

MEETING TO ORDER

The annual reorganization meeting of the Kinnelon Borough Governing Body began with Senator Joe Penacchio administering the Oath of Office of Mayor to Robert W. Collins. Mayor Collins' wife, Susan, son Gregory and daughter assisted.

The meeting was then called to order by Mayor Robert W. Collins at 7:30 p.m. on Monday, January 3, 2011.

After a moment of silence to remember the many men and women serving in our armed forces, there was a salute to the flag. The Borough Clerk read the Open Public Meetings Act Statement that adequate notice of this meeting was advertised in the December 19, 2010 edition of the Trends and was provided to the Star Ledger, Daily Record and North Jersey Herald News on December 19, 2010. A notice of this meeting was also posted on the municipal building bulletin board, filed with the Borough Clerk and provided to those persons or entities requesting notification.

OATHS OF OFFICE ADMINISTERED

Mayor Collins asked Councilman Stephen Cobell to come forward to take the oath of office of Councilman and was assisted by his wife Mary.

Next Mayor Collins asked Councilman James Freda to come forward and was administered the oath of office of Councilman.

ROLL CALL

The roll was called and present and answering were Councilmen Ronald Mondello, Andrew SanFilippo, Stephen Cobell, Daniel O'Dougherty and James Freda.

INTRODUCTION OF MEMBERS OF THE AUDIENCE

Mayor Collins introduced Senator Joe Penacchio. He also mentioned that Freeholder Gene Feyl and the new Freeholder Director Bill Chedwiggen stopped in earlier to pay their respects. The Mayor introduced Freeholder John Murphy, reelected Freeholder Doug Cabana. Mayor Collins also introduced Mayor Glenn Sisco as well as former Councilmen Larry Casha, Evan Swalling, Paul Metcalfe, Peter Muir and Tom Kline as well as former Police Chief and Councilman Dan Colucci. Former Fire Chiefs Ernie Palatucci and Gail and Alan Bresett and Chief of Police John Finkle were also introduced. The Mayor said that Scott Rosenbush, Mayor of Morris Township is with us as is Bill Steenstra, former Mayor and Ted Ehrenberg, Business Administrator of Bloomingdale.

Mayor Collins acknowledged the Superintendent of Public Works, John Whitehead and thanked him for doing such a good job on the snow plowing. The Mayor kidded that he heard once to be a good mayor you have to keep the roads plowed and the garbage picked up. Ted Ehrenberg from Bloomingdale is in the audience. He acknowledged his boss, Mike Armstrong and thanked him for the support he has given him which has enabled him to do his job here.

RESOLUTION 1.01.11 - ELECTION OF COUNCIL PRESIDENT

Mayor Collins asked the governing body for nominations for Council President for the year 2011.

Councilman Steve Cobell offered the name of Councilman James Freda for Council President. This motion was seconded by Councilman Dan O'Dougherty.

Mayor Collins asked if there were any other nominations to be heard. Whereupon Councilman Ron Mondello offered a motion to close the nominations. Councilman Andrew SanFilippo seconded the motion.

Roll Call:	R. Mondello, Yes;	D. O'Dougherty, Yes;
	A. SanFilippo, Yes;	J. Freda, Yes.
	S. Cobell, Yes;	

RESOLUTION 1.02.11 - COUNCIL APPOINTMENT TO PLANNING BOARD, CLASS III MEMBER (1 YEAR TERM)

Mayor Collins opened the meeting for nominations for Council Representative to the Planning Board, Class III Member for the year 2011.

Councilman R. Mondello offered the name of Councilman Andy SanFilippo as Council Representative. Councilman J. Freda seconded this motion.

Hearing no other nominations, Councilman R. Mondello offered a motion to close the nominations. Councilman J. Freda seconded the motion.

Roll Call:	R. Mondello, Yes;	D. O'Dougherty, Yes;
	A. SanFilippo, Yes;	J. Freda, Yes.
	S. Cobell, Yes;	

RESOLUTION 1.03.11 - COUNCIL COMMITTEE APPOINTMENTS

Mayor Collins announced the Council Committee appointments and assignments stating the first name will be the Chairman of that committee:

FINANCE:	Cobell, Freda, Mondello
ORDINANCE:	Freda, SanFilippo, O'Dougherty
PERSONNEL:	Mondello, SanFilippo, Cobell
PUBLIC SAFETY:	SanFilippo, Cobell, New Council Member
PUBLIC WORKS	O'Dougherty, Mondello, Cobell
UTILITIES:	O'Dougherty, New Council Member, Cobell
RECREATION:	Freda, SanFilippo, O'Dougherty
COORDINATING:	New Council Member, SanFilippo, Freda
OPEN SPACE:	Cobell, New Council Member, Mondello

Councilman S. Cobell offered a motion to accept the committees as read by the Mayor.
Councilman R. Mondello seconded the motion.

Roll Call: R. Mondello, Yes; D. O'Dougherty, Yes;
 A. SanFilippo, Yes; J. Freda, Yes.
 S. Cobell, Yes;

OATH OF OFFICE KINNELON VOLUNTEER FIRE COMPANY OFFICERS

Mayor Collins asked the three Fire Chiefs of the Kinnelon Volunteer Fire Company to please come forward to take their Oath of Office. Mayor Collins then administered the oath of office to Fire Chief Jim Bosch, First Assistant Chief Adam Barish and 2nd Assistant Chief Terry Stagg.

2011 APPOINTMENTS

	TERM EXPIRATION
DEPUTY BOROUGH CLERK (1 YEAR) KAREN IUELE	12/31/11
CHIEF FINANCIAL OFFICER NORMAN ECKSTEIN	
TREASURER (1 YEAR) JENNIFER STILLMAN	12/31/11
MUNICIPAL IMPROVEMENT SEARCH OFFICER & SUB-DIVISION SEARCH OFFICER (1 YEAR) ELIZABETH M. SEBROWSKI	12/31/11
AGENT OF CENTRAL PURCHASE, INVESTMENT OFFICER (1 YEAR) JENNIFER STILLMAN	12/31/11
PUBLIC AGENCY COMPLIANCE OFFICER (1 YEAR) ELIZABETH M. SEBROWSKI	12/31/11
TAX SEARCH OFFICER (1 YEAR) LISA KIMKOWSKI	12/31/11
MUNICIPAL AUDITOR (1 YEAR) Louis Mai, CPA	12/31/11
MUNICIPAL COURT ADMINISTRATOR (1 YEAR) Elizabeth Bansfield-Mossa	12/31/11

DEPUTY COURT CLERK (1 YEAR)	
MARY ELLEN WUNCH	12/31/11
CHERYL WILTSHIRE	12/31/11
JOAN EGAN	12/31/11
VIOLATIONS BUREAU CLERK (1 YEAR)	
ELIZABETH M. SEBROWSKI	12/31/11
BOROUGH ATTORNEY	
MARK MADAIO, ESQUIRE	12/31/11
LABOR ATTORNEY	
BRIAN GIBLIN, ESQUIRE	12/31/11
MUNICIPAL PROSECUTOR (1 YEAR)	
RALPH M. FAVA, JR., ESQUIRE	12/31/11
PUBLIC DEFENDER (1 YEAR)	
MICHAEL F. KELLY, ESQUIRE	12/31/11
SPECIAL POLICEMAN (CLASS II) 1 YEAR	
ROBERT A. DYER	12/31/11
SCHOOL CROSSING GUARDS (1 YEAR)	
TONI RAGO	12/31/11
CHARLENE PELLINGTON	12/31/11
GLORIA KERSTNER	12/31/11
MARLENE WALSH	12/31/11
ANIMAL CONTROL OFFICER (1 YEAR)	
LISA PERRY	12/31/11
ANIMAL CRUELTY INVESTIGATOR (1 YEAR)	
LISA PERRY	12/31/11
BOROUGH ENGINEER (1 YEAR)	
PAUL P. DARMOFALSKI, P.E.	12/31/11
TAX MAP & SURVEYING (1 YEAR)	
J. PETER BORBAS, P.L.S., P.P.	12/31/11
WATER/WASTEWATER ENGINEERS (1 YEAR)	
ROBERT GUERIN, P.E., P.P.	12/31/11
WATER OPERATOR (1 YEAR)	
D2L ASSOCIATES, INC.	12/31/11

PUBLIC WORKS MANAGER (1 YEAR)	
JOHN WHITEHEAD	12/31/11
RECYCLING COORDINATOR (1 YEAR)	
JOHN WHITEHEAD	12/31/11
LOCAL EMERGENCY MANAGEMENT PLANNING COUNCIL (1 YEAR)	
ROBERT W. COLLINS, MAYOR	12/31/11
GLENN L. SISCO, DEPUTY EMC	12/31/11
JOHN FINKLE, CHIEF OF POLICE/DEPUTY EMC	12/31/11
PETER CORREALE, CONTRACTED HEALTH OFFICER	12/31/11
ALAN BRESSETT, SCHOOL REPRESENTATIVE/DEPUTY EMC	12/31/11
HARRY HICKS, EMC	12/31/11
JOHN WHITEHEAD, SUPERINTENDENT OF PUBLIC WORKS	12/31/11
JAMES OPIEKUN, SUPERINTENDENT OF SCHOOLS	12/31/11
MATT SCANLAN, SCHOOLS REPRESENTATIVE	12/31/11
BILL SONDERMEYER, FIRST AID REPRESENTATIVE	12/31/11
REV. MSGR. JOHN CARROLL, COMMUNITY REP.	12/31/11
DEBORAH WALSH, MEDIA REPRESENTATIVE	12/31/11
ADAM BARISH, DEPUTY EMC	12/31/11
TOM STEARN, WEB MASTER/COMMUNICATIONS	12/31/11
JIM BOSCH, KVFC CHIEF/FIRE REPRESENTATIVE	12/31/11
ZONING OFFICIAL (1 YEAR)	
ROBERT A. DYER	12/31/11
BOARD OF PUBLIC ASSISTANCE	
DANIEL O'DOUGHERTY (1 YEAR) (Council Representative)	12/31/11
ENVIRONMENTAL COMMISSION (3 YEARS)	
GENE ORCUTT	12/31/13
CAROL SVENTY	12/31/13
OPEN SPACE ADVISORY COMMITTEE (3 YEARS)	
STEPHEN COBELL (COUNCIL-WITH TERM)	12/31/13
GENE ORCUTT	12/31/13
LUCY MEYER (HISTORICAL REP) 1 YEAR	12/31/11
CAROL VREELAND	12/31/13
MARY FISHER	12/31/13
BOARD OF HEALTH (3 YEARS)	
GERALD SIENICKI	12/31/13
HISTORICAL COMMISSION (5 YEARS)	
JILL IANINNO	12/31/15
LUCY MEYER	12/31/15

LOCAL HISTORIAN (1 YEAR) LUCY MEYER	12/31/11
PLANNING BOARD ROBERT W. COLLINS (CLASS I (ELECTED TERM) MEHUL GADHAVI (ALTERNATE #1 (2 YEAR TERM)	12/31/14 12/31/12
KAMELOT (5 YEARS) OLGA GILHOOLEY JAMES FREDA	12/31/15 12/31/15
CHIEF: KINNELON VOLUNTEER FIRE COMPANY JAMES BOSCH (1 YEAR)	12/31/11
1ST ASSISTANT CHIEF: KINNELON VOLUNTEER FIRE COMPANY ADAM BARISH (1 YEAR)	12/31/11
2ND ASSISTANT CHIEF: KINNELON VOLUNTEER FIRE COMPANY TERRY STAGG (1YEAR)	12/31/11
KINNELON VOLUNTEER FIRE COMPANY (1 YEAR) FIRE CHAPLAIN: MONSIGNOR JOHN CARROL REV. DAVID DE SMITH	12/31/11 12/31/11
FIRE SURGEON: (1 YEAR) DR. ROBERT HUBSMITH DR. FRANK KIELAR	12/31/11 12/31/11
KINNELON DIAL-A-RIDE REPRESENTATIVE (1 YEAR) GLENN L. SISCO	12/31/11
REP. TO MORRIS COUNTY MUNICIPAL JOINT INS. FUND. (1 YEAR) DANIEL O'DOUGHERTY	12/31/11
FORESTER (1 YEAR) JOHN LINSON	12/31/11
COMMUNITY DEVELOPMENT REVENUE SHARING (1 YEAR) ROBERT W. COLLINS	12/31/11
HEALTH AND DENTAL INSURANCE ADVISOR (1 YEAR) ERIC LABASKA, FRANKEL BENEFITS, LLC.	12/31/11
RISK MANAGER FRANK COVELLI – PROFESSIONAL INS. ASSOC.	12/31/11

Councilman D. O'Dougherty offered a motion to approve the appointments offered by the Mayor. Councilman J. Freda seconded the motion.

Roll Call: R. Mondello, Yes (Abstained from Risk Manager); D. O'Dougherty, Yes;
A. SanFilippo, Yes; J. Freda, Yes.
S. Cobell, Yes;

RESOLUTION 1.05.11 - TEMPORARY BUDGET:

WHEREAS, 40A: 4-19 Local Budget Act provides that (where any contracts, commitments or payments are to be made prior to the final adoption of the 2011 budget), temporary appropriations be made for the purposes and amounts required in the manner and time therein provided;

WHEREAS, the date of this resolution is within the first thirty days of 2011, and

WHEREAS, the total appropriation in the 2010 Budget, less appropriation made for capital improvement fund, debt services and relief of the poor (public assistance) are as follows:

General- -----	\$10,535,373.40
Water Utility- -----	\$ 412,500.00
Sewer Utility- -----	\$ 585,000.00

WHEREAS, 26.25 percent of the total appropriations in the 2010 Budget less appropriations for capital improvement fund, debt service and relief of the poor (public assistance) in the said 2010 Budget is as follows:

General - -----	\$2,765,535.54
Water Utility - -----	\$ 108,281.25
Sewer Utility- -----	\$ 153,562.50

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Councilman R. Mondello offered a motion to approve the foregoing Temporary Budget. Councilman S. Cobell seconded this motion.

Roll Call: R. Mondello, Yes; D. O'Dougherty, Yes,
 A. SanFilippo, Yes; J. Freda, Yes.
 S. Cobell, Yes;

RESOLUTION 1.06.11 DELINQUENT TAXES

BE IT RESOLVED by the Governing Body of the Borough of Kinnelon that the rate of interest charged on delinquent taxes in the Borough of Kinnelon shall be as follows:

“On all delinquents to and including December 31, 2010, at the rate or rates heretofore governing, and on all delinquents on and after January 1, 2011, at the rate of 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum on any account in excess of \$1,500.00.

BE IT FURTHER RESOLVED that the Collector of Taxes be and she is hereby directed to collect interest on all taxes accordingly; provided, however, that small items of interest may be waived during the first ten (10) days of the current quarterly tax period.

WHEREAS, taxes are payable in quarterly installments on February 1, May 1, August 1 and November 1 in each year and installments become delinquent if not paid on or before these dates; and

WHEREAS, New Jersey State Statute N.J.S.A. 54:4-67 has been amended to define the new tax delinquency;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Kinnelon, that the interest to be charged a delinquent taxpayer for the non-payment of real property taxes shall be an additional penalty of six percent (6%) of the amount of delinquency in excess of \$10,000 at the end of a calendar year;

BE IT FURTHER RESOLVED that this delinquency now is to be calculated on the sum of all taxes from year to year and not to be calculated on an individual yearly basis.

Councilman R. Collins offered a motion to approve the above resolution. Councilman S. Cobell seconded this motion.

Roll Call: R. Mondello, Yes; D. 'Dougherty, Yes,
 A. SanFilippo, Yes; J. Freda, Yes.
 S. Cobell, Yes;

RESOLUTION 1.07.11 CASH MANAGEMENT PLAN**PURPOSE:**

It is in the best interest of the Borough of Kinnelon to earn additional revenue through the investment and prudent management of its cash receipts. Public Law 1983, Chapter 8, approved January 18, 1983, is an Act concerning the Local Fiscal Affairs Law and amends N.J.S.A. 40A:5-2 and N.J.S.A. 40A:5-14 and this law, requires that each local unit shall adopt a cash management plan.

The following shall constitute the Cash Management Plan for the Borough of Kinnelon, which shall deposit and manage its funds pursuant to this Plan.

DEFINITIONS:

1. Treasurer shall mean the Treasurer of the Borough of Kinnelon.
2. Fiscal Year shall mean the twelve-month period ending December thirty-one.
3. Cash Management Plan shall mean that plan as approved by resolution by the Governing Body of the Borough of Kinnelon as follows:

**AUTHORIZING THE ACCEPTANCE AND
ADOPTION OF A CASH MANAGEMENT
PLAN FOR THE BOROUGH OF KINNELON**

WHEREAS, in accordance with Public Laws 1983, Chapter 8, approved on January 18, 1983, is an Act concerning the Local Fiscal Affairs Law and amends N.J.S.A. 40A:5-2 and N.J.S.A. 40A:5-14 requiring each local unit adopt a cash management plan; and

WHEREAS, in keeping with said law, the Borough of Kinnelon Governing Body desires to adopt and accept their own Cash Management Plan; and

DESIGNATION OF DEPOSITORIES:

1. At least once each fiscal year at its organization meeting, the Governing Body shall by resolution, designate the depositories for the Borough in accordance with N.J.S.A. 40A:5-14.

AUDIT REQUIREMENT:

1. The Cash Management Plan shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-14.

AUTHORITY TO INVEST:

1. The Governing Body, at its Organization meeting shall pass a resolution designating the Borough's official(s) who shall make and be responsible for municipal deposits and investments.

INVESTMENT INSTRUMENT:

1. The Treasurer shall report all investments in accordance with N.J.S.A. 40a:5-15.2.
2. At a minimum, the Treasurer shall:
 - a. Keep a record of all investments.
 - b. Keep a cash position record, which reveals, on a daily basis, the status of the Borough's cash in its bank accounts.
 - c. Report investments to the Governing Body at regularly scheduled meetings.
 - d. Report monthly to the Governing Body as to the status of cash balances in bank accounts, revenue collection, interest rates earned.

CASH FLOW:

1. The Treasurer shall ensure that the Borough's accounting system provides regular information concerning the Borough's cash position and investment performance.
2. All moneys shall be turned over to the Treasurer and deposited in accordance with N.J.S.A. 40A:5-15.
3. The Treasurer is authorized and directed to invest surplus funds of the Borough as the availability of the funds permit. In addition, it shall be the responsibility of the Treasurer to minimize the possibility of idle cash by depositing the Borough's moneys in interest bearing accounts wherever practical and in the best interest of the Borough of Kinnelon.

NOW, THEREFORE, BE IT RESOLVED by the Kinnelon Mayor and Council the above Cash Management Plan be hereby adopted and shall, by resolution, be adopted each year at the annual reorganization meeting.

Councilman R. Mondello offered a motion to approve the above resolution. Councilman S. Cobell seconded this motion.

Roll Call:	R. Mondello, Yes; A. SanFilippo, Yes; S. Cobell, Yes;	D. O'Dougherty, Yes, J. Freda, Yes.
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RESOLUTION 1.08.11 DEPOSITORIES

WHEREAS, N.J.S.A. 40A: 5-14 provides that the Governing Body shall, by resolution, designate a depository or depositories for its money a bank or trust company having its place of business in the State and organized under the laws of the United States or this State; and

WHEREAS, N.J.S.A. 17:12B-241 (Chapter 144 P.L. 1963) provides that the Governing Body may invest funds in any federally insured association; and

WHEREAS, N.J.S.A. 40A: 4-63 provides that monies held in any separate fund shall be treated as monies held in trust and no banking institution accepting these monies shall divert them to any other purpose;

NOW, THEREFORE, BE IT RESOLVED that the following institutions shall serve as depositories for the following Borough of Kinnelon funds; and the Custodian shall be Norman Eckstein, Chief Financial Officer:

Columbia Bank
Lakeland Bank

Funds: Current - General Accounts (Accounts Payable) - Dog Tax - Capital - Water Capital - Bond & Coupon - Water Utility - Sewer Utility - Public Assistance Trust - Recreation Special Account - Planning Board Inspection Fee Escrow - Developer's Performance and Maintenance Bond Trust - Clerk's Special Deposit - Payroll - Historical Commission Trust - Special Fortified Assets Law Enforcement - Uniform Fire Safety Account - Green Trust Account - Alliance on Alcoholism & Drug Abuse (KAMELOT), Recycling Fund and Police Escrow, Parking Offense Adjudication Acct (POAA), Open Space, Accumulated Absence, Community Police Donations, Found Money and Snow Removal Cost Fund.

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RESOLVED that the Columbia Bank, be authorized to continue the existing payroll accounts known as "Kinnelon Borough – Payroll Account", and

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RESOLUTION 1.09.11 AUTHORIZATION OF PAYMENT SIGNATORIES FOR 2011

BE IT FURTHER RESOLVED that all disbursements, direct deposits and checks shall be signed and/or authorized by:

Robert W. Collins Mayor
Elizabeth M. Sebrowski, Borough Clerk
Norman Eckstein, Chief Financial Officer
Jennifer Stillman, Treasurer; and

* * *

RESOLUTION 1.10.11

BE IT FURTHER RESOLVED that the treasurer be authorized and she is hereby directed to advance \$175,000 to the Kinnelon Borough Payroll Account.

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RESOLUTION 1.11.11 MUNICIPAL COURT

RESOLVED that the Judge of the Municipal Court and/or Court Administrator be authorized and they are hereby directed to deposit all fines and costs collected in the Municipal Court to the credit of the Borough of Kinnelon Municipal Court Account and all bail money collected to the credit of the Borough of Kinnelon Municipal Court Bail Account, c/o John G. D'Angelo, Judge, at the Lakeland Bank, Butler, New Jersey; and

BE IT FURTHER RESOLVED that John G. D'Angelo, Judge of the Municipal Court, or Janet Luberto, Court Administrator, be authorized to sign all checks and drafts of said Borough drawn on the Lakeland Bank, on the aforementioned accounts for the year 2010, in accordance with the signature cards on file in said bank.

Councilman D. O'Dougherty offered a motion to approve the above resolution. Councilman S. Cobell seconded this motion.

Roll Call:	R. Mondello, Yes;	D. O'Dougherty, Yes,
	A. SanFilippo, Yes;	J. Freda, Yes.
	S. Cobell, Yes;	

RESOLUTION 1.12.11 MISCELLANEOUS RESOLUTIONS

RESOLVED that this Mayor and Council meet the second Thursday of each and every month during 2011 at 6:30 p.m. in the Kinnelon Municipal Building to conduct "workshop" or "agenda" meetings.

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BE IT FURTHER RESOLVED that this Mayor and Council meet the third Thursday of each and every month during 2011 at 8:00 p.m., prevailing time, at the Kinnelon Municipal Building to conduct their regular monthly business.

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RESOLUTION 1.13.11

RESOLVED that the sum of \$5.00 be fixed as the fee for calendar year 2011 to be paid in advance by those people or organizations wishing to be notified of any and all meetings of the Governing Body other than the regular monthly meetings and scheduled workshop meetings.

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RESOLUTION 1.14.11

RESOLVED that the Borough Clerk, Elizabeth M. Sebrowski, serve as Kinnelon Borough Certifying Agent to the Public Employees Retirement System of New Jersey and the Police and Firemen’s Retirement System of New Jersey for the year 2011

RESOLVED that Karen M. Iuele, Deputy Borough Clerk, be Acting Clerk during such times and for such specific periods as the Borough Clerk shall be absent.

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RESOLUTION 1.15.11

RESOLVED that all wages be paid bi-weekly to all salaried and hourly rated employees.

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RESOLUTION 1.16.11

RESOLVED that the \$100.00 change fund established for the use of the Tax Collector, be continued for the year 2011.

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RESOLUTION 1.17.11

RESOLVED that a \$100.00 change fund established for the use of the Court Administrator be continued for the year 2011.

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RESOLUTION 1.18.11

RESOLVED that a \$200.00 change fund established for the use of the Police Department be continued for the year 2011.

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RESOLUTION 1.19.11

RESOLVED that a \$30.00 change fund established for the use of the Department of Public Works be continued for the year 2011.

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RESOLUTION 1.20.11

RESOLVED that a \$50.00 change fund established for the use of the Board of Health be continued for the year 2011.

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RESOLUTION 1.21.11

RESOLVED that the \$200.00 petty cash fund established for the use of the Borough Clerk's office, be continued for the year 2011.

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RESOLUTION 1.22.11

RESOLVED that the Trends, North Jersey Herald & News, The Record, Star Ledger and the Morris County Daily Record be designated as the official legal media of advertising for any and all Borough matters, the last four to be used at the discretion of the Mayor and Council.

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RESOLUTION 1.23.11

RESOLVED that the base rate and toll call charges for Borough business only, involving the cell phones of John Whitehead, Certified Public Works Manager, Brian Kimble, Foreman and Mark Aluzzo, Working Foreman, be paid by the Borough of Kinnelon for the year 2011.

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RESOLUTION 1.24.11

RESOLVED that the base rate and toll call charges for Borough business only, involving the cell phone of Police Chief John Finkle and Police Lieutenant John Schwartz be paid by the Borough of Kinnelon for the year 2011.

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RESOLUTION 1.25.11

RESOLVED that the base rate and toll call charges for Borough business only, involving the cell phone for the Borough Clerk, Elizabeth Sebrowski be paid by the Borough of Kinnelon for the year 2011.

RESOLUTION 1.26.11

RESOLVED that all members of the Kinnelon Volunteer Fire Company be covered by group life insurance in accordance with N.J.R.S. 40:47-30.1 in the amount of \$10,000. each.

Councilman D. O'Dougherty offered a motion to approve the above resolution.
Councilman S. Cobell seconded this motion.

Roll Call: R. Mondello, Yes; D. O'Dougherty, Yes,
 A. SanFilippo, Yes; J. Freda, Yes.
 S. Cobell, Yes;

RESOLUTION 1.27.11

**AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES
UNDER \$17,500 FOR THE YEAR 2011**

WHEREAS, the Borough of Kinnelon has a need to acquire professional services pursuant to N.J.S.A. 40A:11-5 (1)(a)(i) utilizing a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the CMFO has determined and certified in writing that the value of the services will not exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, the governing body of the Borough of Kinnelon has certified that the professional services for the Kinnelon Mayor & Council provided by the below listed professionals will not exceed \$17,500.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kinnelon authorizes the Borough of Kinnelon to enter into professional contracts with the below listed professional services as described herein:

J. Peter Borbas, P.L.S., P.P. – Tax Assessment Mapping Engineers
Robert Guerin – Guerin & Vreeland - Utility Water/Wastewater Engineers
Adrian P. Humbert, P.P. – Professional Planner
Allstate ORC – Oil Spill Recovery
The Shade Tree Department, LLC - Forester
Brian Giblin, Esquire – Labor Attorney
Lisa Perry Animal Control – Animal Cruelty
D2L Associates, Inc. – Water Operator
Eric Labaska, Frenkel Benefits LLC. – Health and Dental Insurance Broker
Frank Covelli, Professional Insurance Associates, Inc. – Risk Manager

BE IT FURTHER RESOLVED this resolution shall take effect immediately.

RESOLUTION 1.28.11**AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES OVER \$17,500 FOR THE YEAR 2011.**

WHEREAS, the Borough of Kinnelon has a need to acquire professional services from a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the CMFO has determined and certified in writing that the value of the services will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one year; and,

WHEREAS, the governing body of the Borough of Kinnelon has certified that the professional services for the Kinnelon Mayor & Council provided by the below listed professionals will exceed \$17,500; and

WHEREAS, the below listed professionals have completed and submitted a Business Entity Disclosure Certification which certifies that neither they, nor their professional firms have made any reportable contributions to a political or candidate committee in the Borough of Kinnelon in the previous one year, and that the contract will prohibit the professional services of the firms from making any reportable contributions through the term of the contract; and,

WHEREAS, said below listed individuals have completed and submitted a Political Contribution Disclosure Certification and a Business Registration Certificate.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kinnelon authorizes the Borough of Kinnelon to enter into professional contracts with the below listed professional services as described herein:

Mark Madaio, Esquire - Borough Attorney
 Louis Mai, CPA - Auditors
 Robert Beinfield - Hawkins, Delafield & Wood – Bond Counsel
 Paul P. Darmofalski, P.E. – Borough Engineer

This contract was not awarded through a “fair and open process” pursuant to N.J.S.A. 19:44A-20.4 et seq.

The Business Entity Disclosure Certification, the Determination of Value Certification, the Political Contribution Disclosure Certification and the Business Registration Certificate shall be placed on file with this resolution.

BE IT FURTHER RESOLVED that this Resolution shall take effect as provided above.

Roll Call: R. Mondello, Abstained ; D. O'Dougherty, Yes,
 A. SanFilippo, Yes; J. Freda, Yes.
 S. Cobell, Yes;

HEARING FROM THE PUBLIC

Mayor Collins opened the meeting to the public at this time. Joseph Kobylarz, 97 Miller Road, made a point of order regarding the adoption of the council committees. Mayor Collins stated the committees are appointments made by the Mayor.

COUNCIL MEMBERS COMMENTS

Councilman Ron Mondello first thanked Mayor Sisco for his dedicated service to the borough. He said in an age where it is hard to find volunteers to serve on boards or commissions, the Mayor served unselfishly for over four decades. He is the model of pure public service without asking for anything in return. We have all been blessed by his leadership and service to the community and lifelong dedication to Kinnelon. Glenn Sisco is the father of Kinnelon. May God bless our "father".

Mr. Mondello next congratulated our new Mayor Bob Collins and said he has the ability to talk to people of all walks of life. Both the garbage man and the CEO walk away saying, "now I understand." He said he has enjoyed working with him on the Finance Committee and said Bob has taught him many things about municipal budget process. He wished him the best of luck as he steers us through 2011.

Mr. Mondello congratulated Steve and Jim on their reelection. Each brings different talents and dedication. Mr. Mondello thanked Councilman Cobell for his help in the negotiation of the PBA contract. He thanked Councilman Freda for taking the recreation programs to new heights. He said his whole family wants to thank him for making Kinnelon Recreation number 1.

Councilman Mondello thanked the governing body members for supporting his suggestion to advertise for Request for Qualifications in an effort to be more transparent and to stir up more competition. Over 48 RFQ's were received for various positions and the result for 2011 should result in savings of more than \$60,000 in attorney fees and \$70,000 in risk management.

Mr. Mondello thanked the Coordinating Committee for their hard work to try to keep the custodians. He personally spoke with several leaders to see how we could employ the custodians in the event the Board of Education moved forward with outsourcing.

It took over two years, but the Personnel Handbook has been completely updated in order to better protect the borough from legal liability and to let the employees know what is expected of them and eliminate gray areas and end confusion.

He thanked the borough employees and the volunteers for their unswerving commitment to the borough. He thanked everyone for attending the meeting and said he hopes to get to know more of the residents.

Councilman Andy SanFilippo said he doesn't envy Mayor Collins because he has big shoes to fill from a person who cast a big, big shadow. He said to Mayor Sisco it was an honor to know him. He said he will miss him. It was an honor to learn from him. He said "Trust me I know where to find you and I will be coming to you for guidance and advice".

Then Councilman SanFilippo said "Mayor Collins, I pledge you my loyalty and respect. I look forward to working with you and the council. Anything I can do to aid with a smooth transition, please feel free to call on me."

As Utility Chairman for 2010 Councilman SanFilippo reported our shared service with Bloomingdale for Construction services is working well. Due to an increase in water rates by Butler, Kinnelon was forced to increase our water rates to our customers for the first time in thirty years. It is unfortunate, but necessary.

Last Councilman SanFilippo thanked his other council members and said it was a pleasure to serve with them and thanked them for showing him the ropes.

Councilman Steve Cobell also thanked Mayor Sisco and said he would dovetail on Councilman Mondello's comments because he couldn't put it as eloquently. He said he learned a lot from Mayor Sisco over the seven years he has been on the council.

Steve thanked his wife for her support in his decision to run for another term, saying that without that he would not have run.

Mr. Cobell thanked the employees and volunteers for making Kinnelon what it is. This year the public unions have taken a beating in the press. Working with the PBA during the contract negotiations, he said he found the members to be very reasonable and fair to themselves as well as the borough. He got to know more of the members during the process and looks forward to working with them as well as his fellow council members and maybe someone new.

Councilman Dan O'Dougherty also thanked Mayor Sisco for all the help he was given during the six years of prior service on the council. He thanked him for all he taught him and said they were mostly on the same page; they had their differences but always left with a smile on their faces and have remained friends. This year the face of the council changed and was surprised by what they did do. He thanked John Whitehead and all the staff for what they do. He said he looks forward to working with Bob as the new mayor. Mr. O'Dougherty said he hopes there won't be any storms this year. He thanked Jim for all he does for the Recreation Department, Ron for all he did with Coordinating and for the custodians and Andy on Utilities. Mr. O'Dougherty reported the plans are progressing for the renovation on the DPW garage to house all the equipment and he will be working with a citizens committee to help erect the Company 2 firehouse.

Councilman Jim Freda not only thanked Mayor Sisco, but Barbara Sisco as well stating that they all bounce ideas off their wives and he is sure she contributed to the way the borough is as well. He wished Mayor Collins the best of luck. Jim thanked his wife, Maryann and his son Gavin for their unconditional support and understanding of all the many meetings he has to attend. Jim said his son Gavin could be a junior councilman considering all the meetings he has had to attend. Councilman Freda thanked his colleagues, commissioners, Recreation Department, KAMELOT, all the volunteers, recreation coaches and employees. Mr. Freda said it is all a joint effort and thanked them for their faith and commitment for our community.

Looking back of his six years on the council he said there have been many accomplishments. The Recreation Department has added many new sports which includes a new travel team. They are moving ahead with on-line registration. The biggest obstacle in the future for recreational activities is still the maintenance of the fields. There is never any "down time" for the grass to grow. Councilman Freda said Mayor Collins has assured him that the Open Space Advisory Committee is trying to identify property to purchase additional fields.

Councilman Freda praised the work Olga Gilhooley is doing with KAMELOT and said they are doing great things for the kids. One event KAMELOT sponsored was a Family Fun Night which was a drug, alcohol and tobacco free event held at the high school. Over 500 people attended. He said it took a lot of volunteers and residents to pull it off.

Mr. Freda said we all need to be active in helping our new mayor and present council to realize the potential of what Kinnelon can be.

Mayor Collins said the governing body's commitment is to achieve the goal of keeping Kinnelon the unique community that it is. He challenged his colleagues to think outside the box this year. The Mayor said in order to be more transparent, he is going to ask the Clerk to ask the Clerk to post the ordinances on the website upon introduction of every ordinance. The public will be able to see what is under consideration and form their comment. Once adopted, the ordinance will be published again with the roll call vote. All too often public servants get into office and lose sight of the fact that they work for you. He said someone told him once that the public gets a chance to fire us once every four years. He asked the public "to hold us accountable". If there are questions that you have, step up and ask.

Mr. Collins said he is turning over the Finance Committee to Councilman Steve Cobell. Mayor Collins said Steve served on that committee with the last eight years. This year we have a AA1 Bond rating; the highest bond rating the borough has ever received. We have a 2% cap and unfortunately Trenton views us as a wealthy community. We aren't getting help from the state so we have to help ourselves and think outside the box. Mr. Collins said he is going to ask Chairman Freda to review our ordinances to make sure they are current with the times and that they make sense.

The Mayor said he will be asking people to get more involved. Many people ask why things are being done in a certain way; he asks them to get involved – volunteer.

It is hoped that we will be closing on the Weber property shortly which will provide passive recreation for generations to come and will compliment the Silas Condit Park and become

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a very unique park for the county. Most of this will be done mainly with outside money. This is where we can get some of our tax dollars back from Morris County or Trenton. We will then move from acquisition to stewardship. There will be hiking trails. Our kids are great and have had exceptional recreational programs over the last few years thanks to the schools and Recreation Commission. Our recreational needs should be assessed.

The demand for senior citizen facilities mandates we look at how we can provide services for them. The Mayor asked the school system to partner with the borough and for the Superintendent to meet with the governing body on a quarterly basis to keep the schools strong but to leverage the tax dollars in a better way.

The Mayor said he doesn't envy Finance Chairman Cobell the job of preparing the budget with the rising cost of health benefits this year and the 2% cap. We've been working with the unions to restructure our health benefits to reduce costs. Mayor Collins said he looks forward to working with the Finance Committee in crafting a budget to serve our needs.

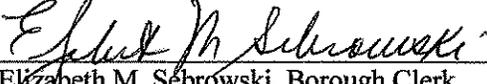
Mayor Collins said he wants to build on our past success. He knows he has been given an awesome responsibility by the citizens to maintain the community as a place where they want to continue to live and where new people want to move into. Mayor Sisco has done a great job of making sure Kinnelon has remained a unique community.

Mayor Collins said he was going to bang the gavel for the first time to adjourn the meeting and announced there are refreshments upstairs.

ADJOURNMENT

This meeting adjourned at approximately 8:35 p.m. on motion by Councilman J. Freda and seconded by Councilman S. Cobell and the unanimous affirmative voice vote of all present.

Respectfully submitted by:


Elizabeth M. Sebrowski, Borough Clerk


Robert W. Collins, Mayor

cc: Mayor and Council
Auditor
Attorney
Engineer
Police Department
Public Works Department