

MEETING TO ORDER

A special meeting of the Kinnelon Borough Governing Body was called to order by Mayor Robert W. Collins at 8:00 p.m., on Thursday, January 20, 2011 in the Kinnelon Municipal Building.

There was a Salute to the Flag, after which the Clerk stated this meeting is being held pursuant to the New Jersey Open Public Meeting Act. Adequate notice of this meeting was given by advertising in the January 2, 2011 edition of the Trends and was provided to the Star Ledger, Daily Record and the North Jersey Herald News on January 2, 2011. Adequate notice was also posted on the municipal building bulletin board, filed with the Borough Clerk and provided to those persons or entities requesting notification.

Mayor Collins asked for a moment of silence in honor of our troops serving overseas

OATH OF OFFICE COUNCILMAN GARY MOLETA

Mayor Collins asked Gary Moleta to come forward at this time with his wife, Jane. The Mayor administered the oath of office to Mr. Moleta as our new councilman whose unexpired term expires December 31, 2011. Everyone congratulated Councilman Moleta at this time.

MAYOR EMERITUS – GLENN L. SISCO

Mayor Collins asked Mayor Glenn L. Sisco up to the dais and read the definition of emeritus as one who is retired from professional life but allowed to retain the rank of the last office held. He then read the following letter:

Dear Mayor Sisco,

I am pleased to extend best wishes and congratulations to you as you celebrate your retirement from service as Mayor of Kinnelon. During your forty four years as service as Mayor of Kinnelon, you have provided invaluable dedication to the residents. I commend you for your hard work and commitment to improving the lives of your residents.

As you reminisce about your career you should be proud of the respect and admiration you have earned throughout your many years of service to the community.

New Jersey is fortunate to have benefited from your dedication. I join with you and your colleagues in appreciating your commitment to your residents of Kinnelon and thank you for a job well done.

Congratulations and best wishes for good health and happiness in the future.

Sincerely yours,

*Chris Christie
Governor*

At this time Mayor Collins read the following resolution:

RESOLUTION 1.30.11

**APPOINTING GLENN L. SISCO TO THE
HONORABLE POSITION OF MAYOR
EMERITUS OF THE BOROUGH OF
KINNELON**

WHEREAS, Mayor Collins then read the following resolution into the minutes and explained to everyone Mayor Glenn L. Sisco has been given the distinction of the title Mayor Emeritus:

WHEREAS,, The Mayor and Council of the Borough of Kinnelon, County of Morris, State of New Jersey ("Mayor and Council") is please to honor and salute Glenn L. Sisco; and

WHEREAS, Glenn L. Sisco served as Borough Councilman from 1965 through 1968 and Borough Mayor from 1969 through 2010 one of the longest Mayoral terms ever in the State of New Jersey; and

WHEREAS, the Mayor and Council expresses its appreciation and sincere gratitude to Glenn L. Sisco for his tireless and dedicated service to the betterment of the Borough of Kinnelon; and

WHEREAS, the Mayor and Council extends wishes of prosperity, good health and happiness to Glenn during his retirement years; and

WHEREAS, Glenn L. Sisco's contributions to the Borough of Kinnelon will be remembered and appreciated forever; and

WHEREAS, in recognition of Glenn L. Sisco's contributions to the Borough of Kinnelon, the Mayor and Council desire to appoint Glenn L. Sisco to the honorary position of Mayor Emeritus, Borough of Kinnelon, County of Morris, State of New Jersey.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Kinnelon, County of Morris, State of New Jersey, as follows:

1. Glenn L. Sisco is hereby appointed to the honorary position of Mayor Emeritus, Borough of Kinnelon, County of Morris, and State of New Jersey.

Upon motion by Councilman J. Freda and a second motion by Councilman S. Cobell and the unanimous voice roll call vote of all members of the governing body this motion was passed with their congratulations.

ROLL CALL:

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

RECREATION & ORDINANCE

Chairman James Freda reported the Recreation online system has begun and so far everything seems to be working well. The goal this year is to go back to being self funded by raising the fees a little more this year.

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Councilman Freda reached out to the engineer regarding the soil removal ordinance and the Committee will be working on that.

Mr. Freda welcomed Councilman Moleta and said he thinks he will do great with Coordinating, gathering information and informing the governing body. He wished him luck.

PUBLIC WORKS & UTILITIES

Chairman Daniel O'Dougherty gave the statistics of the snow fall as fourteen inches of snow and they used nine hundred tons of salt and have ordered more. The department picked up seven hundred Christmas trees so far. But several storms are still expected.

The Construction Officer reports there were 64 new permits with five new permit updates. \$15,000 was collected in permit fees and the estimated cost of new construction was \$448, 000.00.

COORDINATING

Chairman Gary Moleta said he will have a report at the next meeting.

FINANCE & OPEN SPACE

Chairman Stephen Cobell reported Linda Galinsky from the New Jersey Land Conservancy was at the Open Space Public Advisory Committee meeting and announced the Weber tract should close some time in March. Another survey needs to be done before it can close due to some encroachments on the property. The group is still working with the Community Garden group. Carol Sventy was appointed as the Chairman and Gene Orcutt the vice chair.

Mr. Cobell stated the Committee will start the process for the budget; two meetings are scheduled. Due to the increase in health insurance premiums and a nine million dollar tax decrease due to tax appeals it will be difficult this year.

PUBLIC SAFETY

Chairman Andrew SanFilippo reported the Fire Report stated there were sixteen alarms, one was a mutual aid with West Milford. They attended their training at the academy for breathing apparatus.

The Fire Department accepted two new fire trucks this evening. They will also be giving us the bid specifications for the renovation of the fire house on Boonton Avenue.

The Police Chief was advised he could interview for a replacement due to the retirement of several officers.

PERSONNEL

Chairman Ronald Mondello said he reached out to our insurance broker to summarize what he did to obtain our renewal on health insurance. He sent out a request for proposal. Aetna, Amerihealth and Cigna declined to make an offer. Horizon was 56% higher than last year and finally our current company Oxford came in 49% higher than last year. With the help of the employees who voluntarily agreed to drop the Traditional plan the premium only increased closer to 40%. He reported they looked into joining the State plan, but unfortunately our contracts read equal to or better than what we now have and the State plan does not offer everything the current plan does. Last, Mr. Mondello said the agent is looking into the

01/20/11
14:47:20

BOROUGH OF KINNELON
Check Register By Check Date

Range of Checking Accts: First to Last Range of Check Dates: 12/17/10 to 01/20/11
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
GENERAL		General Account			Account Payab
6281	12/17/10	BOR11	BOROUGH OF BLOOMINGDALE	27,595.75	4143
6282	12/17/10	GRA07	ESTATE OF WILLIAM GRAHAM	600.00	4143
6283	12/17/10	TRI14	TRICO EQUIPMENT SERVICES, LLC	18,515.00	4143
6284	12/28/10	BOR11	BOROUGH OF BLOOMINGDALE	6,413.75	4147
6285	12/28/10	KAM02	K.A.M.E.L.O.T	5,000.00	4148
6286	12/28/10	MCL01	M.C. LEAGUE OF MUNICIPALITIES	40.00	4149
6287	12/28/10	MOR22	MORRIS CTY LEAGUE MUNICIPALITY	60.00	4149
6288	12/29/10	POS03	POSTMASTER BUTLER	717.08	4150
219	12/30/10	BOR02	BOROUGH OF KINNELON	168,738.53	12/30/10 VOID
6289	12/30/10	MOR21	MORRIS COUNTY M.U.A.	33,502.95	4151
6290	12/30/10	STI03	JENNIFER STILLMAN - TREASURER	65.35	4153
6291	01/04/11	AAFINE	A&A Fine Foods Gourment Market	709.55	4156
6292	01/04/11	IUE01	KAREN IUELE	119.27	4156
6293	01/05/11	STI03	JENNIFER STILLMAN - TREASURER	200.00	4157
6294	01/20/11	ACC04	ACC BUSINESS	288.29	4159
6295	01/20/11	ALL04	ALLIED OIL COMPANY	3,946.34	4159
6296	01/20/11	ALL10	WILLIAM ALLEN	143.88	4159
6297	01/20/11	ALU01	MARK ALUZZO	45.48	4159
6298	01/20/11	BAC01	BERNARD BACCETTA ESQ.	750.00	4159
6299	01/20/11	BAL01	BALCO IND. INC.	1,053.50	4159
6300	01/20/11	BIL01	P&K OFFICIATING	7,797.00	4159
6301	01/20/11	BOO01	BOONTON ELECTRIC SUPPLY CORP.	1,113.33	4159
6302	01/20/11	BOR	BOROUGH OF BUTLER	1,713.28	4159
6303	01/20/11	BOR01	BOROUGH OF BUTLER ELECTRIC	19,939.04	4159
6304	01/20/11	BOR11	BOROUGH OF BLOOMINGDALE	3,623.25	4159
6305	01/20/11	BR01	B&R UNIFORMS	2,619.85	4159
6306	01/20/11	BUS01	BUSINESS GRAPHICS	262.00	4159
6307	01/20/11	BUT02	BUTLER FOREIGN CAR	180.00	4159
6308	01/20/11	BUZ01	THE BUZAK LAW GROUP, LLC.	13,132.00	4159
6309	01/20/11	CAN06	Cancer Care of New Jersey	100.00	4159
6310	01/20/11	CER01	CERTIFIED SPEEDOMETER SERVICE	178.00	4159
6311	01/20/11	CIR01	CIRCLE AUTO PARTS INC.	1,164.17	4159
6312	01/20/11	CIV02	SONDRA CIVITANO	18,702.77	4159
6313	01/20/11	COO03	COOPERATIVE COMMUNICATIONS INC	4,277.96	4159
6314	01/20/11	COR02	CORRPRO COMPANIES	612.50	4159
6315	01/20/11	CUS01	CUSTOM BANDAG INC.	1,290.00	4159
6316	01/20/11	D2L	D2L ASSOCIATES, INC.	6,380.05	4159
6317	01/20/11	DAR01	DARMOFALSKI ENGINEERING ASSOC.	1,150.00	4159
6318	01/20/11	DEE01	DEER PARK SPRING WATER	49.73	4159
6319	01/20/11	DEL05	DELUXE INTERNATIONAL TRUCK INC	58.68	4159
6320	01/20/11	DEL08	DELTA DENTAL OF NEW JERSEY INC	13,012.23	4159
6321	01/20/11	DEL13	DEL-PRO CORPORATION	516.79	4159
6322	01/20/11	DEN09	Denville Line Painting Inc	12,481.64	4159
6323	01/20/11	DIT02	KIM DI TARANTO	215.00	4159
6324	01/20/11	EDM01	EDMUNDS AND ASSOCIATES	12,644.00	4159
6325	01/20/11	ELE03	ELECTRO BATTERY SYSTEMS INC.	328.56	4159
6326	01/20/11	FAL03	FALCON AUTO PARTS INC	404.43	4159
6327	01/20/11	FAY02	FAYSON LAKES ASSOCIATION	50.00	4159
6328	01/20/11	FIN01	JOHN FINKLE	60.00	4159

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BOROUGH OF KINNELON
Check No: 127 By Check Date

JANUARY 20, 2011

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void Ref Number
6329	01/20/11	FIN04 FINCH FUEL OIL CO. INC.	7,956.37	4159
6330	01/20/11	FOR04 FORD MOTOR CREDIT COMPANY	1,380.85	4159
6331	01/20/11	GAM01 GAME DAY SPORTS	4,870.27	4159
6332	01/20/11	GEN03 GENERAL CODE PUBLISHERS CORP.	338.02	4159
6333	01/20/11	GRO03 KATHY GROESCHKE	193.00	4159
6334	01/20/11	HACGUN Hackettstown Gun & Ammo	269.97	4159
6335	01/20/11	HER05 HERB'S SPORT SHOP INCORPORATED	225.00	4159
6336	01/20/11	HOM02 HOME DEPOT CREDIT SERVICE	423.00	4159
6337	01/20/11	IND02 INDIAN SPRING \CULLIGAN WATER	67.00	4159
6338	01/20/11	JAN01 JOSEPH JANOSKI	750.00	4159
6339	01/20/11	JER03 JERSEY PAPER PLUS	241.72	4159
6340	01/20/11	JIM01 JIMMY THE SHOE DOCTOR	1,133.54	4159
6341	01/20/11	KANE MARK KANE	350.90	4159
6342	01/20/11	KEH02 KEHRIER, ALAN & BONNIE	5,296.81	4159
6343	01/20/11	KIN05 KINNELON PUBLIC LIBRARY	6,000.00	4159
6344	01/20/11	KIN08 KINNELON VOLUNTEER FIRE CO.	6,000.00	4159
6345	01/20/11	KIN09 KINNELON BOARD OF EDUCATION	2,714,104.00	4159
6346	01/20/11	KOS01 KOSCO HARLEY-DAVIDSON	4,200.00	4159
6347	01/20/11	LAW1 LAW OFFICES OF THOMAS L MURPHY	14,435.28	4159
6348	01/20/11	LUD01 DONALD B LUDWIG	4,030.00	4159
6349	01/20/11	MB02 M&B TRUCKING INC.	4,030.00	4159
6350	01/20/11	MCI02 MCI COMM SERVICE	12.11	4159
6351	01/20/11	MGL01 M.G.L. FORMS SYSTEM	54.80	4159
6352	01/20/11	MOD03 MODERN HANDLING EQUIP. NJ	92.84	4159
6353	01/20/11	MON08 Montague Tool & Supply Co, Inc	34.91	4159
6354	01/20/11	MOR08 MORRIS COUNTY FIRE FIGHTERS &	250.00	4159
6355	01/20/11	MOR21 MORRIS COUNTY M.U.A.	26,974.84	4159
6356	01/20/11	MOR42 THE LAND CONSERVANCY OF NJ	2,750.00	4159
6357	01/20/11	MOR52 MORRIS MUNICIPAL JOINT INS	150,707.68	4159
6358	01/20/11	MOR07 MORRIS COUNTY CLERK'S OFFICE	24.00	4159
6359	01/20/11	NJD07 NJ DEPT HEALTH & SENIOR SERV	376.20	4159
6360	01/20/11	NJLM01 N.J. LEAGUE OF MUNICIPALITIES	674.00	4159
6361	01/20/11	NOR02 NORTH JERSEY NEWSPAPER	276.72	4159
6362	01/20/11	ONE02 One Call Concepts, INC.	57.78	4159
6363	01/20/11	OXF01 OXFORD HEALTH PLANS	82,731.37	4159
6364	01/20/11	PAE01 PAETEC COMMUNICATIONS, INC.	522.00	4159
6365	01/20/11	PAU04 STEVEN PAULSON	53.97	4159
6366	01/20/11	PEQ02 PEQUANNOCK TOWNSHIP	2,953.00	4159
6367	01/20/11	PIE01 PIERCE MANUFACTURING, INC.	295,485.00	4159
6368	01/20/11	PIT06 PITNEY BOWES- RESERVE ACCOUNT	1,500.00	4159
6369	01/20/11	PRB01 P.R.B.R.S.A.	84,626.00	4159
6370	01/20/11	PSE01 P.S.E. & G.	2,971.78	4159
6371	01/20/11	QUA01 QUALITY AUTOMOTIVE	1,184.02	4159
6372	01/20/11	REL02 RELIABLE OFFICE SUPPLIES	137.15	4159
6373	01/20/11	RIC05 RICOH CORPORATION	319.79	4159
6374	01/20/11	RIV03 RIVERDALE POWER MOWER INC.	181.26	4159
6375	01/20/11	RIV06 Riverdale Environmental	1,800.00	4159
6376	01/20/11	ROU01 ROUTE 23 AUTO MALL	121.34	4159
6377	01/20/11	ROY01 ROYAL COMMUNICATIONS INC.	442.11	4159
6378	01/20/11	SHO01 SHOTMEYER BROS. FUEL CORP.	1,304.36	4159
6379	01/20/11	SMA01 SMART STOP STATE RT 23	254.00	4159
6380	01/20/11	SPA04 SPARCTECH SOLUTIONS LLC	1,000.00	4159
6381	01/20/11	SPO05 SPOT-A-WAY	225.00	4159
6382	01/20/11	STA02 STAPLES CREDIT PLAN	24.99	4159

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
6383	01/20/11	STI01	STICKEL, KOENIG & SULLIVAN	187.50	4159
6384	01/20/11	SUB03	SUBURBAN DISPOSAL	34,694.44	4159
6385	01/20/11	TAN02	NU-LOOK CONTRACTING	2,015.00	4159
6386	01/20/11	TCT02	TCTA MEMBERSHIP SERVICES	75.00	4159
6387	01/20/11	TEA03	TEAM DUI	1,100.00	4159
6388	01/20/11	TIL01	TILCON NEW YORK INC.	166,692.75	4159
6389	01/20/11	TOM02	TOM MAGILL	235.59	4159
6390	01/20/11	TRE02	TREASURER, STATE OF NEW JERSEY	125.00	4159
6391	01/20/11	TRE05	TREAS. STATE OF NEW JERSEY	2,282.00	4159
6392	01/20/11	UNI06	UNIVERSAL UNIFORMS	403.00	4159
6393	01/20/11	VAC01	VAC SHACK, INC.	111.93	4159
6394	01/20/11	VER01	VERIZON	179.18	4159
6395	01/20/11	VER06	VERIZON WIRELESS	656.45	4159
6396	01/20/11	WBM01	W.B. MASON COMPANY INC.	0.00	01/20/11 VOID 0
6397	01/20/11	WBM01	W.B. MASON COMPANY INC.	534.50	4159
6398	01/20/11	WIS01	wise Owl Learning Center	50.00	4159
6399	01/20/11	YOR01	YORK MOTORS INC.	144.99	4159
6400	01/20/11	ZEP01	ZEP MANUFACTURING CO.	323.00	4159
6402	01/20/11	ALL04	ALLIED OIL COMPANY	12,952.78	4160
6403	01/20/11	COO03	COOPERATIVE COMMUNICATIONS INC	27.21	4160
6404	01/20/11	FIN04	FINCH FUEL OIL CO. INC.	7,078.45	4160
6405	01/20/11	SCH05	JOHN SCHWARTZ	30.00	4161

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
	----	----	-----	-----
Checks:	123	2	168,738.53	3,890,139.97
Direct Deposit:	0	0	0.00	0.00
	=====	=====	=====	=====
Total:	123	2	168,738.53	3,890,139.97

PLANNING 2		Columbia Bank			
1524	12/23/10	BUZ01	THE BUZAK LAW GROUP, LLC.	390.00	4146
1525	12/23/10	DAR01	DARMOFALSKI ENGINEERING ASSOC.	6,597.00	4146
1528	01/20/11	COOK	Lester Cook	1,157.70	4158
1529	01/20/11		Alignment Check		VOID
1530	01/20/11	DAR01	DARMOFALSKI ENGINEERING ASSOC.	2,185.00	4158
1531	01/20/11	GUD01	Sunil Gudhka	110.00	4158
1532	01/20/11	VAN08	CARLA VAN ZILE	310.00	4158

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
	----	----	-----	-----
Checks:	6	1	0.00	10,749.70
Direct Deposit:	0	0	0.00	0.00
	=====	=====	=====	=====
Total:	6	1	0.00	10,749.70

WIRES		WIRES			
2112	12/21/10	BOR02	BOROUGH OF KINNELON	292,061.34	4144
2113	12/21/10	BOR02	BOROUGH OF KINNELON	1,106.15	4145
2193	12/30/10	BOR02	BOROUGH OF KINNELON	168,738.53	4154
2194	12/30/10	BOR02	BOROUGH OF KINNELON	57.65	4155

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
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01/20/11
14:47:20

BOROUGH OF KINNELON
Check Register By Check Date
NO 925

JANUARY 20, 2011

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
Checks:	4	0	0.00	461,963.67	
Direct Deposit:	0	0	0.00	0.00	
	<u>4</u>	<u>0</u>	<u>0.00</u>	<u>461,963.67</u>	
Total:	4	0	0.00	461,963.67	

Report Totals	Paid	Void	Amount Void	Amount Paid
Checks:	133	3	168,738.53	4,362,853.34
Direct Deposit:	0	0	0.00	0.00
	<u>133</u>	<u>3</u>	<u>168,738.53</u>	<u>4,362,853.34</u>
Total:	133	3	168,738.53	4,362,853.34

Fund Description	Fund	Budget Total	Revenue Total
CURRENT FUND APPROPRIATIONS	0-01	693,707.75	0.00
WATER FUND	0-05	17,670.84	0.00
SEWER FUND	0-07	29,604.89	0.00
Year Total:		740,983.48	0.00
CURRENT FUND APPROPRIATIONS	1-01	2,990,144.97	0.00
WATER FUND	1-05	678.74	0.00
SEWER FUND	1-07	87,569.24	0.00
Year Total:		3,078,392.95	0.00
CURRENT FUND APPROPRIATIONS	9-01	60.00	0.00
	C-04	474,665.05	0.00
DOG TAX	D-13	1,429.54	0.00
STATE AND FEDERAL GRANTS	G-02	20,159.99	0.00
KAMELOT	K-17	1,100.00	0.00
RECREATION SPECIAL	R-16	22,962.48	0.00
CLERK SPECIAL	S-20	750.00	0.00
	T-23	7,902.31	0.00
	V-27	3,605.00	0.00
RECYCLE FUND	Y-21	92.84	0.00
Total of All Funds:		4,352,103.64	0.00

Project Description	Project No.	Project Total
8 RICKER ROAD	11162	230.00
12 Lagoon Trail #1332	1332	230.00
25 BRUSH HILL/BRONANDER-DEPAOL	1339	460.00
	134136	345.00
VanZile- 31 Lincoln Rd	1343	310.00
10 Shirley, Streciwilk, #1347	1347	345.00
CARDONE/ 17 WOODLAND/ #1349	1349	345.00
3 Hemlock Lane	212	345.00
COHEN, 7 MAGDALENA, #300018	300018	345.00
95 SOUTH GLEN ROAD	3000324	345.00
15 FELKAY CRT	3000821	225.00
14 FELKAY COURT	3000822	460.00
168 S. GLEN ROAD	300153	1,495.00
GABEL- 43 DANIEL LANE	46114	460.00
192 S.Glen Rd. Centex Homes	623-A5	88.00
CENTEX HOMES 196 SOUTH GLEN RD	623-A6	299.00
REIDINGER - 8 BRIARCLIFF	711	1,725.00
Maple Lake Road	783	690.00
47 FOX TERRACE/CHIUCHIOLO 831	831	345.00
10 Sawmill Road	88-1	115.00
LESTER COOK 46 RICKER RD	COOK46	1,157.70
GIRL SCOUTS/ FAYSON LAKES DAM	GSLLC	390.00
Total Of All Projects:		<u>10,749.70</u>

JANUARY 20, 2011

RESOLUTION 1.31.11

AUTHORIZING THE RENEWAL OF CONTRACT
WITH TELSTARPLUS INC. FOR TELEPHONE
EQUIPMENT MAINTENANCE 2011

WHEREAS, the Borough desires to renew its contract for telephone maintenance and equipment with Telstarplus Inc. for the year 2011; and

WHEREAS, it is necessary to have the Mayor of the Borough of Kinnelon sign the renewal agreement to maintain the telephone system in the Municipal Building; and

WHEREAS, the equipment under the maintenance agreement is as follows:

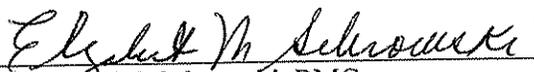
- (1) Sprint LTX KSU
- (1) 12 Port SVP Voice Mail
- (1) Power Supply
- (4) DDEI Cards
- (4) 8 ATI Cards
- (52) 15 Button Telephones
- (3) 20 Button Telephones
- (3) 9 Button Telephones

and;

WHEREAS, the annual cost for the maintenance agreement for the term of 1/1/11 to 12/31/11 is \$4,110.00.

NOW, THEREFORE, BE IT RESOLVED by the Kinnelon Mayor and Council the Mayor is hereby authorized to sign the renewal contract for maintenance agreement with Telstarplus Inc.

Dated: January 20, 2011.


Elizabeth M. Sebrovski, RMC
Borough Clerk

RESOLUTION 1.32.11

AUTHORIZATION FOR CLERK
TO ADVERTISE FOR AUCTION
ABANDONED VEHICLES

WHEREAS, in accordance with R.S.38:10A-1 allows a municipality to expose for sale at public auction vehicles which came into possession of the Kinnelon Police Department through abandonment or failure of owners to claim said vehicles when impounded; and

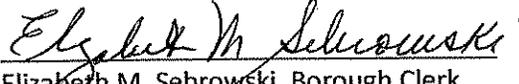
WHEREAS, the following vehicles will be exposed for sale at a public auction on February 3 2011, at 10:00 a.m. in the Courtroom of the Kinnelon Municipal Building, located at 130 Kinnelon Road, Kinnelon, New Jersey 07405; and

WHEREAS, the bidders must deliver a 10% deposit of the bid price on the day of the auction; and

WHEREAS, the balance of the bid must be paid in full within (7) working days by a certified check or money order for the following vehicles; and

WHEREAS, the following vehicles may be inspected at Rudge Towing, 109 Main Street, Bloomingdale NJ, One 2001 Audi four door, Mileage 59N, VIN#WAUED64B41N140837 – Opening Bid \$3,500.00.; One 200 Volvo wagon, Mileage 143100, VIN#YV1LW61JXY2713780 – Opening Bid \$6,737.60.

Dated: January 20, 2011


Elizabeth M. Sebrowski, Borough Clerk

RES. # 1, 33:11

WHEREAS, the Tax Court of New Jersey has entered Judgments on appeals filed by taxpayers in the Borough of Kinnelon; and

WHEREAS, Total 2010 property taxes have been paid on this property, and

WHEREAS, this reduction in assessment has resulted in an overpayment of 2010 property taxes,

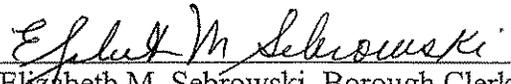
NOW, THEREFORE, BE IT RESOLVED, that the Borough of Kinnelon be authorized to issue a refund check to Alan and Bonnie Kehrier, in the amount of \$5,296.81 for overpayment of 2010 property taxes. Block 26.02, Lot 115.54 also known as 11 Black Oak Lane.

ROLL CALL:

January 20, 2011
Lisa A. Kimkowski, CTC
Tax Collector
BOROUGH OF KINNELON

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this to be a true copy of the resolution which was duly passed at the regular meeting of The Borough of Kinnelon Mayor and Council on January 20, 2011.

DATE: 01/20/11


Elizabeth M. Sebrowski, Borough Clerk

RES. # 1.34.11

WHEREAS, the Tax Court of New Jersey has entered Judgments on appeals filed by taxpayers in the Borough of Kinnelon; and

WHEREAS, Total 2009 property taxes have been paid on this property, and

WHEREAS, this reduction in assessment has resulted in an overpayment of 2009 property taxes,

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Kinnelon be authorized to issue a refund check to Sondra Civitano, in the amount of \$9,217.92 for overpayment of 2009 property taxes. Block 88, Lot 11.02 also known as 33 Powderhorn Drive.

ROLL CALL:

January 20, 2011
Lisa A. Kimkowski, CTC
Tax Collector
BOROUGH OF KINNELON

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this to be a true copy of the resolution which was duly passed at the regular meeting of The Borough of Kinnelon Mayor and Council on January 20, 2011.

DATE: 01/20/11


Elizabeth M. Sebrowski, Borough Clerk

RES. # 1.35.11

WHEREAS, the Tax Court of New Jersey has entered Judgments on appeals filed by taxpayers in the Borough of Kinnelon; and

WHEREAS, Total 2010 property taxes have been paid on this property, and

WHEREAS, this reduction in assessment has resulted in an overpayment of 2010 property taxes,

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Kinnelon be authorized to issue a refund check to Sondra Civitano, in the amount of \$9,484.85 for overpayment of 2010 property taxes. Block 88, Lot 11.02 also known as 33 Powderhorn Drive.

ROLL CALL:

January 20, 2011
Lisa A. Kimkowski, CTC
Tax Collector
BOROUGH OF KINNELON

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this to be a true copy of the resolution which was duly passed at the regular meeting of The Borough of Kinnelon Mayor and Council on January 20, 2011.

DATE: 01/20/11


Elizabeth M. Sebrowski, Borough Clerk

RES. # 1.36.11

WHEREAS, the Tax Court of New Jersey has entered Judgments on appeals filed by taxpayers in the Borough of Kinnelon; and

WHEREAS, Total 2009 property taxes have been paid on this property, and

WHEREAS, this reduction in assessment has resulted in an overpayment of 2009 property taxes,

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Kinnelon be authorized to issue a refund check to Thomas L Murphy, in trust for Mellon Bank, Trustees, in the amount of \$7,114.63 for overpayment of 2009 property taxes. Block 26.08, Lot 1.15 also known as 13 Joanna Way.

ROLL CALL:

January 20, 2011
Lisa A. Kimkowski, CTC
Tax Collector
BOROUGH OF KINNELON

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this to be a true copy of the resolution which was duly passed at the regular meeting of The Borough of Kinnelon Mayor and Council on January 20, 2011.

DATE: 01/20/11


Elizabeth M. Sebrowski, Borough Clerk

RES. # 1,37.11

WHEREAS, the Tax Court of New Jersey has entered Judgments on appeals filed by taxpayers in the Borough of Kinnelon; and

WHEREAS, Total 2010 property taxes have been paid on this property, and

WHEREAS, this reduction in assessment has resulted in an overpayment of 2010 property taxes,

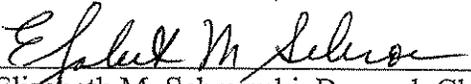
NOW, THEREFORE, BE IT RESOLVED, that the Borough of Kinnelon be authorized to issue a refund check to Thomas L Murphy, in trust for Mellon Bank, Trustees, in the amount of \$7,320.65 for overpayment of 2010 property taxes. Block 26.08, Lot 1.15 also known as 13 Joanna Way.

ROLL CALL:

January 20, 2011
Lisa A. Kimkowski, CTC
Tax Collector
BOROUGH OF KINNELON

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this to be a true copy of the resolution which was duly passed at the regular meeting of The Borough of Kinnelon Mayor and Council on January 20, 2011.

DATE: 01/20/11


Elizabeth M. Sebrowski, Borough Clerk

JANUARY 20, 2011

Resolution 1.38.11

**RESOLUTION CALLING ON THE STATE LEGISLATURE AND THE GOVERNOR TO
EXEMPT THE RESERVE FOR UNCOLLECTED TAXES FROM THE 2% CAP**

WHEREAS, on July 13, 2010, Governor Christie signed into law P.L. 2010, c. 44, which reduced the cap on the property tax levy from 4% to 2% and limited the number of exemptions; and

WHEREAS, when the property tax levy was reduced, the exemption for the Reserve for Uncollected Taxes was removed; and

WHEREAS, in addition to collecting property taxes for its own operations, the municipality also serves as the collection agent for the county, school districts, fire districts and other special local entities; and

WHEREAS, the municipality must provide those entities with the full amount they deem necessary for their operations, regardless of the actual collection rate; and

WHEREAS, due to myriad factors beyond local control, the actual collection rate never equals the total local levy, especially during an economic downturn, when unemployment soars and property values plummet, causing an increase in tax appeals, which the municipality must defend and which subject the municipal budget to further losses, when successful; and

WHEREAS, to account for the shortfall and potential losses, State law requires the municipality to budget an appropriation in a line item known as the Reserve for Uncollected Taxes, which is generally determined through a formula driven calculation in which the variables change year to year; and

WHEREAS, without a levy cap exemption, municipalities will be forced to further cut their own operations, in order to meet the 2% tax levy cap to provide the county, school districts, fire districts and other special local entities the full amount they deem necessary for their operations; and

WHEREAS, those other local entities, which do not have to budget for collection rate short-falls or the impact of declining property values, have been granted levy cap exceptions to address factors beyond their control; and

WHEREAS, Assemblymen McKeon and Burzichelli has recently introduced A-3603, which excludes increases in appropriations to the Reserve for Uncollected Taxes in excess of two percent, from calculations of the municipal adjusted tax levy;

NOW, THEREFORE, BE IT RESOLVED, by the Kinnelon Mayor and Council of the Borough of Kinnelon hereby urge the swift passage and signing of A-3603;

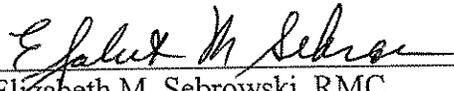
BE IT FURTHER RESOLVED, that consideration also be given to providing a levy cap exception to account for the impact of tax appeals on local operations; and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to New Jersey Governor Christopher Christie, to Senate President Stephen Sweeney, to Assembly Speaker Sheila Oliver, to our

JANUARY 20, 2011

State Senator, to our two Representatives in the General Assembly, and to the New Jersey League of Municipalities.

Dated: January 20, 2011


Elizabeth M. Sebrowski, RMC
Borough Clerk

RESOLUTION 1311

TRANSFER OF FUNDS

WHEREAS, There appears to be insufficient funds in the following appropriation reserves (excepting the appropriation reserves for Contingent Expenses or Deferred Charges, to meet the demand thereon for the balance of the Current Year):

Street and Road Maintenance, Salaries & Wages
 Construction Official, Other Expenses
 Street Lighting
 Aid to Volunteer Fire Companies

WHEREAS, There appears to be a surplus in the following appropriation reserves (excepting the appropriation reserves for Contingent Expenses, Deferred Charges, Cash Deficit of Preceding year, Reserve for Uncollected Taxes, Down Payments, Capital Improvement Fund, or Interest and Debt Redemption Charges) over and above to be deemed necessary for the balance of the Current Year:

Landfill/Solid Waste Disposal Costs
 Street and Road Maintenance, Other Expenses

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of R.S.40A:4-58, part of the surplus in the accounts heretofore mentioned be and the same is hereby transferred to the accounts (excepting the appropriation for Contingent Expenses or Deferred Charges) mentioned as being insufficient to the meet the current demands; and

BE IT FURTHER RESOLVED that the Treasurer be hereby authorized and directed to make the following transfer:

Account #	From	Amount	To	Account #
0-01-32-465-021	Landfill Tipping Fees	\$15,000.00	DPW S&W	0-01-26-290-014
0-01-32-465-021	Landfill Tipping Fees	\$ 2,500.00	Construction, OE	0-01-22-195-160
0-01-26-290-174	DPW, OE	\$ 1,500.00	Construction, OE	0-01-22-195-160
0-01-26-290-174	DPW, OE	\$ 3,500.00	Street Lighting	0-01-31-435-000
0-01-26-290-174	DPW, OE	\$ 5,000.00	Aid to Volunteer Fire Companies	0-01-25-255-000

EXTRACT from the minutes of a regular meeting of the Borough Council of the Borough of Kinnelon, in the County of Morris, New Jersey, held at the Municipal Building, 130 Kinnelon Road, Kinnelon, New Jersey, on January 20, 2011, at 8:00 o'clock P.M.

PRESENT:

ABSENT:

_____ introduced and moved the adoption of the following resolution and _____ seconded the motion:

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$4,141,000 BOND ANTICIPATION NOTES OF THE BOROUGH OF KINNELON, IN THE COUNTY OF MORRIS, NEW JERSEY.

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF KINNELON, IN THE COUNTY OF MORRIS, NEW JERSEY, AS FOLLOWS:

Section 1. Pursuant to a bond ordinance of the Borough of Kinnelon, in the County of Morris (herein called "local unit") entitled: "Bond ordinance providing for improvement of Fayson Lake Road in and by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$90,000 therefor and authorizing the issuance of \$85,700 bonds or notes of the Borough for financing such appropriation", finally adopted on June 17, 1999 (#07-99), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$6,200 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 2. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance providing for acquisition of new and additional fire fighting apparatus by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$373,800 therefor and authorizing the issuance of \$356,000 bonds or notes of the Borough for financing such appropriation", finally adopted on December 20, 2001 (#13-01), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$41,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 3. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance providing for acquisition of new and additional equipment by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$250,000 therefor and authorizing the issuance of \$238,000 bonds or notes of the Borough for financing such appropriation", finally adopted on May 16, 2002 (#8-02), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$13,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 4. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance providing for the improvement of the water supply and distribution system in and by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$110,000 therefor and authorizing the issuance of \$89,000 bond or notes of the Borough for financing such appropriation", finally adopted on May 16, 2002 (#9-02), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$15,000 shall be issued purpose for the purpose of

temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 5. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance providing for improvement of Fayson Lakes Road, Stone House Road and Forge Road in and by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$200,000 therefor and authorizing the issuance of \$190,400 bond or notes of the Borough for financing such appropriation", finally adopted on July 18, 2002 (#11-02), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$8,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 6. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance providing for the improvement of the municipal and free public library in and by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$400,000 therefor and authorizing the issuance of \$325,700 bonds or notes of the Borough for financing such appropriation", finally adopted on August 15, 2002 (#13-02), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$93,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 7. Pursuant to a bond ordinance of the Borough of the local unit entitled: "Bond ordinance providing for the improvement of Chilhowie Drive in and by the

Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$200,000 therefor and authorizing the issuance of \$190,400 bonds or notes of the Borough for financing such appropriation”, finally adopted on April 17, 2003 (#1-03), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$23,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 8. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the acquisition of lands in and by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$746,250 therefor and authorizing the issuance of \$71,400 bonds or notes of the Borough for financing such appropriation”, finally adopted on May 15, 2003 (#6-03), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$20,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 9. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the construction of a new bike path in and by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$360,000 therefor and authorizing the issuance of \$342,840 bonds or notes of the Borough for financing such appropriation”, finally adopted on May 15, 2003 (#10-03), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$11,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 10. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance providing for the improvement of various roads in and by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$125,000 therefor and authorizing the issuance of \$119,000 bond or notes of the Borough for financing such appropriation", finally adopted on June 19, 2003 (#13-03), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$45,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 11. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance providing for the acquisition of new and additional equipment by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$150,000 therefor and authorizing the issuance of \$142,800 bonds or notes of the Borough for financing such appropriation", finally adopted on June 19, 2003 (#14-03), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$52,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 12. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance providing for the construction of recreational facilities in and by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$1,400,000 therefor and authorizing the issuance of \$1,333,300 bond or notes of the Borough for financing such appropriation", finally adopted on September 18, 2003 (#20-03; supplemented by #13-04), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$1,127,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in

Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 13. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance providing for the construction of a salt storage building in and by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$390,000 therefor and authorizing the issuance of \$371,400 bonds or notes of the Borough for financing such appropriation", finally adopted on April 15, 2004 (#9-04; supplemented by #19-05), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$194,700 shall be issued purpose for the purpose of temporarily financing the improvements or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 14. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance making a supplemental appropriation of \$165,000 for improvement of various roads in and by the Borough heretofore authorized to be undertaken by the Borough of Kinnelon, in the County of Morris, New Jersey, and authorizing the issuance of \$157,000 bonds or notes of the Borough for financing such supplemental appropriation", finally adopted on May 20, 2004 (#10-04), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$56,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 15. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance appropriating \$120,000 and authorizing the issuance of \$114,200 bonds or notes of the Borough for various improvements or purposes authorized to be undertaken by the Borough of

Kinnelon, in the County of Morris, New Jersey”, finally adopted on May 20, 2004 (#11-04), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$42,000 shall be issued purpose for the purpose of temporarily financing the improvements or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 16. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance making a supplemental appropriation of \$200,000 for the construction of recreational facilities in and by the Borough heretofore authorized to be undertaken by the Borough of Kinnelon, in the County of Morris, New Jersey, and authorizing the issuance of \$190,000 bonds or notes of the Borough for financing such supplemental appropriation”, finally adopted on May 20, 2004 (#13-04), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$140,700 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 17. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for various improvements to the water supply and distribution system in and by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$250,000 therefor and authorizing the issuance of \$250,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on June 17, 2004 (#15-04), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$101,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 18. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance appropriating \$548,000, and authorizing the issuance of \$447,000 bonds or notes of the Borough for the acquisition of various equipment by the Borough of Kinnelon, in the County of Morris, New Jersey", finally adopted on April 21, 2005 (#4-05), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$263,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 19. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance making a further supplemental appropriation of \$100,000 for the construction of recreational facilities in and by the Borough heretofore authorized to be undertaken by the Borough of Kinnelon, in the County of Morris, New Jersey, and authorizing the issuance of \$95,000 bonds or notes of the Borough for financing such supplemental appropriation", finally adopted on July 21, 2005 (#18-05), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$34,000 shall be issued purpose for the purpose of temporarily financing the improvements or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 20. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance providing for the improvement of Forestdale Road and Eric Drive in and by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$300,000 therefor and authorizing the issuance of \$249,500 bonds or notes of the Borough for financing such appropriation", finally adopted on May 18, 2006 (#19-05), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$213,000 shall be issued purpose for the purpose of

temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 21. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance appropriating \$260,000, and authorizing the issuance of \$247,500 bonds or notes of the Borough for various improvements or purposes authorized to be undertaken by the Borough of Kinnelon, in the County of Morris, New Jersey", finally adopted on August 18, 2005 (#13-06), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$186,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 22. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance providing for the improvement of various roads in and by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$140,000 therefor and authorizing the issuance of \$133,300 bonds or notes of the Borough for financing such appropriation", finally adopted on May 18, 2006 (#14-06), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$96,400 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 23. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance appropriating \$902,000, and authorizing the issuance of \$856,900 bonds or notes of the Borough for various improvements or purposes authorized to be undertaken by the Borough of Kinnelon, in the County of Morris, New Jersey", finally adopted on June 19, 2008 (#9-08),

Bond Anticipation Notes of the local unit in a principal amount not exceeding \$347,200 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 24. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance appropriating \$443,000, and authorizing the issuance of \$420,850 bonds or notes of the Borough for various improvements or purposes authorized to be undertaken by the Borough of Kinnelon, in the County of Morris, New Jersey", finally adopted on August 20, 2009 (#10-09), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$270,800 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 25. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance providing for the acquisition of a new fire truck by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$480,000 therefor and authorizing the issuance of \$457,000 bond or notes of the Borough for financing such appropriation", finally adopted on December 17, 2009 (#18-09), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$457,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 26. Pursuant to a bond ordinance of the local unit entitled: "Bond ordinance providing for the substantial reconditioning of a fire rescue truck by the Borough of Kinnelon, in the County of Morris, New Jersey, appropriating \$300,000 therefor and authorizing

the issuance of \$285,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on December 17, 2009 (#19-09), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$285,000 shall be issued purpose for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 27. Pursuant to the provisions of Section 40A:2-26 of the Local Bond Law of New Jersey, particularly paragraph (f) thereof and in lieu of the sale of more than one issue of bonds as provided for in said Local Bond Law, the several issues of bonds of this local unit authorized pursuant to bond ordinances of the local unit hereinabove in Sections 1 to 26 described, shall be combined into a single and combined issue of bonds in the principal amount of \$4,141,000.

(a) All notes issued hereunder shall mature at such times as may be determined by the chief financial officer or the treasurer of the local unit (the “Chief Financial Officer”), provided that no note shall mature later than (i) one year from the date of the first note issued hereunder and (ii) three years from the date of the first note issued pursuant to the bond ordinances referred to in Sections 1 to 26 hereof, unless the local unit shall have paid and retired amounts of such notes sufficient to allow it, in accordance with provisions of Section 40A:2-8 of the Local Bond Law, to renew a portion thereof beyond the third anniversary date of the first of such notes;

(b) All notes issued hereunder shall bear interest at such rate or rates as may be determined by the chief financial officer of the local unit; and

(c) The notes shall be in the form prescribed by resolution heretofore adopted by the governing body of this local unit determining the form of Bond Anticipation Notes issued

pursuant to the Local Bond Law, and any such notes shall be signed or sealed by officers of the local unit in any manner permitted by Section 40A:2-25 of said Local Bond Law notwithstanding that said form or resolution may otherwise provide.

Section 28. The Chief Financial Officer of the local unit is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution, and the Chief Financial Officer's signature upon said notes shall be conclusive as to such determinations.

Section 29. The Chief Financial Officer of the local unit is hereby authorized to sell said Bond Anticipation Notes from time to time at public or private sale in such amounts as the Chief Financial Officer may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

Section 30. Any instrument issued pursuant to this resolution shall be a general obligation of the local unit, and the local unit's faith and credit are hereby pledged to the punctual payment of the principal of and interest on said obligations and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 31. The Chief Financial Officer of the local unit is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 32. The Chief Financial Officer of the local unit is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of said notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to said notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to said notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to said notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the local unit, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on said notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 33. All action heretofore taken by Borough officials and professionals with regard to the sale and award of said notes is hereby ratified, confirmed, adopted and approved.

Section 34. This resolution shall take effect immediately.

Upon motion of _____, seconded by _____,

the foregoing resolution was adopted by the following vote:

AYES:

NOES:

JANUARY 20, 2011

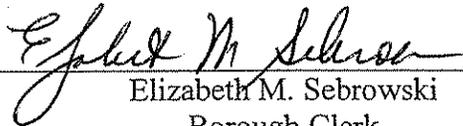
CLERK'S CERTIFICATE

I, **ELIZABETH M. SEBROWSKI**, Borough Clerk of the Borough of Kinnelon, in the County of Morris, New Jersey, **HEREBY CERTIFY** that the foregoing annexed extract from the minutes of a meeting of the Borough Council of said Borough, duly called and held on January 20, 2011, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Borough, and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

I **FURTHER CERTIFY** that the original of each resolution referred to in said extract was after its adoption and in due form and time submitted by me for approval to the Mayor of said Borough, who thereafter duly approved the same and, on January 20, 2011, affixed his signature thereto in token of such approval.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Borough this 20th day of January, 2011.

(SEAL)



Elizabeth M. Sebrowski
Borough Clerk

RESOLUTION 1. 41. 11

AWARD OF FAIR AND OPEN PROFESSIONAL SERVICES
CONTRACT – THE BUZAK LAW GROUP LLC –
SPECIAL INTERIM COUNSEL – AMOUNT NOT TO
EXCEED \$7,500.00

WHEREAS, the Borough desires to retain special Legal Counsel to perform various legal functions as directed by the Governing Body of the Borough; and

WHEREAS, the supplying of legal services is exempt from public bidding as a “Professional Service”; and

WHEREAS, N.J.S.A.40A:11-1 et seq. requires that all contracts be in writing; and

WHEREAS, Counsel has completed and submitted a Business Entity Disclosure Certification which certifies that Counsel has not 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 Counsel from making any reportable contributions through the term of the contract; and

WHEREAS, the Borough has agreed to retain The Buzak Law Group LLC with offices located at 150 River Road, Montville, New Jersey 07045 as Special Legal Counsel for the Borough under the terms and conditions set forth hereinafter.

NOW, THEREFORE, BE IT RESOLVED IN CONSIDERATION OF the mutual covenants and representations herein contained, the parties hereto agree as follows:

1. The Borough agrees to retain The Buzak Law Group, LLC (“Counsel”) as Special Counsel to the Borough for the following:

- a. To act as Special Counsel on behalf of the Borough for the Acquisition of the Weber Tract at the hourly rate of \$130.00 per hour; and
- b. To act as Special Counsel on behalf of the Borough for the conclusion of the Council on Affordable Housing and Highlands matters at the rate of \$200.00 per hour; and
- c. To update the new Borough Attorney on ongoing matters outstanding at the rate of \$150.00 per hour.

2. WHEREAS, this contract has been awarded to Counsel based upon the merits and ability of counsel to provide the legal services as described herein. This contract was not awarded through a “fair and open process” pursuant to N.J.S.A.19:44A-20.4 et seq. As such, The Buzak Law Group LLC does hereby attest that Counsel, its subsidiaries, assigns, or principals controlling in excess of 10% of the company, has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission, pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award that would, pursuant to P.L. 2004 c 19 affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of the contract to any political party committee in the Borough of

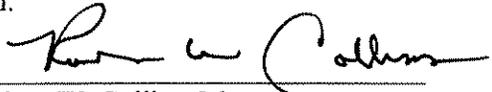
JANUARY 20, 2011

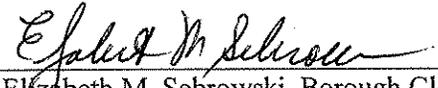
Kinnelon if a member of that political party is serving in an elective public office in the Borough of Kinnelon when the contract is awarded, or to any candidate committee of any person serving in an elective public office of the Borough of Kinnelon when the Contract is awarded.

3. Counsel has complied with the Affirmative Action requirements set forth in N.J.A.C. 17:27-1 et seq. and further agrees to comply with the Affirmative Action requirements set forth in P.L. 1975 c 127 and the regulations adopted thereunder, as set forth in Exhibit A attached hereto and made a part thereof.

WHEREAS, This Agreement shall be for the period effective January 1, 2011 to December 31, 2011 or until such time as the aforementioned matters are completed.

Dated: January 20, 2011


Robert W. Collins, Mayor

Attest: 
Elizabeth M. Sebrowski, Borough Clerk

Certified to be a true copy of a resolutions which was duly passed at the regular meeting of the Kinnelon Mayor and Council held on January 20, 2011.

JANUARY 20, 2011

RESOLUTION 1.42.11

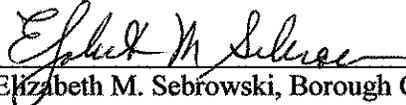
**MOTION TO AUTHORIZE MAYOR TO
COUNCIL 52, AFSCME COLLECTIVE
BARGAINING AGREEMENT**

WHEREAS, the Kinnelon Mayor and Council have reviewed and approved the Collective Bargaining Agreement between the Borough of Kinnelon and Council 52, AFSCME for the years 2011 and 2012; and

WHEREAS, it is necessary for the Mayor to sign said Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Kinnelon Mayor and Council the Mayor of the Borough is hereby authorized to execute the 2011 – 2012 Collective Bargaining Agreement between the Borough of Kinnelon and Council 52, AFSCME.

Dated: January 20, 2011


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION 1.43.11

AUTHORIZATION FOR MAYOR TO
SIGN CITI SMITH BARNEY ACCOUNT
APPLICATION FORM – FELKAY

WHEREAS, in May of 1993, a Citi Smith Barney Account was opened in the name of Borough of Kinnelon as Performance Guarantee for South Glenn Section 1 and 2: and

WHEREAS, Glenn L. Sisco, Mayor of the Borough was the contact designee on said Account; and

WHEREAS, in an effort to update the records on this account due to the retirement of said Mayor, updated forms are necessary; and

WHEREAS, it is necessary for the Mayor to sign on behalf of the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Kinnelon Mayor and Council, that Robert W. Collins, Mayor, is hereby authorized to sign said agreement with Citi Smith Barney; and

BE IT FURTHER RESOLVED that Robert W. Collins, Mayor, is authorized to sell, assign and endorse for transfer, certificates representing stocks, bonds or other securities now registered or hereafter registered in the name of the Borough of Kinnelon a Municipal Corporation.

Dated: 1/20/2011


Elizabeth M. Sebrowski, RMC, Borough Clerk

connection with the acquisition of Block 11, Lot 204 as specifically outlined in the proposal submitted to the Borough dated January 17, 2011 by Marc G. Walker, P.E.

2. Dykstra Walker shall be compensated at the rate as provided in the Proposal for a total contract amount not to exceed One Thousand Five Hundred Dollars (\$1,650.00).

3. The contract with said surveying firm is for professional services and exempt from the bidding requirements under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.

4. The award is also subject to compliance with the Equal Employment Opportunity Requirements pursuant to N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27.

5. The Mayor and Borough Clerk, together with all appropriate officers, employees, professionals and staff of the Borough are hereby authorized and directed to take all steps necessary to effectuate the purposes of this Resolution.

6. It is hereby directed that Notice of Award of this Contract shall be published once in the official designated newspaper of the Borough within ten (10) days of the date hereof.

7. This resolution shall take effect immediately.

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

UPGRADE OF LIBRARY AUDIO VISUAL SYSTEM THROUGH DONATIONS

A motion was made by Councilman A. SanFilippo to allow the Kinnelon Public Library to Upgrade the Library Audio Visual System through donations. This motion was seconded by Councilman D. O'Dougherty.

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

Upon motion by Councilman S. Cobell and seconded by Councilman A. SanFilippo the following resolution was offered for approval.

RESOLUTION 1.45.11 –

**A RESOLUTION AUTHORIZING
REPLACEMENT COVERAGE FOR THE
ACCIDENT & SICKNESS POLICY
COVERING THE KINNELON
VOLUNTEER FIRE
DEPARTMENT**

WHEREAS, the Borough of Kinnelon provides additional protection through an Accident & Sickness policy to the volunteers of the Kinnelon Volunteer Fire Department; and

JANUARY 20, 2011

WHEREAS, the Borough's Risk Management Consultant has solicited proposals to the coverage formally provided through QBE that expired with the change in property and casualty coverage effectuated by the Borough and specifically, Volunteer Firefighters Insurance Services Trust (VFIS), an "A" rated carrier specializing in benefit program for volunteer firefighters provided an alternative quotation; and

WHEREAS, the analysis provided by the Risk Management Consultant illustrates notable benefit enhancements through the VFIS proposal at a savings to the Borough over the expiring policy, and includes a three (3) year rate guarantee from VFIS, thereby ensuring budget stability for this line of coverage.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Kinnelon, County of Morris, the Risk Management Consultant is hereby authorized and directed to secure the Accident & Sickness Policy illustrated in the RMC's comparative analysis, under the terms and conditions represented in the illustration, which is made a part of this Resolution, effective January 1, 2011; and

BE IT FURTHER RESOLVED, the Mayor and Borough Clerk are authorized to execute any and all documents associated with the level of benefits illustrated; and

BE IT FURTHER RESOLVED, the contract award for the insurance proposal is to a duly licensed and admitted Insurance Company within the State of NJ and therefore, such award is exempt from the requirements set forth by P.L. 2004, Chapter 19 (as amended by P.L. 2005, c.51) N.J.S.A.19:44A-20.5 et seq.

BE IT FURTHER RESOLVED, a certified copy of this Resolution shall be forwarded to PIA Security Programs, 429 Hackensack Street, P.O. Box 818 Carlstadt, NJ, Health Benefits Consultant to the Borough.

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

DISTRICT SCHOOL

On motion of Councilman R. Mondello, and seconded by Councilman J. Freda, followed by the "yes" roll call vote of all Council Members present the payment of \$2,719,170.50 to the District School when funds become available was approved for payment.

RESIGNATION

Upon motion of Councilman J. Freda, second by Councilman S. Cobell, followed by the "yes" roll call vote of all Council Members present, the resignation of Anthony Sanducci from the Board of Health was approved with the Mayor and Council's regrets.

Upon motion of Councilman J. Freda, second by Councilman S. Cobell, followed by the "yes" roll call vote of all Council Members present, the resignation of Jeff Derwin from the Environmental Commission was approved with the Mayor and Council's regrets.

JANUARY 20, 2011

APPOINTMENTS:

Upon motion of Councilman A. SanFilippo, and seconded by Councilman S. Cobell, followed by the "yes" roll call vote of all Council Members present, the appointment of Councilman Ron Mondello as the Council Representative to the Morris County Community Revenue Sharing Committee was approved.

Upon motion of Councilman J. Freda, second by Councilman R. Mondello, followed by the "yes" roll call vote of all Council Members present, the appointment of Rick Millis to the Recreation Commission was approved.

Upon motion of Councilman A. SanFilippo, second by Councilman D. O'Dougherty, followed by the "yes" roll call vote of all Council Members present, the appointment of Angela Morroccoli to the Board of Health was approved.

Upon motion of Councilman A. SanFilippo, second by Councilman D. O'Dougherty, followed by the "yes" roll call vote of all Council Members present, the appointment of Joshua Paul, David Bosefski, Christopher Franks and John VanDerEems to the Kinnelon Volunteer Fire Company was approved..

Upon motion of Councilman A. SanFilippo, second by Councilman D. O'Dougherty, followed by the "yes" roll call vote of all Council Members present, the appointment of Bryan Merlucci as a Junior member of the Kinnelon Volunteer Fire Company.

TAX COLLECTOR'S REPORT

During the month of December, 2010 the Tax Collector's Report indicates we collected \$511,671.58 in taxes.

ADJOURNMENT

This meeting adjourned at approximately 8:45 p.m. on motion by Councilman J. Freda and seconded by Councilman R. Mondello with the unanimous affirmative voice vote of all present.

Respectfully submitted,


Elizabeth M. Sebrovski, Borough Clerk


Robert W. Collins, Mayor

cc: Mayor
All Councilmen
Police Dept.
Public Works Dept.
Attorney
Engineer
Auditor