

**MEETING TO ORDER**

The regular meeting of the Kinnelon Borough Governing Body was called to order by Mayor Robert W. Collins at 8:00 p.m., on Thursday, July 18, 2013 in the Kinnelon Municipal Building.

There was a Salute to the Flag, after which the Acting Borough 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, 2013 edition of the Trends and was provided to the Star Ledger, Daily Record and the North Jersey Herald News. Adequate notice was also posted on the municipal building bulletin board, filed with the Acting Borough Clerk and provided to those persons or entities requesting notification.

**ROLL CALL:**

The roll was called and present and answering were Councilpersons, Daniel O'Dougherty, Gary Moleta, Stephen Cobell, Carol Sventy and Ronald Mondello. Absent was Councilman James Freda.

**TREASURER'S REPORT**

The Treasurer's Report for June 2013 indicated we started out with cash on hand as of June 1, 2013, in the amount of \$3,806,587.05. Receipts for the month of June totaled \$908,005.04 with disbursements amounting to \$3,613,130.56. The balance on hand as of June 30, 2013 was \$1,101,452.53.

Upon motion by Councilwoman C. Sventy and seconded by Councilman G. Moleta with the affirmative voice vote of all council members present, the Treasurer's Report was accepted as read.

Roll Call:

D. O'Dougherty, Yes;	S. Cobell, Yes;
G. Moleta, Yes;	C. Sventy, Yes;
	R. Mondello, Yes.

**MAYOR'S REPORT**

Mayor Collins thanked the Kinnelon Library for acting as our primary cooling center. Harry Hicks was present at the Mayor and Council meeting who is our OEM coordinator, and was working with the police department for establishing our cooling center. The Kinnelon Municipal Building was acting as an overflow if needed for the cooling center.

Mayor Collins mentioned that at our workshop held on July 11<sup>th</sup> he touched on the subject of potentially passing a resolution to add a non-binding referendum on the use of funds from the Open Space and Recreation Trust Fund for the installation of turf fields within the Borough. Mayor Collins also added that he thought it was appropriate for the public to have a voice on this issue. Four members of the council did not think that the recommendation was something they were in favor of. Councilwoman Carol Sventy and Councilman Gary Moleta were in support of the referendum. Mayor Collins stated that it was discussed that a question will be placed on the town-wide survey in the fall so that the general public will still have an input on turf fields.

Mayor Collins also mentioned that our CFO was asked to reach out to our insurance broker to secure an assessment of the fields. Good news was reported back and he did not have any recommendations. The Mayor stated this does not mean that we are not moving forward to improve the fields. The borough has invested some money in repairing the field behind the municipal building.

Mayor Collins mentioned that Aileen Florio put together a project with the 6<sup>th</sup> graders. A brochure was developed on Kinnelon. This project was very successful. Mayor Collins also mentioned that we are moving forward with Forge Road. This work will begin in late August.

**RECREATION**

Mayor Collins asked if there were any reports for Councilman James Freda in his absent. Hearing none, Mayor Collins moved to Public Works & Utility, Councilman O'Dougherty.

**PUBLIC WORKS & UTILITY**

Chairman Daniel O'Dougherty reported on construction. For the month of June 2013 there were 69 new permits issued as well as 5 permits updated. There were no new permits issued for new single-family dwelling. \$14,781.00 was collected in permit fees and the total reported construction was \$450,500.00.

Councilman O'Dougherty reported that DPW installed 20 feet of pipe and French drains under Fayson Lakes Road. DPW is currently cleaning catch basins in Boonton Township under a shared service agreement. 15 ton of asphalt was put down Voorhees Road for patching potholes and road edges due to residents' complaints. The catch basin repair program had repaired 20 basins in the past month with approximately 35 more to be completed. DPW graded all emergency roads with shoulder stone. They also removed dead oak trees in the Borough's right of way on Birchwood Trail and Brook Valley Road.

Councilman O'Dougherty mentioned that in August we will be paving Fayson Lake Road and hopefully Miller Road.

Councilman O'Dougherty mentioned that Councilwoman Carol Sventy on the Coordinating Committee had not met with the Board of Education in reference to the turf field. Hopefully this will happen soon.

**PUBLIC SAFETY**

Chairman Gary Moleta reported on Sustainable Jersey. One of the members had resigned and the committee will be looking for new members. Carol Vreeland has reached the goal of points allowing the borough to look into grants for the town perhaps for solar panels on the DPW garage and other areas in town.

Councilman Moleta reported that the Kinnelon Police Department are very undermanned. There are a total of 16 officers with two out on disability covering a town of 19 square miles.

Councilman Moleta reported on the Fayson Lakes Road, speed limit which is currently 35mph. the council will be introducing Ordinance 4-13 reducing the speed limit to 25mph. The Junior Police Academy graduation will be held on Friday July 19<sup>th</sup> at 2:00 p.m. Also 4 new digital towers were installed to improve radio communication.

Councilman Moleta reported that Kinnelon received three generators through FEMA application. FEMA /Sandy Assistance Program Remuneration was reviewed for additional reimbursement Superintendent John Whitehead completed this. He also mentioned that every municipality has an Annual Emergency Response Exercise with the Kinnelon Community Emergency Response Team. We will be also reviewing the Special Needs Program; this is for residents that need assistance when there is a storm or the power is out. Kinnelon's website is being reviewed and changes are being made to have it more user friendly.

We also will be having a meeting in the near future with the residents of Kinnelon and the Ordinance Committee in regard to the CCO ordinance. This meeting will be held on October 3<sup>rd</sup> at 7:00 pm.

**FINANCE**

Councilman Stephen Cobell reported that the finance committee will be meeting next month to review the actual spending versus the budget to see if any adjustments have to be made going forward. The estimated tax bills have gone out. Councilman Cobell mentioned that the state is going to make changes on the funding's we

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receive then the Open Space Tax will be delayed until next year. The amount we receive has been frozen for the last couple of years.

### **COORDINATING & OPEN SPACE**

Chairwoman Carol Sventy reported that the Board of Education's hiring for the district is almost complete. The American Legion NJ Boys State was held June 16-21 at Rider University. Post 154 from Butler sponsored 3 boys from the Tri-Boro area, 1 from Butler, Bloomingdale and Kinnelon. There were close to 1,000 boys in attendance. Jason DeAlessi, of Kinnelon High School was elected Speaker of the Assembly. There was also an American Legion Girls State held in New Jersey; unfortunately there was no one from our High School.

Councilwoman Sventy spoke on the Historical Commission's \$205,000 grant that has been awarded by the County Historic Committee. This will be the first phase. The Open Space Trust Fund will match \$54,000. The commission's garage sale that was held in June was a great success earning them over \$1,000.00. Nina Mickey resigned from the Environmental Commission and they will now have a vacancy to fill. Members of the environmental committee took it upon themselves to make the necessary copies of the ERI to complete the ANJEC Grant requirements.

The Open Space Advisory Committee; had no meeting in July due to a lack of quorum. Vanessa Smalley has resigned from the committee, leaving a vacancy to be filled. The Weber Site Hike explored property for the purpose of planning and determining trails. They will reach out to the Morris County Park Commission to coordinate trail building efforts in regards to Silas Condict Park.

### **PERSONNEL & ORDINANCE**

Chairman Ronald Mondello mentioned that there will be a number of changes to the personnel hand book specifically criminal back ground checks, medical benefits, eye care, buy back of vacations days and military leave. These changes have been circulated to the personnel committee and will be reviewed.

Councilman Mondello spoke on the Ordinance Committee; they will be meeting on October 3<sup>rd</sup> at 7:00 p.m. to discuss the Certification of Occupancy Ordinance. The committee is also working on the Tree Ordinance. The Mayor and Council will be passing two Liquor Ordinance that are on the agenda.

### **HEARING FROM THE PUBLIC**

The Mayor then opened the meeting to the public to anyone who wished to speak.

~~Mr. Victor Oburg, 6 Stonybrook Trail, Kinnelon asked a question of Councilman D. O'Dougherty~~ regarding the widening of Fayson Lakes Road. His concerns were on the Bike Path, and will the town be widening the road for the safety of the Bikers. Councilman O'Dougherty responded that no it is not in the plan. He said that homeowners' septic systems are at the edge of the roadway. It has been deemed safe by our D.O.T. experts. Councilman O'Dougherty stated that the county gave us a grant so that the bike path must stay in place. Councilman Cobell mentioned that when the new signs are in place, they will also paint new striping on the road which will reflect with the car headlights.

Jo-Sippie Gora, 4 Dogwood Trail, Kinnelon had two concerns on the artificial turf fields. She would like it on record that even the professional players do not like to play on artificial turf fields. Ms. Gora did research on the field and spoke her concerns to the council. She said that when it's hot out the fields are twice as hot, which can lead to more muscle strains, the threat of bacterial infections, and turf burns. There is also long term cost. A field is good for only 8 to 10 years. Disposal of turf fields also has a high cost. Ms. Gora left with the council information on Synthetic Turf Playing Fields Dangers. Ms. Gora stated that she does not think this is a good

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investment for the town and is concerned for the health of the children. Ms. Gora also mentioned that she does not want to spend the money on turf field. She doesn't feel that it's worth it.

Mayor Collins mentioned to Ms. Gora that the council has not made decision on moving forward with turf field. We would still have to go through DEP, Highlands and Storm Water Management. Once again the council has not made any decision we would like to hear the public's opinion of turf fields. The council is going through the benefits and attractions are. Mayor Collins mentioned that the fields are over used and we need to look at what some of the solutions would be. He stressed that the council has not committed dollars to a project without letting the public joining in on the conversion.

Councilman R. Mondello mentioned although the bill has passed the Assembly it remains with the Senate and is very concerned that if you add another exemption to the Highlands list that opens Pandora's box. For many years we have been looking for a solution.

Avery Hart, 5 Cherry Tree Lane, Kinnelon stated that she thinks you will find the report that Ms. Gora gave to the council will be very interesting reading and invited the councilmembers to check out four other reports on the Kinnelon Conserves Website. There are reports from sports doctors and others in the medical field. Ms. Hart stated that she is very concerned about the artificial turf and other issues. The town is very concerned on this issue, they do not want their children hurt.

Mayor Collins thanked Kinnelon Conserves for taking the time and researching turf.

Mary Derstine, 14 Birch Road, Kinnelon stated that she feels strongly that the natural grass is so much better because of all the toxins that come out and the dog and other animals that do their business on the field. The most important thing that hit her mind were concussions. Her biggest concern is the safest and natural field that we can have in this town.

Camille Gains-Kissane, 39 Wilshire Terrace, Kinnelon stated that she strongly agrees with the articles that are on the Kinnelon Conserves Website. She is a registered nurse and knows the kinds of injuries that happen from a turf field. Ms. Kissane also asked if there is any property in town where a community garden/ballfield could be placed

David Armstrong, 2 Shadyside Terrace, Kinnelon, said that he is in favor of artificial turf. Mr. Armstrong has played on natural and artificial and said injuries can occur on both. Kids can get injured on the existing natural grass fields that have divots.

George Melada, 4 Fawn Hill Run, Kinnelon stated that artificial turf is more prone to cause injuries. Both his son and his friend have been playing on artificial turf and have complained of sore ankles, but do not have the same complaints after playing on natural grass.

Elizabeth Koch, 4 Cliff Trail, Kinnelon stated that a town in Connecticut had gone completely organic on their fields. This field does not require any chemical pesticide or fertilizer treatment and is healthier than regular grass. They are saving money by going organic. Ms. Koch also stated that she knows that are school population is decreasing and possibly they will not be as overused in the future.

Councilman R. Mondello had one request; that the next project could be what 10 years from now what this is doing (holding up his cell phone). Councilman Mondello's father passed away from Astra Stoma which is one of the worst brain tumors. Maybe this is the next project.

Mayor Collins thanked the public. He said Kinnelon can have a difference of opinion but we have never had shouting and screaming. People have always come before the Mayor and Council with respect. Mayor Collins said that he is very proud to be the Mayor. On behalf of the council Mayor Collins thanked everyone.

Councilman D. O'Dougherty thanked Kinnelon Conserves for coming out.

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Check Register By Check Date

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Range of Checking Accts: First to Last Range of Check Dates: 06/21/13 to 07/18/13  
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

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10104	07/03/13	PER01 KAREN PERRY	264.97		4436
10105	07/03/13	SCH05 JOHN SCHWARTZ	149.99		4436
10106	07/18/13	AC A.C. DAUGHTRY INC.	303.03		4437
10107	07/18/13	ACC04 ACC BUSINESS	341.80		4437
10108	07/18/13	ACT04 ACTION DATA SERVICES	357.38		4437
10109	07/18/13	AIA01 AIA CORPORATION	1,397.00		4437
10110	07/18/13	AJ01 AJ'S pizza	365.00		4437
10111	07/18/13	ALL04 ALLIED OIL COMPANY	11,291.46		4437
10112	07/18/13	ALL17 ALL PURPOSE ELECTRIC	239.80		4437
10113	07/18/13	ANJ02 ANJR	180.00		4437
10114	07/18/13	AUTO3 AUTO KING RADIATOR EXCHANGE	1,450.00		4437
10115	07/18/13	AWA01 AWARENESS PROTECTIVE	1,605.00		4437
10116	07/18/13	BAR21 BARTLETT TREE EXPERTS	739.00		4437
10117	07/18/13	BER05 CHRISTOPHER & KAREN BERNHARDT	5,646.62		4437
10118	07/18/13	BLO01 BLOOMINGDALE FLORIST	175.00		4437
10119	07/18/13	BOR BOROUGH OF BUTLER	48,105.00		4437
10120	07/18/13	BOR01 BOROUGH OF BUTLER ELECTRIC	6,475.79		4437
10121	07/18/13	BOR11 BOROUGH OF BLOOMINGDALE	65,579.00		4437
10122	07/18/13	BOR15 BOROUGH OF KINNELON	567,299.00		4437
10123	07/18/13	BOR16 BOROUGH OF KINNELON	29,500.00		4437
10124	07/18/13	BUL02 BULB DEPOT	1,216.14		4437
10125	07/18/13	BUR02 CHRISTOPHER BURNS	101.00		4437
10126	07/18/13	CAB01 CABLEVISION	414.90		4437
10127	07/18/13	CABLEVIS CABLEVISION	1,000.00		4437
10128	07/18/13	CER04 CERTIFIED LABORATORIES	1,475.92		4437
10129	07/18/13	CIR01 CIRCLE AUTO PARTS INC.	28.72		4437
10130	07/18/13	CIT03 CIT-E-NET	3,550.00		4437
10131	07/18/13	CRE05 CREATIVE PRODUCT SOURCING INC	940.75		4437
10132	07/18/13	DAN08 DANA M D'ANGELO	750.00		4437
10133	07/18/13	DAR01 DARMOFALSKI ENGINEERING ASSOC.	3,000.00		4437
10134	07/18/13	DEB03 DE BLOCK ENVIRONMENTAL SERVICE	7,354.41		4437
10135	07/18/13	DEL08 DELTA DENTAL OF NEW JERSEY INC	3,931.17		4437
10136	07/18/13	DEPART Department of Treasury	5.00		4437
10137	07/18/13	DEV03 SEAN M DEVINE	26.00		4437
10138	07/18/13	DIL01 DEAN DI LAURA	300.00		4437
10139	07/18/13	DIN03 DINOSAURS ROCK	995.00		4437
10140	07/18/13	EAG01 EAGLE POINT/TJ MORRIS & SON	487.14		4437
10141	07/18/13	ECO02 ECONOMY HANDICRAFTS	1,767.11		4437
10142	07/18/13	EDM01 EDMUNDS AND ASSOCIATES	1,269.20		4437
10143	07/18/13	ETD01 ETD DISCOUNT TIRE CENTERS, INC	124.90		4437
10144	07/18/13	FAL03 FALCON AUTO PARTS INC	312.70		4437
10145	07/18/13	FAV01 RALPH M. FAVA, ATTORNEY AT LAW	3,250.00		4437
10146	07/18/13	FIS01 JOE FISCHER	1,045.00		4437
10147	07/18/13	FOR04 FORD MOTOR CREDIT COMPANY	1,495.85		4437
10148	07/18/13	GIL03 GILBY'S SCREEN PRINTING	507.00		4437
10149	07/18/13	GRA02 GRAMCO	66.70		4437
10150	07/18/13	HAW03 HAWTHORNE AUTOMOBILE SALES CO.	239.96		4437
10151	07/18/13	HOM02 HOME DEPOT CREDIT SERVICE	267.34		4437

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
GENERAL		General Account			Continued
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10153	07/18/13	IND03 INDUSTRIAL APPRAISAL COMPANY	175.00		4437
10154	07/18/13	INS01 INSTITUTE FOR PROV. DEVELOPM'T	99.00		4437
10155	07/18/13	IPG IPG Telecom Inc.	50.00		4437
10156	07/18/13	JER03 JERSEY PAPER PLUS	28.00		4437
10157	07/18/13	JES01 JESCO, INC.	517.18		4437
10158	07/18/13	JON08 JOHN'S HOME & GARDEN CENTER	849.77		4437
10159	07/18/13	KEN02 JAMES P. KENAH	520.00		4437
10160	07/18/13	KIM02 LISA KIMKOWSKI	125.00		4437
10161	07/18/13	KIN08 KINNELON VOLUNTEER FIRE CO.	6,000.00		4437
10162	07/18/13	KIN09 KINNELON BOARD OF EDUCATION	2,855,395.50		4437
10163	07/18/13	LOE01 LOEFFELS WASTE OIL SERVICE	60.00		4437
10164	07/18/13	MAD03 LAW OFFICE OF MARK D. MADAI0	8,475.09		4437
10165	07/18/13	MCANJ MCANJ	100.00		4437
10166	07/18/13	MCD01 PATRICK MC DONNELL	197.02		4437
10167	07/18/13	MCI01 MCI EASTERN SECURITY	165.00		4437
10168	07/18/13	MCI02 MCI COMM SERVICE	12.50		4437
10169	07/18/13	MOR21 MORRIS COUNTY M.U.A.	28,560.84		4437
10170	07/18/13	MOR42 THE LAND CONSERVANCY OF NJ	2,750.00		4437
10171	07/18/13	MOR52 MORRIS MUNICIPAL JOINT INS	161,561.31		4437
10172	07/18/13	NES01 NESTLE PURE LIFE DIRECT	132.75		4437
10173	07/18/13	NJD07 NJ DEPT HEALTH & SENIOR SERV	24.60		4437
10174	07/18/13	NJP06 NEW JERSEY PUBLIC	99.00		4437
10175	07/18/13	NORO2 NORTH JERSEY NEWSPAPER	726.64		4437
10176	07/18/13	ONE02 One Call Concepts, INC.	136.24		4437
10177	07/18/13	ORG01 ORGANIC WASTE SOLUTIONS	90.00		4437
10178	07/18/13	OXF01 OXFORD HEALTH PLANS	71,092.01		4437
10179	07/18/13	PBM01 PBM SUPPLY COMPANY	154.70		4437
10180	07/18/13	PEI01 PEIRCE/ EAGLE EQUIPMENT	365.65		4437
10181	07/18/13	PEQ02 PEQUANNOCK TOWNSHIP	41,053.50		4437
10182	07/18/13	PIT02 PITNEY BOWES, INC.	1,152.00		4437
10183	07/18/13	POM01 POMPTON PLUMBING & HEATING CO,	132.37		4437
10184	07/18/13	PRI06 PRIME UNIFORM SUPPLY, INC	421.90		4437
10185	07/18/13	PRO15 PROFESSIONAL INSURANCE	7,620.82		4437
10186	07/18/13	PSE01 P.S.E. & G.	223.68		4437
10187	07/18/13	RAC02 RACHLES/MICHELE'S OIL CO., INC	4,725.73		4437
10188	07/18/13	RIV06 Riverdale Environmental	2,400.00		4437
10189	07/18/13	RIZ01 RIZZO'S REPTILE DISCOVERY LLC	1,220.00		4437
10190	07/18/13	ROU01 ROUTE 23 AUTO MALL	855.24		4437
10191	07/18/13	ROY01 ROYAL COMMUNICATIONS INC.	361.65		4437
10192	07/18/13	RUD01 RUDGE TOWING & RECOVERY	90.00		4437
10193	07/18/13	RYA03 JACK RYAN	500.00		4437
10194	07/18/13	SAN03 Tony Sanchez, LTD	244.44		4437
10195	07/18/13	SAR05 ANTHONY C. SARTORI	483.33		4437
10196	07/18/13	SER03 AL SERPINETO	26.00		4437
10197	07/18/13	SHE03 SHERWIN WILLIAMS CO.	381.90		4437
10198	07/18/13	SIE02 THOMAS SIENICKI	26.00		4437
10199	07/18/13	SM01 GARRY & LYNN C SMITH	3,005.10		4437
10200	07/18/13	SMA01 SMART STOP STATE RT 23	276.00		4437
10201	07/18/13	SMI02 SMILE MAKERS	36.96		4437
10202	07/18/13	SMO01 SMOKE RISE CLUB	55,658.08		4437
10203	07/18/13	SPO05 SPOT-A-WAY	225.00		4437

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
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10206	07/18/13	SUB03 SUBURBAN DISPOSAL	35,500.01		4437
10207	07/18/13	THY01 THYSSENKRUPP ELEVATOR	1,330.37		4437
10208	07/18/13	TIL01 TILCON NEW YORK INC.	770.92		4437
10209	07/18/13	TRA05 TRADITIONAL OKINAWAN KARATE	225.00		4437
10210	07/18/13	TRE02 TREASURER, STATE OF NEW JERSEY	200.00		4437
10211	07/18/13	TRI13 TRI COUNTY YOUTH FOOTBALL LEAG	7,740.00		4437
10212	07/18/13	TUR06 TURN OUT UNIFORMS	488.86		4437
10213	07/18/13	VER06 VERIZON WIRELESS	224.98		4437
10214	07/18/13	VFI01 VFIS BENEFITS DIVISION	721.24		4437
10215	07/18/13	XTR01 XTREME GRAPHICS LLC	490.00		4437
10216	07/18/13	ZAP01 ZAPHYR LLC	1,500.00		4437

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
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Direct Deposit:	0	0	0.00	0.00
Total:	<u>114</u>	<u>0</u>	<u>4,161,902.07</u>	<u>0.00</u>

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	114	0	4,161,902.07	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	<u>114</u>	<u>0</u>	<u>4,161,902.07</u>	<u>0.00</u>

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Fund Description	Fund	Budget Total	Revenue Total
CURRENT FUND APPROPRIATIONS	2-01	12,359.89	0.00
WATER FUND	2-05	<u>121.35</u>	<u>0.00</u>
Year Total:		12,481.24	0.00
CURRENT FUND APPROPRIATIONS	3-01	3,496,051.74	0.00
WATER FUND	3-05	116,281.80	0.00
SEWER FUND	3-07	<u>1,354.41</u>	<u>0.00</u>
Year Total:		3,613,687.95	0.00
	C-04	467,439.00	0.00
DOG TAX	D-13	1,255.87	0.00
STATE AND FEDERAL GRANTS	G-02	1,199.47	0.00
	I-14	750.00	0.00
	M-22	10,500.00	0.00
RECREATION SPECIAL	R-16	23,760.02	0.00
CLERK SPECIAL	S-20	25,000.00	0.00
	V-27	3,495.69	0.00
RECYCLE FUND	Y-21	2,332.83	0.00
Total of All Funds:		<u>4,161,902.07</u>	<u>0.00</u>

John Sventy, 18 Ridge Trail, Kinnelon stated that Kinnelon had two referendums in the past and both times were voted down. The comments that were made tonight reflect those referendums. This would be a very miscarriage of justice if Kinnelon undertakes the project without going through the referendum again. He also asked how cost effective this is going to be. Mr. Sventy stated that no numbers have been presented on either side. The public should know what the installation and maintenance costs versus a natural field are. If the council wants the public's support a better plan is needed.

Mayor Collins stated that he just wanted to assure the public that the borough has never moved ahead on a project without utilizing its professionals. Part of the process is to speak with the engineers and other professionals to insure that the council understands the cost of a project before moving forward.

Councilman Cobell addressed Mr. Sventy's point. There were two referendums in town; one was by the school because they were required to when they spend money on turf field and it was defeated. The other referendum was to amend our Open Space Ordinance to allow money to be used for maintenance and had nothing to do with turf field. Councilman Cobell spoke on Mr. Sventy other point. The council has no plans to do anything at this point, under the Highlands the borough can't do anything. Councilman Cobell stated that before anything can be done, it will be open to the public.

Mr. Randall Charles, 69 Green Hill Road, Kinnelon stated that we need to address everyone. It is very important what is going on. How do we do this, the cost and long term? Mr. Charles suggested putting together an oversight committee. The options need to be explored

Mayor Collins thanked everyone for coming out and closed this portion of the meeting to public.

**PAYMENT OF BILLS AS SUBMITTED BY THE TREASURER**

A motion was offered by Councilman G. Moleta and seconded by Councilman D. O'Dougherty for the payment of bills dated July 18, 2013.

RESOLVED that the bills as listed and presented by the Treasurer, approved by the Finance Committee and shown on pages of these minutes, be authorized for payment:

Roll Call:

D. O'Dougherty, Yes;  
G. Moleta, Yes;

S. Cobell, Yes;  
C. Sventy, Yes;  
R. Mondello, Yes.

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RESOLUTION 7.02.13

CHAPTER 159 TO ADD  
SOLID WASTE ADMINISTRATION  
CLEAN COMMUNITIES GRANT  
FUND TO THE 2013  
MUNICIPAL BUDGET

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any country or municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount;

SECTION 1.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Kinnelon hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget year 2013 which item is now available as a revenue from

MISCELLANEOUS REVENUES

State and Federal Revenues Offset with appropriations:

Solid Waste Administration, Clean Communities Grant \$19,794.96

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$19,794.96 be and the same is hereby appropriated to general Appropriations.  
Excluded from the Cap and under the caption:

General Appropriations

(A) Operations excluded from the Caps  
State and Federal Programs Offset by Revenues:

~~Solid Waste Administration, Clean Communities Grant \$19,794.96~~

SECTION 3.

BE IT FURTHER RESOLVED that a certified copy of this resolution be filed in the Office of the Director of Local Government Services.

DATED: 7-18-13

  
Karen M. Iuele,  
Acting Borough Clerk

ORGANIZATION NAME PAYMENT FOR	TELEPHONE #	DOCUMENT #	ACCOUNT NUMBER	AMOUNT
SOLID WASTE ADMINISTRATION FY2013 CLEAN COMMUNITIES GR	609-984-7744	4900CC15613	4900-765-042-4900-004-V42Y-6020	1979496
QUESTIONS SHOULD BE DIRECTED TO APPROPRIATE STATE ORGANIZATION LISTED ABOVE. TOTAL				1979496

CHECK NUMBER 0T0001422749 DATE 05/09/13 PAYEE KINNELON BORO  
 OMB022 (REV. 01/26/2010) DETACH BEFORE CASHING CHECK AND RETAIN AS EVIDENCE OF PAYMENT

REMOVE DOCUMENT ALONG THIS PERFORATION



Department Of The Treasury  
 STATE OF NEW JERSEY  
 Trenton, New Jersey 08625-0221  
**CLEAN COMMUNITIES ACCOUNT FD**

CHECK NUMBER  
**T 0001422749**  
 DATE: MAY 09, 2013  
 VOID 180 Days After This Date

**PAY** *Nineteen Thousand Seven Hundred Ninety Four and 96/100 Dollars*

\$ \*\*\*\*\*19,794.96

2000031126744  
 WELLS FARGO BANK, N.A.

To The  
 Order Of: **KINNELON BORO**  
 MUNICIPAL BLDG  
 130 KINNELON RD  
 KINNELON NJ 07405

Audited, Allowed and Payment Warranted  
*Charles M. Hoffbauer*  
 DIRECTOR  
 Payment Directed  
*AK S*  
 STATE TREASURER

⑈0001422749⑈ ⑆121000248⑆ 2000031126744⑈

*Chp 159*

**STATE OF NEW JERSEY**  
 Department of the Treasury  
 New Jersey Comprehensive Financial System  
 PO BOX 221  
 Trenton, NJ 08625-0221

### Payment Details

<b>Vendor Name:</b>	KINNELON BORO
<b>Vendor Code:</b>	XXXXX2565(00)
<b>Payment Type:</b>	Check
<b>Check Number:</b>	0001422749
<b>Payment Date:</b>	Thursday, May 9, 2013
<b>Check Total:</b>	\$19,794.96

### Payment Line Details

<b>Trans Code:</b>	UA
<b>Voucher Agency:</b>	ENVIRONMENTAL PROTECTION
<b>Voucher Number:</b>	4900CC15613
<b>Payee Reference:</b>	FY2013 CLEAN COMMUNITIES GRANT
<b>Line Number:</b>	01
<b>Line Amount:</b>	\$19,794.96
<b>Disbursed Amount:</b>	\$19,794.96

### Additional Information

<b>Budget Fiscal Year:</b>	2013
<b>Fund:</b>	765
<b>Agency:</b>	ENVIRONMENTAL PROTECTION
<b>Organization:</b>	SOLID WASTE ADMINISTRATION
<b>Appr Unit:</b>	004
<b>Object:</b>	6020
<b>Revenue Source:</b>	N/A
<b>Purchase Order #:</b>	N/A
<b>Contract Number:</b>	N/A

**STATE OF NEW JERSEY**  
 Department of the Treasury  
 New Jersey Comprehensive Financial System  
 PO BOX 221  
 Trenton, NJ 08625-0221

### Payment Details

<b>Vendor Name:</b>	KINNELON BORO TREASURER
<b>Vendor Code:</b>	XXXXX2565(99)
<b>Payment Type:</b>	ACH
<b>Check Number:</b>	1304293315
<b>Payment Date:</b>	Monday, April 29, 2013
<b>Check Total:</b>	\$710.45

### Payment Line Details

<b>Trans Code:</b>	AV
<b>Voucher Agency:</b>	COMMUNITY AFFAIRS
<b>Voucher Number:</b>	8017FS24149
<b>Payee Reference:</b>	1415-001 2ND QTR LEA REBATE
<b>Line Number:</b>	01
<b>Line Amount:</b>	\$710.45
<b>Disbursed Amount:</b>	\$710.45

### Additional Information

<b>Budget Fiscal Year:</b>	2013
<b>Fund:</b>	100
<b>Agency:</b>	COMMUNITY AFFAIRS
<b>Organization:</b>	DIV OF FIRE SAFETY
<b>Appr Unit:</b>	040
<b>Object:</b>	6120
<b>Revenue Source:</b>	N/A
<b>Purchase Order #:</b>	N/A
<b>Contract Number:</b>	N/A

RES. # 7.03.13

BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, Kinnelon, New Jersey, that a warrant be drawn to Garry and Lynn Smith in the amount of \$3,005.10 representing refund for overpayment of 2<sup>nd</sup> Quarter 2013 property taxes for Block 58 Lot 119, also known as 75 Miller Road, Kinnelon, New Jersey.

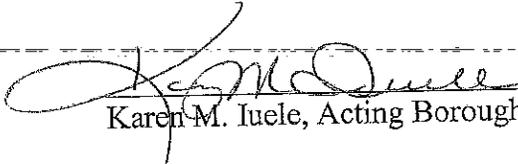
ROLL CALL:

July 18, 2013  
Lisa A. Kimkowski, C.T.C.  
Tax Collector  
BOROUGH OF KINNELON

I, Karen M. Iuele, Acting 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 July 18, 2013.

DATE: 7/18/13

---

  
Karen M. Iuele, Acting Borough Clerk

RES. # 4.04.13

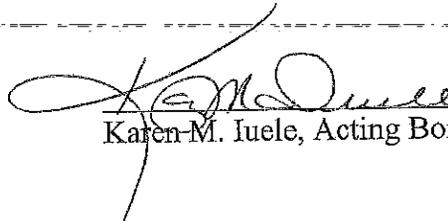
BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, Kinnelon, New Jersey, that a warrant be drawn to Christopher and Karen Bernhardt in the amount of \$5,646.62 representing refund for overpayment of 2<sup>nd</sup> Quarter 2013 property taxes for Block 88 Lot 11.04, also known as 25 Powderhorn Road, Kinnelon, New Jersey.

ROLL CALL:

July 18, 2013  
Lisa A. Kimkowski, C.T.C.  
Tax Collector  
BOROUGH OF KINNELON

I, Karen M. Iuele, Acting 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 July 18, 2013.

DATE: 7/18/13

  
Karen M. Iuele, Acting Borough Clerk

RESOLUTION 7.05.13

DECLARING AN EMERGENCY  
REPAIRING THE JET VAC

WHEREAS, the Governing body of the Borough of Kinnelon finds and declares an emergency situation has developed with the Jet Vac; and

WHEREAS, the Governing Body further finds and declares that this poses an imminent threat to the public health, safety and welfare of an emergent nature that warrants immediate remedial action; and

WHEREAS, the Governing Body further finds and declares the N.J.S.A. 40A:11-6 authorizes a municipality to negotiate and/or award a contract without public advertisement when and emergency affecting the public health, safety or welfare requires the immediate performance of services; and

WHEREAS, the Governing Body further finds and declares that the Department of Public Works, acting in the reasonable belief that an emergency affecting the public health, safety and welfare requires immediate remedial action without public advertisement for services; and

WHEREAS, the Governing Body further finds and declares that the Department of Public Works has correctly recommended that the aforementioned Jet Vac repair be remediated through the award to Atlantic Detroit Diesel, Lodi New Jersey 07644 which submitted the following cost estimate;

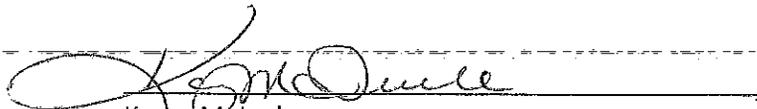
Atlantic Detroit Diesel	\$5,690.79
-------------------------	------------

and;

WHEREAS, the emergency costs to be funded through 2013 General Budget.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kinnelon does hereby declare the existence of a public emergency warranting the completion of the Jet Vac as soon as possible and does hereby award said project to Atlantic Detroit Diesel.

Dated: 7/18/2013



Karen M. Luele  
Acting Borough Clerk  
Borough of Kinnelon

July 18, 2013



**ALBANY**  
 281 Old Wolf Road  
 Latham, NY 12110  
 Tel. (518) 452-0000  
 Fax (518) 951-7158

**Lodi/Corporate Office**  
 180 Rt 17 South  
 Lodi, NJ 07644  
 Tel. (201) 489-5800  
 Fax (201) 368-1071

**MIDDLETOWN**  
 300 Smith Street  
 Middletown, CT 06457  
 Tel. (860) 632-0218  
 Fax (860) 632-1493

**PISCATAWAY**  
 169 Old New Brunswick Rd  
 Piscataway, NJ 08854  
 Tel. (732) 752-7100  
 Fax (732) 752-9451

www.atlanticdda.com

<b>Fax Cover Sheet</b>
------------------------

*Emergency Repairs To Jet-VAC  
 Truck (Broken Radiator Truck  
 Broke down roadside had  
 to be towed)*

TITLE : REPAIR ORDER

TO : KINNELON DPW - ATT JOHN  
 130 KINNELON ROAD  
 KINNELON, NJ 07405

FROM : Cynthia Merchant - Lodi Service Billing  
 FAX#: (201) 226-1147  
 PHONE (201) 489-5800

COMMENT: Repair Order attached - R2472350

DATE : 06/18/13  
 TIME : 12:55:02  
 PAGES : 006

July 18, 2013

DATE: 6/18/13  
TIME: 11:16:54

OE0219

\*\*\*\*\*  
\* REPAIR ORDER CUSTOMER SUMMARY \*  
\*\*\*\*\*

PAGE 1

REPAIR ORDER#: R2472350-010

SERVICE \*\*\*\*\* /1 2 1C/COD  
SOLD TO: 43332  
KINNELON DPW  
130 KINNELON ROAD

SHIP TO:  
\*SAME

KINNELON NJ 07405

CUSTOMER DATA:  
CONTACT NAME JENNIFER

PHONE# (973)-838-5401 UNIT# 15

REQUESTED

UNIT DATA: \*---PRIMARY---\*  
SERIAL# 0906499550  
MODEL# 9067BT6E  
IN SERV DATE  
OPERATING ZIP 07405  
APPL CODE

\*--SECONDARY--\*  
MILES/HOURS 10625  
COOLANT NITRITE LEVEL 0 PPM  
COOLANT FREEZE POINT DEG F  
CUSTOMER UNIT# 15  
TYPE OF SERVICE: E-ENGINE

REPLACEMENT S/N:  
WARR. CLAIM#

EQUIP SERIAL# STERLING  
EQUIP MODEL# 2FZHATDJ96AW53964  
CUST AUTH UNKNOWN

QUOTE DATA:  
\$PARTS .00 \$LABOR .00 \$OTHER .00 \$TOTAL .00  
G/L ACCOUNTS-PERCENTS: 0 0 0 0

CREDIT INFO:  
CHARGE \_\_\_\_\_ COD \_\_\_\_\_  
CUS.POH#AS PER JOHN WHITEHEAD  
CREDIT AUTH \_\_\_\_\_

BILLING DISTRIBUTION:  
AFA: LABOR \_\_\_\_\_  
CUST: LABOR \_\_\_\_\_  
INT: LABOR \_\_\_\_\_

PARTS \_\_\_\_\_ MILEAGE \_\_\_\_\_  
PARTS \_\_\_\_\_ MILEAGE \_\_\_\_\_  
PARTS \_\_\_\_\_ MILEAGE \_\_\_\_\_

010 COMPLAINT:  
HARD-NO START

CAUSE:  
FAILED FAN BELTS, AIR AND FUEL FILTERS,  
FAILED RADIATOR, 2 BATTERIES NOT  
HOLDING CHARGE, STARTER SOLENOID  
GETTING STUCK  
CORRECTION:  
DROVE TO KINNELON D.P.W. WAITED FOR  
GUYS  
TO LET ME IN. FOUND TRUCK IN YARD PLUG  
LAPTOP IN. FOUND 1 CODE IN P.L.D. FOR

18, 2013

DATE: 6/18/13  
TIME: 11:16:54

OE0219

\*\*\*\*\*  
\* REPAIR ORDER CUSTOMER SUMMARY \*  
\*\*\*\*\*

PAGE 2

SERVICE \*\*\*\*\* /1 2 1C/COD  
SOLD TO: 43332

SHIP TO:

REPAIR ORDER#: R2472350-010

\* CONTINUED \*

LOST LINK 255 TIMES (THAT'S THE MAXO  
FOUND OUT FROM TECH THIS TRUCK HAS GONE  
TO DEALER FOR C.E.L & NO START ABOUT  
TEN TIMES. REMOVE PIPES, AIR FILTERS  
PIPES. AIR FILTER, C.A.C PIPES. FOUND  
HARD START NOT ALL THE TIME. WENT THRU  
T/S STEP'S. EVERYTHING CHECK OUT-OK  
CHECK BATTERY BOX, WIGGLE ALL HARNESS  
AND CABLES. REMOVE ALL FUSES AND CLEAN  
THEM. WHEN I WIGGLE 2 OF THE CABLES  
THERE WAS A POP SOUNDS BY FUSE HOLDER.  
AFTER I FIX HOLDER NO MORE C.E.L. I AM  
NOT SURE THAT WAS CAUSING C.E.L AND  
CAUSING THE ENGINE NOT TO START. PUT  
ENGINE BACK TOGETHER. LET SIT. STARTED  
RIGHT UP. PACKED UP. WENT ON LONG ROAD  
TEST. HIT LOTS OF BUMPS. ENGINE IS  
STILL.  
RUNNING-OK, DROVE BACK TO D.P.W. TOLD  
CUSTOMER WHAT I DID. AND WE WILL CALL  
D.D.C TO GET MORE INFO AND HELP.

CHECK OUT ENGINE FOR BELTS-N/G FOUND  
ALL BELTS NEED'S TO BE REPLACED. REMOVE  
FAN SHROUD, FAN, FAN CLUTCH, AIR  
FILTERS  
PIPES, HOUSING. ENGINE NEED'S NEW  
RADIATOR, STOP. TOLD MATT TO CALL CUST.  
GOT NEW RADIATOR; INSTALLED ALL NEW  
BELTS. PUT ENGINE, BACK TOGETHER.  
R&R BOTH FUEL FILTERS. REMOVE OLD RAD;  
GOT NEW RADIATOR, GROOM RADIATOR AND  
INSTALLED ON ENGINE. PUT THE REST OF  
TRUCK BACK TOGETHER WITH NEW COOLANT.

18, 2013

DATE: 6/18/13  
TIME: 11:16:54

OE0219

\*\*\*\*\*  
\* REPAIR ORDER CUSTOMER SUMMARY \*  
\*\*\*\*\*

PAGE 3

SERVICE -  
\*\*\*\*\* /1 2 1C/COD  
SOLD TO: 43332

SHIP TO:

\* CONTINUED \*

TRIED TO START, HAD TO PRIME ENGINE;  
GOT ENGINE, RUNNING. SHUT DOWN, PACK UP  
START TRUCK AGAIN. FOUND ENGINE HAS  
MISS AND LOSS LINK TO PLD. THIS IS WHAT  
CUST SAID TRUCK WAS DOING IN THE FIRST  
PLACE, BUT IT DID NOT DO FOR ME WHEN I  
WENT THE FIRST TIME TO CHECK OUT.

06/04/13

BATTERY WAS DEAD. TRIED TO JUMP AND  
COULD NOT. HAD TO HOOK UP BATTERY  
CHARGER. GOT ENGINE RUNNING.  
GOT ACTUATOR CODE FOR LOSS LINK. CHECK  
ALL THE FUSES AT BATTERY BOX. SHUT DOWN  
REMOVE CABLES, BLEAN BATTERY OFF.  
PUT BACK RAN ENGINE. SAME THING ENGINE  
RUNNING ROUGH AND S.E.I FOR LOSS  
COMMUNICATION. DISCONNECT ALL PLUGS,  
TEST PIN'S. CLEAN OFF AND PUT BACK.  
SAME THING WITH ENGINE. RUNNING WIGGLE  
ALL THE HARNESS I COULD. CLEAR HARNESS  
ON FIRE WALL. CHECK PLUG'S @ FIREWALL,  
NOTHING HELPED. GOT SHOP TEST V.C.U.  
WENT TO SET UP. STARTED ENGINE BEFORE I  
DISCONNECT OLD V.C.U. NOW ENGINE IS OK.  
WENT OVER EVERYTHING AGAIN. REMOVE  
TRUCK  
V.C.U. FOUND PROBLEM WHEN VOLTS DROPS.  
THAT'S WHEN TRUCK S.E.L.& LOSS.  
CHARGE BATTERY, START ENGINE, IT RUNS  
OK  
DRAIN BATTERY DOWN. START TRUCK. S.E.L  
CODE ON TRUCK LOSS. COMM LINK FROM  
P.L.D

REPAIR ORDER#: R2472350-010

DATE: 6/18/13  
TIME: 11:16:54

\*\*\*\*\*  
\* REPAIR ORDER CUSTOMER SUMMARY \*  
\*\*\*\*\*

PAGE 4

REPAIR ORDER#: R2472350-010

SERVICE \*\*\*\*\* /1 2 1C/COD  
SOLD TO: 43332

SHIP TO:

\* CONTINUED \*

TO V.C.U. CHARGE BATTERY.  
STARTED TRUCK, ENGINE IS OK. GOT NEW BATTERY. REMOVE ALL. GROUND'S CLEAN AND PUT BACK ON CLEAN OFF ALL CABLES. PUT BACK ALL THE WIRES, HARNESS, CONNECTORS AND ZIP TIE BACK. RAN ENG; OK. START UP AND SHUT DOWN ABOUT 40X. TRUCK IS OK PACKED UP.  
AIR UP, PUSH OUT. CHECK OUT AFTER ABOUT 2 HOURS ON CHARGER. STILL WILL NOT START. CHECKED ALL THE CABLES, FOUND STARTER SOLENOID WAS GETTING STUCK. FOUND A GROUND FOR SOLENOID THAT WAS HOLDING-N/G. CLEAN OFF. START TRUCK-OK SHUT DOWN AND START UP ABOUT 30X -OK PACKED UP

PC	ITEM NUMBER	DESCRIPTION	GROUP	BINLOC	QTY ORD	QTY SHP	QTY B/O	UNIT PRICE	EXTENDED PRICE
01	A0000901351	FUEL FILTER	000000	0285C	1	1		13.03	13.03
01	A0000901551	FUEL FILTER	000000	0287H	1	1		21.17	21.17
23	0129866094	FAN BELT			1	1		77.94	77.94
23	01-27116-011	BELT			1	1		55.02	55.02
51	C3160	CORE/TANK	BHT		1	1		1018.95	1018.95
51	23512138	CLNT, SCA P-CHRGD, GAL JUG	OWI	W55D	6	6		9.92	59.52
010									
51	85520242	JUMPER CABLE	TBB	0347G	1	1		44.22	44.22
51	9206H	NO. 6 WORM GEAR CLAMP		0348J	4	4		1.19	4.76
62	RS3548	FILTER			1	1		46.91	46.91
62	1131MF	BATTERY			2	2		121.51	243.02
79	SUBLET	SUBLET			1	1		106.25	106.25
		13061209554211300							

July 18, 2013

DATE: 6/18/13  
TIME: 12:55:02

OE0219

\*\*\*\*\*  
\* REPAIR ORDER CUSTOMER SUMMARY \*  
\*\*\*\*\*

PAGE 5

REPAIR ORDER#: R2472350-010

SERVICE \*\*\*\*\* /1 2 1C/COD  
SOLD TO: 43332

SHIP TO:

PC	ITEM NUMBER	DESCRIPTION	GROUP	BINLOC	QTY	QTY	QTY	UNIT	EXTENDED
					ORD	SHIP	E/O	PRICE	PRICE
	P.O. IS: 0P469256								
90		DDC ENGINE LABOR			1	1		4000.00	4000.00

-----  
 PARTS.....  
 LABOR.....  
 OTHER.....  
 SUB-TOTAL.....

--- SELL ---  
 1,584.54  
 4,000.00  
 106.25  
 5,690.79

TOTAL WEIGHT... .500

SHIPPING COST.... .00  
 SALES TAX..... .00  
 WARRANTY CREDIT.. .00  
 NET OF TICKET.... 5,690.79

TAXABLE AMT.... .00

START DATE 5/07/13      LAST ACTIVITY 5/07/13      LAST LABOR 6/10/13

RESOLUTION 7.06.13

CHAPTER 159 TO ADD  
CABLEVISION GRANT \$4,000  
FUND TO THE 2013  
MUNICIPAL BUDGET

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any country or municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount;

SECTION 1.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Kinnelon hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget year 2013 which item is now available as a revenue from

MISCELLANEOUS REVENUES

State and Federal Revenues Offset with appropriations:

Cablevision Grant \$4,000.00

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$4,000.00 be and the same is hereby appropriated to general Appropriations.  
Excluded from the Cap and under the caption:

General Appropriations

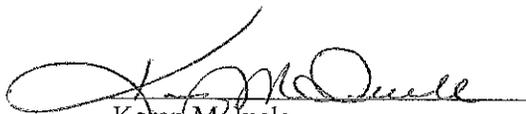
(A) Operations excluded from the Caps  
State and Federal Programs Offset by Revenues:

Cablevision Grant \$4,000.00

SECTION 3.

BE IT FURTHER RESOLVED that a certified copy of this resolution be filed in the Office of the Director of Local Government Services.

DATED:

  
Karen M. Luele,  
Acting Borough Clerk

**RESOLUTION 7.07.13**

**RESIGNATION OF MICHAEL  
CURATOLO DPW MAINTAINER**

*WHEREAS*, the Governing Body of the Borough of Kinnelon finds Michael Curatolo is an employee of the Kinnelon DPW; and

*WHEREAS*, the Governing Body further finds and declares that the Employee will be resigning May 20, 2013; and

*NOW, THEREFORE, BE IT RESOLVED* that the Governing Body of the Borough of Kinnelon does hereby accept Borough Employee Michael Curatolo resignation from the Kinnelon DPW as of May 20, 2013.

I, Karen M. Iuele, Acting Borough Clerk, hereby certify this to be a true copy of a resolution which was adopted at the regular meeting of the Kinnelon Mayor and Council held on July 18, 2013.

Dated: 7-18-13

  
Karen M. Iuele, Acting Borough Clerk

Michael Curatolo  
60 West Parkway  
Pompton Plains, NJ 07444  
9738799933

May 19th 2013

Borough of Kinnelon Township  
Maintainer  
Department of Public Works  
118 Kinnelon Road  
Kinnelon, NJ 07405

Dear Mr John Whitehead:

I would like to inform you that I will be resigning from my position as a DPW Maintainer for the Borough of Kinnelon, effective as of Monday, May 20th, 2013.

I want to personally thank you John, Brian and Mark for all you have shown and taught me in these last amazing 6 years, I have learned a lot from all you guys. I have enjoyed working for all three of you and would recommend it to anyone. You are all some of the best bosses I have ever worked for. I can not thank you enough for all you everything, you all have done for me.

Thank you again for everything

Sincerely

A handwritten signature in black ink, appearing to read 'Michael Curatolo', written over a horizontal dashed line.

Michael Curatolo

**RESOLUTION 7.08 .13**

**RESIGNATION OF SUSAN  
INTURRISI – DEPUTY COURT  
ADMINISTRATOR**

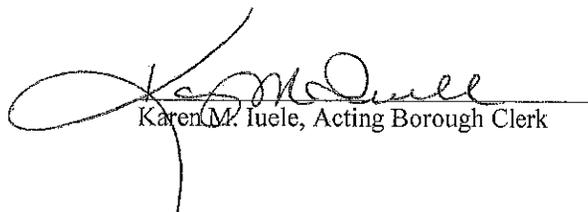
*WHEREAS*, the Governing Body of the Borough of Kinnelon finds Susan Inturrisi is an employee of the Kinnelon Court; and

*WHEREAS*, the Governing Body further finds and declares that the Employee will be resigning July 15, 2013; and

*NOW, THEREFORE, BE IT RESOLVED* that the Governing Body of the Borough of Kinnelon does hereby accept Borough Employee Susan Inturrisi resignation from the Kinnelon Court as of July 15, 2013.

I, Karen M. Iuele, Acting Borough Clerk, hereby certify this to be a true copy of a resolution which was adopted at the regular meeting of the Kinnelon Mayor and Council held on July 18, 2013.

Dated: 7-18-13

  
Karen M. Iuele, Acting Borough Clerk

July 18, 2013

Susan Inturrisi  
101 Ballentine drive  
North Haledon, N.J. 07508

July 1, 2013

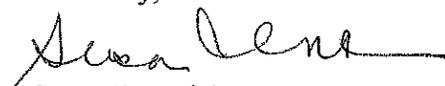
Mayor and Council  
130 Kinnelon Road  
Kinnelon, N.J. 07405

Dear Mayor and Council,

Effective July 15, 2013, I resign my position as Deputy Court Administrator. I have accepted a position closer to home.

With all this said, I want to thank you for the all the experience I have gained within the year, I have worked for the Court. I feel honored to have had the experience to work for a wonderful town and great people.

Sincerely,

  
Susan Inturrisi

Cc: Karen Iuele, Donna M Mollineaux

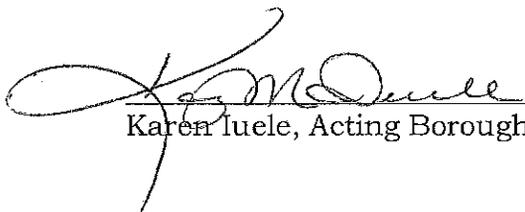
RESOLUTION 7.09.13

AUTHORIZE ACTING BOROUGH CLERK TO  
ADVERTISE FOR PART TIME MUNICIPAL  
DEPUTY COURT ADMINISTRATOR

WHEREAS, the Kinnelon Mayor and Council desires for the Acting Borough Clerk to advertise for a part time Municipal Deputy Court Administrator; and

NOW, THEREFORE, BE IT RESOLVED that the Kinnelon Mayor and Council do hereby authorize the Acting Borough Clerk to advertise for a full time Municipal Deputy Court Administrator.

July 18, 2013



Karen Iuele, Acting Borough Clerk

RESOLUTION 7.10.13

AUTHORIZING THE EXECUTION OF A DEVELOPER'S AGREEMENT IN CONNECTION WITH THE DEVELOPMENT OF BLOCK 361, LOT 34 ON THE OFFICIAL TAX MAP OF THE BOROUGH OF KINNELON

WHEREAS, HMR Properties, LLC (hereinafter, "Developer") received approval from the Board of Adjustment of the Borough of Kinnelon to create a retail/office plaza on Block 361; Lot 34 on the Tax Map of the Borough (the "Project"); and

WHEREAS, said approval was conditioned upon Developer entering into a Developer's Agreement with the Borough to ensure the proper completion of the Project and various off site and offsite improvements being constructed in connection with the Project ; and

WHEREAS, a Developer's Agreement has been drafted by the Borough Attorney and comments have revisions thereto have been offered by the Board of Adjustment Attorney, and the Borough Engineer and the Borough desires to authorize the Borough to enter into the aforesaid Developer's Agreement by and between the Borough, the Developer, and the Board of Adjustment dated July 18, 2013; and

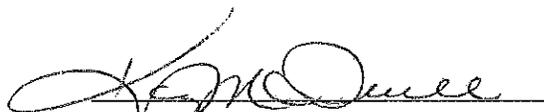
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kinnelon, County of Morris State of New Jersey, they being the Governing Body thereof, as follows:

1. All the terms and condition of a certain Developer's Agreement by and between the Borough of Kinnelon and HMR Properties dated July 18, 2013 be and the same are hereby approved, ratified and confirmed by the Borough.
2. The Mayor is hereby authorized to execute the Developer's Agreement on behalf of the Borough.
3. This Resolution shall take effect immediately.

CERTIFICATION

I, Karen M. luele, Acting Borough Clerk, hereby certify that the foregoing is a true and exact copy of a Resolution adopted at a meeting of the Borough of Kinneion, held on the 18 Day of July, 2013.



  
Karen M. luele,  
Acting Borough Clerk

RESOLUTION 7. .13

AUTHORIZING THE MAYOR TO  
SIGN SETTLEMENT AGREEMENT,  
SPARCTECH SOLUTIONS V.  
BOROUGH OF KINNELON

WHEREAS, a former IT supplier and service provider to the Borough of Kinnelon was Sparctech Solutions (hereinafter, "Sparctech"); and

WHEREAS, at the time the end of the relationship between the Borough of Kinnelon and Sparctech, there were various amounts alleged to be due from the Borough to Sparctech and credits alleged to be due from Sparctech to the Borough; and

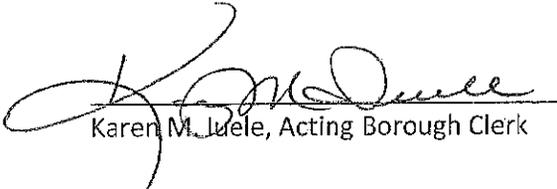
WHEREAS, Sparctech and the Borough have agreed upon a mutually acceptable resolution of all claimed amounts due by Sparctech and claimed credits due to the Borough; and

WHEREAS, various documents may have to be executed on behalf of the Borough in order to effectuate and finalize this matter and the Borough will be obligated to pay Sparctech the sum of \$9,394.66.

NOW, THEREFORE, BE IT RESOLVED the Mayor is hereby authorized by the Kinnelon Governing Body to sign any and all documents necessary to the effectuate the resolution of all claims with offsets between the Borough and Sparctech; and

BE IT FURTHER RESOLVED, subject to the CFO certifying as to the availability of funds, a check in the amount of \$9,394.66 be issued by the Borough to Sparctech Solutions as full and final resolution of all claims between the Borough and Sparctech.

Dated: July 18, 2013

  
Karen M. Juele, Acting Borough Clerk

Roll Call:

D. O'Dougherty, Yes;  
G. Moleta, Yes;

S. Cobell, Yes;  
C. Sventy, Yes;  
R. Mondello, Yes.

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**ORDINANCE 1-13 –BOND ORDINANCE APPROPRIATING \$1,467,850 AND AUTHORIZING THE  
ISSUANCE OF \$1,393,850**

**BOND ORDINANCE APPROPRIATING \$1,467,850, AND  
AUTHORIZING THE ISSUANCE OF \$1,393,850 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**

This ordinance was introduced and passed on first reading at a regular meeting of the Governing Body held on June 19, 2013.

The Mayor read the following notice and ordinance in full and stated that the notice has been published as required by law, a copy was posted on the Municipal Building Bulletin Board, and additional copies were made available to the public.

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6/17/13

ORDINANCE # 1-13

**BOND ORDINANCE APPROPRIATING \$1,467,850, AND AUTHORIZING THE ISSUANCE OF \$1,393,850 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.**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF KINNELON, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:**

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by the Borough of Kinnelon, in the County of Morris, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sum being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$1,467,850 including the aggregate sum of \$74,000 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$1,467,850 appropriations not provided for by application hereunder of said down payments, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,393,850 pursuant to the Local Bond Law of New Jersey. In anticipation

of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$1,393,850 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
(a) Acquisition by purchase of new and additional equipment including, but not limited to, personal protective equipment for use by the Fire Department of the Borough, together with all accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	\$66,550	\$63,000
(b) Improvement of various roads in and by the Borough, by the resurfacing thereof to provide a roadway pavement of at least equal in useful life or durability to a roadway pavement of Class B reconstruction (as such term is used or referred to in section 40A:2-22 of said Local Bond Law), including without limitation, Walnut Lane, Daniel Lane and Linden Lane, together with all drainage facilities, landscaping, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	150,000	142,000
(c) Improvement of municipally-owned facilities in and by the Borough, including the Department of Public Works Garage by expansion thereof, and the Municipal Building by the acquisition by purchase, and installation of a security system, a marquee and a natural gas generator, together with all structures, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	792,300	754,000

<p>(d) Improvement of municipally-owned facilities and grounds in and by the Borough, including municipal fields by the rehabilitation and improvement thereof, together with all structures, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved</p>	100,000	95,000
<p>(e) Acquisition of new and additional of vehicular equipment including, but not limited, utility vehicles for use by the Police Department of the Borough and the Department of Public Works of the Borough, including also the substantial reconditioning of a fire engine for use by the Fire Department of the Borough, together with all attachments, appurtenances and equipment necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved</p>	<u>359,000</u>	<u>339,850</u>
<p>Totals</p>	\$1,467,850	\$1,393,850

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or improvement which the Borough may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 12.12 years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$1,393,850, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) Amounts not exceeding \$100,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the

governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

JULY 18, 2013

The Mayor announced the meeting was open to hear any objections to this ordinance that may be presented by any taxpayer of the Borough of Kinnelon, all parties in interest, and citizens.

No one wished to speak on this ordinance and the Mayor closed this portion of the meeting to the public.

Mayor Collins brought this Ordinance back to the dais and asked if any of the Council would like to speak.

Councilman S. Cobell commented on Ordinance 1-13. More than half of this is for municipality owned facility, practically all for the DPW Garage and improvement at town hall. The borough learned its lesson from last year to place a generator in the municipal building, so when power is lost, the borough can still operate.

Councilman D. O'Dougherty then offered the following resolution and moved its adoption. This motion was seconded by Councilman S. Cobell.

RESOLVED that the above ordinance, as read on Second Reading at this meeting be adopted and finally passed.

The Mayor then asked the Clerk to call the roll on the passage thereof, and the vote was as follows.

Roll Call:	S. Cobell, Yes;
D. O'Dougherty, Yes;	C. Sventy, Yes;
G. Moleta, Yes;	R. Mondello, Yes.

**ORDINANCE 2-13 AN ORDINANCE TO AMEND CHAPTER 87, ALCOHOLIC BEVERAGES**

**AN ORDINANCE TO AMEND CHAPTER 87,  
ALCOHOLIC BEVERAGES, OF THE CODE OF THE  
BOROUGH OF KINNELON  
(LIQUOR LICENSES FEES)**

This ordinance was introduced and passed on first reading at a regular meeting of the Governing Body held on June 19, 2013.

The Mayor read the following notice and ordinance in full and stated that the notice has been published as required by law, a copy was posted on the Municipal Building Bulletin Board, and additional copies were made available to the public.

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**ORDINANCE NO. 2-13 AN ORDINANCE TO AMEND CHAPTER 87, ALCOHOLIC BEVERAGES, OF THE CODE OF THE BOROUGH OF KINNELON**

**WHEREAS**, §87-3 of the Code of the Borough of Kinnelon, New Jersey provides for the Fee for Plenary Retail Consumption License; and

**WHEREAS**, §87-7 of the Code of the Borough of Kinnelon, New Jersey provides for the Fee for Plenary Retail Distribution License; and

**WHEREAS**, the Borough is desirous of amending the fees to reflect those allowed by the State of New Jersey;

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

§87-3 shall be amended to read as follows:

The fee for a plenary retail consumption license (#33) for the annual statutory period shall be payable by certified check, cash or money order, as follows:

Year	Fee
2013	\$414.00
2014	\$497.00
2015	\$596.00
2016	\$715.00
2017	\$858.00
2018	\$1,030.00
2019	\$1,236.00
2020	\$1,483.00
2021	\$1,780.00
2022	\$2,136.00
2023 and after	\$2,500.00

§87-7 shall be amended to read as follows:

No more than one plenary retail distribution license (#44) as defined in N.J.S.A. 33:1-1 et seq., and the amendments and supplements thereto, shall be issued and outstanding in the Borough of

Kinnelon at one and the same time. The fees for a plenary retail distribution license for the annual statutory period shall be payable by certified check, cash or money order, as follows:

Year	Fee
2013	\$377.00
2014	\$452.00
2015	\$542.00
2016	\$650.00
2017	\$780.00
2018	\$936.00
2019	\$1,123.00
2020	\$1,347.00
2021	\$1,616.00
2022	\$1,939.00
2023	\$2,326.00
2024 and after	\$2,500.00

SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

INCONSISTENT ORDINANCES. Ordinances, resolutions, and regulations or parts of ordinances, resolutions, and regulations inconsistent herewith, are hereby repealed to the extent of such inconsistency.

~~EFFECTIVE DATE. --This Ordinance shall take effect upon passage and publication~~  
according to law.

ATTEST:

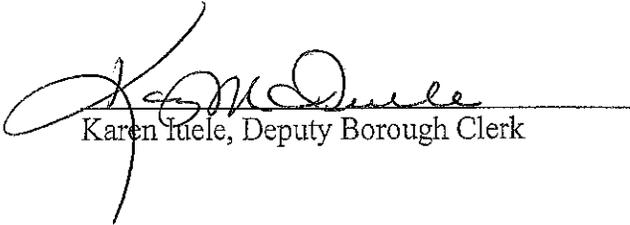
BOROUGH OF KINNELON

  
\_\_\_\_\_  
Karen Hiele, Deputy Borough Clerk

\_\_\_\_\_  
Robert Collins, Mayor

CERTIFICATION

I, Karen Iuele, Deputy Borough Clerk of the Borough of Kinnelon, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true copy of an Ordinance introduced, read by title and passed on the first reading at a regular meeting of the Borough held on June 19, 201~~3~~ and adopted by the Governing Body at a regular meeting of the Borough held on July 18, 201~~3~~.

  
Karen Iuele, Deputy Borough Clerk

JULY 18, 2013

The Mayor announced the meeting was open to hear any objections to this ordinance that may be presented by any taxpayer of the Borough of Kinnelon, all parties in interest, and citizens.

No one wished to speak on this ordinance and the Mayor closed this portion of the meeting to the public.

Councilwoman C. Sventy then offered the following resolution and moved its adoption. This motion was seconded by Councilman G. Moleta.

RESOLVED that the above ordinance, as read on Second Reading at this meeting be adopted and finally passed.

The Mayor then asked the Clerk to call the roll on the passage thereof, and the vote was as follows.

Roll Call:

D. O'Dougherty, Yes;  
G. Moleta, Yes;

S. Cobell, Yes;  
C. Sventy, Yes;  
R. Mondello, Yes.

**ORDINANCE 3-13 AN ORDINANCE TO AMEND CHAPTER 87, ALCOHOLIC BEVERAGES OF THE CODE OF THE BOROUGH OF KINNEON**

**AN ORDINANCE TO AMEND CHAPTER 87, ALCOHOLIC BEVERAGES OF THE CODE OF THE BOROUGH OF KINNELON (BYOB)**

This ordinance was introduced and passed on first reading at a regular meeting of the Governing Body held on June 19, 2013.

The Mayor read the following notice and ordinance in full and stated that the notice has been published as required by law, a copy was posted on the Municipal Building Bulletin Board, and additional copies were made available to the public.

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**ORDINANCE NO. 3-13 AN ORDINANCE TO AMEND CHAPTER 87, ALCOHOLIC BEVERAGES, OF THE CODE OF THE BOROUGH OF KINNELON**

**WHEREAS**, §87-9 of the Code of the Borough of Kinnelon, New Jersey provides regulations for Consumption and Possession Restricted of Alcoholic Beverages in the Borough; and

**WHEREAS**, the Borough is desirous of amending the section to provide for restaurants which permit patrons to bring their own alcoholic beverages (“BYOB”);

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

§87-9(A) shall be amended to read as follows:

No person shall consume alcoholic beverages or have in his possession any unsealed container with alcoholic beverages therein while in or upon any public street, roadway, sidewalks, parking area, park or recreation area or any other public or quasi-public place to which the public is generally invited, whether publicly or privately owned. This ordinance shall include, but not be limited to, shopping centers, parking areas and roadways. This ordinance shall not apply to restaurants which permit patrons to bring beer and/or wine to the establishments (commonly known as “BYOB”) in accordance with applicable statute.

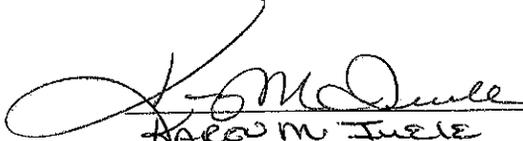
**SEVERABILITY.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

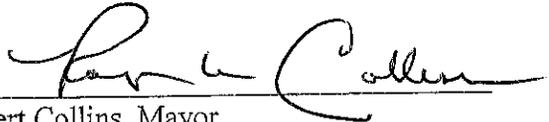
**INCONSISTENT ORDINANCES.** Ordinances, resolutions, and regulations or parts of ordinances, resolutions, and regulations inconsistent herewith, are hereby repealed to the extent of such inconsistency.

**EFFECTIVE DATE.** This Ordinance shall take effect upon passage and publication according to law.

ATTEST:

BOROUGH OF KINNELON

  
\_\_\_\_\_  
Aaron M. Tule  
Acting Borough Clerk

  
\_\_\_\_\_  
Robert Collins, Mayor

**CERTIFICATION**

I, Elizabeth M. Sebrowski, Borough Clerk of the Borough of Kinnelon, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true copy of an Ordinance introduced, read by title and passed on the first reading at a regular meeting of the Borough held on June 19, 2013, and adopted by the Governing Body at a regular meeting of the Borough held on July 18, 2013

  
\_\_\_\_\_  
Aaron M. Tule  
Acting Borough Clerk



ORDINANCE NO. 4-13 **AN ORDINANCE TO AMEND CHAPTER 84, VEHICLES AND TRAFFIC, ARTICLE X SPEED LIMITS, OF THE CODE OF THE BOROUGH OF KINNELON**

**WHEREAS**, Chapter 84-27 of the Code of the Borough of Kinnelon (“Borough”) currently establishes speed limits along certain streets in the Borough of Kinnelon; and

**WHEREAS**, the Borough desires to adopt a resolution to amend Chapter 84-27 to reduce the speed limit of Fayson Lakes Road between Boonton Avenue and Toboggan Trail.

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

Chapter 84-27A Twenty-five miles per hour, shall add:  
(65) Fayson Lakes Road, between Boonton Avenue and Toboggan Trail.

Chapter 84-27C Thirty-five miles per hour, (1) Fayson Lakes Road shall now read:  
Fayson Lakes Road, between Kinnelon Road and Toboggan Trail.

**SEVERABILITY.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

**INCONSISTENT ORDINANCES.** Ordinances, resolutions, and regulations or parts of ordinances, resolutions, and regulations inconsistent herewith, are hereby repealed to the extent of such inconsistency.

**EFFECTIVE DATE.** This Ordinance shall take effect upon passage and publication according to law.

ATTEST:

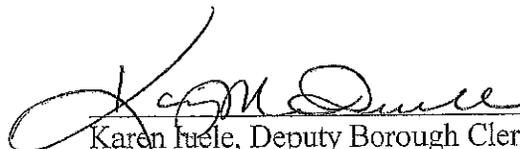
BOROUGH OF KINNELON

  
\_\_\_\_\_  
Karen Iuele, Deputy Borough Clerk

\_\_\_\_\_  
Robert Collins, Mayor

**CERTIFICATION**

I, Karen Iuele, Deputy Borough Clerk of the Borough of Kinnelon, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true copy of an Ordinance introduced, read by title and passed on the first reading at a regular meeting of the Borough held on \_\_\_\_\_, 2013 and adopted by the Governing Body at a regular meeting of the Borough held on \_\_\_\_\_, 2013.

  
\_\_\_\_\_  
Karen Iuele, Deputy Borough Clerk

ORDINANCE NO. 5-13 AN ORDINANCE TO AMEND CHAPTER 56, POLICE DEPARTMENT, OF THE CODE OF THE BOROUGH OF KINNELON

WHEREAS, §56-30 of the Code of the Borough of Kinnelon, New Jersey provides for Benefits and Terms of Employment for Police Chief and Lieutenant in the Borough; and

WHEREAS, the Borough is desirous of eliminating certain benefits from §56-30, for which the Chief and the Lieutenant have already been compensated.

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

§56-30(C) shall be revised to read as follows:

Holidays. The administrative officers shall not be entitled to paid vacation days over and above salary. Any payment previously designated and due as holiday pay has been included in the administrative officers' salary. There shall be no compensatory time allowed in the event that any work is performed by the administrative officers on a holiday. Any payment previously designated and due as compensatory pay has been included in the administrative officers' salary.

§56-30(G) shall be revised to read as follows:

Educational incentive. The administrative officers shall not be entitled to receive any financial incentive over and above their salary for college credits or college degrees. Any payment previously designated or due as educational incentive has already been included in the administrative officers' salary.

§56-30(I) shall be revised to read as follows:

Longevity. The administrative officers shall not receive any payments for longevity over and above their salary. Any payments previously designated or due as longevity, has already been included in the administrative officers' salary.

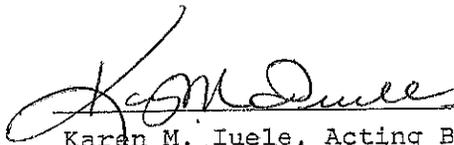
SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

INCONSISTENT ORDINANCES. Ordinances, resolutions, and regulations or parts of ordinances, resolutions, and regulations inconsistent herewith, are hereby repealed to the extent of such inconsistency.

EFFECTIVE DATE. This Ordinance shall take effect upon passage and publication according to law.

ATTEST:

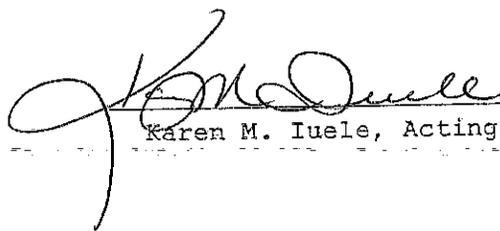
BOROUGH OF KINNELON

  
\_\_\_\_\_  
Karen M. Iuele, Acting Borough  
Clerk

\_\_\_\_\_  
Robert Collins, Mayor

CERTIFICATION

I, Karen Iuele, Acting Borough Clerk of the Borough of Kinnelon, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true copy of an Ordinance introduced, read by title and passed on the first reading at a regular meeting of the Borough held on \_\_\_\_\_, 2013 and adopted by the Governing Body at a regular meeting of the Borough held on \_\_\_\_\_, 2013.

  
\_\_\_\_\_  
Karen M. Iuele, Acting Borough Clerk



ORDINANCE NO. 5-13 AN ORDINANCE TO AMEND CHAPTER 56, POLICE DEPARTMENT, OF THE CODE OF THE BOROUGH OF KINNELON

WHEREAS, §56-30 of the Code of the Borough of Kinnelon, New Jersey provides for Benefits and Terms of Employment for Police Chief and Lieutenant in the Borough; and

WHEREAS, the Borough is desirous of eliminating certain benefits from §56-30, for which the Chief and the Lieutenant have already been compensated.

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

§56-30(C) shall be revised to read as follows:

Holidays. The administrative officers shall not be entitled to paid vacation days over and above salary. Any payment previously designated and due as holiday pay has been included in the administrative officers' salary. There shall be no compensatory time allowed in the event that any work is performed by the administrative officers on a holiday. Any payment previously designated and due as compensatory pay has been included in the administrative officers' salary.

§56-30(G) shall be revised to read as follows:

Educational incentive. The administrative officers shall not be entitled to receive any financial incentive over and above their salary for college credits or college degrees. Any payment previously designated or due as educational incentive has already been included in the administrative officers' salary.

§56-30(I) shall be revised to read as follows:

Longevity. The administrative officers shall not receive any payments for longevity over and above their salary. Any payments previously designated or due as longevity, has already been included in the administrative officers' salary.

SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

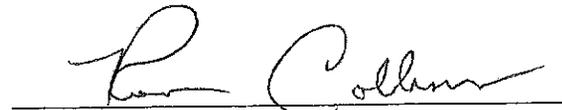
INCONSISTENT ORDINANCES. Ordinances, resolutions, and regulations or parts of ordinances, resolutions, and regulations inconsistent herewith, are hereby repealed to the extent of such inconsistency.

EFFECTIVE DATE. This Ordinance shall take effect upon passage and publication according to law.

ATTEST:

BOROUGH OF KINNELON

  
Karen M. Iuele, Acting Borough  
Clerk

  
Robert Collins, Mayor

#### CERTIFICATION

I, Karen Iuele, Acting Borough Clerk of the Borough of Kinnelon, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true copy of an Ordinance introduced, read by title and passed on the first reading at a regular meeting of the Borough held on July 18, 2013 and adopted by the Governing Body at a regular meeting of the Borough held on August 15, 2013.

  
Karen M. Iuele, Acting Borough Clerk



**INVESTMENT OFFICER'S REPORT**

A total of \$410.78 was collected in interest for the month of June 2013.

Roll Call: S. Cobell, Yes;  
D. O'Dougherty, Yes; C. Sventy, Yes;  
G. Moleta, Yes; R. Mondello, Yes;

**APPOINTMENTS**

Upon motion of Councilwoman C. Sventy, and seconded by Councilman G. Moleta, followed by the "yes" roll call vote of all Council Members present, the appointment of Ann Hermanowski-Vasatka to the Kinnelon Board of Library Trustees was approved.

Roll Call: S. Cobell, Yes;  
D. O'Dougherty, Yes; C. Sventy, Yes;  
G. Moleta, Yes; R. Mondello, Yes;

**RESIGNATION**

Upon motion by Councilman G. Moleta and seconded by Councilman S. Cobell , followed by the "yes" roll call vote of all Council Members present, the retirement of Nina Mickey, Environmental Commission, Green Team and Sustainable Jersey was accepted with the council regrets.

Roll Call: S. Cobell, Yes;  
D. O'Dougherty, Yes; C. Sventy, Yes;  
G. Moleta, Yes; R. Mondello, Yes;

Upon motion by Councilman R. Mondello and seconded by Councilman S. Cobell , followed by the "yes" roll call vote of all Council Members present, the retirement of Susan Inturrisi, Deputy Court Administrator was accepted with the council regrets.

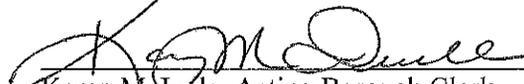
Roll Call: S. Cobell, Yes;  
D. O'Dougherty, Yes; C. Sventy, Yes;  
G. Moleta, Yes; R. Mondello, Yes;

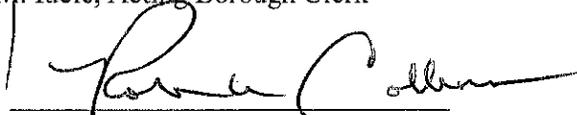
JULY 18, 2013

ADJOURNMENT

This meeting adjourned at approximately 9:30 p.m. on motion by Councilman R. Mondello and seconded by Councilwoman C. Sventy with the unanimous affirmative voice vote of all present.

Respectfully submitted,

  
Karen M. Iuele, Acting Borough Clerk

  
Robert W. Collins, Mayor

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