is greater than the estimated equalized assessed value, the developer shall, within ten (10) business days from receipt of notification from the Borough, pay to the Borough the difference between the development fees required to be paid by the developer once such final equalized assessed value has been determined and the estimated development fees actually paid by the developer. The failure of the developer to make timely payments of the aforesaid deficiency shall entitle the Borough to file, without notice to the developer, a lien against the subject development. In the event that Borough shall file such lien, the Borough may add to the aforesaid deficiency amount reasonable attorney fees to file and discharge such lien, together with any and all costs incurred to file and discharge said lien. In the event that the estimated equalized assessed value proves to have been too high, the Borough shall promptly refund the difference between the estimated development fees actually paid by the developer and the development fees required to be paid by the developer once such final equalized assessed value has been determined.

### **Section 225 - 506 - Contested fees**

Imposed and collected development fees that are challenged shall be placed in an interest-bearing escrow account by the Chief Financial Officer of the Borough. If all or a portion of the contested fees are returned to the developer, the accrued interest on the returned amount shall also be returned.

### **Section 225 - 507 - Housing trust fund**

All development fees shall be deposited with the Chief Financial Officer of the Borough in a separate designated interest-bearing housing trust fund. The development fees placed in the housing trust fund shall be deemed "dedicated revenues" as such term is defined in the N.J.S.A. 40A:4-36. In establishing the housing trust fund, the Borough shall provide written authorization, in the form of a



# **BOROUGH OF KENILWORTH**

## **ORDINANCE NO. 2016-\_\_**

three-party escrow agreement between the Borough, the bank and COAH, to permit COAH to direct the disbursement of the funds as provided for in N.J.A.C. 5:94-6.16(b). This three-party escrow agreement shall be submitted to COAH within seven (7) days from the opening of the trust fund account. All interest accrued in the housing trust fund shall only be used on eligible affordable housing activities approved by COAH.

### **Section 225 - 508 - Use of money**

- a. The Borough shall use revenues collected from development fees for any activity approved by COAH for addressing the Borough's fair share obligation. Such activities include, but are not limited to, rehabilitation, new construction, regional contribution agreements, purchase of new land for low and moderate income housing, improvement of land to be used for low and moderate income housing, extension and/or improvements of roads and infrastructure to low and moderate income housing sites, assistance designed to render units to be more affordable and administration of the implementation of the Housing Element and Fair Share Plan. The expenditure of all money shall conform to a spending plan approved by COAH.
- b. Funds shall not be expended to reimburse the Borough for past housing activities.
- c. After subtracting development fees collected to finance a regional contribution agreement, a rehabilitation program or a new construction project that are necessary to address the municipality's affordable housing obligation, at least thirty percent (30%) of the balance remaining shall be used to provide affordability assistance to low and moderate income households in affordable units included in a municipal Fair Share Plan. One-third of the affordability assistance portion of development fees collected shall be used to provide affordability assistance to those households earning thirty percent (30%) or less of median income by region.
  - 1) Affordability assistance programs may include down payment assistance, security deposit assistance, low interest loans, and rental assistance.
  - 2) Affordability assistance to households earning thirty percent (30%) or less of median income may include buying down the cost of low income units in a municipal Fair Share Plan to make them affordable to households earning thirty percent (30%) or less than median income. The use of development fees in this manner shall entitle a municipality to bonus credits pursuant to N.J.A.C. 5:94-4.22.
  - 3) Payments in lieu of constructing affordable units on site and funds from the sale of units with extinguished controls shall be exempt from the affordability assistance requirement.
- d. No more than twenty percent (20%) of the revenues collected from development fees shall be expended on administration, including, but not limited to, salaries and benefits for Borough Employees or consultant fees necessary to develop or implement a rehabilitation program, a new construction program, a regional contribution agreement, a Housing Element and Fair Share Plan, and an affirmative marketing program. Administrative funds may be used for income qualification of households, monitoring the turnover of sale and rental units, and compliance with COAH's monitoring requirements. Development fees shall not be used to defray the costs of existing staff.

### **Section 225 - 509 - Monitoring**

# **BOROUGH OF KENILWORTH**

## **ORDINANCE NO. 2016-\_\_**

The Borough shall complete and return to COAH all monitoring forms related to the collection of development fees, expenditures of revenues, and implementation of the spending plan (discussed in Subsection 510 below) certified by COAH. Financial reports, annual program implementation, and monitoring reports shall be completed by the Borough on forms designed by COAH.

### **Section 225 - 510 - Spending plans**

The Borough shall submit to COAH a spending plan for the development fees collected by it prior to the expiration of its substantive certification period. Plans to spend development fees shall consist of the following information;

- a. a projection of revenues anticipated from imposing fees on development, based on historic activity;
- b. a description of the administrative mechanism that the Borough will use to collect and distribute revenues;
- c. a description of the anticipated use of all development fees;
- d. a schedule for the creation or rehabilitation of housing units;
- e. in the event of the Borough envisions being responsible for public sector or nonprofit construction of housing, a pro forma statement of the anticipated costs and revenues associated with the development;
- f. the manner through which the Borough will address any expected or unexpected shortfall if the anticipated revenues from development fees are not sufficient to implement the plan;
- g. a description of the funds anticipated; and
- h. a schedule for spending.

### **Section 225 - 511 - Penalties**

- a. In the event that any of the conditions set forth in Paragraph b. of this Subsection occur, COAH shall be authorized, on behalf of the Borough, to direct the manner in which all development fees collected pursuant to Section 507 shall be expended. Should any such condition occur, such revenues shall immediately become available for expenditure at the direction of COAH upon the Borough Clerk's receipt of written notification from COAH that such a condition has occurred.
- b. Occurrence of the following may result in COAH taking an action pursuant to Paragraph a. of this Subsection:
  - (1) failure to submit a spending plan pursuant to Subsection 510 above within the time limits imposed by COAH;
  - (2) failure to meet deadlines for information required by COAH in its review of the Borough's Housing Element and Fair Share Plan, or its spending plan;
  - (3) failure to proceed through COAH's administrative process toward substantive certification in a timely manner;
  - (4) failure to address COAH's conditions for approval of a plan to spend development fees within the deadlines imposed by COAH;

# BOROUGH OF KENILWORTH

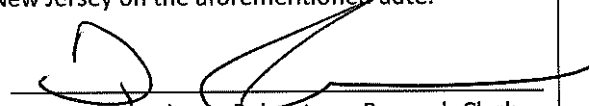
## ORDINANCE NO. 2016-\_\_

- (5) failure to address COAH's conditions for substantive certification within the deadlines imposed by COAH;
- (6) failures to submit accurate, monitoring reports within the time limits imposed by COAH;
- (7) failures to implement the spending plan for development fees within the time limits imposed by COAH, or within reasonable extensions granted by COAH;
- (8) expenditure of development fees on activities not permitted by COAH;
- (9) revocation of the Borough's substantive certification; or
- (10) other good cause demonstrating that the revenues are not being used for the intended purpose.

### Section 225 - 512 - Ongoing collection of development fees

The ability for Kenilworth Borough to impose, collect and expend development fees shall expire with the expiration of its substantive certification unless the Borough has filed a revised and adopted Housing Element and Fair Share Plan, has petitioned for substantive certification for the succeeding round, and has received COAH's approval of a revised development fee ordinance prior to the expiration. If Kenilworth Borough fails to act before the expiration of its substantive certification, the Borough may only resume the imposition and collection of development fees by filing a revised and adopted Housing Element and Fair Share Plan, petitioning for substantive certification for the succeeding round and after receiving COAH's approval of a revised development fee ordinance. Kenilworth Borough shall not impose a development fee on a development that receives preliminary or final approval after the expiration of its substantive certification, nor shall Kenilworth Borough retroactively impose a development fee on such a development. Kenilworth Borough shall not expend development fees after the expiration of its substantive certification.

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
	✓	✓				KAY CECERI						
✓		✓				LAWRENCE CLEMENTI						
					✓	PETER CORVELLI						
		✓				GERRY LAUDATI						
		✓				NICHOLAS MASCARO						
		✓				SCOTT PENTZ						
Introduced: July 13, 2016						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: August 24, 2016												

  
Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH



## COUNCIL MEETING AGENDA

AUGUST 24, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session July 12, 2016, and the Regular Council Meeting of July 13, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - State of NJ: Transportation Alternatives Program Grant Opportunity
  - State of NJ: Div. of ABC – Order of Suspension Notice - *Umberto's Clam Bar & Restaurant*
  - KVFD- Appointment Firefighter/EMT Recommendation
  - **JULY DEPT. REPORTS:** Clerk's Office, Court, Finance Dept., Fire Dept., Planning & Zoning, Police Dept. & Public Works

## 6. REPORT OF COMMITTEES

## 7. BOROUGH RESOLUTIONS

### Consent Agenda

1. That all bills be paid when properly audited and funds are available
2. Approve 2015 Annual Audit Corrective Action Plan
3. Refund Tax Lien - Cert. #14-00013
4. Refund Tax Lien – Cert. #15-00002
5. Refund Overpayment of Taxes – B19 L19 \$1,952.81
6. Refund Overpayment of Taxes – B24.01 L16 \$3,155.00
7. Refund Overpayment of Taxes – B115 L13 \$1,607.03
8. Refund Overpayment of Taxes – B138 L5 \$1,851.91
9. Refund Overpayment of Taxes – B147 L31 \$2,256.74
10. Refund Overpayment of Taxes – B77 L1 \$238.89
11. Refund Overpayment of Taxes – B3 L18 \$3,370.30
12. Refund Outside Duty fee, Communication Construction Group \$170.00
13. Refund Cash Bond – 131 N. Michigan \$6,500.00
14. Authorize Stipends for additional responsibilities
15. Authorize payment for accumulated time due – J. Hannon, III
16. Authorize Borough Attorney to request Waiver of Planning Bd. fees
17. ABC Liquor License Transfer #2008-33-005-007 – Michigan Pub to Gavelstone Bar & Grill
18. Appoint permanent police officer – Travis Dilts
19. Appoint Per Diem Dispatchers – James Hannon, III and Julia Adubato
20. Appoint Probationary Firefighter/EMT – Ronald Ott
21. POW/MIA Remembrance Day – Sept. 16, 2016
22. Reject Recycling Service Bids of 8/16/16

8. ORDINANCES                      **Public Hearing / Adoption - 2016-07 An Ordinance Amending And Supplementing The 'Land Use Ordinance' Of The Borough Of Kenilworth, County Of Union, State Of New Jersey Entitled Land Development** Res. # \_\_\_\_\_

**Public Hearing / Adoption - 2016-08 An Ordinance Amending And Supplementing Chapter 225 Part 5 Of The 'Land Use Ordinance' Of The Borough Of Kenilworth, County Of Union, State Of New Jersey Entitled Land Development** Res. # \_\_\_\_\_

## 9. REPORTS OF MAYOR, COUNCIL AND BOROUGH ATTORNEY:

## 10. MEETING OPEN TO THE PUBLIC

## 11. GENERAL BUSINESS

## 12. ADJOURNMENT


Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Scott Pentz and seconded by Council Member Gerry Laudati

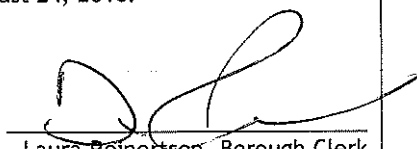
**Consent Agenda:**

1. That all bills be paid when properly audited and funds are available
2. Approve 2015 Annual Audit Corrective Action Plan
3. Refund Tax Lien - Cert. #14-00013
4. Refund Tax Lien – Cert. #15-00002
5. Refund Overpayment of Taxes – B19 L19 \$1,952.81
6. Refund Overpayment of Taxes – B24.01 L16 \$3,155.00
7. Refund Overpayment of Taxes – B115 L13 \$1,607.03
8. Refund Overpayment of Taxes – B138 L5 \$1,851.91
9. Refund Overpayment of Taxes – B147 L31 \$2,256.74
10. Refund Overpayment of Taxes – B77 L1 \$238.89
11. Refund Overpayment of Taxes – B3 L18 \$3,370.30
12. Refund Outside Duty fee, Communication Construction Group \$170.00
13. Refund Cash Bond – 131 N. Michigan \$6,500.00
14. Authorize Stipends for additional responsibilities
15. Authorize payment for accumulated time due – J. Hannon, III
16. Authorize Borough Attorney to request Waiver of Planning Bd. fees
17. ABC Liquor License Transfer #2008-33-005-007 – Michigan Pub to Gavelstone Bar & Grill
18. Appoint permanent police officer – Travis Dilts
19. Appoint Per Diem Dispatchers – James Hannon, III and Julia Adubato
20. Appoint Probationary Firefighter/EMT – Ronald Ott
21. POW/MIA Remembrance Day – Sept. 16, 2016
22. Reject Recycling Service Bids of 8/16/16

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No.   1  

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

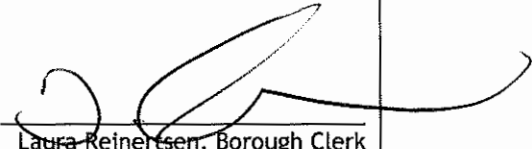
CONSENT AGENDA

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

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>	Yes <u>  2  </u>	No <u>  0  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 2

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

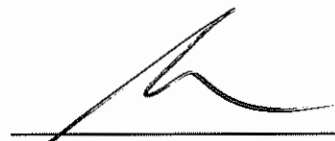
**WHEREAS,** the auditing firm of Ferraioli, Wielkottz, Cerullo & Cuva, P.A. has completed their audit of the Financial Statements and Supplementary Data of the Borough of Kenilworth for the year ended December 31, 2015; and

**WHEREAS,** they have made eight recommendations as a result of that audit; and

**WHEREAS,** based on those recommendations, an Annual Audit Corrective Action Plan needs to be developed.


**NOW THEREFORE, BE IT RESOLVED,** by the Council of the Borough of Kenilworth, County of Union, that the 2015 Annual Audit Corrective Action Plan submitted by the Chief Finance Officer is hereby approved; and

**BE IT FURTHER RESOLVED,** that a certified copy of the 2015 Corrective Action Plan be sent to the Division of Local Government Services.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## CORRECTIVE ACTION PLAN – 2015 AUDIT

Recommendation: That Political Contribution Disclosure forms be requested from vendors exceeding \$17,500.00.

Analysis: In several instances, Political Contribution Disclosure forms were not on file for vendors exceeding \$17,500.00.

Corrective Action: Additional follow-up after the initial request will be made with the vendors that do not respond and in some cases, payments may have to be withheld until the vendors comply.

\*\*\*\*

Recommendation: The building permits data inputted into the computer system be in agreement with the building permit application.

Analysis: In two instances, the written permits differed from the inputted computer permit.

Corrective Action: All charges in the computer system have been reviewed and where incorrect, changes have been made.

\*\*\*\*

Recommendation: That electric permit fees charged be in accordance with the fee ordinance.

Analysis: In a few instances, we were unable to determine how their computer priced out their electric fee and in one instance, electric fees were charged incorrectly.

Corrective Action: All charges in the computer system have been reviewed and where incorrect, changes have been made.

\*\*\*\*

Recommendation: That permit fee log reports be agreed to cash receipts report.

Analysis: Permit fee log reports are not always in agreement with cash receipts report This appears to be a program error.

Corrective Action: All charges in the computer system have been reviewed and where incorrect, changes have been made.



\*\*\*\*

Recommendation: That employees earning over \$5,000 be enrolled in pension system.

Analysis: In a few instances, employees earning over \$5,000 were not enrolled in pension.

Corrective Action: Although the employees in question were advised to enroll in pension and were given the forms to fill out, secondary follow-up needs to be improved to gain compliance.

\*\*\*\*

Recommendation: That employees annual salary be double checked for accuracy.

Analysis: In one instance, an employee was overpaid.

Corrective Action: All employee salaries have been reviewed and the one error corrected and the employee has been charged back. The spreadsheets used to calculate salaries has been revised for clearer understanding.

\*\*\*\*

Recommendation: That employees share of health benefits be calculated correctly.

Analysis: In a few instances, employees health benefit contributions calculations were not done properly. In most cases, the incorrect premium and incorrect calculation chart was used.

Corrective Action: The errors occurred when individuals changed their status, single to H/W or H/W to family for example. The status change needs to be input in two separate spots on the worksheet. The excel spreadsheet has been corrected to reflect all employees correct status in all locations.

\*\*\*\*

Recommendation: That corrective action be taken to eliminate the deficits in the payroll account.

Analysis: Payroll account has negative cash balance and deficits in several payroll deductions.

Corrective Action: All payroll deduction accounts have been reconciled. The FSA is slightly overdrawn by contractual requirements of the management firm to keep a minimum balance. Other shortages were due to payments crossing quarters and have been reconciled.

## RESOLUTION

No. 3

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, the Borough of Kenilworth held a tax sale on June 25, 2014 for delinquent 2013 property taxes, and a tax lien was purchased by US Bank Cust for Phoenix Funding for the property located at 445 Coolidge Drive, Kenilworth, NJ, and

**WHEREAS**, the owner of said property 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 \$24,000.00 and since the statutory period of five years has not passed, these funds must also be returned.

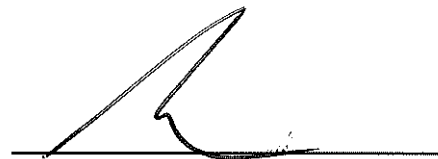
**NOW THEREFORE BE IT RESOLVED**, that the Treasurer be and is hereby authorized to draw a warrant to the named Lienholder as follows, **to be refunded upon receipt of the original Certificate of Sale #14-00013** by the Collector of Taxes:

US Bank Cust for Phoenix Funding  
2 Liberty PL-TLSG  
50 South 16<sup>th</sup> Street – Suite 2050  
Philadelphia, PA 19102

REDEMPTION AMOUNT - \$26,290.48

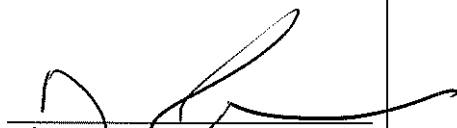
PREMIUM TRUST ACCOUNT - \$24,000.00

Treasurer's Note: 1099 = \$4,204.80

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>						
	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, the Borough of Kenilworth held a tax sale on June 25, 2015 for delinquent 2014 property taxes, and a tax lien was purchased by Tax Lien Investors, LLC for the property located at 10 Pembroke Drive, Kenilworth, NJ, and

**WHEREAS**, the owner of said property 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 \$28,000.00 and since the statutory period of five years has not passed, these funds must also be returned.

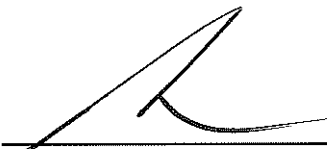
**NOW THEREFORE BE IT RESOLVED**, that the Treasurer be and is hereby authorized to draw a warrant to the named Lienholder as follows, to be refunded upon receipt of the original Certificate of Sale #15-00002 by the Collector of Taxes:

Tax Lien Investors, LLC  
1139 East Jersey Street, Suite 318  
Elizabeth, NJ 07201

REDEMPTION AMOUNT - \$16,708.45


PREMIUM TRUST ACCOUNT - \$28,000.00

Treasurer's Note: 1099 = \$1,871.99

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 6

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**WHEREAS**, Corelogic Tax Services paid the property taxes for the 3<sup>rd</sup> quarter of 2016 for the property located at 305 North 22<sup>nd</sup> Street, Kenilworth, NJ, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 3<sup>rd</sup> quarter of 2016 in the amount of \$1,952.81, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.


**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
19	19	Corelogic Tax Services Attn: Refunds Dept. Mail Code:DFW 1-3 1 Corelogic Drive Westlake, TX 76262	\$ 1,952.81
			TOTAL \$ 1,952.81

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**WHEREAS**, Corelogic Tax Services paid the property taxes for the 3<sup>rd</sup> quarter of 2016 for the property located at 232 North 9<sup>th</sup> Street, Kenilworth, NJ, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 3<sup>rd</sup> quarter of 2016 in the amount of \$3,155.00, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.

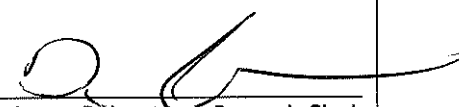
**NOW, THEREFORE BE IT RESOLVED** that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
24.01	16	Corelogic Tax Services Attn: Refunds Dept. Mail Code:DFW 1-3 1 Corelogic Drive Westlake, TX 76262	\$ 3,155.00
TOTAL			\$ 3,155.00

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA		Yes <u>  </u>	No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 7

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, Corelogic Tax Services paid the property taxes for the 3<sup>rd</sup> quarter of 2016 for the property located at 18 South 20<sup>th</sup> Street, Kenilworth, NJ, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 3<sup>rd</sup> quarter of 2016 in the amount of \$1,607.03, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.


**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
115	13	Corelogic Tax Services Attn: Refunds Dept. Mail Code:DFW 1-3 1 Corelogic Drive Westlake, TX 76262	\$ 1,607.03
TOTAL			\$ 1,607.03

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	Yes	No	No	No	No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 8

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**WHEREAS**, Corelogic Tax Services paid the property taxes for the 3<sup>rd</sup> quarter of 2016 for the property located at 569 Passaic Avenue, Kenilworth, NJ, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 3<sup>rd</sup> quarter of 2016 in the amount of \$1,851.91, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.


**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
138	5	Corelogic Tax Services Attn: Refunds Dept. Mail Code:DFW 1-3 1 Corelogic Drive Westlake, TX 76262	\$ 1,851.91
TOTAL			\$ 1,851.91

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 9

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


**WHEREAS**, Corelogic Tax Services paid the property taxes for the 3<sup>rd</sup> quarter of 2016 for the property located at 219 Faitoute Avenue, Kenilworth, NJ, and;


**WHEREAS**, this resulted in the overpayment of taxes for the 3<sup>rd</sup> quarter of 2016 in the amount of \$2,256.74, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.

**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
147	31	Corelogic Tax Services Attn: Refunds Dept. Mail Code:DFW 1-3 1 Corelogic Drive Westlake, TX 76262	\$ 2,256.74
TOTAL			\$ 2,256.74

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.   Laura Reinertsen, Borough Clerk
Councilwoman Kay Ceceri			✓				
Councilman Larry Clementi			✓				
Councilman Peter Corvelli			✓				
Councilman Gerry Laudati		✓	✓				
Councilman Nicolas Mascaro			✓				
Councilman Scott Pentz	✓		✓				
<b>ON CONSENT AGENDA</b>							Yes <input type="checkbox"/> No <input type="checkbox"/>



## RESOLUTION

No. 10

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: Ceceri

**WHEREAS**, the Tax Assessor has certified an application for the 100% Disabled Veteran's property tax exemption for the year 2016 for the owners of the property located at 340 Boulevard, Kenilworth, NJ, and;

**WHEREAS**, the State of New Jersey issued a Homestead Credit payment that has resulted in an overpayment of taxes for the year of 2016, and;


**WHEREAS**, the property owners are entitled to a refund of the Homestead Credit applied to their calendar year 2016 taxes.

**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
77	1	Karen C & Frank J Stallings 340 Boulevard Kenilworth, NJ 07033	\$ 238.89

TOTAL \$ 238.89

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.   Laura Reinertsen, Borough Clerk
Councilwoman Kay Ceceri			✓				
Councilman Larry Clementi			✓				
Councilman Peter Corvelli			✓				
Councilman Gerry Laudati		✓	✓				
Councilman Nicolas Mascaro			✓				
Councilman Scott Pentz	✓		✓				
<b>ON CONSENT AGENDA</b>		Yes <u>  </u>	No <u>  </u>				

## RESOLUTION

No. 11

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, it has been determined that the real estate assessment for the year 2015 has been overassessed on 629 Springfield Road, Kenilworth, NJ, due to a State Tax Court Judgment, and;


**WHEREAS**, this resulted in the overpayment of taxes for the calendar year 2015 in the amount of \$3,370.30, and;

**WHEREAS**, Susan A. Feeney, Attorney representing the owner has requested that the overpayment be refunded to her.

**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 for a refund as stated below.


<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
3	18	McCarter & English, Attorney Trust Account C/o Susan A. Feeney Four Gateway Center 100 Mulberry Street P.O. Box 652 Newark, NJ 07101-0652	\$ 3,370.30

TOTAL \$ 3,370.30

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 12

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**WHEREAS**, Communications Construction Group LLC paid for police outside duty and fees were received by the Kenilworth Police Department, and

**WHEREAS**, it has been determined that the job took less hours than expected by police officers and a refund is due,

**NOW, THEREFORE BE IT RESOLVED** that the Treasurer be and is hereby authorized to issue a warrant to refund as follows:


Amount of \$170.00 refunded to Communications Construction Group LLC.

Communications Construction Group LLC  
1060 Andrew Drive, Suite 130  
West Chester, PA 19380

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 13

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, on January 16, 2014 A & F Realty, paid a cash bond to the Borough of Kenilworth for site work at 131 North Michigan Avenue, Kenilworth, NJ and;


**WHEREAS**, the project has been completed, and;

**WHEREAS**, an inspection was conducted by Victor E. Vinegra, Planning Board Engineer and found that the work has been completed in accordance with the approved plans. The project has been closed.

**NOW, THEREFORE BE IT RESOLVED** that the Treasurer is hereby authorized to issue a warrant as stated below.


Amount of \$6,500.00 to be refunded to  
**A&F Realty Company**  
**131 North Michigan Avenue**  
**Kenilworth, New Jersey 07033**

T-03-56-852-001

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 14

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

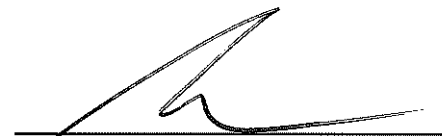
CONSENT AGENDA

**WHEREAS,** there are responsibilities that exceed the job descriptions of certain employees that perform specified tasks; and

**WHEREAS,** the Mayor and Council wish to acknowledge the service provided by these employees.


**BE IT HEREBY RESOLVED,** that the following annual stipends be authorized, effective January 1, 2016, as listed below:

Title	Name	Amount
Web Administrator	Lisa Wood	\$800.00
Web Designer	Justyna Zagorska	\$700.00
Benefits/Claims Coordinator	Kathi Moschitta	\$2,400.00
Recycling Coordinator	Kerry Senica	\$3,500.00
Gas Boy	Justyna Zagorska	\$1,000.00

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 15

KENILWORTH, N.J.

August 24, 2016


Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**WHEREAS, JAMES HANNON, III** has notified the Borough of Kenilworth of his intention to resign effective August 2, 2016, and;

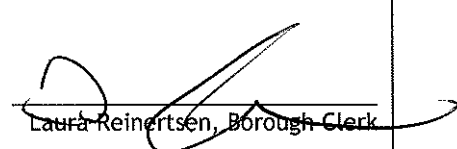
**WHEREAS, JAMES HANNON, III** is entitled to Accumulated Time Due pay as per the employee manual;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make payment as indicated above based on a final calculation upon his final day of work.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA		Yes _	No _			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 16

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

A RESOLUTION AUTHORIZING THE BOROUGH ATTORNEY TO MAKE APPLICATION BEFORE THE PLANNING BOARD TO REALIGN THE REAR PROPERTY LINES IN THE COOLIDGE DRIVE AREA AND FOR THE PLANNING BOARD TO WAIVE ALL APPLICATION FEES RELATED TO THE SUBMISSION OF THE REALIGNMENT APPLICATION.


PURPOSE OF THE RESOLUTION: To realign certain property lines owned by the Borough to be consistent with the adjacent property and thus, making it more desirable for the adjacent property owners to purchase.

**WHEREAS**, the Borough recognizes that there are irregular lot lines within the area to be realigned; and

**WHEREAS**, the Borough recognizes that the land to realign the rear of the properties is unsuitable for development on its own merit; and


**NOW THEREFORE BE IT RESOLVED** BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH ON THIS 24<sup>th</sup> DAY OF AUGUST, 2016 AS FOLLOWS:

1. The Planning Board Secretary is hereby authorized to waive any fees associated with the Borough's application to realign certain properties within the Borough and that are adjacent to the Township of Cranford (hereinafter referred to as "PROPERTIES"); and
2. The Borough Attorney is authorized to submit an application to the Planning Board to realign PROPERTIES; and
3. The Borough Engineer is authorized to cooperate with the Borough Attorney for the instant application and thereafter to appear before the Planning Board in support of the application; and
4. The Borough Clerk shall serve a copy of this Resolution upon the Planning Board Secretary and Chairperson.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 17

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


**WHEREAS**, an application has been filed for a person-to-person transfer of Plenary Retail Consumption License #2008-33-005-007, heretofore issued to Michigan Pub for premises located at 303 South Michigan Avenue, Kenilworth, New Jersey; and

**WHEREAS**, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

**WHEREAS**, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business.


**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Kenilworth does hereby approve, effective August 24, 2016, the transfer of the aforesaid Plenary Retail Consumption License to Gavelstone Bar & Grill LLC and does hereby direct the Borough Clerk to endorse the license certificate to the new ownership as follows:

***"This license, subject to all its terms and conditions, is hereby transferred to Gavelstone Bar & Grill LLC, 303 South Michigan Avenue, Kenilworth, NJ, effective August 24, 2016."***

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 18

KENILWORTH, N.J.

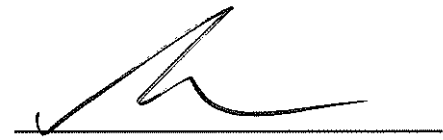
August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**BE IT RESOLVED,** that Police Officer **TRAVIS DILTS** , having completed his one year probationary period and upon the recommendation of Police Chief John Zimmerman, be appointed a permanent police officer in the Kenilworth Police Department.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 19

KENILWORTH, N.J.


August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

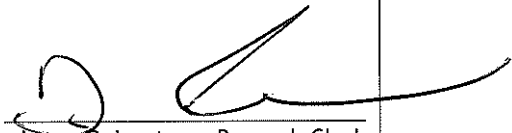
CONSENT AGENDA

**BE IT HEREBY RESOLVED;** That **JAMES HANNON** and **JULIA ADUBATO** be employed Per Diem Dispatchers at a rate of \$20.00 per hour, effective August 5, 2016.

  
Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 20

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

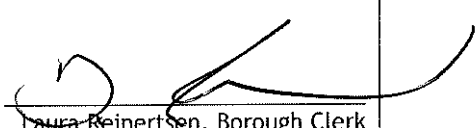
**BE IT HEREBY RESOLVED:** That **RONALD W. OTT** be appointed as a Probationary Fire Fighter/EMT on the Kenilworth Fire Department.

**BE IT FURTHER RESOLVED** that these appointments are contingent upon successful completion of medical release, criminal and background checks.

  
Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>		Yes <u>  </u>	No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 21

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** the Mayor and Council of the Borough of Kenilworth, County of Union is aware that Friday, September 16, 2016 has been declared as "POW/MIA Remembrance Day"; and

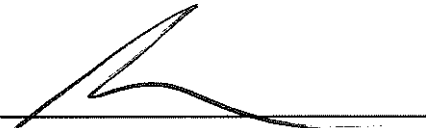
**WHEREAS,** all Americans everywhere owe a special debt of gratitude and a responsibility for remembering and honoring those who have given so much to make all of us free and secure in this, our national homeland, and a recognition day is a fitting testament and remembrance to all of us for the sacrifices of our POW/MIA's; and

**WHEREAS,** in honor of this special day, a ceremony will be held in front of the Union County Courthouse, Broad Street, Elizabeth, New Jersey at 11:15 AM;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Kenilworth, County of Union that it hereby declares Friday, September 16, 2016 as


### "POW/MIA REMEMBRANCE DAY"

in the Borough of Kenilworth and urges all citizens of the Borough of Kenilworth to make special effort to give thanks and to remember the sacrifices rendered to us by all these noble sons and daughters of America.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 22

KENILWORTH, N.J.

August 24, 2016

Introduced by: \_\_\_\_\_


Seconded by: \_\_\_\_\_

**WHEREAS,** the Borough of Kenilworth rejected the received bids for RECYCLING SERVICES, on July 7, 2016; and

**WHEREAS,** the Borough of Kenilworth rebid the service and received bids for RECYCLING SERVICES, on August 16, 2016; and

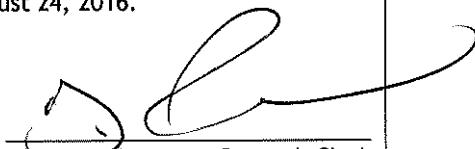
**WHEREAS,** the Mayor and Council can reject all bids in accordance with the Instructions to Bidders, item 2.K of the Request for Proposal; and

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the Borough of Kenilworth that Kenilworth hereby rejects all bids for RECYCLING SERVICES of August 16, 2016.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 24, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



SEPTEMBER 14, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session August 23, 2016, and the Regular Council Meeting of August 24, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - Kenilworth PBA – Contract Negotiations
  - Kenilworth ABC Board – Notification regarding Sidewalk Café
  - Jersey Landscape & Garden Supply – Recycling Proposal
  - **AUGUST DEPT. REPORTS:** Clerk's Office, Court, Finance Dept., Fire Dept., Planning & Zoning, Police Dept. & Public Works
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

**Consent Agenda**

  1. That all bills be paid when properly audited and funds are available
  2. Special Item of Revenue – NJ DOT Grant \$185,000.00
  3. Special Item of Revenue – UC Infrastructure Grant \$75,000.00
  4. Special Item of Revenue – Clean Communities Grant \$17,520.72
  5. Special Item of Revenue – Click It or Ticket Grant \$5,000.00
  6. Corrective – Transfer Liq. Lic. #2008-33-005-007
  7. Award Temporary Recycling Services to Giordano Company
  8. Authorize Submittal of 2016 NJDOT TAP Grant Application
  9. Appoint Alternate Crossing Guard
8. ORDINANCES

**Introduction** - 2016-09 An Ordinance Requiring The Installation Of A Key Lock Box Emergency Access System For Use By The Kenilworth Fire Department During An Emergency Or Any Other Action Deemed Necessary By The Kenilworth Fire Department Res. # \_\_\_\_
9. MEETING OPEN TO THE PUBLIC
10. GENERAL BUSINESS
11. ADJOURNMENT

Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Larry Clementi and seconded by Council Member Gerry Laudati

### Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Special Item of Revenue – NJ DOT Grant \$185,000.00
3. Special Item of Revenue – UC Infrastructure Grant \$75,000.00
4. Special Item of Revenue – Clean Communities Grant \$17,520.72
5. Special Item of Revenue – Click It or Ticket Grant \$5,000.00
6. Corrective – Transfer Liq. Lic. #2008-33-005-007
7. Award Temporary Recycling Services to Giordano Company
8. Authorize Submittal of 2016 NJDOT TAP Grant Application
9. Appoint Alternate Crossing Guard – John Fuggett

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on Sept. 14, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No.   1  

KENILWORTH, N.J.


September 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

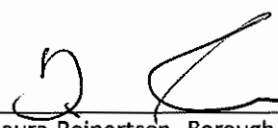
CONSENT AGENDA

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

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz				✓		✓
ON CONSENT AGENDA		Yes <u>  </u>	No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 14, 2016.

  
Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 2

KENILWORTH, N.J.

September 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

## BOROUGH OF KENILWORTH - COUNTY OF UNION

**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 2016 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 2016 in the sum of ..... \$185,000.00 which is now available as a revenue from:


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

Public and Private Revenues Off-Set with Appropriations:  
N.J. Transportation Trust Fund Authority Act

**BE IT FURTHER RESOLVED** that a like sum of ..... \$185,000.00 be and the same is hereby appropriated under the caption of:


Capital Appropriations

(A) Operations - Excluded from CAPS  
Public and Private Programs Offset by Revenue  
N.J. Transportation Trust Fund Authority Act

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri						
Councilman Larry Clementi						
Councilman Peter Corvelli						
Councilman Gerry Laudati						
Councilman Nicolas Mascaro						
Councilman Scott Pentz						
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 14, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 3

KENILWORTH, N.J.

September 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

## BOROUGH OF KENILWORTH - COUNTY OF UNION

**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 2016 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 2016 in the sum of ..... \$75,000.00 which is now available as a revenue from:

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

Public and Private Revenues Off-Set with Appropriations:  
County of Union Infrastructure and Municipal Grant Aid


**BE IT FURTHER RESOLVED** that a like sum of ..... \$75,000.00 be and the same is hereby appropriated under the caption of:

Capital Appropriations

(A) Operations - Excluded from CAPS

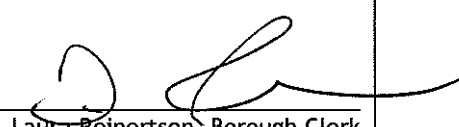
Public and Private Programs Offset by Revenue

County of Union Infrastructure and Municipal Grant Aid

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri						
Councilman Larry Clementi						
Councilman Peter Corvelli						
Councilman Gerry Laudati						
Councilman Nicolas Mascaro						
Councilman Scott Pentz						
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 14, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 9

KENILWORTH, N.J.

September 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

## BOROUGH OF KENILWORTH - COUNTY OF UNION

**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 2016 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 2016 in the sum of ..... \$17,520.72 which is now available as a revenue from:

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


Public and Private Revenues Off-Set with Appropriations:  
Clean Communities Program

**BE IT FURTHER RESOLVED** that a like sum of ..... \$17,520.72 be and the same is hereby appropriated under the caption of:

Capital Appropriations


(A) Operations - Excluded from CAPS

Public and Private Programs Offset by Revenue  
Clean Communities Program

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
<b>ON CONSENT AGENDA</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 14, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 5

KENILWORTH, N.J.

September 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

## BOROUGH OF KENILWORTH - COUNTY OF UNION

**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 2016 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 2016 in the sum of .....\$5,000.00 which is now available as a revenue from:

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

Public and Private Revenues Off-Set with Appropriations:

Click It or Ticket 2016 Seat Belt Mobilization

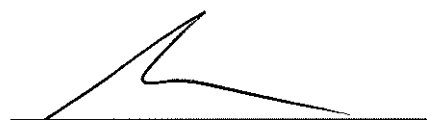
**BE IT FURTHER RESOLVED** that a like sum of .....\$5,000.00 be and the same is hereby appropriated under the caption of:

Capital Appropriations

(A) Operations - Excluded from CAPS


Public and Private Programs Offset by Revenue

Click It or Ticket 2016 Seat Belt Mobilization

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 14, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

September 14, 2016

Introduced by: \_\_\_\_\_

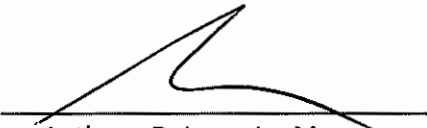
Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, a resolution was approved on August 24, 2016 authorizing a person-to-person transfer of Plenary Retail Consumption License #2008-33-005-007, heretofore issued to Michigan Pub for premises located at 303 South Michigan Avenue, Kenilworth, New Jersey; and

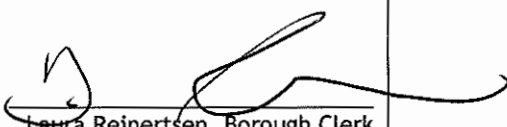
**WHEREAS**, the approved resolution incorrectly states the name of the former licensee as "Michigan Pub" and it should read "The Michigan Pub of Kenilworth, Inc."; and

**NOW, THEREFORE, BE IT RESOLVED** that this corrective resolution does hereby approve the transfer of the aforesaid Plenary Retail Consumption License from "The Michigan Pub of Kenilworth, Inc." to "Gavelstone Bar & Grill LLC", effective August 24, 2016.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
<b>ON CONSENT AGENDA</b>	Yes	Yes	No	No		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 14, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 7

KENILWORTH, N.J.

September 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** the Borough of Kenilworth rejected the received bids for **RECYCLING SERVICES**, on July 7, 2016 and August 16, 2016; and

**WHEREAS,** the current contract with Giordano Company expires August 31, 2016; and

**WHEREAS,** the Mayor and Council are desirous of continuing services until a new contract can be awarded; and

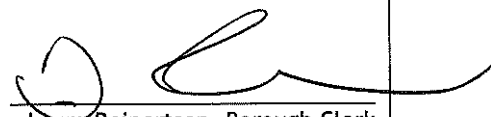
**WHEREAS,** the Giordano Company has agreed to continue services for two (2) months with an optional additional two (2) months at a rate of \$8,437.00 per month and

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the Borough of Kenilworth that Kenilworth hereby approves the **Temporary Award for Recycling Services effective September 1, 2016 to Giordano Company.**

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA Yes <u>  </u> No <u>  </u>						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 14, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 8

KENILWORTH, N.J.

SEPTEMBER 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**WHEREAS**, the State of New Jersey, Department of Transportation has announced the 2016 Transportation Alternatives Program (TAP); and,

**WHEREAS**, the above mentioned grant offers eligibility for Community Improvement Activities, specifically: Streetscaping and corridor landscaping; and


**WHEREAS**, the Borough of Kenilworth agrees that this is an advantageous grant opportunity to address much needed improvements to enhance the main thoroughfare and thereby invite and stimulate commerce throughout the borough.

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Clerk be authorized to submit a grant application to the State of New Jersey, Department of Transportation for the 2016 Transportation Alternatives Program (TAP) on behalf of the Borough of Kenilworth.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on Sept. 14, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 9

KENILWORTH, N.J.

September 14, 2016

Introduced by: \_\_\_\_\_


Seconded by: \_\_\_\_\_

**BE IT HEREBY RESOLVED** that **JOHN FUGGETT** be appointed as Alternate School Crossing Guard for the year 2016:

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz						✓
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 14, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 10

KENILWORTH, N.J.

September 14, 2016

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2016-09, entitled:

**AN ORDINANCE REQUIRING THE INSTALLATION OF A KEY LOCK BOX EMERGENCY ACCESS SYSTEM FOR USE BY THE KENILWORTH FIRE DEPARTMENT DURING AN EMERGENCY OR ANY OTHER ACTION DEEMED NECESSARY BY THE KENILWORTH FIRE DEPARTMENT AND ADDING SECTION \_\_\_\_ TO CHAPTER \_\_\_\_ OF THE MUNICIPAL CODE OF THE BOROUGH OF KENILWORTH**

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the October 12, 2016 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

[Signature]  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli		✓		✓		
Councilman Gerry Laudati				✓		
Councilman Nicolas Mascaro				✓		
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on Sept. 14, 2016.

[Signature]  
Laura Reinertsen, Borough Clerk

# **BOROUGH OF KENILWORTH**

## **ORDINANCE NO. 2016-09**

### **AN ORDINANCE REQUIRING THE INSTALLATION OF A KEY LOCK BOX EMERGENCY ACCESS SYSTEM FOR USE BY THE KENILWORTH FIRE DEPARTMENT DURING AN EMERGENCY OR ANY OTHER ACTION DEEMED NECESSARY BY THE KENILWORTH FIRE DEPARTMENT AND ADDING SECTION \_\_\_\_ TO CHAPTER \_\_\_\_ OF THE MUNICIPAL CODE OF THE BOROUGH OF KENILWORTH**

**AUTHORITY:** The Authority for this legislation is derived from N.J.S.A. 40:48-2, entitling municipalities to make and enforce ordinances and regulations it deems necessary and proper for the protection of persons and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants. The key lock box emergency access system has also been adopted by Section 506 of the International Fire Code 2006, New Jersey Edition.

**PURPOSE:** The purpose of the proposed legislation is to promote the health, safety, and welfare of the Borough's citizens and business owners by allowing the Borough Fire Department to gain access to structures when same is not occupied or when the occupants are unable to grant ingress to the Fire Department. The improved access will reduce the need for forced entry into structures and should avoid costly and time-consuming efforts in gaining access to locked structures during an emergency.

**OBJECTIVE:** By enabling quick access to buildings, the proposed legislation will also reduce the risk of rapid extension of fire and other hazardous conditions. Such a reduction will decrease dangers to firefighters, and help minimize the spread of property damage.

#### **NOW THEREFORE THE GOVERNING BODY FINDS**

- A) the health, safety, and welfare of the citizens of the Borough of Kenilworth ("Borough") are promoted by requiring certain structures to have a key lock box installed on the exterior of the structure to aid the Borough Fire Department in gaining access to the structure when responding to calls for emergency service; and
- B) many buildings are equipped with automatic systems that may cause the Borough Fire Department to be summoned at a time of emergency when the building or business is not occupied or when the occupant is not available to provide the Borough Fire Department entry into the building; and
- C) the key lock box emergency access system will eliminate costly damage from forcible entry into buildings equipped with automatic systems by the Borough Fire Department checking for fire or other dangerous conditions; and
- D) the Borough Fire Department can reduce the potential for rapid expansion of fire and other hazardous conditions by quick access and decrease dangers for firefighters; and
- E) key lock box emergency access system has been adopted by Section 506 of the International Fire Code 2006, New Jersey Edition; and

# BOROUGH OF KENILWORTH

## ORDINANCE NO. 2016-09

- F) key lock box emergency access system will operate on a controlled master key basis by the Borough Fire Department and/or the Police Department; and
- G) Borough is authorized to pass this Ordinance pursuant to N.J.S.A. 40:48-2, and pursuant to the Borough's police powers.

**NOW, THEREFORE, BE IT ORDAINED**, by the Borough Council of the Borough of Kenilworth in the County of Union and the State of New Jersey, that there should be created a Chapter \_\_\_\_\_, Section \_\_\_\_\_ of the Ordinances of the Borough, entitled "Key Lock

Box Emergency Access System," which shall provide as follows:

### **##-@@.0 KEY LOCK BOX EMERGENCY ACCESS SYSTEM**

#### **##-@@.1 Definitions**

**Automatic Dialer** shall refer to a device that automatically dials and relays a prerecorded message to a central station or the fire department.

**Automatic Fire Suppression System** refers to a system or assembly of piping, valves, controls, and sprinklers, which are designed and installed to comply with the National Fire Protection Association (NFPA) standards, which utilize water, foam, carbon dioxide, or other gas to automatically react to suppress fire.

**Fire Official** shall refer to the Fire Chief or his/her designee.

**Central Station** shall refer to an office of a private company to which remote alarm and supervisory signaling devices are transmitted and where personnel are in attendance at all times to supervise the circuits and investigate signals.

**Key Lock Box** also commercially known as a KNOX Box shall refer to a secure rapid entry system that is designed to be used by Fire Department Personnel in the event of an emergency to gain entry into a structure by using the enclosed owner-provided key(s). This box is usually mounted on the exterior of the building in a location that is specified by the Fire Official. All boxes shall be UL (Underwriters Laboratories) certified, Knox Box brand, and approved by the Fire Official.

**Standpipe System** shall refer to a wet or dry system of piping, valves, outlets and related equipment designed to provide water or a fire retardant at specified pressures and installed exclusively for the fighting of fires.

# **BOROUGH OF KENILWORTH**

## **ORDINANCE NO. 2016-09**

### **##-@@.2 Structures to Be Equipped with a Key Lock Box**

Unless otherwise determined in writing by the Fire Official, the following structures shall be equipped with a Key Lock Box of a type and size and at a location approved by the Fire Official:

- a) All new commercial buildings shall be equipped with a Key Lock Box prior to the issuance of the certificate of occupancy.
- b) All existing commercial buildings constructing additions, major renovations, or changes of use that require Borough Zoning or Planning Board approval, shall be equipped with a Key Lock Box prior to the issuance of any necessary permits.
- c) All existing commercial buildings with new occupancies by tenants shall be equipped with a Key Lock Box prior to the issuance of a Certificate of Continued Occupancy.
- d) Each building protected by an automatic fire suppression and/or standpipe system and not manned twenty four (24) hours a day, seven (7) days a week.
- e) Each building protected by an automatic fire alarm system (automatic dialer, central station, external audible/visual alarm) and not manned twenty four(24) hours a day, seven (7) days a week
- f) Multi-family residential structures that have restricted access through locked doors but have a common corridor for access to the living units, including but not limited to condominium buildings.
- g) Schools, whether public or private.
- h) Governmental structures and nursing care facilities, unless the building is staffed or open 24 hours a day, 7 days a week.
- i) Any other commercial building that the Fire Marshall reasonably believes it would benefit from having a secure lock book

### **##-@@.3 Key Lock Box Contents**

The property owner is required at all times to keep a key(s) in the Key Lock Box that will allow access to the structure. The Key Lock Box shall contain, but not be limited to, the following items as designated by the Fire Official:

- a) Labeled keys to locked points of ingress and egress, whether in interior or exterior of such buildings;
- b) Labeled keys to the locked mechanical rooms;
- c) Labeled keys to locked elevator rooms and controls;
- d) Labeled keys to any fence or secured areas;

## **BOROUGH OF KENILWORTH**

### **ORDINANCE NO. 2016-09**

- e) Labeled keys to areas of the building where fire alarm panels and fire protection systems are located;
- f) Labeled keys to any other areas that may reasonably be required by the Fire Official;
- g) A card containing the emergency contact names and phone numbers for the building;
- h) Floor plans of the rooms within the building showing locations of shut-offs;
- i) Hazardous materials information; and
- j) An inventory of the keys.

The property owner shall notify in writing the Borough Fire Department when any or all of the locks or keys have been changed and shall keep the immediate area of the Key Lock Box free and clear of any and all obstructions.

#### **@@.4 Registration and Installation of Key Lock Boxes**

The property owner shall apply for a registration for a Key Lock Box on forms provided by and obtained from the Fire Official. A registration with a check made payable to the Borough in the amount of \$150.00 is required prior to the installation of a Key Lock Box in order to verify the proper size, mounting location and installation of said Key Lock Box. The Key Lock Box shall be installed at a location approved by the Fire Official. No Key Lock Box shall be installed, voluntarily or otherwise, without first obtaining the approval of the Fire Official. The property owner shall be responsible for the cost to purchase, install, and maintain the Key Lock Box.

#### **##-@@.5 Compliance**

##-@@.5.1 All existing buildings required to have a Key Lock Box shall comply with this Ordinance within one (1) year from the date notified by the fire official. All newly constructed buildings not yet occupied or buildings currently under construction and all buildings or businesses applying for a certificate of occupancy shall comply immediately upon passage of this Ordinance. In any event, the owner of any structure in the Borough with hazardous material in sufficient quantities to be a significant threat as determined by the Fire Official shall comply with this ordinance within sixty (60) days from receipt of written notice from the Fire Official. The cost of purchasing and installing, along with any cost associated with implementation of the program at a specific property, will be borne by the property owner and/or business owner.

##-@@.5.2 On even numbered years, each Key Lock Box shall be inspected for continued compliance with regard to all the required contents. The property owner and/or business owner shall pay for the re-inspection twenty five dollars (\$25) per key in the Lock Box.

**BOROUGH OF KENILWORTH**  
**ORDINANCE NO. 2016-09**

**##-@@.6 Penalties**

@@.6.1 Any property owner and/or business owner failing to comply with this Ordinance shall be subject to a fine of not more than Two Hundred (\$200) Dollars nor less than One Hundred (\$100) Dollars for each day of violation or non-compliance.

@@.6.2 Any tenant that has changed a lock to an area which has a key in the Lock Box and has failed to provide a key to the Fire Official shall be subject to a fine of not more than Two Hundred (\$200) Dollars nor less than One Hundred (\$100) Dollars for each day of violation or non-compliance.

@@.6.3 If a landlord or tenant is a business entity such as a Corporation or LLC or LLP which is in violation of this Ordinance, then the president of the corporation or the managing member shall be personally responsible for the penalty imposed and if not paid within ten business days shall be subject to arrest for up to thirty days.

**##-@@-7. Severability:**

Each section, subsection, sentence, clause and phrase of this Article is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Article to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Article.

**##-@@-8. Repealer:**

All Borough ordinances and parts of ordinances that are inconsistent with this ordinance are hereby repealed.

\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
						KAY CECERI						
						LAWRENCE CLEMENTI						
						PETER CORVELLI						
						GERRY LAUDATI						
						NICHOLAS MASCARO						
						SCOTT PENTZ						
Introduced: Sept. 14, 2016						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: Oct. 12, 2016												
						_____ Laura Reinertsen, Borough Clerk						

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



SEPTEMBER 28, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session September 13, 2016, and the Regular Council Meeting of September 14, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - Borough Engineer – Recommendation of Award ADA Curb/Ramp Improvements
  - Kenilworth Silver Card Association – Annual Award Dinner
  - Resignation of the Chief Finance Officer
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

**Consent Agenda**

  1. That all bills be paid when properly audited and funds are available
  2. Award contract for ADA Curb/Ramp Rehabilitation to S. Brothers - \$17,500.00
  3. Authorize submittal of NJ DOT TAP Grant Application
  4. Encouraging Governor and State to Fund the Transportation Trust Fund
  5. Put the Brakes on Fatalities Day – October 10, 2016
  6. Authorize Participation in State of NJ Temporary Disability Insurance Program
  7. Appoint Substitute Bus Driver – John Fugett
  8. Appoint Assistant Finance Officer – L. Wood
  9. Breast Cancer Awareness Month – October 2016

---

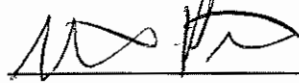
- 10. Special Emergency Appropriation – Re: Recommendation of Master Plan
- 8. ORDINANCES

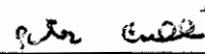
**Public Hearing / Adoption - 2016-07 An Ordinance Amending And Supplementing The 'Land Use Ordinance' Of The Borough Of Kenilworth, County Of Union, State Of New Jersey Entitled Land Development** Res. #\_\_\_\_

**Public Hearing / Adoption - 2016-08 An Ordinance Amending And Supplementing Chapter 225 Part 5 Of The 'Land Use Ordinance' Of The Borough Of Kenilworth, County Of Union, State Of New Jersey Entitled Land Development** Res. #\_\_\_\_
- 9. PROCLAMATION: National Fallen Firefighters Memorial
- 10. MEETING OPEN TO THE PUBLIC
- 11. GENERAL BUSINESS
- 12. ADJOURNMENT

Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member



and seconded by Council Member .

### Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Award contract for ADA Curb/Ramp Rehabilitation to S. Brothers - \$17,500.00
3. Authorize submittal of NJ DOT TAP Grant Application
4. Encouraging Governor and State to Fund the Transportation Trust Fund
5. Put the Brakes on Fatalities Day – October 10, 2016
6. Authorize Participation in State of NJ Temporary Disability Insurance Program
7. Appoint Substitute Bus Driver – John Fugett
8. Appoint Assistant Finance Officer – L. Wood
9. Breast Cancer Awareness Month – October 2016



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz	✓		✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on Sept. 28, 2016.



Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 1

KENILWORTH, N.J.


September 28, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

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

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	Yes	No	No		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 28, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 2

KENILWORTH, N.J.

September 28, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** the Borough of Kenilworth has been awarded funding from Union County Economic Development CDBG for "ADA Curb/Ramp Rehabilitation"; and

**WHEREAS,** the Borough Engineer is in receipt of bids for "ADA Curb/Ramp Rehabilitation" and is recommending award to S. Brothers, Inc. at their quote of \$17,500.00; and

**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 S. Brothers Inc. for their quote for the Kenilworth "ADA Curb/Ramp Rehabilitation", for a sum of \$17,500.00
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.

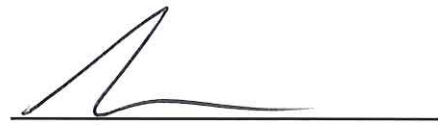
**CERTIFICATION OF FUNDS**

DATE: 9-28-2016

**APPROPRIATION:**


T-03-56-850-001

  
ROBERT ORDWAY, TREASURER

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			✓
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 28, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 3

KENILWORTH, N.J.

September 28, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

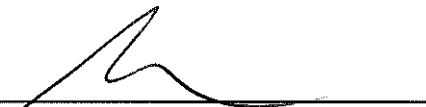
CONSENT AGENDA

**WHEREAS,** the New Jersey Department of Transportation Division of Local Aid and Economic Development has provided funds for the improvement of municipal projects through the Transportation Alternatives Program; and

**WHEREAS,** the New Jersey Department of Transportation will accept applications for projects through its Division of Local Aid; and


**WHEREAS,** the Borough of Kenilworth desires to apply for a grant for local aid funds for community improvement including but not limited to lighting, sidewalks/walkways, benches, planting containers, along the Boulevard; the main corridor of the Borough of Kenilworth.

**NOW, THEREFORE, BE IT RESOLVED,** that the Mayor and Borough Clerk are authorized to submit, execute and attest the application and agreement for municipal aid to be submitted to the New Jersey Department of Transportation.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			✓
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 28, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

September 28, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

### RESOLUTION ENCOURAGING GOVERNOR CHRISTOPHER CHRISTIE AND THE STATE OF NEW JERSEY TO FUND THE TRANSPORTATION TRUST FUND

**WHEREAS**, on June 30, 2016 in response to the Senate failure to reauthorize the Transportation Trust Fund ("TTF"), Governor Christopher Christie issued an Executive Order requiring plans for an orderly shutdown of TTF projects to be prepared by 11:59 p.m. on Saturday, July 2, 2016, and ordering the ongoing TTF work to cease according to those plans; and

**WHEREAS**, TTF PROJECTS IN THE Borough of Kenilworth include the roadway improvements to Coolidge Drive, Windsor Place, Arbor Street and North 19<sup>th</sup> Street.

**WHEREAS**, the projects have been designed and sent to the Department of Transportation awaiting approval to proceed; and

**WHEREAS**, due to the shutdown of the TTF, the projects will be unable to be completed resulting in an inconvenience to the residents of the Borough of Kenilworth and other citizens of the State of New Jersey who utilize the roads in the Borough; and

**WHEREAS**, the shutdown of the TTF detrimentally effects the Borough of Kenilworth 's ability to provide safe travel on the roadways of the Borough and detrimentally effects the finances of the Borough of Kenilworth.


**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Kenilworth, County of Union, New Jersey that it hereby encourages the Governor of the State of New Jersey, the Senate and the General Assembly, to fund the Transportation Trust Fund; and

**BE IT FURTHER RESOLVED**, that copies of this resolution be forwarded to the New Jersey Governor Christopher Christie, Senate President Stephen Sweeney, Assembly Speaker Vincent Prieto, State Senator Nicholas Scutari, Assemblyman Jerry Green and Assemblyman James Kennedy, Union County Clerks and to the New Jersey League of Municipalities.

  
Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			✓
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 28, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 5

KENILWORTH, N.J.

September 28, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**PUT THE BREAKES ON FATALITIES DAY – OCTOBER 10, 2016  
OCTOBER 10, 2015 HAS BEEN DECLARED “PUT THE BRAKES ON FATALITIES DAY” BY THE  
BOROUGH OF KENILWORTH POLICE DEPARTMENT**

**WHEREAS**, Across the nation traffic crashes caused approximately 35,092 (est.) fatalities in 2015, and are the leading cause of death for young people ages 15 to 34; and

**WHEREAS**, In New Jersey, 562 individuals lost their lives in traffic crashes in 2015; and

**WHEREAS**, Alcohol-related crashes accounted for 28.0 percent of the State’s traffic fatalities while 26 percent of all fatal crashes involved traveling at unsafe speeds; and

**WHEREAS**, Motorcyclists, bicycle riders and pedestrians face increased risks on New Jersey’s roadways, as people opt for alternative modes of transportation; and

**WHEREAS**, 50 MOTORCYCLISTS, 17 bicyclists and 173 pedestrians were killed in New Jersey in traffic-related crashes in 2015; and

**WHEREAS**, Safer driving behaviors such as buckling up every ride, obeying posted speed limits, stopping for pedestrians in crosswalks and using crosswalks when walking, avoiding aggressive driving behaviors, never driving impaired, wearing property safety gear while riding a motorcycle or bicycle and focusing solely on driving by avoiding distractions can dramatically reduce the number of traffic-related injuries and deaths:

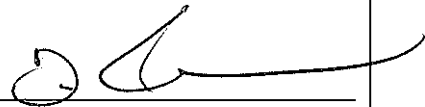
**NOW, THEREFORE**, the Mayor and Council of the Borough of Kenilworth, Kenilworth New Jersey, County of Union, hereby proclaim October 10, 2016, “Put the Brakes on Fatalities Day” and call upon everyone to put these lifesaving behaviors into practice to improve safety on the roadways in our community and throughout the State.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			✓
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 28, 2016.



Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 6

KENILWORTH, N.J.

September 28, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**WHEREAS,** the Borough of Kenilworth, a public agency duly organized and existing under and by virtue of the laws of the State of New Jersey, has determined that it is in the best interest and to the advantage of the Borough to participate in Temporary Disability Insurance (TDI) program offered by the State of New Jersey; and

**WHEREAS,** participation in the State offered TDI program requires the execution of a resolution stating the Borough's intention to participate; and

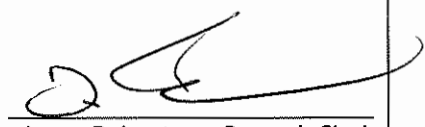
**BE IT HEREBY RESOLVED,** that the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey approves the participation in the State of New Jersey Temporary Disability Insurance Program, effective January 1, 2017

**BE IT FURTHER RESOLVED,** that the Mayor, Clerk and CFO are authorized to take the steps necessary to effectuate enrollment on behalf of the Borough of Kenilworth.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			✓
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 28, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 7

KENILWORTH, N.J.

September 28, 2016

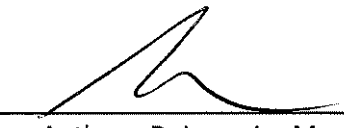
Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

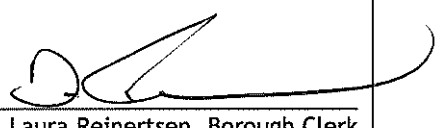
**WHEREAS,** **JOHN A. FUGETT** holds a Class A Commercial Drivers License (CDL), with the "P" and "S" Endorsement issued by the State of New Jersey.

**BE IT HEREBY RESOLVED,** that **JOHN A. FUGETT** be employed as a Substitute Senior Citizen Bus Driver at a rate of \$18.62 per hour as of September 28, 2016, pending successful completion of a criminal background check.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli		✓	✓	✓		
Councilman Gerry Laudati			✓	✓		
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz	✓		✓	✓		
<b>ON CONSENT AGENDA</b>	Yes	✓	No	✓		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 28, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 8

KENILWORTH, N.J.

September 28, 2016

Introduced by: \_\_\_\_\_

Seconded by: CONSENT AGENDA


**BE IT HEREBY RESOLVED,** that **LISA WOOD** be appointed as **ASSISTANT FINANCE OFFICER** in the Kenilworth Finance Office, at a rate of \$10,000.00 per annum, effective October 1, 2016.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 28, 2016.



Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 9

KENILWORTH, N.J.

September 28, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**Whereas,** Every 69 seconds, somewhere in the world, a woman dies of breast cancer; every three minutes, a woman in the United States is diagnosed with breast cancer; and every 13 minutes, a woman loses her battle with the disease; and

**Whereas,** Breast cancer mortality has decreased by two percent each year for the past decade due to increased awareness, annual mammograms, earlier detection, and more effective treatments; and, currently, there are 2,500,000 breast cancer survivors in the United States alone – more survivors than for any other type of cancer; and

**Whereas,** Each year, the month of October is observed nationwide as "National Breast Cancer Awareness Month"; and

**Whereas,** The month of October in each year is designated as "Breast Cancer Awareness Month" in the State of New Jersey pursuant to P.L.2005, J.R.7 (C.36:2-86); and

**Whereas,** Members of the general public are encouraged to expand their awareness of breast density and how it can be critically important in the level of a woman's risk of being diagnosed with breast cancer; and

**Whereas,** National Breast Reconstruction Awareness (BRA) Day, known as BRA Day USA, is an initiative designed to promote education, awareness, and access regarding post-mastectomy breast reconstruction, which is held annually in October; and

**Whereas,** Various organizations have provided, and are providing, critical services to the people of this State relating to breast cancer, including education and public awareness, preventive health, assistance with care, counseling, social services, and advocacy, as well as funding for innovative scientific research that is an essential component of the war against cancer; and their ongoing efforts on behalf of New Jerseyans are most laudatory and sincerely appreciated by the Borough and all the citizens of New Jersey; and

**Whereas,** The efforts of these organizations have made a major contribution to spreading breast cancer awareness to both women and men in all communities in this State through outreach, education, and screening programs, and have empowered women with the life-saving message of early detection and the importance of having annual mammograms; now, therefore,

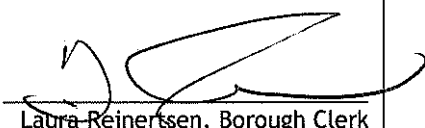
**Be It Resolved,** by the Mayor and Council of the Borough of Kenilworth:

1. The Borough recognizes the State and National observance of "Breast Cancer Awareness Month" during the month of October, commends the various organizations in this State that have sought to defeat breast cancer and assist New Jerseyans who are coping with this disease, and extends its appreciation to these organizations during the observance of this month as "Breast Cancer Awareness Month" in the State of New Jersey and "National Breast Cancer Awareness Month."
2. The Borough further urges the public officials and citizens of Kenilworth to observe this month with appropriate activities and programs.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			✓
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 28, 2016.

  
Laura Reinertsen, Borough Clerk

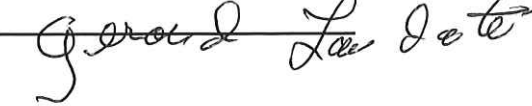
## RESOLUTION

No. 10

KENILWORTH, N.J.

September 28, 2016

Introduced by: 

Seconded by: 

**WHEREAS,** it has been found necessary to make a Special Emergency Appropriation to meet certain extraordinary expenses incurred, or to be incurred, by Borough of Kenilworth, and

**WHEREAS,** N.J.S.A. 40A:4-53 provides that it shall be lawful to make such appropriation, which appropriation and/or the "special emergency notes" issued to finance the same shall be provided for in succeeding annual budgets by the inclusion of an appropriation of at least one-fifth of the amount authorized pursuant to this act.


**NOW, THEREFORE, BE IT RESOLVED,** that in accordance with the provisions of N.J.S.A. 40A:4-55:

1. An emergency appropriation is hereby made for Recommendation of Master Plan in the total amount of \$75,000.00.
2. That the emergency appropriation shall be provided for in the budgets of the next succeeding years by the inclusion of not less than \$15,000.00.
3. That an "emergency note", not in excess of the amount authorized pursuant to law, may be provided.
4. That such note shall be executed by the Chief Financial Officer of the Borough of Kenilworth.
5. That said note may be renewed from time to time provided that such note and any renewals shall mature and be paid in the amount of not less than one-fifth of the total amount appropriated by this resolution in each year after authorization.
6. That the statement required by the Local Finance Board has been filed with the Clerk and a copy will be transmitted to the Director of the Division of Local Government Services.
7. That two (2) certified copies of this resolution will be filed with the Director of the Division of Local Government Services; however, no approval is required from the Division.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 28, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 11

KENILWORTH, N.J.

September 28, 2016

Introduced by:

Seconded by:

**BE IT HEREBY RESOLVED** that the ordinance #2016-07, entitled:

**AN ORDINANCE AMENDING AND SUPPLEMENTING THE 'LAND USE ORDINANCE' OF THE  
BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY ENTITLED LAND  
DEVELOPMENT**

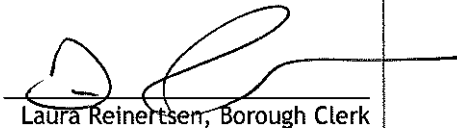
Was introduced and approved on first reading, at the regular meeting of the Borough Council on July 13, 2016 and approved for final passage at the regular meeting of the Borough Council of September 28, 2016 after all persons interested were given an opportunity to be heard concerning said ordinance.

**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.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓			✓		
Councilman Peter Corvelli				✓		
Councilman Gerry Laudati				✓		
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz				✓		
<b>ON CONSENT AGENDA</b>	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 28, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 12

KENILWORTH, N.J.

September 28, 2016

Introduced by:

Seconded by:

**BE IT HEREBY RESOLVED** that the ordinance #2016-08, entitled:

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 225 PART 5 OF THE 'LAND USE ORDINANCE' OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY ENTITLED LAND DEVELOPMENT**


Was introduced and approved on first reading, at the regular meeting of the Borough Council on July 13, 2016 and approved for final passage at the regular meeting of the Borough Council of September 28, 2016 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.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro						✓
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 28, 2016.

  
Laura Reinertsen, Borough Clerk

# **BOROUGH OF KENILWORTH**

## **ORDINANCE NO. 2016-08**

### **AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 225 PART 5 OF THE 'LAND USE ORDINANCE' OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY ENTITLED LAND DEVELOPMENT**

#### **CHAPTER 225 – LAND USE ORDINANCE**

##### **Part 5 - AFFORDABLE HOUSING DEVELOPMENT FEES**

This Part 5 shall take effect upon approval by the Superior Court of the State of New Jersey or appropriate state regulatory agency of the State of New Jersey.

##### **Section 225 - 501 - Findings and purposes**

- a. The New Jersey Supreme Court, in *Holmdel Builder's Ass'n v. Holmdel Twp*, 121 N.J. 550 (1990), determined that mandatory development fees are both statutorily and constitutionally permissible. The Court further anticipated that COAH would promulgate appropriate development fee rules specifying, among other things, the standards for these development fees. The purpose of this section is to provide such rules pursuant to N.J.A.C. 5:94, et seq.
- b. The Borough Council finds and declares that the creation and preservation of affordable housing in the Borough serves the public interest. Maintaining and improving a stock of sound affordable housing requires affirmative steps by local government working cooperatively with public bodies at all levels and with the private sector. The purpose of this Section is to create in the Borough of Kenilworth a trust fund from payment of development fees to assist in the marshaling of public and private monies dedicated to affordable housing projects and programs.

##### **Section 225 - 502 - Definitions**

- a. **Affordable Housing.** Any housing unit with an acquisition price or rent level not exceeding the maximum resale or rent level for low and moderate income housing as set forth in N.J.A.C. 5:94, et seq.
- b. **COAH.** The New Jersey Council on Affordable Housing, established under the Fair Housing Act of 1985, and which has primary jurisdiction for the administration of low and moderate housing obligation in accordance with sound regional planning considerations in the State.
- c. **Development Fees.** Money paid by an individual, person, partnership, association, company, or corporation for the improvement of property as permitted in N.J.A.C. 5:94, et seq.
- d. **Equalized Assessed Value.** The value of a property determined by the Borough Tax Assessor through a process designed to ensure that all property in the Borough is assessed at the same assessment ratio or ratios required by law. Estimates at the time of building permit may be obtained by the Tax Assessor utilizing estimates for construction cost. Final equalized assessed value will be determined at project completion by the Tax Assessor.

# **BOROUGH OF KENILWORTH**

## **ORDINANCE NO. 2016-08**

- e. Substantive Certification. A determination by COAH approving Kenilworth Borough's Housing Element and Fair Share Plan in accordance with the provisions of the Fair Housing Act and the rules and criteria as set forth therein. A grant of "substantive certification" shall be valid for a period of ten years in accordance with the terms and conditions contained therein.

### **Section 225 - 503 - Development fee schedule**

a.

#### Residential Development.

- 1) Residential development fees shall be one percent (1.0%) of the equalized assessed value for residential development, within the OR, OR-B and LI zones districts, which is not exempt from the provisions of this Article as set forth below, provided no increase in density is permitted.
- 2) If a "d" variance is granted by the Kenilworth Borough Zoning Board of Adjustment, pursuant to N.J.S.A. 40:55D-70d(5), the additional residential units realized (above what is permitted by right under the existing zoning) will incur a bonus development fee of six percent (6%) rather than the development fee of one percent (1%). However, if the zoning on a site has changed during the two (2) year period preceding the filing of the "d" variance application, the base density for the purposes of calculating the bonus development fee shall be the highest density permitted by right during the two (2) years preceding the filing with the Kenilworth Borough Zoning Board of Adjustment of the "d" variance application.

b.

#### Nonresidential Development.

- 1) Nonresidential development fees shall be two percent (2%) of the equalized assessed value for nonresidential development within the B-D, AC, C, OR, I, OR, OR-B and LI zones districts, which is not exempt from the provisions of this subsection as set forth in this article.
- 2) If a "d" variance is granted by the Kenilworth Borough Zoning Board of Adjustment, pursuant to N.J.S.A. 40:55D-70d(4), then the additional floor area ratio (FAR) realized (above what is permitted by right under the existing zoning) will incur a bonus development fee of six percent (6%) rather than the development fee of two percent (2%). However, if the zoning on a site has changed during the two (2) year period preceding the filing of the "d" variance application, the base density for the purposes of calculating the bonus development fee shall be the highest density permitted by right during the two (2) years preceding the filing with the Kenilworth Borough Zoning Board of Adjustment of the "d" variance application.

### **Section 225 - 504 - Eligible exactions, ineligible exactions and exemptions**

- a. Except as provided in Subsection 503 (a) (2) above, developers of low and moderate income units shall be exempt from development fees.

# **BOROUGH OF KENILWORTH**

## **ORDINANCE NO. 2016-08**

- b. Development fees may only be collected for any residential structure which requires the installation of a new foundation (excluding foundations required for an addition to or renovation of an existing residential structure or a foundation required for an accessory structure to an existing residential structure).
- c. All forms of new nonresidential construction shall be subject to development fees; provided, however, that development fees may only be collected for improvements which add useable or rentable footage to an existing non-residential structure. In the event that a development fee is collected for a nonresidential structure and thereafter usable or rentable footage is obtained through modification of the said structure, a development fee may be collected for the additional useable or rentable footage based upon the increase in the equalized assessed value of the improved structure.
- d. Developments that have received preliminary or final approval prior to the adoption and final publication of this Ordinance shall be exempt from development fees unless the developer seeks a substantial change in the approval.
- e. The Borough exempts the following types of development from imposition of development fees:
  - 1) Development by the Borough or any of its instrumentalities;
  - 2) development by charitable or not-for-profit entities formed and legally established in accordance with the laws of the State of New Jersey; and

### **Section 225 - 505 - Collection of development fees**

The Borough shall collect fifty percent (50%) of the fee on any specific development prior to and as a condition of the issuance of the building permit therefore. The remaining portion shall be collected prior to and as a condition of the issuance of the certificate of occupancy. Once the final equalized assessed value of a particular development has been determined by the Tax Assessor, and such final equalized assessed value is greater than the estimated equalized assessed value, the developer shall, within ten (10) business days from receipt of notification from the Borough, pay to the Borough the difference between the development fees required to be paid by the developer once such final equalized assessed value has been determined and the estimated development fees actually paid by the developer. The failure of the developer to make timely payments of the aforesaid deficiency shall entitle the Borough to file, without notice to the developer, a lien against the subject development. In the event that Borough shall file such lien, the Borough may add to the aforesaid deficiency amount reasonable attorney fees to file and discharge such lien, together with any and all costs incurred to file and discharge said lien. In the event that the estimated equalized assessed value proves to have been too high, the Borough shall promptly refund the difference between the estimated development fees actually paid by the developer and the development fees required to be paid by the developer once such final equalized assessed value has been determined.

### **Section 225 - 506 - Contested fees**

Imposed and collected development fees that are challenged shall be placed in an interest-bearing escrow account by the Chief Financial Officer of the Borough. If all or a portion of the contested fees are returned to the developer, the accrued interest on the returned amount shall also be returned.

# **BOROUGH OF KENILWORTH**

## **ORDINANCE NO. 2016-08**

### **Section 225 - 507 - Housing trust fund**

All development fees shall be deposited with the Chief Financial Officer of the Borough in a separate designated interest-bearing housing trust fund. The development fees placed in the housing trust fund shall be deemed "dedicated revenues" as such term is defined in the N.J.S.A. 40A:4-36. In establishing the housing trust fund, the Borough shall provide written authorization, in the form of a three-party escrow agreement between the Borough, the bank and COAH, to permit COAH to direct the disbursement of the funds as provided for in N.J.A.C. 5:94-6.16(b). This three-party escrow agreement shall be submitted to COAH within seven (7) days from the opening of the trust fund account. All interest accrued in the housing trust fund shall only be used on eligible affordable housing activities approved by COAH.

### **Section 225 - 508 - Use of money**

- a. The Borough shall use revenues collected from development fees for any activity approved by COAH for addressing the Borough's fair share obligation. Such activities include, but are not limited to, rehabilitation, new construction, regional contribution agreements, purchase of new land for low and moderate income housing, improvement of land to be used for low and moderate income housing, extension and/or improvements of roads and infrastructure to low and moderate income housing sites, assistance designed to render units to be more affordable and administration of the implementation of the Housing Element and Fair Share Plan. The expenditure of all money shall conform to a spending plan approved by COAH.
- b. Funds shall not be expended to reimburse the Borough for past housing activities.
- c. After subtracting development fees collected to finance a regional contribution agreement, a rehabilitation program or a new construction project that are necessary to address the municipality's affordable housing obligation, at least thirty percent (30%) of the balance remaining shall be used to provide affordability assistance to low and moderate income households in affordable units included in a municipal Fair Share Plan. One-third of the affordability assistance portion of development fees collected shall be used to provide affordability assistance to those households earning thirty percent (30%) or less of median income by region.
  - 1) Affordability assistance programs may include down payment assistance, security deposit assistance, low interest loans, and rental assistance.
  - 2) Affordability assistance to households earning thirty percent (30%) or less of median income may include buying down the cost of low income units in a municipal Fair Share Plan to make them affordable to households earning thirty percent (30%) or less than median income. The use of development fees in this manner shall entitle a municipality to bonus credits pursuant to N.J.A.C. 5:94-4.22.
  - 3) Payments in lieu of constructing affordable units on site and funds from the sale of units with extinguished controls shall be exempt from the affordability assistance requirement.
- d. No more than twenty percent (20%) of the revenues collected from development fees shall be expended on administration, including, but not limited to, salaries and benefits for Borough



# **BOROUGH OF KENILWORTH**

## **ORDINANCE NO. 2016-08**

Employees or consultant fees necessary to develop or implement a rehabilitation program, a new construction program, a regional contribution agreement, a Housing Element and Fair Share Plan, and an affirmative marketing program. Administrative funds may be used for income qualification of households, monitoring the turnover of sale and rental units, and compliance with COAH's monitoring requirements. Development fees shall not be used to defray the costs of existing staff.

### **Section 225 - 509 - Monitoring**

The Borough shall complete and return to COAH all monitoring forms related to the collection of development fees, expenditures of revenues, and implementation of the spending plan (discussed in Subsection 510 below) certified by COAH. Financial reports, annual program implementation, and monitoring reports shall be completed by the Borough on forms designed by COAH.

### **Section 225 - 510 - Spending plans**

The Borough shall submit to COAH a spending plan for the development fees collected by it prior to the expiration of its substantive certification period. Plans to spend development fees shall consist of the following information;

- a. a projection of revenues anticipated from imposing fees on development, based on historic activity;
- b. a description of the administrative mechanism that the Borough will use to collect and distribute revenues;
- c. a description of the anticipated use of all development fees;
- d. a schedule for the creation or rehabilitation of housing units;
- e. in the event of the Borough envisions being responsible for public sector or nonprofit construction of housing, a pro forma statement of the anticipated costs and revenues associated with the development;
- f. the manner through which the Borough will address any expected or unexpected shortfall if the anticipated revenues from development fees are not sufficient to implement the plan;
- g. a description of the funds anticipated; and
- h. a schedule for spending.

### **Section 225 - 511 - Penalties**

- a. In the event that any of the conditions set forth in Paragraph b. of this Subsection occur, COAH shall be authorized, on behalf of the Borough, to direct the manner in which all development fees collected pursuant to Section 507 shall be expended. Should any such condition occur, such revenues shall immediately become available for expenditure at the direction of COAH upon the Borough Clerk's receipt of written notification from COAH that such a condition has occurred.

# **BOROUGH OF KENILWORTH**

## **ORDINANCE NO. 2016-08**

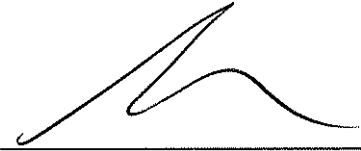
- b. Occurrence of the following may result in COAH taking an action pursuant to Paragraph a. of this Subsection:
- (1) failure to submit a spending plan pursuant to Subsection 510 above within the time limits imposed by COAH;
  - (2) failure to meet deadlines for information required by COAH in its review of the Borough's Housing Element and Fair Share Plan, or its spending plan;
  - (3) failure to proceed through COAH's administrative process toward substantive certification in a timely manner;
  - (4) failure to address COAH's conditions for approval of a plan to spend development fees within the deadlines imposed by COAH;
  - (5) failure to address COAH's conditions for substantive certification within the deadlines imposed by COAH;
  - (6) failures to submit accurate, monitoring reports within the time limits imposed by COAH;
  - (7) failures to implement the spending plan for development fees within the time limits imposed by COAH, or within reasonable extensions granted by COAH;
  - (8) expenditure of development fees on activities not permitted by COAH;
  - (9) revocation of the Borough's substantive certification; or
  - (10) other good cause demonstrating that the revenues are not being used for the intended purpose.

### **Section 225 - 512 - Ongoing collection of development fees**

The ability for Kenilworth Borough to impose, collect and expend development fees shall expire with the expiration of its substantive certification unless the Borough has filed a revised and adopted Housing Element and Fair Share Plan, has petitioned for substantive certification for the succeeding round, and has received COAH's approval of a revised development fee ordinance prior to the expiration. If Kenilworth Borough fails to act before the expiration of its substantive certification, the Borough may only resume the imposition and collection of development fees by filing a revised and adopted Housing Element and Fair Share Plan, petitioning for substantive certification for the succeeding round and after receiving COAH's approval of a revised development fee ordinance. Kenilworth Borough shall not impose a development fee on a development that receives preliminary or final approval after the expiration of its substantive certification, nor shall Kenilworth Borough retroactively impose a development fee on such a development. Kenilworth Borough shall not expend development fees after the expiration of its substantive certification.

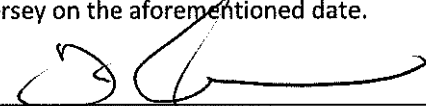
# BOROUGH OF KENILWORTH

ORDINANCE NO. 2016-08



Anthony DeLuca, Jr., Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
	✓	✓				KAY CECERI		✓	✓			
✓		✓				LAWRENCE CLEMENTI	✓		✓			
					✓	PETER CORVELLI			✓			
		✓				GERRY LAUDATI			✓			
		✓				NICHOLAS MASCARO						✓
		✓				SCOTT PENTZ			✓			
Introduced: July 13, 2016						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: September 28, 2016												

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



OCTOBER 12, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session September 13, 2016, and the Regular Council Meeting of September 14, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - NJDOT – 20<sup>th</sup> Anniversary of Walk to School Day
  - UC Open Space, Recreation & Historic Preservation – Grant Award Notice
  - **SEPTEMBER DEPT. REPORTS:** Clerk's Office, Court, Finance Dept., Fire Dept., Planning & Zoning, Police Dept. & Public Works
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

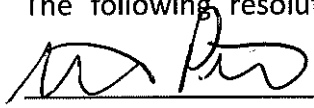

**Consent Agenda**

  1. That all bills be paid when properly audited and funds are available
  2. Approval of Ratable Base Policy
  3. Approval of Review of the Best Practices Inventory
  4. Amend Special Items of Revenue \$2,585.16
  5. Authorize permit refund, #16000329 \$171.00
  6. Authorize permit refund, #16000021 \$424.00
  7. Authorize Place to Place Transfer (Expansion of Premise), Liq. Lic. #2008-33-007-008 CQDS, Inc.
  8. Appoint Alternate Crossing Guards: J. Maines & M. Rios
  9. Appoint DPW Laborers: M. DiMario & P. DeOliveira
8. ORDINANCES

**Introduction** – 2016-10 An Ordinance Amending Ordinance #2016-04 Providing for Compensation for Borough Employees of the Borough of Kenilworth Res. #\_\_\_\_

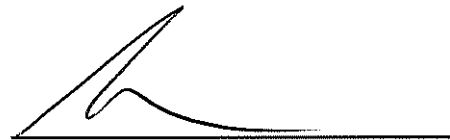
**Public Hearing and Adoption** - 2016-09 An Ordinance Requiring The Installation Of A Key Lock Box Emergency Access System For Use By The Kenilworth Fire Department During An Emergency Or Any Other Action Deemed Necessary By The Kenilworth Fire Department Res. #\_\_\_\_
9. PROCLAMATION Fire Prevention Week – October 9 – 15, 2016
10. MEETING OPEN TO THE PUBLIC
11. GENERAL BUSINESS
12. ADJOURNMENT Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member

 and seconded by Council Member 

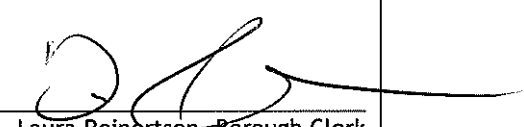
**Consent Agenda:**

1. That all bills be paid when properly audited and funds are available
2. Approval of Ratable Base Policy
3. Approval of Review of the Best Practices Inventory
4. Amend Special Items of Revenue \$2,585.16
5. Authorize permit refund, #16000329 \$171.00
6. Authorize permit refund, #16000021 \$424.00
7. Authorize Place to Place Transfer (Expansion of Premise), Liq. Lic. #2008-33-007-008 CQDS, Inc.
8. Appoint Alternate Crossing Guards: J. Maines & M. Rios
9. Appoint DPW Laborers: M. DiMario & P. DeOliveira

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 12, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 1

KENILWORTH, N.J.


October 12, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


**CONSENT AGENDA**

**BE IT HEREBY RESOLVED:** That all bills be paid when properly audited and funds are available

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>		Yes <u>  </u>	No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 12, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 2

KENILWORTH, N.J.

October 12, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

### RATABLE BASE POLICY

**WHEREAS,** The Borough of Kenilworth recognizes that actively monitoring management of the municipality's ratable base is fundamental to helping ensure fiscal stability. Being notified of the exposure aids in tax rate stabilization, budget execution, and maintaining an adequate reserve and fund balance.


**THEREFORE BE IT RESOLVED,** that the following guidelines are hereby established with regard to Ratable Base Policy:

- By January 31 of each year the CFO shall receive a detailed report from the Borough Attorney with input from the Assessor advising the potential tax appeal exposure from tax appeal trials or settlements for all pending real estate tax appeals. The report shall specify for each pending appeal the property owner/address, the assessment/dollar amount exposure, and the anticipated settlement date. This document will be copied to the governing body and will be treated by all recipients as a privileged attorney client communication.
- The tax assessor will provide the CFO with copies of all Union County Tax Board and New Jersey Tax Court filings, Case Management Orders, Trial Calendars and any other documents entered on the Tax Court Docket, including without limitation Stipulations and Judgments, as received by Assessor.
- This policy shall be reviewed annually and modified as appropriate.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 12, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 3

KENILWORTH, N.J.

October 12, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**WHEREAS,** the State's Fiscal Year 2017 Appropriations Act (P.L. 2016, c.10) requires the Division of Local Government Services "Division" to determine whether some portion of a municipality's CMPTRA and ETR aid will be withheld based on the results of a Best Practices Inventory "Inventory" to be completed by each municipality; and,

**WHEREAS,** the Inventory encourages municipalities to embrace practices that promote financial accountability, sound management and transparency; and

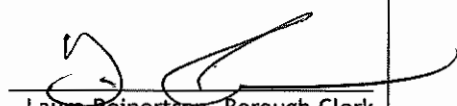
**WHEREAS,** the Borough Clerk and the Chief Financial Officer must certify the Inventory.

**NOW THEREFORE, BE IT RESOLVED,** that the Governing Body of the Borough of Kenilworth acknowledges the receipt, review and discussion of the Inventory at a regular meeting of the governing body.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>		Yes <u>✓</u>	No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 12, 2016.

  
Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 4

KENILWORTH, N.J.

October 12, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**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 2016 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 2016 in the sum of .....\$2,585.16 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:  
NJ Law & Public Safety 2016 Body Armor Grant

**BE IT FURTHER RESOLVED** that a like sum of .....\$2,585.16 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  
NJ Law & Public Safety 2016 Body Armor Grant

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 12, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 5

KENILWORTH, N.J.

October 12, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** the following property was issued permits, and fees were received by the Building Department:

**WHEREAS,** it has been determined the homeowner is a senior citizen and entitled to a reduced fee as per Borough Ordinance No. 99-5.

**NOW, THEREFORE BE IT RESOLVED,** that the Treasurer is hereby authorized to issue a warrant to refund the following to:

Amount of \$171.00 to be refunded to the contractor:


Air Group, LLC  
One Prince Road  
Whippany, NJ 07981

Permit #16000329 Block 5, Lot 2  
Juanita Vitale, Senior Citizen  
430 North 15<sup>th</sup> Street

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	Yes	No	No	No	No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 12, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 6

KENILWORTH, N.J.

October 12, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

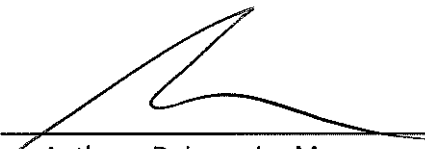
**WHEREAS**, the following property was issued permits, and fees were received by the Building Department:

**WHEREAS**, the homeowner has cancelled the permits, and the contractor has requested refund;

**NOW, THEREFORE BE IT RESOLVED** that the Treasurer is hereby authorized to issue a warrant to refund the following to:

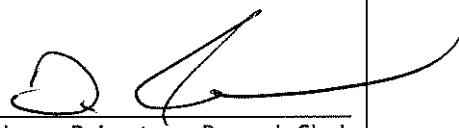
Amount \$424.00 to be refunded to contractor:  
Sunrun Installation Services  
26 Worlds Fair Drive, Unit K  
Somerset, New Jersey 08873

For Permit #16000021- Solar Panels  
29 North 8<sup>th</sup> Street, Kenilworth, NJ  
Block 73, Lot 8

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 12, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 7

KENILWORTH, N.J.

October 12, 2016

Introduced by: \_\_\_\_\_

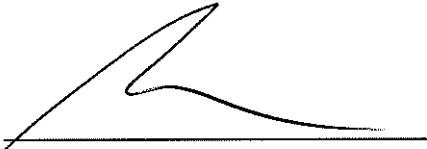
Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, an application has been filed for a place-to-place transfer (Expansion of Premises) of Plenary Retail Consumption License #2008-33-007-008 CQDS Inc. t/a Taormina Ristorante, for purposes of expanding the premises under license wherein the sale, service, and storage of alcoholic beverages are authorized;

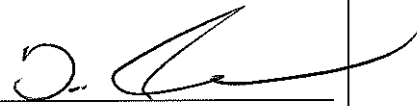
**WHEREAS**, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term;

**NOW, THEREFORE BE IT RESOLVED** that the Kenilworth Governing Body does hereby approve, effective October 12, 2016, the expansion of the aforesaid Plenary Retail Consumption licensed premises located at 482 Boulevard, Kenilworth, New Jersey to place under license the area delineated in the application form and the sketch of the licensed premises attached thereto.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>		Yes <u>✓</u>	No <u>   </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 12, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 8

KENILWORTH, N.J.


October 12, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**BE IT HEREBY RESOLVED** that **JOHN MAINES AND MAUREEN RIOS** be appointed as Alternate School Crossing Guards for the year 2016:

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 12, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 9

KENILWORTH, N.J.

October 12, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That **Mark DiMario** be employed as a Driver/Laborer in the Kenilworth Department of Public Works as of October 17, 2016 at a rate of \$16.00 per hour subject to a 90 day probationary period.

**BE IT HEREBY RESOLVED:** That **Patrick DeOliveira** be employed as a Driver/Laborer in the Kenilworth Department of Public Works as of October 24, 2016 at a rate of \$16.00 per hour subject to a 90 day probationary period.


**BE IT FURTHER RESOLVED:** that this offer of employment is contingent upon successful completion of a NJ Dept. of Transportation Physical and Drug/Alcohol Screening and criminal background checks.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati		✓	✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>✓</u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 12, 2016.



Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 10

KENILWORTH, N.J.

October 12, 2016

Introduced by:

Seconded by:

**BE IT HEREBY RESOLVED** that the ordinance #2016-10, entitled:


## **AN ORDINANCE AMENDING ORDINANCE NO. 2016-04 PROVIDING FOR COMPENSATION FOR BOROUGH EMPLOYEES OF THE BOROUGH OF KENILWORTH**

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the November 9, 2016 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri						
Councilman Larry Clementi	✓			✓		
Councilman Peter Corvelli				✓		
Councilman Gerry Laudati				✓		
Councilman Nicolas Mascaro				✓		
Councilman Scott Pentz		✓	✓			
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on Sept. 14, 2016.

  
Laura Reinertsen, Borough Clerk





## RESOLUTION

No. 11

KENILWORTH, N.J.

October 12, 2016

Introduced by:

Seconded by:

**BE IT HEREBY RESOLVED** that the ordinance #2016-09, entitled:

**AN ORDINANCE REQUIRING THE INSTALLATION OF A KEY LOCK BOX EMERGENCY ACCESS SYSTEM FOR USE BY THE KENILWORTH FIRE DEPARTMENT DURING AN EMERGENCY OR ANY OTHER ACTION DEEMED NECESSARY BY THE KENILWORTH FIRE DEPARTMENT AND ADDING SECTION 11 TO CHAPTER 165 OF THE MUNICIPAL CODE OF THE BOROUGH OF KENILWORTH**

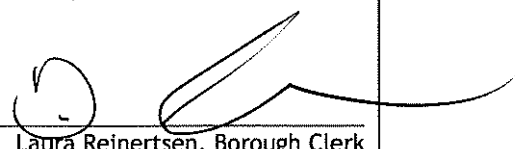
Was introduced and approved on first reading, at the regular meeting of the Borough Council on September 14, 2016 and approved for final passage at the regular meeting of the Borough Council of October 12, 2016 after all persons interested were given an opportunity to be heard concerning said ordinance.

**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.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Larry Clementi	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Peter Corvelli	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Gerry Laudati	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Nicolas Mascaro	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Scott Pentz	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ON CONSENT AGENDA	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 12, 2016.

  
Laura Reinertsen, Borough Clerk

# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



OCTOBER 26, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Sessions of Sept. 27, 2016, Oct. 11, 2016, and the Regular Council Meeting of Sept. 28, 2016 and Oct. 12, 2016 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
  - NJSLOM Notices (emailed to all)
  - NJDOT – Release of Roadway Project Funding
  - UC – Open Space Trust Fund – Notice of Award
    - Kids Rec - \$50,000
    - Greening UC - \$2,500
  - KVFD – Request to Scrap Vehicle
  - KDPW – Request to Scrap Vehicles
  - Crossing Guards Raise Request
  - Municipal Excess Liability JIF – 30<sup>th</sup> Anniversary Brochure
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

**Consent Agenda**

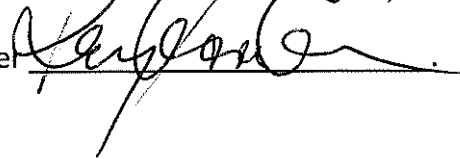
  1. That all bills be paid when properly audited and funds are available
  2. Amend Special Items of Revenue – US DOJ Bulletproof Vest Award \$2,212.50
  3. Appoint Mechanical Inspector – D. Miller
  4. Approve UC Grant Submittal – 2016 Senior Focus Initiative
  5. Approve Disposal of Vehicles for Scrap
8. ORDINANCES
9. MEETING OPEN TO THE PUBLIC
10. GENERAL BUSINESS
11. ADJOURNMENT

Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member

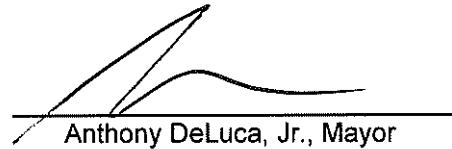


and seconded by Council Member



### Consent Agenda:

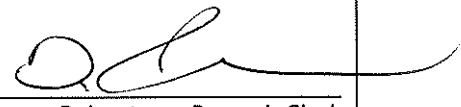
1. That all bills be paid when properly audited and funds are available
2. Amend Special Items of Revenue – US DOJ Bulletproof Vest Award \$2,212.50
3. Appoint Mechanical Inspector – D. Miller
4. Approve UC Grant Submittal – 2016 Senior Focus Initiative
5. Approve Disposal of Vehicles for Scrap



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 26, 2016.



Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 1

KENILWORTH, N.J.


October 26, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That all bills be paid when properly audited and funds are available

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri		✓	✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Gerry Laudati			✓	✓		
Councilman Nicolas Mascaro			✓	✓		
Councilman Scott Pentz	✓		✓	✓		
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>   </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 26, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 2

KENILWORTH, N.J.

October 26, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**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 2016 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 2016 in the sum of .....\$2,212.50 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:  
US DOJ 2016 Bulletproof Vest Partnership Award

**BE IT FURTHER RESOLVED** that a like sum of .....\$2,212.50 be and the same is hereby appropriated under the caption of:

General Appropriations

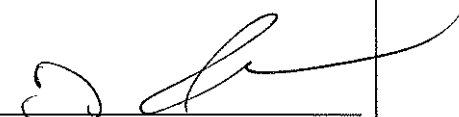
(A) Operations - Excluded from CAPS

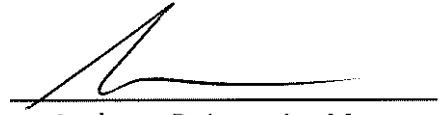
Public and Private Programs Offset by Revenue  
US DOJ 2016 Bulletproof Vest Partnership Award

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	✓	No			

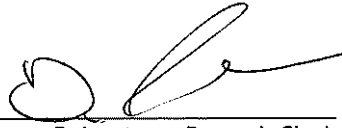
I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 26, 2016.

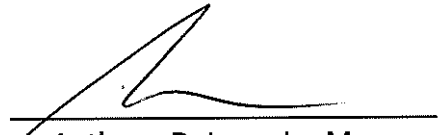
  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

  
 Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				


I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 26, 2016.

  
 Laura Reinertsen, Borough Clerk

  
 Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Pentz	✓		✓			
<b>ON CONSENT AGENDA</b>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

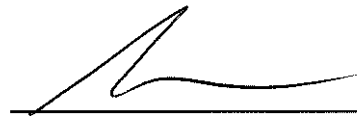
I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 26, 2016.

  
 Laura Reinertsen, Borough Clerk

DPW 1979 Chevy Sewer Jet Truck, vin. #C16DA9V158933

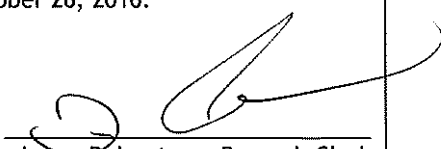
DPW 2000 Ford, 4DR, vin. #2FAFP71W5YX179298

DPW 2004 Ford, 4DR, vin. #2FAFP71W34X136198

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 26, 2016.

  
Laura Reinertsen, Borough Clerk



# BOROUGH OF KENILWORTH

## COUNCIL MEETING AGENDA



NOVEMBER 9, 2016 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work and Executive Session October 25, 2016, and the Regular Council Meeting of October 26, 2016 (emailed to all)

### 5. COMMUNICATIONS AND PETITIONS

- NJSLOM Notices (emailed to all)
- Borough Engineer – Recommendation of Award – DPW Repair, Tekton Const. \$49,750
- Borough Engineer – Recommendation of Award – DPW HVAC Improvements  
First Goal Heating & Cooling \$94,400
- Kenilworth Fire Dept. – Appointment Recommendations and Clothing Allowance Request

**OCTOBER DEPT. REPORTS:** Clerk's Office, Court, Finance Dept., Fire Dept., Planning & Zoning, Police Dept. & Public Works

### 6. REPORT OF COMMITTEES

### 7. BOROUGH RESOLUTIONS

#### **Consent Agenda**

1. That all bills be paid when properly audited and funds are available
2. Authorize CFO to pay bills until next meeting
3. Authorize Refund of Tax Lien Cert #16-00004
4. Award Contract to Tekton Const. – Repairs to DPW \$49,750.00
5. Award Contract to First Goal Heating & Cooling – DPW HVAC \$94,400.00
6. Award 2017 Fireworks Display – D&M Fireworks, LLC \$10,000.00
7. Authorize FD Clothing Allowance #2 \$63,687.00
8. Appoint Alternate School Crossing Guard – J. Pavone
9. Appoint Probationary Fire Fighters/EMTs
10. Authorize Execution of DPW Contract

### 8. ORDINANCES

**Public Hearing and Adoption** - 2016-10 An Ordinance Amending Ordinance #2016-04 Providing for Compensation for Borough Employees of the Borough of Kenilworth Res. # \_\_\_\_

**Introduction** – 2016-11 An Ordinance Vacating A Public Right-Of-Way Between Monmouth Avenue And Arthur Terrance Within The Borough Of Kenilworth Adding A Section To A Chapter Of The Municipal Code Of The Borough Of Kenilworth Res. # \_\_\_\_

### 9. PUBLIC HEARING

#### **Community Development Block Grant Proposals for Year 43**

1. Senior Citizens Social Services & Health Program Request \$18,000.00
2. Senior Citizen Handyman Program Request \$5,000.00
3. ADA Curb & Ramp Improvements Request \$90,000.00

### 10. PRESENTATION Wellness Challenge Winners


### 11. MEETING OPEN TO THE PUBLIC

### 12. GENERAL BUSINESS

### 13. ADJOURNMENT

Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member




and seconded by Council Member




### Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Authorize CFO to pay bills until next meeting
3. Authorize Refund of Tax Lien Cert #16-00004
4. Award Contract to Tekton Const. – Repairs to DPW \$49,750.00
5. Award Contract to First Goal Heating & Cooling – DPW HVAC \$94,400.00
6. Award 2017 Fireworks Display – D&M Fireworks, LLC \$10,000.00
7. Authorize FD Clothing Allowance #2 \$63,687.00
8. Appoint Alternate School Crossing Guard – J. Pavone
9. Appoint Probationary Fire Fighters/EMTs
10. Authorize Execution of DPW Contract

  
 Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati						✓
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 9, 2016.

  
 Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 1

KENILWORTH, N.J.


November 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

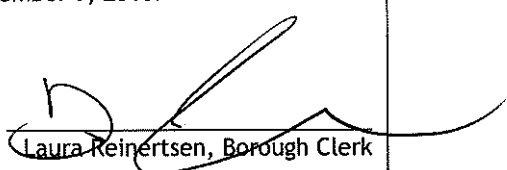
CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That all bills be paid when properly audited and funds are available

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati						
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes _	✓	No _			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 9, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 2

KENILWORTH, N.J.

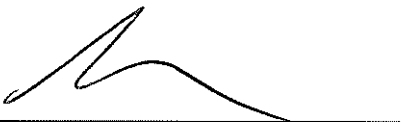
November 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

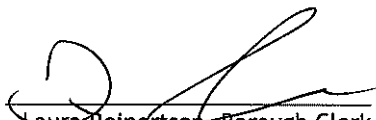
CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Chief Finance Officer be authorized to make payments for necessary obligations prior to the next regularly scheduled Council Meeting on December 14, 2016.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati						
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>		Yes <u>✓</u>	No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 9, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 3

KENILWORTH, N.J.

November 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, the Borough of Kenilworth held a tax sale on July 28, 2016 for delinquent 2015 property taxes, and a tax lien was purchased by FWDSL & Associates LP for the property located at 35 South 22<sup>nd</sup> Street, Kenilworth, NJ, and

**WHEREAS**, the owner of said property 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 \$30,500.00 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 #16-00003** by the Collector of Taxes:

FWDSL & Associates LP  
17 West Cliff Street  
Somerville, NJ 08876

REDEMPTION AMOUNT - \$10,366.76


PREMIUM TRUST ACCOUNT - \$30,500.00

Treasurer's Note: 1099 = \$317.80

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 9, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 4

CONSENT AGENDA

KENILWORTH, N.J.

November 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**WHEREAS,** the Borough Engineer is in receipt of bids for "Repairs to the Department of Public Works Building Garage" and is recommending award to Tekton Construction, Inc. at their bid of \$49,750.00; and

**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 Tekton Construction, Inc. for their bid for the "Repairs to the Department of Public Works Building Garage", for a sum of \$49,750.00
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**

DATE: 11-9-2016

**APPROPRIATION:**

C-04-55-162-101

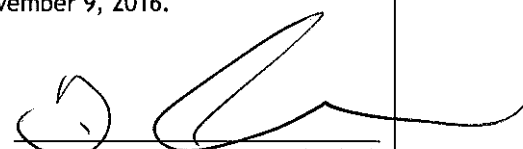
  
ROBERT ORDWAY, TREASURER



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati						✓
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes	Yes	No	No	No	No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 9, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 5

KENILWORTH, N.J.

November 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** the Borough of Kenilworth has been awarded funding from Union County 2016 Infrastructure Grant for "Public Works Facility Rehabilitation"; and

**WHEREAS,** the Borough Engineer is in receipt of bids for "Public Works Facility Rehabilitation" and is recommending award to First Goal Heating and Cooling at their quote of \$94,400.00; and

**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 for their bid for the Kenilworth "Public Works Facility Rehabilitation", for a sum of \$94,400.00
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.

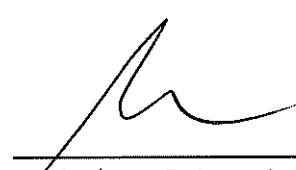
CERTIFICATION OF FUNDS

DATE: 11-9-2016

APPROPRIATION:

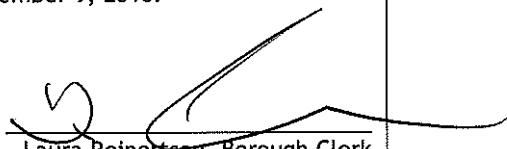
C-04-55-162-101

  
ROBERT ORDWAY, TREASURER

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 9, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 6

KENILWORTH, N.J.

November 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

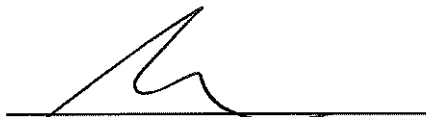
CONSENT AGENDA

**WHEREAS**, proposals were requested for a Fireworks Display to be held on Sunday, July 2, 2017; and

**WHEREAS**, three proposals were received and after review it was determined to award the fireworks display event to be held on Sunday, July 2, 2017 (rain date, Sunday, July 9, 2017) 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.

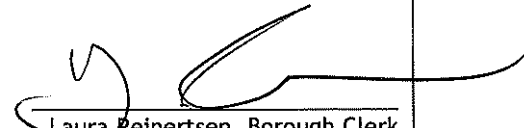
**NOW, THEREFORE, BE IT RESOLVED** that the contract for a Fireworks Display be awarded to **D&M Fireworks, LLC**, PO Box 503, Bally, PA 19503 610-656-1575 at a cost not to exceed \$10,000.00 with payment of total contract within ten (10) days of performance of display.

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

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati						
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u>   </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 9, 2016.

  
Laura Reinertsen, Borough Clerk



## RESOLUTION

No. 7

Kenilworth, N.J.

November 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the attached list of the Kenilworth Volunteer Fire Department/Rescue Squad members be granted an expense allowance in accordance with the report submitted by Fire Chief Lewis Giordano, in the aggregate amount of \$63,687.00.

### CERTIFICATION OF FUNDS

DATE: 11-9-2016

### APPROPRIATION:

6-01-25-749-140

R. Ordway  
R. Ordway, Treasurer

Approved: \_\_\_\_\_

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes <u>  </u>		No <u>  </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on Nov. 9, 2016.

Laura Reinertsen  
Laura Reinertsen, Borough Clerk

<u>ED#</u>	<u>NAME</u>	<u>RANK</u>	<u>TOTAL</u>
04	KRILL, D	FF	\$ 663.00
07	GIORDINO, L	CHIEF	\$ 4,230.00
8	ALVAREZ, B	FF	\$ 930.00
9	ELLIS, J	FF	\$ 930.00
11	VITALE, E	FF	\$ 930.00
13	LUEDEKE	FF	\$ 884.50
14	MAURO, J	B/C	\$ 3,200.00
15	OTT, R	FF	\$ 155.00
16	DAYS, J	EMT	\$ 2,423.50
17	MCMALE, J	FF	\$ 1,800.00
20	HANNON JR, J	LT	\$ 2,200.00
22	SANTIAGO, C	FF	\$ 484.00
23	PADULA, J	FF	\$ 930.00
24	CARILLO, L	FF	\$ 462.50
25	HOWARTH, B	CAPT	\$ 426.00
26	DEANGELIS, T	FF	\$ 728.00
28	FUGETT, J	FF	\$ 930.00
29	TIEMANN, R	EMT	\$ 994.00
30	MARQUEZ	EMT	\$ 1,475.50
31	JEAN	EMT	\$ 675.50
32	PETERS, A	FF	\$ 1,500.00
35	JORGE, M	FF	\$ 465.00
36	DELUCA, A	CAPT	\$ 1,647.00
37	O'BRIEN, J	FF	\$ 2,000.00
42	LEVCHUK, R	FF	\$ 750.50
43	BARRY, C	FF	\$ 191.00
44	MEJIA, S	EMT	\$ 793.50
45	DIFABRIZIO, D	FF	\$ 310.00
46	SCUDERI, M	B/C	\$ 2,771.00
47	SPRANGER, D	EMT	\$ 1,042.00
48	KRUEGER, W	D/C	\$ 2,920.00
49	BELL, D	LT	\$ 1,524.00
50	RUGGIERO, A	FF	\$ 930.00
51	HANNON III, J	FF	\$ 1,859.00
52	PIERCE, M	FF	\$ 605.00
53	HAWTHORNE, C	FF	\$ 305.00
54	RICHARDSON, P	FF	\$ 1,281.00
55	KELLY, T	FF	\$ 1,090.00
56	KELLY, S	CAPT	\$ 2,282.00
57	GIORDINO, C	EMT	\$ 930.00
58	ZACH, J	FF	\$ 967.00
60	PETERS, J	FF	\$ 412.50
61	DIPROFIO, D	FF	\$ 285.00
62	GRAF, A	FF	\$ 310.00
63	DEVITO, A	FF	\$ 435.00
64	SINGLETARY	EMT	\$ 485.00
94	KOPYTA, C	ADM	\$ 930.00
96	CANTALUPO, J	FF	\$ 930.00
101	ZAMORA	EMT	\$ 880.00
102	DEOLIVEIRA	EMT	\$ 798.00
103	NEGLIA	EMT	\$ 1,010.00
104	SUFFILL, H	EMT	\$ 1,310.00
105	LOTFY, A	EMT	\$ 952.00
108	ARIAS, J	EMT	\$ 360.00
109	ADUBATO, J	EMT	\$ 1,540.00
111	MATIER, K	EMT	\$ 930.00
114	MAURO, D	EMT	\$ 505.00
			<u>\$ 63,687.00</u>

# RESOLUTION

No. 8

KENILWORTH, N.J.

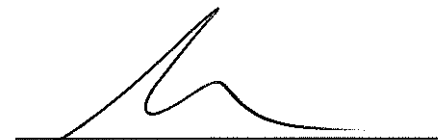
November 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

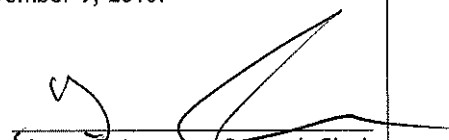
CONSENT AGENDA

**BE IT HEREBY RESOLVED** that **JOSEPH PAVONE** be appointed as Alternate School Crossing Guard for the year 2016:

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Larry Clementi		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
Councilman Peter Corvelli			<input checked="" type="checkbox"/>			
Councilman Gerry Laudati			<input checked="" type="checkbox"/>			
Councilman Nicolas Mascaro			<input checked="" type="checkbox"/>			
Councilman Scott Pentz			<input checked="" type="checkbox"/>			
<b>ON CONSENT AGENDA</b>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 9, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 9

KENILWORTH, N.J.

November 9, 2016

Introduced by: \_\_\_\_\_


Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT RESOLVED**, that **VICTOR CARVAJAL, EDWIN CORREA, VINCENT RUIZ, ROBERT LAVECCHA** be appointed as a Probationary Fire Fighter/EMT on the Kenilworth Fire Department.

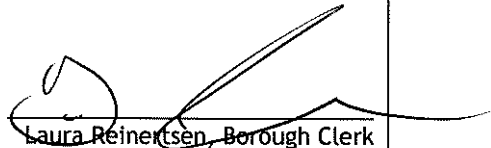
**BE IT RESOLVED**, that **LAURA CORVELEYN** be appointed Probationary EMT.

**BE IT FURTHER RESOLVED** that these appointments are contingent upon successful completion of medical release, criminal and background checks.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati						
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 9, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 10

KENILWORTH, N.J.


November 9, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

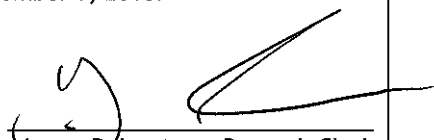
CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the proposed Contract between the Borough of Kenilworth and International Brotherhood of Teamsters Local 11 and the Department of Public Works for the period of January 1, 2016 through December 31, 2019 be ratified and that the Mayor be authorized to execute said Contract.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>		Yes <u>✓</u>	No <u>   </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 9, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 11

KENILWORTH, N.J.

November 9, 2016

Introduced by: [Signature]

Seconded by: [Signature]

**BE IT HEREBY RESOLVED** that the ordinance #2016-10, entitled:

**AN ORDINANCE AMENDING ORDINANCE NO. 2016-04 PROVIDING FOR COMPENSATION FOR  
BOROUGH EMPLOYEES OF THE BOROUGH OF KENILWORTH**

Was introduced and approved on first reading, at the regular meeting of the Borough Council on October 12, 2016 and approved for final passage at the regular meeting of the Borough Council of November 9, 2016 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.

[Signature]  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati						✓
Councilman Nicolas Mascaro		✓	✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes _			No ✓		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 9, 2016.

[Signature]  
Laura Reinertsen, Borough Clerk

**ORDINANCE NO. 2016-10**  
**AN ORDINANCE AMENDING ORDINANCE NO. 2016-04 PROVIDING FOR**  
**COMPENSATION FOR BOROUGH EMPLOYEES OF THE BOROUGH OF KENILWORTH**

**BE IT ORDAINED** by the Governing Body of the Borough of Kenilworth in the County of Union, New Jersey as follows:

**SECTION 1.** That Ordinance No. 2016-04 entitled "An Ordinance Providing for Compensation for Borough Employees of the Borough of Kenilworth" is hereby amended to read as follows:


**POSITION**


**PER ANNUM**

Assistant Finance Officer

\$8,000.00 to \$15,000.00

**SECTION 2.** Permanent School Crossing Guards shall receive three (3) personal days to be used during the school year (September through June) pursuant to the Police Department approved protocol for School Crossing Guards.

  
 Anthony DeLuca, Jr., Mayor

  
 Laura Reinertsen, Borough Clerk

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		✓				KAY CECERI						
		✓				LAWRENCE CLEMENTI						
		✓				PETER CORVELLI						
					✓	GERRY LAUDATI						
	✓	✓				NICHOLAS MASCARO						
✓		✓				SCOTT PENTZ						
Introduced: October 12, 2016						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: November 8, 2016												
						_____ Laura Reinertsen, Borough Clerk						

## RESOLUTION

No. 12

KENILWORTH, N.J.

November 9, 2016

Introduced by: 

Seconded by: 

**BE IT HEREBY RESOLVED** that the ordinance #2016-11, entitled:


**AN ORDINANCE VACATING A PUBLIC RIGHT-OF-WAY BETWEEN MONMOUTH AVENUE  
AND ARTHUR TERRANCE WITHIN THE BOROUGH OF KENILWORTH ADDING SECTION \_\_\_\_ TO  
CHAPTER \_\_\_\_ OF THE MUNICIPAL CODE OF THE BOROUGH OF KENILWORTH**

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the December 14, 2016 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Larry Clementi			<input checked="" type="checkbox"/>			
Councilman Peter Corvelli			<input checked="" type="checkbox"/>			
Councilman Gerry Laudati			<input checked="" type="checkbox"/>			
Councilman Nicolas Mascaro			<input checked="" type="checkbox"/>			
Councilman Scott Pentz		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
<b>ON CONSENT AGENDA</b>	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 9, 2016.

  
Laura Reinertsen, Borough Clerk



**ORDINANCE NO. 2016-11**  
**AN ORDINANCE VACATING A PUBLIC RIGHT-OF-WAY BETWEEN MONMOUTH**  
**AVENUE AND ARTHUR TERRANCE WITHIN THE BOROUGH OF KENILWORTH ADDING**  
**SECTION 170-23.1 TO CHAPTER 170 ARTICLE 5 OF THE MUNICIPAL CODE OF THE**  
**BOROUGH OF KENILWORTH**

**Explanation:** This ordinance vacates the ten (10) foot public right-of-way that remained from the previous vacation of the southerly line of Monmouth Avenue for 115.07 feet by 10 feet wide walkway. This right-of-way that separated Block 122, Lot 11 from Block 123, Lot 17 and thereby this ordinance extends the northerly side of Lot 17, Block 123 by five (5) feet and the southerly side of Block 122, Lot 11 by five (5) feet.

**BE IT ORDAINED** by the governing body of the Borough of Kenilworth that:

Section 1: The Town Council of the Borough of Kenilworth does hereby find that the lands hereafter described have been dedicated to public use as a public street but are not used as such and that the public interest of the Borough of Kenilworth will be better served by releasing the lands hereinafter described from the dedication thereof.

Section 2: All public rights arising from the dedication of the lands hereinafter described, being a portion of the street known as Monmouth Avenue, in the Borough of Kenilworth are hereby released and vacated.

Section 3: The said public right-of-way known as the Monmouth Avenue walkway is vacated and hereby described as follows:

BEGINNING at a point formed by the intersection of the easterly side of Arthur Terrace (formally South 25<sup>th</sup> Street) with a northerly side of the existing unvacated portion of Monmouth Avenue, thence running:


- (1) Along the said side of Arthur Terrace, South 7 degrees, 38 minutes East 10 feet to a point; thence
- (2) North 115.07 feet, along the westerly boundary of Lot 17, Block 123 to a point; thence
- (3) North 24 degrees, 22 minutes for 10 feet, along the southerly side of the unvacated portion of Monmouth Avenue to a point; thence
- (4) South 65 degrees, 37 minutes, 51 seconds for 112.06 feet to a point or place of the beginning.

Section 4: All ordinances or parts of ordinance in conflict or inconsistent with any part of the terms of this ordinance are hereby repealed to the extent that they are in such conflict or are inconsistent.

Section 5: Reserved and excepted from such vacation are all rights and privileges possessed by public utilities as defined in New Jersey Revised Statutes and by any cable television company or internet provider as defined in the "Cable Television Act" to maintain, repair and replace their existing facilities in, adjacent to over under such vacated right-of-way.

Section 6: This Ordinance shall take effect twenty (20) days after the first publication thereof after final passage as provided by law.

**ORDINANCE NO. 2016-11**  
**AN ORDINANCE VACATING A PUBLIC RIGHT-OF-WAY BETWEEN MONMOUTH**  
**AVENUE AND ARTHUR TERRANCE WITHIN THE BOROUGH OF KENILWORTH ADDING**  
**SECTION 170-23.1 TO CHAPTER 170 ARTICLE 5 OF THE MUNICIPAL CODE OF THE**  
**BOROUGH OF KENILWORTH**

  
 \_\_\_\_\_  
 Anthony DeLuca, Jr., Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
✓		✓				KAY CECERI						
		✓				LAWRENCE CLEMENTI						
		✓				PETER CORVELLI						
					✓	GERRY LAUDATI						
		✓				NICHOLAS MASCARO						
	✓	✓				SCOTT PENTZ						
Introduced: November 9, 2016						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: December 14, 2016												
						_____ Laura Reinertsen, Borough Clerk						

3. ROLL CALL

4. MINUTES: Reading of unapproved minutes of the Work and Executive Session November 9, 2016 and the Regular Council Meeting of November 9, 2016 (emailed to all)

5. COMMUNICATIONS AND PETITIONS

- NJSLM Notices (emailed to all)
- NJ DCA – Notice of FEMA grant award \$18,111.65.00
- NJ DOT – FY2017 State Aid Municipal Aid Announcement
- UC Dept. of Human Services – Municipal Alliance Award \$18,225.50.00
- UC Municipal Court Division – 2017 Annual Visitation 2/17/17 @ 9am

NOVEMBER DEPT. REPORTS: Clerk's Office, Court, Finance Dept., Fire Dept., Planning & Zoning, Police Dept. & Public Works

6. REPORT OF COMMITTEES

7. BOROUGH RESOLUTIONS

Consent Agenda

1. That all bills be paid when properly audited and funds are available
2. Authorize CFO to pay bills until next meeting \$18,115.00
3. Approve Special Items of Revenue
4. Approve Medicare Reimbursement #2 \$372.80
5. Approve refund of building permit, #16000254 B12 L8 \$250.00
6. Approve refund of Veteran's Deduction, B108 L1 \$2,632.40
7. Refund Overpayment of Taxes, B86 L5 \$2,010.53
8. Refund Overpayment of Taxes, B90 L5 \$1,761.76
9. Refund Overpayment of Taxes, B99 L3 \$5,000.00
10. Approve Allocation for Flood Mitigation Study
11. Appoint Pro Tempore Finance Officer – J. Delorio
12. Authorize Year End Transfer \$1,700.00
13. Authorize Payment of Accumulated Time Due – R. Ordway
14. Authorize Payment of Time Due
15. Appoint Probationary Police Officer – A. Tanes
16. Appoint Civilian Dispatchers – L. Filipe & K. Campos
17. Appoint Per Diem Dispatcher – J. O'Rourke
18. Approve adoption of UC Multi-jurisdictional Hazard Mitigation Plan
19. Approve Change Order – Infrastructure Grant – Bd. of Health project
20. Approve Change Order – Infrastructure Grant – DPW HVAC project
21. Authorize Recycling Services Contract – Jersey Landscape & Garden Supply
22. Support of Senate Bill S-2254/Assembly Bill A-3821 re: Legislative intent of the Fair Housing Act

8. ORDINANCES Public Hearing and Adoption - 2016-11 An Ordinance Vacating A Public Right-Of-Way Between Monmouth Avenue And Arthur Terrace Within The Borough Of Kenilworth Adding A Section To A Chapter Of The Municipal Code Of The Borough Of Kenilworth Res. # \_\_\_\_\_

9. PRESENTATION 2016 Employee and Volunteer Awards

10. PROCLAMATION Retirement of Police Captain William Hannon

11. MEETING OPEN TO THE PUBLIC

12. GENERAL BUSINESS

13. LOCAL ABC BOARD HEARING PPANDD, LLC t/a Umberto's Restaurant #2008-33-008-007

ADJOURNMENT

Time: \_\_\_\_\_

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Gerard Laudati

and seconded by Council Member

Laura Reinertsen


**Consent Agenda:**

1. That all bills be paid when properly audited and funds are available
2. Authorize CFO to pay bills until next meeting
3. Approve Special Items of Revenue \$18,116.00
4. Approve Medicare Reimbursement #2
5. Approve refund of building permit, #16000254 B12 L8 \$372.80
6. Approve refund of Veteran's Deduction, B108 L1 \$250.00
7. Refund Overpayment of Taxes, B86 L6 \$2,632.40
8. Refund Overpayment of Taxes, B90 L5 \$2,010.63
9. Refund Overpayment of Taxes, B99 L3 \$1,781.76
10. Approve Allocation for Flood Mitigation Study \$5,000.00
11. Appoint Pro Tempore Finance Officer – J. Delorio
12. Authorize Year End Transfer \$1,700.00
13. Authorize Payment of Accumulated Time Due – R. Ordway
14. Authorize Payment of Time Due
15. Appoint Probationary Police Officer – A. Tancs
16. Appoint Civilian Dispatchers – L. Filipe & K. Campos
17. Appoint Per Diem Dispatcher – J. O'Rourke
18. Approve adoption of UC Multi-jurisdictional Hazard Mitigation Plan
19. Approve Change Order – Infrastructure Grant – Bd. of Health project
20. Approve Change Order – Infrastructure Grant – DPW HVAC project
21. Authorize Recycling Services Contract – Jersey Landscape & Garden Supply
22. Support of Senate Bill S-2254/Assembly Bill A-3821 re: Legislative Intent of the Fair Housing Act

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 1

KENILWORTH, N.J.

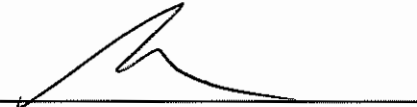
December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


**CONSENT AGENDA**

**BE IT HEREBY RESOLVED:** That all bills be paid when properly audited and funds are available

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 2

KENILWORTH, N.J.


December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the Chief Finance Officer be authorized to make payments for necessary obligations prior to the next regularly scheduled Council Meeting on January 11, 2017.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>		Yes <u>✓</u>	No <u>    </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 3

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**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 2016 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 2016 in the sum of..... \$18,116.00 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:  
FEMA – Public Assistance (PA) Program projects

**BE IT FURTHER RESOLVED** that a like sum of ..... \$18,116.00 be and the same is hereby appropriated under the caption of:

General Appropriations

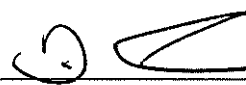
(A) Operations - Excluded from CAPS

Public and Private Programs Offset by Revenue  
FEMA – Public Assistance (PA) Program projects

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓		✓		
Councilman Peter Corvelli				✓		
Councilman Gerry Laudati	✓			✓		
Councilman Nicolas Mascaro				✓		
Councilman Scott Pentz				✓		
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 4

KENILWORTH, N.J.

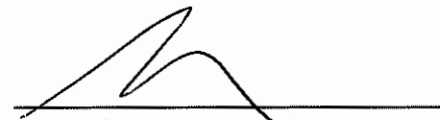
December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

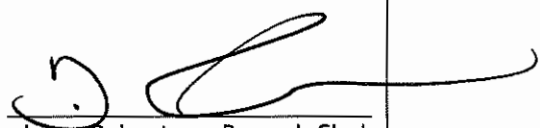
CONSENT AGENDA

**BE IT HEREBY RESOLVED:** That the attached list of Retirees be reimbursed for their payments for Medicare coverage from July 1, 2016 through December 31, 2016 inclusive, in accordance with Chapter 231, P.L. 1970 State of New Jersey.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk



## RETIREES MEDICARE REIMBURSEMENT

**July 1, 2015 through December 31, 2016**

Retired Employee		Reimbursement Amount
Michael Ciravolo – Mary (spouse)	2 - \$209.80 x 6 =	\$1,258.80
Brent David – Carol (spouse)	2 - \$209.80 x 6 =	\$1,258.80
Charles David (Deceased) – Marie (spouse)	1 - \$104.90 x 0 =	\$0.00*
William Dowd -	1 - \$104.90 x 6 =	\$629.40
Kenneth Grady -	1 - \$104.90 x 6 =	\$629.40
Patricia Howarth -	1 - \$104.90 x 6 =	\$629.40
William Hugelmeyer -	1 - \$104.90 x 6 =	\$629.40
Robert E. Jeans -	1 - \$121.80 x 6 =	\$730.80
Alex Kurawa – Helen (spouse)	2 - \$209.80 x 6 =	\$1,258.80
Hedwig Lipke -	1 - \$243.60 x 6 =	\$1,461.60
Joseph Rego - Rose (spouse)	2 - \$209.80 x 6 =	\$1,258.80
Harold Scheidegger -	1 - \$104.90 x 0 =	\$0.00*
Victor Smith (Deceased) - Margaret (spouse)	1 - \$104.90 x 6 =	\$629.40
Less 2016 premium adjustment (\$146.90 to \$104.90)		<u>-\$252.00</u>
		\$377.40
Joanne Szelinggiewicz – Frank (spouse)	1 - \$121.80 x 3 =	\$365.40
Commencement October 1, 2016		
Donald Tisch –	1 - \$170.50 x 6 =	\$1,023.00
Louis Vitale -	1 - \$104.90 x 6 =	\$629.40
<b>TOTAL</b>		<b>\$12,140.40</b>

*Documentation not received for retiree \**

## RESOLUTION

No. 5

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

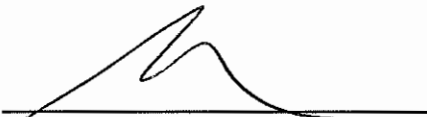
**WHEREAS**, the following property was issued permits, and fees were received by the Building Department:

**WHEREAS**, the homeowner has cancelled the permits, and the contractor has requested refund;

**NOW, THEREFORE BE IT RESOLVED** that the Treasurer is hereby authorized to issue a warrant to refund the following to:


Amount \$372.80 to be refunded to contractor:  
Sunrun Installation Services  
26 Worlds Fair Drive, Unit K  
Somerset, New Jersey 08873

For Permit #16000254 – Solar Panels  
411 Lafayette Avenue, Kenilworth, NJ  
Block 12, Lot 8

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 6

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, the Tax Assessor has approved an application for the Veteran's deduction for the year 2016 for the property located at 401 Roosevelt Lane, Kenilworth, NJ, and;

**WHEREAS**, this resulted in a tax overpayment for the 4<sup>th</sup> quarter of 2016;

**WHEREAS**, John Kozak has requested that the overpayment of the 4<sup>th</sup> quarter be refunded to him;

**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 for a refund as stated below.


**Block**  
108

**Lot**  
1

**Payable To:**  
John Kozak  
401 Roosevelt Lane  
Kenilworth, NJ 07033


**Amount**  
\$ 250.00

**TOTAL \$ 250.00**

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 7

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, Corelogic Tax Services paid the property taxes for the 4th quarter of 2016 for the property located at 623 Jefferson Avenue, Kenilworth, NJ, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 4<sup>th</sup> quarter of 2016 in the amount of \$2,632.40, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.

**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 for a refund as stated below.


<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
86	6	Corelogic Tax Services Attn: Refunds Dept. Mail Code:DFW 1-3 1 Corelogic Drive Westlake, TX 76262	\$ 2,632.40

TOTAL \$ 2,632.40

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 8

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

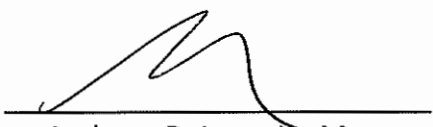
**WHEREAS**, Corelogic Tax Services paid the property taxes for the 4th quarter of 2016 for the property located at 48 Park Drive, Kenilworth, NJ, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 4<sup>th</sup> quarter of 2016 in the amount of \$2,010.63, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.


**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 for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
90	5	Corelogic Tax Services Attn: Refunds Dept. Mail Code:DFW 1-3 1 Corelogic Drive Westlake, TX 76262	\$ 2,010.63
			TOTAL \$ 2,010.63

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 9

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, Corelogic Tax Services paid the property taxes for the 4th quarter of 2016 for the property located at 316 Roosevelt Lane, Kenilworth, NJ, and;

**WHEREAS**, this resulted in the overpayment of taxes for the 4<sup>th</sup> quarter of 2016 in the amount of \$1,781.76, and;

**WHEREAS**, Corelogic Tax Services has requested that the overpayment be refunded to them.

**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 for a refund as stated below.

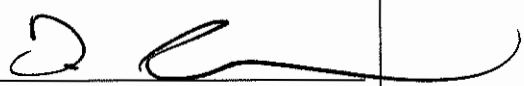
<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
99	3	Corelogic Tax Services Attn: Refunds Dept. Mail Code:DFW 1-3 1 Corelogic Drive Westlake, TX 76262	\$ 1,781.76

TOTAL \$ 1,781.76

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 10

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, there exists in the Rahway River Basin, conditions of serious and repeated flood damage with resulting threat to life and property in areas within each municipality which is desirous of being party to this Agreement; and

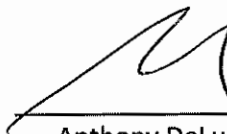
**WHEREAS**, the municipalities, "Parties", and their allocations are as follows: Cranford - \$20,000; Millburn - \$10,000; Maplewood - \$5,000; Springfield - \$10,000; Union - \$10,000; Rahway - \$10,000 and Kenilworth - \$5,000; and

**WHEREAS**, the Parties intend to act in a cooperative manner to engage in planning, engineering, legal and environmental assessment activities to commence a process to determine the most feasible and effective program for alleviation of these flooding events; and

**WHEREAS**, the Parties simultaneous with the US Army Corps of Engineers and the New Jersey Environmental Protection (DEP) have been working to finalize the US Army Corp's Rahway River Flood Mitigation Study which included a 2012 INTERLOCAL COST SHARING AGREEMENT that is now replaced by this new agreement;


**WHEREAS**, Millburn Township is willing to act as LEAD Agency for the phase of work set forth in the attached Agreement .

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Clerk be authorized to enter into agreement with the Mayor's Council for Rahway Watershed Flood Control Municipal Cost Sharing Agreement FY 2017.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 11

KENILWORTH, N.J.

December 14, 2016

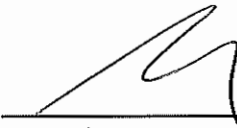
Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA


**BE IT HEREBY RESOLVED:** That **JOSEPH DEIORIO** be appointed as Pro Tempore Finance Officer at a salary of \$95,000.00 and with three (3) weeks' vacation, effective as of December 15, 2016.

**BE IT HEREBY RESOLVED:** That In the absence of the CFO, the Pro Tempore Finance Officer has the authorization to carry out necessary financial responsibilities of the CFO including signing documents and certifying funds.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 12

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS**, it shall become necessary to over 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

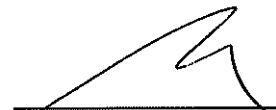
**WHEREAS**, N.J.S. 40A:4-58 provides for the transfer of such amounts deemed in excess to appropriation for the amount of which are deemed to be insufficient to fulfill purposes of such appropriation, and

**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 2016 Municipal Budget.


**BE IT FURTHER RESOLVED** that the Chief Financial Officer is authorized to make such additional transfers prior to the end of the fiscal year as he deems necessary and to report to the Mayor and Council said additional transfers.

<b>FROM</b>		<b>Salaries &amp; Wages</b>	
Senior Citizen Transportation – Part Time			1,700.00
	<b>Total</b>	<b>0.00</b>	
<b>Other Expenses</b>			
	<b>Total</b>	<b>0.00</b>	
	<b>Grand Total</b>		<b>\$1,700.00</b>
<b>TO</b>		<b>Salaries &amp; Wages</b>	
Senior Citizen Programs – Part Time			1,700.00
	<b>Total</b>		<b>1,700.00</b>
<b>Other Expenses</b>			
	<b>Total</b>	<b>0.00</b>	
	<b>Grand Total</b>		<b>\$1,700.00</b>

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>		Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 13

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

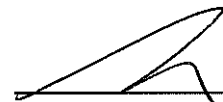
Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS, Robert Ordway** has notified the Borough of Kenilworth of his intention to retire effective January 1, 2017, and;

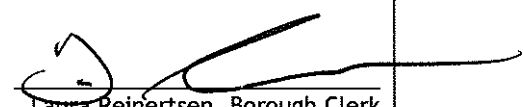
**WHEREAS, Robert Ordway** is entitled to Accumulated Time Due pay as per the employee manual;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make payment as indicated above based on a final calculation upon his final day of work.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 14

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**WHEREAS,** per the employee manual, vacation time must be used in the year it is due, it cannot be carried over; and

**WHEREAS,** the Borough of Kenilworth finance office has experienced multiple staff changes and have been unable to utilize their entitled vacation time; and


**WHEREAS,** the Mayor and Council recognize and appreciate the sacrifice made by Lisa Wood and Justyna Zagorska to insure the continued proficient running of the finance office during these personnel changes.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make payment as indicated above based on a final calculation upon the year end.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 15

KENILWORTH, N.J.

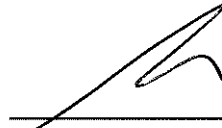
December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**BE IT THEREBY RESOLVED:** That **ANTHONY TANCS**, be appointed a Probationary Police Officer, effective January 2, 2017 at a salary of \$40,432.18 per year subject to their execution of an agreement to reimburse the Borough for Police Academy costs if employment terminates within two years.

**BE IT FURTHER RESOLVED:** That **ANTHONY TANCS** has been granted a leave of absence with pay during the period of the police training course.

  
\_\_\_\_\_  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
\_\_\_\_\_  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 16

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS,** there are vacancies in Kenilworth Police Department for Civilian Dispatchers; and


**WHEREAS,** the Borough Council will not be meeting again until January 2017.

**BE IT RESOLVED,** that the appointments of

**LEONARDO FILIPE and KRISTEN CAMPOS**


as Probationary Civilian Dispatchers in the Kenilworth Police Department are hereby approved; effective December 19, 2016.

**THEREFORE BE IT FURTHER RESOLVED,** that this offer of employment is contingent upon successful completion of psychological, evaluation, medical release, criminal and background checks.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 17

KENILWORTH, N.J.


December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_


CONSENT AGENDA

**BE IT HEREBY RESOLVED;** That **JAMES O'ROURKE** be employed Per Diem Dispatchers at a rate of \$20.00 per hour, effective December 14, 2016.

  
Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes <u>✓</u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 24, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 18

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHEREAS** the Borough of Kenilworth, has experienced natural hazards that result in public safety hazards and damage to private and public property;

**WHEREAS** the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk;

**WHEREAS** the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the mitigation plan;

**WHEREAS** a *Hazard Mitigation Plan* has been developed by the Mitigation Planning Committee;

**WHEREAS** the *Hazard Mitigation Plan* includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property, and

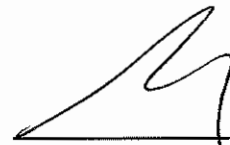
**WHEREAS** the draft plan was provided to each participating jurisdiction and was posted on the County's website so as to introduce the planning concept and to solicit questions and comments; and to present the Plan and request comments, as required by law, and

**NOW THEREFORE BE IT RESOLVED** by the Borough of Kenilworth, County of the Union:

1. The Borough of Kenilworth hereby adopts the Union County Multi-Jurisdictional *Hazard Mitigation Plan*, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on November 6, 2015 by the Union County Office of Emergency Management and approved on February 22, 2016; minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.
2. The Borough officials identified in the Plan are hereby directed to pursue implementation of the recommended high priority activities that are assigned to their departments. These officials will report quarterly on their activities, accomplishments and progress to the Union County Office of Emergency Management and to the Borough Council.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Borough Council, and this resolution shall not be interpreted so as to mandate any such appropriations.
4. The Union County Office of Emergency Management will provide annual progress report on the status of implementation to the Borough Council. This report shall be submitted by March 31<sup>st</sup> of each year.

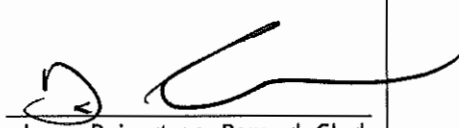
5. The Emergency Management Coordinator is designated to coordinate with other offices to undertake periodic updates of the Plan in concert with the Union County Office of Emergency Management as described in the Plan Maintenance Section but no less frequently than every five (5) years and shall report annually on the activities, accomplishments, and progress.

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby directed to provide a certified copy of this resolution to the Union County Administrator, Clerk and Board of Chosen Freeholders.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk



# RESOLUTION

No. 19

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CONSENT AGENDA

**WHERE AS,** the Borough of Kenilworth awarded a contract to **Drill Construction for the 2016 Union County Infrastructure Grant Program - Improvements to the Health Department** at their bid of \$16,500.00; and

**WHERE AS,** the Borough Engineer recommended a scope change, that the contract be revised, as follows:

Original Contract Amount	\$16,500.00
Change Order #1	\$ 3,000.00
<b>Revised Contract Amount</b>	<b>\$19,500.00</b>

**WHERE AS,** based on the foregoing, the Mayor and Council discussed and approved the Borough Engineer's recommendation at the regular work session of December 13, 2016; and

**THEREFORE, BE IT RESOLVED,** the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey has determined that it is necessary and appropriate to approve the scope change in the amount of \$3,000.00

**BE IT FURTHER RESOLVED,** that pursuant to NJAC 5:34-5.1 et. seq Local Public Contracts Law, the required Availability of Funds has been obtained from the Chief Financial Officer of the Borough of Kenilworth.


## CERTIFICATION OF FUNDS

DATE: 12-15-2016

## APPROPRIATION:


C-04-55-162-101

  
R. Ordway, Treasurer

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

# RESOLUTION

No. 20

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**WHERE AS,** the Borough of Kenilworth awarded a contract to **First Goal Heating and Cooling for the 2016 Union County Infrastructure Grant Program - HVAC Improvements to the Department of Public Works** at their bid of \$94,400.00; and

**WHERE AS,** the Borough Engineer recommended a scope change, that the contract be revised, as follows:

Original Contract Amount	\$94,400.00
Change Order #1	\$18,880.00
<b>Revised Contract Amount</b>	<b>\$113,280.00</b>

**WHERE AS,** based on the foregoing, the Mayor and Council discussed and approved the Borough Engineer's recommendation at the regular work session of December 13, 2016; and

**THEREFORE, BE IT RESOLVED,** the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey has determined that it is necessary and appropriate to approve the scope change in the amount of \$18,880.00

**BE IT FURTHER RESOLVED,** that pursuant to NJAC 5:34-5.1 et. seq Local Public Contracts Law, the required Availability of Funds has been obtained from the Chief Financial Officer of the Borough of Kenilworth.

## CERTIFICATION OF FUNDS

DATE: 12-15-2016

## APPROPRIATION:

C-04-55-162-101

R. Ordway, Treasurer

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 21

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**WHEREAS,** the Borough of Kenilworth rejected the received bids for **RECYCLING SERVICES**, on July 7, 2016 and on August 16, 2016 for having significantly exceeded the prior contract and budgeted funding for same; and

**WHEREAS,** the borough has entered into negotiations with vendors that have submitted responses; and

**WHEREAS,** Jersey Landscape & Garden Supply, LLC is willing to do recycling collection for a six (6) month period with an option by the Borough to extend the contractual contract for an additional eighteen (18) months at a rate comparable to the prior contract, if the Borough is satisfied with the services rendered during the initial six (6) month period.


**NOW THEREFORE BE IT RESOLVED,** that the Mayor and Clerk of the Borough of Kenilworth that Kenilworth are authorized to enter into agreement with Jersey Landscape & Garden Supply, LLC., 528 North Michigan Avenue, Kenilworth, NJ 07033.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.



Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 22

KENILWORTH, N.J.

December 14, 2016

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

### A RESOLUTION IN SUPPORT OF SENATE BILL S-2254 AND ASSEMBLY BILL A-3821 WHICH AFFIRMS THE LANGUAGE AND LEGISLATIVE INTENT OF THE FAIR HOUSING ACT

**WHEREAS**, the Borough of Kenilworth supports the provision of affordable housing in a reasonable, rational and achievable way, consistent with economic realities and sound planning; and

**WHEREAS**, pursuant to the March 2015 New Jersey Supreme Court order which transferred oversight of the Fair Housing Act (FHA) to the courts, hundreds of municipalities filed declaratory judgement actions to voluntarily comply with their State imposed affordable housing requirements; and

**WHEREAS**, in February, the Ocean County Superior Court included a distinct "gap period" analysis retroactively over an additional 16 year period, separate and apart from the normal 10 year present and prospective need; and

**WHEREAS**, the Appellate Division recently in an unanimous decision overturned the February Ocean County Superior Court decision and held that municipalities are only responsible to address the ten year present and prospective need, not any "gap period" number; and

**WHEREAS**, the New Jersey Supreme Court has, for the stated purposes of, "...judicial economy and efficiency based on the large number of actions involved. The Court makes no findings as to the reasonable probability of success on the merits, irreparable harm, or the relative hardship to the parties," agreed to hear an appeal of the Appellate Division ruling in late November; and

**WHEREAS** the Fair Housing Act (FHA) and existing case law, requires that "present and prospective fair share of the housing need in a given region...shall be computed for a 10 year period." (N.J.S.A. 52:27d-307(c); and

**WHEREAS**, the "gap issue" arises out of the inability of the New Jersey Council on Affordable Housing to promulgate third round regulations from 1999 to the present or make final determination as to state and regional housing need, as well as constant litigation by certain groups; and

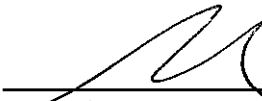
**WHEREAS**, any retroactive "gap" obligations could have significant and unfunded impacts on municipalities, may double count households under both present and prospective need, and will likely result in forcing municipalities and their property taxpayers to subsidize development; and

**WHEREAS**, Senate Bill S-2254, sponsored by Senators Greenstein and Bateman and Assembly Bill A-3821 sponsored by Assemblymen Dangelo and Benson, re-affirm the language and legislative intent of the Fair Housing Act, so as to preclude significant unfair impacts and instead further progress toward a more rational statewide housing policy, including reasonable and achievable obligations for municipalities, facilitate municipal compliance and the actual provision of affordable housing.

**NOW, THEREFORE, BE IT RESOLVED**, on this 14<sup>th</sup> day of December, 2016 by the Borough of Kenilworth, County of Union, that:


1. The Borough of Kenilworth strongly urges New Jersey Legislators to immediately reaffirm the language and legislative intent of the Fair Housing Act (FHA) and expressly clarify that the municipal affordable housing share is the sum present and prospective need for the enumerated ten year period.
2. The Borough of Kenilworth supports Senate Bill S-2254 and Assembly Bill A-3821.

3. Copies of this resolution be distributed to the Governor, Lieutenant Governor, the President of the New Jersey Senate, the Speaker of the New Jersey General Assembly, the Legislative Sponsors, Senator Thomas Kean, Assemblyman Jon Bramnick and Assemblywoman Nancy Munoz, Senator Jeff Van Drew, Senator Ronald Rice, Assemblyman Jerry Green and Assemblywoman Mila Jasey, the New Jersey League of Municipalities and the New Jersey Conference of Mayors

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Gerry Laudati	✓		✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

## RESOLUTION

No. 23

KENILWORTH, N.J.

December 14, 2016

Introduced by: Peter Corvelli

Seconded by: Anthony DeLuca

**BE IT HEREBY RESOLVED** that the ordinance #2016-11, entitled:

**AN ORDINANCE VACATING A PUBLIC RIGHT-OF-WAY BETWEEN MONMOUTH AVENUE AND ARTHUR TERRANCE WITHIN THE BOROUGH OF KENILWORTH ADDING SECTION 170-23.1 TO CHAPTER 170 ARTICLE 5 OF THE MUNICIPAL CODE OF THE BOROUGH OF KENILWORTH**

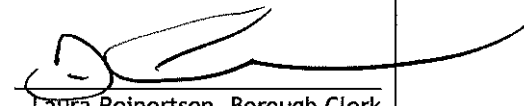
Was introduced and approved on first reading, at the regular meeting of the Borough Council on November 9, 2016 and approved for final passage at the regular meeting of the Borough Council of December 14, 2016 after all persons interested were given an opportunity to be heard concerning said ordinance.

**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.

  
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
Councilman Scott Pentz			✓			
<b>ON CONSENT AGENDA</b>	Yes <u>  </u>	No <u>  </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 14, 2016.

  
Laura Reinertsen, Borough Clerk

**ORDINANCE NO. 2016-11**  
**AN ORDINANCE VACATING A PUBLIC RIGHT-OF-WAY BETWEEN MONMOUTH**  
**AVENUE AND ARTHUR TERRANCE WITHIN THE BOROUGH OF KENILWORTH ADDING**  
**SECTION 170-23.1 TO CHAPTER 170 ARTICLE 5 OF THE MUNICIPAL CODE OF THE**  
**BOROUGH OF KENILWORTH**

**Explanation:** This ordinance vacates the ten (10) foot public right-of-way that remained from the previous vacation of the southerly line of Monmouth Avenue for 115.07 feet by 10 feet wide walkway. This right-of-way that separated Block 122, Lot 11 from Block 123, Lot 17 and thereby this ordinance extends the northerly side of Lot 17, Block 123 by five (5) feet and the southerly side of Block 122, Lot 11 by five (5) feet.

**BE IT ORDAINED** by the governing body of the Borough of Kenilworth that:

Section 1: The Town Council of the Borough of Kenilworth does hereby find that the lands hereafter described have been dedicated to public use as a public street but are not used as such and that the public interest of the Borough of Kenilworth will be better served by releasing the lands hereinafter described from the dedication thereof.

Section 2: All public rights arising from the dedication of the lands hereinafter described, being a portion of the street known as Monmouth Avenue, in the Borough of Kenilworth are hereby released and vacated.

Section 3: The said public right-of-way known as the Monmouth Avenue walkway is vacated and hereby described as follows:

BEGINNING at a point formed by the intersection of the easterly side of Arthur Terrace (formally South 25<sup>th</sup> Street) with a northerly side of the existing unvacated portion of Monmouth Avenue, thence running:

- (1) Along the said side of Arthur Terrace, South 7 degrees, 38 minutes East 10 feet to a point; thence
- (2) North 115.07 feet, along the westerly boundary of Lot 17, Block 123 to a point; thence
- (3) North 24 degrees, 22 minutes for 10 feet, along the southerly side of the unvacated portion of Monmouth Avenue to a point; thence
- (4) South 65 degrees, 37 minutes, 51 seconds for 112.06 feet to a point or place of the beginning.

Section 4: All ordinances or parts of ordinance in conflict or inconsistent with any part of the terms of this ordinance are hereby repealed to the extent that they are in such conflict or are inconsistent.

Section 5: Reserved and excepted from such vacation are all rights and privileges possessed by public utilities as defined in New Jersey Revised Statutes and by any cable television company or internet provider as defined in the "Cable Television Act" to maintain, repair and replace their existing facilities in, adjacent to over under such vacated right-of-way.

Section 6: This Ordinance shall take effect twenty (20) days after the first publication thereof after final passage as provided by law.

**ORDINANCE NO. 2016-11**  
**AN ORDINANCE VACATING A PUBLIC RIGHT-OF-WAY BETWEEN MONMOUTH**  
**AVENUE AND ARTHUR TERRANCE WITHIN THE BOROUGH OF KENILWORTH ADDING**  
**SECTION 170-23.1 TO CHAPTER 170 ARTICLE 5 OF THE MUNICIPAL CODE OF THE**  
**BOROUGH OF KENILWORTH**

\_\_\_\_\_  
 Anthony DeLuca, Jr., Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
X		X				KAY CECERI						
		X				LAWRENCE CLEMENTI						
		X				PETER CORVELLI						
					X	GERRY LAUDATI						
		X				NICHOLAS MASCARO						
	X	X				SCOTT PENTZ						
Introduced: November 9, 2016						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: December 14, 2016												
						_____ Laura Reinertsen, Borough Clerk						