

BOROUGH OF KENILWORTH

REORGANIZATION MEETING



JANUARY 2, 2017 – 11AM

1. Open Public Meetings Notice

2. Oath of Office administered to:

***Councilwoman Kay Ceceri
Councilman Lawrence Clementi
Councilman Mark David***

3. Salute to the Flag

4. Roll Call

5. Invocation by Father Vincent D'Agostino 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.

Resolution #46 Appointing Borough Attorney

9. Designating the following Council Committees:

Resolution #47

- Dept. of Finance – Chairman Nicholas Mascaro, Councilman Clementi, Councilman Corvelli
- Dept. of Public Works – Chairman mark David, Councilwoman Ceceri, Councilman Mascaro
- Dept. of Public Safety – Chairman Peter Corvelli, Councilman Laudati, Councilman Mascaro
- Dept. of Planning, Zoning & Ordinance – Councilman Larry Clementi, Councilman Corvelli, Councilman David
- Dept. of Recreation & Fire – Chairman Kay Ceceri, Councilman Clementi, Councilman Laudati
- Dept. of Education, Health & Human Services – Chairman Gerry Laudati, Councilwoman Ceceri, Councilman David

10. Oath of Office administered to:

***Chief Municipal Finance Officer – Joseph De Iorio
Probationary Patrolman Leonardo Filipe***

11. Meeting Open to the Public

12. General Business/Council Comments

13. Meeting adjournment to Wednesday, January 11, 2017 at 8:00PM

Time: _____

BOROUGH OF KENILWORTH
REORGANIZATION MEETING - JANUARY 2, 2017
CONSENT AGENDA

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

Laura Clements and seconded by Council Member John Cull.

Resolution No.

1. Appoint Laura Reinertsen - ADA Coordinator, Personnel Supervisor, Supervising Certifying Officer, Local Improvement Search Officer & Public Agency Compliance Officer
2. Appoint Kathleen Moschitta - Deputy Borough Clerk, Certifying Officer, Benefits/Claims Coordinator and Dog Warden
3. Appoint Garden State Municipal Joint Insurance Fund (JIF) Commission - Laura Reinertsen and Alternate Commissioner - Kathleen Moschitta
4. Appoint Joseph Delorio - Chief Municipal Finance Officer, Treasurer, Tax Search Officer and Purchasing Agent
5. Approve Temporary Budget
6. Approve Petty Cash Custodians
7. Set Interest Rate for Nonpayment of Taxes
8. Designation of Official Depositories
9. Designate Official Signers
10. Approve By-Laws for the 2017 Governing Body
11. Approve 2017 Meeting Schedule
12. Designate Official Newspapers and Media Outlets
13. Designate Bond Counsel - Rogut, McCarthy, LLC
14. Designate Borough Auditor - Suplee, Clooney & Company
15. Designate Borough Engineer - Harbor Consultants
16. Designate Borough Labor Attorney - Rogut, McCarthy, LLC
17. Designate Planning Board Attorney - Earnest Bongiovanni
18. Designate Borough Planner - Shamrock Enterprises, LTD
19. Designate Tax Appeal Attorney - Palumbo, Renaud & Deappolonio, LLC
20. Appoint Probationary Police Officer - Leonardo Filipe
21. Correction - Probationary Police Officer Anthony Tancs
22. Appoint Police Matron - Diane O'Neill
23. Appoint Regular and Alternate Crossing Guards for 2017
24. Authorize Agreement with Union Township for Police Firing/Gun Range
25. Appoint Borough Constables - Robert Schielke and Frank Mazzeo
26. Appoint Deputy Court Administrator - Donna Zucker
27. Appoint Municipal Prosecutor - Enrique Lamela, Esq.

BOROUGH OF KENILWORTH
REORGANIZATION MEETING - JANUARY 2, 2017
CONSENT AGENDA

28. Appoint Public Defender – Jennie Berlinski, Esq.
29. Appoint Asst. Public Defender – Daniel Bever
30. Appoint Fire Prevention Inspector Randy Levchuck and Asst. Inspector Robert Walck
31. Appoint Smoke Detector Inspectors – Lewis Giordino & Randy Levchuck
32. Appoint Recreation Director – Patrick Boyle
33. Appoint Zoning Officer – Robert Herbert
34. Appoint Members to the Planning Board – Robert Schielke, Robert Grimaldi, John Beninante, Frank Mazzeo and Michael Ramos
35. Appoint Regular Members to the Bd. of Health – Nancy Lamoreaux & Randy Moscaritolo
36. Appoint Public Health Officer and RTK Coordinator – Marconi Gapas
37. Appoint Regular Member to the Library Bd. of Trustees – Sally Scheuerer
38. Appoint Member to the Local Assistance Board – Shirley Boyden-Maxwell
39. Appoint Representative to the UC Community Development Revenue Sharing Committee – Maria Anderson & Toni Giordano
40. Appoint Municipal Drug Alliance Committee Chairman – John Zimmerman
41. Appoint Municipal Drug Alliance Coordinator - Paulette Drogen
42. Approve Ad Hoc Committees
43. Award Continuing Disclosure & Municipal Advisor of Record – Phoenix Advisors, LLC
44. Award Lift Station Inspection and Maintenance – Rapid Pump & Meter Co.
45. Approve Council Meeting / Event Recording Services – Marco Antonio Studio

Approved:


 Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
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 2, 2017.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the Mayor's appointment of **LAURA REINERTSEN** as ADA Coordinator, Personnel Supervisor, Supervising Certifying Officer, Local Improvement Search Office AND Public Agency Compliance Officer (P.A.C.O.) for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the Mayor's appointment of **KATHLEEN MOSCHITTA** as:

Deputy Borough Clerk, Certifying Officer, Benefits/Claims Coordinator and Dog Warden
for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

JANUARY 2, 2017

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 **KATHLEEN MOSCHITTA** as Alternate for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ciceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the Mayor's appointment of **JOSEPH DEIORIO** as CFO, Treasurer, Tax Search Officer and Purchasing Agent for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

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 2017; and

WHEREAS, the total temporary budget attached does not in amount exceed 26.25% of the total appropriations in the 2016 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 Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

2017 TEMPORARY BUDGET

2017 projected

General Appropriations - within "CAPS"

701	Clerk	\$	47,000
	o/e	\$	11,000
703	Mayor	\$	1,000
	o/e	\$	4,000
705	Finance	\$	50,000
	o/e	\$	7,000
706	Payroll & human Resource	\$	6,000
707	Audit	\$	1,000
710	Assessor	\$	8,900
	o/e	\$	1,500
712	Legal	\$	7,000
	o/e	\$	8,000
715	Engineering	\$	5,000
	o/e	\$	3,000
720	Planning	\$	4,000
	o/e	\$	2,400
721	Zoning Enforcement Officer	\$	2,500
725	Construction s/w	\$	25,000
	o/e	\$	1,500
726	Building	\$	17,000
727	Plumbing s/w	\$	3,600
728	Electrical s/w	\$	4,400
729	Fire Sub Code s/w	\$	3,500
745	Police s/w	\$	900,000
	o/e	\$	33,000
746	Police Traffic s/w	\$	55,000
	o/e	\$	2,000
747	Emer. Mgmt.	\$	1,100
	o/e	\$	250
749	Fire Dept. s/w	\$	3,000
	o/e	\$	45,000
753	Fire Prevention s/w	\$	16,000
	o/e	\$	500
765	DPW s/w	\$	280,000
	o/e	\$	40,000
767	Parks	\$	-
	o/e	\$	1,000
770	Solid Waste s/w	\$	75,000
	o/e	\$	17,000
772	Bldgs. & Grounds s/w	\$	-
	o/e	\$	41,000
773	Sewers o/e	\$	-
	o/e	\$	2,000
775	Recycling	\$	-
	o/e	\$	20,000
776	Shade Trees	\$	-
	o/e	\$	6,000

761	Sr. Citizen Trans. s/w	\$	4,000
	o/e	\$	500
762	Sr. Citizen Programs. s/w	\$	2,500
	o/e	\$	2,000
785	Board of Health	\$	20,000
	o/e	\$	4,000
788	Dog Regulation	\$	-
	o/e	\$	2,700
790	Public Assistance s/w	\$	5,000
	o/e	\$	500
795	Recreation s/w	\$	2,000
	o/e	\$	8,000
774	RVSA	\$	300,000
430	Utilities - other	\$	125,000
777	Fire Hydrant Service o/e	\$	50,000
821	Street Lighting	\$	40,000
827	Solid Waste Disposal (tipping)	\$	75,000
756	Public Defender	\$	-
757	Prosecutor	\$	5,000
833	Court	\$	61,000
	o/e	\$	5,000
834	Unemployment compensation	\$	-
836	PERS	\$	-
839	PFRS	\$	-
853	Interest on Notes	\$	-

Subtotal - General Appropriations	\$	2,474,350

Statutory Expenditures - within "CAPS"

837	SS (ER)	\$	80,000
838	DCRP	\$	2,000

Subtotal - General Appropriations - Statutory - within "CAPS"	\$	82,000

<u>TOTAL APPROPRIATIONS - within "CAPS"</u>	\$	2,556,350

General Appropriations - excluded from "CAPS"

730	Other Insurance Premiums -	\$	225,000
733	Group Insurance - Employees	\$	600,000
850	Principal on Bonds	\$	345,000
852	Interest on Bonds	\$	100,000

<u>TOTAL APPROPRIATIONS - excluded from "CAPS"</u>	\$1,270,000

OTHER	\$	-

<u>GRAND TOTAL 2017 TEMPORARY APPROPRIATIONS</u>	\$	3,826,350

RESOLUTION

No. 6

KENILWORTH, N.J.

JANUARY 2, 2017

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 2017:

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

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN	
Councilwoman Kay Caceri			✓				I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 2, 2017. _____ Laura Reinertsen, Borough Clerk
Councilman Larry Clementi	✓		✓				
Councilman Peter Corvelli		✓	✓				
Councilman Mark David			✓				
Councilman Gerry Ladauti			✓				
Councilman Nick Mascaro			✓				
ON CONSENT AGENDA	Yes	✓	No				

RESOLUTION

No. 7

KENILWORTH, N.J.

JANUARY 2, 2017

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, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri						
Councilman Larry Clementi	✓					
Councilman Peter Corvelli						
Councilman Mark David						
Councilman Gerry Ladauti						
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

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 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED that the official signers for the Borough of Kenilworth for banking purposes for 2017 are: Mayor Anthony Deluca, Finance Officer Joseph DeIorio, Assistant Finance Officer Lisa Wood, Assistant Treasurer Justyna Zagorska and Borough Clerk Laura Reinertsen.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the annexed By-Laws shall constitute the By-Laws of the Governing Body for the year 2017 or until amended.

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 2, 2017. _____ Laura Reinertsen, Borough Clerk
Councilman Larry Clementi	✓		✓				
Councilman Peter Corvelli		✓	✓				
Councilman Mark David			✓				
Councilman Gerry Ladauti			✓				
Councilman Nick Mascaro			✓				
ON CONSENT AGENDA	Yes <u>✓</u>	No <u> </u>					



BOROUGH COUNCIL BYLAWS

Borough of Kenilworth
567 Boulevard
Kenilworth, New Jersey
07033

By-law: a law or regulation or rule of a local government adopted by the municipal corporation. The function of a by-law is to prescribe the rights and duties of the members with reference to the internal government of the municipal corporation, the management of its affairs, and the rights and duties existing between the members.

Adopted:
January 2, 2017

ARTICLE 1 – MEETINGS

SECTION 1 – ANNUAL RE-ORGANIZATION MEETING

The Annual Re-organization Meeting of the Mayor and Council shall be held within the first seven (7) days of January in the Council Chambers of the Kenilworth Municipal Building. The actual date and time of each meeting shall be determined by Council by resolution.

SECTION 2 – REGULAR MEETINGS

The Regular Meetings of the Mayor and Council shall be held within the Borough at such time and place as the Council may direct by resolution but no less frequently than once a month.

SECTION 3 – SPECIAL MEETINGS

Special Meetings may be called by the Mayor or any four (4) members of the Council. When any Special Meeting is called, it shall be the duty of the Borough Clerk to notify the Mayor and all members of Council in writing, leaving said notice at each member's residence at least two (2) days in advance of the time fixed for holding same.

SECTION 4 – ORDER OF BUSINESS

Except at the Annual Reorganization Meeting, the order of business shall be as follows:

1. Open Public Meetings Act Notice
2. Salute to the Flag
3. Roll Call
4. Reading of unapproved minutes
5. Presentation/hearings/etc.
6. Report of Mayor and Committees
7. Payment of Bills and Resolutions
8. Introduction and passage of Ordinances
9. Meeting Open to the Public
10. General Business
11. Adjournment

SECTION 5 – RESOLUTIONS

Resolutions should be offered in writing and presented to the Mayor and Council for preliminary review on the day preceding the Regular Meeting. Such preliminary review may be waived on motion of any member of Council, approved by a majority of the Council present at any meeting of the governing body.

SECTION 6 – GOVERNING OF MEETINGS

The meetings of the Mayor and Council shall be governed by Robert's Rules of Order, revised, except as otherwise provided herein. A copy of Robert's Rules of Order, Revised, shall be kept at each meeting by the Borough Attorney.

SECTION 7 – QUORUM

Three council members and the Mayor shall constitute a quorum. In the absence of the Mayor, four (4) council members shall constitute a quorum.

ARTICLE II – MAYOR

SECTION 8 – DUTIES OF MAYOR AND PRESIDENT DURING MEETINGS

The Mayor shall preside at meetings of the council and may vote to break a tie. In the absence of the Mayor, the Council President shall preside. In the absence of both the Mayor and President, the member of the Council with the most seniority at that particular meeting shall act in their absence. The person duly presiding over the meeting shall maintain order and decorum, may speak on points of order, subject to the appeal of any member of the Council.

SECTION 9 – MATTERS REQUIRING COMMITTEE CONSIDERATION

All matters requiring consideration by a committee shall upon instruction, be referred by the Mayor to the appropriate committee subject to the right of the Council to make any other reference or disposition of the same which they deem best.

SECTION 10 – FILLING OF VACANCIES

The Mayor shall fill all vacancies in all committees, departments and offices with the advice and consent of the Council, except as otherwise provided by Statute or ordinance.

SECTION 11 – GENERAL POWERS AND DUTIES

The Mayor shall be the head of the municipal government and shall have all those powers designated by general law.

The Mayor shall see that the laws of the State and the Ordinances of the Borough are faithfully executed and shall recommend to the Council such measures deemed necessary or expedient for the welfare of the Borough. He/She shall maintain peace and good order and shall have the power to suppress all riots and tumultuous assemblies in the Borough.

SECTION 12 – PRECEDENCE OF SPEAKERS

When two or more Council members seek recognition at the same time, the Mayor or presiding person shall name the one entitled to the floor.

SECTION 13 – 40A:60-5 APPROVAL OR VETO OF ORDINANCES

No ordinance shall be passed, or appointment of any subordinate officer of the Borough be confirmed, except by a vote of a majority of the members of the council present at the meeting, provided that at least three affirmative votes shall be required for such purpose, the Mayor voting only in the case of a tie. Every ordinance passed by the Council shall within five (5) days after its passage, Sundays excepted, be presented to the Mayor by the Borough Clerk. The Mayor shall, within (10) days after receiving the ordinance, Sundays excepted, either approve the ordinance by affixing his/her signature thereto or return it to the council by delivering it to the Borough Clerk together with a statement setting forth the objections thereto or any item part thereof. No ordinance or any item or part thereof shall take effect without the Mayor's approval, unless the Mayor fails to return the ordinance to the council, as prescribed above, or unless the council, upon consideration of the ordinance following its return shall, by a vote of two-thirds of all members of council, resolve the override the veto.

If any ordinance contains more than one distinct section, clause or item, the mayor may approve one or more thereof and veto the rest.

SECTION 14 – APPROVAL OR VETO OF RESOLUTIONS APPROPRIATING MONEY

Every resolution appropriating money or in any way tending to obligate the Borough pecuniary and all resolutions audited or directing payment of bills together with such bills shall be presented to the Mayor for his approval or Veto in the same manner and within the same time as provided for presentation of ordinances, and all subsequent procedure on such resolution or bills shall be subject to and shall conform to all provisions relating to ordinances with respect to passage over Veto, etc.

ARTICLE III – COUNCIL PRESIDENT

SECTION 15 – ELECTION OF COUNCIL PRESIDENT

A President of the Borough Council shall be elected by a Majority vote of the Members of the Council at the annual reorganization meeting. If the Council fails to elect a president at the annual reorganization meeting, the Mayor shall appoint the President from the council and, in that case, no confirmation by the Council shall be necessary.

SECTION 16 – TERM OF COUNCIL PRESIDENT

The term of the President of the Council shall be for a period of one year without limit to the number of years that may be served.

SECTION 17 – DUTIES

In addition to the regular committee assignments the Council President shall preside at regular meetings of the Mayor and Council in the event of the Mayor's absence. The President shall have the right to debate and vote on all questions before the council. Where the absence of the Mayor is intended, the Council President shall become the acting mayor until the mayor's return. If the Council President is unable to perform the duties of the acting mayor, then the member of the council with the longest term of service may act temporarily for the president of the council as Acting Mayor until the Mayor or Council President shall return.

ARTICLE IV – BOROUGH CLERK

SECTION 18 – DUTIES

In addition to the duties imposed upon her by law, the Borough clerk shall record the proceedings of the Mayor and Council, furnishing the Mayor and each member of the Council and the Borough Attorney, a copy of the minutes of each session. The pages shall be numbered commencing with the report of the first meeting and ending with the last meeting of the calendar year. One copy of all such minutes shall be retained by the Borough Clerk as the Official Record of the Mayor and Council and at the end of the calendar year shall be permanently bound and retained with the Borough Records.

The Borough Clerk shall also keep an Ordinance Book containing the signed copy of all ordinances, an appointment book containing a record of all appointments to the office, the term of which each is appointed. She shall collect fees at her office as may be required and to submit a monthly report on all licenses issued by her.

The Borough Clerk shall send one copy of the official minutes of all meetings of the Mayor and Council to the Kenilworth Free Public Library for permanent retention and for use and access by the residents of Kenilworth.

SECTION 19 – CUSTODY OF SEAL

The Borough Clerk shall have the custody of the Official Seal of the Borough of Kenilworth.

ARTICLE V – COMMITTEES

SECTION 20- APPOINTMENT AND COMPOSITION OF STANDING COMMITTEES: PRESENTATION OF REPORTS

The Council shall appoint six Standing Committees, each known as a "DEPARTMENT" and each Committee shall consist of three members of the Council, with the Chairman designated by the Council. Each of the Committees may elect one of its members as Secretary, and said Committees shall submit their reports at the meetings of the Mayor and Council. If the Borough Attorney or Borough Engineer or any other official has been consulted, a written opinion on the subject shall be submitted to the Committee and shall be presented by the Committee at the Council Meeting.

A refusal by a member of the governing body to serve on any committee or act as Chairman, after being duly appointed, shall be deemed as creating a vacancy of that office pursuant to N.J.S.A. 40A:16-3(d). A refusal may be either by act or omission and includes, but is not limited to, failure to attend and participate in any meetings of the committees, as committeeman, or Chairman, to which the member of the governing body is appointed for a period of five (5) consecutive meetings without excuse due to legitimate illness.

SECTION 21 – ENUMERATION OF STANDING COMMITTEES: DUTIES

A. DEPARTMENT OF FINANCE

- 1) It shall be the duty of this Committee to prepare the Annual Budget and also the Annual Borough Report. This Committee shall have general charge of all matters relating to the financial affairs of the Borough. All claims and bills Against the Borough shall be referred to this Committee. It shall not be required to approve for payment at Regular Meetings any invoice not in its hands by the preceding Monday. This Committee shall recommend to the Mayor and Council the depositories for the Borough monies and the proportion allotted each depository, but the Governing Body, as such, shall decide upon the depositories and the amounts of deposit.
- 2) This Committee shall be responsible for the recommendation to Council for the Terms and conditions of employment for all employees of the borough of Kenilworth not represented by a Collective Bargaining Agreement.
- 3) This Committee shall exercise a general charge and supervision of the ordering of all printed materials and supplies of the Borough of Kenilworth.
- 4) This Committee shall exercise general supervision of all personnel of the Borough of Kenilworth.

- 5) This Committee shall constitute the committee on transportation and shall have general supervision of all transportation throughout the Borough and all matters pertaining thereto.
- 6) It shall be the duty of the Chairperson of this Committee to chair all meetings relating to the budget of the Borough of Kenilworth.
- 7) The Chairperson of the Department of Finance shall call for the first meeting of the Budget with all members of the Governing Body during December, except where changes in Council composition, or changes in State Law and requirements, which directly affect budget deliberations, preclude such actions.

B. DEPARTMENT OF PUBLIC WORKS

- 1) This Committee shall have a general charge of all matters relating to streets, highways, sidewalks, sewers, drainage problems and all public utilities (excepting water and street lighting) and all matters and applications relating to same, their improvement, maintenance, alteration or use.
- 2) This Committee shall have charge of the cleaning of the streets and shall supervise the method adopted by the Mayor and Council for the removal of leaves, snow and garbage. This Committee shall also constitute the committee on streets and sewers or as contemplated by all ordinances or as contemplated by all ordinances supplemental thereto. This Committee shall also supervise the removal and planting of all shade trees in the Borough of Kenilworth.
- 3) This Committee shall have charge of the maintenance of all public equipment pertaining to Civil Defense use and equipment pertaining to Police use.

C. DEPARTMENT OF PUBLIC SAFETY

- 1) This Committee shall constitute the Board of Police Commissioners and it shall have general charge of all matters relating to the Police Department or as contemplated by all ordinances or parts of ordinances supplemental, thereto. They shall examine the report on the qualifications of all applications for membership in the Police Department.
- 2) This Committee shall constitute the Committee of the Office of Emergency Management and shall have general supervision of all matters relating to the Office of Emergency Management.
- 3) This Committee shall have charge of the maintenance of all public equipment pertaining to Police and Office of Emergency Management.

- 4) This Committee shall have general charge of all street lighting in the Borough of Kenilworth

D. DEPARTMENT OF PLANNING, ZONING AND ORDINANCES

- 1) This Committee shall constitute the Committee with respect to all buildings contemplated to be built or maintained by all ordinances of the Borough of Kenilworth.
- 2) This Committee shall have general charge of the Building Inspector, the building codes and all matters pertaining to the operation of the Building Department.
- 3) This Committee shall have general charge and supervision of all matters pertaining to the Zoning Ordinances of the Borough of Kenilworth in connection with all matters concerning zoning and shall have general supervision over the Zoning Enforcement Officer.
- 4) This Committee shall have general charge of the preparation and submission of all ordinances as required by the Borough of Kenilworth. The Chairman shall submit all ordinances to the Mayor and Council at least one week in advance of its introduction.
- 5) The Chairman of this Committee shall be a member of the Planning Board of the Borough of Kenilworth.

E. DEPARTMENT OF EDUCATION, HEALTH & HUMAN SERVICES

- 1) This Committee shall have general charge of all matters pertaining to the Health Department and the Board of Health, the operation of an efficient Dog Control Program, and shall work in conjunction with the Board of Health, in the relief of any and all matters detrimental to the health and well-being of the Borough of Kenilworth. The Chairman of the Committee shall be the Representative of the Mayor and Council at meetings of the Board of Health.
- 2) This Committee, working through the Board of Health shall have general charge of all matters pertaining to the water and supply thereof, to the Borough of Kenilworth.
- 3) The Chairman of this Committee shall serve as the Representative of the Mayor and Council at meetings of the Kenilworth Library Board of Trustees, and this Committee shall act in conjunction with the Library Board of Trustees in matters under the jurisdiction of the Library Board of Trustees.

- 4) This Committee shall have general charge of all matters pertaining to the poor and indigent in the Borough of Kenilworth. The Chairman of this Committee shall be a member of the Local Assistance Board of the Borough of Kenilworth. It also shall cooperate with the Director of Welfare, subject to the laws of the State of New Jersey and ordinances of the Borough of Kenilworth.

F. DEPARTMENT OF FIRE AND RECREATION

- 1) This Committee shall have general charge of the operation and supervision of the Recreation Committee and shall work with the Recreation Committee in establishing a recreation program for the Borough of Kenilworth.
- 2) This Committee shall have general charge of all Public Buildings and equipment pertaining to recreational use, the public parks, playgrounds and other recreational facilities.
- 3) The Chairman of this Committee shall serve as the Representative of the Mayor and Council at the meetings of the Recreation Committee of the Borough of Kenilworth.
- 4) This Committee shall constitute the Board of Fire Commissioners and it shall have general charge of all matters relating to the Fire Department or as contemplated by all ordinances or parts of ordinances supplemental, thereto. They shall examine the report on the qualifications of all applications for membership in the Fire Department.
- 5) This Committee shall have charge of the maintenance of all public equipment pertaining to Fire use.

ARTICLE V- NEGOTIATIONS COMMITTEE

SECTION 22 – APPOINTMENT OF NEGOTIATIONS COMMITTEE

- 1) At the Annual Reorganization Meeting in any year during which a Collective Bargaining Agreement shall be subject to negotiation, the Mayor shall appoint a Negotiations Committee. The Members of such Committee shall include one (1) Member of the Finance Committee and (1) member of the Committee overseeing the department comprising the Collective Bargaining Unit, i.e. Police Department, Department of Public Works, etc. In the event that the Collective Bargaining Agreements of two (2) units shall be subject to negotiation in any one (1) calendar year the Mayor shall appoint as the third member of the Negotiations Committee a member of the Committee overseeing the Bargaining Agreement.

- 2) This Committee shall have responsibility for negotiating the Collective Bargaining Agreements for all employees of the Borough subject to a Collective Bargaining Agreement.

ARTICLE VI – ROLL CALL

SECTION 23 – PROCEDURE

Roll Call of members of the Council shall be in Alphabetical order and no member of the Council shall be excused from voting on any question submitted to it except because of a personal interest in the matter involved. Failure to vote or refusal to vote should be taken as a vote in the negative.

A member of the Council may pass on a vote and upon completion of the roll call shall be asked for their vote on the question. Upon completion of the roll call, Council shall be asked if any member desires to change their vote. Any member who abstains must state their reason for such abstention.

ARTICLE VII – AMENDMENTS

SECTION 24 – PROCEDURE

After the By-Laws of the Governing Body of the Borough of Kenilworth have been adopted each year, these By-Laws may be altered or amended provided the alteration or amendment be proposed at a Regular Meeting and considered and adopted by a majority of the Council members at the next succeeding Regular Meeting: but any of them may be suspended temporarily with the concurrence of four members of the Council, or with the concurrence of members, in case of a tie-vote, with the Mayor casting the affirmative vote to suspend same.

Incumbent and new members of the Borough Council, if any, shall meet and discuss the By-Laws for the next year at least once before the annual re-organization meeting; to make changes if warranted and to select the Council President and Council Committees for the following year. A copy of the By-Laws shall be provided to all members of the Governing Body and should be available to the public upon request.

RESOLUTION

No. 11

KENILWORTH, N.J.

JANUARY 2, 2017

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 2017, 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 10, 2017, 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 6:30 P.M. at the Right Hand Meeting Room, Second Floor, Borough Hall; and Regular Meetings to start at 8:00 P.M. at the Council Chambers, Borough Hall, Boulevard, Kenilworth, New Jersey.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

**SCHEDULE OF MEETINGS
GOVERNING BODY OF THE BOROUGH OF KENILWORTH
FOR THE YEAR 2017**

WORK SESSIONS

to start at 6:30 P.M. in the Conference Room, Second Floor, Borough Hall, 567 Boulevard, Kenilworth, New Jersey.

COUNCIL MEETINGS

to start at 8:00 P.M. in the Council Chamber, Borough Hall, 567 Boulevard, Kenilworth, New Jersey.

January	11 th	25 th
February	8 th	22 nd
March	8 th	22 nd
April	12 th	26 th
May	10 th	24 th
June	14 th	28 th
July	12 th	---
August	---	23 rd
September	13 th	27 th
October	11 th	25 th
November	8 th	---
December	13 th	---

2018 Reorganization Meeting – date to be determined

RESOLUTION

No. 12

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's designation of the **THE LOCAL SOURCE, STAR LEDGER, HOME NEWS TRIBUNE/COURIER NEWS, KENILWORTH LIFE, and TAP INTO KENILWORTH** as the Official Newspapers and Media Outlets of the Borough of Kenilworth for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 13

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

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 2017 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 2017 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 Celeri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 14

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

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 2017 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 2017 at \$29,325.00 per year, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 15

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

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 2017 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 2017 at \$135.00 per hour, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 16

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

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 2017 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 2017 at \$145 per hour, be and the same is hereby confirmed

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 17

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: that **EARNEST BONGIOVANNI** be appointed as Attorney to the Planning Board for the Year 2017 at \$12,000.00 per annum, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 18

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

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 2017 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 2017 at \$130.00 per hour, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 19

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

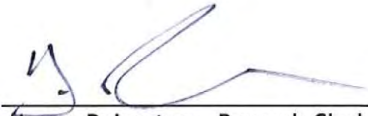
WHEREAS, pursuant to the Fair and Open Process Rule advertisements for proposals were published in the Cranford Chronicle and posted on the Borough of Kenilworth's Web Site and proposals were received and reviewed for the following Professional Service for the Year 2017 which anticipated cost will be 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 2017 at \$150 per hour be and the same is hereby confirmed.

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 2, 2017.  Laura Reinertsen, Borough Clerk
Councilman Larry Clementi	✓		✓				
Councilman Peter Corvelli		✓	✓				
Councilman Mark David			✓				
Councilman Gerry Ladauti			✓				
Councilman Nick Mascaro			✓				
ON CONSENT AGENDA	Yes <u> </u>		No <u> </u>				

RESOLUTION

No. 20

KENILWORTH, N.J.

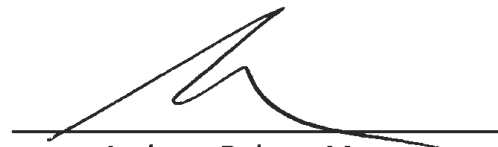
JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT THEREBY RESOLVED: That **LEONARDO FILIPE**, be appointed a Probationary Police Officer, effective January 6, 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 **LEONARDO FILIPE** has been granted a leave of absence with pay during the period of the police training course.


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri						
Councilman Larry Clementi	✓					
Councilman Peter Corvelli		✓				
Councilman Mark David						
Councilman Gerry Ladauti						
Councilman Nick 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 2, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 21

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: CONSENT AGENDA

WHEREAS, ANTHONY TANCS, was appointed a Probationary Police Officer, effective January 2, 2017 at the December 14, 2016 regular meeting of the Borough Council; and

WHEREAS, ANTHONY TANCS will continue his current position as civilian dispatcher until he starts the police training course on January 6, 2017.

THEREFORE BE IT RESOLVED; That **ANTHONY TANCS** effective date is corrected to commence with his entrance into the police academy, January 6, 2017.


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 2, 2017.  Laura Reinertsen, Borough Clerk
Councilman Larry Clementi	✓		✓				
Councilman Peter Corvelli		✓	✓				
Councilman Mark David			✓				
Councilman Gerry Ladauti			✓				
Councilman Nick Mascaro			✓				
ON CONSENT AGENDA	Yes ✓		No				

RESOLUTION

No. 22

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's appointment of **DIANE O'NEILL** as Police Matron for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 23

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

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 2017: **Ronald Freidman, Aaron Tsin, Caroline McEvoy, John Napoli, John Fuggett, John Maines, Maureen Rios and Joseph Pavone.**

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 24

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

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 2017.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 25

KENILWORTH, N.J.

January 2, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, there are two (2) vacancies for the positions of Borough Constable.

BE IT HEREBY RESOLVED, that the Mayor's appointments of **Robert Schielke** and **Frank Mazzeo** as Borough Constable(s) for 3 year terms ending 12/31/2019, be and the same is hereby confirmed.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
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 2, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 26

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's appointment of **DONNA ZUCKER** as Deputy Court Administrator for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 27

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's appointment of **ENRIQUE LAMELA, ESQ.** as Municipal Prosecutor for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 28

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's appointment of **JENNIE BERLINSKI, ESQ.** as **PUBLIC DEFENDER** for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 29

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's appointment of **DANIEL BEVERE** as Assistant Public Defender for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 30

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

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 2017.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri						
Councilman Larry Clementi	✓					
Councilman Peter Corvelli		✓				
Councilman Mark David						
Councilman Gerry Ladauti						
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 31

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's appointment of **LEWIS GIORDINO** and **RANDY LEVCHUCK** as Smoke Detector Inspectors for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 32

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

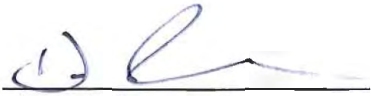
BE IT HEREBY RESOLVED: That the Mayor's appointment of **PATRICK BOYLE** as Recreation Director for a one year term at a salary of \$5,000 per year, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 33

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That **ROBERT HERBERT** be appointed as **Zoning Officer** for the Year 2017.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN	
Councilwoman Kay Ceceri			✓				
Councilman Larry Clementi	✓		✓				
Councilman Peter Corvelli		✓	✓				
Councilman Mark David			✓				
Councilman Gerry Ladauti			✓				
Councilman Nick 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 2, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 34

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED, that MAYOR ANTHONY DELUCA be appointed Class I member to the Kenilworth Planning Board and Councilman LARRY CLEMENTI, be appointed Class III of the Planning Board for the year 2017; and

BE IT FURTHER RESOLVED, that the following Mayor's appointments of:

ROBERT SCHIELKE as Class #2, for a one year term ending 12/31/2017

ROBERT GRIMALDI as Class #4, for a four year term ending 12/31/2020

JOHN BENINANTE as Alternate #1 for a two year term ending 12/31/18

FRANK MAZZEO as Alternate #2 for the unexpired term ending 12/31/17

MICHAEL RAMOS as Alternate #4 for the unexpired term ending 12/31/17

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

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri						
Councilman Larry Clementi						
Councilman Peter Corvelli						
Councilman Mark David						
Councilman Gerry Ladauti						
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 35

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the **NANCY LAMORSEAUX AND RANDY MOSCARITOLO** be appointed to the Board of Health as Regular Members for 3 year terms, ending 12/31/19.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 34

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the appointment of **MARCONI GAPAS** as Public Health Officer and Right to Know Coordinator for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 37

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's appointment of **SALLY SCHEUERER** 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 Celeri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 38

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's appointment of **SHIRLEY BOYDEN-MAXWELL** be appointed as a member of the Local Assistance Board for a 4 year term, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	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 2, 2017.  Laura Reinertsen, Borough Clerk
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

RESOLUTION

No. 391

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

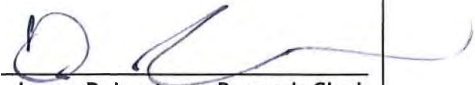
BE IT HEREBY RESOLVED: That the Mayor's appointment of **MARIA ANDERSON** and **TONI GIORDANO** as Kenilworth's representatives to the Union County Community Development Revenue Sharing Committee be appointed for a 1 yr. term for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 40

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's appointment of **JOHN ZIMMERMAN** as Municipal Drug Alliance Committee Chairman for the year 2017, be and the same is hereby confirmed.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 41

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's appointment of **PAULETTE DROGON** as Municipal Drug Alliance Coordinator for the year 2017, be and the same is hereby confirmed.

Approved:

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 42

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

IT HEREBY RESOLVED: That the following AD HOC COMMITTEES be continued for 2017:

BEAUTIFICATION COMMITTEE
COAH COMMITTEE
DRUG ALLIANCE COMMITTEE
PRIDE IN KENILWORTH COMMITTEE
TECHNOLOGY COMMITTEE
FACILITIES COMMITTEE
VETERAN AFFAIRS

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			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 43

KENILWORTH, N.J.

JANUARY 2, 2017

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 \$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; 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 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: 1/2/17

APPROPRIATION:

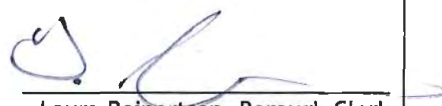
6-01-20-712-020


JOSEPH DEIORIO, CFO

Approved: 
Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri						
Councilman Larry Clementi						
Councilman Peter Corvelli						
Councilman Mark David						
Councilman Gerry Ladauti						
Councilman Nick Mascaro						
ON CONSENT AGENDA	Yes <u>L</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 2, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 44

KENILWORTH, N.J.

January 2, 2017

Introduced by: _____

Seconded by: _____

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

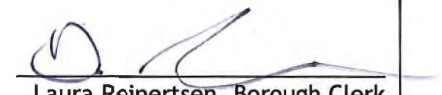
“Service-Sewerage Lift Station Inspection & Maintenance Program at Lafayette Station”

for a one year period, January 1, 2017 through December 31, 2016, at a cost of \$240.00 per month.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
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 2, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 45

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: _____

Seconded by: _____

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 2017 at a rate of \$125 per hour (editing fee of \$55 per meeting/event), not to exceed \$5,000 for the year.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 January 2, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 46 Harvey Fruchter KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: Harvey Fruchter

Seconded by: Gerard Ladauti

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 2017 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 2017 at \$35,990.00 per annum be and the same is hereby confirmed.

Approved: Anthony Deluca

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	
Councilwoman Kay Ceceri	☒		☒			
Councilman Larry Clementi			☒			
Councilman Peter Corvelli			☒			
Councilman Mark David			☒			
Councilman Gerry Ladauti		☒	☒			
Councilman Nick 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 2, 2017.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 47

KENILWORTH, N.J.

JANUARY 2, 2017

Introduced by: [Signature]

Seconded by: [Signature]

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

Dept. of Finance

Chairman Nicholas Mascaro, Councilman Clementi, Councilman Corvelli

Dept. of Public Works

Chairman mark David, Councilwoman Ceceri, Councilman Mascaro

Dept. of Public Safety

Chairman Peter Corvelli, Councilman Laudati, Councilman Mascaro

Dept. of Planning, Zoning & Ordinance

Councilman Larry Clementi, Councilman Corvelli, Councilman David

Dept. of Recreation & Fire

Chairman Kay Ceceri, Councilman Clementi, Councilman Laudati

Dept. of Education, Health & Human Services

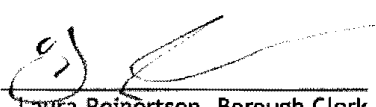
Chairman Gerry Laudati, Councilwoman Ceceri, Councilman David



Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
Councilman Gerry Ladauti			✓			
Councilman Nick 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 2, 2017.


Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



JANUARY 11, 2017 – 8:00PM

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 of Dec. 13, 2016, Regular Council Meeting of Dec. 14, 2016 and the Reorganization Meeting of 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - **December 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. Refund Overpayment of Taxes, B182 L2 \$23,657.50
 3. Refund Overpayment of Taxes, B51 L18 \$4,335.05
 4. Refund Building Fee Permit, Permit #15000438 \$415.00
 5. Authorize Municipal Alliance Grant 7/1/17 – 6/30/18 \$18,255.00
 6. Authorizing Contracts with Certain State Contract Vendors – Sanitation Equipment
 7. 2016 Recycling Tonnage Grant Application
 8. Appoint Certified Tax Collector – J. Goode
 9. Appoint CFO – Joseph Delorio
 10. Authorize Auctioning of Abandoned Vehicles
 11. Approve Agreement with JC Promotions for Street Fair – May 21, 2017
 12. Appoint Per Diem Dispatcher – J. Wilson
 13. Appoint Alternate Crossing Guard – J. Iscaro
 14. Authorize Sale of Parcel by Public Auction – B134 L27
8. ORDINANCES Introduction 2017-01 AN ORDINANCE AMENDING AND SUPPLEMENTING THE Chapter 5 'ADMINISTRATION OF GOVERNMENT' Section 5-14 titled 'Meetings and conferences' OF THE CODE FOR THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY
9. MEETING OPEN TO THE PUBLIC
10. PROCLAMATION School Choice Week – January 22-28, 2017
11. GENERAL BUSINESS
12. ADJOURNMENT

Time: _____

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

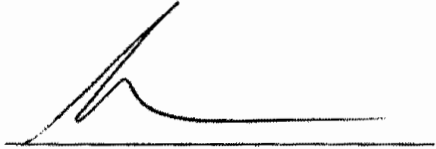
Mark David and seconded by Council Member Peter Corvelli.

Consent Agenda:

Resolution No.

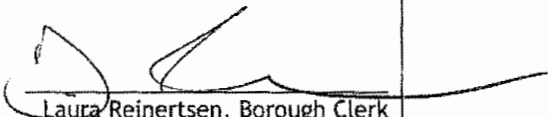
1. That all bills be paid when properly audited and funds are available
2. Refund Overpayment of Taxes, B182 L2 \$23,657.50
3. Refund Overpayment of Taxes, B51 L18 \$4,335.05
4. Refund Building Fee Permit, Permit #15000438
5. Authorize Municipal Alliance Grant 7/1/17 – 6/30/18 \$18,255.00
6. Authorizing Contracts with Certain State Contract Vendors – Sanitation Equipment
7. 2016 Recycling Tonnage Grant Application
8. Appoint Certified Tax Collector – J. Goode
9. Appoint CFO – Joseph Delorio
10. Authorize Auctioning of Abandoned Vehicles
11. Approve Agreement with JC Promotions for Street Fair – May 21, 2017
12. Appoint Per Diem Dispatcher – J. Wilson
13. Appoint Alternate Crossing Guard – J. Iscaro
14. Authorize Sale of Parcel by Public Auction – B134 L27

Approved:


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David	✓		✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

January 11, 2017

Introduced by: _____

Seconded by: _____

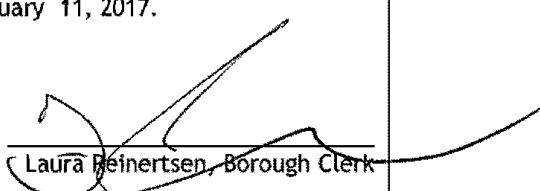
CONSENT AGENDA

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 Mark David	✓		✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

January 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, it has been determined that the real estate assessment for the years 2015 & 2016 have been over assessed on 1700 Galloping Hill 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 \$11,670.00 and an overpayment of taxes for the calendar year of 2016 in the amount of \$11,987.50, and;

WHEREAS, Andrew S. Kessler, Attorney representing the owner has requested that the overpayment be refunded to his firm.

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>
182	2	Saiber LLC, Attorney Trust Account C/o Andrew S. Kessler 18 Columbia Turnpike, Suite 200 Florham Park, NJ 07932	\$ 23,657.50

TOTAL \$ 23,657.50

5-01-37-480-101 \$11,670.00

6-01-37-480-101 \$11,987.50


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David	✓		✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

January 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Wells Fargo Home Mortgage paid the property taxes for the 4th quarter of 2016 for the property located at 124 No 21st St, Kenilworth, NJ, and;

WHEREAS, this resulted in the overpayment of taxes for the 4th quarter of 2016 in the amount of \$4,335.05, and;

WHEREAS, Wells Fargo Home Mortgage 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.

Block	Lot	Payable To:	Amount
51	18	Wells Fargo Home Mortgage	\$ 4,335.05

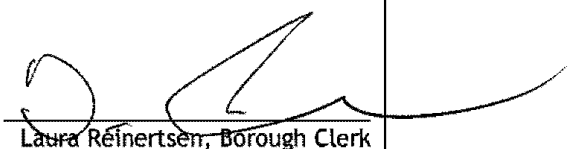
Attn: Refunds Dept.
1 Home Campus
MAC X2302-04D
Des Moines, IA 50328

TOTAL \$ 4,335.05


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David	✓		✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

January 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas, the following property was issued a permit and fee was received by the Building Department; and

Whereas, Solar City Corporation submitted Check #786904 in the amount of \$519 on 12/29/15, which included a non-refundable plan review fee; and

Whereas, it has now been determined the proposed work has been cancelled.

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

Amount of \$415 to be refunded to the contractor.

Solar City Corporation
1 Chapin Road, Unit #4
Pine Brook, NJ 07058
Permit #15000438
Block 72-13


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David	✓		✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

January 11, 2017

Introduced by: _____

Seconded by: _____

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

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

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

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

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

1. The Borough of Kenilworth Council does hereby authorize submission of a strategic plan for the Kenilworth Municipal Alliance grant for fiscal year July 1, 2017 – June 30, 2018 in the amount of:

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

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


Anthony DeLuca, Jr., Mayor

	MOVED	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David	✓		✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

January 11, 2017

Introduced by: _____

Seconded by: _____

RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE CONTRACT VENDORS FOR CONTRACTING UNITS PURSUANT TO N.J.S.A. 40A:11-12a

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

WHEREAS, upon the recommendation of the Superintendent of Public Works, the Borough of Kenilworth has the need on a timely basis to purchase goods or services utilizing State contracts for the purpose of the acquisition of a 25 Cubic Yard Rear Loader Packer and a Tandem Axel Chassis; and

WHEREAS, the Borough of Kenilworth intends to enter into contracts with: SANITATION EQUIPMENT CORPORATION, located at S-122 Route 17 North, Paramus, NJ 07652 for a Leach Model 2R111 25 Cubic Year Rear Loader, and;

GABRIELLI KENWORTH OF NJ, LLC, located at 2306 US Highway 130 North, Dayton NJ 08810 for a Kenworth T370 Tandem Axle Chassis for a 25 Yard Packer through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State Cooperative Purchasing contracts;

NOW THEREFORE BE IT RESOLVED, that the Borough of Kenilworth authorizes the Purchasing Agent to purchase certain goods or services from said contractors by approved New Jersey State Cooperative Purchasing Contract #65MCESCCPS in the amount of \$67,990.00 and \$110,661.28 pursuant to all conditions of the individual State contracts, for the total amount of \$178,651.28; and

BE IT FURTHER RESOLVED, that the governing body of the Borough of Kenilworth pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer.

CERTIFICATION

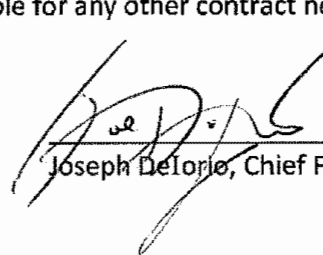
I am the financial officer charged with the responsibility of maintaining financial records of the Borough of Kenilworth, State of New Jersey, and on this 11th day of January 2017, I hereby certify to the Borough Council of the Borough of Kenilworth as follows:

1. Adequate funds are available in an amount sufficient to defray the expenditure of money by the Borough under the following proposed contract, which is pending approval by the governing body:

Sanitation Equipment Corporation
S-122 Route 17 North
Paramus, NJ 07652
Leach Model 2R111 25 Cubic Yard Rear Loader

Gabrielli Kenworth of NJ, LLC
2306 US Highway 130 North
Dayton, NJ 08810
Kenworth T370 Tandem Axle Chassis for the 25 Yard Packer

2. The funds certified herein as being available for the aforementioned contract have not been certified by the undersigned as being available for any other contract now pending or in force.


Joseph DeLorio, Chief Financial Officer

Accounts: C-04-55-154-104
Amount \$ 67,990.00

Accounts: C-04-55-154-104
Amount \$ 28,010.00

Account: C-04-55-162-106
Amount \$ 82,651.28


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David	✓		✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

January 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

2016 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 **(2016) 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, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David	✓		✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

January 11, 2017

Introduced by: _____

Seconded by: _____

WHEREAS the Borough is in need of a licensed tax collector as per N.J.S.A. 40A:9-145.7 due to the retirement of Robert Ordway who has served in this capacity since 2010; and

WHEREAS the Borough of Kenilworth has explored various options for tax collector services: and

WHEREAS the Borough Clerk, Chief Finance Officer and Assistant Finance Officer have conducted interviews and recommends to the governing body that Jill Goode, of Cranford, NJ, be appointed as the new Borough of Kenilworth Acting Certified Tax Collector; and

NOW THEREFORE BE IT RESOLVED by the Kenilworth Mayor and Council that it hereby appoints:

Jill Goode, CMFO, CCFO, CTC
16 Retford Ave., Cranford, NJ 07016

As the Kenilworth Acting Certified Tax Collector, effective January 16, 2017; and

BE IT FURTHER RESOLVED that said appointment is consistent with the rules and laws of the State of New Jersey N.J.S.A40A:9-145.8.

BE IT FURTHER RESOLVED that the acting tax collector shall work a minimum of 2 hours per week within the tax office and the remuneration shall be for an hourly rate of \$50.00, without benefits.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David	✓		✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

January 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, JOSEPH DEIORIO was appointed as the Borough Chief Finance Officer for 2017 at the Borough Reorganization meeting on January 2, 2017; and

WHEREAS, in accordance with NJSA 40A:9-140.1 the term of Chief Finance Officer is four (4) years.

BE IT HEREBY RESOLVED, that JOSEPH DEIORIO is hereby appointed to a four (4) year term commencing January 1, 2017.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	2			
Councilman Mark David	✓		✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

KENILWORTH, N.J.

January 11, 2017

Introduced by: _____

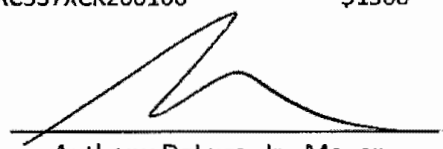
Seconded by: _____

WHEREAS, the Borough of Kenilworth no longer has use for the below listed abandoned automobiles.

THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth that the Borough Clerk be and is hereby authorized to sell the attached items, as is, at public auction sale at a date within 60 calendar days. The auction will be advertised in the Star Ledger.

1. Said sale shall be conducted by the Borough Clerk or by any person so designated by her.
2. Said property is being sold "as is".
3. All prospective purchasers are put on notice to personally inspect the property.
4. At the Time of said sale, the purchaser shall deposit the entire purchase price with the Borough Clerk in cash or certified check made payable to the Borough of Kenilworth
5. If the purchaser fails to take title and possession within (10) days of the date of purchase, the Governing Body of the Borough of Kenilworth may declare the contract of sale to be terminated and may retain all monies paid there under as liquidated damages, and the Borough may resell said property or pursue such other and further legal and equitable remedies as it may have. If the purchaser fails to take title or possession within said (10) days, purchaser will be liable for reasonable storage fees.
6. If the title to this property shall prove to be unremarkable, the liability of the Borough shall be limited to the repayment of the amount of any sums paid by said purchaser to the Borough without any further cost, expense, damage, claim against or liability upon the Borough.
7. The Borough of Kenilworth reserves the right to reject all bids and shall not be obligated to accept any bids.
8. All prospective purchasers are put on notice that no employee, agent, officer, body or subordinate body has any authority to waive, modify or amend any of the within conditions of sale.

YEAR	MAKE	MODEL	IDENTIFICATION #	MINIMUM BID
2012	N/A	TRAILER	N/A	\$150
2003	HONDA	ACCORD	1HGCM82213A011359	\$500
2006	FORD	EXPLORER XLT	1FMEU73E86UA27597	\$1500
2004	CADILLAC	DEVILLE	1G6KD54Y24U164992	\$1500
2012	HONDA	SHADOW	JH2RC537XCK200100	\$1500


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David	✓		✓			
Councilman Gerry Laudati			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA		Yes	Yes	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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

KENILWORTH, N.J.

January 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Mayor and Council are planning to hold an event on the Boulevard in 2017; and

WHEREAS, JC Promotions, will supply, contract, coordinate approximately 100+ vendors, provide amusements, live entertainment, obtain the appropriate permits through the Board of Health and Kenilworth Fire Department and provide porta sans; and

WHEREAS, JC Promotions will provide the Borough of Kenilworth a certificate of liability insurance, with the Borough of Kenilworth as additional insured; and

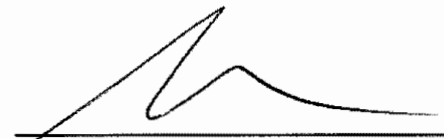
WHEREAS, the Governing Body of the Borough of Kenilworth and Kenilworth Police Chief have approved this event which will necessitate the closing of the Boulevard as follows:

Closing of the Boulevard from 24th Street to 14th Street

Sunday, May 21, 2016 from 7:00 A.M. to 7:00 P.M. for the Kenilworth Street Fair.

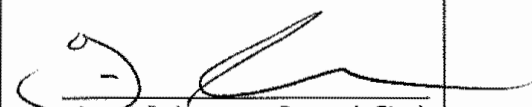
THEREFORE, BE IT RESOLVED, that the Mayor and Clerk be authorized to enter into agreement with JC Promotions, Inc. of 117 Prospect Ave., North Arlington, NJ 07031.

BE IT FURTHER 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 Mark David	✓		✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 12

KENILWORTH, N.J.

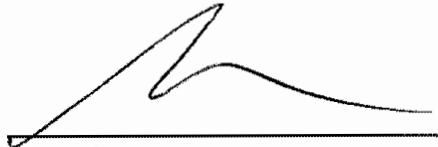
January 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED; That **JENNIFER WILSON** be employed Per Diem Dispatchers at a rate of \$20.00 per hour, effective January 9, 2016.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David	✓		✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 13

KENILWORTH, N.J.

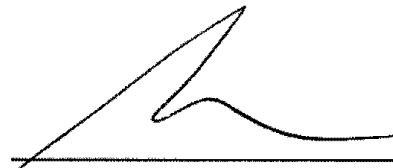
January 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED that **JOSEPH ISCARO, 29 North 12th Street, Kenilworth, NJ** be appointed as Alternate School Crossing Guard, at a rate of \$17.34, effective January 17, 2017.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David	✓		✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 149

KENILWORTH, N.J.

January 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

A RESOLUTION TO ADVERTISE AND SELL

LOT 27 BLOCK 134

(Commonly known as 108 South 25th Street)

WHEREAS, the borough is the owner of lot 28 block 134, a pie shaped parcel with only 20' feet frontage on south 25th street for which the borough has no practical use for said property which is less than a buildable lot.

NOW THEREFORE BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH

ON THIS 11 TH DAY OF JANUARY 2017 AS FOLLOWS:

1. The Borough Clerk is authorized to advertise for sale the real property known as lot 28, block 134 by public auction with a minimum bid of \$750.00 within sixty days from the date of publication; and
2. The Borough Attorney shall give written notice of the proposed sale to the adjacent property owners of Lots 1, 26 & 27; and
3. The Deed of sale shall be a quiet claim deed with the reservation for existing easements of record.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David	✓		✓			
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 January 11, 2017.


Laura Reinertsen, Borough Clerk

DEED

Prepared by:

JEFFREY M. COHEN, ESQ.

This Deed is made on **MAY 10, 2002**

**BETWEEN HAROLD D. MOORE and MARTHA C. MOORE, H/W, BY
THEIR ATTORNEY-IN-FACT, LISA MYERS**

whose address is **625 NEWARK AVENUE, KENILWORTH, NEW JERSEY 07033**

referred to as the Grantor,

AND CHRISTOPHER MEADE and ELAINE MEADE, H/W

whose post office address is about to be **625 NEWARK AVENUE, KENILWORTH, NEW JERSEY
07033**

referred to as the Grantee.

The words "Grantor" and "Grantee" shall mean all Grantors and all Grantees listed above.

Transfer of Ownership. The Grantor grants and conveys (transfers ownership of) the property described below to the Grantee. This transfer is made for the sum of **THREE HUNDRED FIFTEEN THOUSAND DOLLARS AND NO CENTS (\$315,000.00)**. The Grantor acknowledges receipt of this money.

Tax Map Reference. (N.J.S.A. 46:15-2.1) Municipality of **KENILWORTH**

Block No. 134 Lot No. 1

Account No. [Enter Account No.]

[] No property tax identification number is available on the date of this deed. (Check box if applicable)

Property. The property consists of the land and all the buildings and structures on the land in the **BOROUGH of KENILWORTH, COUNTY of UNION, and the STATE of NEW JERSEY**. The legal description is attached hereto.

BEING THE SAME PREMISES CONVEYED HEREIN FROM ARTHUR J. PAWLAK AND BALVINA PAWLAK, HIS WIFE, DATED AUGUST 24, 1978 AND RECORDED AUGUST 28, 1978 IN DEED BOOK 3154, PAGE 574 IN THE UNION COUNTY CLERK'S OFFICE.

SUBJECT TO MUNICIPAL ORDINANCES, EASEMENTS AND RESTRICTIONS OF RECORD AS AN ACCURATE SURVEY AND INSPECTION OF THE PREMISES MAY REVEAL.

SAID PREMISES MORE COMMONLY KNOWN AS **625 NEWARK AVENUE, KENILWORTH, NEW JERSEY**.



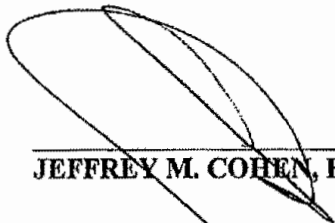
Received & Recorded Deed-1
Union County, NJ
5/20/2002 13:59
Joanne Rajoppi
County Clerk

Inst# 108043
Consider. 315,000.00
RT Fee 1,950.00
Pg#-4

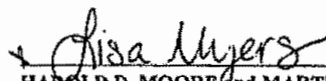
Promises by Grantor. The Grantor promises that the Grantor has done no act to encumber the property. This promise is called a "covenant as to grantor's acts" (N.J.S.A. 46:4-6). This promise means that the Grantor has not allowed anyone else to obtain any legal rights which affect the property (such as by making a mortgage or allowing a judgment to be entered against the Grantor).

Signatures. The Grantor signs this Deed as of the date at the top of the first page.

Witnessed by:



JEFFREY M. COHEN, ESQ.

 (Seal)
HAROLD D. MOORE and MARTHA C. MOORE,
H/W, BY THEIR ATTORNEY-IN-FACT, LISA
MYERS

(Seal)

STATE OF NEW JERSEY, COUNTY OF UNION SS.:

I CERTIFY that on MAY 10, 2002 HAROLD D. MOORE and MARTHA C. MOORE, H/W, BY THEIR ATTORNEY-IN-FACT, LISA MYERS personally came before me and acknowledged under oath, to my satisfaction, that this person (or if more than one, each person):

- (a) is named in and personally signed this Deed;
- (b) signed, sealed and delivered this Deed as his or her act and deed; and
- (c) made this Deed for:

\$315,000.00

as the full and actual consideration paid or to be paid for the transfer of title.
(Such consideration is defined in N.J.S.A. 46:15-5.)

MARINO & GEBELOFF
80 POMPTON AVENUE

VERONA

Deed

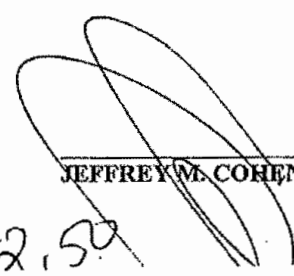
Inet.#
108043

NJ 07044
Recording Fee

Paid
45.00

RT Fee

1,350.00


JEFFREY M. COHEN, ESQ.

SCHEDULE A
Land Description

Commitment No.: 220353P

ALL that certain tract or parcel of land situate, lying and being in the Borough of Kenilworth, County of Union, and State of New Jersey, being more particularly described as follows:

BEGINNING at a corner formed by the intersection of the southeasterly side of Newark Avenue with the easterly side of South 25th Street; and thence

1. Along the said southeasterly side of Newark Avenue, North 65 degrees 38 minutes East, 71.24 feet; thence
2. South 24 degrees 22 minutes East, 100.00 feet; thence
3. South 76 degrees 58 minutes West, 97.46 feet to a point in the said easterly side of South 25th Street and; thence
4. Along said easterly side of South 25th Street, North 07 degrees 38 minutes West, 84.42 feet to the point and place of beginning.

Note for information: Premises is known and designated as Block 134, Lot 1 on the Tax Map of the Borough of Kenilworth, commonly referred to as 625 Newark Avenue, Kenilworth, NJ 07033.

DEED

Dated: **MAY 10, 2002**

HAROLD D. MOORE and MARTHA C. MOORE, H/W
BY THEIR ATTORNEY-IN-FACT, LISA MYERS

Grantor,

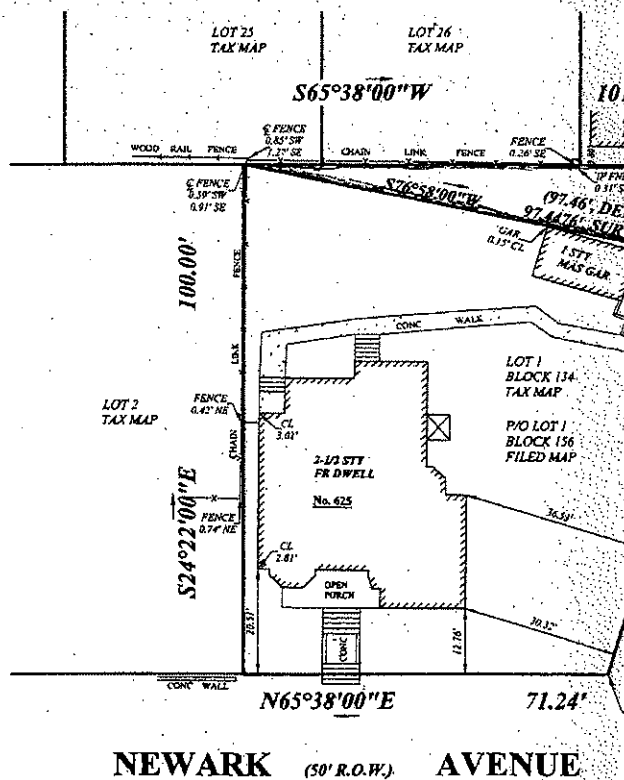
CHRISTOPHER MEADE AND ELAINE
MEADE

Grantee.

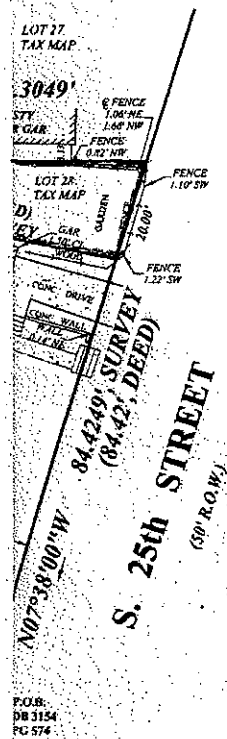
Record and return to:

STEVEN B. GEBELOFF, ESQ.
MARINO & GEBELOFF, LLC
75 KINGSLAND AVENUE
CLIFTON, NJ 07014-2034

THIS CERTIFICATION IS MADE ONLY TO HERON NAMED PARTIES FOR PURCHASE OR MORTGAGE OF HERON DELINEATED PROPERTY BY ABOVE NAMED PURCHASER. NO RESPONSIBILITY OR LIABILITY IS ASSUMED BY SURVEYOR FOR USE OF SURVEY FOR ANY OTHER PURPOSE INCLUDING, BUT NOT LIMITED TO, USE OF SURVEY FOR SURVEY ADJUDICATION, RESALE OF PROPERTY, OR TO ANY OTHER PERSON NOT LISTED IN CERTIFICATION, EITHER DIRECTLY OR INDIRECTLY.



NEWARK (50' R.O.W.) AVENUE



P.O.B.
DB 3154
PC 574

MAP OF PROPERTY OF
**CHRISTOPHER MEADE
AND ELAINE MEADE,
HUSBAND AND WIFE**

BOROUGH OF KENILWORTH
UNION COUNTY, NEW JERSEY

SCALE: 1"=20' DATE: 03-28-02

BLOCK: 134 T.M. LOT(S): 1 T.M.
156 F.M. P/O 1 F.M.

MAP ENTITLED:
"REVISED MAP OF NEW ORANGE PARK,
UNION COUNTY, N.J."

FILED: MAP NO.: 72-B

SURVEY CERTIFIED TO:
CHRISTOPHER MEADE AND ELAINE MEADE
HUSBAND AND WIFE; GLEN EAGLE TITLE
AGENCY, INC.; STEWART TITLE GUARANTY
COMPANY; STEPHEN B. GEBELOFF, ESQ.;
ERA MORTGAGE
ITS SUCCESSORS AND/OR ASSIGNS, AS
THEIR INTEREST MAY APPEAR.

SEE NOTE(S)
REVISION
DATE DESCRIPTION

DMC ASSOCIATES, INC.
LAND SURVEYORS
22 PARK PLACE, P.O. BOX 377, BUTLER, N.J. 07405
973-838-9187 FAX 973-838-4389

ROBERT E. CIGOL, N.J.L.S. NO. 40261
CERTIFICATE OF AUTHORIZATION NO. GA 278297

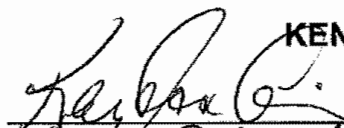
DR: JG TITLE NO: 220353P DMC NO: 0203055

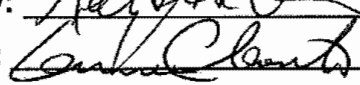
RESOLUTION

No. 15

KENILWORTH, N.J.

January 11, 2017

Introduced by: 

Seconded by: 

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES FOR NJ COUNCIL ON AFFORDABLE HOUSING (COAH) LEGAL SERVICES

WHEREAS, the Borough of Kenilworth has a need to acquire such professional legal services to assist the Borough in compliance with the State of NJ COAH rules and regulations in a Non-Fair and Open Contract pursuant to NJSA 19:44A-20.5; and

WHEREAS, the purchasing agent has determined and certified in writing that the value of said services will exceed \$17,500.00; and

WHEREAS, the JEFFREY R. SURENIAN & ASSOCIATES, LLC, BRIELLE, NEW JERSEY is a Law Firm that specializes in NJ COUNCIL ON AFFORDABLE HOUSING (COAH) law and litigation, and has submitted a proposal indicating they will provide the professional services as indicated on attached proposal; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40 A: 11 – 1, et seq.) requires that the Resolution authorizing the award of contract for Professional Services without competitive bidding and the contract itself must be available for public inspection.

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

1. That the Mayor and Clerk are hereby authorized and directed to execute a Non-Fair and Open Agreement pursuant to N.J.S.A. 19:44A – 20.5 with JEFFREY R. SURENIAN & ASSOCIATES, LLC, BRIELLE, NEW JERSEY for Professional Services for "COAH" law and litigation Legal Services for the Borough of Kenilworth in an amount not to exceed **\$30,000.00**, for specified services.
2. That this Professional Services Agreement is awarded without competitive bidding in accordance with NJSA 40 A: 11 – 5 (1)(a) of the Local Public Contracts Law because said services to be rendered or performed require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction distinguished from general academic instruction or apprenticeship and training.
3. That a notice of this action shall be printed once in accordance with law.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Caceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 11, 2017.



Laura Reinertsen, Borough Clerk

CONTRACT FOR PROFESSIONAL SERVICES

This Agreement is made this 11 day of January 2017, by and between:

Borough of Kenilworth, a Municipal Corporation of the State of New Jersey
567 Boulevard
Kenilworth, New Jersey 07033

Hereinafter referred to as "**Borough**"

And: **Jeffrey R. Surenian and Associates, LLC**
707 Union Avenue, Suite 301
Brielle New Jersey, 08730,

Hereinafter referred to as "**Special Counsel**", "**Contractor**" or "**Firm**".

WITNESSETH:

1. Borough hereby appoints and employs the Special Counsel to assist the Borough and its legal counsel in helping the Borough address its responsibilities with respect to its affordable-housing obligations in any proceeding involving (a) a New Jersey court of competent jurisdiction, and/or (b) the New Jersey Council on Affordable Housing ("COAH").

2. Special Counsel shall bill the Borough at the following rates:

- (a) \$200.00 per hour for all time spent by Jeffrey R. Surenian (over 30 years of experience);
- (b) \$185.00 per hour for all time spent by an attorney with at least fifteen years of experience as a lawyer;
- (b) \$175.00 per hour for all time spent by an attorney with at least ten years of experience as a lawyer;
- (c) \$165.00 per hour for all time spent by an attorney with less than ten years of experience as a lawyer;
- (d) \$70.00 per hour for all paralegal work.

3. Borough shall pay all disbursements incurred by Firm, at the Firm's normal rate, such as, but not limited to, photocopying and printing charges (at \$0.25 per page); facsimile charges (at \$1.00 per page); telephone charges; travel expenses (at standard IRS rate, plus tolls); scanning charges (at \$0.25 per page); messenger fees; filing fees; recording fees, etc.

4. Special Counsel shall bill Borough on a monthly basis. In the event that the bills exceed the amount budgeted, Borough shall either make another appropriation or advise Special Counsel to stop work immediately.

5. Borough shall pay all bills within forty-five (45) days from date mailed.

6. As a prerequisite to payment, Special Counsel shall complete and execute vouchers provided by the Borough, which Firm shall be free to submit with each bill, so that said bill may be paid upon approval.

7. Attached hereto and incorporated herein are:

Exhibit A

Mandatory Affirmative Action Compliance Notice N.J.S.A. 10:5-31 and N.J.A.C. 17:27; Appendix A Americans with Disabilities Act of 1990 Equal Opportunity for Individuals with Disability; and Mandatory Equal Employment Opportunity Language N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127) N.J.A.C. 17-27;

Exhibit B

State of New Jersey Business Registration Certificate; Certificate of Employee Information Report; Workers Compensation and Employers Liability Policy; and Business Entity Disclosure Certification; and

Exhibit C

Certificates of Good Standing for Jeffrey R. Surenian, Michael A. Jedziniak, Erik C. Nolan, and Michael J. Edwards.

8. Any portion or clause of this Agreement that is deemed unenforceable shall be severed from this Agreement with the surviving portion remaining in full force and effect.

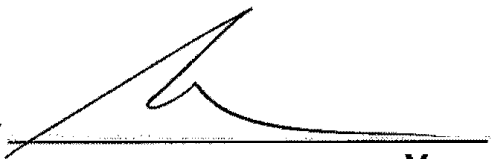
9. In the event this matter proceeds to trial on the fair share issues, the parties shall consult on the best way to proceed subject to the rates set forth herein remaining constant and subject further to either part's right to terminate the agreement should an appropriate arrangement not be reached.

10. The terms of this Contract shall be in effect from _____
to _____.

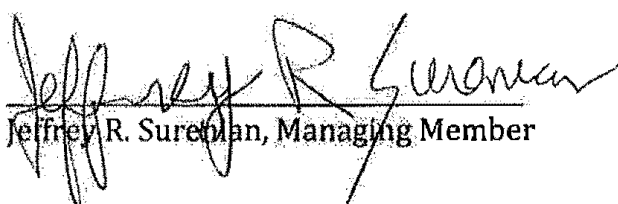
BOROUGH OF KENILWORTH

ATTEST:

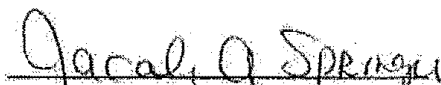


By  , Mayor

JEFFREY R. SURENIAN AND ASSOCIATES, LLC

By 
Jeffrey R. Surenian, Managing Member

Sworn and subscribed to before me on
this 22 day of December , 2016


A Notary Public of New Jersey
My commission expires:
JACALYN A. SPRINGER
A Notary Public of New Jersey
My Commission Expires Sept. 15, 2018

RESOLUTION

No. 14 *Paul LaRocca* KENILWORTH, N.J.

January 11, 2016

Introduced by:

Seconded by:

BE IT HEREBY RESOLVED that the ordinance #2017-01, entitled:

AN ORDINANCE AMENDING AND SUPPLEMENTING THE Chapter 5 'ADMINISTRATION OF GOVERNMENT' Section 5-14 titled 'Meetings and conferences' OF THE CODE FOR THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY

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 February 8, 2017 at 8:00PM 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.
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri		✓	✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Mark David				✓		
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 11, 2017.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

ORDINANCE NO. 2017-01

AN ORDINANCE AMENDING AND SUPPLEMENTING THE Chapter 5 'ADMINISTRATION OF GOVERNMENT' Section 5-14 titled 'Meetings and conferences' OF THE CODE FOR THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY

PURPOSE

The purpose of this ordinance is to amend the rules of order and schedule of meetings for the smooth, orderly, and fairly conduction of meetings for the Borough of Kenilworth. The customs for carrying on the business of the legislative body shall continue to be deliberative assemblies were free expression will continue to allow governing body to systematically and efficiently transact business.

Section § 5-14 of the Borough Code is amended superseded by the following:

Section § 5-14 Meetings and Public Participation

A. Open Meetings. Any meeting or gathering, including those held by means of electronic communication attended to by three Council members and the Mayor or four Council members and held with the intent to discuss or act upon specific public business shall be open to the public. All meetings that are open to the public as provided for hereinabove shall have a published agenda which will be as complete as reasonably possible.

B. Regular Meetings. The Council shall conduct an annual meeting during the first seven days of each year. All Council meetings shall be held within the borough, with preference to the Borough Hall. Thereafter, the Council shall meet regularly at 8 PM or shortly thereafter on the second and fourth Wednesday of each month with the exception of the months of July, August, November & December when the meetings will only occur on the second Wednesday of the month. If the regular meeting of the Council is also a legal holiday, such meeting shall then be held on the next succeeding business day which is not a legal holiday or at such other date and time as the Council may designate.

C. Work Sessions. In recognition that an initial presentation for each subcommittee may facilitate a better understanding of a matter prior to a formal vote, the Council shall hold a meeting for said purpose at 6:30 PM just prior to the Regular meeting. In addition to the foregoing, the Borough Engineer, Attorney, Clerk and advisory group or person may provide a brief report of their concerns and/or activities at the Work Session.

D. Closed Executive Session. The Council after a resolution may exclude the public for many portion of either the regular meeting or work session to discuss any one of the following:

- i. any matter that federal or state law expressly requires it to be confidential;
- ii. any matter that a court rule expressly denotes as being confidential;
- iii. any matter in which the release would impair the right to receive funds from the United States government;
- iv. any matter that constitutes an unwarranted invasion of one's individual privacy if disclosed;
- v. negotiations of terms for collective bargaining agreement;

BOROUGH OF KENILWORTH

ORDINANCE NO. 2017-01

- vi. any matter involving the purchase lease or acquisition of real property or the investment of public funds;
- vii. techniques or methods used to protect the safety of the public including investigations of violations of law;
- viii. any pending or anticipated litigation or contract negotiations;
- ix. any matter involving employment, appointment, discipline or promotion of a public employee;
- x. deliberation that may result in the imposition penalties or suspension of licenses.

E. Public Participation. Public participation at borough meetings is permitted under the control of the presiding officer or his designee who may impose time limits provided they are fairly and uniformly applied. A member of the public may be permitted three minutes to talk about any matter of importance to the borough before being asked to surrender the floor. If any other member of the public should address the same matter and take a materially different position then the initial individual may be permitted up to one minute publicly refute any further comments.



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						
		✓				MARK DAVID						
✓		✓				GERRY LAUDATI						
		✓				NICHOLAS MASCARO						
Introduced: January 11, 2017						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: February 8, 2017												
						 Laura Reinertsen, Borough Clerk						

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



JANUARY 25, 2017 – 8:00PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session and Regular Council Meeting of January 11, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - NJ DOT – Guidance to Projects Affected by 2016 Road & Bridges Cease Order
 - Kenilworth Bd. of Health:
 - Animal Control Services & Health Officer Services Recommendation
 - Vital Statistics, Deputy Registrar Appointment – J. Panzarella
 - 2017 Contract w/ Elizabeth
 - UC St. Patrick's Day Parade Committee
 - Ms. Dopf – Letter of Appreciation
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

CONSENT AGENDA:

 1. That all bills be paid when properly audited and funds are available
 2. Amendment to the Temporary Budget
 3. Authorize Tax Refund, Cert. #14-00011
 4. Refund Bldg Permit Fee #16000020 \$434.00
 5. Close Out Resolution – UC Infrastructure Grant - Drill Construction
 6. Change Order #1 – 2015 NJDOT Roadway Improvements
 7. Close Out Resolution – 2015 NJDOT Roadway Improvements – S. Brothers
 8. Authorize Payment of Time Due – W. Hannon
 9. Award Contract for Purchase & Installation of New Communications System – Extel
 10. Award IT Services – Shared Service w/ Borough of Madison
 11. Award Animal Control Services – Twp. of Union \$9,270.00
 12. Award STD Services – Shared Service – City of Elizabeth \$150.00
 13. Award Health Officer Services – Twp. of Union \$7,879.50
 14. Appoint Deputy Registrar – J. Panzarella
 15. Appoint Members to the Planning Board
 16. Appoint Insurance Agent/Risk Manager for 2017 – Beckerman & Company
 17. Appoint Mt. Laurel Sub-Committee
 18. Re-Appoint Borough Clerk – L. Reinertsen
 19. Appoint Probationary EMT – C. Sesselman
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 Pat Celi and seconded by Council Member Mark David.

Consent Agenda:Resolution No.

1. That all bills be paid when properly audited and funds are available
2. Amendment to the Temporary Budget
3. Authorize Tax Refund, Cert. #14-00011
4. Refund Bldg Permit Fee #16000020 \$434.00
5. Close Out Resolution – UC Infrastructure Grant - Drill Construction
6. Change Order #1 – 2015 NJDOT Roadway Improvements
7. Close Out Resolution – 2015 NJDOT Roadway Improvements – S. Brothers
8. Authorize Payment of Time Due – W. Hannon
9. Award Contract for Purchase & Installation of New Communications System – Extel
10. Award IT Services – Shared Service w/ Borough of Madison
11. Award Animal Control Services – Twp. of Union \$9,270.00
12. Award STD Services with the City of Elizabeth (per case) \$150.00
13. Award Health Officer Services – Twp. of Union \$7,879.50
14. Appoint Deputy Registrar – J. Pazarella
15. Appoint Members to the Planning Board: N. Patina, F. Mazzeo, A. Pugliese, A. Laudati, & Recording Sec. K. Moschitta
16. Appoint Insurance Agent/Risk Manager for 2017 – Beckerman & Company
17. Appoint Mt. Laurel Sub-Committee
18. Re-appoint Borough Clerk - L. Reinertsen
19. Appoint Probationary EMT – C. Sesselman

Approved:


 Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
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 January 25, 2017.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

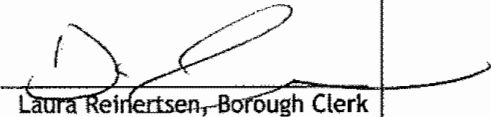
CONSENT AGENDA

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 Mark David		✓	✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

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, Resolution #5 was approved on January 2, 2017 for the 2017 Temporary Budget and

WHEREAS, the date of this resolution is within the first thirty days of January 2017; and

WHEREAS, the total temporary budget attached does not in amount exceed 26.25% of the total appropriations in the 2016 Budget (exclusive of any appropriations made for Debt Service, Capital Improvement Fund and Public Assistance (Relief); now therefore,

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

Account	Amount
Sewer – Other Expenses	\$ 800.00
Celebration of Public Events	\$10,000.00
Total amended	\$10,800.00
Total Appropriations for the 2017 Temporary Budget	\$3,837,150.00


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

January 25, 2017

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 20 Park 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 \$20,000.00 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 #14-00011** by the Collector of Taxes:

US Bank Cust for Phoenix Funding
2 Liberty PL-TLSG
50 South 16th Street – Suite 2050
Philadelphia, PA 19102

REDEMPTION AMOUNT - \$24,417.35

PREMIUM TRUST ACCOUNT - \$20,000.00

Treasurer's Note: 1099 = \$4,400.78


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 <u>MARZ DAVID</u>			✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas, the following property was issued a permit and fee was received by the Building Department; and

Whereas, Solar City Corporation submitted Check #787030 in the amount of \$542.00 on 1/22/16, which included a non-refundable plan review fee; and

Whereas, it has now been determined the proposed work has been cancelled.

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

Amount of \$434.00 to be refunded to the contractor.

Solar City Corporation
1 Chapin Road, Unit #4
Pine Brook, NJ 07058
Permit #16000020
Block 127 Lot 2.01


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, Union County, New Jersey that the contract for **Board of Health Rehabilitation** by Drill Construction, 80 Main Street, Suite #570, West Orange, NJ 07052, in accordance with the Plans and Specifications and any approved Change Orders, as directed by Harbor Consultants, Inc., 320 North Ave., East, Cranford, NJ 07016. Said construction is hereby accepted and Drill Construction, Payment #1 in the amount of Sixteen Thousand Five Hundred Dollars (\$16,500.00) is hereby considered final payment; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

Harbor Consultants, Inc.
320 North Ave., East
Cranford, NJ 07016

Drill Construction
80 Main St., Ste. #570
West Orange, NJ 07052

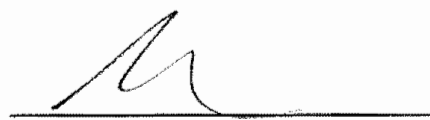
Project funded in part by the 2016 UC Infrastructure Matching Grant

CERTIFICATION OF FUNDS

APPROPRIATION:

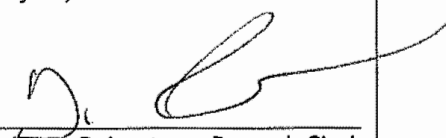
C-04-55-154-101 780555
G-02-70-080-066 8250.00


J. DeIorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

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

TITLE OF JOB: 2015 NJDOT Roadway Improvements

CONTRACTOR: S. Brothers, Inc.
P.O. Box 317
South River, NJ 08736

ENGINEER: Harbor Consultants, Inc.
320 North Avenue, East
Cranford, NJ 07033

Change Order No. 1 & Final

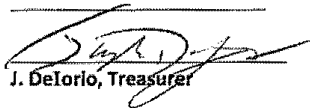
AMOUNT OF CHANGE FOR THIS RESOLUTION:	\$4,000.00
TOTAL AMOUNT OF CHANGE:	\$16,600.00
TOTAL ORIGINAL CONTRACT PRICE:	\$650,567.00
REVISED CONTRACT PRICE:	\$667,167.00

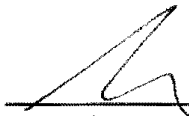
All bills on file in the Finance Office. This Resolution to take effect upon certification by the Borough Treasurer that sufficient funds are available.

CERTIFICATION OF FUNDS

APPROPRIATION:

See Resolution 7


J. DeIorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, Union County, New Jersey that the contract for **2015 NJDOT Roadway Improvements** by S. Brothers, Inc., P.O. Box 317, South River, NJ 08736, in accordance with the Plans and Specifications and any approved Change Orders, as directed by Harbor Consultants, Inc., 320 North Ave., East, Cranford, NJ 07016. Said construction is hereby accepted and S. Brothers, Inc. Payment #3 in the amount of Thirty Four Thousand, Six Hundred Seventy Seven Dollars and Seventeen Cents (\$34,677.17) is hereby considered final payment; and

WHEREAS, the Contractor having supplied a Maintenance Bond (Number 015048452M) in the amount of Sixty Five Thousand, Two Hundred Twelve Dollars and Thirty Five Cents (\$65,212.35) for a period of One (1) years from 12/22/2016; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

Harbor Consultants, Inc.
320 North Avenue, East
Cranford, NJ 07016

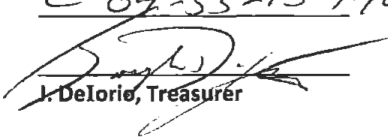
S. Brothers, Inc.
P.O. Box 317
South River, NJ 08736

CERTIFICATION OF FUNDS

DATE: 1/25/17

APPROPRIATION:

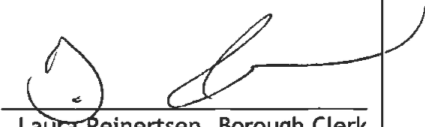
C-04-55-157-101


J. DeIorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

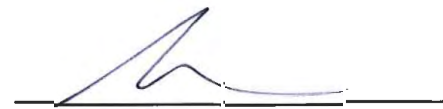
WHEREAS, Police Captain William Hannon has notified the Borough of Kenilworth of his intention to retire effective January 1, 2017; and

WHEREAS, Captain Hannon is entitled to Terminal Leave pay as per his contract, as follows;

Type	# of days	Rate	Total
Terminal Leave	29 Years x 2 = 58	\$544.98	\$31,608.84
2016 Vacation Days	25	\$544.98	\$13,624.50
2017 Vacation Days	25	\$544.98	\$13,624.50
2015 Unused Sick	5	\$544.98	\$2,724.90
2016 Unused Sick	5	\$544.98	\$2,724.90
2016 Holiday	1	\$544.98	\$544.98
	119		\$64,852.62

WHEREAS, Captain Hannon has elected to receive this payment in **two equal** installments with the first payment being due September 1, 2017 and the second and final payment being due in February 1, 2018.

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


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, the Borough of Kenilworth is desirous of replacing and updating the Borough's obsolete Communication System with modern, efficient and effective Communication Servers; and

WHEREAS, the EXTEL COMMUNICATIONS, INC. has provided a quote (attached) to provide and install new servers, telephones per State Contract T13416-80801; 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.

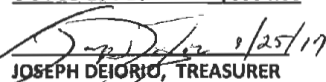
NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby awards a contract EXTEL COMMUNICATIONS, INC., 830 Belmont Ave., North Haledon, NJ 07508 973-472-3900; for their total project cost of \$39,975.00.
2. The following Optional Items to be included: (one-time fees)
 - Value + 4 Year Extended Parts & SWA WTY System Options \$2,641.00
 - ONEAC Lightning Protection @ \$25 per CO Line (not to exceed 6 lines) \$150.00
 - APC-BE550G UPS \$150.00
 - Professional Company Greetings \$169.00
3. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

APPROPRIATION:

7-01-31-430-000 \$25,050.92
C-04-55-162-102 \$10,000.00
C-04-55-154-102 \$8934.08


JOSEPH DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓	✓		
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 25, 2017.


Laura Reinertsen, Borough Clerk



NJ State Contract T1316-80801

EXTTEL
COMMUNICATIONS, INC.

December 27, 2016

Borough of Kenilworth

REVISED QUOTE

EXTEL Communications proposes to install (4) NEC SV9100 Communications Servers with (38) total telephones per State Contract T1316-80801. Includes Voice Mail to eMail .wav LIC.

Borough of Kenilworth – 567 Boulevard

- UNIVERGE SV9100 with (40 Voice Mail to eMail .wav LIC)**
- 1 SV9100E 12 PHONE PACKAGE (MAIN/PD) 567 Boulevard
 - 1 SV9100 9.5 NETLINK PACKAGE (DPW) 401 Sheridan Avenue
 - 1 SV9100 9.5 NETLINK PACKAGE (FIRE) 491 Washington
 - 1 SV9100 9.5 NETLINK PACKAGE (HEALTH and RECREATION) 575 Boulevard
 - 20 DTZ-12D-3(BK)TEL (12-Button Display phone w/FULL DUPLEX SPEAKER)
 - 9 DTZ-24D-3(BK)TEL (24-Button Display phone w/FULL DUPLEX SPEAKER)
 - 2 DCZ-60-2(BK)(60-button CONSOLE)
 - 9 DTZ-6DE-3(BK)TEL
 - 1 GCD-4COTB
 - 1 GCD-8DLCA
 - 1 GCD-8DLCA
 - 4 SV9100 VMBOX-LIC 01
 - 1 GCD-4COTB
 - 80 SV9100 RESOURCE-LIC 01
 - 1 GCD-4COTB
 - 24 SV9100 STANDARD USER-LIC 01
 - 1 GCD-PRTA (24-port PRI CARD)
 - 1 GCD-4COTB
 - 1 GCD-8DLCA
 - 3 3 SLOT CHASSIS BATT KIT
 - 1 CHS2U INT BATT KIT
 - 5 INSTALLATION CABLE (MOD8 - 25 PAIR)
 - 2 GCD-16DLCA
 - 1 CHS1U/2U WALL MOUNT KIT
 - 1 1-YEAR SW Assurance / ESPP
 - 50 SWA PSA SV9100 UNIT
 - 27 SWA PSA SV9100 NETLINK UNIT

As Per State Contract T1316#A80801

\$39,975.00

1-Year Warranty Parts and Labor

INCLUDED

MUNICIPAL LEASE: 5-year, \$1 buyout, 0 adv

\$786/month_____initial

OPTIONAL: Value+ 4-year Extended Parts & SWA WTY (onetime fee)

\$2,641.00_____initial

OPTIONAL: NEC DESKTOP SUITE (PC INTEGRATION)

\$2,500.00_____initial

OPTIONAL: NEC System for Library (6 desk phones, 1 cordless)

\$4,492.00_____initial

TERMS: PURCHASE ORDER REQUIRED 50% Deposit, 50% on Completion

PREVAILING WAGE & RATES APPLIED



NJ State Contract T1316-80801

EXTTEL
COMMUNICATIONS, INC.

WARRANTY AND POST WARRANTY MAINTENANCE RESPONSE TIME: EXTEL will comply with the following response time requirements as per State Contract T-1316 specification section 3.2.11:

A. Mean Time to Respond: Response to a reported trouble with toll-free service is within thirty (30) minutes. A response is considered to be the actual start of the physical process of resolving the problem not just merely the process of logging the report for later action or forwarding the report. Each reported maintenance trouble will be assigned an individual trouble ticket number by EXTEL. All correspondence for that maintenance trouble shall reference the specific trouble ticket number. EXTEL will provide an estimated date and time for resolution. The Using Agency shall be informed if a dispatch is necessary, estimated time of arrival and special access information if required.

B. Mean time to Repair: Total outage time on any reported trouble shall be no longer than twenty-four (24) hours. Total duration time may be less than twenty-four (24) hours if the reported trouble is deemed a higher severity level by the State. Service shall be restored within the time frame assigned.

- Severity Level 1 - Outage cleared within 2 hours.
- Severity Level 2 - Outage cleared within 4 hours.
- Severity Level 3 - Outage cleared within 8 hours.
- Severity Level 4 - Outage cleared within 24 hours.

Severity level 1: An equipment failure or malfunction that impairs the using agency's ability to process calls. This severity level exists when a using agency's facility is out of service.

Severity level 2: An equipment failure or malfunction that prohibits the using agency's ability to provide acceptable service. All or partial service is limited to a reduced capacity. This reduced capacity exists when 25% or more of the system is out of service.

Severity level 3: An equipment failure or malfunction that is not currently impairing the using agency's ability to provide service. However, if additional failures or malfunctions occur, prior to repair, this will cause the using agency to be operating at a reduced capacity.

Severity level 4: An equipment condition or malfunction not critical to the using agency and services can effectively continue until repairs are completed.

EXTEL will comply with the necessary employee background checks as requested.

NOTE: All data and information contained herein and provided by EXTEL Communications, Inc. in response to your request is considered confidential and proprietary. The data and information contained herein may not be reproduced, published or distributed to, or for, any third parties without the express prior written consent of EXTEL Communications, Inc.



- System Options:**
- ☐ ONEAC Lightning Protection - **\$25.00** per CO Line _____ (initial here)
☐ I decline the optional lightning protection _____ (initial here)
 - ☐ APC-BE550G – Universal Power Supply (UPS) - **\$150.00** _____ (initial here)
☐ I decline the optional UPS Protection _____ (initial here)
 - ☐ Professional Company Greetings - **\$169.00** _____ (initial here)
 - ☐ Custom Message On Hold System - **\$599.00** _____ (initial here)
 - ☐ Music On Hold System - **\$399.00** _____ (initial here)
 - ☐ CS540 Plantronics Wireless Headset - **\$299.00** _____ (initial here)

Includes Installation, Programming, Project Management and a One-Year Warranty. Project Management will include: Data Base Formulation and Implementation for the Telephone System, Voice Mail Scripting and 45-minute Training Sessions per 10 users.

REMOTE locations require (2) Static IP ea.

NOTE: Price quoted includes reuse of existing telephone cabling and reconfiguration and terminations as needed

The above proposal includes installation, and a one-year warranty on parts and labor. Labor is assumed at non-union rates, during normal business hours. A dedicated electrical outlet is required at telephone and/or voice mail system site. If telephone system is not located within 10' of telephone company demarcation point and station cabling termination point, an additional charge will apply to provide feeder(s). Data rack, wire management, patch panels, shelves and data cords are not included unless specifically listed. The above pricing does not include shipping, permits, and applicable taxes. Proposal pricing is valid for 30 days. Pricing above is based on number and types of drops enumerated above. Cabling quote assumes standard drywall building construction with fishable walls and accessible drop ceiling (lay-in tiles) not over 10 feet above the floor. Structural ceiling is assumed to be not over 14 feet above the floor. All voice and data cabling is based on runs of 150 feet or less terminating at one common location on the same floor. Feeders to interconnect distribution closets are not included unless specified. Conduit, surface raceways ("wiremold"), and tele-power poles, unless detailed above, have not been included. Concrete excavation, core drilling, patching and painting, unless specifically referenced, is to be provided by others. An OSHA approved man lift, where required, will be billed at our actual cost to customer. All delays as a result of EXTEL's inability to gain access to a site or particular room or delays caused by furniture either not in place or the requirement for movement of such furniture will result in additional charges. Any changes in the above conditions will result in additional costs. All equipment remains the property of EXTEL Communications until paid in full.

EXTEL will not be responsible for any and all delays due to Network Services Providers including Verizon, Cable companies, long distance providers and any other third party as well as any and all delays due to construction, permits and electrical power. All time associated with the aforementioned delays are billable at EXTEL's normal per man hour rate.

The above proposal includes installation, and a one-year warranty on parts and labor. Labor is assumed at non-union rates, during normal business hours.

Agreed To and Accepted By:

Name: _____

Title: Mayor Anthony DeLuca

Date: 1/25/17

PURCHASE ORDER REQUIRED

RESOLUTION

No. 10

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, the Borough of Kenilworth is in need of obtaining information and technology support services; and

WHEREAS, the Borough of Madison, a municipal corporation, has offered to provide said services in accordance with the Uniform Shared Service and Consolidation Act, P.L. 2007, c.63 (C:40A:65-1, et. seq.); and

WHEREAS, the Borough of Madison and the Borough of Kenilworth have negotiated a favorable agreement for the shared services, as follows:

1. Madison shall provide Kenilworth Borough with up to six (6) hours of IT Support per day, subject to existing work load obligations.
2. The IT Support would be delivered either on site or remotely, depending upon the nature and immediacy of the problem.
3. Kenilworth Borough will be billed on a monthly basis for the IT Support as follows:
 - \$260 base charge monthly
 - \$78 an hour for remote access sessions or phone support in excess of 15 minutes taking place between 8:30 AM and 5:00 PM, Monday through Friday.
 - \$102 an hour with a 1 hour minimum for remote access sessions or phone support taking place between before 8:30 AM and or after 5:00 PM, Monday through Friday, or on Holidays or weekends.
 - \$78 an hour with a one hour minimum for on-site sessions taking place between 8:30 AM and 5:00 PM, Monday through Friday.
 - \$104 an hour with a two hour minimum for on-site sessions taking place between before 8:30 AM and or after 5:00 PM, Monday through Friday, or on Holidays or weekends.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Borough Clerk are authorized to enter into a Shared Information and Technology Service Agreement, with the Borough of Madison.

BE IT FURTHER RESOLVED, that a fully executed copy of the Shared Service Agreement be forwarded to the Department of Community Affairs, Div. of Local Government Services, pursuant to NJSA 40A:65-4

CERTIFICATION OF FUNDS

APPROPRIATION:

17-01-20-705-101


J. DeJorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk

**SHARED SERVICES AGREEMENT
WITH THE KENILWORTH BOROUGH**

SHARED INFORMATION TECHNOLOGY SERVICES

THIS AGREEMENT is made this _____ day of _____ 2016, by and between the **BOROUGH OF MADISON**, a Municipal Corporation of the State of New Jersey ("Madison"), having an office at 50 Kings Road, Madison, New Jersey and the **KENILWORTH BOROUGH**, a Municipal Corporation of the State of New Jersey ("Kenilworth Borough"), having an office at 567 Boulevard, Kenilworth Borough, New Jersey 07033.

WITNESSETH

WHEREAS, Madison and KENILWORTH Borough (collectively referred to as the "Parties") seek to enter into a Shared Services Agreement ("Agreement") pursuant to the provisions of the Uniform Shared Services and Consolidation Act, P.L.2007, c.63 (C:40A:65-1, *et seq.*); and

WHEREAS, the Uniform Shared Services and Consolidation Act, P.L.2007, c.63 (C:40A:65-1, *et seq.*) authorizes and empowers the Parties to enter into this Agreement; and

WHEREAS, the Parties have adopted Resolutions and/or Ordinances to authorize this Agreement; and

WHEREAS, this Agreement provides for certain Information Technology Support Services ("IT Support") to be provided by Madison to Kenilworth Borough in accordance with the terms and conditions set forth herein; and

WHEREAS, this Shared Services Agreement is subject to resolutions of the Governing Bodies of Madison and KENILWORTH Borough approving same; and

WHEREAS, the Parties have filed a copy of this Agreement with the Division of Local Government Services in the Department of Community Affairs pursuant to (C:40A:65-4);

NOW, THEREFORE, in consideration of the terms and conditions hereinafter set forth, the Parties agree as follows:

1. Madison shall provide Kenilworth Borough with up to six (6) hours of IT Support per day, subject to existing work load obligations.
2. The IT Support would be delivered either on site or remotely, depending upon the nature and immediacy of the problem.
3. Kenilworth Borough will be billed on a monthly basis for the IT Support as

follows:

- \$260 base charge monthly
- \$78 an hour for remote access sessions or phone support in excess of 15 minutes taking place between 8:30 AM and 5:00 PM, Monday through Friday.
- \$104 an hour with a 1 hour minimum for remote access sessions or phone support taking place between before 8:30 AM and or after 5:00 PM, Monday through Friday, or on Holidays or weekends.
- \$78 an hour with a one hour minimum for on-site sessions taking place between 8:30 AM and 5:00 PM, Monday through Friday.
- \$104 an hour with a two hour minimum for on-site sessions taking place between before 8:30 AM and or after 5:00 PM, Monday through Friday, or on Holidays or weekends.

Madison shall provide KENILWORTH Borough with monthly documentation of the IT Support services rendered.

4. The IT Support provided by Madison to KENILWORTH Borough, consistent with the terms herein shall be as follows:

- a. Responding to workstation and network problems and making necessary repairs;
- b. Providing general desktop support, and facilitating use of vertical applications;
- c. Maintaining anti-virus, spyware and other intruder detection software;
- d. Overseeing nightly back-up systems;
- e. Assisting with the purchase of computer supplies and equipment; and
- f. Prioritizing and scheduling work accordingly, as needed.

5. This Agreement shall commence on or about January 1, 2017 and will end on December 31, 2017.

6. Either party may cancel this Agreement upon thirty (30) days written notice to the other.

7. The Parties can agree to renew this Agreement upon thirty (30) days written notice prior to the expiration of the Agreement, with the understanding that there will be a 2% increase in all fees and charges to take place on January 1 of each subsequent year.

8. **Insurance.** The Parties shall provide insurance coverage naming each other as additional insured for the use of each other's equipment and facilities. The Parties shall submit proof of and maintain liability insurance in the amount of at least one million (\$1,000,000) dollars upon the execution of the Agreement and the duration of same.

9. **Assignment.** The Parties shall retain the work under their respective control and shall not assign, transfer, or sublet or otherwise dispose of this Agreement or any right to

responsibility hereunder, without the previous written consent of the Parties. The Parties shall not assign, in any way, the monies due or to become due under this Agreement. Any assignment of this Agreement shall not, in any way, release the Parties from their covenants, conditions and terms of this Agreement and the duties imposed hereunder.

10. **Indemnification.** The Parties shall indemnify and hold each other, all representatives thereof, harmless from and against any and all claims, damages, losses and expenses to the extent caused by the Parties negligent acts, errors, intentional acts or omissions in the performance of their services and responsibilities under this Agreement.

11. **Confidentiality.** The Parties acknowledge that all information, data, strategies, positions and the like, which the IT support personnel may be exposed to or gain knowledge of by virtue of this Agreement is confidential in nature and shall not be disseminated to the other party to this Agreement or any third party, except only as required by law or order of court.

12. **Applicable Law.** This Agreement shall be governed by and construed in accordance with the laws of the State of New Jersey.

13. **Severability.** In the event that any provision of this Agreement shall, for any reason, be determined to be invalid, illegal, or unenforceable in any respect, the Parties hereto shall negotiate in good faith and agree to such amendments, modifications, or supplements of, or to this Agreement, or such other appropriate actions as shall, to the maximum extent practicable in light of such determination, to implement and give effect to the intentions of the parties as reflected herein. All other provisions of the Agreement shall remain in full force and effect.

14. **Non-Waiver.** It is understood and agreed that nothing which is contained in this Shared Services Agreement shall be construed as a waiver on the part of the Parties, or of any right which is not explicitly waived in this Agreement.

15. **Entire Agreement.** This Agreement sets forth the entire understanding of the Parties hereto with respect to the transactions contemplated herein. No change or modification of this Agreement shall be valid unless the same is in writing, duly authorized and signed by all the Parties hereto.

16. **Headings.** The paragraph headings in this Agreement are included herein for convenience of reference only and are not intended to define or limit the scope of any provision of this Agreement.

IN WITNESS HEREOF, the Parties have set their hand and seals and caused this

Agreement to be executed on the day and year above written.

ATTEST:

BOROUGH OF MADISON

Elizabeth Osborne, Borough Clerk

By: _____
Robert H. Conley, Mayor

ATTEST:

KENILWORTH BOROUGH



Laura Reinertsen, Borough Clerk

By: 

Anthony DeLuca, Mayor

RESOLUTION

No. 11

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

CONSIST AGENDA

WHEREAS, the Borough of Kenilworth has the need for Animal Control Services; and

WHEREAS, the Kenilworth Board of Health has reviewed proposals for said services and it is their determination that the Township of Union can best address the needs of the Borough of Kenilworth at a practical rate ; 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:

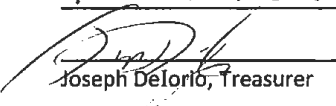
1. The Borough of Kenilworth hereby authorizes the Kenilworth Board of Health to enter into an agreement with the Township of Union for Animal Control Services pursuant to their contract (attached), for a sum of \$9,270.00 for a term beginning January 1, 2017 through December 31, 2017.
2. The Mayor, 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: 1/25/17

APPROPRIATION:

7-01-27-788-000

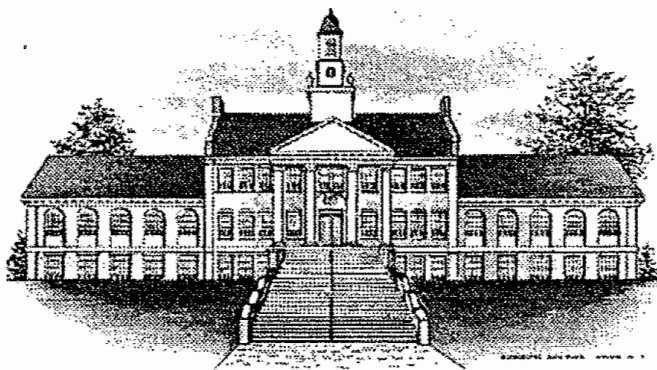

Joseph DeLorito, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk



TOWNSHIP OF UNION

IN THE COUNTY OF UNION
Department of Health and Environmental Protection
1976 MORRIS AVENUE
UNION, NEW JERSEY 07083
908-851-8507 Phone
908-851-4673 FAX
Marconi A. Gapas, Health Officer
mgapas@uniontownship.com
William Strazza, Esq., BOH Attorney

Contract

This contract, made and entered into this first of January, 2017 by and between the Township of Union Board of Health hereinafter referred to as the Provider, and the Borough of Kenilworth Board of Health, hereinafter referred to as the Recipient.

Now, therefore, it is understood and agreed as follows:

1. The Recipient desires to contract with the Provider for furnishing the Recipient with Animal Control Services for a period beginning the 1st day of January, 2017 and ending on the 31st day of December 2017.
2. The Provider shall make their Services as hereinafter described available to the Recipient on a daily basis during standard day time business hours, as needed, five (5) days a week. Weekends, Holidays and Night emergency services (after standard day time business hours), will also be provided when necessary on the terms stated below. Services are defined as the rescue, custody, and care of injured animals, trapped animals, sick animals, animals whose lives are endangered or animals that present a danger to humans, including those who have bitten a person.
For the purposes of this Agreement, feral cat colonies and dead deer are specifically excluded, neither shall the Provider trap, rescue, relocate or care for geese unless same is in need of veterinary care.
3. The Provider will remove dead animals from public areas and bagged deceased animals from homes and businesses that are placed curbside.
4. The Recipient will pay the Provider the sum of \$9,270.00, said sum to be prorated on a quarterly basis of \$2,317.50. Payment for all services, including additional costs and expenses as stated herein, and unless express terms to the contrary are agreed, are due thirty (30) days after presentment of invoice to Recipient. There will be a response charge of \$125.00 for night emergency calls, weekends, and holidays. Payment of night emergency calls, weekends, and holidays shall be made directly to the Animal Control Officer that

responded to said response call. If it is necessary for the Animal Control Officer to transport sick or injured animals, including wildlife, to an emergency clinic, it is the responsibility of the Recipient to bear the cost of said care and treatment.

5. After hours emergency care will be billed to the Recipient. Animals picked up that do not need emergency veterinary care will be brought to the Providers Animal Shelter located at 980 Jefferson Ave., Union, NJ and held for ten (10) days. After ten (10) days said animal will become the property of the Provider and put up for adoption.
6. Upon proof of ownership, any person may redeem his/her animal from the Provider upon payment to the Provider, the sum of \$50.00 as a fee for redeeming and impounding the animal, Monday through Saturday 12:00PM until 3:00PM. Any owner whose pet is redeemed for a second or subsequent time shall pay \$100.00 for each redemption.
7. The Provider will not handle feral cat colonies. Feral cat colonies will be the responsibility of the caretaker and any situations that arise from a maintained colony will be between the caretaker and the Recipient. If a problem arises with a sick, injured or rabid animal, it is the responsibility of the caretaker to contact the Recipient. The caretaker will be financially responsible for costs arising out of such circumstance. The Provider will help any sick or injured cat, if needed.
8. The Provider will not pick up sick , or injured deer. Calls of this nature should be directed to the Recipient for proper guidance.
9. There will be no trapping, rescuing or relocating of Canada Geese, unless they are sick or injured.
10. Transportation of a head of an animal suspected of rabies to the State Department of Health shall be the responsibility of the Provider or designee. Fee for removal of the head and delivery for rabies examination will be paid by the owner of the animal, if known. If there is no known owner, the cost will be incurred by the Recipient.
11. The Provider shall respond, remove, or destroy all wildlife that the Animal Control Officer feels is sick or injured, or has entered and is occupying the immediate living space of a residence (not attic, basement, crawl space, garage, or out buildings). The Provider shall remove and or relocate trapped wildlife animals as per NJ Division of Fish and Wildlife guidelines, namely N.J.S.A. 23:4-63.3 and 64.4.
12. The Provider shall enforce all Ordinances within your municipality at the discretion of the issuing Animal Control Officer. The Provider shall appear to all mandated court hearings.
13. The Recipient will be charged a boarding fee of \$5.00 per day, payable monthly, for any animals who are involved in litigation and which the Provider is requested to hold under

order of the Court, until the matter is adjudicated. If the matter goes beyond a three month period, the Recipient must make arrangements for said animal to be boarded elsewhere.

14. This Contract is the sole expression of an agreement of the parties and may only be modified by a written notice executed by the representative of the parties with requisite authority. Any action by either party shall be filed in the Superior Court in the County whose courts shall have exclusive jurisdiction.
15. The Borough of Kenilworth and the Kenilworth Department of Health hereby agrees to indemnify and hold harmless and to provide cost of defense to the Township of Union, The Township of Union Department of Health, the Township of Union Board of Health, and any of their agents, employees or assigns, for any and all claims filed against them and arising from the Township of Union Department of Health's performance of its obligations under this contract.
16. The signatory of this document represents that it has the requisite authority to bind the Recipient that is party to this Contract and further represents the actions of the signatory in executing this Contract are authorized by the Recipient.
17. This contract shall run for a twelve (12) month period.

Township of Union Health Department

Witness:

By Jackie Carter
Jackie Carter, Board President

Marconi A. Gapas
Marconi A. Gapas, Health Officer

Borough of Kenilworth Health Department

Witness:

By Randy M. Moscaritolo
Randy Moscaritolo, Board President

Justin Lamporello

Mayor
Mayor

RESOLUTION

No. 12

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth has the need for a Licensed Health Officer Services and it is their determination that the Township of Union can best address the needs of the Borough of Kenilworth at a practical rate ; and

WHEREAS, the Licensed Health Officer shall serve as chief administrative officer pursuant to the Contract between the Borough of Kenilworth and the Township of Union (attached); 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:

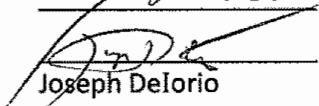
1. The Borough of Kenilworth hereby authorizes the Kenilworth Board of Health to enter into an agreement with the Township of Union pursuant to their contract (attached), for a sum of \$7,879.50 for a term beginning January 1, 2017 through December 31, 2017.
2. The Mayor, Borough Clerk and the Borough 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: 1/25/17

APPROPRIATION:

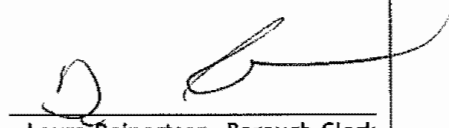
7-01-27-285-183

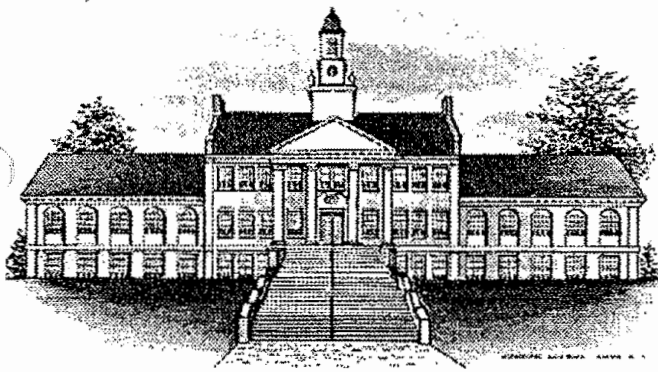

Joseph DeIorio


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk



TOWNSHIP OF UNION

IN THE COUNTY OF UNION

Department of Health and Environmental Protection

1976 MORRIS AVENUE
UNION, NEW JERSEY 07083

908-851-8507 Phone

908-851-4673 FAX

Marconi A. Gapas, Health Officer

mgapas@uniontownship.com

William Strazza, Esq., BOH Attorney

CONTRACT

THIS CONTRACT, MADE AND ENTERED INTO THIS FIRST OF JANUARY, 2017, BY AND BETWEEN THE TOWNSHIP OF UNION BOARD OF HEALTH, HEREINAFTER REFERRED TO AS THE PROVIDER, AND THE BOROUGH OF KENILWORTH BOARD OF HEALTH, HEREINAFTER REFERRED TO AS THE RECIPIENT:

NOW, THEREFORE, IT IS understood and agreed as follows:

1. The recipient desires to contract with the Provider for furnishing the recipient with a properly licensed Health Officer, who shall serve as the chief administrative officer during regularly scheduled work hours in compliance with "Minimum Standards of Performance" and who shall provide general supervision of the activities of Registered Environmental Health Specialist and personnel employed by the Recipient.
2. The Recipient designates the Health Officer employed by the Provider as its general agent for supervising the Registered Environmental Health Specialist and other personnel employed by the Borough of Kenilworth Board of Health.
3. The Registered Environmental Health Specialist and/or other personnel who will be performing investigations and other related duties shall inform the Provider's Health Officer of their findings regarding the statutes, ordinances and related public health activities.
4. The Registered Environmental Health Specialist shall inspect and advise the Health Officer whether or not the premises for which a license, permit or certification is required to be issued by the Recipient meets the requirements thereof.
5. Present and future employees of the Recipient's health department shall be supervised by the Health Officer.
6. The Health Officer shall furnish a monthly report to the recipient of their health department services and activities.
7. In consideration of the faithful performance by the provider of its agreement herein, the Recipient covenants and agrees to pay the Township of Union Board of Health \$7,879.50 for Health Officer supervision services only for the period of January 1, 2017 to December 31, 2017, and be paid and distributed in the following manner:

<i>On or before</i>	<i>April 1, 2017</i>	<i>\$1,969.86</i>
	<i>July 1, 2017</i>	<i>\$1,969.88</i>
	<i>Oct. 1, 2017</i>	<i>\$1,969.88</i>
	<i>Dec. 1, 2017</i>	<i>\$1,969.88</i>

8. It is understood and agreed that the Boards of Health of the Municipalities or their representatives shall endeavor to meet jointly at least one (1) time annually to discuss their mutual problems and needs.
9. The provisions of this contract are contingent upon the Provider having in its employ a full-time, licensed Health Officer qualified under the applicable laws of the state of New Jersey. If for any reason the Provider shall not continue to have in its employ a Health Officer, either party may terminate this contract upon notice and each will waive and release all the remedies and damages incurred as a result of the termination of this contract. In addition to the above provisions, the Recipient shall have the right to cancel this agreement at any time upon giving the Provider written notice of its intentions to withdraw in conformance with the provisions specified in Title 26:3A2-12, or as otherwise agreed to by both parties.
10. This agreement will be automatically renewed for one (1) year terms commencing January 1st of each ensuing calendar year unless either of the parties give notice to the other in writing of the party's decision not to renew. All terms and conditions shall remain in effect until the parties renegotiate considerations to be paid to the Provider.
11. The Borough of Kenilworth will and does hereby indemnify the Township of Union of the county of Union, the Board of Health of Union, and it's authorized agents, namely, the Health Officer, against and save them harmless from any and all claims for damage or otherwise arising out of the services herein contracted to be provided.
12. The services provided shall be in accordance with N.J.A.C. 8:52 and shall not violate any state statute or regulation.

IN WITNESS WHEREOF, each party has caused its authorized officials to sign and seal this contract on this 11 day of January, 2017.

TOWNSHIP OF UNION BOARD OF HEALTH:

BY: Jaakko Carter ATTEST: [Signature] 01/11/17
President Secretary Date

BOROUGH OF KENILWORTH BOARD OF HEALTH:

BY: Randy Br. Moscarato ATTEST: [Signature] 01-05-17
President Secretary

[Signature] 1-12-17
Mayor Date

RESOLUTION

No. 13

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Kenilworth Board of Health has determined and recommends the City of Elizabeth, Dept. Of Health and Human Services to provide STD Services to provide said services for the Borough of Kenilworth at a practical rate ; 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:

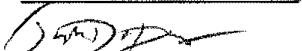
1. The Borough of Kenilworth hereby authorizes the Kenilworth Board of Health to enter into an agreement with the City of Elizabeth, Dept. Of Health and Human Services for Sexually Transmitted Disease Services pursuant to their contract (attached), for a sum of \$150.00 per patient for a term beginning January 1, 2017 through December 31, 2017.
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: 1/25/17

APPROPRIATION:

7-01-27-785-093


Joseph DeIorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri						
Councilman Larry Clementi						
Councilman Peter Corvelli						
Councilman Mark David						
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 25, 2017.


Laura Reinertsen, Borough Clerk

LETTER OF AGREEMENT
January 1, 2017 through December 31, 2017

THIS AGREEMENT, made this 1st day of January 2017, between the Borough of Kenilworth of the County of Union, a municipal corporation of the State of New Jersey, hereinafter referred to as the "MUNICIPALITY", having its offices at 575 Boulevard Kenilworth, N.J. 07033 and the City of Elizabeth, Department of Health and Human Services, Division of Health.

WHEREAS, the MUNICIPALITY of the Borough of Kenilworth is desirous in obtaining services from the City of Elizabeth, Department of Health and Human Services as herein set forth; and

WHEREAS, the City of Elizabeth, Department of Health and Human Services, is ready, willing and able to furnish said services under the conditions set forth herein:

NOW, THEREFORE, in consideration of the foregoing and the mutual agreements hereinafter set forth, the Borough of Kenilworth and the City of Elizabeth, Department of Health and Human Services mutually agree and covenant as follows:

The Municipality agrees to pay the City of Elizabeth, Department 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 of a confirmed sexually transmitted disease in a Borough of Kenilworth resident.

The City of Elizabeth, Department of Health and Human Services Hospital shall provide STD services Tuesdays from 8:30 a.m. to 11:30AM, Wednesdays from 10:30AM. to 1:00PM. and Fridays from 8:30AM to 11:00AM at Peterstown Community Center, 418 Palmer Street, Elizabeth, NJ.

The City of Elizabeth, Department of Health and Human Services shall secure prompt reporting of all cases of STD and forward reports to the Department of Health, and Health Officer of the Borough of Kenilworth.

The City of Elizabeth, Department of Health and Human Services shall interview and investigate priority STD cases and report results of these services on appropriate forms.

The City of Elizabeth, Department of Health and Human Services shall provide counseling to all patients infected with STD's and treated at the STD Clinic, to include, but not limited to, disease prevention, sex partner referral, need for follow-up testing, and appropriate action to take when symptoms appear.

Letter of Agreement
Page 2

The City of Elizabeth, Department of Health and Human Services hereby agrees and covenants to indemnify the Municipality against, and to hold the Municipality harmless from any and all obligations or liabilities, indebtedness, claims, demands, suits, causes of action resulting from the performance of the within contract insofar as such consequences result from the acts of the City of Elizabeth, Department of Health and Human Services, its agents, servants and employees.

The City of Elizabeth, Department of Health and Human Services operates this clinic in compliance of the Public Health Practice Standards of Performance for Local Boards of Health in New Jersey, N.J.A.C. 8:52.

The Borough of Kenilworth reserves the right to cancel the aforementioned contract upon sixty (60) days written notification to the City of Elizabeth, Department of Health and Human Services.

IN WITNESS WHEREOF, the parties have caused these presents to be executed by their duly authorized officers and their seals affixed and duly attested the day and year first above written.

Signature

Signature

NAME: Randy Moscaritolo
TITLE: Board of Health President

J. Christian Bollwage
Mayor

Attest

Attest

NAME: Marconi Gapas
TITLE: Health Officer

Yolanda Roberts
City Clerk

Signature



NAME: Anthony DeLuca
TITLE: Mayor

RESOLUTION

No. 14

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, NJSA 26:8-17 allows for the appointment of a Deputy Registrar to assist the Registrar, and

WHEREAS, the Kenilworth Board of Health has determined the need exists to appoint a Deputy Registrar, and

WHEREAS, Municipal Registrar Eileen Egan approves the recommendation and appointment, as follows, pursuant to NJSA 26:8-17.

BE IT HEREBY RESOLVED, that **JUSTIN PANZARELLA** be appointed Deputy Registrar of Vital Statistics, for the Borough of Kenilworth.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli	✓		✓	✓		
Councilman Mark David			✓	✓		
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 15

KENILWORTH, N.J.

JANUARY 25, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

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

NICK PANTINA as Class #4, for a four year term ending 12/31/2020

FRANK MAZZEO be moved to Class #4, for the unexpired term ending 12/31/2017

ANTHONY PUGLIESE as Alternate #1 for a two year term ending 12/31/18

ANTHONY LAUDATI as Mayor's Designee for the year

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

BE IT FURTHER RESOLVED, that KATHLEEN MOSCHITTA be appointed Recording Secretary to the Planning Board.

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN	
Councilwoman Kay Caceri							I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 25, 2017. _____ Laura Reinertsen, Borough Clerk
Councilman Larry Clementi							
Councilman Peter Corvelli							
Councilman Mark David							
Councilman Gerry Ladauti							
Councilman Nick Mascaro							
ON CONSENT AGENDA	Yes	No					

RESOLUTION

No. 14

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

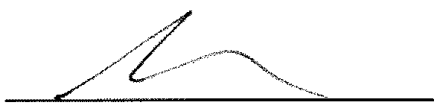
Seconded by: _____

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 2017:

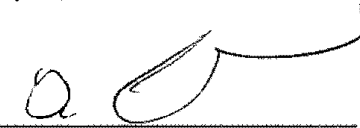
BECKERMAN & COMPANY PROFESSIONAL INSURANCE MANAGERS

430 Lake Avenue, Colonia, NJ 07067.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 17

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

RESOLUTION OF THE COUNCIL OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, CREATING A MOUNT LAUREL SUBCOMMITTEE TO ASSIST THE BOROUGH IN ADDRESSING AFFORDABLE HOUSING ISSUES

WHEREAS, in order to facilitate the Borough's efforts to comply voluntarily with its Mount Laurel obligations and to enable the Borough to make informed decisions, the Borough Council finds it prudent to create a Mount Laurel Subcommittee which will meet, as needed, and will provide informed recommendations to the Borough Council and Planning Board.

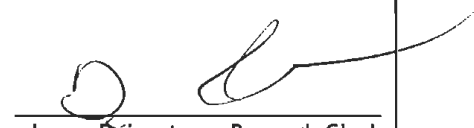
NOW, THEREFORE BE IT RESOLVED as follows:

1. The Borough hereby creates a "Mount Laurel Subcommittee" to work with the Borough's professionals to facilitate the production of affordable housing and to address the ever changing laws that determine what the Borough's responsibilities are and how the Borough may address them.
2. In particular, the Mount Laurel subcommittee shall assist the professionals in (a) investigating the facts and all the issues relevant to the Borough's affordable housing obligations; (b) reviewing and discussing all draft ordinances, resolutions, and other relevant documents associated with the Borough's affordable housing compliance plan and all related planning documents; (c) discussing any issues relevant to the Borough's efforts to address affordable housing obligations as defined by the courts, the legislature, and/or various state agencies and (e) making recommendations to the Borough Council.
3. The initial chairman of the Mount Laurel Subcommittee shall be Borough Administrator, Joe Delorio.
4. The Borough hereby designates the following persons to the Mount Laurel Subcommittee: (i) Borough Clerk Laura Reinertsen, Chief Municipal Finance Officer Joe Delorio; (ii) Borough Attorney Harvey Fruchter, Esq.; (iii) Special Mount Laurel Counsel, Jeffrey R. Surenian, Esq. and/or Erik C. Nolan, Esq.; (iv) Mount Laurel Planner, Mike Mistretta; (v) Councilman Larry Clementi; Councilman Gerry Laudati, Mayor Anthony P. DeLuca and Alternate Councilman Pete Corvelli (in the event a governing body member cannot attend).
5. The Mount Laurel Subcommittee shall meet periodically to discuss the current status of the law and to take such steps as may assist the Borough in meeting its objective of creating affordable housing.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri						
Councilman Larry Clementi						
Councilman Peter Corvelli						
Councilman Mark David						
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 18

KENILWORTH, N.J.

January 25, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, NJSA 40A:9-133.2 requires every municipality in the State of New Jersey to appoint a Municipal Clerk; and

WHEREAS, the provisions of NJSA 40A:9-133 provides that every Municipal Clerk shall be appointed for an initial three (3) year term by the Governing Body of the Municipality and NJSA 40A:9-133.7 provides for tenure to a Clerk holding office during good behavior in accordance with law; and

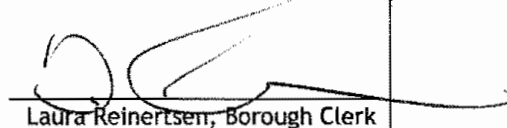
WHEREAS, the Borough Council of the Borough of Kenilworth wishes to formally re-appoint Laura Reinertsen as the Borough Clerk for the Borough of Kenilworth pursuant to law; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey that Laura Reinertsen is hereby re-appointed Borough Clerk pursuant to the provisions of NJSA 40A:9-133 et seq. effective February 1, 2017.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 19

KENILWORTH, N.J.

January 25, 2017

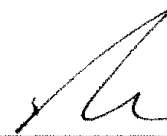
Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: that **Colleen C. Sesselman** be appointed as a Probationary EMT on the Kenilworth Fire Department.

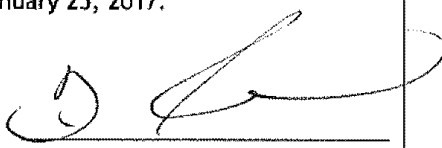
BE IT FURTHER RESOLVED: that these appointments are contingent upon successful completion of medical release, criminal and background checks.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 25, 2017.



Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



FEBRUARY 8, 2017 – 8:00PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session, Executive Session and Regular Council Meeting of January 25, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - Union County – Black History Month Events
 - Borough Engineer – Recommendation of Award for 2016 NJDOT Roadway Project
 - Kenilworth Public Library – NJ Makers Day Invite
 - Kenilworth Historical Society – Upcoming Events
 - Relay for Life 2017 Kenilworth Kick Off Event - February 8th
 - **January 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. Requesting Permission to Create Accumulated Absences Liability Trust Fund
 3. Award Contract for 2016 NJDOT Roadway Improvement – Top Line Construction Corp. \$405,310.30
 4. Temporary Budget Amendment
 5. Authorize Final Payment – Tekton Construction, Inc. \$2,487.50
 6. Appoint Probationary Civilian Dispatcher – R. Rueger
 7. Re-appointment of Borough Clerk
8. ORDINANCES **Public Hearing / Adoption 2017-01 AN ORDINANCE AMENDING AND SUPPLEMENTING THE Chapter 5 'ADMINISTRATION OF GOVERNMENT' Section 5-14 titled 'Meetings and conferences' OF THE CODE FOR THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY**
Res. # _____
9. OATH OF OFFICE Dispatcher Robert Rueger
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

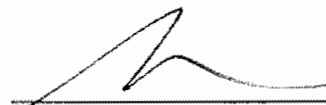
Gerry Laudati

Consent Agenda:

Resolution No.

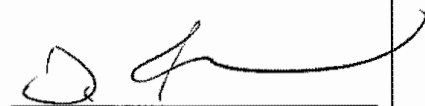
1. That all bills be paid when properly audited and funds are available
2. Requesting Permission to Create Accumulated Absences Liability Trust Fund
3. Award Contract for 2016 NJDOT Roadway Improvement – Top Line Construction Corp.
\$405,310.30
4. Temporary Budget Amendment
5. Authorize Final Payment – Tekton Construction, Inc. \$2,487.50
6. Appoint Probationary Civilian Dispatcher – R. Rueger
7. Re-appointment of Borough Clerk

Approved:


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri						
Councilman Larry Clementi	✓					
Councilman Peter Corvelli						
Councilman Mark David						
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

February 8, 2017

Introduced by: _____

Seconded by: _____

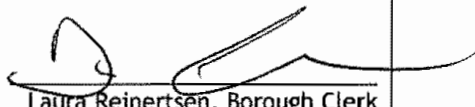
CONSENT AGENDA

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 Mark David			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

February 8, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

**A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION
BY RIDER FOR THE BOROUGH OF KENILWORTH ACCUMULATED ABSENCES LIABILITY TRUST FUND)
REQUIRED BY NJAC 5:30-15**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and,

WHEREAS, NJAC 5:30-15 provides for receipt of municipal funds by the municipality to provide for the operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Accumulated Absences Liability Trust Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the insert type of governmental unit of Borough of Kenilworth, County of Union, New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of Accumulated Absences Liability Trust Fund by NJAC 5:30-15.
2. The Clerk of the Borough of Kenilworth, County of Union is hereby directed to forward two certified copies of this Resolution 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 Mark David			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

February 8, 2017

Introduced by: _____

Seconded by: _____

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

WHEREAS, sealed bids were received on January 19, 2017 for **2016 NJDOT Roadway Improvement Program** and Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876, 908-231-7570, having submitted the lowest responsible bid as follows:

Base Bid #1 & #2	\$282,181.73
Alternate #1	\$ 80,399.95
Alternate #2	<u>\$ 42,728.62</u>
Total Bid	<u>\$405,310.30</u>

NOW, THEREFORE, BE IT RESOLVED that **Top Line Construction Corporation** be awarded the total bid of \$405,310.30 for 2016 NJDOT Roadway Improvement Program.

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

CERTIFICATION OF FUNDS

APPROPRIATION: C-04-55-145-111 \$155,506.⁹³

NJDOT 2016 Grant \$185,000

C-04-55-154-109 \$64,803.³⁷

Joseph DeIorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

February 8, 2017

Introduced by: _____

Seconded by: _____

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

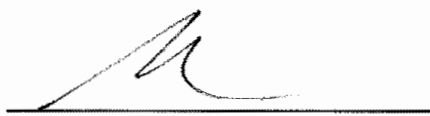
WHEREAS, Resolution #5 was approved on January 2, 2017 for the 2017 Temporary Budget and amended on January 25, 2017 Resolution #2 and

WHEREAS, the date of this resolution is within the first thirty days of January 2017; and

WHEREAS, the total temporary budget attached does not in amount exceed 26.25% of the total appropriations in the 2016 Budget (exclusive of any appropriations made for Debt Service, Capital Improvement Fund and Public Assistance (Relief));

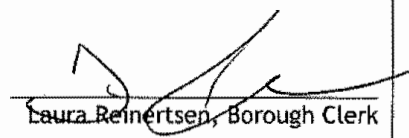
NOW THEREFORE BE IT RESOLVED, that the appropriations below be amended and a certified copy of this resolution be transmitted to the Municipal Finance Officer for his records.

Account	Amount
Finance – Other Expenses	\$ 2,000.00
Celebration of Public Events	\$ 500.00
Recreation - Salary and Wages	\$10,000.00
Maintenance of a Public Library	\$50,000.00
Total this amendment	\$62,500.00
Total Appropriations for the 2017 Temporary Budget	\$3,899,650.00


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

FEBRUARY 8, 2017

Introduced by: _____

Seconded by: _____

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, Union County, New Jersey that the contract for **Repairs to DPW Building** by Tekton Construction, Inc., 262 Bennetts Lane, Somerset, NJ 08873, in accordance with the Plans and Specifications and any approved Change Orders, as directed by Harbor Consultants, Inc., 320 North Ave., East, Cranford, NJ 07016. Said construction is hereby accepted and Tekton, Construction, Inc.. Payment #3 in the amount of Two Thousand, Six Hundred Eighty Seven Dollars and Fifty Cents (\$2,487.50) is hereby considered final payment; and

WHEREAS, the Contractor having supplied a Maintenance Bond (Number BX01661MB) in the amount of Forty Nine Thousand Seven Hundred Fifty dollars (\$49,750.00) for a period of One (1) years from 12/16/2016; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

Harbor Consultants, Inc.
320 North Avenue, East
Cranford, NJ 07016

Tekton Construction, Inc.
262 Bennetts Lane
Somerset, NJ 08873

CERTIFICATION OF FUNDS

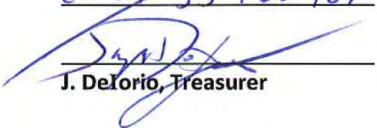
APPROPRIATION: C-04-55-162-101 \$2487.50

~~C-04-55-154-101 \$8,250.00~~ SD

~~C-01-26-772-026 \$6,712.50~~

~~C-01-26-773-026 \$3,512.50~~

C-04-55-162-101 \$28,787.50


J. DeIorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

February 8, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

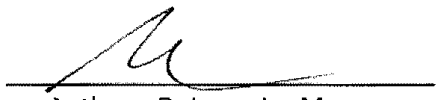
WHEREAS, there are vacancies in Kenilworth Police Department for Civilian Dispatchers; and

BE IT RESOLVED, that the appointment of

ROBERT RUEGER

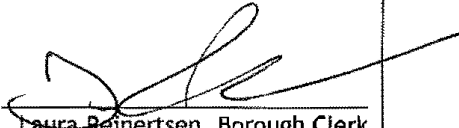
as Probationary Civilian Dispatcher in the Kenilworth Police Department is hereby approved; effective February 13, 2016.

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 Mark David			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

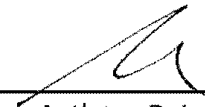
February 8, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, the Laura Reinertsen was re-appointed as Municipal Clerk by the Governing Body of the Borough of Kenilworth pursuant to NJSA 40A:9-133 et seq. at the regular meeting of the governing body on January 25, 2017.

BE IT FUTHER RESOLVED, that this re-appointment is effective February 1, 2017 at a rate of \$87,000.00 per annum.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓			✓		
Councilman Peter Corvelli				✓		
Councilman Mark David				✓		
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 February 8, 2017.



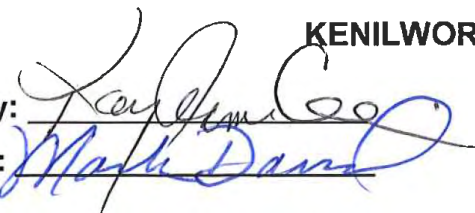
Laura Reinertsen, Borough Clerk

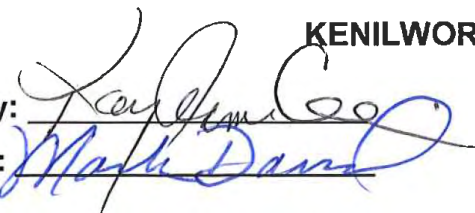
RESOLUTION

No. 8

KENILWORTH, N.J.

February 8, 2017

Introduced by: 

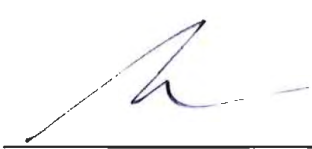
Seconded by: 

BE IT HEREBY RESOLVED that the ordinance #2017-01, entitled:

AN ORDINANCE AMENDING AND SUPPLEMENTING THE Chapter 5 'ADMINISTRATION OF GOVERNMENT' Section 5-14 titled 'Meetings and conferences' OF THE CODE FOR THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY

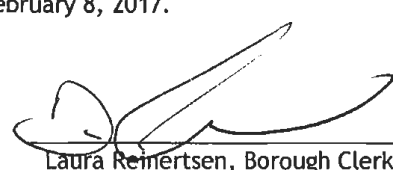
Was introduced and approved on first reading, at the regular meeting of the Borough Council on January 11, 2017 and approved for final passage at the regular meeting of the Borough Council of February 8, 2017 after all persons interested were given an opportunity to be heard concerning said ordinance.

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 Mark David		✓	✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

ORDINANCE NO. 2017-01

AN ORDINANCE AMENDING AND SUPPLEMENTING THE Chapter 5 'ADMINISTRATION OF GOVERNMENT' Section 5-14 titled 'Meetings and conferences' OF THE CODE FOR THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY

PURPOSE

The purpose of this ordinance is to amend the rules of order and schedule of meetings for the smooth, orderly, and fairly conduction of meetings for the Borough of Kenilworth. The customs for carrying on the business of the legislative body shall continue to be deliberative assemblies were free expression will continue to allow governing body to systematically and efficiently transact business.

Section § 5-14 of the Borough Code is amended superseded by the following:

Section § 5-14 Meetings and Public Participation

A. Open Meetings. Any meeting or gathering, including those held by means of electronic communication attended to by three Council members and the Mayor or four Council members and held with the intent to discuss or act upon specific public business shall be open to the public. All meetings that are open to the public as provided for hereinabove shall have a published agenda which will be as complete as reasonably possible.

B. Regular Meetings. The Council shall conduct an annual meeting during the first seven days of each year. All Council meetings shall be held within the borough, with preference to the Borough Hall. Thereafter, the Council shall meet regularly at 8 PM or shortly thereafter on the second and fourth Wednesday of each month with the exception of the months of July, August, November & December when the meetings will only occur on the second Wednesday of the month. If the regular meeting of the Council is also a legal holiday, such meeting shall then be held on the next succeeding business day which is not a legal holiday or at such other date and time as the Council may designate.

C. Work Sessions. In recognition that an initial presentation for each subcommittee may facilitate a better understanding of a matter prior to a formal vote, the Council shall hold a meeting for said purpose at 6:30 PM just prior to the Regular meeting. In addition to the foregoing, the Borough Engineer, Attorney, Clerk and advisory group or person may provide a brief report of their concerns and/or activities at the Work Session.

D. Closed Executive Session. The Council after a resolution may exclude the public for many portion of either the regular meeting or work session to discuss any one of the following:

- i. any matter that federal or state law expressly requires it to be confidential;
- ii. any matter that a court rule expressly denotes as being confidential;
- iii. any matter in which the release would impair the right to receive funds from the United States government;
- iv. any matter that constitutes an unwarranted invasion of one's individual privacy if disclosed;
- v. negotiations of terms for collective bargaining agreement;

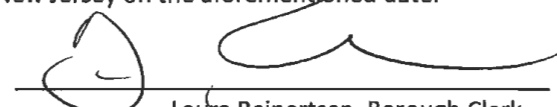
BOROUGH OF KENILWORTH

ORDINANCE NO. 2017-01

- vi. any matter involving the purchase lease or acquisition of real property or the investment of public funds;
- vii. techniques or methods used to protect the safety of the public including investigations of violations of law;
- viii. any pending or anticipated litigation or contract negotiations;
- ix. any matter involving employment, appointment, discipline or promotion of a public employee;
- x. deliberation that may result in the imposition penalties or suspension of licenses.

E. Public Participation. Public participation at borough meetings is permitted under the control of the presiding officer or his designee who may impose time limits provided they are fairly and uniformly applied. A member of the public may be permitted three minutes to talk about any matter of importance to the borough before being asked to surrender the floor. If any other member of the public should address the same matter and take a materially different position then the initial individual may be permitted up to one minute publicly refute any further comments.


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			✓			
		✓				MARK DAVID		✓	✓			
✓		✓				GERRY LAUDATI			✓			
		✓				NICHOLAS MASCARO			✓			
Introduced: January 11, 2017						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: February 8, 2017												
						 Laura Reinertsen, Borough Clerk						

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



FEBRUARY 22, 2017 – 8:00PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session, Executive Session and Regular Council Meeting of February 8, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS
CONSENT AGENDA:
 1. That all bills be paid when properly audited and funds are available
 2. Authorizing Disposal of Surplus Property
 3. Authorizing Advertisement and Sale of Block 134 Lot 27
 4. Clarification of Ordinance #2016-11 Vacating a Portion of Monmouth Avenue
 5. Appointing Alternate School Crossing Guard – R. Lueddeke
8. ORDINANCES None Presented
9. PRESENTATIONS

In Appreciation and Gratitude:
Sgt. Anthony Davis – UC Department of Corrections
Officer Robert Garrison – UC Police Department
Exceptional Merit Award:
Patrolman Ryan Kernan – Kenilworth Police Department
Sgt. Michael Scaniello – Kenilworth Police Department
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:

Resolution No.

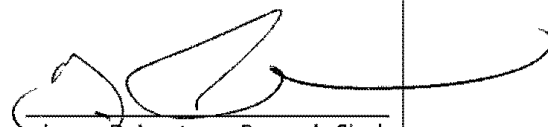
1. That all bills be paid when properly audited and funds are available
2. Authorizing Disposal of Surplus Property
3. Authorizing Advertisement and Sale of Block 134 Lot 27
4. Clarification of Ordinance #2016-11 Vacating a Portion of Monmouth Avenue
5. Appointing Alternate School Crossing Guard – R. Lueddeke

Approved:


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri						
Councilman Larry Clementi						
Councilman Peter Corvelli						
Councilman Mark David						
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 22, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

February 22, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

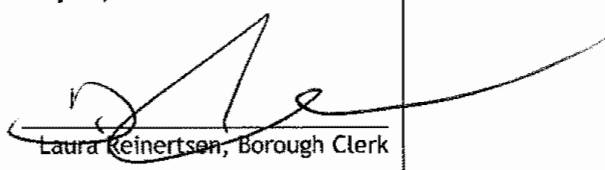
BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
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 22, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

February 22, 2017

Introduced by: _____

Seconded by: _____

Resolution Authorizing Disposal of Surplus Property

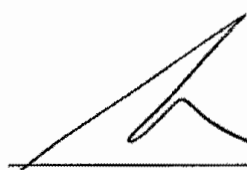
WHEREAS, the Kenilworth Borough is the owner of certain surplus property which it no longer needs for public use; and

WHEREAS, the Kenilworth Borough is desirous of selling said surplus property in an "as is" condition without express or implied warranties.

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

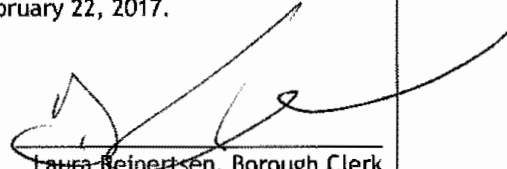
- (1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-83453/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available from the Kenilworth Borough Website.
- (2) The sale will be conducted online March 23, 2017 to March 30, 2017 and the address of the auction site is www.govdeals.com
- (3) A list of the surplus property to be sold is as follows:

2003 HONDA ACCORD	VIN #1HGCM82213A011359
2006 FORD EXPLORER	VIN #1FMEU73E86UA27597
2004 CADILLAC DEVILLE	VIN #1G6KD54Y24U164992
2006 GULFSTREAM CAVALIER TRAVEL TRAILER	VIN #1NL1GTR2461073391
2004 FORD CROWN VICTORIA INTERCEPTOR	VIN #2FAFP71W34X136198
2000 FORD CROWN VICTORIA INTERCEPTOR	VIN #2FAFP71W5YX179298
VARIOUS OFFICE CHAIRS	
- (4) The surplus property shall be sold in an "as is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
- (5) The Kenilworth Borough reserves the right to accept or reject any bid submitted.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli				✓		
Councilman Mark David			✓			
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 22, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

February 22, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

A RESOLUTION TO ADVERTISE AND SELL LOT 28 BLOCK 134 (Commonly known as 108 South 25th Street)

PURPOSE OF THE RESOLUTION: To provide for the sale of a parcel of Borough property that is less than the minimum size required for development and without any capital improvement thereon.

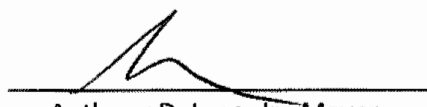
WHEREAS, the borough is the owner of lot 28 block 134, a pie shaped parcel with only 20 feet frontage on south 25th street for which the borough has no practical use for said property which is less than a buildable lot; and

WHEREAS, the borough by a prior resolution resolved to sell said property at an open public auction; and

WHEREAS, the borough attorney has determined that pursuant to N.J.S.A 40a:12-13(a)(5) the sale can be limited to an auction of only the adjacent property owners and thus, avoid the necessity of incurring the cost of publishing notice of the auction to sell the property.

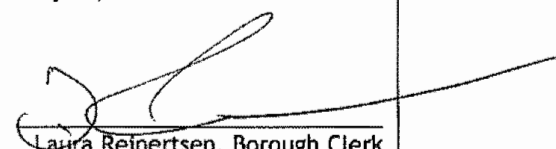
NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH ON THIS 22nd DAY OF FEBRUARY, 2017 AS FOLLOWS:

1. The Borough Attorney is authorized to give written notice by certified mail for sale the real property known as lot 28, block 134 by public auction with a minimum bid of \$750.00 within thirty-three (33) days from the date of mailing notice of the sale to the owners of Lots 1, 26 & 27; and
2. The Deed of Sale shall be a quiet claim deed with the reservation for existing easements of record.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri						
Councilman Larry Clementi	✓					
Councilman Peter Corvelli						✓
Councilman Mark David				✓		
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 22, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

February 22, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

A RESOLUTION TO ADVERTISE AND SELL LOT 27 BLOCK 134 (Commonly known as 108 South 25th Street)

PURPOSE OF THE RESOLUTION: To provide for the sale of a parcel of Borough property that is less than the minimum size required for development and without any capital improvement thereon.

WHEREAS, the borough is the owner of lot 28 block 134, a pie shaped parcel with only 20 feet frontage on south 25th street for which the borough has no practical use for said property which is less than a buildable lot; and

WHEREAS, the borough by a prior resolution resolved to sell said property at an open public auction; and

WHEREAS, the borough attorney has determined that pursuant to N.J.S.A 40a:12-13(a)(5) the sale can be limited to an auction of only the adjacent property owners and thus, avoid the necessity of incurring the cost of publishing notice of the auction to sell the property.

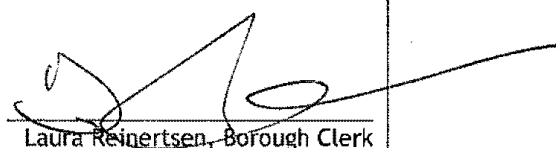
NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH ON THIS 22nd DAY OF FEBRUARY, 2017 AS FOLLOWS:

1. The Borough Attorney is authorized to give written notice by certified mail for sale the real property known as lot 28, block 134 by public auction with a minimum bid of \$750.00 within thirty-three (33) days from the date of mailing notice of the sale to the owners of Lots 1, 26 & 27; and
2. The Deed of Sale shall be a quiet claim deed with the reservation for existing easements of record.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli				✓		
Councilman Mark David			✓			
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 22, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

February 22, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth on December 14, 2016 passed an ordinance vacating a portion of Monmouth Avenue; and

WHEREAS, the resident that acquired the vacated property desires further clarification of the property being annexed to their existing property at the request of their title insurance company.

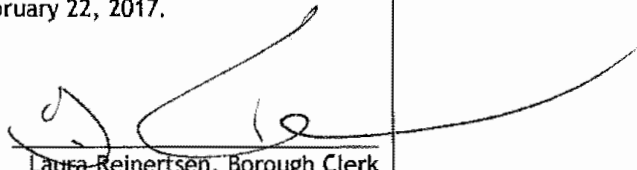
NOW THEREFORE BE IT RESOLVED that the purpose of this resolution is to further explain Ordinance No. 2016-11 with respect to the vacation of a portion of Arthur Terrace and for recording, so that this resolution may be appended to the Ordinance when the owner of 60 Arthur Terrace records a copy of the Ordinance with and in the Union County Clerk's Office.

MORE SPECIFICALLY, the owner of 56 Arthur Terrace, Block 122, Lot 11, located north of the property vacated by the Ordinance has voluntarily relinquished any and all right title or interest in and to said property. Thus, the entire property vacated by the ordinance is hereby annexed to 60 Arthur Terrace, Block 123, Lot 17, and becomes a part thereof. Said Block 123, Lot 17, is located south of the property being vacated.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
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 22, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

February 22, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED that **ROBIN LUEDDEKE, 261 Faitoute Ave Kenilworth NJ 07033** be appointed as Alternate School Crossing Guard, at a rate of \$17.34, effective February 23, 2017.

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
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 22, 2017.

Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA

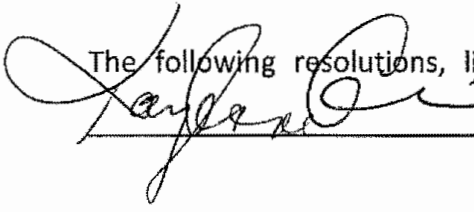
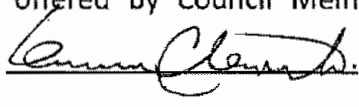


MARCH 8, 2017 – 8:00PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session, Executive Session and Regular Council Meeting of February 22, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - Union County – Black History Month Events
 - Borough Engineer – Recommendation of Award for 2016 NJDOT Roadway Project
 - Kenilworth Public Library – NJ Makers Day Invite
 - Kenilworth Historical Society – Upcoming Events
 - Relay for Life 2017 Kenilworth Kick Off Event - February 8th
 - **February 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:

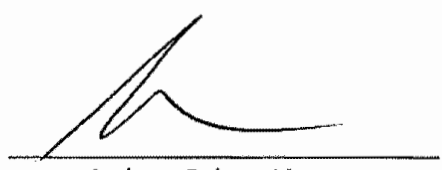
 1. That all bills be paid when properly audited and funds are available
 2. Temporary Budget Amendment
 3. Authorizing the participation in the UC Cooperative Pricing System
 4. Authorizing 2016 Retiree Medicare Reimbursement \$852.60
 5. Appoint Probationary Civilian Police Dispatcher – Christine Castle
 6. Authorize Extension of Premise Use - Blackthorn Restaurant & Irish Pub # 2008-33-006-008
 7. Amending Recycling Contract with Jersey Landscaping
8. ORDINANCES Introduction 2017-02 An Ordinance Amending Ordinance No. 2016-4 Providing For Compensation For Borough Employees Of The Borough Of Kenilworth Res. # _____
9. PROCLAMATION Women's History Month - March
10. OATH OF OFFICE Dispatcher Christine Castle
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:Resolution No.

1. That all bills be paid when properly audited and funds are available
2. Temporary Budget Amendment
3. Authorizing the participation in the UC Cooperative Pricing System
4. Authorizing 2016 Retiree Medicare Reimbursement \$852.60
5. Appoint Probationary Civilian Police Dispatcher – Christine Castle
6. Authorize Extension of Premise Use - Blackthorn Restaurant & Irish Pub # 2008-33-006-008
7. Amending Recycling Contract with Jersey Landscaping

Approved:


 Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 8, 2017.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

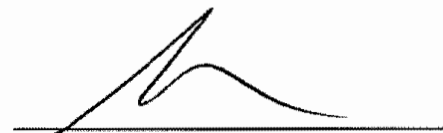
MARCH 8, 2017

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 Mark David			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

March 8, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

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, Resolution #5 was approved on January 2, 2017 for the 2017 Temporary Budget and amended on January 25, 2017 Resolution #2 and February 8 Resolution #4; and

WHEREAS, the date of the first resolution was within the first thirty days of January 2017; and

WHEREAS, the total temporary budget attached does not in amount exceed 26.25% of the total appropriations in the 2016 Budget (exclusive of any appropriations made for Debt Service, Capital Improvement Fund and Public Assistance (Relief);

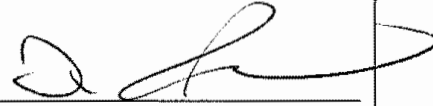
NOW THEREFORE BE IT RESOLVED, that the appropriations below be amended and a certified copy of this resolution be transmitted to the Municipal Finance Officer for his records.

Account	Amount
Police – Other Expenses	\$ 30,000.00
Office of Emergency Management – Other Expenses	\$ 5,000.00
Shade Tree – Other Expenses	\$ 20,000.00
Board of Health – Other Expenses	\$ 21,000.00
Recreation – Other Expenses	\$ 1,500.00
Payroll – Other Expense	\$ 1,000.00
Engineering – Other Expense	\$ 5,000.00
Payment of Bond Principal	\$ 30,000.00
Public Employees Retirement System	\$ 281,453.00
Police Fire Retirement System	\$ 685,694.00
Municipal Alliance – Local Share	\$ 1,000.00
Total this amendment	\$1,181,647.00
Total Appropriations for the 2017 Temporary Budget	\$4,981,297.00


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

MARCH 8, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the County of Union is continuing the Cooperative Pricing System with the County of Union as the "Lead Agency"; and

WHEREAS, this program effects substantial economies in the purchase of work, materials and supplies to the benefit of participants of the Cooperative; and

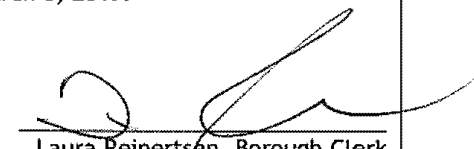
WHEREAS, this agreement has received approval from the Director of the Division of Local Government Services through July 2021.

BE IT HEREBY RESOLVED, That the Mayor and or Borough Clerk are authorized to execute the Union County Cooperative Pricing System Agreement.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	/		/			
Councilman Larry Clementi		/	/			
Councilman Peter Corvelli			/			
Councilman Mark David			/			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

MARCH 8, 2017

Introduced by: _____

Seconded by: CONSENT AGENDA

BE IT HEREBY RESOLVED: That the following list of Retirees be reimbursed for their payments for Medicare coverage from June 1, 2016 through December 31, 2016 inclusive, in accordance with Chapter 231, P.L. 1970 State of New Jersey.

<u>Retired Employee</u>	<u>Reimbursement Amount</u>
Richard Dopf – Carleen (Spouse)	\$852.60
TOTAL	\$852.60


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

March 8, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, there are vacancies in Kenilworth Police Department for Civilian Dispatchers; and

BE IT RESOLVED, that the appointment of

Christine Castle

4 Saxton Lane, Lebanon, NJ 08833

as Probationary Civilian Dispatcher in the Kenilworth Police Department is hereby approved; effective March 13, 2017 at a rate of \$30,000.00 per annum.

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 Celeri	✓		✓	✓		
Councilman Larry Clementi		✓	✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

MARCH 8, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

A RESOLUTION TO AMEND THE NEGOTIATED RECYCLING CONTRACT BASED UPON WEEKLY PICKUPS

PURPOSE OF THE RESOLUTION: To amend the negotiated recycling contract with Jersey Landscape & Garden Supply, LLC whereby the contractor will perform curbside collection of recyclable material, alternating weekly between the North and South side of the Borough.

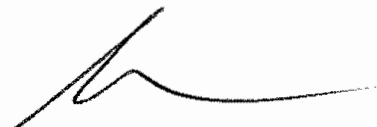
WHEREAS, the Borough entered into a contract with Jersey Landscape & Garden Supply, LLC that provided that the contractor would biweekly perform collection of recyclable material for the entire municipality and be paid \$2,500.00 per collection; and

WHEREAS, it was determined that the Borough would be better served by weekly collections of recyclable materials with the contractor alternating between the North and South side of the Borough; and

WHEREAS, under the alternate mode of operation for collection, the contractor performs twice the number of collections, but for half of the number of locations each week; and

WHEREAS, the contractor and the Borough desire to clarify that they will now be compensated at the rate of \$1,250.00 per collection to reflect the new mode of performing the services

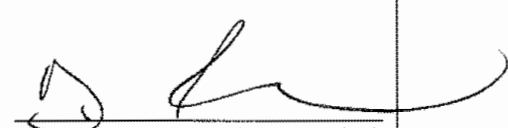
NOW THEREFORE BE IT RESOLVED, that the Mayor and Clerk are authorized to enter an amendment to the recycling contract with Jersey Landscape & Garden Supply, LLC reducing the rate per collection.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 8, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

MARCH 8, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Black Ops, LLC, DBA Blackthorn Restaurant & Irish Pub, 651 North Michigan Avenue, Kenilworth, NJ Plenary Retail Consumption License No. 2008-33-006-008, and

WHEREAS, Black Ops, LLC has requested the Borough to consider a limited extension of its operating hours for the exterior deck in recognition of St. Patrick's Day festivities that may commence on Friday, March 10, 2017 and culminating on Sunday, March 19, 2017; and

WHEREAS, said applicant's renewal resolution is subject to the following conditions:

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 15th through October 15th.
6. Deck area allowed to be open March 17th (St. Patrick's Day).

; and

WHEREAS, the sale of alcoholic beverages is subject to ABC regulations and New Jersey statutes for a NJ Plenary Retail Consumption License; therefore if any granted relief is in conflict with either, then that portion of the relief shall be deemed null and void; and

WHEREAS, if the licensee be found to be in material violation of any of the laws or regulations granted, the requested relief shall become null and void.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Kenilworth that Plenary Retail Consumption License No. 2008-33-006-008 is granted the extension of hours for the exterior deck as follows:

March 10, 2017 through March 19, 2017 During the hours of 12pm though 1am

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 8, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

March 8, 2017

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2017-02, entitled:

AN ORDINANCE AMENDING ORDINANCE NO. 2016-4 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 April 12, 2017 at 8:00PM 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 Mark David			✓			
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 8, 2017.

[Signature]
Laura Reinertsen, Borough Clerk

ORDINANCE NO. 2017-02
AN ORDINANCE AMENDING ORDINANCE NO. 2016-4 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

Borough Clerk/Assess. Search Officer	\$65,000.00	to	\$100,000.00
Chief Finance Officer/ Treasurer	\$65,000.00	to	\$100,000.00

The following positions be and are hereby created and authorized by the Governing Body of the Borough of Kenilworth:

Recording Secretary – Planning Board	\$3,000.00	to	\$5,000.00
Event Coordinator	\$750.00	to	\$2,000.00

 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						
		✓				MARK DAVID						
	✓	✓				GERRY LAUDATI						
✓		✓				NICHOLAS MASCARO						
Introduced: March 8, 2017						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: April 12, 2017												
						_____ Laura Reinertsen, Borough Clerk						

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA

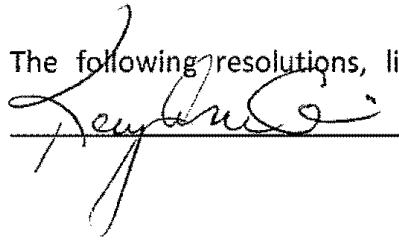


MARCH 22, 2017 – 8:00PM

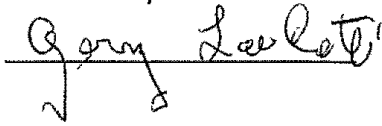
1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session, Executive Session and Regular Council Meeting of March 8, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - DBMHS Principal Luciani – Scholarship Committee Request
 - Little league Opening Day Invite – Sat., April 8
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS
CONSENT AGENDA:
 1. That all bills be paid when properly audited and funds are available
 2. Authorize Appropriations Transfer
 3. Authorize Refund of Overpayment of Taxes: B116 L31 / B40 L10 \$5,118.67
 4. Authorize Refund of Tax Lien #15-00001
 5. Authorize Refund – White goods fee \$140.00
 6. Authorize 2017 UC Infrastructure Grant Application Submittals
 7. Supporting UDrive, UText, UPay Distracted Driving Initiative
 8. Authorize Liquor License Transfer - #2008-33-10-005
 9. Authorize Re-bid of Grass Collection Services
8. ORDINANCES Introduction - 2017-03 An Ordinance To Exceed The Municipal Budget Appropriation Limits And To Establish A Cap Bank Res. # ____
9. INTRODUCTION OF THE PROPOSED 2017 BUDGET
10. PROCLAMATIONS National Poison Prevention Week – March 19 – 25, 2017
Public Works Week – April 2 – 8, 2017
11. PRESENTATIONS Municipal Alliance Check – DBMHS PTO
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

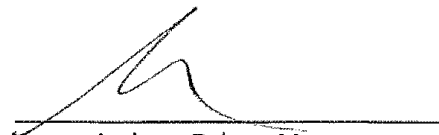


Consent Agenda:

Resolution No.

1. That all bills be paid when properly audited and funds are available
2. Authorize Appropriations Transfer
3. Authorize Refund of Overpayment of Taxes: B116 L31 / B40 L10 \$5,118.67
4. Authorize Refund of Tax Lien #15-00001
5. Authorize Refund – White goods fee \$140.00
6. Authorize 2017 UC Infrastructure Grant Application Submittals
7. Supporting UDrive, UText, UPay Distracted Driving Initiative
8. Authorize Liquor License Transfer - #2008-33-10-005
9. Authorize Re-bid of Grass Collection Services

Approved:


 Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 22, 2017.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

MARCH 22, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

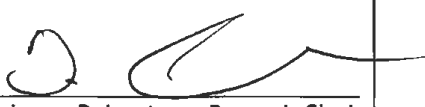
BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 22, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

MARCH 22, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED:

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

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

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

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

NOW, THEREFORE BE IT RESOLVED that the attached transfers be approved and the Chief Financial Officer is hereby authorized to make the transfers in the 2016 Municipal Budget.

FROM:	
Other Expenses	
Police OE	\$ 50,000
Utilities OE	\$ 50,000
Total	\$100,000
TO:	
Capital Improvement Fun	\$100,000
Total	\$100,000


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 22, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

MARCH 22, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, Corelogic Tax Services paid the property taxes for the 1st quarter of 2017 for the following properties located in Kenilworth, NJ, and;

WHEREAS, this resulted in the overpayment of taxes for the 1st quarter of 2017, 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 to Corelogic Tax Services, Attn: Refunds Dept, Mail Code DFW 1-3, 1 Corelogic Drive, Westlake, TX 76262.

<u>Block</u>	<u>Lot</u>	<u>Property:</u>	<u>Amount</u>
116	31	530 Newark Ave.	\$1,931.19
40	10	230 North 19 th Street	<u>\$3,187.48</u>
		TOTAL	\$5,118.67


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 March 22, 2017.  Laura Reinertsen, Borough Clerk
Councilwoman Kay Ceceri	✓		✓				
Councilman Larry Clementi			✓				
Councilman Peter Corvelli			✓				
Councilman Mark David			✓				
Councilman Gerry Laudati		✓	✓				
Councilman Nicolas Mascaro			✓			✓	
ON CONSENT AGENDA	Yes	✓	No				

RESOLUTION

No. 4

KENILWORTH, N.J.

MARCH 22, 2017

Introduced by: _____

Seconded by: _____

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 657 No. Michigan Avenue, 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 \$51,000.00 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 #15-00001** by the Collector of Taxes:

Tax Lien Investors LLC
1139 East Jersey Street, Suite 318
Elizabeth, NJ 07201

REDEMPTION AMOUNT - \$38,972.07

PREMIUM TRUST ACCOUNT - \$51,000.00

Treasurer's Note: 1099 = \$7,605.65


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 22, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

March 22, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED:

WHEREAS, a fee has been collected for a white goods in the amount of \$140.00 and;

WHEREAS, the fee was found not to be used;

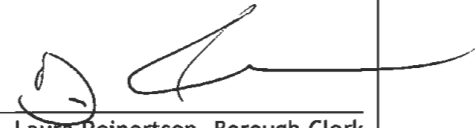
NOW, THEREFORE, BE IT RESOLVED that the Treasurer be authorized to draw a warrant in the amount of \$140.00 payable to the order of:

Patsy Cerqua
936 Baldwin Avenue
Linden, NJ 07036


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
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 22, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

MARCH 22, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, the Union County Board of Chosen Freeholders has announced the Union County Infrastructure and Municipal Aid Grant Program for 2017; and,

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

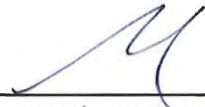
WHEREAS, the Borough of Kenilworth agrees to conform the with the terms and conditions of this important matching grant opportunity; and

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:

<u>Project</u>	<u>Match Request amount</u>
1. Master Plan – Housing Element and Fair Share Housing Plan	\$20,000.00
2. Recreation Building Rehabilitation	\$65,000.00
3. Public Works Facility HVAC Rehabilitation	\$18,000.00
4. Detective Bureau Cladding	\$20,000.00
5. Traffic Signal Warrant Study – Michigan/Quinton.....	\$3,000.00

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 2017; and



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	☒		☒			
Councilman Larry Clementi			☒			
Councilman Peter Corvelli			☒			
Councilman Mark David			☒			
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 22, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

MARCH 22, 2017

Introduced by: _____

Seconded by: _____

**Supporting the 2017 UDrive. UText. UPay.
Distracted Driving Crackdown April 1 - 21, 2017**

Whereas, distracted driving is a serious, life-threatening practice that is preventable; and

Whereas, distracted driving can result in injuries and deaths to all road users (motorists, pedestrians and bicyclists); and

Whereas, distracted driving occurs when drivers divert their attention away from the task of driving to focus on another activity instead; and

Whereas, in 2014 alone distracted driving-related crashes resulted in 3,179 deaths and 431,000 injuries on our nation's roads; and

Whereas, in New Jersey distracted driving was listed as a contributing circumstance in more than 800,000 crashes between 2010-2014; and

Whereas, the State of New Jersey will participate in the nationwide *Distracted Driving 2017 Crackdown* from April 1 - 21, 2017 in an effort to raise awareness and decrease driver distraction through a combination of enforcement and education; and

Whereas, the national slogan for the campaign is UDrive. UText. UPay; and

Whereas, a reduction in distracted driving in New Jersey will save lives on our roadways;

Therefore, be it resolved that Borough of Kenilworth declares its support for the *Distracted Driving 2017 Crackdown* both locally and nationally from April 1 - 21, 2017 and pledges to increase awareness of the dangers of distracted driving.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 22, 2017.


Laura Reinertsen, Borough Clerk



BOROUGH OF KENILWORTH

Borough Hall 567 Boulevard, Kenilworth, New Jersey 07033
907-276-9090 Fax 908-276-7688

PRESS RELEASE

TO: RENNA MEDIA
TAPINTOKENILWORTH
FROM: LAURA REINERTSEN, BOROUGH CLERK
SUBJECT: DISTRACTED DRIVING ENFORCEMENT
DATE: 3/15/2017

**Distracted Driving Enforcement and Education Campaign *UDrive. UText. UPay.*
to be carried out locally from April 1 – April 21, 2017**

Borough of Kenilworth - Law enforcement officers from the Kenilworth Police Department will be cracking down on distracted drivers during April as part of New Jersey's *UDrive. UText. UPay.* enforcement campaign.

Beginning April 1 and running through April 21, the high visibility law enforcement initiative will target motorists who engage in dangerous distracted driving behaviors such as talking on hand-held cell phones and sending text messages while driving.

"Distracted driving is a serious issue on our roadways," said Gary Poedubicky, Acting Director of the New Jersey Division of Highway Traffic Safety. "The National Highway Traffic Safety Administration reports that in 2014 alone, 3,179 people were killed in distracted driving crashes and an estimated 431,000 people were injured in motor vehicle crashes involving a distracted driver."

Despite the fact that using a hand held cell phone or texting while driving is illegal in New Jersey, the practice appears to be widespread. In a recent survey conducted by the FDU PublicMind Poll for the Division of Highway Traffic Safety, 67% of respondents said they "very often" see people driving and talking on a hand held cell phone. 42% of respondents said they "very often" see driver's texting.

The campaign is being carried out during the month of April, which the National Safety Council has designated as Distracted Driving Awareness Month. The New Jersey campaign is modeled after similar successful high visibility enforcement programs such as *Click It or Ticket* and *Drive Sober or Get Pulled Over*.

RESOLUTION

No. 8

KENILWORTH, N.J.

March 22, 2017

Introduced by: _____

Seconded by: Consent Agenda

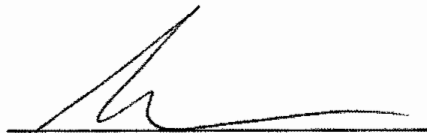
WHEREAS, an application has been filed for a person-to-person and place to place transfer of Plenary Retail Consumption License #2008-33-010-005, heretofore issued to **JOSEPH NERI** for premises located at 720 Boulevard, Kenilworth, New Jersey; and

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.

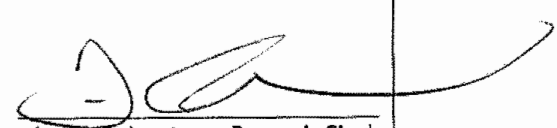
NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Kenilworth does hereby approve, effective March 22, 2017, the transfer of the aforesaid Plenary Retail Consumption License to **KENILWORTH VETERANS CENTER CLUB, INC.** and does hereby direct the Borough Clerk to endorse the license certificate to the new ownership as follows:

"This license, subject to all its terms and conditions, is hereby transferred to KENILWORTH VETERANS CENTER CLUB, INC., 33 South 21st Street, Kenilworth, NJ, effective March 22, 2017."


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Caceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 22, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

March 22, 2017

Introduced by: _____

Seconded by: _____

Purpose of the Resolution: To reject the sole bidder for grass collection for the years 2017, 2018 and 2019 based upon the unresponsive documents submitted in response to the Borough's solicitation.

WHEREAS, the Borough of Kenilworth, solicited by competitive bidding, a vendor to engage in grass collection for a three (3) year period; and

WHEREAS, only one (1) vendor submitted a response to the solicitation which was deemed unresponsive by failing to provide a bid bond or an alternate acceptable form of security; and

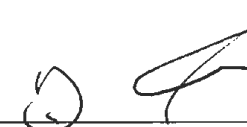
NOW THEREFORE BE IT RESOLVED, that the Borough Clerk shall advise the bidder that their submission is being rejected and the Borough reserves the right to re-advertise and solicit vendors for grass collection as the Borough may deem in its best interest.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 22, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

KENILWORTH, N.J.

March 22, 2017

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2017-03, entitled:

An Ordinance To Exceed The Municipal Budget Appropriation Limits And To Establish A Cap Bank

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 April 26, 2017 at 8:00PM 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 Mark David		✓	✓			
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 22, 2017.

[Signature]
Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-03**

**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 final budget appropriations to 0.50% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations; and,

WHEREAS, a municipality may, by ordinance, bank the difference between its final budget appropriations and the 3.5% increase authorized by this ordinance when said difference is not appropriated as part of the final budget; and,

WHEREAS, the Borough Council of the Borough of Kenilworth, County of Union, hereby determines that this difference in the amount of \$367,885.71 that is not appropriated as part of the final 2017 budget shall be retained as an exception to the final appropriations in either of the next two succeeding years.

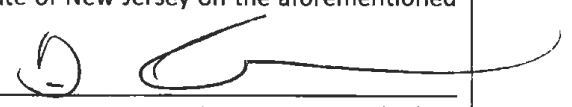
NOW THEREFORE BE IT ORDAINED, that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

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						
	✓	✓				MARK DAVID						
		✓				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 22, 2017												
Final Adoption:												
April 26, 2017						 Laura Reinertsen, Borough Clerk						

RESOLUTION

No. 11

KENILWORTH, N.J.

MARCH 22, 2017

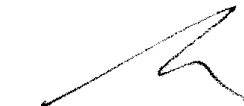
Introduced by: Peter Corvelli

Seconded by: Laura Reinertsen

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2017.

BE IT FURTHER RESOLVED that said budget be published in the Local Source in the issue of March 30, 2017.

The Governing body of the Borough of Kenilworth does hereby approve the following as the Budget for the year 2017. The public hearing and second reading will be on April 26, 2017.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
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 22, 2017.


Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH



COUNCIL MEETING AGENDA

APRIL 12, 2017 – 8:00PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session and Regular Council Meeting of March 22, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - State of NJ – DOT Property Lease Request - Block 177 Lot 2 and Block 128 Lot 3
 - County of Union: Community Development Block Grant Preliminary Award Notifications: Social Services \$12,000., Handyman \$2,000., ADA Curb Ramp Rehabilitation \$20,000.
 - KFD – Chief's Recommendation for LOSAP
 - Blackthorn – Request for consideration Liq. License #2008-33-006-007 Item #2
 - Extel Communications - Change Order
 - **March Dept. Reports:** Clerk's Office, Court, Finance, Fire, Planning & Zoning, Police & 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 Temporary Budget Amendment
3. Authorize Administrative Services Agreement – Deferred Compensation Plans
4. Authorize Awarded Grants Pay Rates for Police Department
5. Amend Communication System Contract
6. Authorize Payroll Services – CASA Payroll Services
7. Appoint Part Time Court Clerk – Elizabeth Gavigan
8. Authorize Solicitation for Grass Collection Services
9. Authorize Execution of Deed for B134 L28
10. Authorize Sale of Surplus Property: B96 L18 & B100 L12
11. Authorize Transfer of Liquor License #2008-33-008-007 – 1 N. 21st Street
12. Click It or Ticket May 23- June 5
13. Appoint Permanent Police Officer – Raymond Fuschino
14. Support S992/A2750 – End Employment Discrimination
15. Approve 2017 NJDOT Municipal Aid Application
16. Appoint Alternate #2 to the Planning Board – Rui Pinto

ORDINANCES **Public Hearing** - 2017-02 An Ordinance Amending Ordinance No. 2016-4 Providing For Compensation For Borough Employees Of The Borough Of Kenilworth Res. # ____

Introduction - 2017-04 An Ordinance To Reduce The Requirements Imposed Upon An Applicant Taking An Appeal From An Action Of The Zoning Officer Within The Borough Of Kenilworth By Amending Articles Four (4), Five (5) And Six (6) Of Chapter 225 Of The Municipal Code Of The Borough Of Kenilworth Res. # ____

8. PRESENTATION Kenilworth Police Department Life Saver/CPR Citations
Patrolman Kaverick
Patrolman Fuschino

Reaccreditation of the Kenilworth Police Department

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 Cucci and seconded by Council Member Mark David.

Consent Agenda:

Resolution No.

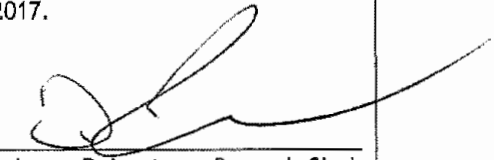
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13. Appoint Permanent Police Officer – Raymond Fuschino
14. Support S992/A2750 – End Employment Discrimination
15. Approve 2017 NJDOT Municipal Aid Application
16. Appoint Alternate #2 to the Planning Board – Rui Pinto

Approved:


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi					✓	
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

APRIL 12, 2017

Introduced by: _____

Seconded by: _____

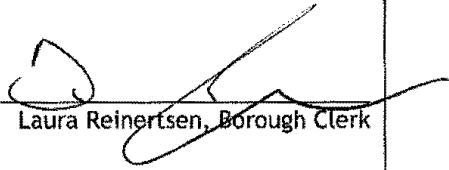
CONSENT AGENDA

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 Mark David		✓	✓			
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 April 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

APRIL 12, 2017

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, Resolution #5 was approved on January 2, 2017 for the 2017 Temporary Budget and amended on January 25, 2017 Resolution #2; February 8 Resolution #4; March 8, 2017

WHEREAS, the date of the first resolution was within the first thirty days of January 2017; and

WHEREAS, the total temporary budget attached does not in amount exceed 26.25% of the total appropriations in the 2016 Budget (exclusive of any appropriations made for Debt Service, Capital Improvement Fund and Public Assistance (Relief));

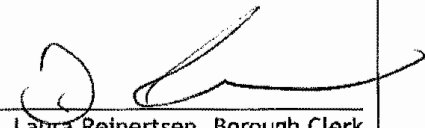
NOW THEREFORE BE IT RESOLVED, that the appropriations below be amended and a certified copy of this resolution be transmitted to the Municipal Finance Officer for his records.

Account	Amount
Legal – Other Expenses	\$ 7,000.00
Finance – Other Expenses	\$ 10,000.00
Sewers – Other Expenses	\$ 4,000.00
Animal Control – Other Expenses	\$ 8,000.00
Recreation – Other Expenses	\$ 7,000.00
Payroll – Other Expenses	\$ 2,000.00
Health Insurance– Other Expenses	\$ 400,000.00
Buildings and Grounds – Other Expenses	\$ 2,000.00
Fire Department – Other Expenses	\$ 5,000.00
Senior Citizens – Other Expenses	\$ 5,000.00
Police Department	\$ 5,000.00
Total this amendment	\$ 455,000.00
Total Appropriations for the 2017 Temporary Budget	\$ 5,436,297.00


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli	✓		✓	✓		
Councilman Mark David		✓	✓	✓		
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 April 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

APRIL 12, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth (hereinafter referred to as the "Employer") by Resolution 13 previously adopted on April 26, 1995 the Deferred Compensation Plan (hereinafter referred to as the "Plan") for the purpose of making available to eligible employees the accrual of tax benefits under a Section 457 Deferred Compensation Plan; and

WHEREAS, the Economic Growth and Tax Relief Reconciliation Act of 2001, the 2005 final regulations issued under the Uniformed Services Employment and Reemployment Rights Act of 1994, the Pension Protection Act of 2006, final Treasury Regulation §1.457-4, the Heroes Earnings Assistance and Relief Tax Act of 2008, the Worker, Retiree and Employer Recovery Act of 2008 and the Small Business Act of 2010 amended sections of the Internal Revenue Code (the "Code") and the rules and/or regulations issued thereunder affecting Section 457 Deferred Compensation Plans (cumulatively referred to as the "Acts and Regulations");

WHEREAS, the Employer desires its Plan to conform with the changes in the Code and Treasury regulations brought about by the Acts and Regulations;

WHEREAS, the Employer desires to adopt a restated Plan that conforms with the changes in the Code and Treasury regulations resulting from the Acts and Regulations;

WHEREAS, such revised Plan shall supersede the previously adopted Plan;

NOW, THEREFORE BE IT RESOLVED that the Employer hereby adopts a revised Plan 82-PD-Lincoln-050812.

BE IT FURTHER RESOLVED that The Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, has agreed to continue to be the provider of the Deferred Compensation Program for employees and elected officials; and

BE IT FURTHER RESOLVED that the Lincoln National Life Insurance Company and Lincoln Financial Group its agent, will continue to provide, for the benefit of the participants the Multi-Fund Variable Annuity contract; and

BE IT FURTHER RESOLVED that there has been no collusion, or evidence or appearance of collusion, between any local official and a representative of Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, in the selection of a provider pursuant to N.J.A.C. 5:37 - 5.7.

BE IT FURTHER RESOLVED that the Chief Financial Officer is authorized to execute an Administrative Services Agreement with the Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, (12-SA-Lincoln-072595) and such other agreements as are necessary to implement the Deferred Compensation Program. It is implicitly understood that there is to be no cost or contribution by the Employer to the program; and

BE IT FURTHER RESOLVED that the Chief Financial Officer is authorized to serve as the "Administrator" of the plan, represent the Employer, and execute individual deferred compensation agreements with each said employee; and

BE IT FURTHER RESOLVED by the Employer that the Clerk forward a certified true copy of this resolution to the Chief Financial Officer; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services at P.O. Box 803; Trenton, NJ 08625-0803.


 Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 April 12, 2017.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 88

KENILWORTH, N.J.

APRIL 12, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas, the Borough of Kenilworth Police Department has been awarded several grants and provided funds to protect the safety of the residents of the community; and,

Whereas, in order to accomplish the goals and requirements of said grants and fund programs, the Police Department has recommended the following rates of pay for police officers for the following programs under the terms and conditions of each programs:

U Drive, U Text, U Pay – Distractive Driving Crackdown	\$55/hour
Click it or Ticket Grant	\$55/hour
Driving While Intoxicated (DWI) Fund program	\$50/hour to \$75/hour

Now, Therefore, Be It Resolved, the Governing Body of the Borough of Kenilworth authorizes the Chief Financial Officer to issue payments against said programs under the stated payroll rates.

Be It Further Resolved, that this resolution supersedes any previous resolutions regarding pay rates for the stated programs.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

April 12, 2017

Introduced by: _____

Seconded by: CONSENT AGENDA

WHEREAS, the Borough of Kenilworth has awarded a contract to EXTEL COMMUNICATIONS to provide and install new servers, telephones per State Contract T13416-80801 by resolution #9 at the Council meeting of January 25, 2017; and

WHEREAS, changes to the original proposal were identified after site audit(s) were complete.

NOW THEREFORE BE IT RESOLVED, that the Borough of Kenilworth approves the changes as follows:

ADD:

Additional Telephones and equipment (including Fire Department) **\$4,153.00**

Original proposed phone count: 38 Phones

- 20 - 12 buttons
- 9 - 24 buttons
- 9 - 6 buttons
- 2 - 60 button consoles

New Configuration: 56 total phones

- 2 - 32 button (for PD dispatch)
- 4 - 24 button (2 for Boro Hall)
- 22 - 12 button (Boro Hall/PD)
- 28 - 6 button (Rec/Health, DPW, Fire and a few in PD/Town hall)

ADD:

Connect Town Hall with outdoor aerial cable to Detective Building (No Charge)
Connect Town Hall with outdoor aerial cable to Health Building (No Charge)
Lightning protection and termination equipment (No Charge)

DELETE:

NEC SV9100 phone system for Healthcare Building CREDIT **-\$2,965.00**

Total Balance: \$1,188.00

Payment Terms: Payment on completion

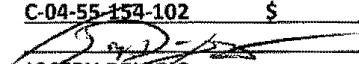
CERTIFICATION OF FUNDS

APPROPRIATION:

7-01-31-430-000 \$ 1,188.00

C-04-55-162-102 \$

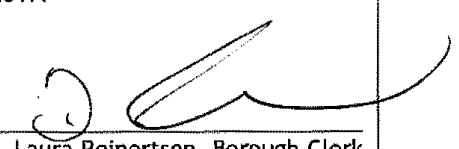
C-04-55-154-102 \$


JOSEPH DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 April 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

APRIL 12, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth is in need for payroll services, and;

WHEREAS, Casa Payroll Services has provided for these services in the past, and;

WHEREAS, the Mayor and Council of the Borough of Kenilworth desires to continue payroll services with Casa Payroll Services for the year 2017; and

WHEREAS, on March 23, 2010, the Affordable Care Act was signed into law, and;

WHEREAS, employers with fifty (50) or more employees are required to report to the federal government on health coverage they provide as well as ongoing tracking to maintain compliance, and;

WHEREAS, CASA Payroll Services, our current payroll service provider, offers tracking and reporting of the required data to comply with the law.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth that it does hereby authorize Casa Payroll Services for payroll services and ACA reporting services and HR Administration and compliance under the provisions of Federal and State laws for the year 2017.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

APRIL 12, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth is in need for part-time assistance in the municipal court office, and;

WHEREAS, Elizabeth Gavigan has provided for these services as a vendor for court days and,

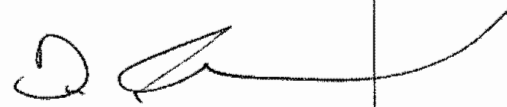
WHEREAS, under the advisement and recommendation of the municipal auditor and chief financial officer, Elizabeth Gavigan will be an employee of the borough; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth that it does hereby appoint Elizabeth Gavigan 410 Hagel Avenue, Linden NJ 07036 at the rate of \$20/hour for the purposes of part-time court assistance on an as needed based and court days, based on the availability of funds.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

APRIL 12, 2017

Introduced by: _____

Seconded by: _____

Purpose of the Resolution: To reject the sole bidder for grass collection for the years 2017, 2018 and 2019 based upon the unresponsive documents submitted in response to the Borough's solicitation.

WHEREAS, the Borough of Kenilworth, solicited by competitive bidding, a vendor to engage in grass collection for a three (3) year period; and

WHEREAS, the grass collection and disposal services were bid a second time (April 6, 2017) and no bids were submitted.

NOW THEREFORE BE IT RESOLVED, that the Borough reserves the right to solicit and negotiate with vendors for grass collection as the Borough may deem in its best interest.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

APRIL 12, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

A RESOLUTION TO AUTHORIZE MAYOR TO EXECUTE DEED FOR LOT 28, BLOCK 134

PURPOSE OF THE RESOLUTION: To authorize the Mayor to execute a Deed of conveyance of Lot 28, Block 134 to the adjacent property owner of Lot 1, Block 134.

WHEREAS, on January 11, 2017 in resolution number 14, the Mayor and Council of the Borough of Kenilworth authorized the sale of Lot 28, Block 134 to the adjacent property owners; and

WHEREAS, on March 18, 2017, notice of the sale of the surplus property was provided to the four (4) adjacent property owners of the unimproved and without structure thereon of the property; and

WHEREAS, the only party providing an affirmative response to the offer of sale was Eileen Meade of Lot 1, Block 134 with the required \$150.00 deposit.

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH ON THIS 12th DAY OF APRIL, 2017 AS FOLLOWS:

1. Upon receipt of an additional \$600.00 from the owner of Lot 1, Block 134, the Borough Attorney is authorized to prepare a Quitclaim Deed transferring ownership; and
2. The Mayor is authorized to execute in the name of the Borough of Kenilworth said Deed and relay the documents; and
3. The tax assessor shall merge Lot 28 and Lot 1 of Block 134 upon the recording of the Quitclaim Deed.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri						
Councilman Larry Clementi						
Councilman Peter Corvelli						
Councilman Mark David						
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 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

KENILWORTH, N.J.

APRIL 12, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

A RESOLUTION TO ADVERTISE AND SELL LOT 18 BLOCK 96 & LOT 12 BLOCK 100

PURPOSE OF THE RESOLUTION: To provide for the sale of a parcel of Borough property that is less than the minimum size required for development and without any capital improvement thereon.

Whereas, the borough is the owner of Lot 18 Block 96, a pie shaped parcel with only a few feet frontage on Locust Drive for which the borough has no practical use for said property which is less than a buildable lot; and

Whereas, the borough is the owner of Lot 12 Block 10, a pie shaped parcel with only a few feet frontage on Locust Drive and Arbor Street for which the borough has no practical use for said property which is less than a buildable lot; and

Whereas, the borough will sell said property at an open public auction; and

Whereas, the borough attorney has determined that pursuant to N.J.S.A 40a:12-13(a)(5) the sale can be limited to an auction of only the adjacent property owners and thus, avoid the necessity of incurring the cost of publishing notice of the auction to sell the property.

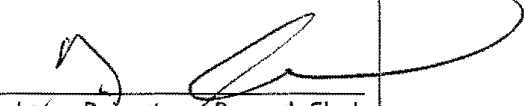
NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH ON THIS 12th DAY OF APRIL, 2017 AS FOLLOWS:

1. This is to ratify that the Borough Attorney's written notice by certified mail on March 25, 2017 for sale the real property known as Lot 18, Block 96 and Lot 12, Block 100 by public auction to the adjacent land holders is approved with the minimum bid of \$750.00; and
2. The Deed(s) of Sale shall be a quiet claim deed with the reservation for existing easements of record.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

KENILWORTH, N.J.

April 12, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, an application has been filed for a person-to-person transfer of Plenary Retail Consumption License #2008-33-008-007, heretofore issued to **PPANDD, LLC** for premises located at 1 North 21st Street, 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 April 12, 2017, the transfer of the aforesaid Plenary Retail Consumption License to **KENILWORTH BAR, 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 KENILWORTH BAR, LLC, 1 North 21st Street, Kenilworth, NJ, effective April 12, 2017."


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 12

KENILWORTH, N.J.

APRIL 12, 2017

Introduced by: _____

Seconded by: _____

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, 2017, 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;

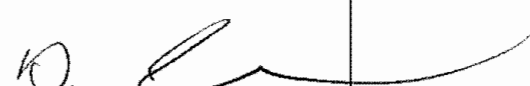
NOW, THEREFORE, BE IT RESOLVED, that May 23 through June 5, 2017, is *Click It or Ticket* Mobilization in the Borough of Kenilworth, County of Union, State of New Jersey, and urge all citizens to always wear seat belts when driving or riding on our roadways.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			✓
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 12, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 13

KENILWORTH, N.J.

APRIL 12, 2017

Introduced by: _____

Seconded by: CONSENT AGENDA

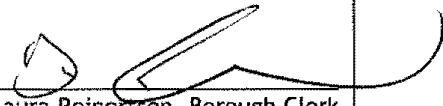
BE IT RESOLVED, that Police Officer **RAYMOND FUSCHINO, JR.**, having completed his one year probationary period and upon the recommendation of Police Chief John Zimmerman, be appointed a permanent police officer in the Kenilworth Police Department.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						✓
Councilman Peter Corvelli	✓		✓			
Councilman Mark David		✓	✓			
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 12, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 14

KENILWORTH, N.J.

APRIL 12, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, the Borough of Kenilworth supports Equal Pay for women in the work place and the end of Employment Discrimination on the basis of sex; and

WHEREAS, Senate Bill S-992 would require public contractors to report certain employment information, amending P.L.1945, c.169 and supplementing P.L.1952, c.9 (C.34:11-56.1 et seq.); and

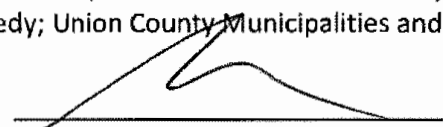
WHEREAS, this bill modifies current law, including the "Law Against Discrimination," P.L.1945, c.169 (C.10:5-1 et seq.) ("LAD") to strengthen protections against employment discrimination and promote equal pay for women; and

WHEREAS, Federal and state laws prohibit wage discrimination on the basis of sex, gender, national origin, and other characteristics, but this legislation, S992/A2750, would have broadened state law to ensure that employers paid workers equal wages for "substantially similar work."

WHEREAS, S992/A2750 would have created a permissible seniority or merit based system to set rates of compensation or is based on legitimate, bona fide factors other than sex, such as training, education, experience, or the quantity or quality of production, that each factor is applied reasonably, that one or more of the factors account for the entire wage differential, and that the factor or factors do not perpetuate a sex-based differential in compensation, are job-related and based upon legitimate business necessities; and

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

1. The Borough of Kenilworth supports Senate Bill S-992/Assembly Bill A-2750;
2. Strongly urges the members of the New Jersey State Senate and Assembly to show up for the vote and to support an override of Senate Bill S-992/Assembly Bill A-2750;
3. Urges citizens to contact their legislators and ask them to support the override;
4. Copies of this resolution be distributed to the Governor Chris Christie and Lieutenant Governor Kim Guadagno; the President of the New Jersey Senate; the Speaker of the New Jersey General Assembly; the Legislative Sponsors; Legislators of the 22nd District; Senator Nicholas P. Scutari, Assemblyman Jerry Green and Assemblyman James J. Kennedy; Union County Municipalities and the New Jersey State League of Municipalities.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri				✓		
Councilman Larry Clementi				✓		
Councilman Peter Corvelli	✓			✓		
Councilman Mark David		✓		✓		
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 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 15

KENILWORTH, N.J.

APRIL 12, 2017

Introduced by: _____

Seconded by: _____

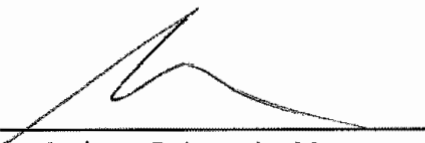
2017 NJDOT MUNICIPAL AID APPLICATION

Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the 2017 NJDOT Roadway Improvements – "North 23rd Street and Various Streets".

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Kenilworth formally approves the grant application for the above stated project; and

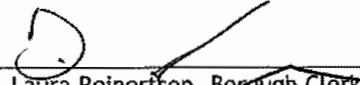
BE IT FURTHER RESOLVED that Borough Engineer Anthony Gallerano of Harbor Consultants, the Mayor and the Borough Clerk are authorized to submit an electronic grant application identified as MA-2017-Kenilworth Borough-00113 to the New Jersey Department of Transportation on behalf of the Borough of Kenilworth.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Kenilworth and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.


Anthony DeLuca, Jr., Mayor

	MOVED	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri						
Councilman Larry Clementi						
Councilman Peter Corvelli						
Councilman Mark David						
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 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 16

KENILWORTH, N.J.

APRIL 12, 2017

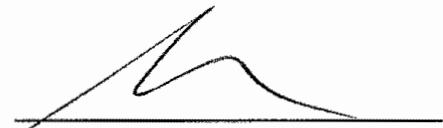
Introduced by: _____

Seconded by: CONSENT AGENDA

BE IT HEREBY RESOLVED: that the Mayor's appointment of:

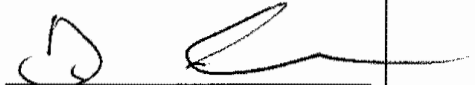
RUI PINTO as Alternate #2, for the unexpired term ending 12/31/17

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


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi						
Councilman Peter Corvelli	✓	✓	✓	✓		
Councilman Mark David		✓	✓	✓		
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 April 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 17

KENILWORTH, N.J.

APRIL 12, 2017

Introduced by: Peter Corvelli

Seconded by: N. Mascaró

BE IT HEREBY RESOLVED that the ordinance #2017-02, entitled:

**AN ORDINANCE AMENDING ORDINANCE NO. 2016-4 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 March 8, 2017 and approved for final passage at the regular meeting of the Borough Council of April 12, 2017 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 Mark David			✓			
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 12, 2017.


Laura Reinertsen, Borough Clerk

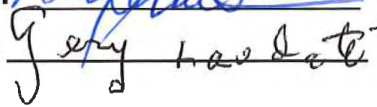
RESOLUTION

No. 18

KENILWORTH, N.J.

April 12, 2017

Introduced by: 

Seconded by: 

BE IT HEREBY RESOLVED that the ordinance #2017-04, entitled:

AN ORDINANCE TO REDUCE THE REQUIREMENTS IMPOSED UPON AN APPLICANT TAKING AN APPEAL FROM AN ACTION OF THE ZONING OFFICER WITHIN THE BOROUGH OF KENILWORTH BY AMENDING ARTICLES FOUR (4), FIVE (5) AND SIX (6) OF CHAPTER 225 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 May 10, 2017 at 8:00PM 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 Mark David						
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 12, 2017.


Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



APRIL 26, 2017 – 8:00PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session and Regular Council Meeting of April 12, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - UC – Office of the County Manager – Requesting Support of federal Funding for CDBG Program
 - Relay for Life Kick Off Event – June 10-11, 2017 , 6PM to 6AM
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

CONSENT AGENDA:

 1. That all bills be paid when properly audited and funds are available
 2. Amendment to the Capital Budget
 3. Affirm administrator of Premium Option Plan and Flexible Spending Account - Clarity
 4. Authorize Interlocal Agreement for Construction Official
 5. Award Contract for Grass Collection Services
 6. Authorize Zoning Officers Salary
 7. Appoint "As Need" Electrical Inspector – Rich Vigliotti, Jr.
 8. Support of the Continuation of Federal Funding of Community Development Block Grant
8. ORDINANCES
 - **Public Hearing and Adoption - 2017-03** An Ordinance To Exceed The Municipal Budget Appropriation Limits And To Establish A Cap Bank Res. #____
 - **Introduction – 2017-05** 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 Reconstruction And Resurfacing Of Streets And Roads And Their Appurtenances, , In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, To Appropriate The Sum Of \$1,455,500 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. #____
9. PUBLIC HEARING & ADOPTION - 2017 MUNICIPAL BUDGET Res. #____
10. PROCLAMATIONS National Police Week – May 14 – 20, 2017
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

Larry Clementi

and seconded by Council Member

Mark David

Consent Agenda:

Resolution No.

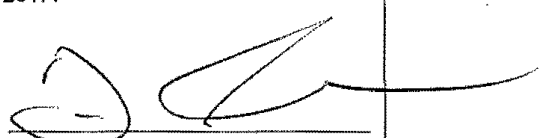
1. That all bills be paid when properly audited and funds are available
2. Amendment to the Capital Budget
3. Affirm administrator of Premium Option Plan and Flexible Spending Account - Clarity
4. Authorize Interlocal Agreement for Construction Official
5. Award Contract for Grass Collection Services
6. Authorize Zoning Officers Salary
7. Appoint "As Need" Electrical Inspector – Rich Vigliotti, Jr.
8. Support of the Continuation of Federal Funding of Community Development Block Grant

Approved:


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
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 26, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

APRIL 26, 2017

Introduced by: _____

Seconded by: _____

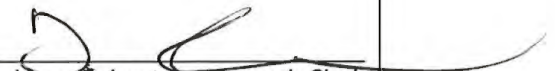
CONSENT AGENDA

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

anything
else for
res 11?

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
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 26, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

APRIL 26, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, the Borough of Kenilworth, New Jersey, desires to amend the 2017 Capital Budget of said municipality by inserting therein:

Municipal Equipment

NOW, THEREFORE, BE IT RESOLVED that the Members of the Borough Council of the Borough of Kenilworth of the County of Union as follows:

Section 1 The 2017 Capital Budget of the Borough of Kenilworth is hereby amended by the addition of a schedule to read as follows:

AMENDMENT CAPITAL BUDGET OF THE
BOROUGH OF KENILWORTH
COUNTY OF UNION, NEW JERSEY
PROJECT SCHEDULE FOR 2017

METHOD OF FINANCING

<u>PROJECT</u>	<u>ESTIMATED COST</u>	<u>IMPROVEMENT FUND</u>	<u>GENERAL BONDS</u>
Municipal Equipment	\$142,000.00	\$ 7,100.00	\$134,900.00

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for 2017 Capital Budget.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
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 26, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

APRIL 26, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the State of New Jersey now requires Municipalities to provide their employees two Section 125 plan benefits: a "Premium Option Plan" (POP) and a Flexible Spending Account (FSA), and;

WHEREAS, the Mayor and Council of the Borough of Kenilworth desire to implement these plans for the year 2017, and;

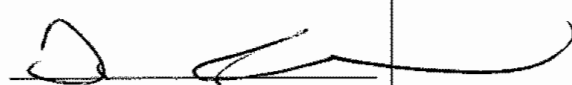
WHEREAS, Clarity (formerly Beneflex) 77 Brant Avenue, Suite 206 Clark, NJ 07066, has provided these services since January 1, 2012, and.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth that it does hereby reaffirm its agreement with Clarity to administer the programs for the year 2017.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
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 26, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

APRIL 26, 2017

Introduced by: _____

Seconded by: CONSENT AGENDA

WHEREAS, the BOROUGH OF KENILWORTH and THE TOWNSHIP OF SPRINGFIELD desire to enter into an Interlocal Services Agreement to jointly engage an Construction Code Official/Building Inspector to render services for them; and

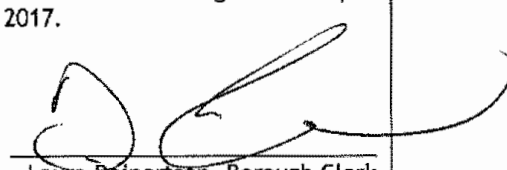
WHEREAS, the Agreement for this Interlocal Services Agreement for a four (4) year period is attached.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Kenilworth that the Mayor and Borough Clerk be authorized to sign said Interlocal Services Agreement subject to approval by the Governing Body of the Township of Springfield.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
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 26, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

APRIL 26, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Grass Collection and Disposal services were put out for bid on two (2) separate occasions, March 7, 2017 and April 6, 2017 and no bids were received by the Borough; and

WHEREAS, the Borough has been unable to entice shared services with other municipalities and has entered into negotiations with various qualified vendors received three (3) quotes from qualified contractors; 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 awards a contract to:

Gaeta Recycling – 278 West Railway, Paterson, NJ 07503 973-278-6625

Initial Term: May 1 through October 31, 2017 (Thursdays) Amount: \$68,000

1st Renewal Term: April 1, 2018 – October 31, 2018 Amount: \$68,000

(Subject to 60 day opt out may be exercised by Borough or Gaeta Recycling)

2nd Renewal Term: April 1, 2018 – October 31, 2018 Amount: \$68,000

(Subject to 60 day opt out may be exercised by Borough or Gaeta Recycling)

Pending the receipt of all required documentation

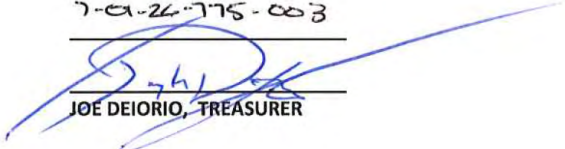
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 4/26/17

APPROPRIATION:

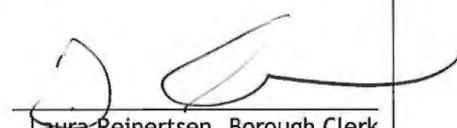
7-01-26-775-003


JOE DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
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 26, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

APRIL 26, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Robert Herbert was appointed Zoning Officer for the Borough of Kenilworth, and

WHEREAS, the Personnel/Finance Committee have reviewed the performance and duties of the Zoning Officer and recommends an increase in the base salary.

BE IT HEREBY RESOLVED, that the Council approves the Zoning Officer salary of fourteen thousand dollars (\$14,000.00) per annum, effective May 1, 2017.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 26, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

APRIL 26, 2017

Introduced by: _____

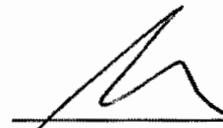
Seconded by: _____

WHEREAS, the Borough of Kenilworth is in need as needed electrical inspector to assist in the construction code office when the borough's appointed electrical inspector is not available, and;

WHEREAS, Richard Vigliotti Jr. 44 Stonehenge Terrace, Clark, New Jersey 07066 has provided for these services as a vendor for the Borough's Construction Code Department and,

WHEREAS, it has been the recommendation of the Construction Code Official and Construction Code Department to continue these services; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth that it does hereby appoint the services of Richard Vigliotti Jr. of 44 Stonehenge Terrace, Clark NJ at the rate of \$35/hour for the purposes of as needed electrical inspector, based on the availability of funds.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
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 26, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

APRIL 26, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, since 1974, the United States Congress, through the Community Development Block Grant Program supported the future welfare of the Nation and the well-being of its citizens through maintaining viable urban communities as social, economic and political entities; and

WHEREAS, said Program has been and continues to be a critical affordable housing, community and economic revitalization tool for families and communities across the nation; and

WHEREAS, the President's Fiscal Year 2017 budget proposes the total elimination of the Community Development Block Grant Program; and

WHEREAS, the broad spectrum of activities, including homeownership opportunities; elimination of slum and blight; housing rehabilitation; improvement to public facilities and infrastructure, such as roads, water and sewer systems, libraries, fire stations, and community centers; and public services, such as employment training, child care, transportation services, services for senior citizens, the disabled and youth; business development and job creation will no longer be able to be undertaken; and

WHEREAS, such action will no longer enable cities, counties and states to meet their community development, affordable housing and economic development needs; and

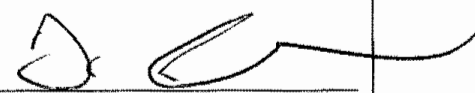
NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Kenilworth hereby requests your help to fight to save the Community Development Block Grant Program and maintain this vital program within the U.S. Department of Housing and Urban Development at a funding level no less than formula funding in Fiscal Year 2016.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the entire New Jersey Congressional Delegation, the United States Senate Committees on Appropriations and Budget and House Committees on Appropriations and Budget.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
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 26, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

KENILWORTH, N.J.

April 26, 2017

Introduced by: Peter Corvelli

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2017-05, entitled:

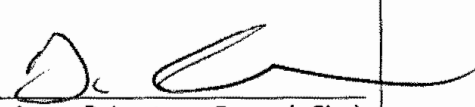
BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW FIRE ENGINE (PARTIAL FUNDING) AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT RECONSTRUCTION AND RESURFACING OF STREETS AND ROADS AND THEIR APPURTENANCES, , IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,455,500 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 May 24, 2017 at 8:00PM 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 Mark David			✓			
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 26, 2017.


Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-05**

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 RECONSTRUCTION AND RESURFACING OF STREETS AND ROADS AND THEIR APPURTENANCES, , IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,455,500 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, reconstruction and resurfacing of streets and roads and their appurtenances 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:

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-05**

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	\$ 251,500
Down Payment Appropriated	\$ 11,980
Bonds and Notes Authorized	\$ 239,520
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	\$ 70,000
Down Payment Appropriated	\$ 3,350
Bonds and Notes Authorized	\$ 66,650
Period of Usefulness	5 years

- C. 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	\$ 62,000
Down Payment Appropriated	\$ 2,960
Bonds and Notes Authorized	\$ 59,040
Period of Usefulness	15 years

- D. Installation of playground equipment at DiMario Park and various other parks.

Appropriation and Estimated Cost	\$ 100,000
Down Payment Appropriated	\$ 4,770
Bonds and Notes Authorized	\$ 95,230
Period of Usefulness	15 years

- E. 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 a street sweeper.

Appropriation and Estimated Cost	\$ 140,000
Down Payment Appropriated	\$ 6,670

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-05**

Bonds and Notes Authorized	\$ 133,330
Period of Usefulness	5 years

- F. Partial funding for the acquisition of a new pumper fire engine, including original apparatus and equipment.

Appropriation and Estimated Cost	\$ 65,000
Down Payment Appropriated	\$ 3,100
Bonds and Notes Authorized	\$ 61,900
Period of Usefulness	10 years

- G. Acquisition of new additional or replacement equipment and machinery consisting of turnout gear and SCBA Bottles for the use of the Fire Department.

Appropriation and Estimated Cost	\$ 43,000
Down Payment Appropriated	\$ 2,050
Bonds and Notes Authorized	\$ 40,950
Period of Usefulness	15 years

- H. Acquisition of a new automotive vehicle, including original apparatus and equipment, consisting of SUVs for the use of the Police Department.

Appropriation and Estimated Cost	\$ 74,000
Down Payment Appropriated	\$ 3,660
Bonds and Notes Authorized	\$ 70,340
Period of Usefulness	5 years

- I. 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) video door release, (ii) AED, (iii) computers and server, (iv) weapon equipment, (v) installation of department flooring and (vi) detective bureau siding, (vii) pole cameras, (viii) solar blinking pedestrian signs and (ix) ballistic vests.

Appropriation and Estimated Cost	\$ 570,000
Down Payment Appropriated	\$ 27,150
Bonds and Notes Authorized	\$ 542,850
Period of Usefulness	10 years

- J. 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

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-05**

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	\$ 570,000
Down Payment Appropriated	\$ 27,150
Bonds and Notes Authorized	\$ 542,850
Period of Usefulness	10 years

Aggregate Appropriation and Estimated Cost	\$1,455,500
Aggregate Down Payment Appropriated	\$ 69,500
Aggregate Amount of Bonds and Notes Authorized	\$1,386,000

- Section 5.** The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$193,000 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 \$69,500, 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 \$69,500 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 \$1,386,000 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 \$1,386,000 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

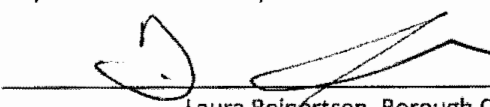
**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-05**

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 10.83 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 \$1,386,000 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.

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-05**

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						
		✓				MARK DAVID						
		✓				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.						
April 26, 2017												
Final Adoption:												
May 24, 2017						 Laura Reinertsen, Borough Clerk						

RESOLUTION

No. 16

KENILWORTH, N.J.

APRIL 26, 2017

Introduced by: *V. L...*

Seconded by: *Gerry 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 2017. The total appropriation is \$15,859,426.93

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 April 26, 2017.

Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



MAY 10, 2017 – 8:00PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session, Executive Session and Regular Council Meeting of April 26, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - County of Union:
 - Notice of Award - Senior Focus Grant \$23,400
 - Community Development Block Grant Qualification Notice
 - Twp. of Cranford – Shared Service Agreement for Paving
 - Borough Engineer - Recommendations:
 - Payment #1 for Roadway Project – 2016 NJDOT
 - Award for 20th Street Drainage Improvements
 - Jersey Landscaping – Resignation for Recycling Services
 - Kenilworth VFW - Quit Claim Deed Review Request
 - Rahway Valley Sewerage Authority – Proposal to Revise Local Limits
 - **APRIL Dept. Reports:** Clerk's Office, Court, Finance, Fire, Planning & Zoning, Police & 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 Payment #1 Top Line Const. – 2016 NJDOT Roadway Project	\$192,133.84
3. Award Contract to Top Line Construction for Drainage Improvements	\$8,874.31
4. Amend Contract for Grass Collection Services: Name correction "Get-A-Can Recycling"	
5. Refund Cash Bond re: 515 N. Michigan Ave	\$5,712.00
6. Authorize Shared Service with the Twp. of Cranford re: Paving project	
7. Authorize Bidding for Recycling Services for the Borough	
8. Approve LOSAP Certification for 2016	
9. Authorize Purchase of Police Vehicle	\$29,815.76

Res. #___ Approve Stipends for Certain Job Descriptions
8. ORDINANCES

Public Hearing - 2017-04 An Ordinance To Reduce The Requirements Imposed Upon An Applicant Taking An Appeal From An Action Of The Zoning Officer Within The Borough Of Kenilworth By Amending Articles Four (4), Five (5) And Six (6) Of Chapter 225 Of The Municipal Code Of The Borough Of Kenilworth

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 Anthony Deluca.

Consent Agenda:

Resolution No.

1. That all bills be paid when properly audited and funds are available
2. Authorize Payment #1 Top Line Const. – 2016 NJDOT Roadway Project \$192,133.84
3. Award Contract to Top Line Construction for Drainage Improvements \$8,874.31
4. Amend Contract for Grass Collection Services: Name correction "Get-A-Can Recycling"
5. Refund Cash Bond re: 515 N. Michigan Ave \$5,712.00
6. Authorize Shared Service with the Twp. of Cranford re: Paving project
7. Authorize Bidding for Recycling Services for the Borough
8. Approve LOSAP Certification for 2016
9. Authorize Police Vehicle Purchase \$29,815.76

Approved:


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 10, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

MAY 10, 2017

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 Mark David			✓			
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 May 10, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

May 10, 2017

Introduced by: CONSENT AGENDA

Seconded by: _____

BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth of Union County, New Jersey upon recommendation of the Borough Engineer that Payment #1 for the Contract listed below be and is hereby approved.

TITLE OF JOB: 2016 NJDOT Roadway Improvements

CONTRACTOR: Top Line Construction, Inc.

ENGINEER: Harbor Consultants, Inc.
320 North Avenue, East
Cranford, NJ 07016

Payment #1

TOTAL ORIGINAL CONTRACT PRICE	\$405,310.30
Total Completed and stored to date:	\$202,246.15
Less 5% Retainage	<u>\$10,112.31</u>
Payment #1 - Amount Due this period	<u>\$192,133.84</u>
<i>Balance to finish including retainage</i>	<i>\$213,176.46</i>

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

CERTIFICATION OF FUNDS

DATE: 5/10/17

APPROPRIATION:

C-04-55-146-111 155,506.93

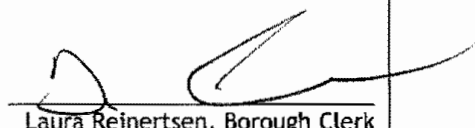
C-04-55-154-109 36,626.91

JOE DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 May 10, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

May 10, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough Council has agreed with the Engineer's recommendation to make much needed drainage improvements on North 20th Street ; and

WHEREAS, three (3) quotes were solicited and Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876, 908-231-7570, having submitted the lowest responsible quote of \$8,874.31 (Eight thousand eight hundred seventy four dollars and thirty one cents):

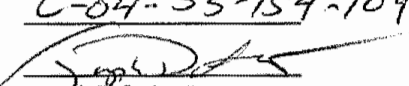
NOW, THEREFORE, BE IT RESOLVED that **Top Line Construction Corporation** be awarded the North 20th Street Drainage Improvements at their quote of \$8,874.31 (Eight thousand eight hundred seventy four dollars and thirty one cents) .

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

CERTIFICATION OF FUNDS

APPROPRIATION:

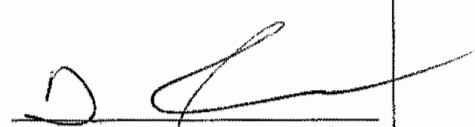
C-04-55-154-109


Joseph DeIorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 May 10, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

May 10, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Grass Collection and Disposal services were awarded to **Gaeta Recycling** – 278 West Railway, Paterson, NJ 07503 973-278-6625 by resolution at a meeting held April 27, 2017; and

WHEREAS, the contractor was erroneously identified as Gaeta Recycling; and

WHEREAS, the legal business name as identified on the NJ Business Registration Certificate and NJ Public Works Contractor Registration is **Get-A-Can Recycling**.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby amends the contract to:

Get-A-Can Recycling – 278 West Railway, Paterson, NJ 07503 973-278-6625

Initial Term: May 1 through October 31, 2017 (Thursdays) Amount: \$68,000

1st Renewal Term: April 1, 2018 – October 31, 2018 Amount: \$68,000

(Subject to 60 day opt out may be exercised by Borough or Gaeta Recycling)

2nd Renewal Term: April 1, 2018 – October 31, 2018 Amount: \$68,000

(Subject to 60 day opt out may be exercised by Borough or Gaeta Recycling)

Pending the receipt of all required documentation

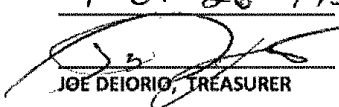
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 5/10/17

APPROPRIATION:

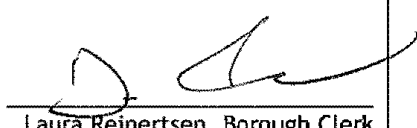
7-01-26-775-003


JOE DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 May 10, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

May 10, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas, on January 11, 2017 Newark Glass Industries, paid a cash bond to the Borough of Kenilworth, for the pavement restoration for the installation of a sewer line at 515 North Michigan Avenue, Kenilworth, NJ and;

Whereas, the project has been completed, and;

Whereas, an inspection was conducted by Anthony Gallerano, P.E., Harbor Consultants and found that the work has been completed in accordance with the approved plans.

Now, Therefore, Be It Resolved that Richard Picerno, Planning Board Chairman, has approved the return of the cash bond, and the Treasurer be and is hereby authorized to draw a warrant to refund the following to:

Amount of \$5,712.00 to be refunded to:
John H. Schmidt, Jr., Esq.
Lindabury, McCormick, Estabrook & Cooper, P.C.
53 Cardinal Drive
P.O. Box 2369
Westfield, N.J. 07091-2369

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 Mark David						
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 May 10, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

MAY 10, 2017

Introduced by: _____

Seconded by: _____

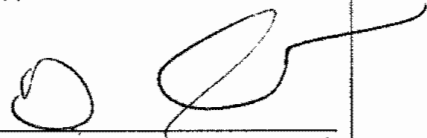
CONSENT AGENDA

BE IT HEREBY RESOLVED, by the Borough of Kenilworth that the Mayor and Clerk are hereby authorized to enter into a shared services agreement for the paving of Orange Avenue/21st Street with the Township of Cranford.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 May 10, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

MAY 10, 2017

Introduced by: _____

Seconded by: _____

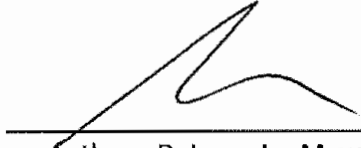
CONSENT AGENDA

WHEREAS, the Borough of Kenilworth rejected the received bids for **RECYCLING SERVICES**, on July 7, 2016 and on August 16, 2016 and entered into negotiations with vendors that have submitted responses; and

WHEREAS, Jersey Landscape & Garden Supply, LLC entered into a contract for a six (6) month period with an option by the Borough to extend the contractual contract for an additional eighteen (18) months or opt out with thirty (30) day written notice by either party; and

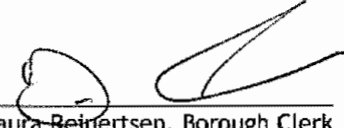
WHEREAS, Jersey Landscape & Garden Supply, LLC has given notice to opt out upon completion of the six (6) month period in their letter dated April 27, 2017.

NOW THEREFORE BE IT RESOLVED, that the Borough Clerk is authorized to solicit bids for **RECYCLING COLLECTION AND MARKETING** for the Borough of Kenilworth.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓	✓		
Councilman Larry Clementi	✓			✓		
Councilman Peter Corvelli				✓		
Councilman Mark David				✓		
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 May 10, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

MAY 10, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the residents' of the Borough of Kenilworth passed a referendum to fund program at the general election held in November 7, 2000, the Borough of Kenilworth established a Length of Service Awards Program (LOSAP) by Borough Ordinance #2000-17, and a resolution adopted January 10, 2001 pursuant to PL 1997 c.388 and section 457 € (11) (B) of the Internal Service Code; and

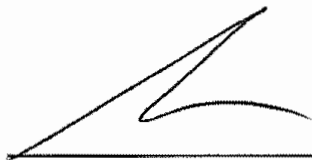
WHEREAS, in accordance with NJSA 40A:14-191, emergency service organizations participating in LOSAP shall annually certify to the sponsoring agency a list of all volunteer members who have qualified for credit for the previous year; and

WHEREAS, Fire Department Chief Lewis Giordino has submitted a list of Fire Department and Rescue Squad members that qualify for the 2016 program year, and;

WHEREAS, regulations require that the governing body of the Borough of Kenilworth pass a resolution approving of the accuracy of the list as submitted.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth that the 2016 list of qualifying members for the LOSAP program is approved and will be posted for 30 days for membership review in the Borough Clerk's office, the Firehouse, and the Rescue Squad Building.

BE IT FURTHER RESOLVED, that following the 30 day period for filing an appeal, and subject to holding the payment of any members being appealed, payment shall be made by the Chief Financial Officer to Lincoln Financial Advisory Group for the appropriate payment of \$1,150 per eligible volunteer.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 May 10, 2017.



Laura Reinertsen, Borough Clerk

Listed below are the names of the Fire Department and Rescue Squad members who qualify for the LOSAP Program for the year of 2016.

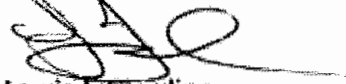
Adubato, J
Alvarez, B*
Arias, J
Bell, D
Cantalupo, J
Carrillo, L*
DeAngelis, T
Delgado-Days, J
DeLuca, A
DeOliveira, J*
Ellis, J*
Fugett, J
Giordino, C
Giordino, L
Hannon, Jr. J

Hannon, III, J
Howarth, B*
Jean, J*
Kelly, S
Kelly, T*
Kopyta, C*
Krill, D
Krueger, W
Levchuk, R
Lotfy, L
Lueddeke, A*
Marquez, C*
Matier, K*
Mauro, J
McHale, J

Mejia, S
Monge-Zamora, D*
Neglia, L*
O'Brien, J
Padula, J
Peters, A*
Peters, J
Richardson, R*
Ruggiero, A
Santiago, C*
Scuderi, M
Spranger, D*
Suffill, H*
Tiemann, R
Vitale, E
Zach, J

*Needs to be registered

Regards,



Lewis J. Giordino
Fire Chief

RESOLUTION

No. a

KENILWORTH, N.J.

May 10, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth Police Department is desirous to purchase a Police vehicle and;

WHEREAS, the funds are available through the adoption of the 2017 capital budget bond ordinance and municipal budget, and;

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

NOW, THEREFORE, BE IT RESOLVED the Borough of Kenilworth authorizes the award and purchase of a 2017 Police Interceptor SUV through the Cranford Cooperative Purchase Program via Contact #47-CPCPS, ITEM #2 in the amount of \$29,815.76 to:

Beyer Ford
170 Ridgedale Avenue
Morristown, NJ 07960

AND BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby authorized award such agreement through the issuance of a purchase to said vendor in compliance with the law.

CERTIFICATION OF FUNDS

2017-05 Police Vehicle & accessories
APPROPRIATION: C-04-55-175-108

Joseph DeIorio, Treasurer

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 May 10, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

KENILWORTH, N.J.

May 10, 2017

Introduced by:

Gerry Laudati

Seconded by:

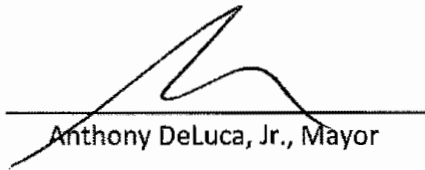
Mark David

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 and authorize the service provided by these employees.

BE IT HEREBY RESOLVED, that the following annual stipends be authorized, effective January 1, 2017, as listed below:

<u>Title</u>	<u>Name</u>	<u>Amount</u>
Recording Secretary to the Planning Board	Kathi Moschitta	\$3,000.00
Event Coordinator	Darlene Candarella	\$1,000.00


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi					✓	
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
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 May 10, 2017.


Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



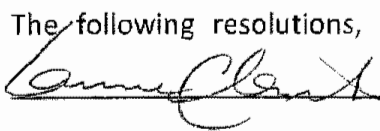
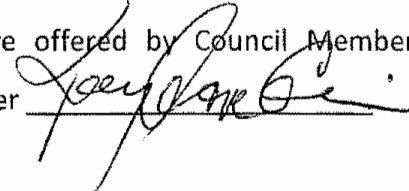
MAY 24, 2017 – 8:00PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session and Regular Council Meeting of May 10, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - UC Freeholder Chairman Bergen – Invitation to Family PRIDE CommUNITY Picnic
 - KFD Chief Giordino Recommendation for 1st Clothing Allowance List
 - Kenilworth VFW – Memorial Day Services Invite – May 29th at 11am
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

CONSENT AGENDA:

 1. That all bills be paid when properly audited and funds are available
 2. Authorize KFD Clothing Allowance #1 \$64,223.32
8. ORDINANCES

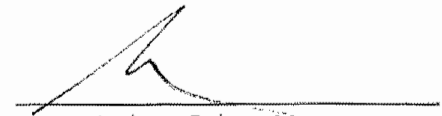
Public Hearing and Adoption - 2017-05 Bond Ordinance To Authorize The Making Of Various Public Improvements And The Acquisition Of New Additional Or Replacement Equipment And Machinery, New Communication And Signal Systems Equipment, New Information Technology Equipment And A New Fire Engine (Partial Funding) And New Automotive Vehicles, Including Original Apparatus And Equipment Reconstruction And Resurfacing Of Streets And Roads And Their Appurtenances, , In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, To Appropriate The Sum Of \$1,455,500 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. #____
9. PROCLAMATION Remembrance of the Battle of Connecticut Farms – June 7th
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:Resolution No.

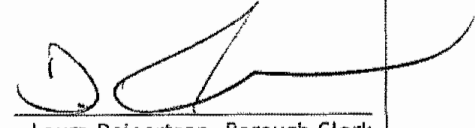
1. That all bills be paid when properly audited and funds are available
2. Authorize KFD Clothing Allowance #1 \$64,223.32

Approved:


 Anthony Deluca, Mayor-

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David					✓	
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 24, 2017.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

MAY 24, 2017

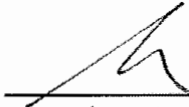
Introduced by: _____

Seconded by: _____

CONSENT AGENDA

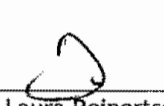
BE IT HEREBY RESOLVED,
are available.

that all bills be paid when properly audited and funds


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David						✓
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 May 24, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

MAY 24, 2017

Introduced by: _____

Seconded by: _____

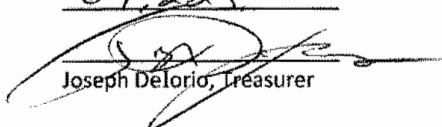
CONSENT AGENDA

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 \$64,223.32.

CERTIFICATION OF FUNDS

APPROPRIATION:

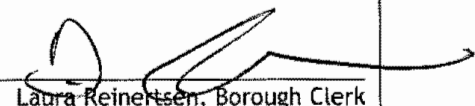
7-01-25-749-140
\$64,223.32


Joseph DeLorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓			✓		
Councilman Peter Corvelli				✓		
Councilman Mark David						✓
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 May 24, 2017.


Laura Reinertsen, Borough Clerk

FD#	NAME	RANK	ADDRESS	TOTAL
04	KRILL, D	FF		\$ 400.00
07	GIORDINO, L	CHIEF	10 DORSET DR. KENILWORTH, NJ 07033	\$ 4,000.00
8	ALVAREZ, B	FF	100 S. 19TH ST. KENILWORTH, NJ 07033	\$ 930.00
9	ELLIS, J	FF	37 HILL ST. APT C-10 MORRISTOWN, NJ 07960	\$ 930.00
11	VITALE, E	FF	310 N 12TH ST. KENILWORTH, NJ 07033	\$ 930.00
10	CARVAJAL	FF	68 SEAFOAM AVE. WINFIELD PARK, NJ 07036	\$ 930.00
13	LUEDDEKE	FF	302 FAITOUTE AVE. KENILWORTH, NJ 07033	\$ 930.00
14	MAURO, J	B/C	39 N 13TH ST. KENILWORTH, NJ 07033	\$ 3,000.00
15	OTT, R	FF	309 LINCOLN DR. KENILWORTH, NJ 07033	\$ 930.00
16	DAYS, J	EMT	304 MONROE AVE APT 2 KENILWORTH, NJ 07033	\$ 1,600.00
17	MCHALE, J	FF	223 N 15TH ST. KENILWORTH, NJ 07033	\$ 1,600.00
20	HANNON JR, J	LT	308 LINCOLN DR. KENILWORTH, NJ 07033	\$ 1,600.00
22	SANTIAGO, C	FF	564 NEWARK AVE APT 2 KENILWORTH, NJ 07033	\$ 930.00
23	PADULA, J	FF	65 S 20TH ST. KENILWORTH, NJ 07033	\$ 930.00
24	CARILLO, L	FF	42 JANET PL. SPRINGFIELD, NJ 07081	\$ 930.00
25	HOWARTH, B	CAPT	815 FILBERT ST ROSELLE PARK NJ 07204	\$ 1,600.00
26	DEANGELIS, T	FF	105 COUNTY PARK DR. CRANFORD, NJ 07016	\$ 833.32
28	FUGETT, J	FF	21 N 6TH ST. KENILWORTH, NJ 07033	\$ 930.00
29	TIEMANN, R	EMT	684 THOREAU TERR. UNION, NJ 07083	\$ 930.00
30	MARQUEZ	EMT	22 PARKER AVE. CRANFORD, NJ 07016	\$ 930.00
31	JEAN	EMT	40 REINHOLD TERR. UNION, NJ 07083	\$ 930.00
32	PETERS, A	FF	531 MONROE AVE. KENILWORTH, NJ 07033	\$ -
36	DELUCA, A	CAPT	36 N 13TH ST. KENILWORTH, NJ 07033	\$ 1,600.00
37	O'BRIEN, J	FF	550 NEWARK AVE. KENILWORTH, NJ 07033	\$ 2,350.00
42	LEVCHUK, R	FF	79 PARK DR. KENILWORTH, NJ 07033	\$ 930.00
43	LAVECCHIA	FF	563B MORRIS AVE. SPRINGFIELD NJ 07081	\$ 930.00
44	MEJIA, S	EMT	732 FAITOUTE AVE. KENILWORTH, NJ 07033	\$ -
46	SCUDERI, M	B/C	40 S 22ND ST. KENILWORTH, NJ 07033	\$ 3,000.00
47	SPRANGER, D	EMT	321 N 22ND ST. KENILWORTH, NJ 07033	\$ 1,250.00
48	KRUEGER, W	D/C	68 S MICHIGAN AVE. KENILWORTH, NJ 07033	\$ 3,500.00
49	BELL, D	LT	425 N 15TH ST. KENILWORTH, NJ 07033	\$ 1,250.00
50	RUGGIERO, A	FF	1126 EDGEWOOD RD. ELIZABETH, NJ 07208	\$ 930.00
51	HANNON III, J	FF	308 LINCOLN DR. KENILWORTH, NJ 07033	\$ 930.00
52	PIERCE	FF	1021 GIFFORD COURT UNION NJ 07083	\$ 930.00
54	RICHARDSON, P	FF	33 BURCHFIELD AVE. CRANFORD, NJ 07086	\$ 930.00
55	KELLY, T	FF	309 STOCKTON AVE. UNION, NJ 07083	\$ 930.00
56	KELLY, S	CAPT	322 ASHWOOD AVE. KENILWORTH, NJ 07033	\$ 1,600.00
57	GIORDINO, C	EMT	10 DORSET DR. KENILWORTH, NJ 07033	\$ 930.00
58	ZACH, J	FF	108 EDGEWOOD RD. CRANFORD, NJ 07016	\$ 930.00
60	PETERS, J	FF	1526 CORNELL DR. LINDEN, NJ 07036	\$ -
61	DIPROFIO	FF	5 ESSEX RD SPRINGFIELD NJ 07081	\$ 930.00
62	GRAF	FF	49 MICHAEL DR WESTFIELD NJ 07090	\$ 930.00
63	DEVITO	FF	345 DOGWOOD DR UNION NJ 07083	\$ 930.00
64	SINGLETARY	EMT	192 FITZPATRICK ST HILLSIDE NJ 07205	\$ 775.00
94	KOPYTA, C	ADM	PO BOX 21 KENILWORTH, NJ 07033	\$ 930.00
96	CANTALUPO, J	FF	730 CLINTON AVE. KENILWORTH, NJ 07033	\$ 930.00
101	ZAMORA	EMT	224 N 11TH ST. KENILWORTH, NJ 07033	\$ 930.00
102	DEOLIVEIRA	EMT	602 NEWARK AVE. KENILWORTH, NJ 07033	\$ 930.00
103	NEGLIA	EMT	255 FOREST DR. UNION, NJ 07083	\$ 930.00
104	SUFFILL, H	EMT	270 BOULEVARD KENILWORTH, NJ 07033	\$ 930.00
105	LOTFY, A	EMT	724 CLINTON AVE. KENILWORTH, NJ 07033	\$ 930.00
107	CORVELEYN	EMT	369 DOGWOOD DR UNION NJ 07083	\$ 930.00
108	ARIAS, J	EMT	124 MARY ALICE COURT, UNION, NJ 07083	\$ 465.00
109	ADUBATO, J	EMT	1587 SPRINGFIELD AVE. CRANFORD, NJ 07016	\$ 1,250.00
110	SESSELMAN	EMT	312 N 11TH ST KENILWORTH, NJ 07033	\$ -
111	MATIER, K	EMT	589 NEWARK AVE 2ND FL KENILWORTH, NJ 07033	\$ 930.00
114	MAURO, D	EMT	39 N 13TH ST. KENILWORTH, NJ 07033	\$ 930.00
				\$ 64,223.32

RESOLUTION

No. 3

KENILWORTH, N.J.

May 24, 2017

Introduced by: Peter Corvelli

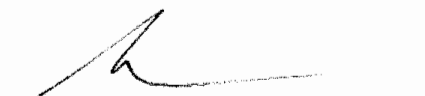
Seconded by: Anthony DeLuca

BE IT HEREBY RESOLVED that the ordinance #2017-05, 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 RECONSTRUCTION AND RESURFACING OF STREETS AND ROADS AND THEIR APPURTENANCES, , IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,455,500 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 April 26, 2017 and approved for final passage at the regular meeting of the Borough Council of May 24, 2017 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 Ciceri			✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David						✓
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 May 24, 2017.


Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-05**

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 RECONSTRUCTION AND RESURFACING OF STREETS AND ROADS AND THEIR APPURTENANCES, , IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,455,500 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, reconstruction and resurfacing of streets and roads and their appurtenances 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:

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-05**

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	\$ 251,500
Down Payment Appropriated	\$ 11,980
Bonds and Notes Authorized	\$ 239,520
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	\$ 70,000
Down Payment Appropriated	\$ 3,350
Bonds and Notes Authorized	\$ 66,650
Period of Usefulness	5 years

- C. 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	\$ 62,000
Down Payment Appropriated	\$ 2,960
Bonds and Notes Authorized	\$ 59,040
Period of Usefulness	15 years

- D. Installation of playground equipment at DiMario Park and various other parks.

Appropriation and Estimated Cost	\$ 100,000
Down Payment Appropriated	\$ 4,770
Bonds and Notes Authorized	\$ 95,230
Period of Usefulness	15 years

- E. 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 a street sweeper.

Appropriation and Estimated Cost	\$ 140,000
Down Payment Appropriated	\$ 6,670

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-05**

Bonds and Notes Authorized	\$ 133,330
Period of Usefulness	5 years

- F. Partial funding for the acquisition of a new pumper fire engine, including original apparatus and equipment.

Appropriation and Estimated Cost	\$ 65,000
Down Payment Appropriated	\$ 3,100
Bonds and Notes Authorized	\$ 61,900
Period of Usefulness	10 years

- G. Acquisition of new additional or replacement equipment and machinery consisting of turnout gear and SCBA Bottles for the use of the Fire Department.

Appropriation and Estimated Cost	\$ 43,000
Down Payment Appropriated	\$ 2,050
Bonds and Notes Authorized	\$ 40,950
Period of Usefulness	15 years

- H. Acquisition of a new automotive vehicle, including original apparatus and equipment, consisting of SUVs for the use of the Police Department.

Appropriation and Estimated Cost	\$ 74,000
Down Payment Appropriated	\$ 3,660
Bonds and Notes Authorized	\$ 70,340
Period of Usefulness	5 years

- I. 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) video door release, (ii) AED, (iii) computers and server, (iv) weapon equipment, (v) installation of department flooring and (vi) detective bureau siding, (vii) pole cameras, (viii) solar blinking pedestrian signs and (ix) ballistic vests.

Appropriation and Estimated Cost	\$ 570,000
Down Payment Appropriated	\$ 27,150
Bonds and Notes Authorized	\$ 542,850
Period of Usefulness	10 years

- J. 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

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-05**

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	\$ 570,000
Down Payment Appropriated	\$ 27,150
Bonds and Notes Authorized	\$ 542,850
Period of Usefulness	10 years

Aggregate Appropriation and Estimated Cost	\$1,455,500
Aggregate Down Payment Appropriated	\$ 69,500
Aggregate Amount of Bonds and Notes Authorized	\$1,386,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$193,000 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 \$69,500, 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 \$69,500 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 \$1,386,000 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 \$1,386,000 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

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-05**

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 10.83 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 \$1,386,000 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.

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-05**

Approved: _____

Anthony DeLuca, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		X				KAY CECERI						
		X				LARRY CLEMENTI						
X		X				PETE CORVELLI						
		X				MARK DAVID						
		X				GERRY LAUDATI						
	X	X				NICHOLAS MASCARO						
Introduced: April 26, 2017						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 Reinertsen, Borough Clerk						
Final Adoption: May 24, 2017												

BOROUGH OF KENILWORTH



COUNCIL MEETING AGENDA

JUNE 14, 2017 – 8:00PM

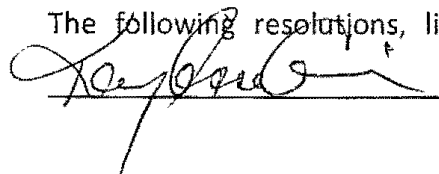
1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session and Regular Council Meeting of May 24, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - NJ DOT – Notice of Award 2017 Roadway Improvement \$225,000.00
 - County of Union: Notice of Award – 2017 Infrastructure & Municipal Aid \$75,000.00
 - 2017 Grant Opportunity Announcements: Kids Recreation Trust; Greening Union County; Preserve Union County
 - Borough Engineer - Recommendations:
 - Payment #2 for Roadway Project – 2016 NJDOT; and Final Payment for HVAC Improvements
 - Kenilworth FD Chief – Recommendations for Clothing Allowance and New Appointments
 - Borough of Fanwood – Resolution Supporting Paris Agreement
 - Blackthorn Restaurant – Request for Liquor License Renewal Conditions
 - **MAY Dept. Reports:** Clerk's Office, Court, Finance, Fire, Planning & Zoning, Police & 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 Payment #2 Top Line Const. – 2016 NJDOT Roadway Project \$137,355.21
 3. Award Contract to Advanced Control Systems - New Emergency Generators \$189,500.00
 4. Final Payment – 1st Goal Heating & Cooling – DPW HVAC Improvements \$4,156.25
 5. Award Recycling Services (3 Year) – Giordano Recycling \$436,500.00
 6. Refund of Tax Sale, Cert. #15-00007
 7. Refund Overpayment of Taxes, B111 L11 \$1,647.08
 8. Fire Dept. - Clothing Allowance Payment - \$930.00
 9. Award Grant to Kenilworth Historical Society \$3,165.48
 10. Special Items of Revenue – Clean Communities Program \$14,884.96
 11. Street Fair Costs Defrayment \$5,000.00
 12. Appointment of Recreation Summer Personnel
 13. Appoint Alternate Crossing Guard – J. Mandaglio-Tomasso
 14. Appoint Probationary Fire Fighters/EMTs
 15. Authorize Participation into Somerset County COOP
 16. Authorize UC Grant Submittals for 2017 Kids Recreation Trust and Greening Union County
 17. Authorize Agreement with Springfield Twp. for Construction Code Official/Building Inspector
 18. Authorize Purchase and Installation of Playground Equipment at DiMario Park
 19. Appoint Alternate #1 to the Planning Board – A. Laudati
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



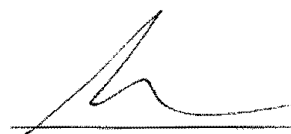
and seconded by Council Member Jim Conell

Consent Agenda:

Resolution No.

1. That all bills be paid when properly audited and funds are available
2. Authorize Payment #2 Top Line Const. – 2016 NJDOT Roadway Project \$137,355.21
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16. Authorize UC Grant Submittals for 2017 Kids Recreation Trust and Greening Union County
17. Authorize Agreement with Springfield Twp. for Construction Code Official/Building Inspector
- ~~18. Authorize Purchase and Installation of Playground Equipment at DiMario Park~~ **STRICKEN**
19. Appoint Alternate #1 to Planning Board – A. Laudati

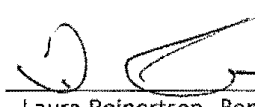
Approved:



Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
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 June 14, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

JUNE 14, 2017

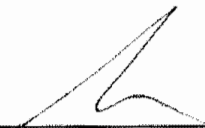
Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED,
are available.

that all bills be paid when properly audited and funds



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
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 June 14, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

June 14, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth of Union County, New Jersey upon recommendation of the Borough Engineer that Payment #2 for the Contract listed below be and is hereby approved.

TITLE OF JOB: 2016 NJDOT Roadway Improvements

CONTRACTOR: Top Line Construction, Inc.

ENGINEER: Harbor Consultants, Inc.
320 North Avenue, East
Cranford, NJ 07016

Payment #1

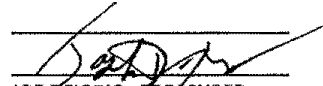
TOTAL ORIGINAL CONTRACT PRICE	\$405,310.30
Total Completed and stored to date:	\$357,475.12
Less Previous Payments	\$202,246.15
Less 5% Retainage	<u>\$17,873.76</u>
Payment #2 - Amount Due this period	<u>\$137,355.21</u>
<i>Balance to finish including retainage</i>	<i>\$47,835.18</i>

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

CERTIFICATION OF FUNDS

DATE: 6/14/17

APPROPRIATION: G-02-70-080-067 137,355.21


JOE DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli		✓	✓	✓		
Councilman Mark David			✓	✓		
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 June 14, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

JUNE 14, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, funding was received through the FEMA – Public Assistance (PA) Program projects; and

WHEREAS, sealed bids were received on April 13, 2017 for **NEW EMERGENCY GENERATORS** and Advanced Control Systems, 12 Champion Way, Manalapan, NJ 07726 having submitted the lowest responsible bid as follows:

Base Bid	\$73,660.00
Alternate #1	\$66,750.00
Alternate #2	<u>\$49,090.00</u>
Total Bid	<u>\$189,500.00</u>

NOW, THEREFORE, BE IT RESOLVED that **Advanced Control Systems** be awarded the total bid of \$189,500.00 for **NEW EMERGENCY GENERATORS**.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby authorizes the Mayor and Clerk to enter into an agreement with Advanced Control Systems for their total bid for New Emergency Generators
2. That pursuant to N.J.A.C. 5:34-5.1 et seq. Local Public Contracts Law, the required Certificate of Availability of Funds has been obtained from the Chief Finance Officer of the Borough of Kenilworth.

CERTIFICATION OF FUNDS

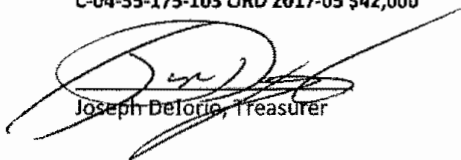
APPROPRIATION:

Hazard Mitigation Program Grant Reserve \$69,000

C-04-55-135-104 ORD 2013-05 \$31,000

C-04-55-162-104 ORD 2016-02 \$47,500

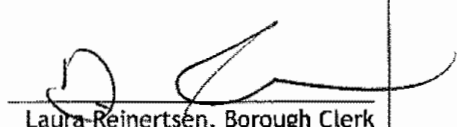
C-04-55-175-103 ORD 2017-05 \$42,000


Joseph DeLoria, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
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 JUNE 14, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

June 14, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

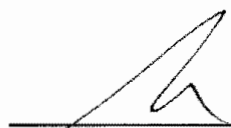
BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, Union County, New Jersey that the contract for **HVAC Improvements to the DPW Building**, in accordance with the Plans and Specifications and any approved Change Orders, as directed by Harbor Consultants, Inc., 320 North Ave., East, Cranford, NJ 07016. Said construction is hereby accepted and First Goal Heating and Cooling, Final Payment in the amount of Four Thousand One Hundred Fifty Six Dollars And Twenty Five Cents (\$4,156.25) is hereby considered final payment; and

WHEREAS, the Contractor having supplied a Maintenance Bond (Number 62976293) in the amount of Ninety-Four Thousand Four Hundred Dollars (\$94,400.00) for a period of One (1) year from 5/31/2017; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

Harbor Consultants, Inc.
320 North Avenue, East
Cranford, NJ 07016

First Goal Heating and Cooling
10 Siesta Drive
Wayne, NJ 07474


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli		✓	✓	✓		
Councilman Mark David			✓	✓		
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 June 14, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

JUNE 14, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth has adopted a mandatory recycling ordinance requiring generator segregation of recyclable post-consumer goods by residential and commercial waste generators located within the Borough of Kenilworth; and

WHEREAS, the Borough of Kenilworth, in order to be able to enforce compliance with its mandatory recycling ordinance, has received two (2) bids for said services; and

WHEREAS, Giordano Company, 142-156 Frelinghuysen Ave., Newark NJ 07114 is the lowest responsible bidder for recycling services at their bid of \$436,500.00 for three (3) years with a two year optional extension, beginning July 3, 2017 through June 30, 2022; 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.

THEREFORE BE IT RESOLVED, that the Mayor and or Clerk be authorized to enter into agreement with **Giordano Company, 142-156 Frelinghuysen Ave., Newark NJ 07114.**

CERTIFICATION OF FUNDS

DATE: 6/14/17 - year 2017

APPROPRIATION: 7-01-26-775-001 64,500

5-02-70-080-015 \$26,000

JOE DEIORIO, TREASURER

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
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 June 14, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

June 14, 2017

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 US Bank Cust for Phoenix Funding for the property located at 360 Faitoute Avenue, 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 #15-00007** by the Collector of Taxes:

CFT Services LLC Cust For
Phoenix Funding Inc.
917 Mountain Avenue, Suite 1-A
Mountainside, NJ 07092

REDEMPTION AMOUNT - \$20,604.80

PREMIUM TRUST ACCOUNT - \$24,000.00

Treasurer's Note: 1099 = \$2,859.59


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 Mark David			✓	✓		✓
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 14, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

June 14, 2017

Introduced by: _____

Seconded by: CONSENT AGENDA

WHEREAS, Corelogic Tax Services paid the property taxes for the 2nd quarter of 2017 for the following properties located in Kenilworth, NJ, and;

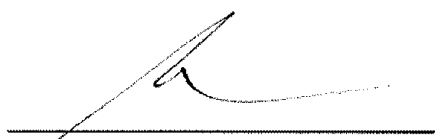
WHEREAS, this resulted in the overpayment of taxes for the 2nd quarter of 2017, and;

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 to Corelogic Tax Services, Attn: Centralized Refunds, P. O. Box 9202, Coppell, TX 75019.

<u>Block</u>	<u>Lot</u>	<u>Property:</u>	<u>Amount</u>
111	11	45 Hemlock Street	\$ 1,647.08

TOTAL \$ 1,647.08


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 Mark David			✓	✓		✓
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 14, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

JUNE 14, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the 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 \$64,223.32 was approved at the May 24, 2017 council meeting; and

WHEREAS, one member was erroneously omitted from the approved list.

BE IT HEREBY RESOLVED, that the first clothing allowance payment for David DiFabrizio of 120 Glenwood Court, Union NJ be approved in the amount of \$930.00.

CERTIFICATION OF FUNDS

APPROPRIATION:

7-01-25-749-140

Joseph DeLono, Treasurer

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓	✓		
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 June 14, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

JUNE 14, 2017

Introduced by: CONSENT AGENDA

Seconded by: _____

WHEREAS, the 18th day of June 2007 marked the 100th anniversary of the date on which the Bill of Incorporation creating the Borough of Kenilworth, New Jersey, was signed into law; and

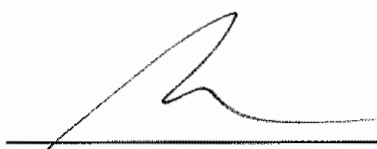
WHEREAS, the Governing Body approved a resolution on June 14, 2006 which declared a Centennial Committee be created by Mayor Gregg David to include a series of successful events for the centennial which chaired by Shirley Maxwell, the President of the Kenilworth Historical Society for the promotion and preservation of the history of Kenilworth; and

WHEREAS, the Centennial Committee raised enough funds to cover the celebration of this momentous event, thereby leaving an audited balance of \$3,165.48 in the Centennial Celebration Trust account intended to be used to further the preservation efforts of the Historical Society; and

WHEREAS, the Mayor and Council continue to be committed to preserving and promoting the history of Kenilworth which is highlighted by the 19th century Oswald Nitschke home; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough Kenilworth authorize the Chief Financial Officer to award a grant to the Kenilworth Historical Society in the amount of \$3,165.48 in the Centennial Celebration Trust to be used to continue fulfilling the preservation of the history of the Borough of Kenilworth and expenses related to maintain the Nitschke property for future generations; and

BE IT FURTHER RESOLVED, that all citizens of the Borough of Kenilworth be encouraged to become more aware of the community's history and past accomplishments and to support and participate in the preservation of the history 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 Mark David			✓	✓		
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 June 14, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

KENILWORTH, N.J.

JUNE 14, 2017

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 2017 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 2017 in the sum of \$14,884.96

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:

Clean Communities Program

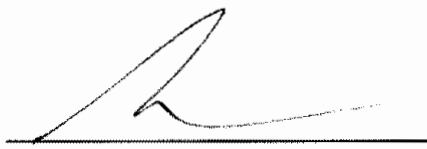
BE IT FURTHER RESOLVED that a like sum of \$14,884.96 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

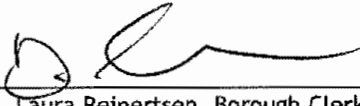
Public and Private Programs Offset by Revenue

Clean Communities Program


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
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 June 14, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

KENILWORTH, N.J.

June 14, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

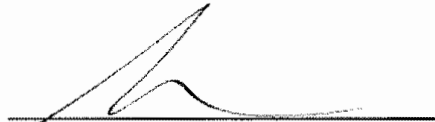
Whereas, the residents of the Borough of Kenilworth are desirous of programs that instill community pride and encourage gatherings of residents, and

Whereas, the Borough of Kenilworth, contracted with JC Promotions Inc. to provide a street fair on May 21, 2017 for the community; and

Whereas, the agreement states that JC Promotions Inc. "will give back \$5,000 to the Borough of Kenilworth," and

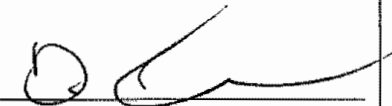
Whereas, to provide for the safety and maintenance of the street fair, the Borough incurred \$5,740 for Police and \$4,136.34 for Public Works overtime and,

Now, Therefore, Be It Resolved, the Governing Body of the Borough of Kenilworth authorizes the Chief Financial Officer to apply the a pro-rata share of the \$5,0000 to the Police and Public Works Departments to defray overtime cost..


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
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 June 14, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 12

KENILWORTH, N.J.

June 14, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the following be employed as Recreation Summer Playground workers as of June 26, 2017 to August 18, 2017, pending successful completion of a criminal background check for adults and internal juvenile records check and submission of required payroll documents.

Pat Boyle	Camp Director	\$450.00 per week (maximum 7 hours per day/35 hours per week)
Caitlyn Martin	Head Counselor	\$430.00 per week (maximum 6 hours per day/30 hours per week)
Laura Kratzer	Counselor Teachers Assistant	\$ 10.50 per hr.
Ashley Barnansky	Counselor	\$ 9.00 per hr.
Alison Urban	Counselor	\$ 9.00 per hr.
Dani Mauroi	Counselor	\$ 9.00 per hr.
Jake Santos	Counselor	\$ 9.00 per hr.
Juan Martinez	Counselor	\$ 9.00 per hr.
Brianna McCray	Counselor	\$ 8.50 per hr.
Salma Elmahal	Counselor	\$ 8.50 per hr.
Sydney David	Counselor	\$ 8.50 per hr.
Anna Giacalone	Counselor	\$ 8.00 per hr.
James Quaglia	Counselor	\$ 8.00 per hr.
Kalilah Underwood	Counselor	\$ 8.00 per hr.
Jen Santos	Counselor	\$ 8.00 per hr.
Alyssa Filippone	P/T Counselor	\$ 8.00 per hr.
Veronica Carreto	P/T Counselor	\$ 8.00 per hr.
Sebastian Lopes	P/T 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.

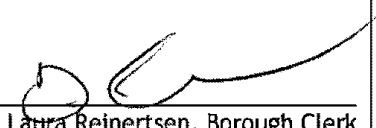
Nicole Layden	After Care Counselor	\$ 10.50 per hr.
Sydney David	After Care Counselor	\$ 8.50 per hr.

BE IT FUTHER RESOLVED: that the above appointments are not eligible for holiday, sick, or vacation pay

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Gerry Laudati			✓			
Councilman Nick Mascaro			✓			
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 June 14, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 13

KENILWORTH, N.J.

JUNE 14, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

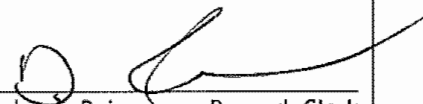
BE IT HEREBY RESOLVED that **JO MANDAGLIO-TOMASSO, 21 North 18th Street, Kenilworth NJ 07033** be appointed as Alternate School Crossing Guard, at a rate of \$17.34, effective June 14, 2017.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
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 June 14, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 14

KENILWORTH, N.J.

JUNE 14, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED, that **JUSTIN TORO, BRIAN LEVINE, CAITLYN SWEENEY, VICTORIA SCHIABLE, JOHNNY RODRIGUES, ANTHONY ALVES** be appointed as a Probationary Fire Fighter/EMT on the Kenilworth Fire Department.

BE IT RESOLVED, that **JOHN SALAMA** 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 Mark David			✓			
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 June 14, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 15

KENILWORTH, N.J.

JUNE 14, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth, County of Union, State of New Jersey desires to become a member of the Somerset County Cooperative Pricing System, #2-SPCCP, effective upon passage of this resolution and that such membership shall be for the period ending December 31, 2018, and each renewal thereafter of the system, unless the Borough of Kenilworth elects to formally withdraw from the system.

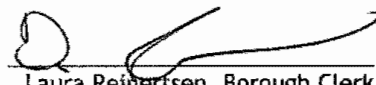
NOW THEREFORE BE IT RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute the attached agreement for such membership.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
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 June 14, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 16

KENILWORTH, N.J.

JUNE 14, 2017

Introduced by: _____

Seconded by: _____

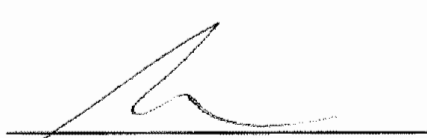
CONSENT AGENDA

WHEREAS, the Union County Board of Chosen Freeholders has announced the 2017 Kids Recreation Trust Fund Grant and the 2017 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 Caceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
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 June 14, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 17

KENILWORTH, N.J.

JUNE 14, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, the BOROUGH OF KENILWORTH and THE TOWNSHIP OF SPRINGFIELD desire to enter into an Interlocal Services Agreement to jointly engage an Construction Code Official/Building Inspector to render services for them; and

WHEREAS, the Agreement for this Interlocal Services Agreement for a five (5) year period is attached.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Kenilworth that the Mayor and Borough Clerk be authorized to sign said Interlocal Services Agreement subject to approval by the Governing Body of the Township of Springfield.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
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 JUNE 14, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 19

KENILWORTH, N.J.

JUNE 14, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED, that the following Mayor's appointment of:

ANTHONY LAUDATI as Alternate #1 for the unexpired two year term ending 12/31/18

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

Approved: _____

Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Celeri	✓		✓	✓		
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli		✓	✓	✓		
Councilman Mark David			✓	✓		
Councilman Gerry Ladauti			✓	✓		
Councilman Nick 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 JUNE 14, 2017.

Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



JUNE 28, 2017 – 8:00PM

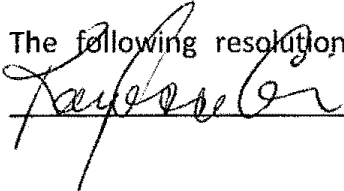
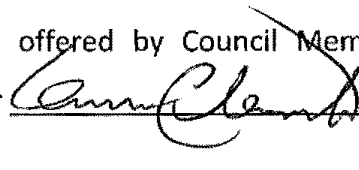
1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session, Executive Session and Regular Council Meeting of June 14, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

CONSENT AGENDA:

 1. That all bills be paid when properly audited and funds are available
 2. Self-Examination of the Budget
 3. Authorizing Inspection Fee pursuant to Borough Code 182-1
 4. Award Contract for Siding of Detective Bureau – Roof It \$21,400.00
 5. Approve Liquor License Renewals for 2017-2018
 6. Approve Liquor License Renewal – 10th Street Live
 7. Authorizing Agreement to Modify the Community Development Block Grant Program Cooperative Agreement with Union County
8. ORDINANCES

Introduction - 2017-06 ORDINANCE TO AMEND RECREATIONAL PROGRAM FEES IN SECTION 91-6, ARTICLE III, ENTITLED "FEES FOR PARTICIPATION IN PROGRAMS" Res. #___
9. PRESENTATION *Boy Scouts from Troop #83 – Certificates of Appreciation*
10. MEETING OPEN TO THE PUBLIC
11. GENERAL BUSINESS
12. ADJOURNMENT

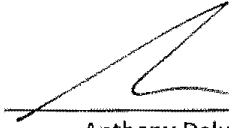
Time: _____

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

Consent Agenda:Resolution No.

1. That all bills be paid when properly audited and funds are available
2. Self-Examination of the Budget
3. Authorizing Inspection Fee pursuant to Borough Code 182-1
4. Award Contract for Siding of Detective Bureau – Roof It \$21,400.00
5. Approve Liquor License Renewals for 2017-2018
6. Approve Liquor License Renewal – 10th Street Live
7. Authorizing Agreement to Modify the Community Development Block Grant Program Cooperative Agreement with Union County

Approved:


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	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 June 28, 2017.  Laura Reinertsen, Borough Clerk
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Mark David					✓	
Councilman Gerry Laudati					✓	
Councilman Nicolas Mascaro			✓			

RESOLUTION

No. 1

KENILWORTH, N.J.

JUNE 28, 2017

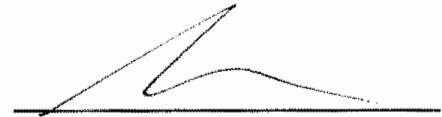
Introduced by: _____

Seconded by: _____

CONSENT AGENDA

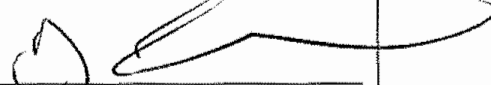
BE IT HEREBY RESOLVED,

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 Mark David						✓
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 June 28, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

JUNE 28, 2017

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 2017 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 Mark David	☒	☒	☒	☒	☒	☒
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 June 28, 2017.

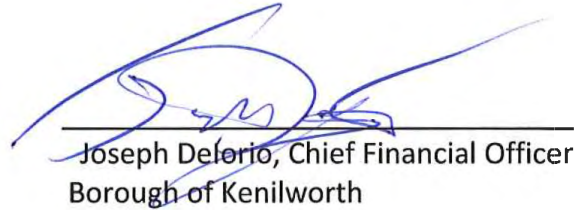

Laura Reinertsen, Borough Clerk

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 28, 2017



Joseph DeLorio, Chief Financial Officer
Borough of Kenilworth

RESOLUTION

No. 3

KENILWORTH, N.J.

JUNE 28, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth requires the inspection of certain trailers as defined by Kenilworth Borough Code 182-1, et. al.; and

WHEREAS, Jerry Eger, 22 South 18th Street, Kenilworth, New Jersey 07033, Construction Code Official will provide these services at a rate of \$25 per trailer inspection beyond his duties as the Borough's Construction Code; and

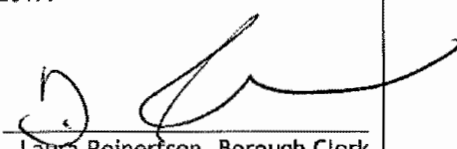
WHEREAS, the \$25 per trailer inspection, will be added as an additional stipend, paid as inspections are requested and not part of his hourly rate or pension.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth that it does hereby authorize the Chief Financial Officer to pay the amount of \$25/inspection to Jerry Eger for the inspection of trailers pursuant to Code 182-1.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David						✓
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 June 28, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

JUNE 28, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas, the Borough of Kenilworth Police Department is desirous to construct improvements to the Detective Bureau located at 11 South 23rd Kenilworth NJ, and;

Whereas, the funds are available through the adoption of the 2017 capital budget bond ordinance and municipal budget, and;

Whereas, under the recommendation of the Borough Engineer, the Police Department solicited three vendors for the following amounts and certifies proper receipt of the same:

The Scuorzo Group LLC
DBA, Roof-It
P.O. Box 74
Kenilworth NJ 07033
Amount: \$21,400

Marion & Jacobson
20-B Holles Drive
Kenilworth NJ 07033
Amount: \$24,650

Percario General Contracting LLC
1259 St. George Ave.
Roselle NJ 07203
Amount: \$28,820

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

Now, Therefore, Be It Resolved the Borough of Kenilworth authorizes the award of Detective Bureau Improvements in the amount of \$21,400, subject to the vendor's compliance with the Laws of the State of New Jersey, final review of the Borough Engineer and Borough Policy to:

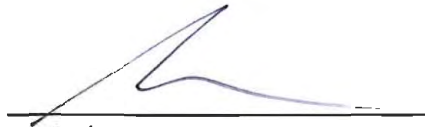
The Scuorzo Group LLC
DBA, Roof-It
P.O. Box 74
Kenilworth NJ 07033

And be it further resolved that the Chief Financial Officer/Qualified Purchasing Agent is hereby authorized award such agreement through a purchase order to said vendor in compliance with the law.

CERTIFICATION OF FUNDS

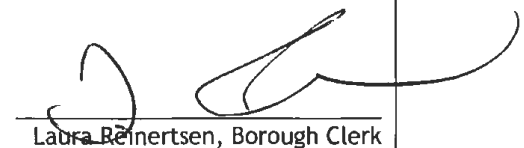
Ordinance 2017-05 Police-New &
Replacement Equipment C-04-55-175-109


JOE DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓		✓		
Councilman Peter Corvelli				✓		
Councilman Mark David						✓
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 June 28, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

JUNE 28, 2017

Introduced by: _____

Seconded by: _____

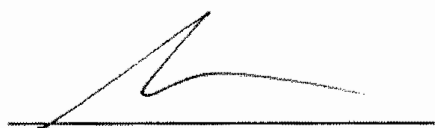
CONSENT AGENDA

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 2017-2018:

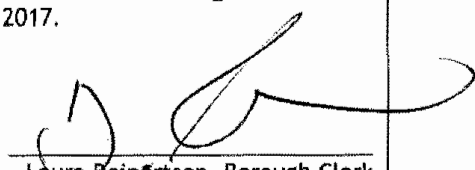
2008-31-015-001	American Legion Post No. 470 Kenilworth
2008-31-016-001	Columbian Club of Kenilworth, T/A Columbian Club
2008-33-010-006	Kenilworth Veterans Center Club, Inc.
2008-33-011-001	Lucky G, Inc.
2008-33-001-004	CJMK, Inc., T/A La Griglia
2008-33-007-008	C.Q.D.S. Inc., T/A Taormina Ristorante
2008-33-002-008	M&A Restaurant T/A La Campagnola
2008-33-008-008	Kenilworth Bar LLC
2008-33-013-011	Butternut Café LLC T/A Boulevard Five 72
2008-36-004-008	Kenilworth Hospitality, LLC Kenilworth Inn
2008-44-012-006	R & S Beverages LLC
2008-44-009-004	Lehar Liquor Corp.

All of the above premises have been inspected by the Kenilworth Board of Health; all applicants have paid the municipal filing fee and received a tax clearance certificate from the NJ Division of Taxation.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Mark David						✓
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 June 28, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

June 28, 2017

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 10TH STREET LIVE, applied for renewal of its Plenary Retail Consumption License No. 2008-33-003-009, for the one year period commencing July 1, 2017; 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 A.B.C. Board 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

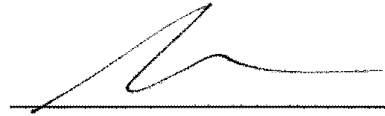
WHEREAS, the Governing Body has heretofore notified the applicant of its intention to impose this additional condition and afforded the applicant an opportunity to be heard concerning the same;

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 10TH STREET LIVE, be renewed for a one year period commencing July 1, 2016, subject, however, to the following conditions:

1. That the licensee shall designate an employee to remove any rubbish related to its operation on both sides of North 10th Street every Friday, Saturday and Sunday morning;
2. The licensee shall employ personnel to maintain peace, quiet and good order within the licensed premises every Friday and Saturday from 8:00 P.M. to closing;
3. The licensee shall employ personnel to monitor and assist in maintaining peace, quiet and good order in its parking lot and adjacent street, at the discretion of the Police Chief or his designee, every Friday and Saturday from 8:00 P.M. to closing, provide that the duties of such individual shall be limited to supervising 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 may waive the requirement set forth in this paragraph for such periods of time when he deems its application unnecessary;
4. The licensee shall maintain an accurate count of all persons while in the licensed premises on Thursday, Friday and Saturday nights and promptly provide such count, upon request, to the Mayor, Fire Chief, Police Chief, Fire Commissioner or their authorized representatives;
5. The licensee shall maintain and utilize an amplified speaker to inform patrons that their motor vehicle is illegally parked;

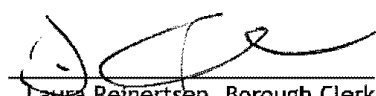
6. Packaged goods shall not be sold after 9:00 o'clock P.M.;
7. The licensee shall meet with the Governing Body upon the Mayor's request in order to discuss the operation of the licensed premises.

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 Mark David						✓
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 June 28, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

JUNE 28, 2017

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 MAY 28, 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 Partnerships program; and

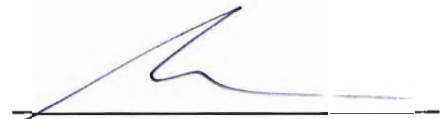
WHEREAS, substantial Federal funds provided through subtitle B of Title IV of the McKinney-Vento Homeless Assistance Act commonly known as the Emergency Solutions Grants program (ESG) are allocated to prevent homelessness and to enable homeless individuals and families to move toward independent living; 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 Municipality 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 Governing Body 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 May 28, 2014, for the Purpose of Inserting a Description of Activities for Fiscal Year 2017-2018 of the Union County Community Development Block Grant program, the HOME Investment Partnerships program, and the Emergency Solutions Grants 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 Mark David						✓
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 June 28, 2017..


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

JUNE 28, 2017

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2017-06, entitled:

ORDINANCE NO. 2017-06
ORDINANCE TO AMEND RECREATIONAL PROGRAM
FEES IN SECTION 91-6, ARTICLE III, ENTITLED "FEES FOR
PARTICIPATION IN PROGRAMS"

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 July 12, 2017 at 8:00PM 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 Mark David						✓
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 June 28, 2017.

[Signature]
Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-06**

**ORDINANCE TO AMEND RECREATIONAL PROGRAM
FEES IN SECTION 91-6, ARTICLE III, ENTITLED "FEES FOR
PARTICIPATION IN PROGRAMS"**

PURPOSE: The purpose of this Amendment is to update the fees charged by the Borough to offset the costs for participation in recreational programs.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Borough of Kenilworth, County of Union, and the State of New Jersey as follows that Section 91-6 is supplemented by the following sections:

- C. Basketball
Kindergarten through 2nd grade Clinic: \$35 per child per season
3rd Grade through 5th Grade instruction: \$55 per child per season
6th Grade through 8 Grade instruction: \$55 per child per season
- D. Cheer Clinic: \$20 per child per season
- E. Softball
1st through 3rd Grade Clinic: \$40 per child per season
3rd through 5th Grade instruction: \$60 per child per season
6th through 8th Grade instruction: \$60 per child per season
- F. Flag Football: \$25 per person per season
- H. Summer Camp Kindergarten through 6th 7th Grade:
Day Camp: \$75/child/week for 5 days for (sibling discount is \$65/child/week)
Day Camp: \$45/child/week for 3 days for (no sibling discount)
After Care: \$40/child/week for 5 days (no sibling discount)
After Care: \$24/child/week for 3 days (no sibling discount)
- J. Homework Club: 6th grade to 8th grade: \$200 per month per child
- K. Soccer Program: 6th grade to 8th grade instruction: \$180 per person per season

Any Ordinance inconsistent with the foregoing is repealed to the extent of any inconsistency.

This Ordinance shall take effect upon adoption and publication according to law.

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
✓		✓				KAY CECERI						
		✓				LARRY CLEMENTI						
	✓	✓				PETE CORVELLI						
					✓	MARK DAVID						
					✓	GERRY LAUDATI						
		✓				NICHOLAS MASCARO						
Introduced: June 28, 2017						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 Reinertsen, Borough Clerk						
Final Adoption: July 12, 2017												

BOROUGH OF KENILWORTH

SPECIAL MEETING AGENDA



JULY 26, 2017 – 5PM

SPECIAL MEETING: The Mayor and Council of the Borough of Kenilworth will be holding a Special Meeting on Wednesday, July 26, 2017 at 5:00PM at Borough Hall 567 Boulevard, Kenilworth, NJ 07033. The purpose of this meeting is to hold the public hearings of Borough ordinances #2017-07 and #2017-08; and to discuss Police Department personnel matters; and for and any other business as deemed necessary.

Open Public Meetings Notice - in compliance with the Open Public Meeting Act, Chapter 231, Public Law 1975, Laws of the State of New Jersey. This Special Meeting has been advertised in the Local Source, an Official Newspaper of the Borough of Kenilworth. Furthermore notice of this meeting has also been transmitted to the Star Ledger, Renna Media and posted on the bulletin board in Borough Hall. Accordingly, the notice requirements of the Open Public Meetings Act have been satisfied.

1. SALUTE TO THE FLAG

2. ROLL CALL

3. BOROUGH RESOLUTIONS

1. Authorize Assistant Finance Officer to Act During CFO's Absence

4. ORDINANCES

Public Hearing/Adoption - 2017-07 AN ORDINANCE PROVIDING FOR COMPENSATION FOR POLICE DEPARTMENT OF THE BOROUGH OF KENILWORTH Res. #2

Public Hearing/Adoption – 2017-08 AN ORDINANCE PROVIDING FOR COMPENSATION FOR THE DEPARTMENT OF PUBLIC WORKS OF THE BOROUGH OF KENILWORTH Res. #3

5. MEETING OPEN TO THE PUBLIC

6. GENERAL BUSINESS

7. EXECUTIVE SESSION

#8 Personnel matters concerning the employment, appointment, evaluation, promotion or termination of a public officer or employee;

8. ADJOURNMENT

Time: _____

RESOLUTION

No. 1

KENILWORTH, N.J.

JULY 26, 2017

Introduced by: Larry Clementi

Seconded by: Peter Corvelli

Whereas, the Chief Financial Officer will be out of the office from July 26, 2017 and returning on August 14, 2017 and;

Whereas, during that time, certain financial actions and decision will need to be made, including certification of funds, investments, and other responsibilities as outlined in Borough Code Chapter 5-34;

Now Therefore Be It Resolved, that the Governing Body authorizes, Assistant Finance Officer Lisa Wood to carry out the duties and responsibilities of the Chief Financial Officer during his absence.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilman Gerry Laudati		✓	✓			
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 July 26, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

JULY 26, 2017

Introduced by: Peter Cucci
Seconded by: Mark David

BE IT HEREBY RESOLVED that the ordinance #2017-07, entitled:

AN ORDINANCE PROVIDING FOR COMPENSATION FOR POLICE DEPARTMENT OF THE BOROUGH OF KENILWORTH

Was introduced and approved on first reading, at the regular meeting of the Borough Council on July 12, 2017 and approved for final passage at the regular meeting of the Borough Council of July 26, 2017 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 Mark David		✓	✓			
Councilman Gerry Laudati			✓			
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 July 26, 2017.


Laura Reinertsen, Borough Clerk

ORDINANCE NO. 2017-07
AN ORDINANCE PROVIDING FOR COMPENSATION FOR POLICE DEPARTMENT 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:

WHEREAS, the Borough of Kenilworth is desirous of entering into a Collective Bargaining Agreement with the P.B.A. Local 135 ("PBA") for the purpose of establishing salary and benefits for the period of January 1, 2017 through December 31, 2020; and

WHEREAS, the parties have determined to enter into a Collective Bargaining Agreement ("CBA"); and

WHEREAS, Kenilworth Borough Code Chapter 37-47 requires that salary ranges be established by ordinance; and

BE IT ORDAINED by the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey, that the appropriate Borough officials are hereby authorized to execute the Collective Bargaining Agreement between the Borough of Kenilworth and the Kenilworth P.B.A. Local 135, for the period of January 1, 2017 through December 31, 2020 as follows:

Section I: The annual salaries and ranges fixed for the several ranks and officers of the Police Department of the Borough of Kenilworth shall be as follows:

SCHEDULE "A"
SALARIES AND RANGES

RANK	2017	2018	2019	2020
CAPTAIN	\$131,625.34	\$134,257.85	\$136,943.00	\$139,681.86
LIEUTENANT	\$124,092.12	\$126,573.96	\$129,105.44	\$131,687.55
SERGEANT	\$117,672.90	\$120,026.36	\$122,426.89	\$124,875.43
SENIOR YEAR PATROL	\$106,991.85	\$109,131.69	\$111,314.32	\$113,540.61
9th YEAR	\$99,686.25	\$101,679.98	\$103,713.57	\$105,787.85
8th YEAR	\$92,380.57	\$94,228.18	\$96,112.75	\$98,035.00
7th YEAR	\$85,074.90	\$86,776.39	\$88,511.92	\$90,282.16
6th YEAR	\$77,769.22	\$79,324.60	\$80,911.09	\$82,529.31
5th YEAR	\$70,463.54	\$71,872.81	\$73,310.26	\$74,776.47
4th YEAR	\$63,157.86	\$64,421.02	\$65,709.44	\$67,023.63
3rd YEAR	\$55,852.18	\$56,969.22	\$58,108.61	\$59,270.78
2nd YEAR	\$48,546.50	\$49,517.43	\$50,507.78	\$51,517.94
1st YEAR	\$41,240.82	\$42,065.64	\$42,906.95	\$43,765.09

Section II: In addition to amendments made to Article 14, Medical Benefits section of the Collective Bargaining Agreement, the employees covered under this agreement who enroll in the Borough's medical and prescription plan shall make the premium contributions per pay period to be deducted on a pre-tax basis as amended to the following amounts:

ORDINANCE NO. 2017-07
AN ORDINANCE PROVIDING FOR COMPENSATION FOR POLICE DEPARTMENT OF
THE BOROUGH OF KENILWORTH

EMPLOYEE MEDICAL CONTRIBUTIONS

For employees hired prior to 1/1/17:

	Single	Employee+1	Family
Effective 1/1/17	\$50.74	\$156.50	\$222.25
Effective 1/1/18	\$50.74	\$135.00	190.50
Effective 1/1/19	\$50.74	\$113.50	158.75
Effective 1/1/20	\$50.74	\$92.00	127.00

Employees Hired on or after 1/1/17:

On Academy through Step 4

	Single	Employee +1	Family steps 1 through 3	Family step 4
Effective 1/1/17	\$50.74	\$60.00	\$63.50	\$75.00
Effective 1/1/18	\$50.74	\$60.00	\$63.50	\$75.00
Effective 1/1/19	\$50.74	\$60.00	\$63.50	\$75.00
Effective 1/1/20	\$50.74	\$60.00	\$63.50	\$75.00

On Step 5 through Step 8

	Single	Employee +1	Family steps 4 through 6	Family steps 7 through 8
Effective 1/1/17	\$73.00	\$92.00	\$75.00	\$127.00
Effective 1/1/18	\$58.00	\$92.00	\$75.00	\$127.00
Effective 1/1/19	\$50.74	\$92.00	\$75.00	\$127.00
Effective 1/1/20	\$50.74	\$92.00	\$75.00	\$127.00

The medical benefit contributions are subject to the provisions of N.J.S.A. 52:14-17.38 et. al.

Section III: The Borough recognizes years of faithful service by granting employees a longevity increment in accordance with the following schedules:

LONGEVITY

Years of Service employed prior to 1/1/03

After 5 Years	2%
After 10 Years	4%
After 15 Years	6%
After 20 years	8%
After 24 years	10%

Officers Employed on or after 1/1/03

ORDINANCE NO. 2017-07
AN ORDINANCE PROVIDING FOR COMPENSATION FOR POLICE DEPARTMENT OF
THE BOROUGH OF KENILWORTH

After 10 Years	4%
After 15 Years	6%
After 20 years	8%
After 24 years	10%

No employee hired on or after January 1, 2013 shall be entitled to any longevity pay

Section II: The various provisions, addition monetary benefits and changes to employee health care contributions of the Borough of Kenilworth/P.B.A. Local 135 proposed agreement, arrived at as a result of negotiation, are enacted. The main headings are as follows:

Title Page

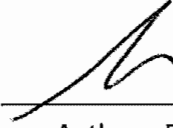
Article I	- Recognition
Article II	- Management Rights
Article III	- Agency Shop and Dues Check-Off
Article IV	- Grievance Procedure
Article V	- Salary
Article VI	- Retention of Benefits
Article VII	- Legal Aid
Article VIII	- Savings Clause
Article IX	- Hours of Work and Overtime
Article X	- Temporary Assignments
Article XI	- Holidays and Vacations
Article XII	- Sick Leave
Article XIII	- Blank
Article XIV	- Medical Benefits
Article XV	- Clothing and Maintenance of Clothing Allowance and Reimbursement for Mileage
Article XVI	- Terminal Leave
Article XVII	- Life Insurance
Article XVIII	- Seniority
Article XIX	- Longevity
Article XX	- Retirement Terminology
Article XXI	- Extra Duty Assignments
Article XXII	- PBA Business
Article XXIII	- Bereavement Leave
Article XXIV	- Police Officer's Bill of Rights
Article XXV	- Drug Testing Policy
Article XXVI	- Duration
Exhibit A	-Patrol Salary Guides
Exhibit B	-Superior Salary Guides

Section III: Except as otherwise provided in the text of the Agreement the salary shall be effective as of January 1, 2017 and retroactive thereto.

ORDINANCE NO. 2017-07
AN ORDINANCE PROVIDING FOR COMPENSATION FOR POLICE DEPARTMENT OF
THE BOROUGH OF KENILWORTH

Section IV: This ordinance shall take effect immediately upon final passage and publication as provided by law.

Section V: Ordinances not consistent with this ordinance is hereby repealed.



 Anthony DeLuca, Jr., Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		X				KAY CECERI			✓			
	X	X				LAWRENCE CLEMENTI			✓			
X		X				PETER CORVELLI	✓		✓			
		X				MARK DAVID		✓	✓			
		X				GERRY LAUDATI			✓			
		X				NICHOLAS MASCARO						
Introduced: July 12, 2017						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 26, 2017												
						 Laura Reinertsen, Borough Clerk						

RESOLUTION

No. 3

KENILWORTH, N.J.

JULY 26, 2017

Introduced by: Mark David

Seconded by: Fay Corvi

BE IT HEREBY RESOLVED that the ordinance #2017-08, entitled:

AN ORDINANCE PROVIDING FOR COMPENSATION FOR THE DEPARTMENT OF PUBLIC WORKS OF THE BOROUGH OF KENILWORTH

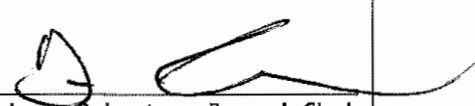
Was introduced and approved on first reading, at the regular meeting of the Borough Council on July 12, 2017 and approved for final passage at the regular meeting of the Borough Council of July 26, 2017 after all persons interested were given an opportunity to be heard concerning said ordinance.

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 Mark David	✓		✓			
Councilman Gerry Laudati			✓			
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 July 26, 2017.


Laura Reinertsen, Borough Clerk

ORDINANCE NO. 2017-08
AN ORDINANCE PROVIDING FOR COMPENSATION FOR THE DEPARTMENT OF
PUBLIC WORKS OF THE BOROUGH OF KENILWORTH

BE IT ORDAINED, by the Governing Body of the Borough of Kenilworth in the County of Union, New Jersey the rates of pay for the Department of Public Works is as follows:

	<u>PER HOUR</u>
LABORER	\$16.00 - \$18.15
DRIVER	\$15.00 - \$30.00
MECHANIC	\$20.00 - \$38.00

On Call - \$130.00 per week for 2016, \$135.00 for years 2017, 2018, 2019
– Minimum 4 Hours Paid at one and one-half times pay when called out.

SANITATION

	<u>PER HOUR</u>
LABORER	\$20.00 - \$30.00
DRIVER	\$25.00 - \$35.00

The Borough agrees to pay two dollars (\$2.00) per hour to the fill-in driver for the sanitation truck provided it is not above the sanitation driver's rate of pay.

SECTION 1.

- (1) In addition to the above salaries for employees, a longevity payment shall be paid according to the following schedule and shall be effective on the anniversary date of the employee's date of employment. Longevity pay is calculated on base pay without regard to overtime and is adjusted at the time of the first pay period after the anniversary date:

ADDITIONAL COMPENSATION - PER ANNUM

<u>YEARS OF SERVICE</u>	<u>(Percentage of Annual Salary)</u>
5 years	2%
10 years	4%
15 years	6%
20 years	8%
25 years	10%

Any employee hired on or after January 1, 2012 shall not be entitled to any pay longevity pay.

SECTION 2.

- (1) The various provisions and addition monetary benefits of the Borough of Kenilworth/Teamsters Local Number 11 proposed agreement, arrived at as a result of negotiation, are enacted. The main headings are as follows:

Title Page

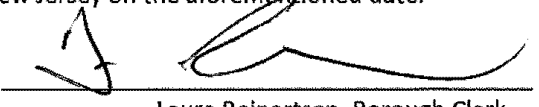
Article I	- Recognition
Article II	- Management Rights and Responsibilities
Article III	- Union Security
Article IV	- Check-Off of Union Dues
Article V	- Probationary Period
Article VI	- Employees Rights and Responsibilities
Article VII	- Hours of Work and Overtime
Article VIII	- Mandatory Emergency Response Readiness

ORDINANCE NO. 2017-08
AN ORDINANCE PROVIDING FOR COMPENSATION FOR THE DEPARTMENT OF
PUBLIC WORKS OF THE BOROUGH OF KENILWORTH

Article IX	- Seniority
Article X	- Force Additions and Reductions
Article XI	- Non-Discrimination
Article XII	- Holidays
Article XIII	- Vacations
Article XIV	- Leave of Absence
Article XV	- Paid Sick Leave
Article XVI	- Terminal Leave
Article XVII	- Bereavement Pay
Article XVIII	- Jury Duty
Article XIX	- Veterans Rights and Benefits
Article XX	- Discharge
Article XXI	- Grievance Procedures and Arbitration
Article XXII	- Uniform
Article XXIII	- Miscellaneous Provisions
Article XXIV	- Safety and Health
Article XXV	- Welfare and Pension Benefits
Article XXVI	- Wages
Article XXVII	- Longevity
Article XXVIII	- Strike and Lockouts
Article XXIX	- Severability
Article XXX	- Shop Steward
Article XXXI	- Drug and Alcohol Policy and Drug Free Workplace
Article XXXII	- Duration of Agreement

SECTION 3. Any Ordinance inconsistent with the foregoing is repealed to the extent of any inconsistency. This Ordinance shall take effect upon adoption and publication according to law.


 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				MARK DAVID	✓		✓			
		X				GERRY LAUDATI			✓			
		X				NICHOLAS MASCARO						
Introduced: July 12, 2017 Final Adoption: July 26, 2017						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 Reinertsen, Borough Clerk						

RESOLUTION

No. 4

Kenilworth, N.J.

July 26, 2017

Introduced by: Peter Corvelli

Seconded by: Mark David

WHEREAS, the members of the Borough Council are mindful of the right of the public to attend and witness meetings of the governmental bodies at which public business is discussed, and to be involved in all phases of governmental action, and

WHEREAS, the Open Public Meetings Act nonetheless recognizes the authority of a public body to exclude the public from meetings in certain enumerated instances in which disclosure of matters discussed could endanger public safety, property or other public interest, or invade individual privacy, and

WHEREAS, as authorized by the Open Public Meetings Act, NJSA 10:4-12 (b), the Borough Council has a need to meet in private session to discuss:

- 1) Matters expressly rendered confidential by law;
- 2) Matters the disclosure of which would jeopardize the receipt of federal funds;
- 3) Matters threatening unwarranted invasion of individual privacy;
- 4) Matters affecting collective bargaining of public employees;
- 5) Matters involving acquisition of real property with public funds, or investment of public funds, where disclosure would jeopardize such acquisition or investment.
- 6) Tactics and techniques utilized in protection of public safety or property, matters concerning investigations of violations of the law;
- 7) Matters affecting pending or anticipated litigation to which the public body may be party, matters within the attorney client privilege.
- 8) **Personnel matters concerning the employment, appointment, evaluation, promotion or termination of a public officer or employee;**
- 9) Deliberations which may result in the imposition of civil penalty or the suspension or loss of license or permit;

BE IT RESOLVED, that the Borough Council will meet in private session at 7:30 PM on 7-26-17, 2017 to discuss the following specific items:

Item # 8 As enumerated above.

BE IT FURTHER RESOLVED, that the matters so discussed will be disclosed to the public as determined during closed session.

Motion to go into Exec. Sess. PC S MD Time: 7:30 PM

Motion to close Exec. Sess. LC S KC Time: 7:30 PM

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Ceceri			✓			
Councilman Clementi			✓			
Councilman Corvelli	✓		✓			
Councilman David		✓	✓			
Councilman Laudati			✓			
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 July 26, 2017.


Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



JULY 12, 2017 – 8:00PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session, Executive Session and Regular Council Meeting of June 28, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - County of Union: Site Plan Application review recommendations for Block 2, Lot 4
 - Borough Engineer – Recommendation for Payment Topline Const. – N. 20th Drainage Improvements
 - Kenilworth FD Chief – Thank You for Support – Firemen's Carnival – August 14th – 19th
 - Parkway Liquors – ABC Request for hours of sale change
 - Resident Letter – Thanking Police Dept. and Chief
 - **JUNE Dept. Reports:** Clerk's Office, Court, Finance, Fire, Planning & Zoning, Police & 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. Certification of the 2016 Audit
 3. 2016 Audit Corrective Action Plan
 4. Authorize Payment – N. 20th Street Drainage Improvements \$8,874.31
 5. Refund Over Payment of Taxes, Block 174 Lot 7 \$7,916.61
 6. Approve Medicare Reimbursement for Retiree adjustment \$24.40
 7. Grass Collection Services Term Correction: Get-A-Can: *May 1 2017 – October 31, 2019*
 8. Appoint Probationary EMTs to the KFD - J. Keating & E. Flitsanov
 9. Authorize the Execution of the PBA Contract: 1/1/2017 – 12/31/2020
8. ORDINANCES

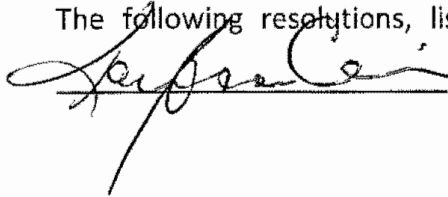
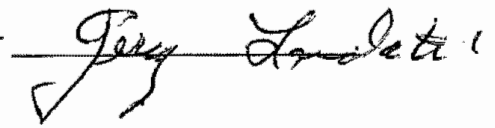
Public Hearing/Adoption - 2017-06 ORDINANCE TO AMEND RECREATIONAL PROGRAM FEES IN SECTION 91-6, ARTICLE III, ENTITLED "FEES FOR PARTICIPATION IN PROGRAMS" Res. #___

Introduction - 2017-07 AN ORDINANCE PROVIDING FOR COMPENSATION FOR POLICE DEPARTMENT OF THE BOROUGH OF KENILWORTH Res. #___

Introduction - 2017-08 AN ORDINANCE PROVIDING FOR COMPENSATION FOR THE DEPARTMENT OF PUBLIC WORKS OF THE BOROUGH OF KENILWORTH 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

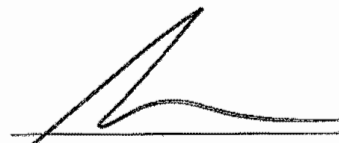
 and seconded by Council Member 

Consent Agenda:

Resolution No.

1. That all bills be paid when properly audited and funds are available
2. Certification of the 2016 Audit
3. 2016 Audit Corrective Action Plan
4. Authorize Payment – N. 20th Street Drainage Improvements \$8,874.31
5. Refund Over Payment of Taxes, Block 174 Lot 7 \$7,916.61
6. Approve Medicare Reimbursement for Retiree adjustment \$24.40
7. Grass Collection Services Term Correction: Get-A-Can: May 1 2017 – October 31, 2019
8. Appoint Probationary EMTs to the KFD – J. Keating & E. Flitsanov
9. Authorize the Execution of the PBA Contract: 1/1/2017 – 12/31/2020

Approved:


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 July 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

JULY 12, 2017

Introduced by: _____

Seconded by: _____

ON CONSENT AGENDA

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

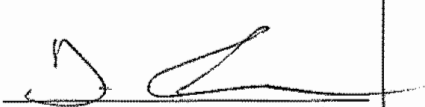
BE IT FURTHER RESOLVED, that the Chief Finance Officer be authorized to make payments for necessary obligations prior to the next regularly scheduled Council Meeting on August 23, 2017.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Mark David				✓		
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 July 12, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

JULY 12, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2016 has been filed by a Registered Municipal Accountant with the *Municipal Clerk* pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

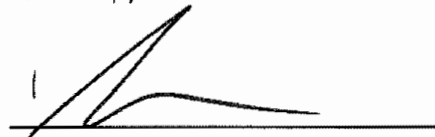
WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

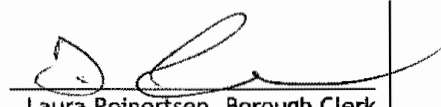
R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the *Mayor and Council* of the *Borough of Kenilworth*, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
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 July 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

July 12, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the auditing firm of Suplee, Clooney & Company, P.A. has completed their audit of the Financial Statements and Supplementary Data of the Borough of Kenilworth for the year ended December 31, 2016; and

WHEREAS, they have made 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 2016 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 2016 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 <i>Mark David</i>			✓			
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 12, 2017.


Laura Reinertsen, Borough Clerk

CORRECTIVE ACTION PLAN – 2016 AUDIT

Recommendation: That a detailed analysis of the balance on account in the payroll bank account be maintained a timely basis.

Analysis: A detailed analysis of the balance on account in the payroll bank account was not maintained on a timely basis.

Corrective Action: The detail withholdings and disbursements have been identified and reconciled for the payroll accounts through a revised excel spreadsheet. We anticipated this issue will now be resolved for the future.

Recommendation: That the fixed asset ledger be updated.

Analysis: The fixed asset ledger was not updated.

Corrective Action: The fixed asset ledger includes items no longer in the possession of the borough either by auction or disposal. Recent fixed assets on our insurance schedule are not listed in our fixed asset schedule. Each department will be assigned to review their fixed asset list, identify and update accordingly.

Recommendation: That the certification of availability of funds be prepared prior to the award of contracts as per N.J.A.C. 5:30.

Analysis: Certification of funds was not always prepared prior to the award of contracts as per N.J.A.C. 5:30.

Corrective Action: Prior to the approval of a resolution to award a contract, a certification of funds will be determined and identified on the resolution document presented to the Governing Body.

Recommendation: That adequate appropriation of grant funds be available prior to the expenditure of funds.

Analysis: The expenditure of the Municipal Alliance Grant funds were allowed without the proper adoption of a Chapter 159 resolution.

Corrective Action: All grant awards will be reviewed and authorized by a Chapter 159 resolution as required.

Recommendation:

That departments maintain detailed Cash Receipts Ledgers, turn monies over within 48 hours per N.J.S.A. 40A5-15, issue pre-numbered duplicate receipts and the recreation department maintains a detailed sign in list of enrollees for the day camp and homework club.

Analysis:

Various departments (Clerk, Zoning, Police, and Recreation) did not adequately maintain a cash receipts ledger and it could not be determined whether receipts were turned over within 48 hours. Pre-numbered duplicate receipts were not being used. For recreation, a detailed sign in list of enrollees was not maintained for day camp and homework club.

Corrective Action:

Departments will be issued a pre-numbered triplicate cash receipts book to use and submit with their deposits to the Finance Department. Recreation will be requested to maintain a sign in / log in sheet for enrollees.

RESOLUTION

No. 4

KENILWORTH, N.J.

July 12, 2017

Introduced by: _____

Seconded by: _____

BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth of Union County, New Jersey upon recommendation of the Borough Engineer that Payment #1 for the Contract listed below be and is hereby approved.

TITLE OF JOB: North 20th Street Drainage Improvements

CONTRACTOR: Top Line Construction, Inc.

ENGINEER: Harbor Consultants, Inc.
320 North Avenue, East
Cranford, NJ 07016

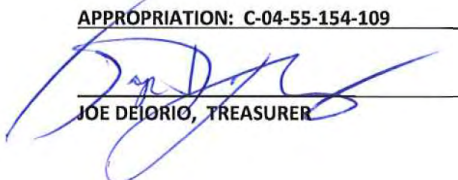
Payment #1

TOTAL ORIGINAL CONTRACT PRICE	\$8,874.31
Change Order	\$0.00
Payment #1 - Amount Due this period	<u>\$8,874.31</u>

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

CERTIFICATION OF FUNDS

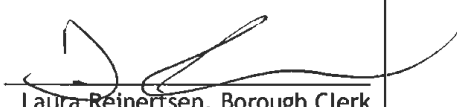
APPROPRIATION: C-04-55-154-109


JOE DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Mark David				✓		
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 July 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

July 12, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, it has been determined that the real estate assessment for the years 2013 & 2014 have been over assessed on 350 Market Street, 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 \$4,623.01 and an overpayment of taxes for the calendar year of 2014 in the amount of \$3,293.60, and;

WHEREAS, Michael Vespasiano, Attorney representing the owner has requested that the overpayment be refunded to his firm.

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>
174	7	Michael A. Vespasiano, Esq. C/o 350 Market Street, LLC 331 Main Street Chatham, NJ 07928	\$ 7,916.61

TOTAL \$ 7,916.61

7-01-37-480-101 \$7,916.61


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 Mark David			✓			
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 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

JULY 12, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the following list of Retirees be reimbursed for their payments for Medicare coverage from January 1st through June 30, 2017 inclusive, in accordance with Chapter 231, P.L. 1970 State of New Jersey.

Retired Employee		Reimbursement Amount
Robert Jeans	\$121.80 x 2 (Jan. – Feb.)	\$243.60
	\$146.20 x 4 (Mar. – June)	\$584.80
TOTAL		\$828.40
Less Payment #1 Resolution Approved June 28, 2017		<u>\$804.00</u>
Adjustment Due		<u><u>\$24.40</u></u>


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri	✓		✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Mark David				✓		
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 July 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

July 12, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, Grass Collection and Disposal services were awarded to **Get-A-Can Recycling** – 278 West Railway, Paterson, NJ 07503 973-278-6625 by resolution at a meeting held May 10, 2017; and

WHEREAS, there was a typographical error on the 2nd Renewal Term, the year indicated was 2018 and it should have been 2019; and

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby amends the contract to:

Get-A-Can Recycling – 278 West Railway, Paterson, NJ 07503 973-278-6625

Initial Term: May 1 through October 31, 2017 (Thursdays) Amount: \$68,000

1st Renewal Term: April 1, 2018 – October 31, 2018 Amount: \$68,000

(Subject to 60 day opt out may be exercised by Borough or Gaeta Recycling)

2nd Renewal Term: **April 1, 2019 – October 31, 2019** Amount: \$68,000

(Subject to 60 day opt out may be exercised by Borough or Gaeta Recycling)

Pending the receipt of all required documentation

2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Mark David				✓		
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 July 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

July 12, 2017

Introduced by: _____

Seconded by: _____

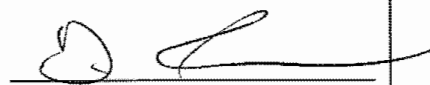
BE IT HEREBY RESOLVED: that **JUSTIN KEATING** and **EMMANUEL FLITSANOV** be appointed as a Probationary EMTs on the Kenilworth Fire Department.

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 Mark David				✓		
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 July 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

JULY 12, 2017

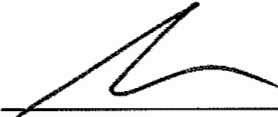
Introduced by: _____

Seconded by: _____

WHEREAS, an agreement has been reached by and between the Borough of Kenilworth and the New Jersey State Policemen's Benevolent Association, "Kenilworth Local Number 135", for the period from January 1, 2017 through December 31, 2020.

BE IT HEREBY RESOLVED, by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey that the Mayor and Borough Clerk are authorized and directed to execute the contract, which conforms in substance, between the Borough of Kenilworth and the New Jersey State Policemen's Benevolent Association, Kenilworth Local Number 135.

BE IT FURTHER RESOLVED, by the Borough Council that any relevant contribution changes authorized by this agreement are effective the following pay period of the passage of this resolution.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Mark David				✓		
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 July 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

KENILWORTH, N.J.

JULY 12, 2017

Introduced by: Kay Ceceri

Seconded by: Larry Clementi

BE IT HEREBY RESOLVED that the ordinance #2017-06, entitled:

ORDINANCE NO. 2017-06
ORDINANCE TO AMEND RECREATIONAL PROGRAM
FEES IN SECTION 91-6, ARTICLE III, ENTITLED "FEES FOR
PARTICIPATION IN PROGRAMS"

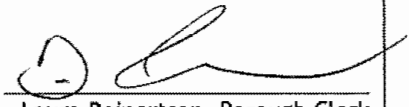
Was introduced and approved on first reading, at the regular meeting of the Borough Council on June 28, 2017 and approved for final passage at the regular meeting of the Borough Council of July 12, 2017 after all persons interested were given an opportunity to be heard concerning said ordinance.

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 Mark David			☒			
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 July 12, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

KENILWORTH, N.J.

July 12, 2017

Introduced by: Peter Corvelli

Seconded by: Laura Clement

BE IT HEREBY RESOLVED that the ordinance #2017-07, entitled:

AN ORDINANCE PROVIDING FOR COMPENSATION FOR POLICE DEPARTMENT 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 July 26, 2017 at 5:00PM 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 Mark David			✓			
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 July 12, 2017.


Laura Reinertsen, Borough Clerk

ORDINANCE NO. 2017-07
AN ORDINANCE PROVIDING FOR COMPENSATION FOR POLICE DEPARTMENT 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:

WHEREAS, the Borough of Kenilworth is desirous of entering into a Collective Bargaining Agreement with the P.B.A. Local 135 ("PBA") for the purpose of establishing salary and benefits for the period of January 1, 2017 through December 31, 2020; and

WHEREAS, the parties have determined to enter into a Collective Bargaining Agreement ("CBA"); and

WHEREAS, Kenilworth Borough Code Chapter 37-47 requires that salary ranges be established by ordinance; and

BE IT ORDAINED by the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey, that the appropriate Borough officials are hereby authorized to execute the Collective Bargaining Agreement between the Borough of Kenilworth and the Kenilworth P.B.A. Local 135, for the period of January 1, 2017 through December 31, 2020 as follows:

Section I: The annual salaries and ranges fixed for the several ranks and officers of the Police Department of the Borough of Kenilworth shall be as follows:

SCHEDULE "A"
SALARIES AND RANGES

RANK	2017	2018	2019	2020
CAPTAIN	\$131,625.34	\$134,257.85	\$136,943.00	\$139,681.86
LIEUTENANT	\$124,092.12	\$126,573.96	\$129,105.44	\$131,687.55
SERGEANT	\$117,672.90	\$120,026.36	\$122,426.89	\$124,875.43
SENIOR YEAR PATROL	\$106,991.85	\$109,131.69	\$111,314.32	\$113,540.61
9th YEAR	\$99,686.25	\$101,679.98	\$103,713.57	\$105,787.85
8th YEAR	\$92,380.57	\$94,228.18	\$96,112.75	\$98,035.00
7th YEAR	\$85,074.90	\$86,776.39	\$88,511.92	\$90,282.16
6th YEAR	\$77,769.22	\$79,324.60	\$80,911.09	\$82,529.31
5th YEAR	\$70,463.54	\$71,872.81	\$73,310.26	\$74,776.47
4th YEAR	\$63,157.86	\$64,421.02	\$65,709.44	\$67,023.63
3rd YEAR	\$55,852.18	\$56,969.22	\$58,108.61	\$59,270.78
2nd YEAR	\$48,546.50	\$49,517.43	\$50,507.78	\$51,517.94
1st YEAR	\$41,240.82	\$42,065.64	\$42,906.95	\$43,765.09

Section II: In addition to amendments made to Article 14, Medical Benefits section of the Collective Bargaining Agreement, the employees covered under this agreement who enroll in the Borough's medical and prescription plan shall make the premium contributions per pay period to be deducted on a pre-tax basis as amended to the following amounts:

ORDINANCE NO. 2017-07
AN ORDINANCE PROVIDING FOR COMPENSATION FOR POLICE DEPARTMENT OF
THE BOROUGH OF KENILWORTH

EMPLOYEE MEDICAL CONTRIBUTIONS

For employees hired prior to 1/1/17:

	Single	Employee+1	Family
Effective 1/1/17	\$50.74	\$156.50	\$222.25
Effective 1/1/18	\$50.74	\$135.00	190.50
Effective 1/1/19	\$50.74	\$113.50	158.75
Effective 1/1/20	\$50.74	\$92.00	127.00

Employees Hired on or after 1/1/17:

On Academy through Step 4

	Single	Employee +1	Family steps 1 through 3	Family step 4
Effective 1/1/17	\$50.74	\$60.00	\$63.30	\$75.00
Effective 1/1/18	\$50.74	\$60.00	\$63.30	\$75.00
Effective 1/1/19	\$50.74	\$60.00	\$63.30	\$75.00
Effective 1/1/20	\$50.74	\$60.00	\$63.50	\$75.00

On Step 5 through Step 8

	Single	Employee +1	Family steps 4 through 6	Family steps 7 through 8
Effective 1/1/17	\$73.00	\$92.00	\$75.00	\$127.00
Effective 1/1/18	\$58.00	\$92.00	\$75.00	\$127.00
Effective 1/1/19	\$50.74	\$92.00	\$75.00	\$127.00
Effective 1/1/20	\$50.74	\$92.00	\$75.00	\$127.00

The medical benefit contributions are subject to the provisions of N.J.S.A. 52:14-17.38 et. al.

Section III: The Borough recognizes years of faithful service by granting employees a longevity increment in accordance with the following schedules:

LONGEVITY

Years of Service employed prior to 1/1/03

After 5 Years	2%
After 10 Years	4%
After 15 Years	6%
After 20 years	8%
After 24 years	10%

Officers Employed on or after 1/1/03

ORDINANCE NO. 2017-07
AN ORDINANCE PROVIDING FOR COMPENSATION FOR POLICE DEPARTMENT OF
THE BOROUGH OF KENILWORTH

After 10 Years	4%
After 15 Years	6%
After 20 years	8%
After 24 years	10%

No employee hired on or after January 1, 2013 shall be entitled to any longevity pay

Section II: The various provisions, addition monetary benefits and changes to employee health care contributions of the Borough of Kenilworth/P.B.A. Local 135 proposed agreement, arrived at as a result of negotiation, are enacted. The main headings are as follows:

Title Page

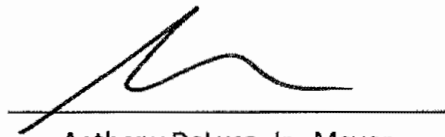
Article I	- Recognition
Article II	- Management Rights
Article III	- Agency Shop and Dues Check-Off
Article IV	- Grievance Procedure
Article V	- Salary
Article VI	- Retention of Benefits
Article VII	- Legal Aid
Article VIII	- Savings Clause
Article IX	- Hours of Work and Overtime
Article X	- Temporary Assignments
Article XI	- Holidays and Vacations
Article XII	- Sick Leave
Article XIII	- Blank
Article XIV	- Medical Benefits
Article XV	- Clothing and Maintenance of Clothing Allowance and Reimbursement for Mileage
Article XVI	- Terminal Leave
Article XVII	- Life Insurance
Article XVIII	- Seniority
Article XIX	- Longevity
Article XX	- Retirement Terminology
Article XXI	- Extra Duty Assignments
Article XXII	- PBA Business
Article XXIII	- Bereavement Leave
Article XXIV	- Police Officer's Bill of Rights
Article XXV	- Drug Testing Policy
Article XXVI	- Duration
Exhibit A	-Patrol Salary Guides
Exhibit B	-Superior Salary Guides

Section III: Except as otherwise provided in the text of the Agreement the salary shall be effective as of January 1, 2017 and retroactive thereto.

ORDINANCE NO. 2017-07
AN ORDINANCE PROVIDING FOR COMPENSATION FOR POLICE DEPARTMENT OF
THE BOROUGH OF KENILWORTH

Section IV: This ordinance shall take effect immediately upon final passage and publication as provided by law.

Section V: Ordinances not consistent with this ordinance is 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						
		✓				MARK DAVID						
		✓				GERRY LAUDATI						
		✓				NICHOLAS MASCARO						
Introduced: July 12, 2017						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 Reinertsen, Borough Clerk						
Final Adoption: July 26, 2017												

RESOLUTION

No. 12

KENILWORTH, N.J.

July 12, 2017

Introduced by:

Mark David

Seconded by:

Peter Corvelli

BE IT HEREBY RESOLVED that the ordinance #2017-08, entitled:

AN ORDINANCE PROVIDING FOR COMPENSATION FOR THE DEPARTMENT OF PUBLIC WORKS 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 July 26, 2017 at 5:00PM 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 Mark David	✓		✓			
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 July 12, 2017.


Laura Reinertsen, Borough Clerk

ORDINANCE NO. 2017-08
AN ORDINANCE PROVIDING FOR COMPENSATION FOR THE DEPARTMENT OF
PUBLIC WORKS OF THE BOROUGH OF KENILWORTH

BE IT ORDAINED, by the Governing Body of the Borough of Kenilworth in the County of Union, New Jersey the rates of pay for the Department of Public Works is as follows:

	<u>PER HOUR</u>
LABORER	\$16.00 - \$18.15
DRIVER	\$15.00 - \$30.00
MECHANIC	\$20.00 - \$38.00

On Call - \$130.00 per week for 2016, \$135.00 for years 2017, 2018, 2019
– Minimum 4 Hours Paid at one and one-half times pay when called out.

SANITATION

	<u>PER HOUR</u>
LABORER	\$20.00 - \$30.00
DRIVER	\$25.00 - \$35.00

The Borough agrees to pay two dollars (\$2.00) per hour to the fill-in driver for the sanitation truck provided it is not above the sanitation driver's rate of pay.

SECTION 1.

- (1) In addition to the above salaries for employees, a longevity payment shall be paid according to the following schedule and shall be effective on the anniversary date of the employee's date of employment. Longevity pay is calculated on base pay without regard to overtime and is adjusted at the time of the first pay period after the anniversary date:

ADDITIONAL COMPENSATION - PER ANNUM

<u>YEARS OF SERVICE</u>	<u>(Percentage of Annual Salary)</u>
5 years	2%
10 years	4%
15 years	6%
20 years	8%
25 years	10%

Any employee hired on or after January 1, 2012 shall not be entitled to any pay longevity pay.

SECTION 2.

- (1) The various provisions and addition monetary benefits of the Borough of Kenilworth/Teamsters Local Number 11 proposed agreement, arrived at as a result of negotiation, are enacted. The main headings are as follows:

Title Page

Article I	- Recognition
Article II	- Management Rights and Responsibilities
Article III	- Union Security
Article IV	- Check-Off of Union Dues
Article V	- Probationary Period
Article VI	- Employees Rights and Responsibilities
Article VII	- Hours of Work and Overtime
Article VIII	- Mandatory Emergency Response Readiness

ORDINANCE NO. 2017-08
AN ORDINANCE PROVIDING FOR COMPENSATION FOR THE DEPARTMENT OF
PUBLIC WORKS OF THE BOROUGH OF KENILWORTH

Article IX	- Seniority
Article X	- Force Additions and Reductions
Article XI	- Non-Discrimination
Article XII	- Holidays
Article XIII	- Vacations
Article XIV	- Leave of Absence
Article XV	- Paid Sick Leave
Article XVI	- Terminal Leave
Article XVII	- Bereavement Pay
Article XVIII	- Jury Duty
Article XIX	- Veterans Rights and Benefits
Article XX	- Discharge
Article XXI	- Grievance Procedures and Arbitration
Article XXII	- Uniform
Article XXIII	- Miscellaneous Provisions
Article XXIV	- Safety and Health
Article XXV	- Welfare and Pension Benefits
Article XXVI	- Wages
Article XXVII	- Longevity
Article XXVIII	- Strike and Lockouts
Article XXIX	- Severability
Article XXX	- Shop Steward
Article XXXI	- Drug and Alcohol Policy and Drug Free Workplace
Article XXXII	- Duration of Agreement

SECTION 3. Any Ordinance inconsistent with the foregoing is repealed to the extent of any inconsistency. This Ordinance shall take effect upon adoption and publication according to law.


 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						
✓		✓				MARK DAVID						
		✓				GERRY LAUDATI						
		✓				NICHOLAS MASCARO						
Introduced: July 12, 2017						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 26, 2017												
						 Laura Reinertsen, Borough Clerk						

BOROUGH OF KENILWORTH



COUNCIL MEETING AGENDA

AUGUST 23, 2017 – 8:00PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session, Executive Session, Regular Council Meeting of July 12, 2017; the Special Meeting and Executive Session of July 26, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NISLOM Notices (emailed to all)
 - State of New Jersey:
 - DEP – Compliance Evaluation and Assistance Inspection , Facility Report
 - DOT – 2018 Announcement – Municipal Aid Program
 - County of Union – Online Crisis Mitigation Plan for First Responders
 - Community United Methodist Church
 - Resident Inquiry – 100 S. 18th Street re: adjacent parcel and “No Parking” Ordinance
 - Kenilworth Democratic Party - Letter of Recommendation for Vacancy
 - **JULY Dept. Reports:** Clerk’s Office, Court, Finance, Fire, Planning & Zoning, Police & Public Works
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS
 1. Appoint Member to Council Vacancy
 2. Appoint Council President

Consent Agenda:

3. POW/MIA Remembrance Day
 4. That all bills be paid when properly audited and funds are available
 5. Ratify Police Chief’s Contract
 6. Refund Performance Bond – Jersey Landscape and Garden Supply LLC \$2,500.00
 7. Refund Tax Lien Certificate of Sale #15-00004
 8. Change Order – Extel – Additional Phones for PD
 9. Final Payment/Closeout of Communication System Contract
 10. Chap 159 – Drunk Driving Enforcement Fund \$ 1,333.48
 11. Authorize the Insurance Fund Sponsored Wellness Challenge Awards
 12. Authorize Installation of Conduit at DiMario Park by Comcast
 13. Appoint Municipal Registrar – Eileen Egan
 14. Authorize Summer Recreation Staff Extension – J. Martinez
 15. ABC Liq License Renewal – GavelstoneBar & Grill LLC
 16. ABC Liq License Renewal – Blackthorn
 17. Appointing Part-time Court Attendant and Alternate Crossing Guard – R. Pintio
8. ORDINANCES

Introduction – 2017-09 Bond Ordinance to Authorize the Installation of Granite Block Curbing at a Portion of Lincoln Drive in, by and for the Borough Of Kenilworth, in the County Of Union, State of New Jersey, a Local Improvement, to Appropriate the Sum Of \$32,000 to Pay the Cost Thereof, to Make a Down Payment, to Authorize the Issuance of Bonds to Finance Such Appropriation and to Provide for the Issuance of Bond Anticipation Notes in Anticipation of the Issuance Of Such Bonds. Res. # _____
 9. MEETING OPEN TO THE PUBLIC
 10. GENERAL BUSINESS
 11. ADJOURNMENT

Time: _____

Council reserves the right to go into Closed Session if needed.

RESOLUTION

No. 1

KENILWORTH, N.J.

August 23, 2017

Introduced by: Larry Clementi

Seconded by: Gerry Laudati

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

WHEREAS, the governing body of the Borough of Kenilworth has reviewed the three (3) candidates submitted by the Municipal Democratic Committee to fill the vacancy.

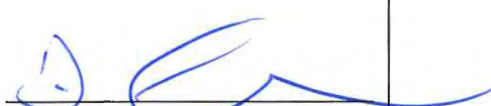
BE IT RESOLVED THAT, Linda Karlovich be appointed Councilwoman of the Borough of Kenilworth pursuant to N.J.S.A. 40A:16-4. et. Seq.

BE IT FURTHER RESOLVED THAT, Linda Karlovich be appointed Chairman for the Finance Committee for the year 2017.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilman Gerry Laudati		✓	✓			
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 August 23, 2017.

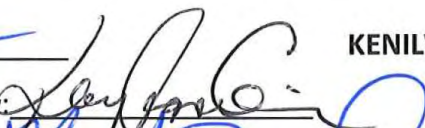

Laura Reinertsen, Borough Clerk

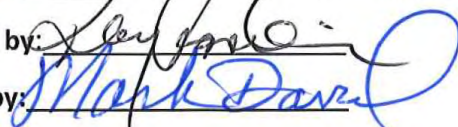
RESOLUTION

No. 2

KENILWORTH, N.J.

AUGUST 23, 2017

Introduced by: 

Seconded by: 

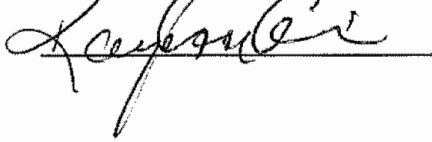
WHEREAS, Councilman Nicholas Mascaro, serving as Council President, has resigned effective July 12, 2017.

BE IT HEREBY RESOLVED, that Councilman Lawrence Clementi be appointed Council President effective immediately.

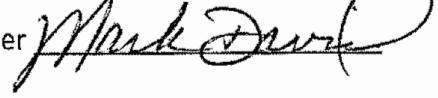

Anthony Deluca, Mayor

	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 August 23, 2017.  Laura Reinertsen, Borough Clerk
Councilman Larry Clementi						✓	
Councilman Peter Corvelli			✓				
Councilman Mark David		✓	✓				
Councilwoman Linda Karlovich			✓				
Councilman Gerry Ladauti			✓				
ON CONSENT AGENDA	Yes _		No _				

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



and seconded by Council Member



Consent Agenda:

Resolution No.

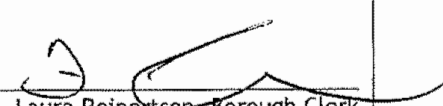
3. POW/MIA Remembrance Day
4. That all bills be paid when properly audited and funds are available
5. ~~Ratify Police Chief Contract~~ **STRIKEN**
6. Refund Performance Bond – Jersey Landscape and Garden Supply LLC \$2,500.00
7. Refund Tax Lien Certificate of Sale #15-00004
8. Change Order – Extel – Additional Phones for PD
9. Final Payment/Closeout of Communication System Contract
10. Chap 159 – Drunk Driving Enforcement Fund \$ 1,333.48
11. Authorize the Insurance Fund Sponsored Wellness Challenge Awards
12. Authorize Installation of Conduit at DiMario Park by Comcast
13. Appoint Municipal Registrar – Eileen Egan
14. Authorize Summer Recreation Staff Extension – J. Martinez
15. ABC Liq License Renewal – GavelstoneBar & Grill LLC
16. ABC Liq License Renewal – Blackthorn
17. Appointing Part Time Court Attendant and Alternate Crossing Guard – R. Pinto

Approved:


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Laudati			✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 23, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

August 23, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Mayor and Council of the Borough of Kenilworth, County of Union is aware that Friday, September 15, 2017 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 15, 2017 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 Mark David		✓	✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Laudati			✓			
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 23, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

August 23, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED,
are available.

that all bills be paid when properly audited and funds


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Ladauti			✓			
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 23, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

August 23, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, on June 29, 2015, Jersey Landscape & Garden Supply, LLC paid a Performance Bond of \$2,500.00 to the Borough of Kenilworth for Grass Collection & Disposal Services; and

WHEREAS, the contract has been completed; and

WHEREAS, the Department of Public Works Superintendent and has approved the release of the performance bond and cash bond.

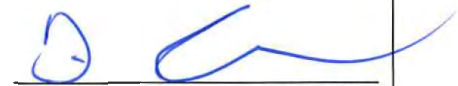
NOW, THEREFORE BE IT RESOLVED, that the Treasurer is hereby authorized to issue a warrant as stated below.

Performance Bond
Cash Bond Amount of \$2,500.00
To be refunded to:
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 Mark David		✓	✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Ladauti			✓			
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 23, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

August 23, 2017

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 US Bank Cust for Phoenix Funding for the property located at 25 No. 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 \$34,000.00 and since the statutory period of five years has not passed, these funds must also be returned.

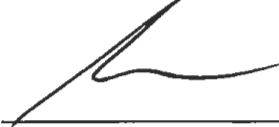
NOW THEREFORE BE IT RESOLVED, that the Treasurer be and is hereby authorized to draw a warrant to the named Lienholder as follows, to be refunded upon receipt of the original Certificate of Sale #15-00004 by the Collector of Taxes:

CFT Services LLC Cust For
Phoenix Funding Inc.
917 Mountain Avenue, Suite 1-A
Mountainside, NJ 07092

REDEMPTION AMOUNT - \$33,578.90

PREMIUM TRUST ACCOUNT - \$34,000.00

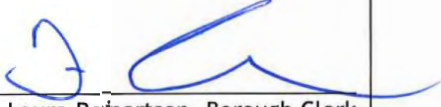
Treasurer's Note: 1099 = \$4,974.05



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Ladauti			✓			
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 23, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

August 23, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

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

TITLE OF JOB: Improvements to the Borough's Communication System

CONTRACTOR: EXTEL COMMUNICATIONS INC., 830 Belmont Avenue, North Haledon NJ 07508

CHANGE ORDER N°: 1 & Final

AMOUNT OF CHANGE THIS RESOLUTION:

\$1,683.00 for the purposes of 2 additional phones for dispatch and additionally ancillary work.

REVISED AMOUNT OF CONTRACT: \$44,768.00 (4% Increase)

NOW THEREFORE BE IT RESOLVED, that this Resolution to take effect upon certification by the Borough Treasurer that sufficient funds are available.

CERTIFICATION OF FUNDS

APPROPRIATION:

7-01-31-430-076

C-04-55-162-102

C-04-55-154-102

J. DeLorio, Treasurer

\$1,683.00

8

8

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Ladauti			✓			
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 23, 2017.

Laura Renertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

August 23, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth, Union County, New Jersey issue final payment and close out the following project contract.

TITLE OF JOB: Improvements to the Borough's Communication System

CONTRACTOR: EXTEL COMMUNICATIONS INC., 830 Belmont Avenue, North Haledon NJ 07508

FINAL PAYMENT AMOUNT: \$22,730.50

FINAL AMOUNT OF CONTRACT: \$44,768.00 (4% Increase)

NOW THEREFORE BE IT RESOLVED, that this Resolution hereby closes the contract between the Borough of Kenilworth and the EXTEL Communications and authorizes the Chief Financial Officer to issue final payment.

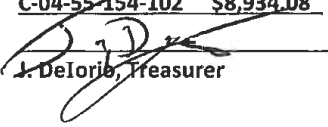
CERTIFICATION OF FUNDS

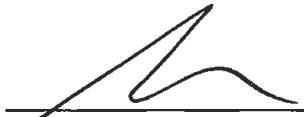
APPROPRIATION:

7-01-31-430-076 \$3,796.42

C-04-55-162-102 \$10,000.00

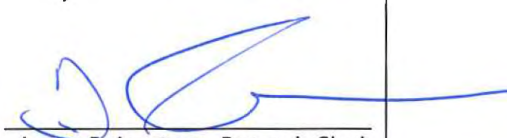
C-04-55-154-102 \$8,934.08


J. DeIorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David		✓	✓	✓		
Councilwoman Linda Karlovich			✓	✓		
Councilman Gerry Ladauti			✓	✓		
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 23, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 16

KENILWORTH, N.J.

AUGUST 23, 2017

Introduced by: _____

Seconded by: _____

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 2017 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 2017 in the sum of\$1,333.48 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:

Drunk Driving Enforcement Fund in the amount of 1,333.48

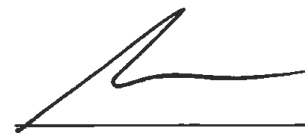
BE IT FURTHER RESOLVED that a like sum of~~\$14,884.96~~
be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

Public and Private Programs Offset by Revenue

Drunk Driving Enforcement Fund


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Ladauti			✓			
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 23, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

KENILWORTH, N.J.

August 23, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, the Borough of Kenilworth cares for the health and welfare of the borough's personnel and encourages overall health wellness in various ways; and

WHEREAS, the Borough of Kenilworth participated in the Garden State Municipal Joint Insurance Fund's (GSMJIF) Wellness Summer Slim Down Challenge; and

WHEREAS, the Borough and some employee participants have been awarded monetary incentives pursuant to the Garden State Municipal Joint Insurance Fund's challenge guidelines.

Total Award:

\$305 = \$75 Participation 2nd Place* + \$155 weight loss %'s + \$75 Best Team Name, 2nd Place****
(*to remain in the Borough Safety fund) (**to be distributed to employee participants)

BE IT HEREBY RESOLVED, that the following monetary incentives be issued as follows:

Team Name: Weapons of mAss Reductions

Best Team Name – 2nd Place

Joe Delorio \$6 + \$25 = \$31
Lisa Wood \$14 + \$25 = \$39
Justyna Zagorska \$5 + \$25 = \$30

Team Name: Mission Slimpossible

Donna Zucker \$1
Ellen Johns \$8
Eileen Egan \$12
Justin Panzarella \$23

Team Name: Flab-U-Less

Kathi Moschitta \$17
Darlene Candarella \$3
Laura Reinertsen \$7
Diane O'Neil \$15

Team Name: The Itsy Bitseys

Paul Campanelli \$5
Travis Dilts \$6
Michael Devlin \$6
Joseph Balwierczak \$9

Team Name: Weigh 2K

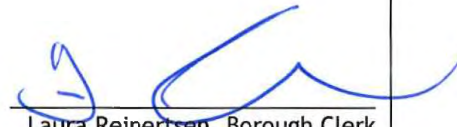
Joe Kania \$12
Kerry Senica \$6



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Ladauti			✓			
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 23, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 12

KENILWORTH, N.J.

AUGUST 23, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

A RESOLUTION TO PERMIT COMCAST CABLE TO REMOVE THEIR EXISTING POLE(S) AND CONDUIT FROM DI MARIO PARK AND INSTALL UNDERGROUND CONDUIT ALONG THE NORTHERN PERIMETER FROM SOUTH MICHIGAN AVENUE TO MARKET STREET

PURPOSE: To permit Comcast to place an underground conduit adjacent to the Borough's northern property line in Di Mario Park from South Michigan Avenue to Market Street and remove their existing poles and conduit adjacent to the tennis courts.

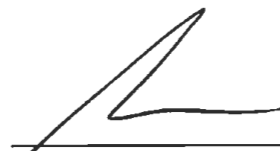
WHEREAS, in October 1994 the Borough permitted Suburban Cablevision to place a pole in Di Mario Park in order to remove an obstruction from the adjacent property that interfered with the driveway; and

WHEREAS, the existing conduit in Di Mario Park is adjacent to the tennis courts and may interfere with construction and further development of the park.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey. Face amount of the check, attorney fees, court costs, costs of mailing a demand for payment, and damages in an amount equal to \$100.00 or triple the amount of the check, whichever is greater, but not to exceed \$500.00. The Borough of Kenilworth on this 23rd day of August, 2017 directs as follows:

Comcast Cable shall be permitted to install a conduit in Di Mario Park along the north perimeter for the use of fiber optics and or cable communications provided

- All work shall be coordinated by the Borough Engineer;
- The existing poles for the aerial cable shall be removed; and
- The existing conduit adjacent to tennis courts shall be either removed or otherwise decommissioned;
- All work required to implement the foregoing shall be completed by October 30, 2017.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Ladauti			✓			
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 23, 2017.



Laura Reinerusen, Borough Clerk

RESOLUTION

No. 13

KENILWORTH, N.J.

August 23, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED, that EILEEN EGAN, Certified Municipal Registrar #3877, be appointed Registrar of Vital Statistics for the Borough of Kenilworth for a three year term, effective September 5, 2017 through-September 4, 2020.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Mark David		✓		✓		
Councilwoman Linda Karlovich				✓		
Councilman Gerry Ladauti				✓		
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 23, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 14

KENILWORTH, N.J.

August 23, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED, That the following be employed as Recreation Summer Playground / Summer After-Care Counselor at the Kenilworth Recreation Center as of August 18, 2017 to September 6, 2017:

Juan Martinez

Counselor

\$ 9.00 per hr.

BE IT FUTHER RESOLVED, that the above appointment is not eligible holiday, sick, or vacation pay.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Ladauti			✓			
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 23, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 15

KENILWORTH, N.J.

August 23, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: By the Governing Body of the Borough of Kenilworth that:

WHEREAS, Gavelstone Bar & Grill LLC applied for renewal of its Plenary Retail Consumption License No. 2008-33-005-008 for a one year period commencing July 1, 2017; 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 A.B.C. Board has reviewed the application and approved of the same; and

WHEREAS, the licensee requested by letter dated June 27, 2017, to meet with the Kenilworth ABC Board to discuss the special conditions on the license and for and was issued an "Ad Interim" Permit #49944 by the State of New Jersey with an expiration date of **August 23, 2017**; 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. 2008-33-005-008 of The Gavelstone, LLC, be renewed for a one year period commencing **August 23, 2017**, subject however to the following conditions:

1. Volume for any audio equipment shall not unreasonably interfere with the quiet and peaceful enjoyment of the neighboring properties; at the discretion of the Police Chief or his designee.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Laudati			✓			
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 23, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 16

Kenilworth, N.J.

AUGUST 23, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, BLACK OPS, LLC, Inc. t/a Blackthorn applied for renewal of its Plenary Retail Consumption License No. 2008-33-006-008, for a one year period commencing July 1, 2017; 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 Alcohol Beverage Control 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, BLACK OPS, LLC, Inc. t/a Blackthorn was required to file for an "Ad Interim" permit and received said permit #49939; 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. 2008-33-006-008 of BLACK OPS, LLC, Inc. t/a Blackthorn, be renewed for a one year period commencing July 1, 2017, subject however to the following conditions on the licensed premises:

1. Occupancy on the deck area shall not exceed 145 persons.
2. No portable service bar is permitted.
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 12:00 A.M.; all outdoor speakers shall face toward the licensed premise.
5. Volume for any external audio equipment shall not unreasonably interfere with the quiet and peaceful enjoyment of the neighboring properties.
6. Operating months for the deck area shall be from April 15th through October 15th.
7. Deck area allowed to be open March 17th (St. Patrick's Day).
8. Any alteration to the facility where patrons consume alcoholic beverages shall require Kenilworth A.B.C. Board consent.
9. The licensee on Thursday through Saturday nights from 8PM to closing shall employ a designated individual to maintain a peaceful and orderly facility.

BE IT FURTHER RESOLVED, that if any of the special conditions is determined to be unenforceable or improper, the remaining special conditions shall remain in effect.

Approved: _____

Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Pete Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Laudati			✓			
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 23, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 17

KENILWORTH, N.J.

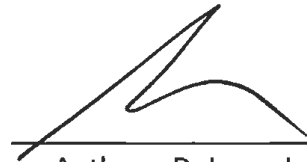
August 23, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED, that **RICHARD PINTO**, 629 Quinton Avenue, Kenilworth, NJ be employed as a Part-Time Municipal Court Attendant at a rate of \$25.00 per hour, effective August 23, 2017.

BE IT FURTHER RESOLVED, that **RICHARD PINTO**, 629 Quinton Avenue, Kenilworth NJ 07033 be appointed as Alternate School Crossing Guard, at a rate of \$17.34, effective August 23, 2017.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Mark David		✓		✓		
Councilwoman Linda Karlovich				✓		
Councilman Gerry Laudati				✓		
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 23, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 18

KENILWORTH, N.J.

August 23, 2017

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2017-09, entitled:

BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF GRANITE BLOCK CURBING AT A PORTION OF LINCOLN DRIVE IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, A LOCAL IMPROVEMENT, TO APPROPRIATE THE SUM OF \$32,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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 September 27, 2017 at 8:00PM 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 Mark David			✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Ladauti			✓			
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 23, 2017.

[Signature]
Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-09**

BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF GRANITE BLOCK CURBING AT A PORTION OF LINCOLN DRIVE IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, A LOCAL IMPROVEMENT, TO APPROPRIATE THE SUM OF \$32,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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, New Jersey (the "Borough") is hereby authorized to install granite block curbing at a portion of Lincoln Drive in, by and for the Borough. The following properties, identified by their street address and description on the Tax Assessment Map of the Borough, are in the vicinity of and benefit from such improvement:

<u>Block</u>	<u>Lot</u>	<u>Address</u>
98	22	300 Lincoln Drive
98	21	304 Lincoln Drive
98	17	320 Lincoln Drive
98	16	324 Lincoln Drive
98	15	328 Lincoln Drive
98	14	332 Lincoln Drive
104	4	341 Lincoln Drive
104	3	337 Lincoln Drive
104	2	333 Lincoln Drive
104	1	329 Lincoln Drive
99	21	325 Lincoln Drive
99	20	321 Lincoln Drive
99	19	317 Lincoln Drive
99	18	313 Lincoln Drive
99	17	309 Lincoln Drive
99	16	305 Lincoln Drive
99	15	301 Lincoln Drive

Said improvement shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$32,000 is hereby appropriated to the payment of the improvement described in Section 1 of this ordinance. Said sum so appropriated shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance.

Section 3. The improvement shall be undertaken as a local improvement and the cost thereof not borne by the Borough shall be assessed upon the lands and real estate upon the line and in the vicinity of said improvement which may be benefited by said improvement, as provided in Chapter 56 of Title 40 of the New Jersey Statutes, as amended. All assessments levied for said improvement shall in each case be as nearly as may be in proportion to and not in excess of the peculiar benefit, advantage or increase in value which the respective lots and parcels of real estate shall be deemed to receive by reason of such improvement. The total amount of the assessments so levied shall not exceed the cost of said improvement. The portion of such cost which shall not be so assessed shall be paid by the Borough as in the case of a general improvement which is to be paid for by general taxation. Such portion of the cost shall be in addition to the contribution, if any, of the Borough, hereinafter provided.

Section 4. It is hereby determined and stated that (1) the Borough will not contribute any money to the cost of said improvement, and (2) 100% of the cost of said improvement shall be assessed and the estimated maximum amount of the special assessments for said improvement is \$32,000, and (3) no special assessments for such improvement have been levied or confirmed, and (4) such special assessments may be paid in five annual installments.

Section 5. It is hereby determined and stated that (1) the making of such improvement (hereinafter referred to as "purpose") is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$32,000, and (4) \$1,600 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is

\$30,400, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$9,000, which is estimated to be necessary to finance the cost of such purpose, 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 \$1,600, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for the Borough, are now available to finance said purpose. The sum of \$1,600 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 7. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$30,400 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 purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$30,400 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 period of usefulness of said purpose, according to its reasonable life, is a period of ten 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 \$30,400 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 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 purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

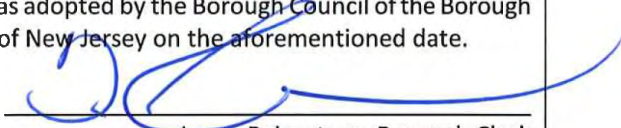
Section 13. The Borough intends to issue the bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for 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, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		✓				KAY CECERI						
✓		✓				LARRY CLEMENTI						
	✓	✓				PETE CORVELLI						
		✓				MARK DAVID						
		✓				GERRY LAUDATI						
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.						
August 23, 2017												
Final Adoption:												
September 27, 2017						 Laura Reinertsen, Borough Clerk						

RESOLUTION

No. 5

KENILWORTH, N.J.

August 23, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Public Safety Committee has negotiated in good faith with Police Chief John Zimmerman over terms and conditions of employment for the period covering July 2, 2016 through July 2, 2020; and

BE IT HEREBY RESOLVED, by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey that the Mayor, Public Safety Chairman and Borough Clerk are authorized and directed to execute the contract, which conforms in substance, between the Borough of Kenilworth and Kenilworth Police Chief John Zimmerman.

BE IT FURTHER RESOLVED, by the Borough Council that any relevant contribution changes authorized by this agreement are effective the following pay period of the passage of this resolution.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri	✓		✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David		✓	✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Laudati			✓			
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 23, 2017.


Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



SEPTEMBER 13, 2017 – 8:00PM

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 August 23, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - State of New Jersey: DOT TAP Grant – Request denied
 - Kenilworth Senior Citizen – Handyman Program
 - **AUGUST Dept. Reports:** Clerk's Office, Court, Finance, Fire, Planning & Zoning, Police & 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. Capital Budget Amendment
 3. Special Items of Revenue – Governor's Council on Alcoholism & Drug Abuse \$18,255.00
 4. Special Items of Revenue – 2016 Kid's Recreation Trust Grant \$50,000.00
 5. Award Contract – Parks Repairs & Improvements – K&D Contractors
 6. Ratify Police Chief Contract
 7. Appoint per diem court personnel: D. Weiss, CA and S. Eide, CA
 8. Garden State Municipal Joint Insurance Fund Renewal
8. ORDINANCES Introductions: 2017-04, 2017-10, 2017-11

2017-04 An Ordinance To Reduce The Requirements Imposed Upon An Applicant Taking An Appeal From An Action Of The Zoning Officer Within The Borough Of Kenilworth By Amending Articles Four (4), Five (5) And Six (6) Of Chapter 225 Of The Municipal Code Of The Borough Of Kenilworth
Res. #____

2017-10 An Ordinance To Amend Chapter 150 Article Two (2) Of The Municipal Code Of The Borough Of Kenilworth
Res. #____

2017-11 An Ordinance Prohibiting Obstructive Parking On Cul-De-Sacs And Dead Ends
Res. #____
9. MEETING OPEN TO THE PUBLIC
10. GENERAL BUSINESS
11. ADJOURNMENT

Time: _____

Council reserves the right to go into Closed Session if needed.

BOROUGH OF KENILWORTH CONSENT AGENDA – SEPTEMBER 13, 2017

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

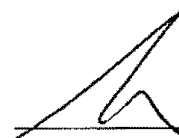
Linda Karlovich and seconded by Council Member Larry Clementi

Consent Agenda:

Resolution No.

1. That all bills be paid when properly audited and funds are available
2. Capital Budget Amendment
3. Special Items of Revenue – Governor’s Council on Alcoholism & Drug Abuse \$18,255.00
4. Special Items of Revenue – 2016 Kid’s Recreation Trust Grant \$50,000.00
5. Award Contract – Parks Repairs & Improvements – K&D Contractors
6. Ratify Police Chief Contract
7. Appoint per diem court personnel: D. Weiss, CA and S. Eide, CA
8. Garden State Municipal Joint Insurance Fund Renewal

Approved:


Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilwoman Linda Karlovich	✓		✓	✓		
Councilman Gerry Laudati			✓	✓		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

SEPTEMBER 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED,
are available.

that all bills be paid when properly audited and funds



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilwoman Linda Karlovich	✓		✓	✓		
Councilman Gerry Ladauti			✓	✓		
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 13, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

SEPTEMBER 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth, New Jersey, desires to amend the 2017 Capital Budget of said municipality by inserting therein:

Municipal Equipment

NOW, THEREFORE, BE IT RESOLVED, that the Members of the Borough Council of the Borough of Kenilworth of the County of Union as follows:

Section 1. The 2017 Capital Budget of the Borough of Kenilworth is hereby amended by the addition of a schedule to read as follows:

AMENDMENT

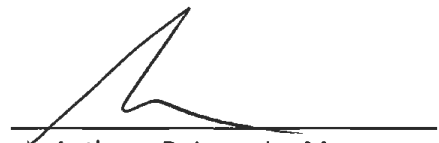
CAPITAL BUDGET OF THE
BOROUGH OF KENILWORTH
COUNTY OF UNION, NEW JERSEY

PROJECT SCHEDULE FOR 2017

METHOD OF FINANCING

CAPITAL PROJECT	ESTIMATED COST	IMPROVEMENT FUND	GENERAL BONDS
Curbing	\$32,000.00	\$ 1,600.00	\$30,400.00

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for 2017 Capital Budget.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilwoman Linda Karlovich	✓		✓	✓		
Councilman Gerry Ladauti			✓	✓		
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 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

SEPTEMBER 13, 2017

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 2017 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 2017 in the sum of\$18,255 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:

Governor's Council on Alcoholism and Drug Abuse

BE IT FURTHER RESOLVED that a like sum of\$18,255 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

Public and Private Programs Offset by Revenue

Governor's Council on Alcoholism and Drug Abuse


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovich	✓		✓			
Councilman Gerry Ladauti			✓			
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 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

September 13, 2017

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 2017 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 2017 in the sum of\$50,000.00

which is now available as a revenue from:

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

Public and Private Revenues Off-Set with Appropriations:
2016 Kid's Recreation Grant (Union County)

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

General Appropriations
(A) Operations - Excluded from CAPS
Public and Private Programs Offset by Revenue
2016 Kid's Recreation Grant (Union County)



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		☒	☒			
Councilman Larry Clementi			☒			
Councilman Peter Corvelli			☒			
Councilman Mark David			☒			
Councilman Linda Karlovitch	☒		☒			
Councilman Gerry Laudati			☒			
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. 13, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

September 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, sealed bids were solicited for **Parks Repairs and Improvements** and the borough engineer has reviewed the submitted bids; and

WHEREAS, the borough engineer recommends the award to the lowest responsible bidder, K&D Contractors, submitted, as follows:

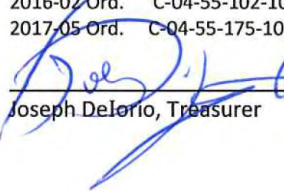
Base Bid	Alt. #1	Alt #2	Alt. #3
\$61,300.00	21,400.00	\$7,700.00	\$8,500.00
Total	\$82,700.00	\$90,400.00	\$98,900.00

NOW, THEREFORE, BE IT RESOLVED that **K&D Contractors, 351 Monroe Ave., Kenilworth, NJ 07033** be awarded the Parks Repairs and Improvements at their bid of **\$90,400.00, for the Base Bid, Alt. #1, and Alt. #2 for Parks Repairs and Improvements Project.**

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

CERTIFICATION OF FUNDS

2015 Union County Recreation Grant	\$29,878.00
2015-04 Ord. C-04-55-154-103	\$20,460.00
2016-02 Ord. C-04-55-102-105	\$10,000.00
2017-05 Ord. C-04-55-175-104	\$30,062.00


Joseph DeLorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

September 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Public Safety Committee has negotiated in good faith with Police Chief John Zimmerman over terms and conditions of employment for the period covering July 2, 2016 through July 2, 2019; and

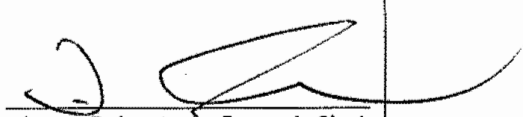
BE IT HEREBY RESOLVED, by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey that the Mayor, Public Safety Chairman and Borough Clerk are authorized and directed to execute the contract, which conforms in substance, between the Borough of Kenilworth and Kenilworth Police Chief John Zimmerman.

BE IT FURTHER RESOLVED, by the Borough Council that any relevant contribution changes authorized by this agreement are effective the following pay period of the passage of this resolution.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovich	✓		✓			
Councilman Gerry Laudati			✓			
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 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

SEPTEMBER 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth is in need of administrative services to the municipal court office, and;

WHEREAS, Susan Eide, 2280 Sunrise Court, Scotch Plains, NJ, has received State certification as a Court Administrator; and

WHEREAS, Debra Weiss, 52 Seafoam Avenue, Winfield, NJ, has received State certification as a Court Administrator; and

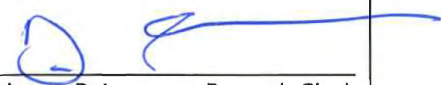
NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth that it does hereby appoint Susan Eide and Debra Weiss, at the rate of \$20/hour for the purposes of per diem court assistant on an as needed basis and court days, subject to the availability of funds.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi		✓	✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 13, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

SEPTEMBER 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

GARDEN STATE MUNICIPAL JOINT INSURANCE FUND JOINT TRUST AGREEMENT AND RESOLUTION TO REJOIN

WHEREAS, a number of local governmental units in the State of New Jersey have joined together to form a Joint Insurance Fund as permitted by the Chapter 372 Laws of 1983 (40A:10-36); and

WHEREAS, the statutes and regulations governing the creation and operation of a Joint Insurance Fund contain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a Fund; and

WHEREAS, the Governing Body of the Borough of Kenilworth, has determined that membership in the Garden State Municipal Joint Insurance Fund (hereinafter referred to as the "Fund") is in the best interests of itself and its citizens; and

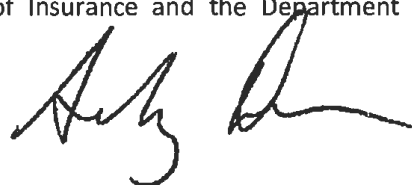
WHEREAS, the Governing Body of the Borough of Kenilworth has previously executed a resolution to join the Garden State Municipal Joint Insurance Fund subject to the acceptance of its assessment;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kenilworth (hereinafter referred to as the "Municipality") does hereby resolve and agree to renew its membership in the Fund for a period not to exceed three (3) years beginning January 1, 2018 to December 31, 2020 for the purpose of establishing the following types of coverage;

- Workers' Compensation and Employer's Liability;
- General Liability including law enforcement and public officials liability;
- Motor vehicle liability
- Property damage (buildings, contents, equipment and motor vehicle);

BE IT FURTHER RESOLVED, that the Municipality has never defaulted on claims and has not been canceled for nonpayment of insurance premiums for a period of at least two years prior to the adoption of this Resolution; and

BE IT FURTHER RESOLVED, that the Mayor and the Municipal Clerk are authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the Fund and to deliver same to the Executive Director of the Fund with the express reservation that said document shall become effective upon approval by the New Jersey Department of Insurance and the Department of Community Affairs.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		x	x			
Councilman Larry Clementi			x			
Councilman Peter Corvelli			x			
Councilman Mark David			x			
Councilwoman Linda Karlovitch	x		x			
Councilman Gerry Laudati			x			
ON CONSENT AGENDA	Yes	x	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 13, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

SEPTEMBER 13, 2017

Introduced by: _____

Seconded by: _____

GARDEN STATE MUNICIPAL JOINT INSURANCE FUND JOINT TRUST AGREEMENT AND RESOLUTION TO REJOIN

WHEREAS, a number of local governmental units in the State of New Jersey have joined together to form a Joint Insurance Fund as permitted by the Chapter 372 Laws of 1983 (40A:10-36); and

WHEREAS, the statutes and regulations governing the creation and operation of a Joint Insurance Fund contain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a Fund; and

WHEREAS, the Governing Body of the Borough of Kenilworth, has determined that membership in the Garden State Municipal Joint Insurance Fund (hereinafter referred to as the "Fund") is in the best interests of itself and its citizens; and

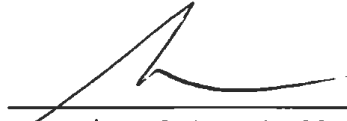
WHEREAS, the Governing Body of the Borough of Kenilworth has previously executed a resolution to join the Garden State Municipal Joint Insurance Fund subject to the acceptance of its assessment;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kenilworth (hereinafter referred to as the "Municipality") does hereby resolve and agree to renew its membership in the Fund for a period not to exceed three (3) years beginning January 1, 2015 to December 31, 2017 for the purpose of establishing the following types of coverage;

- Workers' Compensation and Employer's Liability;
- General Liability including law enforcement and public officials liability;
- Motor vehicle liability
- Property damage (buildings, contents, equipment and motor vehicle);

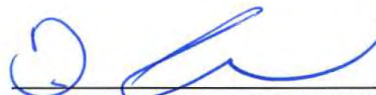
BE IT FURTHER RESOLVED, that the Municipality has never defaulted on claims and has not been canceled for nonpayment of insurance premiums for a period of at least two years prior to the adoption of this Resolution; and

BE IT FURTHER RESOLVED, that the Mayor and the Municipal Clerk are authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the Fund and to deliver same to the Executive Director of the Fund with the express reservation that said document shall become effective upon approval by the New Jersey Department of Insurance and the Department of Community Affairs.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilwoman Linda Karlovitch	✓		✓	✓		
Councilman Gerry Laudati			✓	✓		
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 13, 2017.


Laura Reimertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

September 13, 2017

Introduced by:

Seconded by:

BE IT HEREBY RESOLVED that the ordinance #2017-04, entitled:

AN ORDINANCE TO REDUCE THE REQUIREMENTS IMPOSED UPON AN APPLICANT TAKING AN APPEAL FROM AN ACTION OF THE ZONING OFFICER WITHIN THE BOROUGH OF KENILWORTH BY AMENDING ARTICLES FOUR (4), FIVE (5) AND SIX (6) OF CHAPTER 225 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 11, 2017 at 8:00PM 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 Mark David			✓			
Councilwoman Linda Karlovich			✓			
Councilman Gerry Ladauti			✓			
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 13, 2017.


Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-04**

AN ORDINANCE TO REDUCE THE REQUIREMENTS IMPOSED UPON AN APPLICANT TAKING AN APPEAL FROM AN ACTION OF THE ZONING OFFICER WITHIN THE BOROUGH OF KENILWORTH BY AMENDING ARTICLES FOUR (4), FIVE (5) AND SIX (6) OF CHAPTER 225 OF THE MUNICIPAL CODE OF THE BOROUGH OF KENILWORTH

Explanation: The Borough Code currently imposes a significant burden on resident home owners who only seek to challenge the Zoning Officer's determination or interpretation. It is the intent of the Governing Body to reduce the cost and time for rudimentary review of the Zoning Officer's determination for said residence.

NOW THEREFORE BE IT, Ordained by the Governing Body of the Borough of Kenilworth that:

Section 225-129 J is replaced by the following: Preliminary review of a zoning officer's decision with regard to resident home owner's dwelling shall not require any additional notice other than appearing on the Planning Board's published agenda, no less than two (2) business days prior to the scheduled meeting. All other interpretations and appeals of any administrative officer shall comply with N.J.S.A 40:55D-70b.

Section 225-143 B The title for this section shall now read "Resident Home Owner's Review of Zoning Officer's Decision and Appeals Alleging Erroneous Zoning Officer's Decision for All Other Properties"

Section 225-143 B(3) is replaced by the following: Upon proof of payment of taxes and assessments, the fee required to appeal a zoning officer's decision or interpretation is included in the schedule of fees. The fee for the review of a zoning officer's decision for the residence of a home owner regarding zoning regulations or interpretations is \$250.00.

Section 225-143 B(5) shall read as follows: A public hearing for a appeal before the Planning Board shall be held in accordance with Article 4. The appellant shall give public notice of the hearing in the manner specified for development application in this chapter provided that the parties entitled to notice shall be limited to those specified in Article 4. If the appeal is made by an interested party, other than the owner of the property which was the subject of the decision by the Zoning Officer, notice shall also be sent to said property owner, in addition to the parties specified in Article 4. Affidavits of proof of service of notice shall be submitted to the Planning Board's Secretary no less than seven (7) days prior to the scheduled hearing.

Section 225-143 B(10) is now added and reads as follows: Reviews of a Zoning Officer's decision as requested by a resident home owner by his/her dwelling shall occur at a public hearing before the Planning Board and it shall occur at the next regularly scheduled meeting. The review by the Planning Board shall be placed on the agenda and published on the Borough's website no less than two (2) full business days prior to the scheduled meeting.

Section 225-143 B(11) is now added and reads as follows: The Planning Board upon review of a resident home owner's application for their dwelling based upon an erroneous decision of a zoning officer shall result in one of the following decisions:

- a) Uphold the zoning officer's decision without prejudice; or
- b) Reverse the zoning officer's decision in whole or in part; or

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-04**

- c) With the applicant's consent on the record, the board may refer the matter to a board professional for further comments and recommendations. The board professional shall provide written comments and recommendations as may be required at the next regularly scheduled meeting of the Planning Board provided the applicant has provided \$1,500.00 to the Borough to guarantee said review. No further application fee shall be required of the applicant; or
- d) If the \$1,500.00 is not deposited by the eleventh business day after the meeting, the zoning officer's decision shall be deemed upheld and a resolution finding same shall be entered by the Board.

Section 225-149 D is replaced by the following: Review or appeal of a decision of a zoning officer regarding a regulation and/or interpretation shall be \$250.00.

Section 225-150 B(4) is amended to read as follows: Appeals of the decision of the zoning officer shall be \$1,000.00 and the Board shall not require an escrow deposit nor shall the Board professional be permitted to charge for any service for a review of a zoning officer's decisions with regard to resident home owner's dwellings.

This Ordinance shall take effect twenty (20) days after the first publication thereof after final passage as provided 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						
		✓				MARK DAVID						
		✓				LINDA KARLOVITCH						
		✓				GERRY LAUDATI						
Introduced: April 12, 2017 Reintroduced: September 13, 2017 Final Adoption: October 11, 2017						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 Reinertsen, Borough Clerk						

RESOLUTION

No. 10

KENILWORTH, N.J.

September 13, 2017

Introduced by:

Larry Clementi

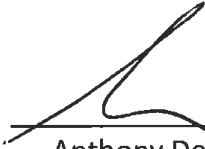
Seconded by:

Gerry Ladauti

BE IT HEREBY RESOLVED that the ordinance #2017-10, entitled:

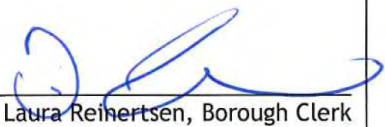
AN ORDINANCE TO AMEND CHAPTER 150 ARTICLE TWO (2) OF THE MUNICIPAL CODE OF THE BOROUGH OF KENILWORTH

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 11, 2017 at 8:00PM 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 Mark David			☒			
Councilwoman Linda Karlovich			☒			
Councilman Gerry Ladauti		☒	☒			
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 13, 2017.


Laura Reinertsen, Borough Clerk

ORDINANCE NO. 2017-10
AN ORDINANCE TO AMEND CHAPTER 150 ARTICLE TWO (2) OF THE MUNICIPAL
CODE OF THE BOROUGH OF KENILWORTH

Explanation: Provide a standard as to the maximum height that grass, weeds or other forms of ground cover are permitted.

NOW THEREFORE, Be it ordained by the Governing Body of the Borough of Kenilworth that Chapter 150 entitled Property Maintenance in Article Two (2) entitled Owners, Operators and Occupants; Duties and Responsibilities is amended as follows:

Section 150-11: Adding a classification with paragraph P.

P. Grass and/or weeds shall not be permitted to exceed six (6) inches in height

Section 150-13: Adding the following paragraph as follows: Violations of the ground cover height referenced in Section 150-11 P shall provide for an additional ten (10) days for the abatement of the violation prior to the issuance of a fine and/or the Borough commencing corrective action.

This Ordinance shall take effect twenty (20) days after the first publication thereof after final passage as provided 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						
		✓				MARK DAVID						
		✓				LINDA KARLOVITCH						
	✓	✓				GERRY LAUDATI						
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.						
September 13, 2017												
Final Adoption:												
October 11, 2017						 Laura Reinertsen, Borough Clerk						

RESOLUTION

No. _____

KENILWORTH, N.J.

September 13, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED that the ordinance #2017-11, entitled:

AN ORDINANCE TO PROHIBITING OBSTRUCTIVE PARKING ON CUL-DE-SACS AND DEAD ENDS

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 11, 2017 at 8:00PM 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	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri						
Councilman Larry Clementi						
Councilman Peter Corvelli						
Councilman Mark David						
Councilwoman Linda Karlovich						
Councilman Gerry Ladauti						
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 13, 2017.

Laura Reinertsen, Borough Clerk

Motion to Table – Laudati; Second, Ceceri

ORDINANCE NO. 2017-11
AN ORDINANCE TO AMEND CHAPTER 170, SECTION 4.5 OF THE MUNICIPAL CODE
OF THE BOROUGH OF KENILWORTH

Explanation: To remove obstructions from the terminating point of streets with only one (1) inlet or outlet, commonly known as dead ends or cul-de-sacs that interfere with emergency, snow plowing and garbage removal vehicles.

WHEREAS, the Borough of Kenilworth regulates parking on the public streets within the Municipality; and

WHEREAS, the Traffic Officer for the Borough has recommended, in the interest of public safety and general welfare, restricting parking on dead ends and/or cul-de-sacs within the Municipality; and

WHEREAS, emergency vehicles have had difficulty departing from dead ends and/or cul-de-sacs within the Municipality; and

WHEREAS, N.J.S.A. 39:4-136 prohibits parked vehicles on a roadway if the vehicle does not leave clear and unobstructed width of more than fifteen (15) feet upon the roadway; and

WHEREAS, N.J.A.C. 5:21-4.2(e) provides that the widths of dead ends and/or cul-de-sacs shall extend a minimum of eight (8) feet beyond the turning radius of the dead ends and/or cul-de-sacs, pursuant to N.J.A.C. 5:21-3.6 with regard to development and access by emergency vehicles.

NOW THEREFORE, Be it ordained by the Governing Body of the Borough of Kenilworth that Chapter 170, Section 4.5 entitled Parking Restrictions: Prohibited Conduct is supplemented to add a Section E as follows:

- E. Parking is prohibited on dead ends and cul-de-sacs.
 - (1). Parking is prohibited over the entire cul-de-sac and the initial eighteen (18) feet at the beginning and end of each cul-de-sac within the Borough of Kenilworth.
 - (2). Parking is prohibited on the last eighteen (18) feet prior to the termination point of any dead end street within the Borough of Kenilworth.

This Ordinance shall take effect twenty (20) days after the first publication thereof after final passage as provided by law.

All ordinances, polices and/or procedures or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency.

Approved: _____

Anthony DeLuca, Mayor

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



SEPTEMBER 27, 2017 – 8:00PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Council Meeting of August 23, 2017, Work Session, Executive Session and Council Meeting of September 13, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - Mr. Pinto – Request to Utilize DiMario Park for Soccer Program
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Authorize Engineering Service – Tax Map Update
3. Authorize Engineering Service – New Emergency Generators
4. Authorize Engineering Service –Municipal Stormwater Permit Outfall Mapping & Improvements
5. Authorize Engineering Service – Re: Various Park Improvements
6. Final Payment, Detective Bureau Improvements – Scourzo Group LLC \$21,400.00
7. Authorize Agreement and Repair – FD Ladder Truck \$20,191.86
8. Refund Recreation Fees – Flag Football \$725.00
9. Authorize Recreation 2017 Fall Soccer Referees Fees
10. Appoint Recreation 2017 Fall Soccer Coaches – B. Martins & J. Martinez
11. Appoint Temporary Part-time clerical – E. Egan
12. Authorize Amendment of PBA Local #135 Contract
13. Approve 2% Increase for Non-contractual Employees
14. Opposing Legislative Proposals Regarding the OPMA & OPRA

8. ORDINANCES

Public Hearing/Adoption 2017-09 Bond Ordinance to Authorize the Installation of Granite Block Curbing at a Portion of Lincoln Drive in, by and for the Borough Of Kenilworth, in the County Of Union, State of New Jersey, a Local Improvement, to Appropriate the Sum Of \$32,000 to Pay the Cost Thereof, to Make a Down Payment, to Authorize the Issuance of Bonds to Finance Such Appropriation and to Provide for the Issuance of Bond Anticipation Notes in Anticipation of the Issuance Of Such Bonds. Res. #____

Introduction 2017-12 Bond Ordinance To Authorize The Undertaking Of Improvements To Dimario Park And Other Parks In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, To Appropriate The Sum Of \$135,000 To Pay The Cost Thereof, To Make A Down Payment, To Authorize The Issuance Of Bonds To Finance Such Appropriation And To Provide For The Issuance Of Bond Anticipation Notes In Anticipation Of The Issuance Of Such Bonds. Res. #____

9. MEETING OPEN TO THE PUBLIC

10. GENERAL BUSINESS

11. ADJOURNMENT

Time: _____

Council reserves the right to go into Closed Session if needed.

BOROUGH OF KENILWORTH CONSENT AGENDA – SEPTEMBER 27, 2017

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

Linda Karlovich and seconded by Council Member Peter Corvelli.

Consent Agenda:

Resolution No.

1. That all bills be paid when properly audited and funds are available
2. Authorize Engineering Service – Tax Map Update
3. Authorize Engineering Service – New Emergency Generators
4. Authorize Engineering Service –Municipal Stormwater Permit Outfall Mapping & Improvements
5. Authorize Engineering Service – Re: Various Park Improvements
6. Final Payment, Detective Bureau Improvements – Scourzo Group LLC \$21,400.00
7. Authorize Agreement and Repair – FD Ladder Truck \$20,191.86
8. Refund Recreation Fees – Flag Football \$725.00
9. Authorize Recreation 2017 Fall Soccer Referees Fees
10. Appoint Recreation 2017 Fall Soccer Coaches – B. Martins & J. Martinez
11. Appoint Temporary Part-time clerical – E. Egan
12. Authorize Amendment of PBA Local #135 Contract
13. Approve 2% Increase for Non-contractual Employees
14. Opposing Legislative Proposals Regarding the OPMA & OPRA

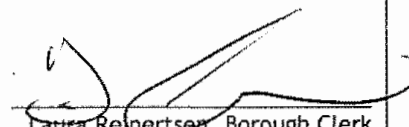
Approved:



Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 27, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

SEPTEMBER 27, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED,
are available.

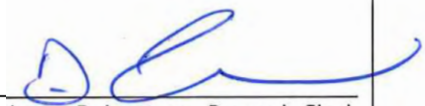
that all bills be paid when properly audited and funds



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓			
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 27, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

SEPTEMBER 27, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey that a Professional Service Contract for design and construction management services for the project:

TAX MAP UPDATE
HCI PROJECT NO. 2016009.03

be awarded to Harbor Consultants of Cranford, New Jersey for the sum not to exceed Three Thousand dollars (\$3,000.00). This resolution to take effect upon certification on this resolution by the Borough Treasurer that sufficient funds are available.

CERTIFICATION OF FUNDS

DATE: 9/27/17

APPROPRIATION:

7-01-20-710-166

J. DeLoria
J. DeLoria, Treasurer

Anthony DeLuca, Jr.
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 27, 2017.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

SEPTEMBER 27, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey that a Professional Service Contract for design and construction management services for the project:

NEW EMERGENCY GENERATORS
MUNICIPAL BUILDING, DPW BUILDING & DETECTIVE BUREAU
HCI PROJECT NO. 2016009.001

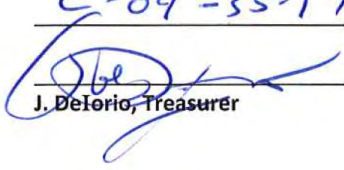
be awarded to Harbor Consultants of Cranford, New Jersey for the sum not to exceed Seven Thousand dollars (\$7,000.00). This resolution to take effect upon certification on this resolution by the Borough Treasurer that sufficient funds are available.

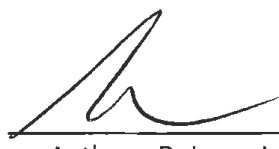
CERTIFICATION OF FUNDS

DATE: 7/27/17

APPROPRIATION:

C-04-SS-175-111


J. DeLoria, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 27, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

SEPTEMBER 27, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey that a Professional Service Contract for design and construction management services for the project:

MUNICIPAL STORMWATER (MS4) PERMIT
OUTFALL MAPPING AND IMPROVEMENTS
HCI PROJECT NO. 2017009.004

be awarded to Harbor Consultants of Cranford, New Jersey for the sum not to exceed Sixteen Thousand dollars (\$16,000.00). This resolution to take effect upon certification on this resolution by the Borough Treasurer that sufficient funds are available.

CERTIFICATION OF FUNDS

DATE: 9/27/17

APPROPRIATION:

C-04-55-116-109
[Signature]
J. DeIorio, Treasurer

[Signature]
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 September 27, 2017.

[Signature]
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

SEPTEMBER 27, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey that a Professional Service Contract for design and construction management services for the project:

KENILWORTH VARIOUS PARK IMPROVEMENTS
DIMARIO PARK, LOUIS WOODS PARK & N 9TH STREET PARK
HCI PROJECT NO. 2017009.002

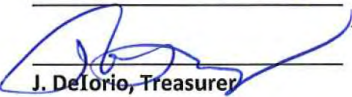
be awarded to Harbor Consultants of Cranford, New Jersey for the sum not to exceed Twenty Thousand Five Hundred dollars (\$20,500.00). This Resolution to take effect upon certification on this resolution by the Borough Treasurer that sufficient funds are available.

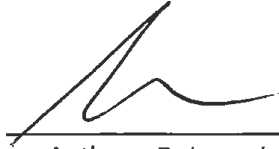
CERTIFICATION OF FUNDS

DATE: 9/27/17

APPROPRIATION:

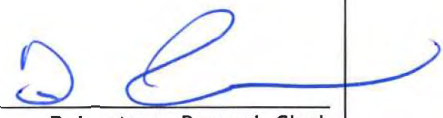
C-04-55-162-112


J. DeLorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 27, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

September 27, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, Union County, New Jersey that the contract for Improvements to the Detective Bureau by The Scuorzo Group LLC of Kenilworth, NJ, as directed by Harbor Consultants, Inc., 320 North Ave., East, Cranford, NJ 07016. Said construction is hereby accepted and The Scuorzo Group LLC. Final Payment in the amount of Twenty-one thousand four hundred dollars (\$21,400.00) is hereby considered final payment; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

Harbor Consultants, Inc.
320 North Avenue, East
Cranford, NJ 07016

The Scuorzo Group LLC
P.O. Box 74
Kenilworth NJ 07033

CERTIFICATION OF FUNDS

DATE: 9/27/17

APPROPRIATION:

C-04-55-175411

J. DeTorio, Treasurer



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 27, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

SEPTEMBER 27, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas the Kenilworth Fire Department is desirous to repair damage on their 1997 Pierce Ladder Truck; and

Whereas The Borough's Joint Insurance Fund assigned George Olmezer Appraisal Service Inc. to appraise the damage and solicit three quotes as follows:

Donald Salzmnn LLC
454 Old Georges Road
North Brunswick NJ 08902
Amount \$ 20,191.86

Elizabeth Truck Center
878 North Avenue
Elizabeth NJ 07201
Amount \$31,492.46

Summit Truck & Auto Body
50 Franklin Place
Summit NJ 07901
Amount: Refused Bid – Too Much
Work

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

Now Therefore Be It Resolved, that the Governing Body of the Borough of Kenilworth authorize an agreement with Donald Salzmnn LLC in the amount of \$20,191.86 for the repairs to the 1997 Pierce Truck.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓			
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 27, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

SEPTEMBER 27, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS registration fees were accepted for the Kenilworth Recreation Flag Football program;
and

WHEREAS the Kenilworth Recreation did not commence a flag football program.

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

Laura Barlaam	727 Vernon ave., Kenilworth, NJ 07033	\$ 25.00
Jaclyn Fuschino	230 North 21st Street, Kenilworth, NJ 07033	\$ 50.00
Geraldine Colon	619 Jefferson Ave, Kenilworth, NJ 07033	\$ 50.00
Michele Dangle	568 Richfield Avenue, Kenilworth, NJ 07033	\$ 25.00
Kara Shields	602 Brookside Place, Cranford, NJ 07016	\$ 50.00
Michael Ferris	112 Winslow Place , Garwood , NJ 07027	\$ 25.00
Edward Firnstein	222 n 12 st upper, Kenilworth, NJ 07033	\$ 25.00
Oksana Garafolo	7 Park Drive Kenilworth, NJ 07033	\$ 25.00
Robert Grimaldi	39 north 11 street, KENILWORTH , NJ 07033	\$ 25.00
Anna Janeczko	54 Park drive, Kenilworth , NJ 07033	\$ 25.00
Tina Kaufmann	229 North 16th Street, Kenilworth, NJ 07033	\$ 25.00
Nicole Goncalves	334 South Michigan Ave, Kenilworth, NJ 07033	\$ 25.00
Toni Martello	539 Newark Ave. , Kenilworth , NJ 07033	\$ 25.00
Robbie Lynn Martens	625 Clinton Avenue , Kenilworth , NJ 07033	\$ 25.00
Elisabeth Mchale	330 oakwood ave , Kenilworth , NJ 07033	\$ 25.00
Marleen Miklas	122 Park Drive, Kenilworth, NJ 07033	\$ 25.00
Jorgina Alves	236 n 11 street , Kenilworth , NJ 07033	\$ 25.00
Rosa Padron	130 North 13th Street, Kenilworth, NJ 07033	\$ 25.00
Michelle Payne	229 north 10th street, Kenilworth, NJ 07033	\$ 25.00
Sonia Pinto	248 north 17th st, kenilworth, NJ 07033	\$ 25.00
Maria Pugliese	30 Park Drive , Kenilworth , NJ 07033	\$ 25.00
Maria Sims	320 Roosevelt Lane, Kenilworth, NJ 07033	\$ 50.00
Joe Squillaro	375 Coolidge Dr, Kenilworth, NJ 07033	\$ 25.00
Nicole Stillitano	223 N 10th St, Kenilworth, NJ 07033	\$ 25.00
Kim Vanbuskirk	224 north 20 , Kenilworth , NJ 07033	\$ 25.00
TOTAL		\$ 725.00



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 27, 2017.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

SEPTEMBER 27, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey that the following individuals be engaged as Kenilworth Recreation 2017 Fall Soccer Referees at a rate of \$60 (sixty dollars) per game with two (2) referees or \$90 (ninety dollars) per game with one (1) referee.

John Primavera 37 South 17th Street Kenilworth, NJ 07033	Anthony Primavera 37 South 17th St Kenilworth, NJ 07033	Joe Primavera 37 South 17th Street Kenilworth, NJ 07033	Mike Palmadessa 18 Commonwealth Road Kenilworth, NJ 07033
Agelo Maltese 1141 Erhardt Street Union, NJ 07083	Nick DiPetrillo 1246 Wildwood Terrace Union, NJ 07083	Jerry Kirshenbaum 10 Bryan Lane Fanwood, NJ 07203	Greg Czajkowski 34 Easat Munsell Avenue Linden, NJ 07036
Lew Satulsky 1120 Sylvan Lane Mountainside, NJ 07092	Chris Parkhill 221 Faitoute Avenue Kenilworth, NJ 07033	Joe Iscaro 29 North 12th Street Kenilworth, NJ 07033	


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 27, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

KENILWORTH, N.J.

SEPTEMBER 27, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey that the following individuals be employed as Kenilworth Recreation 2017 Fall Soccer Coaches at a rate of \$1,800.00 (One thousand eight hundred dollars) per season;

Brihana Martins
2775 Meister Ave.
Union, NJ 07083

Juan Martinez
475 Washington Ave.
Kenilworth, NJ 07033

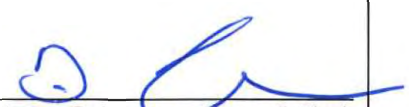
BE IT FURTHER RESOLVED: that these appointments are contingent upon successful completion of criminal and background checks.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 27, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

KENILWORTH, N.J.

SEPTEMBER 27, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth that it does hereby appoint Eileen Egan as a temporary part-time account clerk, at the rate of \$14/hour not to exceed eight (8) hours a week until December 31, 2017; not to exceed \$1,700.00


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 27, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 12

KENILWORTH, N.J.

SEPTEMBER 27, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, on July 12, 2017 the Borough of Kenilworth adopted a resolution authorizing the ratifying of the Collective Bargaining Agreement for the employees represented by the Police Benevolent Association (PBA) Local #135 for the period of January 1, 2017 through December 31, 2020; and

WHEREAS, subsequent to authorization an inadvertent error was found in the text of the agreement between the Borough of Kenilworth and the Kenilworth PBA Local #135; and

WHEREAS, an agreement on the amendment has been reached regarding the said contract terms and conditions be made a part hereof and to the current PBA #135 Contract as follows:

Section 8: Employees who enroll in the Borough's medical and prescription plan shall make the following premium contributions per pay period to be deducted on a pre-tax basis:

a. For employees hired prior to 1/1/17 and are at Senior Year Patrolman Pay (Including Superior Officers):

	Single	Employee +1	Family
Effective 1/1/17	\$50.74	\$156.50	\$222.25
Effective 1/1/18	\$50.74	\$135.00	\$190.50
Effective 1/1/19	\$50.74	\$113.50	\$158.75
Effective 1/1/20	\$50.74	\$92.00	\$127.00

b. Employees hired on or after 1/1/17 and employees hired prior to 1/1/17 that have not reached Senior Year Patrolman Pay:

On Academy through Step 4	Single	Employee +1
Effective 1/1/17	\$50.74	\$60.00
Effective 1/1/18	\$50.74	\$60.00
Effective 1/1/19	\$50.74	\$60.00
Effective 1/1/20	\$50.74	\$60.00

On Step 5 through Step 8	Single	Employee +1
Effective 1/1/17	\$50.74	\$92.00
Effective 1/1/18	\$50.74	\$92.00
Effective 1/1/19	\$50.74	\$92.00
Effective 1/1/20	\$50.74	\$92.00

Family Plan Only

Effective 1/1/17	Steps 1 through 3	\$63.50
	Steps 4 through 6	\$75.00
	Steps 7 through 8	\$127.00

WHEREAS, the amendment above and made part of this resolution does not differ in any substantive manner from the Agreement between the Borough of Kenilworth and the Kenilworth PBA Local #135, as authorized by the Mayor and Council on July 12, 2017.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth that the terms and conditions listed above, amending the current contract which expires on December 31, 2020 is hereby approved and the Mayor and Borough Clerk are authorized to execute this amendment with the representatives of Kenilworth PBA Local #135 in accordance with the said terms and conditions, effective July 12, 2017.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovich	✓		✓			
Councilman Gerry Ladauti			✓			
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 27, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 13

KENILWORTH, N.J.

May 24, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Mayor and Council of the Borough of Kenilworth, are desirous of granting annual salary increases to the unrepresented employees; and

WHEREAS, after due deliberation with the Personnel Supervisor, the Personnel/Finance Committee has determined that it is appropriate for the Council to approve these increases.

THEREFORE BE IT RESOLVED, that the attached list of non-contractual Borough Employees receive a salary increase of 2% retroactive to January 1, 2017, as attached.

Approved: _____

Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilman Gerry Laudati			✓			
Councilman <u>Michael Korbush</u>	✓		✓			
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 24, 2017.

Laura Reinertsen, Borough Clerk

2017 Non-Contractual Raises – 2%

Name	2016 Hrly Rate	2016 Current Annual	Hrly w/2% incr.	With 2% inc.	Stipend \$/Added comp.	Longevity	2017 Salary w/2% inc + stip + long
Kathleen Moschitta		\$ 44,728.08		\$45,622.64	\$ 6,200.00		\$ 51,822.64
Darlene Candarella		\$ 30,600.00		\$31,212.00	\$ 1,000.00		\$ 32,212.00
Lisa Wood		\$ 61,982.62		\$63,222.27	\$ 800.00		\$ 64,022.27
Justyna Zagorska		\$ 30,600.00		\$31,212.00	\$ 1,700.00		\$ 32,912.00
Ellen Johns		\$ 49,142.17		\$50,125.01	\$ 6,500.00	\$ 4,914.22	\$ 61,539.23
Karen Kizelevich		\$ 32,472.96		\$33,122.42			\$ 33,122.42
Diane O'Niell		\$ 46,517.20		\$47,447.54			\$ 47,447.54
Carol Kopyta	\$ 11.05	\$ 18,365.88	\$ 11.27	\$18,753.25			\$ 18,753.25
Daniel Ryan		\$ 88,660.11		\$90,433.31		\$ 7,092.81	\$ 97,526.12
Kerry Senica		\$ 32,472.96		\$33,122.42	\$ 3,500.00		\$ 36,622.42
Paulette Drogon (Alliance Cord)		\$ 6,557.66		\$ 6,688.81			\$ 6,688.81
Paulette Drogon (Senior Dir)		\$ 12,144.90		\$12,387.80			\$ 12,387.80
Derick Defuria		\$ 70,225.54		\$71,660.65		\$ 4,215.33	\$ 75,875.98
Joseph Kania		\$ 60,000.00		\$61,200.00			\$ 61,200.00
Robert Weiss	\$ 26.53	\$ 5,518.28	\$27.06	\$ 5,628.65			\$ 5,628.65
Kristen Boyle		\$ 30,000.00		\$30,600.00			\$ 30,600.00
Ann Tucker		\$ 52,000.00		\$53,040.00			\$ 53,040.00
Donna Zucker		\$ 45,000.00		\$45,900.00			\$ 45,900.00
Crossing Guards	17.34	\$ 14,929.74	\$ 17.69	\$15,228.33			\$ 15,228.33
Lisa Guarino	\$ 13.00	\$ 13,520.00	\$ 13.26	\$ 1,379.40			\$ 1,379.40
David Miller (Plumbing Insp.)		\$ 13,916.65		\$14,194.98			\$ 14,194.98
David Miller (Mech. Insp.)		\$ 5,000.00		\$ 5,100.00			\$ 5,100.00
Richard Vigliotti		\$ 12,749.58		\$13,004.57			\$ 13,004.57
Anthony Peters		\$ 13,815.70		\$14,092.01			\$ 14,092.01
Paul Parsons		\$ 32,410.79		\$33,059.01			\$ 33,059.01

RESOLUTION

No. 14

KENILWORTH, N.J.

SEPTEMBER 27, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

RESOLUTION EXPRESSING OPPOSITION TO LEGISLATIVE PROPOSALS REGARDING THE OPEN PUBLIC MEETINGS ACT AND OPEN PUBLIC RECORDS ACT

WHEREAS, the New Jersey Senate Budget and Appropriations Committee took action on Senate Bill Nos. 1045 and 1046, which amend the Open Public Meetings Act and Open Public Records Act, respectively, on June 29, 2017; and

WHEREAS, the Committee released the bills to the full Senate without recommendation because the bills are unnecessary, unpopular with the public, and would result in significant financial and administrative burdens on municipalities; and

WHEREAS, the bills fail to adequately protect taxpayers, municipalities and, especially, municipal clerks from abusive, harassing, and purposefully confrontational individuals who submit voluminous requests for no legitimate reason; and

WHEREAS, the legislation would expand the Open Public Meeting Act to create impractical and burdensome requirements with respect to subcommittees and working groups established by the entire governing body, which would effectively limit the ability of small groups of local officials discussing issues of public concern for the purposes of informing the governing body; and

WHEREAS, under the bills, the responsibilities of municipal clerks, who the Legislature has already loaded with responsibilities beyond the scope of their office, would be stretched even further than current law requires without a single dollar of additional resources provided to, or authorized to be collected by, municipalities; and

WHEREAS, the bills would impose a financial burden on municipalities that would not be offset by a revenue source other than the property tax, making the bills unfunded mandates prohibited by the New Jersey Constitution; and

WHEREAS, some municipalities are more equipped than others to meet the burdens that would be imposed by Senate Bill Nos. 1045 and 1046, however, without assistance of any kind from the States or the courts, every municipality would be on its own to meet the myriad new requirements of the law.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, that the Legislature is strongly urged to reject Senate Bill Nos. 1045 and 1046 and draft new legislation to modernize OPRA and OPMA while providing municipalities and clerks with the resources to effectuate these changes for the benefit of the public.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed with the legislative sponsors of Senate Bill Nos. 1045 and 1046 and Assembly Bill Nos. 2697 and 2699, the Speaker of the General Assembly, the President of the Senate, and the Governor, and all parties are urged to listen to the concerns of local officials and prevent Senate Bill Nos. 1045 and 1046 from becoming law.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli		✓	✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovich	✓		✓			
Councilman Gerry Ladauti			✓			
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 27, 2017.


 Laura Reinertsen, Borough Clerk

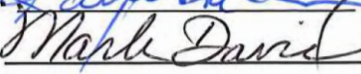
RESOLUTION

No. 16

KENILWORTH, N.J.

September 27, 2017

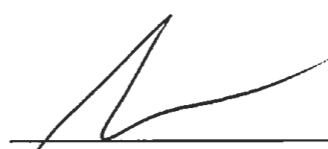
Introduced by: 

Seconded by: 

BE IT HEREBY RESOLVED that the ordinance #2017-12, entitled:

Bond Ordinance To Authorize The Undertaking Of Improvements To Dimario Park And Other Parks In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, To Appropriate The Sum Of \$135,000 To Pay The Cost Thereof, To Make A Down Payment, To Authorize The Issuance Of Bonds To Finance Such Appropriation And To Provide For The Issuance Of Bond Anticipation Notes In Anticipation Of The Issuance Of Such Bonds.

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 11, 2017 at 8:00PM 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 Mark David		☒	☒			
Councilwoman Linda Karlovich			☒			
Councilman Gerry Ladauti			☒			
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 27, 2017.


Laura Reinhertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-12**

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF IMPROVEMENTS TO DIMARIO PARK AND OTHER PARKS IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$135,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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 undertake improvements to DiMario Park and other parks in, by and for the Borough. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$135,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). 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 benefitted.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$135,000, and (4) \$6,750 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$128,250, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$16,000 which is estimated to be necessary to finance the cost of such purpose,

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-12**

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 4. It is hereby determined and stated that moneys exceeding \$6,750, 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 purpose. The sum of \$6,750 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$128,250 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 6. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$128,250 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 7. 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

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-12**

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 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of fifteen years computed from the date of said bonds.

Section 9. 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 \$128,250 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 10. 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 purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. 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 12. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Section

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-12**

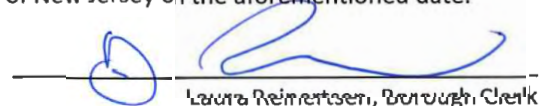
1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 13. 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 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

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						
	✓	✓				MARK DAVID						
		✓				LINDA KARLOVITCH						
		✓				GERRY LAUDATI						
Introduced: September 27, 2017						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: October 11, 2017												
						 Laura Reimertsen, Borough Clerk						

RESOLUTION

No. 15

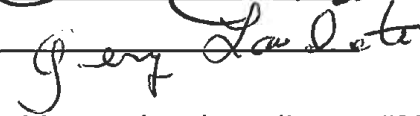
KENILWORTH, N.J.

SEPTEMBER 27, 2017

Introduced by:



Seconded by:

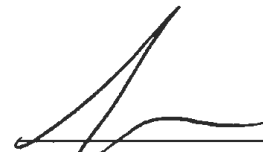


BE IT HEREBY RESOLVED that the ordinance #2017-09, entitled:

BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF GRANITE BLOCK CURBING AT A PORTION OF LINCOLN DRIVE IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, A LOCAL IMPROVEMENT, TO APPROPRIATE THE SUM OF \$32,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

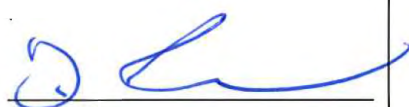
Was introduced and approved on first reading, at the regular meeting of the Borough Council on August 23, 2017 approved for final passage at the regular meeting of the Borough Council of September 27, 2017 after all persons interested were given an opportunity to be heard concerning said ordinance.

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 Mark David			✓			
Councilwoman Linda Karlovitch			✓			
Councilman Gerry Laudati		✓	✓			
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 27, 2017.


Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-09**

BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF GRANITE BLOCK CURBING AT A PORTION OF LINCOLN DRIVE IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, A LOCAL IMPROVEMENT, TO APPROPRIATE THE SUM OF \$32,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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, New Jersey (the "Borough") is hereby authorized to install granite block curbing at a portion of Lincoln Drive in, by and for the Borough. The following properties, identified by their street address and description on the Tax Assessment Map of the Borough, are in the vicinity of and benefit from such improvement:

<u>Block</u>	<u>Lot</u>	<u>Address</u>
98	22	300 Lincoln Drive
98	21	304 Lincoln Drive
98	17	320 Lincoln Drive
98	16	324 Lincoln Drive
98	15	328 Lincoln Drive
98	14	332 Lincoln Drive
104	4	341 Lincoln Drive
104	3	337 Lincoln Drive
104	2	333 Lincoln Drive
104	1	329 Lincoln Drive
99	21	325 Lincoln Drive
99	20	321 Lincoln Drive
99	19	317 Lincoln Drive
99	18	313 Lincoln Drive
99	17	309 Lincoln Drive
99	16	305 Lincoln Drive
99	15	301 Lincoln Drive

Said improvement shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$32,000 is hereby appropriated to the payment of the improvement described in Section 1 of this ordinance. Said sum so appropriated shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance.

Section 3. The improvement shall be undertaken as a local improvement and the cost thereof not borne by the Borough shall be assessed upon the lands and real estate upon the line and in the vicinity of said improvement which may be benefited by said improvement, as provided in Chapter 56 of Title 40 of the New Jersey Statutes, as amended. All assessments levied for said improvement shall in each case be as nearly as may be in proportion to and not in excess of the peculiar benefit, advantage or increase in value which the respective lots and parcels of real estate shall be deemed to receive by reason of such improvement. The total amount of the assessments so levied shall not exceed the cost of said improvement. The portion of such cost which shall not be so assessed shall be paid by the Borough as in the case of a general improvement which is to be paid for by general taxation. Such portion of the cost shall be in addition to the contribution, if any, of the Borough, hereinafter provided.

Section 4. It is hereby determined and stated that (1) the Borough will not contribute any money to the cost of said improvement, and (2) 100% of the cost of said improvement shall be assessed and the estimated maximum amount of the special assessments for said improvement is \$32,000, and (3) no special assessments for such improvement have been levied or confirmed, and (4) such special assessments may be paid in five annual installments.

Section 5. It is hereby determined and stated that (1) the making of such improvement (hereinafter referred to as "purpose") is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$32,000, and (4) \$1,600 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is

\$30,400, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$9,000, which is estimated to be necessary to finance the cost of such purpose, 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 \$1,600, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for the Borough, are now available to finance said purpose. The sum of \$1,600 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 7. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$30,400 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 purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$30,400 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 period of usefulness of said purpose, according to its reasonable life, is a period of ten 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 \$30,400 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.

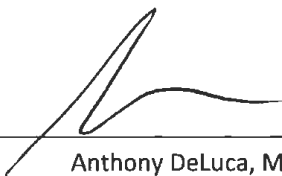
Section 12. Any funds received from the County of Union, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

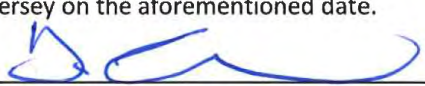
Section 13. The Borough intends to issue the bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for 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, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		X				KAY CECERI			✓			
	X	X				LARRY CLEMENTI	✓		✓			
		X				PETE CORVELLI			✓			
X		X				MARK DAVID			✓			
		X				GERRY LAUDATI		✓	✓			
						LINDA KARLOVITCH			✓			
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.						
August 23, 2017												
Final Adoption:												
September 27, 2017						 Laura Reinertsen, Borough Clerk						

BOROUGH OF KENILWORTH



COUNCIL MEETING AGENDA

OCTOBER 11, 2017 – 8:00PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of Work Session, Executive Session and Council Meeting of September 27, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - **SEPTEMBER Dept. Reports:** Clerk's Office, Court, Finance, Fire, Planning & Zoning, Police & 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. 2017 Capital Budget Amendment
 3. Special Items of Revenue – ADA Curb Rehab – CDBG YR43 \$20,000.00
 4. Award Curb Reconstruction – Diamond Construction \$21,000.00
 5. Award 2017 NJDOT Roadway Improvements \$460,706.11
 6. Award DiMario Park Playground Improvements
 7. Refund tax overpayment – B168 L14 \$2,001.01
 8. Refund tax overpayments – Corelogic Tax Services \$16,502.16
 9. Review of Best Practices Inventory
 10. Compensation for Retired Officer Court Time – T. Dowd
 11. Authorize Engineering Service - ADA Curb Rehab – CDBG YR43 \$3,000.00
 12. Authorization for Borough Procurement Card
 13. Authorize Discovery Coordinator stipend
 14. Appoint Alternate Crossing Guard – W. Schuster
 15. Appoint standby fire inspector – A. Alfano
 16. Urging State Legislature to Extend 2% Arbitration Cap
 17. Approve NJDOT Municipal Aid Application Submittal
 18. Support of Town Wide Garage Sale
8. ORDINANCES

Public Hearing/Adoption 2017-10 An Ordinance To Amend Chapter 150 Article Two (2) Of The Municipal Code Of The Borough Of Kenilworth Res. #____

Public Hearing/Adoption 2017-12 Bond Ordinance To Authorize The Undertaking Of Improvements To Dimario Park And Other Parks In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, To Appropriate The Sum Of \$135,000 To Pay The Cost Thereof, To Make A Down Payment, To Authorize The Issuance Of Bonds To Finance Such Appropriation And To Provide For The Issuance Of Bond Anticipation Notes In Anticipation Of The Issuance Of Such Bonds. Res. #____

Introduction 2017-13 An Ordinance Amending Chapter 39 Section 9 "Entitled Appointment And Promotions Of Officers" Which Provides The Method Of Determining Promotions To Superior Rank Within The Police Department Res. #____
9. PROCLAMATION 2017 Fire Prevention Week – Every Second Counts: Plan 2 Ways Out!
10. PRESENTATION 2017 Union County Military Hero – Patrolman Michael Devlin
11. MEETING OPEN TO THE PUBLIC
12. GENERAL BUSINESS
13. ADJOURNMENT

Time: _____

Council reserves the right to go into Closed Session if needed.

BOROUGH OF KENILWORTH CONSENT AGENDA – OCTOBER 11, 2017

The following resolutions, listed on a Consent Agenda, are offered by Council Member Jenda Karlovich and seconded by Council Member Larry Clementi.

Consent Agenda:

Resolution No.

1. That all bills be paid when properly audited and funds are available
2. 2017 Capital Budget Amendment
3. Special Items of Revenue – ADA Curb Rehab – CDBG YR43 \$20,000.00
4. Award Curb Reconstruction – Diamond Construction \$21,000.00
5. Award 2017 NJDOT Roadway Improvements \$460,706.11
6. Award DiMario Park Playground Improvements
7. Refund tax overpayment – B168 L14 \$2,001.01
8. Refund tax overpayments – Corelogic Tax Services \$16,502.16
9. Review of Best Practices Inventory
10. Compensation for Retired Officer Court Time – T. Dowd
11. Authorize Engineering Service - ADA Curb Rehab – CDBG YR43 \$3,000.00
12. Authorization for Borough Procurement Card
13. Authorize Discovery Coordinator stipend
14. Appoint Alternate Crossing Guard – W. Schuster
15. Appoint standby fire inspector – A. Alfano
16. Urging State Legislature to Extend 2% Arbitration Cap
17. Approve NJDOT Municipal Aid Application Submittal
18. Support of Town Wide Garage Sale

Approved:


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

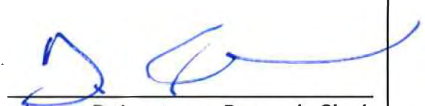
BE IT HEREBY RESOLVED,
are available.

that all bills be paid when properly audited and funds


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓			
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 OCTOBER 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth, New Jersey, desires to amend the 2017 Capital Budget of said municipality by inserting therein:

Park Improvements

NOW, THEREFORE, BE IT RESOLVED that the Members of the Borough Council of the Borough of Kenilworth of the County of Union as follows:

Section 1. The 2017 Capital Budget of the Borough of Kenilworth is hereby amended by the addition of a schedule to read as follows:

AMENDMENT
CAPITAL BUDGET OF THE
BOROUGH OF KENILWORTH
COUNTY OF UNION, NEW JERSEY

PROJECT SCHEDULE FOR 2017
METHOD OF FINANCING

CAPITAL PROJECT	ESTIMATED COST	IMPROVEMENT FUND	GENERAL BONDS
Park Improvements	\$135,000	\$6,750	\$128,250

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for 2017 Capital Budget.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilwoman Linda Karlovitch	✓		✓	✓		
Councilman Gerry Ladauti			✓	✓		
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 11, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

October 11, 2017

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 2017 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 2017 in the sum of\$20,000.00

which is now available as a revenue from:

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

Public and Private Revenues Off-Set with Appropriations:

Year 43 CDBG Program #017-128 (Union County)

ADA Curb/Ramp Rehabilitation

BE IT FURTHER RESOLVED that a like sum of\$20,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

Year 43 CDBG Program #017-128 (Union County)

ADA Curb/Ramp Rehabilitation


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAVS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 Oct. 11, 2017.


Laura Reinertsen, Borough Clerk.

RESOLUTION

No. 4

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, the Borough of Kenilworth was awarded \$20,000.00 for ADA Curb and Ramp Reconstruction through the Union County Community Development Block Grant (CDBG) Revenue Sharing Committee for Year 43; and

WHEREAS, seven (7) bids were for said project; the borough engineer recommends Diamond Construction, Inc. at their base bid of \$18,000 and the inclusion of Alternate #1 at \$3,000; and

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

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

NOW THEREFORE BE IT RESOLVED, as follows:

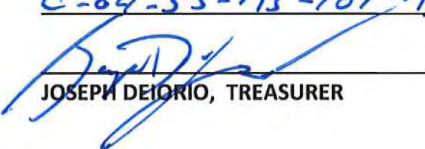
1. The Borough of Kenilworth hereby awards a contract to **Diamond Construction, 35 Beaverson Blvd # 12, Brick, NJ 08723 732-262-7449**, whose total proposal amounted to **\$21,000.00**
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

APPROPRIATION:

CDBG FR43 GRANT \$20,000

C-04-55-175-101 \$1,000


JOSEPH DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilwoman Linda Karlovitch	✓		✓	✓		
Councilman Gerry Ladauti			✓	✓		
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

October 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

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

WHEREAS, sealed bids were received on October 5, 2017 for **2017 NJDOT Roadway Improvement Program** and S. Brothers, Inc. 16 Sobeckko Rd., Manalapan, NJ 07726, having submitted the lowest responsible bid as follows:

Base Bid #1 & #2	\$161,489.81
Alternate #1	\$210,289.88
Alternate #3	<u>\$ 88,926.42</u>
Total Bid	<u>\$460,706.11</u>

NOW, THEREFORE, BE IT RESOLVED that S. Brothers, Inc. 16 Sobeckko Rd., Manalapan, NJ 07726 be awarded the total bid of **\$460,706.11** for **2017 NJDOT Roadway Improvement Program**.

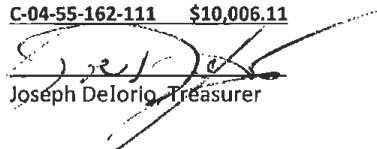
BE IT FURTHER RESOLVED: That pursuant to N.J.A.C. 5:34-5.1 et seq. Local Public Contracts Law, the required Certificate of Availability of Funds has been obtained from the Chief Finance Officer of the Borough of Kenilworth

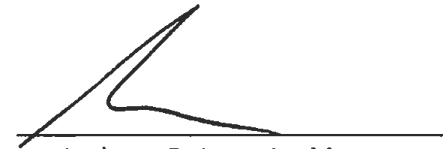
CERTIFICATION OF FUNDS

APPROPRIATION:

C-04-55-175-110 \$450,700.00

C-04-55-162-111 \$10,006.11


Joseph DeLorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 October 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

October 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas, the Borough of Kenilworth is desirous to construct playground improvements to the DiMario Park located at South Michigan Kenilworth NJ, and;

Whereas, the funds are available through the adoption and publication of the 2017 capital budget bond ordinance number 2017-12 and;

Whereas, under guidance of the Qualified Purchasing Agent, the Borough of Kenilworth awards the following vendor under state contract to:

**Picerno Giordano Construction
200 Market Street
Kenilworth NJ 07033**

Under the following state contract numbers:

Superior Recreational Products	\$48,852.02
PS3-31897 Playground,	
90015502XX 2-Bay,	
9001518XX Belt Seat 8' Galvanized Chain,	
90015130XX Full Bucket/Plastisol Chain 8', plus freight	
Sureplay International Rubber Surfacing 2.5" 50% Color & 50% Black	\$40,156.80
State Contract Price: \$8.90 per square foot at 4512 square feet	
Total Award Under State Contract:	\$89,008.82

Whereas a portion of said project, not included as part of the State Contract is as follows:

Installation of Rubber Safety Surfacing	\$13,536.00

Whereas, Picerno Giordano has offered to solicit and receive in-kind donations for stone, concrete, labor and other accessories associated with the installation of the playground equipment and organize such under the oversight and construction administration of the Borough Engineer; and

Whereas, the Borough Governing Body authorizes Picerno Giordano to solicit said donations and organize volunteer labor as necessary and report the same to the Borough Engineer, and,

Whereas, the governing body of the municipality has authorized the use of a State authorized contract pursuant to N.J.S.A. 40:11-12. N.J.S.A. 40A:11-13.2; and

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

Now, Therefore, Be It Resolved the Borough of Kenilworth authorizes the award of Playground Equipment and Improvements in the amount of \$102,544.82, Picerno Giordano Construction

200 Market Street, Kenilworth NJ 07033 subject to the vendor's compliance with the Laws of the State of New Jersey to Picerno Giordano Construction, 200 Market Street, Kenilworth NJ 07033

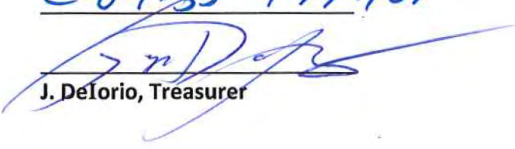
And Be It Further Resolved that the Chief Financial Officer/Qualified Purchasing Agent is hereby authorized award such agreement upon approval and publication of Ordinance 2017-12 in compliance with state and local law.

CERTIFICATION OF FUNDS

APPROPRIATION:

Ordinance 2017-12 Playground Improvements

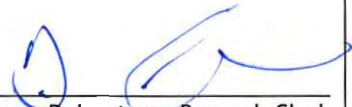
C-04-55-177-101


J. DeIorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, The Homeowner and the mortgage company both paid the property taxes for the 3rd quarter of 2017 for the following property located in Kenilworth, NJ, and;

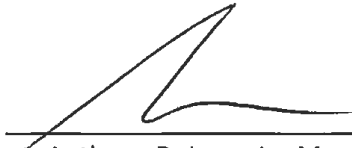
WHEREAS, this resulted in the overpayment of taxes for the 3rd quarter of 2017, and;

WHEREAS, The Homeowner 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 to Lisa Araujo, 346 Ashwood Avenue, Kenilworth, NJ 07033

<u>Block</u>	<u>Lot</u>	<u>Property:</u>	<u>Amount</u>
168	14	346 Ashwood Avenue	\$ 2,001.01

TOTAL \$ 2,001.01


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Corelogic Tax Services paid the property taxes for the 3rd quarter of 2017 for the following properties located in Kenilworth, NJ, and;

WHEREAS, this resulted in the overpayment of taxes for the 3rd quarter of 2017, 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 to Corelogic Tax Services, Attn: Centralized Refunds, P. O. Box 9202, Coppell, TX 75019.

<u>Block</u>	<u>Lot</u>	<u>Property:</u>	<u>Amount</u>
8	3	40 Lafayette Place	\$ 9,780.94
20	4	531 Sheridan Ave.	\$ 2,261.04
99	6	304 Roosevelt Lane	\$2,443.07
130	5	724 Richfield Ave.	\$ 2,017.11

TOTAL \$ 16,502.16


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 OCTOBER 11, 2017.  Laura Reinertsen, Borough Clerk
Councilwoman Kay Ceceri			✓	✓			
Councilman Larry Clementi				✓			
Councilman Peter Corvelli				✓			
Councilman Mark David				✓			
Councilwoman Linda Karlovitch	✓			✓			
Councilman Gerry Ladauti				✓			
ON CONSENT AGENDA	Yes	✓	No	—			

RESOLUTION

No. CP

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

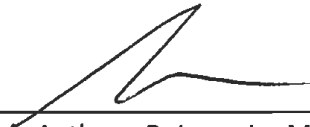
CONSENT AGENDA

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 Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓			
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 OCTOBER 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas, Retired Lt. Timothy Dowd was called as a witness in the case of State v. Matthew J. Ballister Jr.;

Whereas, it certified by the Police Chief that Lt. Dowd was a witness to this incident while on duty for the Borough of Kenilworth; and

Whereas, Lt. Dowd appeared in court on August 28, September 12th and September 13th for a total of 14 hours; and

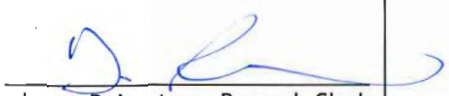
Whereas, it has been the management prerogative of the Mayor and Council to reimburse the Lt. at a rate of \$94.47 , one and one half hourly rate time of \$62.98, determined from his date of retirement, for his services provided and;

Now Therefore Be It Resolved, that the Borough of Kenilworth hereby authorizes the Chief Financial Officer to issue payment to Lt. Dowd as indicated above based on the final calculation of time certified by the Chief of Police and charged to the appropriate police department budget.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey that a Professional Service Contract for design and construction management services for the project:

HCI PROJECT NO. 2016009.017
Curb Ramp Replacements
(CDBG Yr 43)

be awarded to Harbor Consultants of Cranford, New Jersey for the sum not to exceed Three Thousand dollars (\$3,000.00). This resolution to take effect upon certification on this resolution by the Borough Treasurer that sufficient funds are available.

CERTIFICATION OF FUNDS

DATE: 10/11/17

APPROPRIATION:

7-01-20-715-027

J. DeIorio, Treasurer

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilwoman Linda Karlovitch	✓		✓	✓		
Councilman Gerry Laudati			✓	✓		
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 11, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 12

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT ACENDA

WHEREAS, The Chief Financial Officer of the Borough of Kenilworth signed an agreement with the Bank of America on July 1, 2016 for a procurement card program authorized by the State of New Jersey through NJSA 40A:5-16 (c) and codified under NJAC 5:30-9A and,

WHEREAS, the Chief Financial officer certifies that certain staff have been trained by Bank of America in compliance with Local Finance Notice 2013-17, and

WHEREAS, the Chief Financial Officer has prepared a Purchasing Card Policy setting out policies and procedure that govern the use of procurement cards and ensuring sound fiscal and managerial controls, and

NOW, THEREFORE, BE IT RESOLVED the Borough of Kenilworth Mayor and Council authorize the following individuals as purchasing card administrator and cardholders:

- Joseph Delorio, Chief Financial Officer Purchasing Card Administrator
- Laura Reinertsen, Borough Clerk Cardholder
- Dan Ryan, Superintendent of Public Works Cardholder
- Lisa Wood, Assistant Finance Officer Cardholder

and have approved the purchasing card use policy attached in compliance with State Law.

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓	✓		
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 11, 2017.


 Laura Reinertsen, Borough Clerk

Borough of Kenilworth Purchasing Card Program Policy

PARTIES INVOLVED

Card Issuer - Bank of America's services include issuing Visa Purchasing Cards to the authorized Borough of Kenilworth employees, providing electronic transaction authorizations, and billing the Borough of Kenilworth for all purchases made on the cards.

Borough of Kenilworth - Arranges with the card issuer, Bank of America, to have Purchasing Cards issued to certified trained and approved employees and agrees to accept liability for the employees' use of the cards.

Department Head - Borough of Kenilworth Chief Financial Officer must approve employee's request for a Purchasing Card, assign Departmental Liaison, designate default accounting code for purchases on the Purchasing Card, and submit application to the Mayor and Council for approval by resolution and authorization. The Department Head approval delegates transaction authority to the Cardholder within the parameters determined by State Law and local policy.

Departmental Liaison - The Department Head is responsible for reviewing transactions of individual Cardholders to make sure the transactions are legitimate municipal expenses and are classified appropriately.

Purchasing Card Administrator - The Chief Financial Officer located in the Department of Tax and Finance Office coordinates the Purchasing Card program for the Borough of Kenilworth and acts as the Organization's intermediary in correspondence with the card issuer.

Cardholder - An employee of the Borough of Kenilworth who is approved by the Chief Financial Officer and the Governing Body to use the Purchasing Card to execute purchase transactions on behalf of the Borough.

Vendor - The merchant from whom a Cardholder is making a purchase.

PURCHASING CARD PROGRAM OVERVIEW

- Purchasing Cards will be issued to Borough of Kenilworth employees only.
- The employee's name must be embossed on the card.
- Purchasing Cards will not be transferable between individuals or departments.
- Each Cardholder will be assigned to a Departmental Head.
- Each Card will be assigned a default accounting code.
- Departmental Heads may be auditor for more than one department.
- All Departmental Heads work at the instruction of the Purchasing Card Administrator.
- Employee's Department Head must approve the request for a card, assign the default account number and assign the Cardholder and submit the request to the Purchasing Card Administrator for approval.
- Cardholders make purchases (using established guidelines) and receives a monthly Cardholder statement from Bank of America.
- Cardholder matches receipts to monthly statement and forwards to Departmental Liaisons for review and storage.
- Monthly Departmental reports of cardholder transactions will be distributed to Department Heads. Department Heads will have the responsibility for overriding the default accounting code for a

Borough of Kenilworth Purchasing Card Program Policy

transaction, identifying transactions subject to use tax, approving bills and adding cost share information if required.

- Bank of America sends consolidated invoice to Borough of Kenilworth at the end of monthly billing cycle which is ????th of each month.
- An check payment is made to Bank of America within 25 to 30 days after the end of the billing cycle.

CARDHOLDER RESPONSIBILITIES

The Cardholder must use the Purchasing Card for legitimate business purposes only. The Purchasing Card may not be used for travel, registration fees, entertainment, cash and other categories as included in the Listing of Blocked Vendors (Attachment 1). Misuse of the card will subject Cardholder to disciplinary action in accordance with Borough of Kenilworth Policies and Procedures relating to disciplinary action and termination for cause. The Cardholder must:

- Ensure the Purchasing Card is used for legitimate business purposes only.
- Maintain the Purchasing Card in a secure location at all times.
- Not allow other individuals to use their Purchasing Card.
- Adhere to the purchase limits and restrictions of the Purchasing Card and ensure the total transaction amount of any single transaction does not exceed \$500.
- Obtain and reconcile all sales slips, register receipts, and/or Purchasing Card slips to Bank of America's Cardholder statement and provide same to the Departmental Head for reconciliation, approval and allocation of transactions.
- Notify Departmental Head if the default accounting code should be changed on an individual transaction.
- Attempt to resolve disputes or billing errors directly with the vendor and notify Bank of America if the dispute or billing error is not satisfactorily resolved by faxing Bank of America the required Dispute Form (Attachment 2).
- Ensure that an appropriate credit for the reported disputed item or billing error appears on a subsequent Cardholder statement.
- Not accept cash in lieu of a credit to the Purchasing Card account.
- Identifying and notifying the Department Head of transactions which require the submission of use tax to the Department of Revenue.
- Immediately report a lost or stolen card to Bank of America at 1-888-449-2273 (24 hours a day, 365 days a year).
- Immediately notify Departmental Head and the Purchasing Card Administrator of a lost or stolen Purchasing Card at the first opportunity during normal business hours.
- Return the Purchasing Card to Departmental Head upon terminating employment with the Borough of Kenilworth.
- If a vendor does not accept Visa, contact the Departmental Head and Purchasing Card Administrator.
- Report erroneous and emergency transaction needs to the Departmental Liaison during normal business hours.

DEPARTMENTAL LIAISON RESPONSIBILITIES

Department Heads and their potential designees must receive training before being considered for a Purchasing Card. Responsibilities include:

- Reviewing vendor receipts attached to the Bank of America Cardholder statements.

Borough of Kenilworth Purchasing Card Program Policy

- Retaining all Cardholder charge slips and receipts for audit by internal and external auditors.
- Reviewing Cardholder transactions on the monthly Department report distributed by the Purchasing Card Administrator.
- Requesting the Purchasing Card Administrator to change default accounting codes for individual transactions by updating default accounting codes on the monthly Department reports in advance of the monthly cut-off date established by the Purchasing Card Administrator.
- Attempting to resolve any disputes with vendor and/or Bank of America not resolved by Cardholder.
- Notifying Purchasing Card Administrator in 3 to 5 days of any unresolved disputes, noting the reason for dispute.
- Identifying and notifying Purchasing Card Administrator of transactions which require the submission of use tax to the Department of Revenue.
- Notifying Purchasing Card Administrator of lost or stolen cards.
- Requesting Purchasing Card Administrator to cancel a Cardholder's card (e.g. terminated employees, transferring departments, loss of purchasing card privileges) as approved by Department Head.
- Collecting canceled cards from Cardholders and forwarding to Purchasing Card Administrator.
- Notifying the Purchasing Card Administrator of Cardholder request(s) to have Bank of America set up a vendor to accept Visa.
- Assisting Cardholders with erroneous declines and emergency transactions.

PURCHASING CARD ADMINISTRATOR RESPONSIBILITIES

The Purchasing Office will assign a Purchasing Card Administrator to be responsible for the over-all Purchasing Card program. Responsibilities include:

- *Borough of Kenilworth* liaison with Bank of America.
- Utilizing _____ Software from Bank of America.
- Reviewing Department approved applications for completeness of required information.
- Submitting completed application to Bank of America and receiving Purchasing Card from Bank of America.
- Training Potential Cardholders before considering them for Purchasing Cards.
- Having Cardholder sign Cardholder Agreement (Attachment 3), signifying agreement with the terms of the Purchasing Card program.
- Handling disputed charges/discrepancies not resolved by Cardholder or Departmental Liaison.
- Initiating change of default accounting codes upon request of Department Head as approved by the Chief Financial Officer.
- Securing revoked Purchasing Cards and submitting information to Bank of America.
- Receiving and distributing Bank of America bill to respective Department Heads.
- Distributing monthly reports to Departmental Liaisons and notifying them of cut-off date for approvals and default code changes.
- Making accruals for transactions which require the submission of use tax to the Department of Revenue.
- Processing electronic upload of bill to accounting.
- Preparing bill for payment and submitting to Accounting for ACH payment.
- Reconciling Bank of America's bill to Bank of America's electronic file and to the transaction totals posted to the Borough's accounting system.
- Reviewing usage of Purchasing Card data for appropriateness.
- Ensuring that lost stolen cards have been blocked by Bank of America.

Borough of Kenilworth Purchasing Card Program Policy

- Forwarding vendor set up requests to Bank of America.
- Assisting the Departments with erroneous declines and emergency transactions.
- Assure compliance with NJSA 40A:5-1 et seq. and New Jersey Local Finance Notice 2013-17.

CARDHOLDER ELIGIBILITY

Criteria to receive a Purchasing Card is as follows:

- Applicant must be an employee of the Borough of Kenilworth.
- Applicant's request for a Purchasing Card must be approved by his/her Department Head.
- Applicant must be approved by the Purchasing Card Administrator/Chief Financial Officer.
- Applicant must be recommended by the Chief Financial Officer and the Governing Body of the Borough of Kenilworth.
- Employee must attend a training session before receiving their Purchasing Card.
- Each individual Cardholder must sign a Cardholder Agreement (Attachment 3) in the presence of the Purchasing Card Administrator.

CARDHOLDER LIABILITY

The Purchasing Card is a corporate charge card which will not affect the Cardholder's personal credit; however, it is the Cardholder's responsibility to ensure that the card is used within stated guidelines of the Purchasing Card Cardholder Manual as well as Borough of Kenilworth Policies and Procedures relating to the expenditure of Borough of Kenilworth funds. Failure to comply with program guidelines may result in permanent revocation of the card, notification of the situation to management, and further disciplinary measures that may include termination.

CARDHOLDER TERMINATION

The Purchasing Card Administrator is required to close an account if a Cardholder: (a) transfers to a different department, (b) moves to a new job in which a Purchasing Card is not required; (c) terminates employment or (d) for any of the following reasons which will also subject Cardholder to disciplinary action in accordance with Borough of Kenilworth Policies and Procedures relating to disciplinary action and termination for cause:

- The Purchasing Card is used for personal or unauthorized purposes.
- The Purchasing Card is used to purchase alcoholic beverages or any substance, material, or service which violates policy, law or regulation pertaining to the Borough of Kenilworth.
- The Cardholder allows the card to be used by another individual not authorized by the Borough and Purchasing Card Administrator.
- The Cardholder splits a purchase to circumvent the limitations of the Purchasing Card.
- The Cardholder uses another Cardholder's card to circumvent the purchase limit assigned to either Cardholder or the limitations of the Purchasing Card.
- The Cardholder fails to provide the Finance Department with required receipts.
- The Cardholder fails to provide, when requested, information about any specific purchase.
- The Cardholder does not adhere to all of the Purchasing Card policies and procedures.

LOST, MISPLACED OR STOLEN PURCHASING CARDS

Borough of Kenilworth Purchasing Card Program Policy

Cardholders are required to immediately report any lost or stolen Purchasing Card to Bank of America. The Cardholder must also immediately notify the Chief Financial Officer and Purchasing Card Administrator about the lost or stolen card at the first opportunity during normal business hours.

SPENDING CONTROLS

The Purchasing Card is to be used only for the purchase of supplies. Borough of Kenilworth spending parameters for each Purchasing Card issued is set at \$500 per transaction with a maximum of \$500 outstanding unpaid balance per month per card. The Borough of Kenilworth through the Finance Department, will adjust limits as determined by demonstrated need.

ERRONEOUS DECLINES

Should the Purchasing Card be erroneously declined by a vendor, the Cardholder should immediately contact the Purchasing Card Administrator for assistance. If purchase is being made outside of normal Borough of Kenilworth business hours, the employee must find an alternate payment method or terminate the purchase and contact the Finance Department during normal hours.

EMERGENCY TRANSACTIONS

Emergency transactions over \$500 may not be handled with the Purchasing Card. For any transaction which does not meet the spending controls assigned to the card, the Cardholder must contact the Purchasing Card Administrator for assistance.

CREDITS

Vendors will issue all credits to the individual Purchasing Card account for any item they have agreed to accept for return. This credit will appear on a subsequent statement. Under no circumstances should a Cardholder accept cash in lieu of a credit to the Purchasing Card account.

UNRESOLVED DISPUTES AND BILLING ERRORS

The Cardholder is responsible for contacting the vendor to resolve any disputed charges or billing errors. If the matter is not resolved with the vendor, the Cardholder/Purchasing Card Administrator or his/her liaison should:

- Contact Bank of America directly for assistance.
- Fax to Bank of America a signed Bank of America Dispute Form (Attachment 2) to document the reason for the dispute.
- Contact the Purchasing Card Administrator for assistance if an acceptable resolution is not obtained.
- The total amount billed by Bank of America will be charged to the individual departmental accounts and credits for disputed transactions will be posted to departmental accounts when the credit appears on the Bank of America billing.

SECURITY AND STORAGE

Purchasing Cards - Cardholders should always treat the Purchasing Card with at least the same level of care as one does their own personal credit cards. The card should be maintained in a secure location and the card account number should be carefully guarded. The only person entitled to use the card is the person whose name appears on the face of the card. The card may not be lent to another person for any reason.

Borough of Kenilworth Purchasing Card Program Policy

Program Documentation - The Department assigned to each Purchasing Card will maintain the Cardholder's vendor receipts/packing slips/charge slips. All other documentation concerning the Purchasing Card program will be maintained by the Purchasing Card Administrator located in the Finance Department. This documentation includes, but is not limited to, applications, Cardholder Agreements, billing statements, reconciliation of accounting statements, and correspondence with Bank of America.

VENDOR SETUP

The Finance Department will conduct a study of frequently used vendors for purchases under \$500 which qualify for use of the Purchasing Card by Cardholders. If a vendor frequently used by the Borough of Kenilworth employees does not accept the Visa card, the *Borough of Kenilworth* will assist in recruiting the vendor to take the necessary steps to begin acceptance of the card and provide this information to Bank of America. Cardholders should contact the Finance Department when encountering vendors who do not accept the card.

VENDOR BLOCKING

Transactions will be blocked at the point-of-sale level at the types of vendors included on the Listing of Blocked Vendors (Attachment 1).

PURCHASING CARD SET UP, MAINTENANCE, AND CLOSURE

All contact with Bank of America for Purchasing Card set up, maintenance and closure (except for reporting lost or stolen cards) will be handled by the Purchasing Card Administrator who is located in the *Borough of Kenilworth* Finance Department.

Card Setup

- *Borough of Kenilworth* employee completes a *Borough of Kenilworth* Purchasing Card application and submits to his/her Department Head for completion and approval.
- Department Head completes the application by providing the name of the Departmental Liaison and default accounting code to be assigned to the card.
- Department Head signature approval delegates transaction authority to the Cardholder.
- Approved application is to be sent to the Purchasing Card Administrator in the Finance Department.
- Purchasing Card Administrator reviews application for completeness and based on his/her recommendation submits application to Bank of America in format approved by Bank of America.
- Upon receipt of the Purchasing Card from Bank of America, the Purchasing Card Administrator will conduct a training session with the Cardholder prior to issuing the card.
- Cardholder signs Cardholder Agreement signifying agreement with the terms of the Purchasing Card program.

Card Maintenance

- The Department is to make all maintenance request to the Purchasing Card Administrator
- Purchasing Card Administrator will submit all maintenance request to Bank of America.

Closure

Lost or Stolen Cards - Cardholder must immediately report the lost/stolen card to Bank of America. The Cardholder must also notify the Department who will contact the Purchasing Card Administrator who will follow up with Bank of America to ensure the account has been closed.

Borough of Kenilworth Purchasing Card Program Policy

Terminated or Transferred Employees - Departmental Liaison is to secure Purchasing Cards from terminated employees and employees who transfer to another *Borough of Kenilworth* department. The Department will immediately notify the Purchasing Card Administrator by email of the termination or transfer. A request for closing the Cardholder account will be submitted to Bank of America by the Purchasing Card Administrator within 2 days of receiving the notification. All Purchasing Cards are to be returned to the Purchasing Card Administrator for disposal.

Other Card Revokes/Closures - Purchasing Card Administrator will notify Bank of America immediately of all revokes and closures.

RECONCILIATION, APPROVAL & ALLOCATION OF BILLING

Receipt and Payment of Bank of America Billing

- At the close of the monthly billing cycle, Bank of America will send a paper billing statement to the Organization.
- Purchasing Card Administrator or his/her designee will review bill and payment in full will be made to Bank of America.
- Purchasing Card Administrator or his/her designee will prepare payment voucher. Voucher will be prepared after receipt of the Bank of America bill and processed so that payment will reach Bank of America no later than 25 calendar days after the close of the billing cycle of the previous month.

Allocation of Purchasing Card Charges to Borough of Kenilworth Departments

A default accounting code will be assigned to each Purchasing Card issued. Bank of America will submit an electronic reporting file to the *Borough of Kenilworth* which will be used to charge all Cardholder transactions to the default accounting code unless adjustments are made as follows:

- Within the receipt of the electronic report from Bank of America, the Purchasing Card Administrator or his/her designee will distribute a monthly Departmental report for review and confirmation of Cardholder purchases.
- With the approval of the Department Head, the Department will change default accounting codes if necessary and submit back to Purchasing Card Administrator.
- Departments will approve report in advance of the monthly default cut-off date for approvals established by the Purchasing Card Administrator.
- Departments will assemble and retain Cardholders statements, charge slips and receipts for audit by internal and external auditors. Receipts for purchases must be maintained for 7 years.
- Purchasing Card Administrator will change default code at the request of the Department and then process upload of the departmental charges to accounting for charging individual departments.
- The total amount billed by Bank of America will be charged to the individual departmental accounts and credits for disputed transactions will be posted to departmental accounts when credit appears on the Bank of America billing.
- Purchasing Card Administrator, the Department Head or their designee will reconcile the detailed electronic billing statement to amount paid Bank of America.

AUDIT

The Organization's internal control policies and procedures are as follows:

Borough of Kenilworth Purchasing Card Program Policy

Cardholder will:

- Reconcile vendor receipts to Cardholder statement.
- Submit vendor receipt and Cardholder statement to the Department Head. If an order is by telephone/fax, the Cardholder should supply a copy of the order blank or a description of order to the Department.
- Indicate alternate account number and/or cost share account number for purchases to be charged if different than the default account number assigned to the Purchasing Card.

The Department will:

- Review and maintain a copy of Cardholder receipts and statements.
- With the approval of the Department Head, enter alternate default codes on the monthly Departmental reports which are distributed by the Purchasing Card Administrator..
- Request approval of charges to department in advance of the monthly default cut-off date for approvals established by the Purchasing Card Administrator.
- Retain a copy of all receipts and vouchers for audit by internal and external auditors. Receipts for purchases are to be maintained for 7 years.

Purchasing Card Administrator or his/her designee will:

- Receive electronic reports from Bank of America and distribute to the Departments.
- Establish and notify Departments of monthly cut-off date for approvals.
- Process upload of departmental charges to accounting for charging individual departments.
- Reconcile monthly billing statement to the electronic reporting file.
- Upload to individual departments is to be for the total amount of the electronic report file.
- Make periodic audits of card use and charges for appropriateness through the use of the Bank of America on-line reporting system. Areas to be monitored include, but not limited to compliance with Purchasing Card regulations, compliance with *Borough of Kenilworth* regulations, and sales and use tax charges. Non-use of card by cardholders will also be monitored.
- Retain all receipts and vouchers for audit by internal and external auditors. Receipts for purchases are to be maintained for 7 years.

Borough of Kenilworth Purchasing Card Program Policy

ATTACHMENT 1

LISTING OF BLOCKED VENDORS

3000 - 3299 Airlines
3351 - 3440 Automobile Rentals
3501 - 3722 Hotels and Motels
4011 Railroads
4111 Local/Suburban Commuter Passenger Transportation, Including Ferries
4112 Passenger Railways
4119 Ambulance Services
4121 Taxicabs/Limousines
4131 Bus Lines, Including Charter, Tour Buses
4411 Steamship/Cruise Lines
4457 Boat Rentals and Leases
4468 Marinas, Marine Service & Supplies
4511 Airlines, Air Carriers (Not Elsewhere Classified)
4582 Airports, Flying Fields, Airport Terminals
4722 Travel Agencies
4723 TUI Travel
4761 Transportation/Travel-Related Arrangement Services-Mail or Telephone Order (Excluding Travel Agencies)
4784 Toll and Bridge Fees
4789 Transportation Services (Not Elsewhere Classified)
4821 Telegraph Services
4829 Wire Transfer - Money Orders
6010 Financial Institutions - Manual Cash Disbursements
6011 Financial Institutions - Automated Cash Disbursements
6012 Financial Institutions - Merchandise & Svcs.
6051 Non-Financial Institutions -- Foreign Currency, Money Orders (not wire transfer), and Travelers Cheques
6211 Security Brokers/Dealers
6300 Insurance Sales & Underwriting
6381 Insurance Premiums
6399 Insurance (Not Elsewhere Classified)
6611 Overpayments
6760 Savings Bonds
7011 Lodging _ Hotels, Motels, Resorts, Central Reservation Svcs., (Not Elsewhere Classified)
7012 Timeshares
7032 Sporting & Recreational Camps
7033 Trailer Parks & Camp Grounds
7512 Car Rental Agencies (Not Elsewhere Classified)
7513 Truck & Utility Trailer Rentals
7519 Motor Home & Recreational Vehicle Rentals
7995 Betting (Including Lottery Tickets, Casino Gaming Chips, Off-track Betting & Wagers)

Sample Purchasing Card Program Policy

Borough of Kenilworth Purchasing Card Program Policy

ATTACHMENT 2

Statement of Disputed Item

Instructions: Your company should first make good-faith efforts to settle a claim or dispute for purchases directly with the merchant.

If assistance from Bank of America is required, please complete this form, and mail or fax with required enclosures within 60 days from the billing close date to:

A. GENERAL INFORMATION

Bank of America – Commercial Card Services Operations

P. O. Box 53142

Phoenix, AZ 85072-3142

Fax: 888.678.6046

Borough of Kenilworth

Cardholder's Name Account #

16-DIGITS

B. INFORMATION ON WHICH THE CHARGES APPEARED

Billing Close Date Transaction Date Reference Number

Merchant Name Merchant Location

Posted Amount \$ Disputed Amount \$

C. REASON FOR DISPUTE (only check ONE)

Unauthorized Transaction

I did not authorize, nor did I authorize anyone else to engage in this transaction. I (or anyone I authorized) received no goods or services represented by the above charge. **The card was in my possession at the time of the transaction.**

Charge Amount Does Not Agree With Order Authorizing The Charge

The amount entered on the sales slip was changed from \$ [Enter Range Amount] to \$ [Enter Range Amount]. I have enclosed a copy of the unaltered sales slip.

Merchandise or Services Not Received

I have not received the merchandise or services represented by the above transaction. The expected date of delivery or services

was [Enter Expected Date].

On your business letterhead, please describe your attempt to resolve this matter with the merchant, the date(s) you contacted them and their response).

Disputed Transaction

I did engage in the above transaction, which I am now disputing. I have contacted the merchant, but I have been unable to return

the merchandise and/or I have been unsuccessful in reaching an acceptable resolution with them.

On your business letterhead, please describe your attempt to resolve this matter with the merchant, the date(s) you contacted them and their response.

Defective or Wrong Merchandise

I returned the merchandise on [Enter Date] because it was: (select one)

Defective Wrong size Wrong color Wrong quantity

Borough of Kenilworth Purchasing Card Program Policy

Recurring Charges After Cancellation

On [Enter Date], I notified the above merchant to cancel our monthly/yearly agreement. Since then, my account has been charged

[Enter Number of Charges] time(s).

Please enclose a copy of the merchant's response to confirmation of your confirmation of your cancellation.

Sample Purchasing Card Program Policy

Items Charged Already Paid by Other Means

I already paid for the goods and/or services represented by the above charge by means other than my card. (We must have a copy of the front and back of the canceled check, money order, cash receipt, credit card statement, or other documentation as proof of purchase/payment.

On your business letterhead, please describe your attempt to resolve this matter with the merchant, the date(s) you contacted them and their response.

Credit Appears as a Charge

The enclosed Credit Voucher appeared as a charge on my card account.

Credit From Merchant Not Received

I did not receive credit for the enclosed Credit Voucher within 30 calendar days from the date it was issued to me by the merchant shown above.

Hotel Reservation Cancelled

I did make a reservation with the above hotel, which I then canceled on [Enter Date] at [Enter Time]. At that time, I asked for a cancellation number, which is [Enter Cancellation Number].

Please check one if applies:

I was not given a cancellation number

I was not told at the time that I made the reservation that my account would be charged for a "No Show"

Double or Multiple Charges

My account has been doubled charged. The first charge appeared on my [Enter Date] billing.

Print Cardholder's Name

Cardholder's Name Signature

Phone Number Date

Borough of Kenilworth Purchasing Card Program Policy

ATTACHMENT 3

PURCHASING CARD CARDHOLDER AGREEMENT

Requirements For Use

The Purchasing Card is to be used only to make purchases at the request of and for the legitimate business benefit of the Borough of Kenilworth.

The Purchasing Card must be used in accordance with the provisions of the Purchasing Card Program Cardholder Manual and in accordance with policies and procedures established by *Borough of Kenilworth* for Purchasing Card use. The Cardholder certifies that he or she has reviewed and understands the Borough of Kenilworth Purchasing Card Policy and Procedures.

Violations of these requirements may result in revocation of use privileges and/or disciplinary action, up to and including termination of employment. Employees who are found to have inappropriately used the Purchasing Card will be required to reimburse the *Borough of Kenilworth* for all costs associated with such improper use.

Purchasing Card Account Number: _____

Monthly Credit Limit: _____

Received by: _____
(Name please print)

Signature: _____

Date: _____

RESOLUTION

No. 13

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

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 stipend be authorized, effective October 16, 2017, as listed below:

<u>Title</u>	<u>Name</u>	<u>Amount</u>
Discovery Coordinator	Diane O'Neill	\$1,000.00


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 14

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

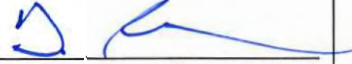
CONSENT AGENDA

BE IT HEREBY RESOLVED that **WALTER SCHUSTER**, 123 Grant Avenue, Roselle Park, NJ 07204 be appointed as Alternate School Crossing Guard, at a rate of \$17.34, effective October 11, 2017.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓			
ON CONSENT AGENDA		Ye: <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 11, 2017.


Laura Reirertsen, Borough Clerk

RESOLUTION

No. 15

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas, the Borough of Kenilworth is in need as needed fire inspector to assist in the construction code office when the borough's appointed fire inspector is not available, and;

Whereas, Anthony Alfano, 38 Caldwell Road, Edison, New Jersey 08617 has provided for these services as a vendor for the Borough's Construction Code Department and,

Whereas, it has been the recommendation of the Construction Code Official and Construction Code Department to continue these services; and

Now, Therefore, Be It Resolved, by the Mayor and Council of the Borough of Kenilworth that it does hereby appoint the services of Anthony Alfano, of 38 Caldwell Road, Edison, New Jersey at the rate of \$35/hour for the purposes of as needed fire inspector, based on the availability of funds.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓	✓		
Councilman Larry Clementi				✓		
Councilman Peter Corvelli				✓		
Councilman Mark David				✓		
Councilwoman Linda Karlovitch	✓			✓		
Councilman Gerry Ladauti				✓		
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 16

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Resolution Urging the State Legislature to Extend the 2% Cap on Police and Fire Arbitration Contract Awards

WHEREAS, local municipalities require specific tools to address the rising cost of municipal government; and

WHEREAS, in July 2010 the Governor and New Jersey State Legislature enacted a permanent 2% cap on municipal and school board tax levies with limited exceptions that did not include police and fire arbitration contract awards; and

WHEREAS, salary costs, to a great extent, drive property tax increases; and

WHEREAS, in December 2010 the Legislature unanimously approved and the Governor enacted a temporary 2% cap on police and fire arbitration contract awards in an effort to control increasing salary costs and provide a solution to assist local governments in keeping property taxes down and cost under control; and

WHEREAS, the December 2010 legislation included an April 1, 2014 sunset on the 2% arbitration cap while the 2% property tax levy remained permanent for municipalities and school boards; and

WHEREAS, in June 2014 the Legislature unanimously approved and the Governor enacted an extension to December 31, 2017 for the 2% arbitration cap, however, the 2% property tax levy cap continues to remain permanent, without an exemption for police and fire arbitration contract awards; and

WHEREAS, municipalities continue efforts to contain costs and provide vital services to residents within the 2% property tax levy while the New Jersey economy remains sluggish and taxpayers struggle to keep their homes and pay their taxes; and

WHEREAS, we recognize that this change in arbitration reform needs a longer time to mature in order to see the benefits of the legislation and its actual impact on the cost of local government budgets and the impact on taxpayers; and

WHEREAS, the final report and recommendations of the Police and Fire Public Interest Arbitration Impact Task Force, which was established in the December 2010 legislation, is not due until the same day as the expiration of the cap on interest arbitration awards, December 31, 2017; and

WHEREAS, we recognize it is now time for our taxpayers to benefit directly from these cost saving measures as many police and fire contracts will come due for negotiation after the sunset date, and

WHEREAS, if the cap on interest arbitration expires while the 2% levy cap remains in effect, municipalities will be forced to reduce or eliminate municipal services in order to fund interest arbitration awards;

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Kenilworth urges the State Legislature to extend the 2% cap on Police and Fire Arbitration Contract Awards for 5 more years at which time the Legislature will have hard data to examine and then make a final decision as to whether this law should be made permanent; and

BE IT FURTHER RESOLVED, that a copy of this Resolution is forwarded to Assemblywoman Munoz, Assemblyman Bramnick, Senator Scutari, the Commissioner of the Department of Labor, the Lieutenant Governor and the Governor of State of New Jersey and the League of Municipalities.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilwoman Linda Karlovitch	✓		✓	✓		
Councilman Gerry Ladauti			✓	✓		
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 17

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

2018 NJDOT MUNICIPAL AID APPLICATION

Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the 2018 NJDOT Roadway Improvements – "North 9th Street and Various Streets".

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Kenilworth formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that Borough Engineer Anthony Gallerano of Harbor Consultants, the Mayor and the Borough Clerk are authorized to submit an electronic grant application identified as MA-2018-Kenilworth Borough-00113 to the New Jersey Department of Transportation on behalf of the Borough of Kenilworth.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Kenilworth and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilwoman Linda Karlovitch	✓		✓	✓		
Councilman Gerry Ladauti			✓	✓		
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 18

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: _____

Seconded by: _____

ON CONSENT AGENDA

WHEREAS, the Mayor and Council continue to be committed to preserving and promoting the history of Kenilworth which is highlighted by the 19th century Oswald Nitschke home and the stewardship of the Kenilworth Historical Society; and

WHEREAS, the Mayor and Council authorize and support the annual Town Wide Garage Sale organized and promoted by the Kenilworth Historical Society waiving any borough fees.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough Kenilworth commend the Kenilworth Historical Society the preservation of the history 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 Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 19

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: *Larry Clementi*

Seconded by: *Mark David*

BE IT HEREBY RESOLVED that the ordinance #2017-10, entitled:

An Ordinance To Amend Chapter 150 Article Two (2) Of The Municipal Code Of The Borough Of Kenilworth

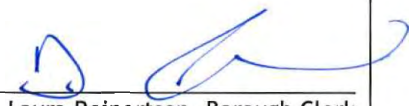
Was introduced and approved on first reading, at the regular meeting of the Borough Council on September 13, 2017 approved for final passage at the regular meeting of the Borough Council of October 11, 2017 after all persons interested were given an opportunity to be heard concerning said ordinance.

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 Mark David		✓	✓	✓		
Councilwoman Linda Karlovitch			✓	✓		
Councilman Gerry Laudati			✓	✓		
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 October 11, 2017.


Laura Reinertsen, Borough Clerk

ORDINANCE NO. 2017-10
AN ORDINANCE TO AMEND CHAPTER 150 ARTICLE TWO (2) OF THE MUNICIPAL
CODE OF THE BOROUGH OF KENILWORTH

Explanation: Provide a standard as to the maximum height that grass, weeds or other forms of ground cover are permitted.

NOW THEREFORE, Be it ordained by the Governing Body of the Borough of Kenilworth that Chapter 150 entitled Property Maintenance in Article Two (2) entitled Owners, Operators and Occupants; Duties and Responsibilities is amended as follows:

Section 150-11: Adding a classification with paragraph P.

P. Grass and/or weeds shall not be permitted to exceed six (6) inches in height

Section 150-13: Adding the following paragraph as follows: Violations of the ground cover height referenced in Section 150-11 P shall provide for an additional ten (10) days for the abatement of the violation prior to the issuance of a fine and/or the Borough commencing corrective action.

This Ordinance shall take effect twenty (20) days after the first publication thereof after final passage as provided by law.

Approved: _____

Anthony DeLuca, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		X				KAY CECERI			✓			
X		X				LARRY CLEMENTI	✓		✓			
		X				PETE CORVELLI			✓			
		X				MARK DAVID		✓	✓			
		X				LINDA KARLOVITCH			✓			
	X	X				GERRY LAUDATI			✓			
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.						
September 13, 2017												
Final Adoption:												
October 11, 2017						 Laura Reinertsen, Borough Clerk						

RESOLUTION

No. 20

KENILWORTH, N.J.

OCTOBER 11, 2017

Introduced by: Linda Karlovitch

Seconded by: Mark David

BE IT HEREBY RESOLVED that the ordinance #2017-12, entitled:

Bond Ordinance To Authorize The Undertaking Of Improvements To DiMario Park And Other Parks In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, To Appropriate The Sum Of \$135,000 To Pay The Cost Thereof, To Make A Down Payment, To Authorize The Issuance Of Bonds To Finance Such Appropriation And To Provide For The Issuance Of Bond Anticipation Notes In Anticipation Of The Issuance Of Such Bonds.

Was introduced and approved on first reading, at the regular meeting of the Borough Council on September 27, 2017 approved for final passage at the regular meeting of the Borough Council of October 11, 2017 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 Mark David		✓	✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 11, 2017.


Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-12**

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF IMPROVEMENTS TO DIMARIO PARK AND OTHER PARKS IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$135,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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 undertake improvements to DiMario Park and other parks in, by and for the Borough. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$135,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). 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 benefitted.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$135,000, and (4) \$6,750 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$128,250, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$16,000 which is estimated to be necessary to finance the cost of such purpose,

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-12**

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 4. It is hereby determined and stated that moneys exceeding \$6,750, 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 purpose. The sum of \$6,750 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$128,250 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 6. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$128,250 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 7. 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

BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-12

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 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of fifteen years computed from the date of said bonds.

Section 9. 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 \$128,250 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 10. 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 purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. 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.

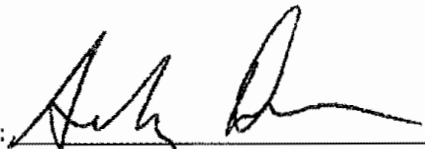
Section 12. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Section

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-12**

1 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 13. 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 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

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			☒			
	☒	☒				MARK DAVID		☒	☒			
		☒				LINDA KARLOVITCH	☒		☒			
		☒				GERRY LAUDATI			☒			
Introduced: September 27, 2017						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: October 11, 2017												
						_____ Laura Reinertsen, Borough Clerk						

RESOLUTION

No. 21

KENILWORTH, N.J.

October 11, 2017

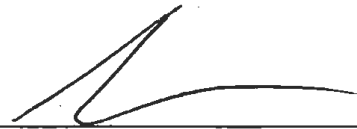
Introduced by: Peter Corvelli

Seconded by: Gerry Ladauti

BE IT HEREBY RESOLVED that the ordinance #2017-13, entitled:

An Ordinance amending Chapter 39 section 9 " Entitled Appointment and Promotions of Officers"

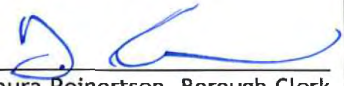
Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the November 8, 2017 at 8:00PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such 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 Mark David			✓			
Councilwoman Linda Karlovitch			✓			
Councilman Gerry Ladauti		✓	✓			
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 October 11, 2017.



Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-13**

**An Ordinance amending Chapter 39 section 9 "Entitled
"Appointment and Promotions of Officers"**

MUNICIPAL CODE OF THE BOROUGH OF KENILWORTH

Explanation: To provide a more flexible method of promoting officers to a superior rank when in the opinion of the Public Safety Department Written Testing Procedures for Promotion may not be warranted.

WHEREAS, the Borough of Kenilworth desires to streamline the promotional procedures within the police department; and

WHEREAS, governing body is responsible to determine which officer may be promoted for superior positions within the police department; and

NOW THEREFORE, be it ordained by the Governing Body of the Borough of Kenilworth that Chapter 39 Section 9 of the Borough Code is amended as follows:

39-9 E (2) (b) is replaced by:

- (b) [1] Upon receipt of the notice of an intended vacancy, the Chief of Police shall post a notice to all personnel describing the position that may open within the department and requesting interested parties to contact his office in writing within twenty days of the posting and include a resume. The Police Commissioner shall then within 40 days after the posting convene a meeting of the Department of Public Safety with the Chief of Police. At the meeting, the Chief will present the names of all officers that have expressed an interest and are eligible for the anticipated vacancy.
- [2] The committee with the Chief shall examine each of the applicants' knowledge and understanding of any topics enumerated in section 39-9E[2](e). The committee with the Chief or designee of Council if a member of the committee is unavailable after interviewing and questioning the candidates, will provide the names of the three top choices by consensus in the order of their preference to the Borough Clerk for the dissemination to the entire council along with their resume. The entire council may elect to interview the candidates or proceed as it sees fit to promote based upon the Public Safety Committee and the Chief's recommendation and thus avoid any formal testing as provided for in this ordinance.

39-9 E (2) (c) Is deleted

39-9 E (2) (d) Is deleted

39-9 E (2) (f) Is deleted

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-13**

39-10 Deleted in its entirety

39-11 Deleted in its entirety

This Ordinance shall take effect twenty (20) days after the first publication thereof after final passage as provided by law.

All ordinances, polices and/or procedures or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency.

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						
		✓				MARK DAVID						
		✓				LINDA KARLOVITCH						
	✓	✓				GERRY LAUDATI						
Introduced: October 11, 2017						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, 2017												
						_____ Laura Reinertsen, Borough Clerk						

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



OCTOBER 25, 2017 – 8:00PM

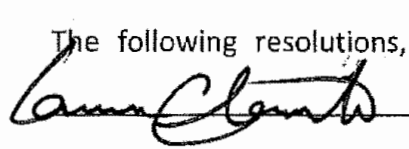
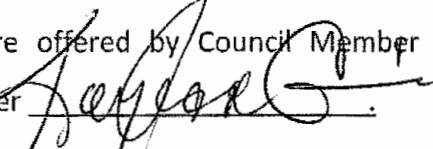
1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of Work Session and Council Meeting of October 11, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - Tax Collector – Report of 10/17/17 Tax Sale
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

Consent Agenda:

 1. That all bills be paid when properly audited and funds are available
 2. Authorize Extension Borough Grace Period for tax payment
 3. Special Item of Revenue – UC CBDG YR 43 Senior Handyman Program \$2,000.00
 4. Special Item of Revenue – UC CBDG YR 43 Senior Citizen Social Services \$12,200.00
 5. Special Item of Revenue – UC Senior Focus \$23,400.00
 6. Special Item of Revenue – UC Infrastructure Grant \$75,000.00
 7. Special Item of Revenue – NJ Body Armor Replacement \$2,588.97
 8. Refund Wrestling Program fees \$2,875.00
 9. Award Senior Center Fire Improvements – Drill Construction \$19,500.00
 10. Award Holiday Decorating – Rilieghs Décor \$5,660.00
 11. Award HVAC Improvements – DuMont Mechanical, Inc. \$164,840.00
 12. Refund White Goods Fee – M. Corvo \$35.00
 13. Authorize 2% Bd. of Health Cost of Living Increase
8. ORDINANCES None Presented
9. MEETING OPEN TO THE PUBLIC
10. GENERAL BUSINESS
11. ADJOURNMENT

Time: _____

BOROUGH OF KENILWORTH CONSENT AGENDA – OCTOBER 25, 2017

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

Consent Agenda:

Resolution No.

1. That all bills be paid when properly audited and funds are available
2. Authorize Extension Borough Grace Period for tax payment
3. Special Item of Revenue – UC CBDG YR 43 Senior Handyman Program \$2,000.00
4. Special Item of Revenue – UC CBDG YR 43 Senior Citizen Social Services \$12,200.00
5. Special Item of Revenue – UC Senior Focus \$23,400.00
6. Special Item of Revenue – UC Infrastructure Grant \$75,000.00
7. Special Item of Revenue – NJ Body Armor Replacement \$2,588.97
8. Refund Wrestling Program fees \$2,875.00
9. Award Senior Center Fire Improvements – Drill Construction \$19,500.00
10. Award Holiday Decorating – Rilieghs Décor \$5,660.00
11. Award HVAC Improvements – DuMont Mechanical, Inc. \$164,840.00
12. Refund White Goods Fee – M. Corvo \$35.00
13. Authorize 2% Bd. of Health Cost of Living Increase

Approved:



Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch			✓			
Councilman Gerry Laudati			✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 25, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

OCTOBER 25, 2017

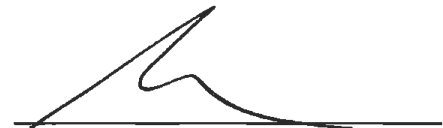
Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED,
are available.

that all bills be paid when properly audited and funds


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓	✓		
Councilman Larry Clementi	✓			✓		
Councilman Peter Corvelli				✓		
Councilman Mark David				✓		
Councilwoman Linda Karlovitch				✓		
Councilman Gerry Ladauti				✓		
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 OCTOBER 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

OCTOBER 25, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, State Statute provides that the Grace Period must be extended to allow for 25 days from the date of the mailing of the tax bills for payments of the November 10, 2017 tax quarter to be made without interest; and

WHEREAS, November 10, 2017, Borough Hall will be closed in observance of Veteran's Day, a federal holiday, the Tax Collector has set the last day to pay the November 10, 2017 tax quarter at Monday, November 13, 2017, being the next business day after the 25 calendar days from the date the tax bills were mailed; and

WHEREAS, the extension only applies to the November 10, 2017 tax quarter. The normal Borough grace period will apply to all other tax quarters on the bill.

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

1. The Governing Body of the Borough of Kenilworth memorializes the extension of the grace period to **Monday, November 13, 2017** for the November 10, 2017 tax quarter and recognizes that the normal Borough grace period will apply to all other quarters on the tax bill.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch			✓			
Councilman Gerry Ladauti			✓			
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

October 25, 2017

Introduced by: _____

Seconded by: _____

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 2017 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 2017 in the sum of \$2,000.00

which is now available as a revenue from:

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

Public and Private Revenues Off-Set with Appropriations:

Year 43 CDBG Program #017-399 (Union County)

Senior Citizen Handyman

BE IT FURTHER RESOLVED that a like sum of \$2,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

Year 43 CDBG Program #017-399 (Union County)

Senior Citizen Handyman

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilman Linda Karlovitch			✓			
Councilman Gerry Laudati			✓			
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 Oct. 25, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

October 25, 2017

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 2017 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 2017 in the sum of\$12,200.00

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:

Year 43 CDBG Program #017-231 (Union County)

Senior Citizen Social Services Program

BE IT FURTHER RESOLVED that a like sum of\$12,200.00 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

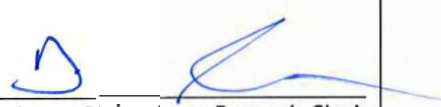
Year 43 CDBG Program #017-231 (Union County)

Senior Citizen Social Services Program


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓	✓		
Councilman Larry Clementi	✓			✓		
Councilman Peter Corvelli				✓		
Councilman Mark David				✓		
Councilman Linda Karlovitch				✓		
Councilman Gerry Laudati				✓		
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 Oct. 25, 2017.


Laura Reinertsen, Borough Clerk.

RESOLUTION

No. 5

KENILWORTH, N.J.

October 25, 2017

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 2017 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 2017 in the sum of \$23,400.00

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:

Union County Freeholder Initiative – #D-12-56-816-505-919

Sr. Center Facility Improvements

BE IT FURTHER RESOLVED that a like sum of \$23,400.00 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

Union County Freeholder Initiative – #D-12-56-816-505-919

Sr. Center Facility Improvements


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓	✓		
Councilman Larry Clementi	✓		✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilman Linda Karlovitch			✓	✓		
Councilman Gerry Laudati			✓	✓		
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 Oct. 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

October 25, 2017

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 2017 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 2017 in the sum of\$75,000.00

which is now available as a revenue from:

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

Public and Private Revenues Off-Set with Appropriations:

Union County 2017 Infrastructure & Municipal Aid Grant

BE IT FURTHER RESOLVED that a like sum of\$75,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

Public and Private Revenues Off-Set with Appropriations:

Union County 2017 Infrastructure & Municipal Aid Grant


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓	✓		
Councilman Larry Clementi	✓			✓		
Councilman Peter Corvelli				✓		
Councilman Mark David				✓		
Councilman Linda Karlovitch				✓		
Councilman Gerry Laudati				✓		
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 Oct. 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

October 25, 2017

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 2017 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 2017 in the sum of\$2,588.97

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 – Div. of Criminal Justice

Body Armor Replacement Fund

BE IT FURTHER RESOLVED that a like sum of\$2,588.97 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

Public and Private Revenues Off-Set with Appropriations:

NJ – Div. of Criminal Justice

Body Armor Replacement Fund



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓	✓		
Councilman Larry Clementi	✓		✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilman Linda Karlovitch			✓	✓		
Councilman Gerry Laudati			✓	✓		
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 Oct. 25, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

OCTOBER 25, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, registration fees were erroneously accepted for the Kenilworth Wrestling program; and

WHEREAS, the Kenilworth Recreation did not commence with a wrestling program.

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

Family	Payment ID	Transaction ID	Charge Code	Amount Paid
Capra (740502)	5234333	9302246	7-03-56-860-007	\$125.00
Caetano (518911)	5240810	9313200	7-03-56-860-007	\$125.00
Vicente (113251)	5243362	9317965	7-03-56-860-007	\$125.00
Applebaum (992881)	5244391	9320034	7-03-56-860-007	\$125.00
Gomez (939685)	5250204	9330861	7-03-56-860-007	\$125.00
Leyzerovich (993915)	5251218	9332707	7-03-56-860-007	\$125.00
Hashem (992454)	5251504	9333155	7-03-56-860-007	\$125.00
DiGioia (994268)	5254237	9337689	7-03-56-860-007	\$125.00
Rauschenberger (530189)	5254272	9337729	7-03-56-860-007	\$125.00
Cassidy (994330)	5254920	9338792	7-03-56-860-007	\$125.00
Agostinelli (990302)	5255718	9340347	7-03-56-860-007	\$125.00
Gonzalez (989601)	5255745	9340410	7-03-56-860-007	\$125.00
Vorndran (740544)	5257257	9343697	7-03-56-860-007	\$125.00
Pintado (994836)	5257517	9344217	7-03-56-860-007	\$125.00
DiBella (990584)	5258428	9346023	7-03-56-860-007	\$125.00
DiBella (990584)	5258428	9346023	7-03-56-860-007	\$125.00
Ferguson (994746)	5258817	9346915	7-03-56-860-007	\$125.00
Levy (511453)	5260605	9350356	7-03-56-860-007	\$125.00
Rydinsky (995085)	5261792	9352695	7-03-56-860-007	\$125.00
Miller (512288)	5263466	9355867	7-03-56-860-007	\$125.00
Turnbull (227292)	5265013	9358774	7-03-56-860-007	\$125.00
Paster (996159)	5266587	9361759	7-03-56-860-007	\$125.00
Paster (996159)	5266587	9361759	7-03-56-860-007	\$125.00
TOTAL (23 records)				\$2,875.00

BE IT FURTHER RESOLVED, that the Mayor and Council authorize the Chief Finance Officer to issue a check made payable to the Kenilworth Wrestling Club in the amount of \$2,875.00

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	
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 October 25, 2017. Laura Reinertsen, Borough Clerk
Councilman Larry Clementi			✓				
Councilman Peter Corvelli			✓				
Councilman Mark David			✓				
Councilwoman Linda Karlovitch			✓				
Councilman Gerry Laudati			✓				
ON CONSENT AGENDA		Yes ☒		No ☐			

RESOLUTION

No. 9

KENILWORTH, N.J.

October 25, 2017

Introduced by: _____

Seconded by: _____ **CONSENT AGENDA**

WHEREAS, the Borough of Kenilworth has been awarded funding from Union County 2017 Senior Focus Grant; and

WHEREAS, the Borough Engineer is in receipt of proposals for "Senior Citizen Center Fire Door Alterations" at the and is recommending award to Drill Construction, 80 Main Street, Suite #570, West Orange, NJ 07052 at their quote of \$ 19,500.00; 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 Drill Construction, 80 Main St., Suite #570, West Orange, NJ 07052 for their quote for the Kenilworth "Senior Citizen Center Fire Door Alterations", for a sum of \$19,500.00
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

APPROPRIATION:

7-01-40-330-001
Joseph DeIorio
JOSEPH DEIORIO, TREASURER

Anthony DeLuca, Jr.
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓		✓			
Councilman Peter Corvelli			✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch			✓			
Councilman Gerry Laudati			✓			
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 25, 2017.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

KENILWORTH, N.J.

October 25, 2017

Introduced by: _____

Seconded by: CONSENT AGENDA

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.

BE IT HEREBY RESOLVED, that Rileighs Outdoor Decor be authorized to install holiday decorations to the exterior of Borough Hall and install street decorations for the 2017 Holiday Season for a total price of \$5,000.00, as listed below:.

16 – 6' Silhouette Snowflakes

10 – 4' Wreaths Deluxe

Decorations to be installed on or before Thanksgiving

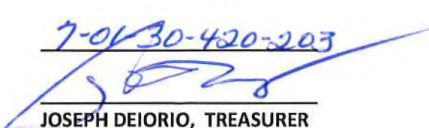
BE IT FURTHER RESOLVED, that 1,500' of new cord be purchased for the two (2) trees in front of Borough Hall and that the C7 LED lights be transferred to same at a cost of \$660.00

NOW THEREFORE BE IT RESOLVED, that the Mayor, and Borough Clerk are hereby authorized to negotiate and finalize terms of the agreement and execute all necessary documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

APPROPRIATION:

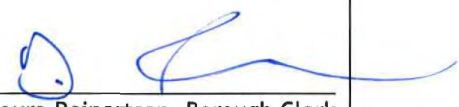
7-0130-420-203


JOSEPH DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓	✓		
Councilman Larry Clementi	✓		✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilwoman Linda Karlovitch			✓	✓		
Councilman Gerry Laudati			✓	✓		
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 October 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

KENILWORTH, N.J.

October 25, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, the Borough of Kenilworth has been awarded funding from Union County 2017 Infrastructure Grant; and

WHEREAS, the Borough Engineer is in receipt of bids for "HVAC Improvements" at the DPW Offices and Recreation Building and is recommending award to **DuMont Mechanical, Inc.**, 2048 Route 31, Glen Gardner, NJ 08826 having submitted the lowest responsible bid as follows:

Base Bid	\$162,840.00
Alternate #2	<u>\$2,000.00</u>
Total Bid	<u>\$164,840.00</u>

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:

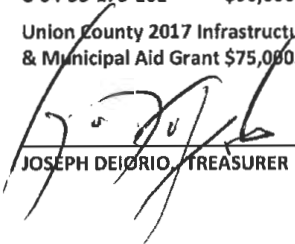
1. The Borough of Kenilworth hereby authorizes the Mayor and Clerk to enter into an agreement with **DuMont Mechanical, Inc.**, for their quote for the Kenilworth "HVAC Improvements" at the DPW Offices and Recreation Building, for a sum of \$164,840.00
2. The Mayor, Borough Clerk and the Borough Attorney are hereby authorized to negotiate and finalize terms of the agreement and execute all necessary documents to effectuate the purposes herein above expressed.

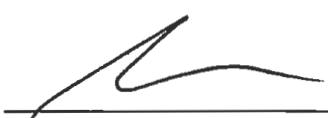
CERTIFICATION OF FUNDS

APPROPRIATION:

C-04-55-175-101 \$90,000.00

Union County 2017 Infrastructure
& Municipal Aid Grant \$75,000.00


JOSEPH DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi	✓			✓		
Councilman Peter Corvelli				✓		
Councilman Mark David				✓		
Councilwoman Linda Karlovitch				✓		
Councilman Gerry Laudati				✓		
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 25, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 12

KENILWORTH, N.J.

October 25, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED:

WHEREAS, a fee has been collected for white goods in the amount of \$35.00 and;

WHEREAS, the fee was found not to be used;

NOW, THEREFORE, BE IT RESOLVED that the Treasurer be authorized to draw a warrant in the amount of \$35.00 payable to the order of:

Maryanne Corvo
642 Richfield Avenue
Kenilworth, NJ 07033



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓	✓		
Councilman Larry Clementi	✓		✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilwoman Linda Karlovitch			✓	✓		
Councilman Gerry Laudati			✓	✓		
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 25, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 13

KENILWORTH, N.J.

October 25, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, after due deliberation the Kenilworth Board of Health, has granted a 2% cost of living salary increases to the following employees; and

Marconi Gapas
2016 base salary = \$9,637.99
2% increase of \$192.76
Total = \$9,830.75

Justin Panzarella
2016 base salary = \$41,500.00
2% increase of \$380.00
Total = \$42,330.00

Eileen Egan
2016 base hourly rate = \$14.00
2% increase of .28
Total = \$14.28

THEREFORE BE IT RESOLVED, that the Mayor and Council authorize the above mentioned Kenilworth Board of Health Employees receive a salary increase of 2% retroactive to January 1, 2017.

Approved: _____
Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓	✓		
Councilman Larry Clementi	✓		✓	✓		
Councilman Peter Corvelli			✓	✓		
Councilman Mark David			✓	✓		
Councilwoman Linda Karlovitch			✓	✓		
Councilman Gerry Laudati			✓	✓		
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 October 25, 2017.

Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



NOVEMBER 8, 2017 – 8:00PM

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)
 - County of Union
 - Level the Playing Field 2017 Grant Program
 - 2019 Alliance Funding – Preliminary Award \$18,255
 - 2017 Greening Union County Grant Award \$3,000
 - 2017 Kids Recreation Trust Award \$45,000
 - Kenilworth Zoning – Property Maintenance 21 N. 22nd Street
 - R. Lueddeke – Letter re: Tree Concern
 - Blackthorn – Request to extend deck area usage 11/22-26/17

OCTOBER DEPT. REPORTS: Clerk's Office, Court, Finance Dept., Fire Dept., Planning & Zoning, Police Dept. & Public Works

6. REPORT OF COMMITTEES

7. PUBLIC HEARING *Community Development Block Grant Proposals for Year 43*
 1. Senior Citizens Social Services & Health Program Request \$19,000.00
 2. Senior Citizen Handyman Program Request \$5,000.00
 3. ADA Curb & Ramp Improvements Request \$75,000.00

8. BOROUGH RESOLUTIONS

Consent Agenda

1. That all bills be paid when properly audited and funds are available
2. That CFO pay bills until next Council Meeting/Asst. Finance Officer act in absence of CFO
3. Authorizing 2017 Budget Transfers
4. Special Item of Revenue – 2017 Kids Rec Trust \$45,000.00
5. Special Item of Revenue – Greening UC \$3,000.00
6. Special Item of Revenue – Distracted Driving Crack Down \$5,500.00
7. Special Item of Revenue – Bulletproof Vest Partnership \$4,240.76
8. Appoint Deferred Compensation Program Agent – Lincoln Financial Group
9. Award HVAC Improvements – WHL Enterprises \$164,000.00
10. Final Payment – 2016 NJDOT Roadway Improvements – Top Line Construction \$17,873.76
11. Authorize KVFD Allowance \$66,875.00
12. Refund Tax Certificate #17-00001
13. Refund Tax Certificate #17-00004
14. Appoint Part Time Court Attendant – H. Obiedzinski
15. Appoint Permanent Crossing Guard – R. Friedman
16. Approve CDBG Year 44 Applications and Priority

9. ORDINANCES

Public Hearing/Adoption 2017-04 An Ordinance To Reduce The Requirements Imposed Upon An Applicant Taking An Appeal From An Action Of The Zoning Officer Within The Borough Of Kenilworth By Amending Articles Four (4), Five (5) And Six (6) Of Chapter 225 Of The Municipal Code Of The Borough Of Kenilworth Res. # _____

Public Hearing/Adoption 2017-13 An Ordinance amending Chapter 39 section 9 "Entitled "Appointment and Promotions of Officers" Res. # _____

Introduction 2017-14 An Ordinance adding Chapter 151 to the Borough Code entitled "Rental and Commercial Property" Res. # _____

Introduction 2017-15 An Ordinance Adopting The Land Use and Zoning District Map of the Borough of Kenilworth as Revised by Shamrock Enterprises, LTD, Dated September 2015 Res. # _____

10. PROCLAMATION In Honor of Veteran's Day

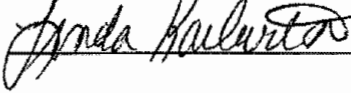
11. MEETING OPEN TO THE PUBLIC

12. GENERAL BUSINESS

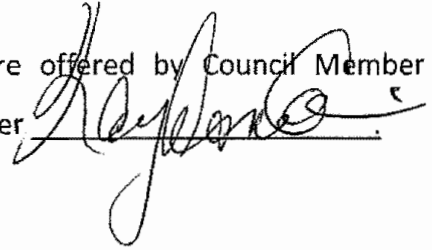
13. ADJOURNMENT

Time: _____

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



and seconded by Council Member



Consent Agenda:

Resolution No.

1. That all bills be paid when properly audited and funds are available
2. That CFO pay bills until next Council Meeting/Asst. Finance Officer act in absence of CFO
3. Authorizing 2017 Budget Transfers
4. Special Item of Revenue – 2017 Kids Rec Trust \$45,000.00
5. Special Item of Revenue – Greening UC \$3,000.00
6. Special Item of Revenue – Distracted Driving Crack Down \$5,500.00
7. Special Item of Revenue – Bulletproof Vest Partnership \$4,240.76
8. Appoint Deferred Compensation Program Agent – Lincoln Financial Group
9. Award HVAC Improvements – WHL Enterprises \$164,000.00
10. Final Payment – 2016 NJDOT Roadway Improvements – Top Line Construction \$17,873.76
11. Authorize KVFD Allowance \$66,875.00
12. Refund Tax Certificate #17-00001
13. Refund Tax Certificate #17-00004
14. Appoint Part Time Court Attendant – H. Obiedzinski
15. Appoint Permanent Crossing Guard – R. Friedman
16. Approve CDBG Year 44 Applications and Priority

Approved:


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli					✓	
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

NOVEMBER 8, 2017

Introduced by: _____

Seconded by: _____

Kenilworth, NJ 07033

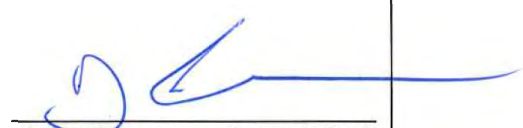
BE IT HEREBY RESOLVED,
are available.

that all bills be paid when properly audited and funds


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

NOVEMBER 8, 2017

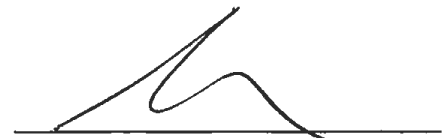
Introduced by: _____

Seconded by: _____

ON CONSENT AGENDA

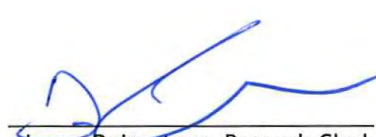
BE IT HEREBY RESOLVED: That the Chief Finance Officer be authorized to make payments for necessary obligations prior to the next regularly scheduled Council Meeting on December 13, 2017.

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


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

NOVEMBER 8, 2017

Introduced by: _____

Seconded by: _____

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

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

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

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

NOW, THEREFORE BE IT RESOLVED that the attached transfers be approved and the Chief Financial Officer is hereby authorized to make the transfers in the 2017 Municipal Budget.

FROM:		
Other Expenses		
Public Works-Other Expenses	\$12,000	7-01-26-765-020
Police - Salary and Wages	\$16,000	7-01-25-7456-010
Total	\$28,000	
TO:		
Shade Tree – Other Expenses	\$12,000	7-01-26-776-020
Insurance -Liability	\$16,000	7-01-23-730-000


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓	✓		
Councilman Gerry Ladauti			✓	✓		
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

November 8, 2017

Introduced by: _____

Seconded by: _____

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 2017 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 2017 in the sum of\$45,000.00

which is now available as a revenue from:

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

Public and Private Revenues Off-Set with Appropriations:

2017 Kid's Recreation Grant (Union County)

BE IT FURTHER RESOLVED that a like sum of\$45,000.00

be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

Public and Private Programs Offset by Revenue

2017 Kid's Recreation Grant (Union County)



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
Councilman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 8, 2017.



Laura Reirertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

November 8, 2017

Introduced by: _____

Seconded by: _____

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 2017 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 2017 in the sum of \$3,000.00

which is now available as a revenue from:

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

Public and Private Revenues Off-Set with Appropriations:
2017 Greening Union County (Union County)

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

General Appropriations

(A) Operations - Excluded from CAPS
Public and Private Programs Offset by Revenue
2017 Greening Union County (Union County)


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
Councilman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

November 8, 2017

Introduced by: _____

Seconded by: _____

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 2017 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 2017 in the sum of \$5,500.00

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:

NJ – Div. of Highway Traffic Safety

Distracted Driving Crackdown Fund - U Drive, U Text, U Pay

BE IT FURTHER RESOLVED that a like sum of \$5,500.00 be and the same is hereby appropriated under the caption of:

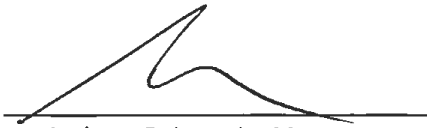
General Appropriations

(A) Operations - Excluded from CAPS

Public and Private Revenues Off-Set with Appropriations:

NJ – Div. of Highway Traffic Safety

Distracted Driving Crackdown Fund - U Drive, U Text, U Pay


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
Councilman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

November 8, 2017

Introduced by: _____

Seconded by: _____

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 2017 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 2017 in the sum of\$4,240.76

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 – Dept. of Justice, Bureau of Justice Assistance

Bulletproof Vest Partnership (BVP) Program

BE IT FURTHER RESOLVED that a like sum of\$4,240.76 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

Public and Private Revenues Off-Set with Appropriations:

US – Dept. of Justice, Bureau of Justice Assistance

Bulletproof Vest Partnership (BVP) Program

Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓	✓		
Councilman Larry Clementi				✓		
Councilman Peter Corvelli						✓
Councilman Mark David				✓		
Councilman Linda Karlovitch	✓		✓	✓		
Councilman Gerry Laudati			✓	✓		
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 8, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

November 8, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, the Borough of Kenilworth (hereinafter referred to as the "Employer") by Resolution 13 previously adopted on April 26, 1995 the Deferred Compensation Plan (hereinafter referred to as the "Plan") for the purpose of making available to eligible employees the accrual of tax benefits under a Section 457 Deferred Compensation Plan; and

WHEREAS, the Economic Growth and Tax Relief Reconciliation Act of 2001, the 2005 final regulations issued under the Uniformed Services Employment and Reemployment Rights Act of 1994, the Pension Protection Act of 2006, final Treasury Regulation §1.457-4, the Heroes Earnings Assistance and Relief Tax Act of 2008, the Worker, Retiree and Employer Recovery Act of 2008 and the Small Business Act of 2010 amended sections of the Internal Revenue Code (the "Code") and the rules and/or regulations issued thereunder affecting Section 457 Deferred Compensation Plans (cumulatively referred to as the "Acts and Regulations");

WHEREAS, the Employer desires its Plan to conform with the changes in the Code and Treasury regulations brought about by the Acts and Regulations;

WHEREAS, the Employer desires to adopt a restated Plan that conforms with the changes in the Code and Treasury regulations resulting from the Acts and Regulations;

WHEREAS, such revised Plan shall supersede the previously adopted Plan;

NOW, THEREFORE BE IT RESOLVED that the Employer hereby adopts a revised Plan 92-PD-Lincoln-121316.

BE IT FURTHER RESOLVED that The Lincoln National Life Insurance Company and Lincoln Financial Group, it's agent, has agreed to continue to be the provider of the Deferred Compensation Program for employees and elected officials; and

BE IT FURTHER RESOLVED that the Lincoln National Life Insurance Company and Lincoln Financial Group it's agent, will continue to provide, for the benefit of the participants the Multi-Fund Variable Annuity contract; and

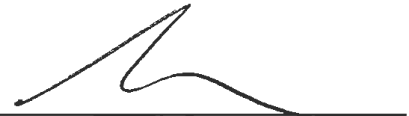
BE IT FURTHER RESOLVED that there has been no collusion, or evidence or appearance of collusion, between any local official and a representative of Lincoln National Life Insurance Company and Lincoln Financial Group, it's agent, in the selection of a provider pursuant to N.J.A.C. 5:37 - 5.7.

BE IT FURTHER RESOLVED that the Chief Financial Officer is authorized to execute an Administrative Services Agreement with the Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, (12-SA-Lincoln-072595) and such other agreements as are necessary to implement the Deferred Compensation Program. It is implicitly understood that there is to be no cost or contribution by the Employer to the program; and

BE IT FURTHER RESOLVED that the Chief Financial Officer is authorized to serve as the plan "Administrator" of the plan, represent the Employer, and execute individual deferred compensation agreements with each said employee; and

BE IT FURTHER RESOLVED by the Employer that the Clerk forward a certified true copy of this resolution to the Chief Financial Officer; and

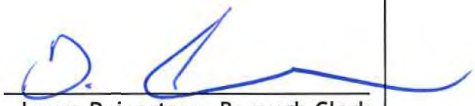
BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services at P.O. Box 803; Trenton, NJ 08625-0803.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi				✓		
Councilman Peter Corvelli						✓
Councilman Mark David				✓		
Councilwoman <i>Karlouich</i>	✓			✓		
Councilman Gerry Laudati				✓		
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 8, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

NOVEMBER 8, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, due to a miscalculation the Council authorized a resolution on October 25, 2017 awarding "HVAC Improvements at the DPW Offices and Recreation Building" to DuMont Mechanical, Inc., as having submitted the lowest responsible bid for the base bid and Alternate #2, as follows:

Base Bid	\$162,840.00
Alternate #2	<u>\$2,000.00</u>
Total Bid	<u>\$164,840.00</u>

WHEREAS, the lowest responsible bidder for the base bid and Alternate #2 is as follows:

WHL Enterprises Inc., t/a Bill Leary A/C & HTG
6 Green Street
Metuchen, NJ 08840

Base Bid	\$164,000.00
Alternate #2	<u>\$0.00</u>
Total Bid	<u>\$164,000.00</u>

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:

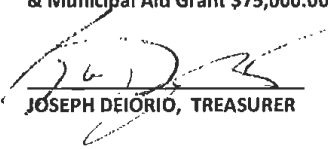
1. The Borough of Kenilworth hereby authorizes the Mayor and Clerk to enter into an agreement with **WHL Enterprises Inc., t/a Bill Leary A/C & HTG**, for their quote for the Kenilworth "HVAC Improvements at the DPW Offices and Recreation Building", for a sum of \$164,000.00
2. The Mayor, Borough Clerk 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

APPROPRIATION:

C-04-55-175-101 \$90,000.00

Union County 2017 Infrastructure
& Municipal Aid Grant \$75,000.00


JOSEPH DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	
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 November 8, 2017.  Laura Reinertsen, Borough Clerk
Councilman Larry Clementi			✓				
Councilman Peter Corvelli						✓	
Councilman Mark David			✓				
Councilwoman Linda Karlovitch	✓		✓				
Councilman Gerry Laudati			✓				
ON CONSENT AGENDA	Yes	✓	No	—			

RESOLUTION

No. 10

KENILWORTH, N.J.

November 8, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth of Union County, New Jersey upon recommendation of the Borough Engineer that Payment #3 and Final for the Contract listed below be and is hereby approved.

TITLE OF JOB: 2016 NJDOT Roadway Improvements

CONTRACTOR: Top Line Construction, Inc.

ENGINEER: Harbor Consultants, Inc.
320 North Avenue, East
Cranford, NJ 07016

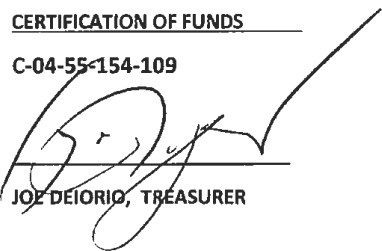
Payment #1

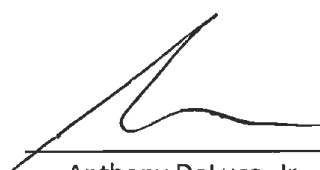
TOTAL ORIGINAL CONTRACT PRICE	\$405,310.30
Total Completed and stored to date:	\$357,475.12
Less Previous Payments	\$329,789.05
Less 5% Retainage	<u>\$0.00</u>
Payment #2 - Amount Due this period	<u>\$27,986.07</u>
<i>Balance to finish</i>	<i>\$0.00</i>

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

CERTIFICATION OF FUNDS

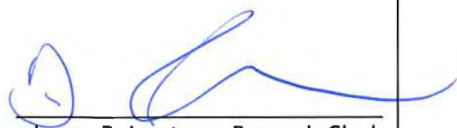
C-04-55-154-109


JOE DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

KENILWORTH, N.J.

NOVEMBER 8, 2017

Introduced by: _____

Seconded by: _____

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 \$66,875.00.

CERTIFICATION OF FUNDS

APPROPRIATION:

7-01-25-749-122/123


J. DeLorio, Treasurer


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓	✓		
Councilman Gerry Ladauti			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

ED#	NAME	RANK	ADDRESS	TOTAL
04	KRILL, D	FF	127 N. 21ST ST. KENILWORTH, NJ 07033	\$ 400.00
07	GIORDINO, L	CHIEF	10 DORSET DR. KENILWORTH, NJ 07033	\$ 4,000.00
8	ALVAREZ, B	FF	100 S. 19TH ST. KENILWORTH, NJ 07033	\$ 930.00
9	TORO	FF	180 BALTIMORE AVE CRANFORD NJ 07016	\$ 930.00
10	CARVAJAL	FF	68 SEAFOAM AVE. WINFIELD PARK, NJ 07036	\$ 620.00
11	VITALE, E	FF	310 N. 12TH ST. KENILWORTH, NJ 07033	\$ 930.00
13	LUEDDEKE	FF	302 PATIOUTE AVE. KENILWORTH, NJ 07033	\$ 930.00
14	MAURO, J	B/C	39 N. 13TH ST. KENILWORTH, NJ 07033	\$ 3,500.00
15	GTT, R	FF	309 LINCOLN DR. KENILWORTH, NJ 07033	\$ 930.00
16	DAVIS, J	EMT	304 MONROE AVE APT 2 KENILWORTH, NJ 07033	\$ 1,600.00
17	MCHALE, J	FF	223 N. 15TH ST. KENILWORTH, NJ 07033	\$ 1,600.00
20	HANNON JR, J	CAPT	308 LINCOLN DR. KENILWORTH, NJ 07033	\$ 3,500.00
22	SANTIAGO, C	FF	564 NEWARK AVE APT 2 KENILWORTH, NJ 07033	\$ 930.00
23	PAQUA, J	FF	65 S 20TH ST. KENILWORTH, NJ 07033	\$ 930.00
24	CARILLO, L	FF	42 JANET PL. SPRINGFIELD, NJ 07081	\$ 930.00
25	HOWARTH, B	LT	815 FIBERY ST ROSELLE PARK NJ 07064	\$ 1,250.00
26	DEANGELIS, T	LT	105 COUNTY PARK DR. CRANFORD, NJ 07016	\$ 850.00
28	FUGETT, J	FF	21 N 6TH ST. KENILWORTH, NJ 07033	\$ 930.00
29	TIEMANN, R	EMT	684 THOREAU TERR. UNION, NJ 07083	\$ 930.00
30	MARQUEZ	EMT	77 E WESTFIELD AVE 2ND FL ROSELLE PARK NJ 07064	\$ 930.00
31	JEAN	EMT	40 REINHOLD TERR. UNION, NJ 07083	\$ 930.00
32	PETERS, A	FF	531 MONROE AVE. KENILWORTH, NJ 07033	\$ 930.00
35	LEVINE	FF	246 GLOBE AVE FL 2 UNION, NJ 07083	\$ 300.00
36	DELUCA, A	CAPT	38 N 13TH ST. KENILWORTH, NJ 07033	\$ 1,600.00
37	O'BRIEN, J	FF	550 NEWARK AVE. KENILWORTH, NJ 07033	\$ 2,600.00
42	LEVCHUK, R	FF	79 PARK DR. KENILWORTH, NJ 07033	\$ 465.00
43	LANECCHIA	FF	5638 MORRIS AVE. SPRINGFIELD NJ 07081	\$ 930.00
45	DIFABRIZIO, D	FF	120 GLENWOOD COURT UNION, NJ 07083	\$ 930.00
46	SCHUBER, M	D/C	40 S 22ND ST. KENILWORTH, NJ 07033	\$ 3,500.00
47	SPRANGER, D	LT	331 COCKADE DR KENILWORTH, NJ 07033	\$ 1,250.00
48	KRUEGER, W	D/C	69 S MICHIGAN AVE. KENILWORTH, NJ 07033	\$ 3,500.00
49	BELL, D	LT	425 N 15TH ST. KENILWORTH, NJ 07033	\$ 250.00
50	RUGGIERO, A	FF	1126 EDGEWOOD RD. ELIZABETH, NJ 07208	\$ 930.00
51	HANNON III, J	FF	308 LINCOLN DR. KENILWORTH, NJ 07033	\$ 930.00
52	PIERCE	FF	1021 GIFFORD COURT UNION NJ 07083	\$ 930.00
54	RICHARDSON, P	FF	33 BURCHFIELD AVE. CRANFORD, NJ 07086	\$ 930.00
55	KELLY, T	FF	309 STOCKTON AVE. UNION, NJ 07083	\$ 930.00
56	KELLY, S	CAPT	322 ASHWOOD AVE. KENILWORTH, NJ 07033	\$ 1,600.00
57	GIORDINO, C	EMT	10 DORSET DR. KENILWORTH, NJ 07033	\$ 930.00
58	ZACH, J	FF	108 EDGEWOOD RD. CRANFORD, NJ 07016	\$ 930.00
60	PETERS, J	FF	1526 CORNELL DR. UNION, NJ 07036	\$ 465.00
61	DIPIRO	FF	5 ESSEX RD SPRINGFIELD NJ 07081	\$ 930.00
63	DEVITO	FF	345 DOGWOOD DR UNION NJ 07083	\$ 930.00
64	SINGLETARY	EMT	292 FITZPATRICK ST HILLSIDE NJ 07205	\$ 775.00
65	RODRIGUEZ	FF	252 CRAWFORD PL ELIZABETH, NJ 07208	\$ 500.00
66	ALVES	FF	7 BURNWELL ST UNION, NJ 07083	\$ 500.00
94	KOPYTA, C	ADM	PO BOX 21 KENILWORTH, NJ 07033	\$ 930.00
96	CANTALUPO, J	FF	730 CLINTON AVE. KENILWORTH, NJ 07033	\$ 930.00
101	ZAMORA	EMT	224 N 13TH ST. KENILWORTH, NJ 07033	\$ 930.00
102	DEQUEIROX	EMT	602 NEWARK AVE. KENILWORTH, NJ 07033	\$ 620.00
105	LOTFY, A	EMT	724 CLINTON AVE. KENILWORTH, NJ 07033	\$ 930.00
107	CORVELEYN	EMT	369 DOGWOOD DR UNION NJ 07083	\$ 930.00
109	ADUBATO, J	EMT	1587 SPRINGFIELD AVE. CRANFORD, NJ 07016	\$ 1,250.00
110	SESSELMAN	EMT	312 N 13TH ST KENILWORTH, NJ 07033	\$ 930.00
111	MATIER, K	EMT	589 NEWARK AVE 2ND FL KENILWORTH, NJ 07033	\$ 930.00
112	SALAMA	EMT	522 WASHINGTON AVE KENILWORTH, NJ 07033	\$ 620.00
114	MAURO, D	EMT	39 N 13TH ST. KENILWORTH, NJ 07033	\$ 930.00
				<u>\$ 66,875.00</u>

RESOLUTION

No. 12

KENILWORTH, N.J.

November 8, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth held a tax sale on October 17, 2017 for delinquent 2016 property taxes, and a tax lien was purchased by PPP New LLC for the property located at 214 No. 19th Street, Kenilworth, NJ, and

WHEREAS, the owner of said property has paid the Borough of Kenilworth all monies due in the amount of \$656.49 prior to the issuance of the tax sale certificate, and

WHEREAS, the Lienholder paid to the Collector of Taxes a premium in the amount of \$400.00 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 for the refund of Tax Certificate 17-00001

PPP New LLC
675 So. Springfield Avenue
Springfield, NJ 07081

REDEMPTION AMOUNT - \$656.49

PREMIUM TRUST ACCOUNT - \$400.00

Treasurer's Note: 1099 = none


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
Councilwomen Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 13

KENILWORTH, N.J.

November 8, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, the Borough of Kenilworth held a tax sale on October 17, 2017 for delinquent 2016 property taxes, and a tax lien was purchased by Phoenix Funding, Inc. for the property located at 201 So. Michigan Avenue, Kenilworth, NJ, and

WHEREAS, the owner of said property has paid the Borough of Kenilworth all monies due in the amount of \$6,179.53 prior to the issuance of the tax sale certificate, and

WHEREAS, the Lienholder paid to the Collector of Taxes a premium in the amount of \$33,000.00 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 for the refund of Tax Certificate 17-00004

Phoenix Funding Inc.
917 Mountain Avenue, Suite 1-A
Mountainside, NJ 07092

REDEMPTION AMOUNT - \$6,179.53

PREMIUM TRUST ACCOUNT - \$33,000.00

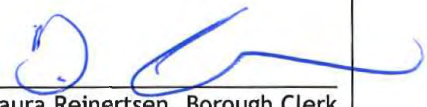
Treasurer's Note: 1099 = none



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
Councilwomen Linda Karlovitch	✓		✓			
Councilman Gerry Laudati			✓			
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 8, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 14

KENILWORTH, N.J.

November 8, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED, that **Henry Obiedzinski**, 19 N. 10th Street, Kenilworth, NJ be employed as a Part-Time Municipal Court Attendant at a rate of \$25.00 per hour, effective November 13, 2017.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
Councilwoman Linda Karlovich	✓		✓			
Councilman Gerry Laudati			✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 15

KENILWORTH, N.J.

November 8, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED that **RONALD FRIEDMAN**, 14 North 19th Street, Kenilworth, NJ 07033 appointed as a Permanant School Crossing Guard, at a rate of \$17.69, effective November 8, 2017.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓			
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 8, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 16

KENILWORTH, N.J.

NOVEMBER 8, 2017

Introduced by: _____

Seconded by: _____

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

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

NOW, THEREFORE, BE IT RESOLVED the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey authorizes, on behalf of the Borough of Kenilworth, the submission of applications for funding of the attached list, known as the Community Development Block Grant Program Year 44 list, in the priority order as shown.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri		✓	✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli						✓
Councilman Mark David			✓			
Councilwoman Linda Karlovitch	✓		✓			
Councilman Gerry Ladauti			✓			
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 8, 2017.


Laura Reimertsen, Borough Clerk

BOROUGH OF KENILWORTH

Community Development Block Grant Proposals for Year 44

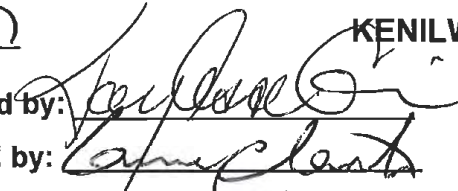
1.	Senior Citizens Social Services & Health Program	Request \$19,000.00
2.	Senior Citizen Handyman Program	Request \$5,000.00
3.	ADA Curb & Ramp Improvements	Request \$75,000.00

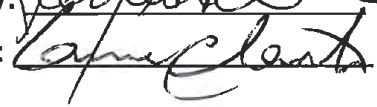
RESOLUTION

No. 17

KENILWORTH, N.J.

November 8, 2017

Introduced by: 

Seconded by: 

BE IT HEREBY RESOLVED that the ordinance #2017-04, entitled:

AN ORDINANCE TO REDUCE THE REQUIREMENTS IMPOSED UPON AN APPLICANT TAKING AN APPEAL FROM AN ACTION OF THE ZONING OFFICER WITHIN THE BOROUGH OF KENILWORTH BY AMENDING ARTICLES FOUR (4), FIVE (5) AND SIX (6) OF CHAPTER 225 OF THE MUNICIPAL CODE OF THE BOROUGH OF KENILWORTH

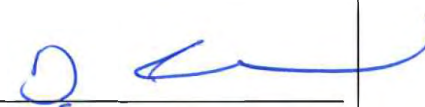
Was introduced and approved on first reading, at the regular meeting of the Borough Council on September 13, 2017 approved for final passage at the regular meeting of the Borough Council of November 8, 2017 after all persons interested were given an opportunity to be heard concerning said ordinance.

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 Mark David	☐	☐	☒	☒	☐	☐
Councilwoman Linda Karlovitch	☐	☐	☒	☒	☐	☐
Councilman Gerry Laudati	☐	☐	☒	☒	☐	☐
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 8, 2017.


Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-04**

AN ORDINANCE TO REDUCE THE REQUIREMENTS IMPOSED UPON AN APPLICANT TAKING AN APPEAL FROM AN ACTION OF THE ZONING OFFICER WITHIN THE BOROUGH OF KENILWORTH BY AMENDING ARTICLES FOUR (4), FIVE (5) AND SIX (6) OF CHAPTER 225 OF THE MUNICIPAL CODE OF THE BOROUGH OF KENILWORTH

Explanation: The Borough Code currently imposes a significant burden on resident home owners who only seek to challenge the Zoning Officer's determination or interpretation. It is the intent of the Governing Body to reduce the cost and time for rudimentary review of the Zoning Officer's determination for said residence.

NOW THEREFORE BE IT, Ordained by the Governing Body of the Borough of Kenilworth that:

Section 225-129 J is replaced by the following: Preliminary review of a zoning officer's decision with regard to resident home owner's dwelling shall not require any additional notice other than appearing on the Planning Board's published agenda, no less than two (2) business days prior to the scheduled meeting. All other interpretations and appeals of any administrative officer shall comply with N.J.S.A 40:55D-70b.

Section 225-143 B The title for this section shall now read "Resident Home Owner's Review of Zoning Officer's Decision and Appeals Alleging Erroneous Zoning Officer's Decision for All Other Properties"

Section 225-143 B(3) is replaced by the following: Upon proof of payment of taxes and assessments, the fee required to appeal a zoning officer's decision or interpretation is included in the schedule of fees. The fee for the review of a zoning officer's decision for the residence of a home owner regarding zoning regulations or interpretations is \$250.00.

Section 225-143 B(5) shall read as follows: A public hearing for a appeal before the Planning Board shall be held in accordance with Article 4. The appellant shall give public notice of the hearing in the manner specified for development application in this chapter provided that the parties entitled to notice shall be limited to those specified in Article 4. If the appeal is made by an interested party, other than the owner of the property which was the subject of the decision by the Zoning Officer, notice shall also be sent to said property owner, in addition to the parties specified in Article 4. Affidavits of proof of service of notice shall be submitted to the Planning Board's Secretary no less than seven (7) days prior to the scheduled hearing.

Section 225-143 B(10) is now added and reads as follows: Reviews of a Zoning Officer's decision as requested by a resident home owner by his/her dwelling shall occur at a public hearing before the Planning Board and it shall occur at the next regularly scheduled meeting. The review by the Planning Board shall be placed on the agenda and published on the Borough's website no less than two (2) full business days prior to the scheduled meeting.

Section 225-143 B(11) is now added and reads as follows: The Planning Board upon review of a resident home owner's application for their dwelling based upon an erroneous decision of a zoning officer shall result in one of the following decisions:

- a) Uphold the zoning officer's decision without prejudice; or
- b) Reverse the zoning officer's decision in whole or in part; or

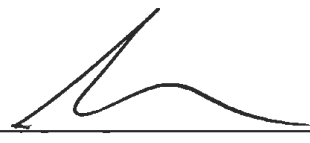
**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-04**

- c) With the applicant's consent on the record, the board may refer the matter to a board professional for further comments and recommendations. The board professional shall provide written comments and recommendations as may be required at the next regularly scheduled meeting of the Planning Board provided the applicant has provided \$1,5000.00 to the Borough to guarantee said review. No further application fee shall be required of the applicant; or
- d) If the \$1,500.00 is not deposited by the eleventh business day after the meeting, the zoning officer's decision shall be deemed upheld and a resolution finding same shall be entered by the Board.

Section 225-149 D is replaced by the following: Review or appeal of a decision of a zoning officer regarding a regulation and/or interpretation shall be \$250.00.

Section 225-150 B(4) is amended to read as follows: Appeals of the decision of the zoning officer shall be \$1,000.00 and the Board shall not require an escrow deposit nor shall the Board professional be permitted to charge for any service for a review of a zoning officer's decisions with regard to resident home owner's dwellings.

This Ordinance shall take effect twenty (20) days after the first publication thereof after final passage as provided by law.

Approved: 
Anthony DeLuca, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
	X	X				KAY CECERI	✓		✓			
X		X				LARRY CLEMENTI		✓	✓			
		X				PETE CORVELLI						✓
		X				MARK DAVID			✓			
		X				LINDA KARLOVITCH			✓			
		X				GERRY LAUDATI			✓			
Introduced: April 12, 2017 Reintroduced: September 13, 2017 Final Adoption: November 8, 2017						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 Reinertsen, Borough Clerk						

RESOLUTION

No. 18

Laudati KENILWORTH, N.J.

November 8, 2017

Introduced by:

Seconded by:

Linda Karlovitch

BE IT HEREBY RESOLVED that the ordinance #2017-13, entitled:

**An Ordinance amending Chapter 39 section 9 "Entitled
"Appointment and Promotions of Officers"**

Was introduced and approved on first reading, at the regular meeting of the Borough Council on October 11, 2017 approved for final passage at the regular meeting of the Borough Council of November 8, 2017 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 Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati	✓		✓			
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 8, 2017.



Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-13**

**An Ordinance amending Chapter 39 section 9 "Entitled
"Appointment and Promotions of Officers"**

MUNICIPAL CODE OF THE BOROUGH OF KENILWORTH

Explanation: To provide a more flexible method of promoting officers to a superior rank when in the opinion of the Public Safety Department Written Testing Procedures for Promotion may not be warranted.

WHEREAS, the Borough of Kenilworth desires to streamline the promotional procedures within the police department; and

WHEREAS, governing body is responsible to determine which officer may be promoted for superior positions within the police department; and

NOW THEREFORE, be it ordained by the Governing Body of the Borough of Kenilworth that Chapter 39 Section 9 of the Borough Code is amended as follows:

39-9 E (2) (b) is replaced by:

- (b) [1] Upon receipt of the notice of an intended vacancy, the Chief of Police shall post a notice to all personnel describing the position that may open within the department and requesting interested parties to contact his office in writing within twenty days of the posting and include a resume. The Police Commissioner shall then within 40 days after the posting convene a meeting of the Department of Public Safety with the Chief of Police. At the meeting, the Chief will present the names of all officers that have expressed an interest and are eligible for the anticipated vacancy.
- [2] The committee with the Chief shall examine each of the applicants' knowledge and understanding of any topics enumerated in section 39-9E[2](e). The committee with the Chief or designee of Council if a member of the committee is unavailable after interviewing and questioning the candidates, will provide the names of the three top choices by consensus in the order of their preference to the Borough Clerk for the dissemination to the entire council along with their resume. The entire council may elect to interview the candidates or proceed as it sees fit to promote based upon the Public Safety Committee and the Chief's recommendation and thus avoid any formal testing as provided for in this ordinance.

39-9 E (2) (c) Is deleted

39-9 E (2) (d) Is deleted

39-9 E (2) (f) Is deleted

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-13**

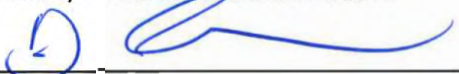
39-10 Deleted in its entirety

39-11 Deleted in its entirety

This Ordinance shall take effect twenty (20) days after the first publication thereof after final passage as provided by law.

All ordinances, polices and/or procedures or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency.

Approved: 
Anthony DeLuca, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		X				KAY CECERI			✓			
		X				LARRY CLEMENTI			✓			
X		X				PETE CORVELLI						✓
		X				MARK DAVID			✓			
		X				LINDA KARLOVITCH		✓	✓			
	X	X				GERRY LAUDATI	✓		✓	✓		
Introduced: October 11, 2017						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 Reinertsen, Borough Clerk						
Final Adoption: November 8, 2017												

RESOLUTION

No. 19

KENILWORTH, N.J.

November 8, 2017

Introduced by: Mark David

Seconded by: Laura Reinertsen

BE IT HEREBY RESOLVED that the ordinance #2017-15, entitled:

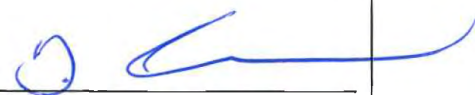
**AN ORDINANCE ADOPTING THE LAND USE AND ZONING DISTRICT MAP OF THE
BOROUGH OF KENILWORTH AS REVISED BY SHAMROCK ENTERPRISES, LTD.,
DATED SEPTEMBER 2015**

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 13, 2017 at 8:00PM 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 Mark David	✓		✓			
Councilwoman Linda Karlovitch			✓			
Councilman Gerry Ladauti		✓	✓			
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 8, 2017.


Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-15**

**AN ORDINANCE ADOPTING THE LAND USE AND ZONING DISTRICT MAP OF THE BOROUGH OF
KENILWORTH AS REVISED BY SHAMROCK ENTERPRISES, LTD., DATED SEPTEMBER 2015**

BE IT ORDAINED by the Municipal Council of the Borough of Kenilworth, in the County of Union and State of New Jersey, that:

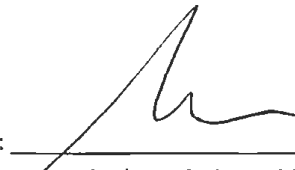
WHEREAS, the Municipal Council of the Borough of Kenilworth has adopted a Zoning Ordinance as part of its Municipal Code and has, from time to time, amended and modified the same so as to revise the boundaries of zoning districts within the Borough of Kenilworth; and

WHEREAS, Shamrock Enterprises, LTD., has created a Land Use and Zoning District Map depicting all zoning district boundaries within the Borough as of September 2015; and

WHEREAS, the Municipal Council now wishes to adopt the Zoning Map as prepared by the Shamrock Enterprises, LTD. as the official Zoning Map of the Borough of Kenilworth and authorize execution of the title block of the same by the Mayor and Municipal Clerk;

NOW, THEREFORE, BE IT ORDAINED, that the Land Use and Zoning Map prepared by Shamrock Enterprises, LTD., depicting all existing Zoning Districts be and hereby is declared to be the official Zoning Map of the Borough of Kenilworth and the Mayor and Clerk are hereby authorized to execute the title block made part of the map as and for the act of the Borough of Kenilworth.

This Ordinance shall take effect after final adoption and publication as provided 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						
		✓				MARK DAVID						
✓		✓				LINDA KARLOVITCH						
	✓	✓				GERRY LAUDATI						
Introduced: November 8, 2017						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 13, 2017												
						 Laura Reinertsen, Borough Clerk						

RESOLUTION

No. _____

KENILWORTH, N.J.

November 8, 2017

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED that the ordinance #2017-14, entitled:

An Ordinance adding Chapter 151 to the Borough Code entitled "Rental and Commercial Property"

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 13, 2017 at 8:00PM 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
TABLED						
Councilwoman Kay Ceceri						
Councilman Larry Clementi						
Councilman Peter Corvelli						
Councilman Mark David						
Councilwoman Linda Karlovitch						
Councilman Gerry Ladauti						
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 8, 2017.



Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-14**

**An Ordinance adding Chapter 151 to the Borough Code entitled "Rental and
Commercial Property"**

MUNICIPAL CODE OF THE BOROUGH OF KENILWORTH

Explanation: The chapter will provide for the registration, licensing and inspections of rental dwelling units and commercial facilities whereby periodic inspections for compliance with the housing code and/or uniform fire safety act and/or property maintenance code and/or BOCA maintenance code.

Chapter 151

Rental and Commercial Property Inspections

Article I

Registration and Licensing

§ 151-1 Definitions.

Unless the context clearly indicates a different meaning, the following words or phrases, when used in this article, shall have the following meaning:

AGENT

The individual or individuals designated by the owner as the person(s) authorized by the owner to perform any duty imposed upon the owner of this article. The term does not necessarily mean a licensed real estate broker or salesman of the State of New Jersey, as those terms are defined by N.J.S.A. 45:15-3; however, such term may include a licensed real estate broker or salesman of the State of New Jersey if such person designated by the owner as his agent is so licensed.

APARTMENT or DWELLING

Any apartment, cottage, bungalow, any room or rooms in a rooming/boarding house or other dwelling unit, consisting of one or more rooms occupying all or part of a floor in a building, whether designed with or without housekeeping facilities for dwelling purposes and notwithstanding whether the apartment be designed for residence, for office or the operation of any industry or business or for any other type of independent use. Each unit shall contain no more than one kitchen or cooking facility.

DWELLING UNIT

Any room or rooms or suite or apartment, including any room or rooms in a room/boarding house, whether furnished or unfurnished, which is occupied or intended, arranged or designed to be occupied for sleeping or dwelling purposes by one or more persons, including but not limited to the owner thereof or any of his servants, agents or employees, and shall include all privileges, services, furnishings, furniture, equipment, facilities and improvements connected with use or occupancy thereof.

LANDLORD IDENTITY LAW

N.J.S.A. 46:8-27 through 46:8-37

LICENSE

The license issued by the Borough Clerk or designee attesting that the rental unit has been properly registered in accordance with this article.

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-14**

LICENSEE

The person to whom the license is issued pursuant to this article. The term "licensee" includes within its definition the term agent, where applicable.

OWNER

Any person or group of persons, firm, corporation or officer thereof, partnership, association or trust who owns, operates, exercises control over or is in charge of a rental facility.

OWNER-OCCUPIED

A portion of a rental facility, dwelling, commercial unit or dwelling unit shall be considered owner-occupied if the owner makes his primary residence therein. A person may have only one primary residence in the Borough.

PERSON

An individual, firm, corporation, partnership, association, trust or other legal entity, or any combination thereof.

RENTAL FACILITY

Every building, group of buildings or a portion thereof consisting of less than three dwelling units and has sleeping facilities for less than 25 occupants, kept, used, maintained, advertised or held out to be a place where living accommodations are supplied, whether furnished or unfurnished.

RENTAL UNIT

A dwelling unit which is available by lease, rental or otherwise, to persons other than the owner. Rental unit shall not include that portion of a rental facility or dwelling unit that is owner-occupied.

RENT or RENTED

Occupied by any person or persons other than the owner, regardless of whether there is a written or oral agreement and regardless of whether the owner receives consideration for the occupancy.

TENANCY

Occupancy of the unit by one or more tenants.

TENANT

Occupant in a unit other than the owner.

§ 151-2 Registration.

All rental units, as defined in § 151-1, and any commercial building except for any building or buildings or structure comprising more than 20 dwelling units or apartments, shall hereafter be registered with the Borough Clerk or designee of the Borough of Kenilworth, on forms which shall be provided for that purpose, and which shall be obtained from the Borough Clerk or designee. Such registration shall occur on an annual basis as provided herein.

§ 151-3 Registration and licensing; term; initial registration provisions.

Each rental unit or commercial building shall be registered initially, yearly and with each change of occupancy. The license term shall commence on June 1, 2019, and shall be valid for a twelve months (a calendar year) ending at 11:59 PM May 31st, at which time it shall expire and a new registration shall be required. All units must file an initial registration which shall be submitted on or before August 15, 2018.

§ 151-4 Registration forms; filing; contests.

Without in any way intending to infringe upon the requirements of the Landlord Identity Law (N.J.S.A. 46:8-28), all rental units within the Borough of Kenilworth shall be registered and licensed as provided herein. Every owner shall file with the Borough Clerk or designee of the Borough of Kenilworth a registration form for each unit contained within a building or structure, which shall include the following information:

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-14**

- A. The name and address of the record owner or owners of the premises and the record owner or owners of the rental business, if not the same persons. In the case of a partnership, the name and addresses of all general partners shall be provided, together with the telephone numbers for each of such individuals where such individual may be reached both during the day and evening hours.
- B. If the address of any record owner is not located in Kenilworth or in Union County, the name and address of a person who resides in Union County and who is authorized to accept notices from a tenant and to issue receipts therefor and to accept service of process on behalf of the record owner.
- C. The name and address of the agent of the premises, if any.
- D. The name and address, including the dwelling unit number, of the superintendent, janitor, custodian or other individual employed by the owner or agent to provide regular maintenance service, if any.
- E. The name, address and telephone number of an individual representative of the owner or agent or the owner, if domiciled in Union County, who may be reached or contacted at any time in the event of emergency affecting the premises or any unit of dwelling space therein, including such emergencies as the future of any essential service or system, and who has the authority to make emergency decisions concerning the building and any repair thereto or expenditure in connection therewith.
- F. The name and address of every holder of a recorded mortgage on the premises.
- G. If fuel oil is used to heat the building, the name and address of the fuel oil dealer servicing the building and the grade of the fuel oil used.
- H. As to each rental unit, a specification of the exact number of sleeping rooms contained in the rental unit. In order to satisfy the requirement of this provision, an owner shall submit a floor plan, which shall become part of the application and which shall be attached to the registration form when filled by the Borough Clerk or designee.
- I. The names, age and gender of each tenant who is to occupy the dwelling unit.
- J. Such other information as may be prescribed by the Borough of Kenilworth.
- K. The Borough Clerk or designee shall index and file the registration forms. In doing so, The Borough Clerk or designee shall follow the mandates of N.J.S.A. 46:8-28.1, as amended, so that the filing of the registration form will simultaneously satisfy the registration requirements of N.J.S.A. 46:8-28 to the extent that it applies to the property being registered, and will also satisfy the registration requirements of this article. The owner shall post the certificate of inspection or license.
- L. Commercial Buildings shall include a list of all hazardous chemicals, flammables, explosives and poisonous gases that may escape into the atmosphere.

§ 151-5 Registration form; amendments; filling.

Every person required to file a registration form pursuant to this article shall file an amended registration form within 21 days after any change in the information to be included thereon. No fee required for the filling of an amendment, except where the ownership of the premises is changed.

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-14**

§ 151-6 Periodic inspections.

- A. Each rental unit shall be inspected at least once a year by the Fire Official
- B. Such inspections may also be performed by such person, persons or agency duly authorized and appointed by the Borough of Kenilworth, and inspections made by persons or an agency other than the duly authorized and appointed person, persons or agency of the Borough of Kenilworth shall not be used as a valid substitute.
- C. Such inspection shall be for the primary purpose of determining that:
 - i) smoke & carbon monoxide alarms are properly functioning (N.J.A.C. 5:70-4.19)¹
 - ii) fire extinguishers are charged,
 - iii) sump pumps are correctly being exhausted,
 - iv) Electric conducting ground wire between Hot and Cold copper above water heater,
 - v) zoning ordinance compliance, and
 - vi) to the extent applicable, to determine if the property complies with
 - a) the Property Maintenance Code,
 - b) BOCA Maintenance Code,
 - c) Uniform Fire Safety Act, and
 - d) Health Codes.
- D. Unsatisfactory inspection. In the event that the inspection(s) of a rental unit does not result in a satisfactory inspection, such property shall not thereafter be registered, nor shall a license issue, and the owner of the property or his agent shall not lease or rent such property, nor shall any tenant occupy the property, until the necessary corrections have been made so as to bring the property and rental unit into compliance with the applicable code, and the property is thereafter subsequently inspected, registered and licensed. In the event that the property is occupied when such conditions are discovered, all such corrections shall be made within 30 days, and, if not made within that time period, the owner shall be deemed in violation of this article, and, every day that the violation continues shall constitute a separate and distinct violation, subject to the penalty provisions of § 151-16 of this article. The owner, however, shall be permitted to apply for extension of time to make repairs or corrections so as to comply with this article, for good cause shown, provided that such extension shall not exceed 30 days.

§ 151-7 Access for inspections; repairs.

- A. The inspection officers are hereby authorized to make inspections to determine the condition of rental facilities, rental units and rooming/boarding houses in order that they may promote the purposes of this article to safeguard the health, safety and welfare of the occupants of rental facilities, rental units and rooming/boarding houses and of the general public. For the purposes of making such inspections, the inspecting officers are hereby authorized to enter, examine and survey rental facilities, rental units and

¹ No carbon Monoxide detector/alarm shall be required for any unit that does not contain any fuel burning appliance.

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-14**

rooming/boarding houses at all reasonable times. The owner or occupant of every rental facility, rental unit and rooming/boarding house shall give the inspecting officer free access to the rental facility, rental unit and rooming/boarding house at all reasonable times for the purpose of such inspections, examinations and surveys.

- B. Every occupant shall give the owner of the rental facility, rental unit and rooming/boarding house access to any part of such rental facility, rental unit and rooming/boarding house at all reasonable times for the purpose of making such repairs or alternations, as are necessary, to effect compliance with the provisions of this article or any lawful order issued pursuant thereto.
- C. Complaints. Within twenty (20) days of receipt of a complaint alleging a reported violation of this article, an inspecting officer shall conduct an inspection as hereinbefore provided.

§ 151-8 Prohibitions on occupancy.

No person shall hereafter occupy any rental unit that is required to be registered nor shall the owner permit occupancy of any rental unit within the Borough of Kenilworth, which is not registered and licensed in accordance with this article. If a Landlord fails to register the rental unit and/or fails to maintain the registration, rent collected in excess of four (4) months in any calendar year shall not be deemed earned by the landlord. The unearned rent paid shall be returned to the tenant within thirty days of service of a written demand.

§ 151-9 License.

Upon the filing of a completed registration form and payment of the prescribed fee and a satisfactory inspection, the owner shall be entitled to the issuance of a license commencing on the date of issuance and expiring on May 31st. A registration form shall be required for each rental unit, and license shall issue to the owner for each rental unit, if more than one rental unit is contained in the property.

§ 151-10 Fees.

At the time of the filling of the registration form, and prior to the issuance of a license, the owner or agent of the owner must pay a fee in accordance with the following:

- A. An annual registration fee are as follows:
 - (1) \$50 per residential unit and \$80 for each commercial tenant.
- B. Reinspection fees are as follows:
 - (1) First reinspection, \$75 per residential unit and \$120 for each commercial tenant.
 - (2) Second reinspection, \$90 per residential unit and \$140 for each commercial tenant
 - (3) Any additional reinspection, \$110 per residential unit and \$170 for each commercial tenant.
- C. If the owner of the property is a senior citizen who resides in a unit of the property and rents out the remaining unit and would otherwise qualify under the State of New Jersey property tax deduction under N.J.S.A. 54:4-8.41, there shall be no fee.
- D. If the owner of the property is registered as 501(c)3 corporation, and thus considered tax exempt by the IRS, or have similar tax exempt status from the State of New Jersey and file annual returns if they are incorporated, there shall be no fee.
- E. The Fees paid on the sale of Real property for an inspection is:

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-14**

One Family home \$110;

Two Family home \$160

- F. The re-inspection for a house to be sold is \$100
- G. The change of occupancy of a rental unit fee is \$75
- H. If any fee is not paid within 30 days of its due date, a late fee surcharge of \$30 will be assessed, a month, up to 90 days. A failure to pay the initial fee and any late fee shall be a violation of this article.
- I. A failure to pay any fee as required by this article shall be a violation of this chapter.

§ 151-11 Providing registration form to occupants and tenants.

Every owner shall provide each occupant or tenant occupying a rental unit with a copy of the registration form required by this article. This particular provision shall not apply to any hotel, motel or guesthouse registered with the State of New Jersey, pursuant to the Hotel and Multiple Dwelling Act, as defined in N.J.S.A. 55:13A-3. This provision may be complied with by posting a copy of the registration certificate in conspicuous place within the rental unit(s).

§ 151-12 Maximum number of occupants; posting.

- A. The maximum number of occupants, as determined by the Construction Code Official, shall be posted in each rental unit. It shall be unlawful for any person, including the owner, agent, tenant or registered tenant, to allow a greater number of persons than the posted maximum number of occupants to sleep in or occupy overnight the rental unit for a period exceeding 29 days. Any person violating this provision shall be subject to the penalty provisions of § 151-16 of this article.
- B. Only those occupant's whose names are on file with the Borough of Kenilworth, as required in this article, may reside in the licensed premises. It shall be unlawful for any other person to reside in said premises, and any owner, agent, tenant or registered tenant allowing a nonregistered party to reside in said premises shall be in violation of this section and shall be subject to the penalty provisions of § 151-16 of this article.

§ 151-13 Taxes and other municipal charges; payment precondition for registration and license.

No rental unit may be registered and no license shall issue for a property containing a rental unit unless all municipal taxes, water and sewer charges and any other municipal assessments are paid on a current basis.

§ 151-14 Occupant(s) standards.

- A. Occupants. Only those occupants whose names are on file with the Borough Clerk, as provided in this article, may reside in the licensed premises. It shall be unlawful for any other person to reside in said premises, and this provision may be enforced against the landlord, tenant or other person residing in said premises.
- B. Nuisance prohibited. No rental facility shall be conducted in a manner which shall result in any unreasonable disturbance or disruption to the surrounding properties and property owners or the public in general, such that it shall constitute a nuisance, as defined in the ordinances of the Borough of Kenilworth.

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-14**

- C. Compliance with other laws. The maintenance of all rental facilities and the conduct engaged in upon the premises by occupants and their guests shall at all times be in full compliance with all applicable ordinances and regulations of the Borough of Kenilworth and with all applicable state and federal laws.
- D. Penalties. Any landlord, tenant or other person violating the provisions of this section shall be subject to the penalty provisions of § 151-16 of this article.

§ 151-15 Revocation of license; procedure.

- A. Grounds. In addition to any other penalty prescribed herein, an owner may be subject to the revocation or suspension of the license issued hereunder upon the happening of one or more of the following:

- (1) Conviction of a violation of this article in the Municipal Court or any other court of competent jurisdiction.
- (2) Determination of a violation of this article at a hearing held pursuant to Subsection B herein.
- (3) Continuously renting the unit or units to tenants who are convicted of a violation of the Borough's Noise Ordinance.
- (4) Continuously permitting the rental unit to be occupied by more than the maximum number of occupants as defined in this article.
- (5) Maintaining the rental unit or units or the property in which the rental unit is a part in a dangerous condition likely to result in injury to person or property.

- B. Procedure; written complaint; notice; hearing.

- (1) A complaint seeking the revocation or suspension of a license may be filed by any one or more of the following: Health Officer for the municipality, Fire Official, Fire Chief, Chief of Police, Construction Code Official, Housing Inspector, the Zoning Enforcement Officer or any other persons or office authorized to file such a complaint by a resolution of the governing body. Such complaint shall be in writing and filed with the Borough Clerk or designee. The complaint shall be specific and shall be sufficient to apprise the licensee of the charges so as to permit the licensee to present a defense.
- (2) Upon the filing of such written complaint, the Borough Clerk or designee shall immediately inform the Borough Committee, and a date for a hearing shall be scheduled, which shall not be sooner than 10 nor more than 30 days thereafter. The Borough Clerk or designee shall forward a copy of the complaint and a notice, as to the date of the hearing, to the licensee and the agent, if any, at the address indicated on the registration form. Service upon the agent shall be sufficient.
- (3) The hearing required by this section shall be held before the Governing Body for the Borough, unless, in its discretion, the Borough Committee determines that the matter should be heard by one of the other officials authorized to file a complaint. If the matter is referred to a person to act as an hearing officer, such officer shall transmit his/her findings of fact and conclusions of law to the Borough Committee within 31 days of the conclusion of the hearing. The Borough Committee shall then review the matter and may accept, reject or modify the recommendations of the hearing officer based on the record before such hearing officer. In the event that the matter is not referred to a hearing officer and is heard by the Borough Committee, then the Borough Committee shall render a decision within 30 days of the conclusion of the hearing. Following the hearing, a decision shall be rendered dismissing the

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2017-14**

complaint or suspending the license for up to one hundred and forty days.

- (4) An audio recording shall be made of the hearing. All witnesses shall be sworn prior to testifying. The strict rules of evidence shall not apply, and the evidential rules and burden of proof shall be that which generally controls administrative hearings.
- (5) The Borough Attorney or his designee shall appear and prosecute on behalf of the complainant in all hearings conducted pursuant to this section.

C. Defenses. It shall be a defense to any proceeding for the revocation, suspension or other disciplinary action involving a rental license by demonstrating that the owner has taken appropriate action and has made a good faith effort to abate the conditions or circumstances giving rise to the revocation proceeding, including but not limited to the institution of legal action against the tenant(s), occupant(s) or guests for recovery of the premises, eviction of the tenant(s) or otherwise.

§ 151-16 Violations and penalties.

- A. Any person violating or failing to comply with any provision of this article shall, upon conviction thereof, be punishable by a fine of no less than \$100 and no more than \$1,250, by imprisonment not to exceed 10 days, or by community service of not more than 90 days, or any combination of fine, imprisonment and community service, as determined in the discretion of the Municipal Court Judge. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of the violation may be punished as provided above for each separate offense.
- B. The violation of any provision of this article shall be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction.

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						
						MARK DAVID						
						LINDA KARLOVITCH						
						GERRY LAUDATI						
Introduced: November 8, 2017 <i>TABLED</i>						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 Reinertsen, Borough Clerk						
Final Adoption: December 13, 2017												

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



DECEMBER 13, 2017 – 8:00PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session, Executive Session and Council Meeting of November 8, 2017 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - CFO Deiorio – BANS Certificate of Determination
 - Gaeta Recycling – consent to continue Grass Collection and Disposal Services
 - Ms. Dorethea Krihak – 350th Anniversary of the establishment of Connecticut Farms
 - Mr. Kiriakatis – 364 Coolidge Dr. - Tree concern

NOVEMBER DEPT. REPORTS: Clerk's Office, Court, Finance Dept., Fire Dept., Planning & Zoning, Police Dept. Public Works and the CFO's certification of determination for Bond Anticipation Notes 11/30/2017 (emailed)
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

Consent Agenda

 1. That all bills be paid when properly audited and funds are available
 2. That CFO pay bills until next Council Meeting/Asst. Finance Officer act in absence of CFO
 3. Special Item of Revenue – Drunk Driving Enforcement Grant \$2,000.00
 4. Authorize Payment #1 for New Emergency Generators – Advanced Control Systems \$34,912.50
 5. Award Valtek, Inc. – Repair/repaint sanitation vehicle \$20,972.72
 6. Award COAH Professional Legal Services – Jeffery R. Surenian & Associates, LLC
 7. Award Sewerage Lift Station Maintenance – MGC Unlimited LLC Monthly \$250.00
 8. Flood Mitigation Interlocal Cost Sharing \$5,000.00
 9. Refund Permit Fee, Permit #17-000345 \$212.00
 10. Approve Salary Increase – Welfare Director
 11. Approve Salary Increase – Bd. of Health
 12. Approve Salary Increase – Bd. of Health – 2018 Lead Inspector/Risk Assessor Certification
 13. Approve Retiree Medicare Reimbursement – July through December 2017
 14. Municipal Alliance Strategic Plan FY 7/1/18 – 6/30/19
 15. Appoint DPW Driver/Laborer – K. Arden
 16. Approve UC Grant Submittal "Level the Playing Field"
 17. Authorize Emergency Construction Code inspections
 18. Special Items of Revenue – 2014/2015 Hazardous Waste Recycling Tonnage \$34,419.91
 19. Special Items of Revenue – 2017 NJDOT Roadway Improvement \$225,000.00
 20. Authorize Seasonal Part-time Employees for DPW
 21. Authorize Deferred Compensation Program
 22. Award 2018 Fireworks Display – D&M Fireworks, LLC \$10,000.00
 23. Change Order – Senior Building Fire Alarm Upgrade \$3,900.00
 24. Award Contract for Traffic Signal Repair and Maintenance – Jenn Electric
 25. Award Tree and Arboreal Maintenance Services – Dave's Landscaping d/b/a Astone Tree Service
 26. Authorize Appropriations Transfer \$78,600.00
 27. Reject Bids for Pickup and Disposal of Leaves received 12/12/17
9. ORDINANCES None presented
10. PRESENTATION *Employee of the Year – Kathleen Czarnecki*
Volunteer of the Year – John Gasper
11. PROCLAMATION Honoring Kenilworth Library Stewardship
12. MEETING OPEN TO THE PUBLIC
13. GENERAL BUSINESS

BOROUGH OF KENILWORTH CONSENT AGENDA – DECEMBER 13, 2017

The following resolutions, listed on a Consent Agenda, are offered by Council Member Pat Cullen and seconded by Council Member Linda Karlovitch

Consent Agenda:

Resolution No.

1. That all bills be paid when properly audited and funds are available
2. That CFO pay bills until next Council Meeting/Asst. Finance Officer act in absence of CFO
3. Special Item of Revenue – Drunk Driving Enforcement Grant \$2,000.00
4. Authorize Payment #1 for New Emergency Generators – Advanced Control Systems \$34,912.50
5. Award Valtek, Inc. – Repair/repaint sanitation vehicle \$20,972.72
6. Award COAH Professional Legal Services – Jeffery R. Surenian & Associates, LLC
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8. Flood Mitigation Interlocal Cost Sharing \$5,000.00
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10. Approve Salary Increase – Welfare Director
11. Approve Salary Increase – Bd. of Health
12. Approve Salary Increase – Bd. of Health – 2018 Lead Inspector/Risk Assessor Certification
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23. Change Order – Senior Building Fire Alarm Upgrade \$3,900.00
24. Award Contract for Traffic Signal Repair and Maintenance – Jenn Electric
25. Award Tree and Arboreal Maintenance Services – Dave’s Landscaping d/b/a Astone Tree Service
26. Authorize Appropriations Transfer \$78,600.00
27. Reject Bids for Pickup and Disposal of Leaves received 12/12/17

Approved:


Anthony Deluca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

KENILWORTH, N.J.

DECEMBER 13, 2017

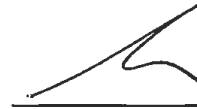
Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED,
are available.

that all bills be paid when properly audited and funds



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Celeri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Ladauti			✓			
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 December 13, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

KENILWORTH, N.J.

DECEMBER 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

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

BE IT HEREBY RESOLVED, that the 2018 Council Meeting Schedule will be approved at the January 3, 2018 Reorganization meeting.

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


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Ladauti			✓			
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 December 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

KENILWORTH, N.J.

December 13, 2017

Introduced by: CONSENT AGENDA

Seconded by: _____

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 2017 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 2017 in the sum of\$2,000.00

which is now available as a revenue from:

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

Public and Private Revenues Off-Set with Appropriations:

Drunk Driving Enforcement Grant

BE IT FURTHER RESOLVED that a like sum of\$2,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

Public and Private Revenues Off-Set with Appropriations:

Drunk Driving Enforcement Grant


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 December 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

KENILWORTH, N.J.

December 13, 2017

Introduced by: CONSENT AGENDA
Seconded by: _____

BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth of Union County, New Jersey upon recommendation of the Borough Engineer that Payment #1 for the Contract listed below be and is hereby approved.

TITLE OF JOB: New Emergency Generators

CONTRACTOR: Advanced Control Systems

ENGINEER: Harbor Consultants, Inc.
320 North Avenue, East
Cranford, NJ 07016

Payment #1

TOTAL ORIGINAL CONTRACT PRICE	\$189,500.00
Total Completed and stored to date:	\$ 36,750.00
Less 5% Retainage	\$ <u>1,837.50</u>
Payment #1 - Amount Due this period	<u>\$ 34,912.50</u>
<i>Balance to finish including retainage</i>	<i>\$154,587.50</i>

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

CERTIFICATION OF FUNDS

DATE: 12/13/17

APPROPRIATION:

0.04-55-162-101
[Signature]
JOE DEIORIO, TREASURER

[Signature]
Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 December 13, 2017.

[Signature]
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

KENILWORTH, N.J.

December 13, 2017

Introduced by: Councilwoman Kay Ceceri

Seconded by: _____

WHEREAS, the Borough of Kenilworth has a need to acquire the repair and refurbish the sanitation trucks #24 and 24 as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and,

WHEREAS, the Qualified Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the borough received two quotes:

Valtek, Inc.
752 20th Avenue
Paterson NJ 07504
Amount: \$20,972.72

Sanitation Equipment Corporation
80 Furler Street
Totowa, NJ 07512
Amount: \$24,202.90

WHEREAS, Valtek, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Valtek Inc. has not made any reportable contributions to a political or candidate committee in the Borough of Kenilworth in the previous one year, and that the contract will prohibit the Valtek Inc. from making any reportable contributions through the term of the contract, and

WHEREAS, the Borough of Kenilworth Chief Financial Officer has determined that there is certification of funds available from the Borough's Public Works Department.

NOW THEREFORE, BE IT RESOLVED, that the Borough of Kenilworth of the County of Union authorizes the Superintendent of Public Works to enter into a contract with Valtek Inc. as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

CERTIFICATION OF FUNDS

APPROPRIATION:

7-01-26-770-026 – Solid Waste
– Maintenance of Equipment


JOSEPH DEIORIO, TREASURER


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

KENILWORTH, N.J.

December 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES FOR NJ COUNCIL ON AFFORDABLE HOUSING (COAH) LEGAL SERVICES FOR 2018

WHEREAS, the Borough of Kenilworth has a need to acquire such professional legal services to assist the Borough in compliance with the State of NJ COAH rules and regulations in a Non-Fair and Open Contract pursuant to NJSA 19:44A-20.5; and

WHEREAS, the purchasing agent has determined and certified in writing that the value of said services will exceed \$17,500.00; and

WHEREAS, the JEFFREY R. SURENIAN & ASSOCIATES, LLC, BRIELLE, NEW JERSEY is a Law Firm that specializes in NJ COUNCIL ON AFFORDABLE HOUSING (COAH) law and litigation, and has submitted a proposal indicating they will provide the professional services as indicated on attached proposal; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40 A: 11 – 1, et seq.) requires that the Resolution authorizing the award of contract for Professional Services without competitive bidding and the contract itself must be available for public inspection.

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

1. That the Mayor and Clerk are hereby authorized and directed to execute a Non-Fair and Open Agreement pursuant to N.J.S.A. 19:44A – 20.5 with JEFFREY R. SURENIAN & ASSOCIATES, LLC, BRIELLE, NEW JERSEY for Professional Services for "COAH" law and litigation Legal Services for the Borough of Kenilworth in an amount not to exceed **\$30,000.00**, for specified services.
2. That this Professional Services Agreement is awarded without competitive bidding in accordance with NJSA 40 A: 11 – 5 (1)(a) of the Local Public Contracts Law because said services to be rendered or performed require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction distinguished from general academic instruction or apprenticeship and training.
3. That a notice of this action shall be printed once in accordance with law.

Approved: _____

Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

KENILWORTH, N.J.

December 13, 2018

Introduced by: _____

Seconded by: _____

WHEREAS, the Superintendent of the Kenilworth Public Works Department is in receipt of proposals for "**Sewerage Lift Station Inspection & Maintenance Program at Lafayette Station services**" and upon review is recommending award to MGC Unlimited, LLC, 18 Cottler Avenue, Springfield, NJ 07081 at their quote of \$ 250.00 per month.

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

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

for a one year period, January 1, 2018 through December 31, 2018, at a cost of \$250.00 per month.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2018.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

KENILWORTH, N.J.

December 13, 2017

Introduced by: CONSENT AGENDA

Seconded by: _____

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 2018.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

KENILWORTH, N.J.

DECEMBER 13, 2017

Introduced by: _____

Seconded by: _____

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

Whereas, it has been determined that the permit was filled out incorrectly and entitled to a refund for work that was not done.

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

Amount of \$212.00 to be refunded to the owner of the property:

Frank Abruci
740 Monmouth Avenue, Kenilworth, NJ 07033

For Permit #17-000345 Block 82, Lo 13
39 North 21st Street, Kenilworth, NJ 07033

7-01-08-160-000



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

KENILWORTH, N.J.

December 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Mayor and Council of the Borough of Kenilworth, are desirous of granting annual salary increases to the unrepresented employees; and

WHEREAS, after due deliberation with the Personnel Supervisor, the Personnel/Finance Committee has determined that it is appropriate for the Council to approve these increases.

THEREFORE BE IT RESOLVED, that the following non-contractual Borough Employee receive a salary increase of 2% retroactive to January 1, 2017, as follows:

Employee	Title	Base Salary	With 2% Increase
Paulette Drogon	Welfare Director	\$15,793.54	\$16,109.41

Approved: _____

Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
ON CONSENT AGENDA	Ye: <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 December 13, 2017.

Laura Reinertsen, Borough Clerk.

RESOLUTION

No. 11

KENILWORTH, N.J.

December 13, 2017

Introduced by: _____

Seconded by: _____

ON CONSENT AGENDA

WHEREAS, after due deliberation the Kenilworth Board of Health, has granted a \$1.00 per hour increase for Eileen Egan pursuant to their resolution approved at the regular meeting of the Board of Health, October 19, 2017.

THEREFORE BE IT RESOLVED, that the Mayor and Council authorize the \$1.00 hourly rate increase for Eileen Egan, effective January 1, 2018.

Eileen Egan
2017 base hourly rate = \$14.28
\$1.00 increase **Total = \$15.28**

Approved: _____

Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 12

KENILWORTH, N.J.

December 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, after due deliberation the Kenilworth Board of Health, has granted a 2% base salary increase to Justin Panzarella; and

WHEREAS, this increase is contingent upon the successful licensure as Lead Inspector/Risk Assessor by the State of New Jersey;

Justin Panzarella
2017 base salary = \$42,330.00
2% increase of \$846.60
Total = \$43,176.60

BE IT FURTHER RESOLVED, that the increase will be effective upon the certification of the Kenilworth Board of Health of the successful completion of Lead Inspector/Risk Assessor by the State of New Jersey.

Approved: _____

Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 13

KENILWORTH, N.J.

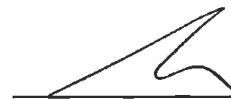
DECEMBER 13, 2017

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, 2017 through December 31, 2017 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 Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.


Laura Reinertsen, Borough Clerk

RETIREES MEDICARE REIMBURSEMENT

July 1, 2017 through December 31, 2017

Retirees	Premium	Months	Adjustments	Total
Michael Ciravolo	\$104.90	6		\$629.40
Mary Ciravolo - Spouse	\$104.90	6		\$629.40
Brent David	\$107.00	6		\$642.00
Carol David (spouse)	\$104.90	6		\$629.40
Charles David (Deceased) - Marie (spouse)	\$104.90	6		\$629.40
Richard Dopf -	\$ -	0		\$0.00
Carleen Dopf - Spouse	\$142.10	6		\$852.60
William Dowd -	\$134.00	6		\$804.00
Jeffery Ferguson	\$134.00	9	Began April 2017	\$1,206.00
Kenneth Grady -	\$108.00	6		\$648.00
Patricia Howarth -	\$111.00	6		\$666.00
William Hugelmeyer -	\$104.90	6		\$629.40
Robert E. Jeans -	\$134.00	6		\$804.00
Alex Kurawa	\$109.00	6		\$654.00
Helen Kurawa - Spouse	\$109.00	6		\$654.00
Hedwig Lipke -	\$187.50	6		\$1,125.00
Joseph Rego	\$106.00	6		\$636.00
Rose Rego - Spouse	\$105.00	6		\$630.00
Harold Scheidegger - *	\$0.00		No documentation provided	\$0.00
Victor Smith (Deceased) - Margaret (spouse)	\$107.00	6		\$642.00
Joanne Szelingiewicz - Frank (spouse)	\$134.00	6		\$804.00
Donald Tisch -	\$123.00	6		\$738.00
Louis Vitale -	\$106.00	6		\$636.00
				\$15,288.60

Documentation not received for retiree *

RESOLUTION

No. 14

KENILWORTH, N.J.

December 13, 2017

Introduced by: _____

Seconded by: _____

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

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

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

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

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

1. The Borough of Kenilworth Council does hereby authorize submission of a strategic plan for the Kenilworth Municipal Alliance grant for fiscal year July 1, 2018 – June 30, 2019 in the amount of:

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

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



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 15

KENILWORTH, N.J.

December 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED, that **Kevin Ardente** of 426 Coddling Road, Westfield, NJ 07090 732-522-5480, be employed as a Driver/Laborer in the Kenilworth Department of Public Works as of December 18, 2017 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.

Approved: _____

Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 16

KENILWORTH, N.J.

December 13, 2017

Introduced by: _____

Seconded by: _____

WHEREAS, the Union County Board of Chosen Freeholders has announced the 2017 "Level the Playing Field Grant"; and,

WHEREAS, the above mentioned grant focuses on creation, enhancement, and/or replacement of recreational facilities in the borough that will specifically address the needs of people with special needs; 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.

Approved: _____

Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 17

KENILWORTH, N.J.

DECEMBER 13, 2017

Introduced by: _____

Seconded by: _____

Whereas, the Borough of Kenilworth is in need as needed emergency inspections to assist in the construction code office when the borough's appointed inspectors are not available, and;

Whereas, the Construction Code official has recommended the use of emergency inspections as needed and,

Whereas, it is the responsibility of the Construction Code Official and Construction Code Department to determine and certify emergency inspections; and

Now, Therefore, Be It Resolved, by the Mayor and Council of the Borough of Kenilworth that it does hereby authorize emergency inspections at the rate of \$35/hour for the emergency purposes of as needed, based on the availability of funds.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Ladauti			✓			
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 13, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 18

KENILWORTH, N.J.

December 13, 2017

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 2017 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 2017 in the sum of \$34,419.91 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:

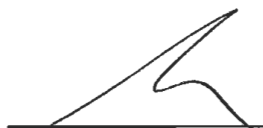
Public and Private Revenues Off-Set with Appropriations:
2014 & 2015 Hazardous Waste Recycling Tonnage - Recycling

BE IT FURTHER RESOLVED that a like sum of \$34,419.91 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
2014 & 2015 Hazardous Waste Recycling Tonnage – Recycling



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 19

KENILWORTH, N.J.

December 13, 2017

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 2017 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 2017 in the sum of \$225,000.00 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 \$225,000.00 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 Mark David			✓			
Councilman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 20

KENILWORTH, N.J.

December 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth Public Works Department is in need of part-time temporary (seasonal) maintenance employees at this point in time; and

WHEREAS, the Borough of Kenilworth is looking to hire seasonal laborers on an "on call" basis to remove snow from places like sidewalks, crosswalks, and other Borough properties. Work may also include leaf/brush collection, parks maintenance, building maintenance and other DPW related projects.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Kenilworth, County of Union, State of New Jersey at their regular meeting held on December 13, 2017 at Borough Hall hereby authorizes the hiring of part time seasonal public works employees at the rate of \$16.00 per hour, with guaranteed four (4) hour call in pay, no benefits or holidays, and not to exceed sixteen (16) hours per shift.

Approved: _____

Anthony DeLuca, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 21

KENILWORTH, N.J.

December 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth (hereinafter referred to as the "Employer") by Resolution 13 previously adopted on April 26, 1995 the Deferred Compensation Plan (hereinafter referred to as the "Plan") for the purpose of making available to eligible employees the accrual of tax benefits under a Section 457 Deferred Compensation Plan; and

WHEREAS, the Economic Growth and Tax Relief Reconciliation Act of 2001, the 2005 final regulations issued under the Uniformed Services Employment and Reemployment Rights Act of 1994, the Pension Protection Act of 2006, final Treasury Regulation §1.457-4, the Heroes Earnings Assistance and Relief Tax Act of 2008, the Worker, Retiree and Employer Recovery Act of 2008 and the Small Business Act of 2010 amended sections of the Internal Revenue Code (the "Code") and the rules and/or regulations issued thereunder affecting Section 457 Deferred Compensation Plans (cumulatively referred to as the "Acts and Regulations");

WHEREAS, the Employer desires its Plan to conform with the changes in the Code and Treasury regulations brought about by the Acts and Regulations;

WHEREAS, the Employer desires to adopt a restated Plan that conforms with the changes in the Code and Treasury regulations resulting from the Acts and Regulations;

WHEREAS, such revised Plan shall supersede the previously adopted Plan;

NOW, THEREFORE BE IT RESOLVED that the Employer hereby adopts a revised Plan 92-PD-Lincoln-121316.

BE IT FURTHER RESOLVED that The Lincoln National Life Insurance Company and Lincoln Financial Group, it's agent, has agreed to continue to be the provider of the Deferred Compensation Program for employees and elected officials; and

BE IT FURTHER RESOLVED that the Lincoln National Life Insurance Company and Lincoln Financial Group it's agent, will continue to provide, for the benefit of the participants the Multi-Fund Variable Annuity contract; and

BE IT FURTHER RESOLVED that there has been no collusion, or evidence or appearance of collusion, between any local official and a representative of Lincoln National Life Insurance Company and Lincoln Financial Group, it's agent, in the selection of a provider pursuant to N.J.A.C. 5:37 - 5.7.

BE IT FURTHER RESOLVED that the Chief Financial Officer is authorized to execute an Administrative Services Agreement with the Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, (94-SA-Lincoln-110217) and such other agreements as are necessary to implement the Deferred Compensation Program. It is implicitly understood that there is to be no cost or contribution by the Employer to the program; and

BE IT FURTHER RESOLVED that the Chief Financial Officer is authorized to serve as the plan "Administrator" of the plan, represent the Employer, and execute individual deferred compensation agreements with each said employee; and

BE IT FURTHER RESOLVED by the Employer that the Clerk forward a certified true copy of this resolution to the Chief Financial Officer; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services at P.O. Box 803; Trenton, NJ 08625-0803.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 22

KENILWORTH, N.J.

DECEMBER 13, 2017

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, proposals were requested for a Fireworks Display to be held on Sunday, July 1, 2018; and

WHEREAS, three proposals were received and after review it was determined to award the fireworks display event to be held on Sunday, July 1, 2018 (rain date, Sunday, July 8, 2018) 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 Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Ladauti			✓			
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 13, 2017.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 23

KENILWORTH, N.J.

DECEMBER 13, 2017

Introduced by: _____

Seconded by: _____

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

TITLE OF JOB: Senior Citizen Building Fire Alarm Upgrades

CONTRACTOR: Drill Construction
80 Main St., W. Orange, NJ 07052

ENGINEER: Harbor Consultants, Inc.
320 North Avenue, East
Cranford, NJ 07016

Change Order No. 1 & Final

AMOUNT OF CHANGE FOR THIS RESOLUTION:	\$3,900.00
TOTAL AMOUNT OF CHANGE:	\$3,900.00
TOTAL ORIGINAL CONTRACT PRICE	\$19,500.00
REVISED CONTRACT PRICE	\$23,400.00

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


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Ladauti			✓			
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 13, 2017.


Laura Reimertsen, Borough Clerk

RESOLUTION

No. 24

KENILWORTH, N.J.

DECEMBER 13, 2017

Introduced by: _____

Seconded by: _____

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR THE PURPOSE OF TRAFFIC SIGNAL REPAIRS AND MAINTENANCE

WHEREAS, the Borough of Kenilworth Police Department has a need to acquire traffic signal maintenance and repair services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and,

WHEREAS, the Police Department had not anticipated that the amount procured by year end to exceed the requirements of the law; and,

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the acquisition has exceeded \$17,500; and,

WHEREAS, the anticipated term of this contract is for 2017; and

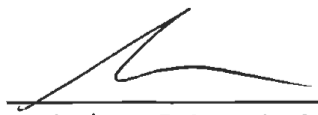
WHEREAS, Jenn Electric Inc. has submitted a proposal December 13, 2017 indicating they will provide the traffic signal maintenance and repairs the proposal based on unit price and type of service; and

WHEREAS, Jenn Electric Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Jenn Electric Inc. has not made any reportable contributions to a political or candidate committee in the Borough of Kenilworth in the previous one year, and that the contract will prohibit the Jenn Electric Inc. from making any reportable contributions through the term of the contract, and

WHEREAS, the costs associated for the contract is based on certification of funds by the Chief Financial Officer

NOW THEREFORE, BE IT RESOLVED that the Borough of the Kenilworth authorizes the Police Department to enter into a contract with **Jenn Electric Inc. 631 Morris Avenue, Springfield NJ 07081** as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Ladauti			✓			
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 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 25

KENILWORTH, N.J.

December 13, 2018

Introduced by: _____

Seconded by: _____

WHEREAS, sealed bids were received on October 17, 2017 for "Tree and Arboreal Maintenance Services" and Dave's Landscaping D/B/A Astone Tree Service, 112 North 21st Street, Kenilworth, NJ 07033 908-403-8034; having submitted the only responsible bid ; and

THEREFORE BE IT HEREBY RESOLVED, that the "Tree and Arboreal Maintenance Services" be awarded to:

Dave's Landscaping D/B/A Astone Tree Service
112 North 21st Street, Kenilworth, NJ 07033
908-272-7263 (O) 908-272-5891 (F) 908-403-8034 (C)
dkokai76@comcast.net

for a three (3) year term, beginning December 1, 2017 through December 1, 2020; with an optional two (2) year renewal by mutual consent.


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Laudati			✓			
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 13, 2018.


Laura Reinertsen, Borough Clerk

**A. UNIT PRICES FOR TREE AND STUMP REMOVAL BY DIAMETER CLASS
DURING NORMAL WORK DAYS BETWEEN 7 AM AND 5 PM**

DESCRIPTION MEASURED AT CALIPER	REMOVAL OF TREE (NUMERIC)	WRITTEN
(OVER 12" TO 18")	\$ 750	Seven Hundred Fifty
(OVER 18" TO 24")	\$ 1,250	One Thousand Two Hundred Fifty
(OVER 24" TO 30")	\$ 2,250	Two Thousand Two Hundred Fifty
(OVER 30")	\$ 2,500	Two Thousand Five Hundred

**B. UNIT PRICES FOR TREE AND STUMP REMOVAL BY DIAMETER CLASS
DURING EVENINGS, HOLIDAYS, AND EMERGENCIES**

DESCRIPTION MEASURED AT CALIPER	REMOVAL OF TREE (NUMERIC)	WRITTEN
(OVER 12" TO 18")	\$ 1,200	One Thousand Two Hundred
(OVER 18" TO 24")	\$ 2,000	Two Thousand
(OVER 24" TO 30")	\$ 2,400	Two Thousand Four Hundred
(OVER 30")	\$ 4,000	Four Thousand

**C. UNIT PRICES FOR PRUNING/TRIMMING DURING NORMAL WORK DAYS BETWEEN 7
AM AND 5 PM WITH A WORK CREW OF NO LESS THAN THREE INDIVIDUALS**

	NUMERICAL	WRITTEN
RATE/HOUR	\$ 250	Two Hundred Fifty

D. UNIT PRICE FOR TREE RISK ASSESSMENT

	NUMERICAL	WRITTEN
LEVEL 1: VISUAL	\$ 35	Thirty Five
LEVEL 2: BASIC	\$ 50	Fifty
LEVEL 3: ADVANCED	\$ 75	Seventy Five

E. ADDITIONAL EQUIPMENT

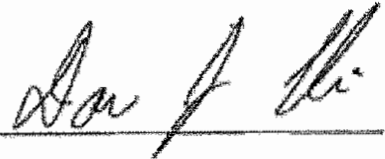
HOURLY RATES FOR ADDITIONAL EQUIPMENT, AS REQUIRED AND APPROVED BY THE SUPERINTENDENT OF PUBLIC WORKS.

<u>EQUIPMENT</u>	<u>WITH OPERATOR</u>
BOBCAT TYPE LOADER	\$ 100 (One Hundred)
25 TON (MIN. CAPACITY) CRANE	\$ 200 (Two Hundred)
10 TON STAKE BODY	\$ 75 (Seventy Five)

FIRM NAME: Dave's Landscaping

ADDRESS: 112 North 21st St

Kendallworth, NJ 07033

SIGNED BY: 

PRINT NAME: David J. Kokai

TITLE: Owner

RESOLUTION

No. 26

KENILWORTH, N.J.

DECEMBER 13, 2017

Introduced by: _____

Seconded by: _____

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

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

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

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

NOW, THEREFORE BE IT RESOLVED that the attached transfers be approved and the Chief Financial Officer is hereby authorized to make the transfers in the 2017 Municipal Budget.

FROM:		
Other Expenses		
Police - Salary and Wages	\$78,600	7-01-25-745-010
Total	\$78,600	
TO:		
Insurance – Other Expenses	\$ 1,000	7-01-23-729-999
Senior Citizen Programs –OE	\$ 500	7-01-27-762-019
Social Security	\$20,000	7-01-36-837-000
Employee Health Insurance	\$40,000	7-01-23-733-175
Clerk – Salary & Wages	\$ 1,500	7-01-20-701-011
Finance – Other Expenses	\$ 5,000	7-01-20-705-021
Fire Subcode – O/E	\$ 300	7-01-22-729-015
Electrical Subcode – O/E	\$ 100	7-01-22-728-015
Plumbing Subcode – O/E	\$ 100	7-01-22-727-015
Building Subcode – O/E	\$ 100	7-01-22-726-020
Shade Tree Expenses – OE	\$10,000	7-01-26-776-000
Total	\$78,600	


Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Ladauti			✓			
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 13, 2017.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 27

KENILWORTH, N.J.

DECEMBER 13, 2017

Introduced by: _____

Seconded by: CONSENT AGENDA

WHEREAS, the Borough of Kenilworth rejected the received bids for **Pickup and Disposal of Leaves For a Three Year Contract with a Two Year Renewal Option**, on December 12, 2017; and

WHEREAS, inconsistencies with the submitted surety and the method of cost calculation exist; and

WHEREAS, the Mayor and Council reserves 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 **Pickup and Disposal of Leaves For a Three Year Contract with a Two Year Renewal Option**, received on December 12, 2017.



Anthony DeLuca, Jr., Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Kay Ceceri			✓			
Councilman Larry Clementi			✓			
Councilman Peter Corvelli	✓		✓			
Councilman Mark David			✓			
Councilwoman Linda Karlovitch		✓	✓			
Councilman Gerry Ladauti			✓			
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 December 13, 2017.



Laura Reinertsen, Borough Clerk