

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, April 19, 2012 in the Kinnelon Municipal Building.

Mayor Collins asked for a moment of silence in honor of our troops serving overseas. 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 December 11, 2011 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 Borough Clerk and provided to those persons or entities requesting notification. Mayor Collins then asked for a moment of silence in honor of our troops serving overseas.

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.

TREASURER'S REPORT

The Treasurer's Report indicates we started out with cash on hand as of March 1, 2012 in the amount of \$5,072,493.24. Receipts for the month of March totaled \$539,994.67 with disbursements amounting to \$4,030,118.09. The balance on hand on March 31, 2012 was \$1,582,369.82.

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

MAYOR'S REPORT

Mayor Collins stated he received a flag which was presented to him by Staff Sergeant Scott Hermann when the Mayor performed his wedding last week. He read a certificate which read: "So all that shall know, this flag was flown in the face of the enemy - in the winds of freedom, illuminated in the dark by the light of justice, over Forward Operating Base Sharana in the Paktika Province of Afghanistan. Flown with great pride on 11 September 2011 in honor of: Those Who Have Made the Ultimate Sacrifice".

The Mayor also referred to an article which highlighted the wounds received by Army Staff Sergeant Travis Mills of the 82nd Airborne out of Fort Bragg in North Carolina. Staff Sergeant Mills was on his third tour of duty in Afghanistan when he lost his arms and legs after stepping on an IAD on April 10th. Mills turned 25 on Saturday. Mayor Collins said Staff Sergeant Mills is a hero and asked everyone to keep him in our prayers.

Mayor Collins stated we will be introducing the 2012 municipal budget tonight which is the most important task the governing body does. He said the council takes this charge very seriously.

The Borough received word of an award of \$195,000 grant from the NJ DOT for transportation improvements.

The Mayor then discussed several items on the agenda including the introduction of the underage drinking ordinance, an alcohol awareness resolution, the Environmentally Conscious Grounds and Maintenance Policy resolution and the fact that this is still Donor Month. Mr. Collins stated the

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governing body is trying to establish a course of action to address the lack of fields and are trying to identify properties for active recreation as well as for a community center. He also discussed the bicycle path which was designated through a NJ DOT grant. Mayor Collins said it is not the best route for a bicycle route, but the path is designated in many trail guides and maps. A few weeks ago there was an incident which occurred on Fayson Lakes Road involving two bicycles and an automobile. In this instance the bicycle riders actually were given tickets. Taking down signs will not help. Mr. Collins asked both bicyclists and motorists to respect and share the roadways.

RECREATION & ORDINANCE

Chairman James Freda reported all sports are in full swing. He thanked Mayor Collins for mentioning the recreational field needs. Mr. Freda reported there will be five weeks of summer recreation this year and stated there is a mini camp in August for young children. He stated KAMELOT met with the Project Graduation to discuss a donation and he reported the roller rink renovation will be more expensive than anticipated and we will need to go out to bid to finish the project.

PUBLIC WORKS & UTILITIES

Chairman Daniel O'Dougherty reported the DPW has completed asphalt berm repairs. They removed all salt spreaders and plows and serviced all vehicles. The catch basin cleaning program is fifty percent complete which included repairs on fifteen catch basins. They repainted four way stops at the intersection of Kiel and Kakeout Road. The department continues the roadside brush cutting of trees that were damaged during October's storm.

Reporting on the Company 2 firehouse, Mr. O'Dougherty said there was a hold up due to one of the company supplying the walls. The walls will arrive next week and within the next few weeks he assured everyone progress will take place. The August completion date is still anticipated.

Councilman O'Dougherty reported that on April 29, Our Lady of the Magnificat Church will hold a breakfast/blood drive in memory of Nicole Ramsden, during the hours of 9 a.m. and 3:30 pm.

The Construction Officer reports there were fifty six new permits with three new permit updates. There were no new permits issued for a single-family dwelling. There was \$12,862.00 collected in permit fees and the estimated cost of new construction was \$438,954.00.

COORDINATING

Chairman Gary Moleta said our I.T. vendor has starting making improvements in our computer systems. Jennifer Highers will be trained and acting as our webmaster. Mr. Moleta said he will go with her to the training as a backup. Mr. Moleta stated the Environmental Commission is holding an Earth Day program at Pearl R. Miller on April 28th. He discussed Resolution 4.16.12 which will be submitted to the state for Sustainable Jersey points. The points will go towards eligibility for certain available grants.

Mr. Moleta stated although Bob Dyer is retiring from his job as Police Dispatcher, he will continue in the position of Forester and Zoning Officer. On May 9th the Board of Health will hold its Poison Prevention night. Councilman Moleta stated he went with Gail Flammer to visit a food pantry in Oakland which gave them both better guidelines and procedures for our food pantry. Mr. Moleta reported the governing body is considering increasing the dog license fees prior to next year. A meeting will take place with Eric Labaska, the Coordinating Committee and the Board of Education to discuss feasibility of joining with the school for our health benefits. Lastly, Mr. Moleta gave a schedule of upcoming events at the library and the museum.

FINANCE & OPEN SPACE

Chairman Stephen Cobell reported the Open Space update was adopted by the Planning Board.

As Finance Chairman, Mr. Cobell reported we will be adopting a temporary budget resolution to get us through until the adoption of the budget. A Cap Bank Ordinance will be introduced tonight as well as the 2012 Municipal Budget. Mr. Cobell thanked the Finance Committee for their work on the budget and said the addition of our new Chief Financial Officer helped the whole process. Mr. Cobell also discussed that the Borough Attorney has begun the process for foreclosing on our tax title liens which will make the properties either available for use or for sale.

PUBLIC SAFETY

Chairman Andrew SanFilippo reported the police have increased their patrols of our bordering roadways and are working with Morris County on several recent burglaries in the county.

Mr. SanFilippo stated he was lucky enough to have grown up in Kinnelon in a time when there were many activities available for teens and young adults. He suggested putting together a committee of residents to come up with some options for a teen center where young adults can congregate and have fun instead of attending underage drinking parties. Mr. SanFilippo also added our senior citizens also need to have a community center as well.

Mr. Moleta added that the Police Department will be holding a Burglary Prevention Seminar on May 17th.

PERSONNEL

Chairman Ronald Mondello said our Risk Manager advised the Borough that there were certain changes necessary to our Personnel Policy. Those changes included adding or updating sections on the Americans with Disabilities Act Policy, Contagious or Life Threatening Illnesses Policy, Military Leave Policy, Open Public Meetings Act Procedure concerning Personnel Matters, Dress Code Policy, Systems Privacy (included E-Mail, Voice Mail, Computer and Internet Usage Policy), Access to Personnel Files Policy and the Flexible Spending Account. Mr. Mondello stated the finished Personnel Policy will be submitted to our insurance carrier for approval. He also indicated the deductible would have been drastically increased if we did not make the changes.

HEARING FROM THE PUBLIC

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

Nancy Woods, 16 Lakeview Drive and Carol Wiedman, 14 Ridge Trail, asked the governing body to think about eliminating the Bike Route which goes from Kinnelon Road to Fayson Lakes Road and Boonton Avenue. Mrs. Woods stated her son was involved in the very frightening event involving two bicycles which the Mayor had referred to earlier. Both bicyclists were airlifted to the hospital. Both women stated having a bike path on Fayson Lakes Road is very dangerous and asked if the signs could be removed.

Mayor Collins stated that a grant was received for the construction of the Bike Path. The bikeway is advertised in state and county trail maps. He said he would look at the original grant to see what our options are.

04/19/12
15:17:26

NO. 208

BOROUGH OF KINNELON
Check Register by Check Date

APRIL 15, 2012 Page No: 1

 Range of Checking Accts: First to Last Range of Check Dates: 03/16/12 to 04/19/12
 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
8375	04/17/12	MOL04 DONNA MOLLINEAUX	198.02		4341
8376	04/19/12	PRB01 P.R.B.R.S.A.	81,880.00		4342
8377	04/19/12	AC A.C. DAUGHTRY INC.	28.41		4344
8378	04/19/12	ACC04 ACC BUSINESS	345.89		4344
8379	04/19/12	ALL04 ALLIED OIL COMPANY	13,354.70		4344
8380	04/19/12	AMS01 AMSTERDAM PRINTING	60.13		4344
8381	04/19/12	ANA01 ANACONDA SPORTS	2,869.70		4344
8382	04/19/12	ASS03 ASSOCIATED FIRE PROTECTION INC	711.50		4344
8383	04/19/12	ATL06 ATLANTIC TACTICAL OF	458.70		4344
8384	04/19/12	BAB01 BABE RUTH HEADQUARTERS	212.00		4344
8385	04/19/12	BLO01 BLOOMINGDALE FLORIST	157.95		4344
8386	04/19/12	BOO01 BOONTON ELECTRIC SUPPLY CORP.	251.29		4344
8387	04/19/12	BOR01 BOROUGH OF BUTLER ELECTRIC	7,358.12		4344
8388	04/19/12	BOR02 BOROUGH OF KINNELON	47.00		4344
8389	04/19/12	BOR11 BOROUGH OF BLOOMINGDALE	5,707.50		4344
8390	04/19/12	BOR15 BOROUGH OF KINNELON	6,300.00		4344
8391	04/19/12	BRA05 Braen Supply, Inc	146.00		4344
8392	04/19/12	BRO08 BROWNELLS INC.	354.39		4344
8393	04/19/12	BUS01 BUSINESS GRAPHICS	239.00		4344
8394	04/19/12	BUT14 BUTLER VETERINARY HOSPITAL	44.00		4344
8395	04/19/12	CAB01 CABLEVISION	149.80		4344
8396	04/19/12	CAS06 ROBERT J. CASONE	150.00		4344
8397	04/19/12	CER01 CERTIFIED SPEEDOMETER SERVICE	372.00		4344
8398	04/19/12	CHE07 CHERRY VALLEY TRACTOR SALES	152.76		4344
8399	04/19/12	COM12 COMMANDNET TRAINING ASSOCIATES	450.00		4344
8400	04/19/12	CON11 CONNOLLY & HICKEY	19,495.00		4344
8401	04/19/12	COO03 COOPERATIVE COMMUNICATIONS INC	2,374.40		4344
8402	04/19/12	DAR01 DARMOFALSKI ENGINEERING ASSOC.	10,173.00		4344
8403	04/19/12	DEB03 DE BLOCK ENVIRONMENTAL SERVICE	9,140.21		4344
8404	04/19/12	DEE01 DEER PARK SPRING WATER	39.12		4344
8405	04/19/12	DEL08 DELTA DENTAL OF NEW JERSEY INC	3,916.15		4344
8406	04/19/12	DEL16 DE LAGE LANDEN	860.40		4344
8407	04/19/12	DEP04 DEPARTMENT OF COMMUNITY AFFAIR	736.00		4344
8408	04/19/12	DOU01 DOUG'S SMALL ENGINE REPAIR	136.00		4344
8409	04/19/12	DRE ANNE DREPS	262.02		4344
8410	04/19/12	EAG01 EAGLE POINT/TJ MORRIS & SON	408.28		4344
8411	04/19/12	EHR01 MARK J. EHRENBURG	111.66		4344
8412	04/19/12	ELE03 ELECTRO BATTERY SYSTEMS INC.	49.72		4344
8413	04/19/12	EMP02 EMPIRE TAX FUND IV	54,357.45		4344
8414	04/19/12	ESC03 E.S.C. ENTERPRISES INC.	400.00		4344
8415	04/19/12	ETD01 ETD DISCOUNT TIRE CENTERS, INC	1,755.50		4344
8416	04/19/12	FAL03 FALCON AUTO PARTS INC	279.52		4344
8417	04/19/12	FED01 FED-EX	50.17		4344
8418	04/19/12	FER11 RICKEY J. FERRIOLA	213.85		4344
8419	04/19/12	FIN04 FINCH FUEL OIL CO. INC.	5,717.99		4344
8420	04/19/12	FOR04 FORD MOTOR CREDIT COMPANY	1,495.85		4344
8421	04/19/12	GAL01 GALL'S INC.	132.97		4344
8422	04/19/12	GAR01 GARDEN STATE HIGHWAY PROD., INC	125.35		4344
8423	04/19/12	GEN03 GENERAL CODE PUBLISHERS CORP.	1,195.00		4344

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
424	04/19/12	GFO01 G.F.O.A. OF N.J.	90.00		4344
8425	04/19/12	GTB01 G.T.B.M. INC.	9,911.64		4344
8426	04/19/12	HER02 HERO'S SALUTE AWARDS COMPANY	14.00		4344
8427	04/19/12	HER05 HERB'S SPORT SHOP INCORPORATED	11,867.40		4344
8428	04/19/12	HOM02 HOME DEPOT CREDIT SERVICE	1,226.10		4344
8429	04/19/12	HOR04 Horizon Office Equipment	260.75		4344
8430	04/19/12	JAC05 JACK BRANAGAN	775.00		4344
8431	04/19/12	JER03 JERSEY PAPER PLUS	361.96		4344
8432	04/19/12	KET02 STEVEN KETCHAM &	3,262.98		4344
8433	04/19/12	KIN09 KINNELON BOARD OF EDUCATION	2,761,395.00		4344
8434	04/19/12	KOS01 KOSCO HARLEY-DAVIDSON	196.15		4344
8435	04/19/12	LAK04 Lakeland Septic Co., Inc.	440.00		4344
8436	04/19/12	LIA01 LIAM CONSTRUCTION INC.	110,250.00		4344
8437	04/19/12	LIF02 LIFESAVERS, INC.	1,687.17		4344
8438	04/19/12	LOE01 LOEFFELS WASTE OIL SERVICE	170.00		4344
8439	04/19/12	MAD03 LAW OFFICE OF MARK D. MADAI0	2,812.00		4344
8440	04/19/12	MAI08 ANISA MAINERO	70.00		4344
8441	04/19/12	MB02 M&B TRUCKING INC.	405.00		4344
8442	04/19/12	MCA01 MCAA OF NEW JERSEY	300.00		4344
8443	04/19/12	MCA02 MCAA OF NJ, C/O SUZANN LORUSSO	90.00		4344
8444	04/19/12	MCD01 PATRICK MC DONNELL	34.70		4344
8445	04/19/12	MCI01 MCI EASTERN SECURITY	165.00		4344
8446	04/19/12	MCI02 MCI COMM SERVICE	12.78		4344
8447	04/19/12	MIC02 MICRO SYSTEMS-NJ	1,400.00		4344
8448	04/19/12	MOO06 SCOTT MOODY	162.00		4344
8449	04/19/12	MOR08 MORRIS COUNTY FIRE FIGHTERS &	20.00		4344
8450	04/19/12	MOR17 MORRIS CTY TAX COLL/TREAS ASSC	15.00		4344
8451	04/19/12	MOR21 MORRIS COUNTY M.U.A.	55,588.54		4344
8452	04/19/12	MTA01 MTAG SVCS AS CUST FOR	11,650.13		4344
8453	04/19/12	NES01 NESTLE PURE LIFE DIRECT	178.74		4344
8454	04/19/12	NJD07 NJ DEPT HEALTH & SENIOR SERV	1,050.00		4344
8455	04/19/12	NJD09 NJ DIVISION PENSIONS& BENEFITS	601,436.01		4344
8456	04/19/12	NJG01 NJGIA ANNUAL CONFERENCE	200.00		4344
8457	04/19/12	NOR01 NORTH JERSEY CRT. ADMIN. ASSO.	45.00		4344
8458	04/19/12	NOR02 NORTH JERSEY NEWSPAPER	0.00	04/19/12 VOID	0
8459	04/19/12	NOR02 NORTH JERSEY NEWSPAPER	537.43		4344
8460	04/19/12	NOR07 NORTH JERSEY NEWSPAPER	353.92		4344
8461	04/19/12	NOR09 NORTHERN N.J. BABE RUTH LEAGUE	110.00		4344
8462	04/19/12	NUT01 Nutley Supply	415.00		4344
8463	04/19/12	OCE02 OCEAN PLACE RESORT & SPA	172.80		4344
8464	04/19/12	ONE02 One Call Concepts, INC.	28.32		4344
8465	04/19/12	OXF01 OXFORD HEALTH PLANS	78,285.87		4344
8466	04/19/12	PAP02 JOHN A PAPAARAZZO	262.50		4344
8467	04/19/12	PEN03 PENN STATE JUSTICE & SAFETY	620.00		4344
8468	04/19/12	PEN04 Penn Jersey Machinery, LLC	60.46		4344
8469	04/19/12	PER01 KAREN PERRY	66.99		4344
8470	04/19/12	PIT02 PITNEY BOWES, INC.	1,152.00		4344
8471	04/19/12	PRI06 PRIME UNIFORM SUPPLY, INC	360.20		4344
8472	04/19/12	PSE01 P.S.E. & G.	1,144.76		4344
8473	04/19/12	QUA01 QUALITY AUTOMOTIVE	1,813.43		4344
8474	04/19/12	QUA06 QUALITY ELECTRIC	2,945.00		4344
8475	04/19/12	RAI03 RAINBOW ASSOCIATES, LLC	4,603.02		4344
8476	04/19/12	REA01 REAL ESTATE RENOVATORS	250.00		4344
8477	04/19/12	REL04 CHRISTINE RELOVSKY	289.38		4344

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
8478	04/19/12	RID03 RIDGEWOOD PRESS	718.80		4344
8479	04/19/12	RIF01 HAMDI RIFAI	800.00		4344
8480	04/19/12	RIV03 RIVERDALE POWER MOWER INC.	196.00		4344
8481	04/19/12	RIV06 Riverdale Environmental	600.00		4344
8482	04/19/12	ROU01 ROUTE 23 AUTO MALL	468.72		4344
8483	04/19/12	ROY01 ROYAL COMMUNICATIONS INC.	1,986.65		4344
8484	04/19/12	RSC01 RSC OF NJ	299.00		4344
8485	04/19/12	RUT08 RUTGERS YTH SPORTS RESRCH COUN	50.00		4344
8486	04/19/12	SAN03 Tony Sanchez, LTD	116.23		4344
8487	04/19/12	SES01 SESI CONSULTING ENGINEERS	3,766.36		4344
8488	04/19/12	SHA03 Shade Tree Department LLC	2,000.00		4344
8489	04/19/12	SHE03 SHERWIN WILLIAMS CO.	381.90		4344
8490	04/19/12	SHO01 SHOTMEYER BROS. FUEL CORP.	1,124.93		4344
8491	04/19/12	SMA01 SMART STOP STATE RT 23	276.00		4344
8492	04/19/12	SPO05 SPOT-A-WAY	225.00		4344
8493	04/19/12	STA05 STATE OF NEW JERSEY PWT	17.79		4344
8494	04/19/12	STA22 STADIUM SYSTEM	1,405.60		4344
8495	04/19/12	STB01 S & T BUILDERS	250.00		4344
8496	04/19/12	STO01 STORR TRACTOR COMPANY	443.15		4344
8497	04/19/12	SUB03 SUBURBAN DISPOSAL	71,888.88		4344
8498	04/19/12	TAR01 TARGET	100.00		4344
8499	04/19/12	TIL03 ROBYN TILTON	330.00		4344
8500	04/19/12	TJS01 TJ'S SPORTWIDE TROPHY & AWARDS	1,914.50		4344
8501	04/19/12	TRE02 TREASURER, STATE OF NEW JERSEY	75.00		4344
8502	04/19/12	TRE05 TREAS. STATE OF NEW JERSEY	1,694.00		4344
8503	04/19/12	TRE09 Treasurer, State of New Jersey	929.19		4344
8504	04/19/12	TRU01 TRUMP TAJ MAHAL	400.00		4344
8505	04/19/12	VER01 VERIZON	37.58		4344
8506	04/19/12	VER06 VERIZON WIRELESS	783.92		4344
8507	04/19/12	VFI01 VFIS BENEFITS DIVISION	618.65		4344
8508	04/19/12	WAT01 WATER WORKS SUPPLY COMPANY	1,272.64		4344
8509	04/19/12	WBM01 W.B. MASON COMPANY INC.	0.00	04/19/12 VOID	0
8510	04/19/12	WBM01 W.B. MASON COMPANY INC.	1,468.38		4344
8511	04/19/12	XTR01 XTREME GRAPHICS LLC	1,508.00		4344
8512	04/19/12	ZAP01 ZAPHYR LLC	2,902.50		4344

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	136	2	0.00	4,007,487.97
Direct Deposit:	0	0	0.00	0.00
Total:	136	2	0.00	4,007,487.97

LANNING 2 Columbia Bank

1567	03/19/12	DAR01	DARMOFALSKI ENGINEERING ASSOC.	1,840.00	4337
1568	03/19/12	YES01	Mary Ellen Yesse	310.00	4337

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	2	0	0.00	2,150.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	0.00	2,150.00

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
1034	03/22/12	PAT05 PATHMARK	1,000.00		4338

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	1	0	0.00	1,000.00
Direct Deposit:	0	0	0.00	0.00
Total:	1	0	0.00	1,000.00

WIRES		WIRES			
539	03/27/12	BOR02	BOROUGH OF KINNELON	183,588.24	4339
552	03/27/12	BOR02	BOROUGH OF KINNELON	39.09	4340
669	04/18/12	BOR02	BOROUGH OF KINNELON	172,564.98	4343

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	3	0	0.00	356,192.31
Direct Deposit:	0	0	0.00	0.00
Total:	3	0	0.00	356,192.31

Report Totals	Paid	Void	Amount Void	Amount Paid
Checks:	142	2	0.00	4,366,830.28
Direct Deposit:	0	0	0.00	0.00
Total:	142	2	0.00	4,366,830.28

Fund Description	Fund	Budget Total	Revenue Total
CURRENT FUND APPROPRIATIONS	1-01	3,723.11	0.00
CURRENT FUND APPROPRIATIONS	2-01	4,048,413.92	0.00
WATER FUND	2-05	21,435.20	0.00
SEWER FUND	2-07	92,911.27	0.00
Year Total:		4,162,760.39	0.00
	C-04	126,368.55	0.00
DOG TAX	D-13	1,409.47	0.00
STATE AND FEDERAL GRANTS	G-02	23,230.47	0.00
CAMELOT	K-17	189.38	0.00
PUBLIC ASSIST 2	P-18	1,000.00	0.00
RECREATION SPECIAL	R-16	27,181.41	0.00
CLERK SPECIAL	S-20	1,050.00	0.00
	T-23	844.84	0.00
	V-27	6,733.24	0.00
Community Policing Donations	X-29	9,911.64	0.00
RECYCLE FUND	Y-21	277.78	0.00
Total of All Funds:		4,364,680.28	0.00

Project Description	Project No.	Project Total
6 Hemlock Verblauw	11201	115.00
104 KIEL AVE- WEICHERT	1345	230.00
34 CABOT LANE #1367 YESSE	1367	310.00
SOUTH GLEN ROAD LLC II	3000713	345.00
24 LAKEVIEW DR / RATZ /5884	5884	230.00
REIDINGER - 8 BRIARCLIFF	711	345.00
Karen D'Amico/17 Ledgewood/785	785	345.00
COHEN 11 THORNWOOD DRIVE	883007	230.00
Total of All Projects:		<u>2,150.00</u>

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

CONSENT AGENDA:

A motion was offered by Councilman A. SanFilippo and seconded by Councilman S. Cobell, the following motions and resolutions were offered for approval:

WHEREAS, the Borough Council of the Borough of Kinnelon has reviewed the Special Consent Agenda consisting of various proposed Resolutions and Motions, and

WHEREAS, the Council Members of the Borough of Kinnelon did not desire to remove any item from the Agenda,

NOW, THEREFORE, BE IT RESOLVED, that the following Resolutions and Motions are hereby approved:

- a. RESOLUTION 4.1.12 – Temporary Budget (Memorialization of Action Taken on 4/12/12) (Attached)
- b. RESOLUTION 4.2.12 – Refund of Premium Tax Sale Cert. No. 11-00016- 8 Elizabeth Drive
(Attached)
- c. RESOLUTION 4.3.12 – Redemption of Tax Sale Cert. No. 11-00016 – 8 Elizabeth Drive
(Attached)
- d. RESOLUTION 4.4.12 – Redemption of Tax Sale Cert. No. 11-00017 – 12 Elizabeth Drive
(Attached)
- e. RESOLUTION 4.5.12 – Refund of premium on Tax Sale Cert. No. 11-00018 – 15 Elizabeth Dr.
(Attached)
- f. RESOLUTION 4.6.12 – Redemption of Tax Sale Cert. No. 11-00018 – 15 Elizabeth Drive
(Attached)
- g. RESOLUTION 4.7.12 – Refund of premium of Tax Sale Cert. No. 11-00019 – 18 Elizabeth Dr.
(Attached)
- h. RESOLUTION 4.8.12 – Redemption of Tax Sale Cert. No. 11-00019 – 18 Elizabeth Dr.
(Attached)
- i. RESOLUTION 4.9.12 – Refund of Overpayment of 1st Quarter 2012 Taxes 180 Kinnelon Road
(Attached)
- j. RESOLUTION 4.10.12 – Redemption of Tax Sale Cert. No. 11-00011 4 Cedar Trail (Attached)
- k. RESOLUTION 4.11.12 – Refund of premium of Tax Sale Cert. No. 11-00006 – 242 Kinnelon
Road (Attached)
- l. RESOLUTION 4.12.12 – Redemption of Tax Sale Cert. No. 11-00006 – 242 Kinnelon Rd
(Attached)
- m. RESOLUTION 4.13.12-Renewal of Gramco Business Communications Contract (Attached)
- n. RESOLUTION 4.14.12 –Authorize Mayor to Sign Memorandum of Understanding between
NY Terminal Radar Approach Control & Boro (Attached)

RESOLUTION 4.1.12**EMERGENCY TEMPORARY
APPROPRIATIONS**

WHEREAS, pursuant to N.J.S.A. 40a:4-19 the Borough council of the Borough of Kinnelon adopted Resolutions to provide temporary funds for the period from January 1, 2012 until the adoption of the Operating Budget for the Borough of Kinnelon, New Jersey; and

WHEREAS, additional appropriations will be required from April 12, 2012 until the adoption of the budget; and

WHEREAS, N.J.S.A. 40A:4-20 provides that the governing body by two-thirds vote may make temporary emergency appropriations for any purpose for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE BOROUGH OF KINNELON, NEW JERSEY, that:

1. The governing body by a two-thirds vote of its full membership hereby amends its temporary budget by making the following emergency temporary appropriations:

CURRENT FUND

General Administration	Other Expenses	\$5,000.00
Mayor & Council	Salary & Wages	\$3,200.00
Municipal Clerk	Salary & Wages	\$12,000.00
Finance	Salary & Wages	\$15,000.00
Finance	Other Expenses	\$1,000.00
Tax Collection	Salary & Wages	\$4,000.00
Tax Assessment	Salary & Wages	\$10,000.00
Tax Assessment	Other Expenses	\$1,000.00
Legal Services	Other Expenses	\$5,000.00
Engineering	Other Expenses	\$1,000.00
Historical Comm	Salary & Wages	\$500.00
Historical Comm	Other Expenses	\$1,000.00
Planning Board	Salary & Wages	\$2,000.00
Planning Board	Other Expenses	\$2,000.00
Bd of Adjustment	Salary & Wages	\$300.00
Bd of Adjustment	Other Expenses	\$1,000.00
Code Enforcement	Salary & Wages	\$2,000.00

Group Insurance	Other Expenses	\$100,000.00
UIC/Disability	Other Expenses	\$2,000.00
Police	Salary & Wages	\$200,000.00
Police Dispatchers	Salary & Wages	\$20,000.00
Fire Dept	Salary & Wages	\$2,000.00
Fire Dept	Other Expenses	\$5,000.00
Aid to Volunteer Fire	Other Expenses	\$10,000.00
Prosecutor	Other Expenses	\$1,000.00
Roads	Salary & Wages	\$100,000.00
Storm Water	Salary & Wages	\$4,000.00
Sanitation	Other Expenses	\$100,000.00
Buildings & Grounds	Other Expenses	\$5,000.00
Vehicle Maint	Other Expenses	\$5,000.00
Bd of Health	Salary & Wages	\$4,000.00
Bd of Health	Other Expenses	\$500.00
Env Comm	Salary & Wages	\$1,000.00
Env Comm	Other Expenses	\$500.00
Interlocal Health Services	Other Expenses	\$30,000.00
Interlocal Animal Control	Other Expenses	\$6,000.00
Interlocal Dial A Ride	Other Expenses	\$22,000.00
Smoke Rise Condo Act	Other Expenses	\$15,000.00
Library	Other Expenses	\$100,000.00
Recreation	Salary & Wages	\$4,000.00
Recreation	Other Expenses	\$500.00
Gasoline	Other Expenses	\$8,000.00
Telephone	Other Expenses	\$5,000.00
Tipping Fees	Other Expenses	\$50,000.00
Social Security	Other Expenses	\$30,000.00
Municipal Court	Salary & Wages	\$15,000.00
Municipal Court	Other Expenses	\$1,000.00
Public Defender	Other Expenses	\$1,000.00
Interlocal Construction	Salary & Wages	\$50,000.00
Webmaster	Salary & Wages	\$500.00
MC Historic Preservation Grant	Other Expenses	\$25,200.00
MC Historic Pres Grant Cash Match	Other Expenses	\$ 6,300.00
PERS	Other Expenses	\$247,481.00
PFRS	Other Expenses	\$234,238.00
Capital Outlay	Other Expenses	\$15,000.00
TOTAL		\$1,492,219.00

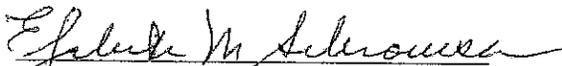
WATER AND SEWER UTILITY FUND

Municipal Utility Services- Water		Salary & Wages		\$20,000.00
Total				\$20,000.00
Municipal Utility Services- Sewer		Salary & Wages		\$10,000.00
Municipal Utility Services- Sewer		Other Expenses		\$80,000.00
Total				\$90,000.00

2. This action shall take effect April 12, 2012
3. A copy of this resolution shall be immediately filed with the Director of Local Government Services by the Borough Clerk of the Borough of Kinnelon.

CERTIFICATION

I, Elizabeth M. Sebrowski, Borough Clerk, do hereby certify this to be a true copy of a resolution which was duly adopted at the regular meeting of the Kinnelon Mayor and Council held on April 12, 2012.


Elizabeth M. Sebrowski, RMC
Borough Clerk

RESOLUTION # 4.2

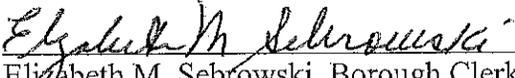
BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to MTAG Svc. Cust. ATCFIT NJ, LLC in the amount of \$4,000.00 for refund of premium on Tax Sale Certificate No. 11-00016, Block 91, Lot 19.01, also known as 8 Elizabeth Drive, Kinnelon, New Jersey.

ROLL CALL:

April 19, 2012
Lisa Kimkowski, C.T.C.
Tax Collector
Borough of Kinnelon

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this resolution 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 April 19, 2012.

DATE: 4/19/12


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION # 4.3

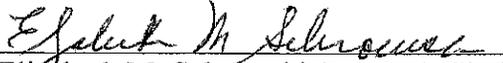
BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to MTAG Svc. Cust ATCFII NJ, LLC, in the amount of \$7,317.34 for redemption of Tax Sale Certificate No. 11-00016, Block 91 Lot 19.01 also known as 8 Elizabeth Drive, Kinnelon, New Jersey.

ROLL CALL:

April 19, 2012
Lisa Kimkowski, C.T.C.
Tax Collector
Borough of Kinnelon

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this resolution 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 April 19, 2012.

DATE: 4/19/12


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION # 4.4.

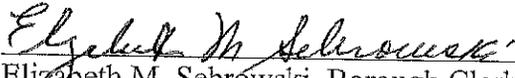
BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to Empire Tax Fund IV, in the amount of \$16,123.16 for redemption of Tax Sale Certificate No. 11-00017, Block 91 Lot 19.02 also known as 12 Elizabeth Drive, Kinnelon, New Jersey.

ROLL CALL:

April 19, 2012
Lisa Kimkowski, C.T.C.
Tax Collector
Borough of Kinnelon

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this resolution 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 April 19, 2012.

DATE: 4/19/12


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION # 4.5

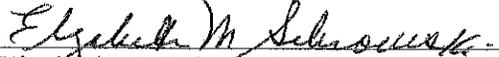
BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to Empire Empire Tax Fund IV, in the amount of \$100.00 for refund of premium on Tax Sale Certificate No. 11-00018, Block 91, Lot 19.05, also known as 15 Elizabeth Drive, Kinnelon, New Jersey.

ROLL CALL:

April 19, 2012
Lisa Kimkowski, C.T.C.
Tax Collector
Borough of Kinnelon

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this resolution 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 April 19, 2012.

DATE: 4/19/12


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION # 4.06

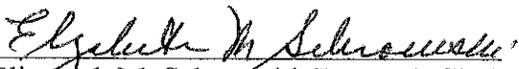
BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to Empire Tax Fund IV, in the amount of \$16,862.40 for redemption of Tax Sale Certificate No. 11-00018, Block 91 Lot 19.05 also known as 15 Elizabeth Drive, Kinnelon, New Jersey.

ROLL CALL:

April 19, 2012
Lisa Kimkowski, C.T.C.
Tax Collector
Borough of Kinnelon

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this resolution 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 April 19, 2012.

DATE: 4/19/12


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION # 4.07

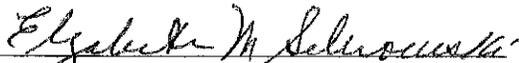
BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to Empire Empire Tax Fund IV, in the amount of \$3,500.00 for refund of premium on Tax Sale Certificate No. 11-00019, Block 91, Lot 19.07, also known as 18 Elizabeth Drive, Kinnelon, New Jersey.

ROLL CALL:

April 19, 2012
Lisa Kimkowski, C.T.C.
Tax Collector
Borough of Kinnelon

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this resolution 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 April 19, 2012.

DATE: 4/19/12


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION # 4.08

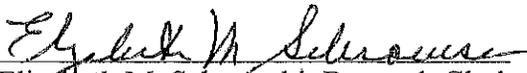
BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to Empire Tax Fund IV, in the amount of \$17,771.89 for redemption of Tax Sale Certificate No. 11-00019, Block 91 Lot 19.07 also known as 18 Elizabeth Drive, Kinnelon, New Jersey.

ROLL CALL:

April 19, 2012
Lisa Kimkowski, C.T.C.
Tax Collector
Borough of Kinnelon

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this resolution 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 April 19, 2012.

DATE: 4/19/12


Elizabeth M. Sebrowski, Borough Clerk

RES. # 4.09

BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, Kinnelon, New Jersey, that a warrant be drawn to Steven Ketcham and Alexandra Budny in the amount of \$3,262.98 representing refund for overpayment of 1st Quarter 2012 property taxes for Block 30.01, Lot28.01, also known as 180 Kinnelon Road, Kinnelon, New Jersey.

ROLL CALL:

April 19, 2012
Lisa A. Kimkowski, C.T.C.
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 April 19, 2012.

DATE: 4/19/12


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION # 4.10

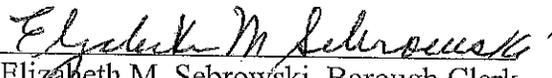
BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to MTAG Svc. Cust ATCFII NJ LLC, in the amount of \$332.79 for redemption of Tax Sale Certificate No. 11-00011, Block 65 Lot 19, also known as 4 Cedar Trail, Kinnelon, NJ.

ROLL CALL:

April 19, 2012
Lisa Kimkowski, C.T.C.
Tax Collector
Borough of Kinnelon

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this resolution 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 April 19, 2012.

DATE: 4/19/12


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION # 4,11

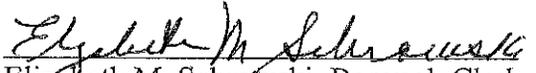
BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to Rainbow Associates, LLC, in the amount of \$1,500.00 for refund of premium on Tax Sale Certificate No. 11-00006, Block 30.01, Lot 14.04, also known as 242 Kinnelon Road, Kinnelon, New Jersey.

ROLL CALL:

April 19, 2012
Lisa Kimkowski, C.T.C.
Tax Collector
Borough of Kinnelon

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this resolution 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 April 19, 2012.

DATE: 4/19/12


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION # 4.12

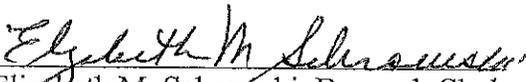
BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to Rainbow Associates, LLC., in the amount of \$3,103.02 for redemption of Tax Sale Certificate No. 11-00006, Block 30.01 Lot 14.04, also known as 242 Kinnelon Road, Kinnelon, NJ.

ROLL CALL:

April 19, 2012
Lisa Kimkowski, C.T.C.
Tax Collector
Borough of Kinnelon

I, Elizabeth M. Sebrowski, Borough Clerk, Borough of Kinnelon, hereby certify this resolution 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 April 19, 2012.

DATE: 4/19/12


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION 4.13

AUTHORIZATION TO RENEW
AN AGREEMENT WITH GRAMCO
BUSINESS COMMUNICATIONS

WHEREAS, the Borough of Kinnelon has recording devices used for the recording and transcription of its public meetings; and

WHEREAS, the Maintenance Contract Agreement expired on May 13, 2012; and

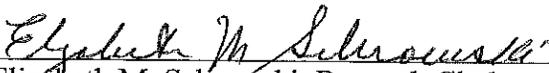
WHEREAS, the Borough wishes to renew its service agreement with Gramco Business Communication; and

WHEREAS, said agreement is for a twelve month period from May 14, 2012 to May 13, 2013 for the following services and costs:

1 Samson Portable Pa System-Main Meeting Room	\$750.00
1 Liberty Digital Recording System	\$925.00
1 Marantz CDR-310 Digital Recording System	\$495.00
for a Total Renewal Cost of	\$2,170.00

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Kinnelon, the Mayor is hereby authorized to sign said agreement and authorize the Treasurer to pay the Annual Renewal Fee of \$2,170.00

Dated:


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION 4.14.12

AUTHORIZE MAYOR TO SIGN A
MEMORANDUM OF UNDERSTANDING
BETWEEN N.Y. TERMINAL RADAR
APPROACH CONTROL (TRACON)
AND THE BOROUGH OF KINNELON

WHEREAS, it is necessary for the Borough to enter into a Memorandum of Understanding with the New York Terminal Radar Approach Control, (TRACON); and

WHEREAS, the purpose of the memorandum is to seek the cooperation of the Borough and establishes procedures for notifying the FAA when a proponent seeks town approval to construct any obstacle that exceeds the height of vegetation growth, for example, a cell phone tower, within the described geographical areas within Kinnelon Borough; and

WHEREAS, the background for this agreement is because the Federal Aviation Administration determines the lowest altitude to which an aircraft can be descended by air traffic control by determining the height of the terrain and obstacles in a given area, and providing 1,000 feet of clearance from the terrain or obstacle to aircraft. This determination takes into account that, under existing rules, the FAA is not required to be informed if an obstacle is built that is less than 200 feet tall, and/or more than 5NM from any airport. To allow for this, 200 feet is automatically added to the assessments of terrain height; and

WHEREAS, in some areas, this addition would mean the loss of a cardinal altitude, such as 2,000 feet, for use in vectoring aircraft. Since 1,000 feet of vertical separation is provided between aircraft, this has a negative ripple effect that could severely impact air traffic operations in New Jersey; and

WHEREAS, the FAA requests that the Mayor of Kinnelon Borough notify New York TRACON when a proponent requests to build obstructions that exceed the height of the surrounding vegetation growth within the lateral limits described below. This will result in vectoring altitudes being based on actual, rather than assumed, structures; and

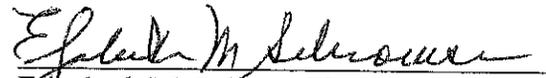
WHEREAS, during the approval process of a cell phone tower or other structure that will exceed the tree height in the delineated areas, notify the Air Traffic Manager of New York TRACON at 516-683-2900; and

WHEREAS, within the Borough boundaries south of South Glen Road to Kinnelon Road and all areas east of Kinnelon Road and west of Interstate 287.

NOW, THEREFORE, BE IT RESOLVED, by the Kinnelon Mayor and Council the Mayor is hereby authorized to enter into said Memorandum of Understanding between New York Terminal Radar Approach Control (TRACON) and the Borough of Kinnelon.

Dated this 19th Day of April, 2012

ATTEST:


Elizabeth M. Sebrovski, Borough Clerk


Robert W. Collins, Mayor

CERTIFICATION

I, Elizabeth M. Sebrovski, do hereby certify this to be a true copy of a resolution which was adopted by the Kinnelon Mayor and Council at a regular meeting on April 19, 2012.


Elizabeth M. Sebrovski, RMC
Borough Clerk

RESOLUTION 4.15.12

ALCOHOL AWARENESS MONTH

WHEREAS, alcohol is a primary factor in the four leading causes of death for young persons ages 10-21 and

WHEREAS, almost 100,000 persons die each year from alcohol-related causes: drinking and driving crashes, other accidents, falls, fires, alcohol-related homicides and suicide and

WHEREAS, approximately 15 million current drinkers in the United States are dependent on alcohol; and

WHEREAS, adolescents use alcohol more than tobacco or illicit drugs; and

WHEREAS, young people begin drinking, on average, at 13.1 years of age; and

WHEREAS, young people who begin drinking before age 15 are four times more likely to develop alcohol dependence than those who begin drinking at age 21; and

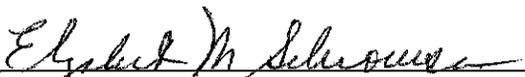
WHEREAS, alcohol is involved in fifty percent of criminal assault, traffic, theft, fraud, vandalism and sex crime cases in the juvenile justice system. Older friends and siblings are the primary source by which underage youth obtain alcohol. Providing alcohol to minors is against the law, and that together we should work to keep it out of their hands, and

WHEREAS, it is imperative that we join with others in advancing efforts to strengthen the enforcement of our underage drinking laws, and build partnerships among local agencies, elected officials, law enforcement, businesses, schools, and communities to prevent underage drinking and alcoholism;

NOW, THEREFORE, I, Robert W. Collins, Mayor, join the National Council on Alcoholism and Drug Dependence, Inc, (NCADD) and The New Jersey Division of Alcohol Beverage Control and do hereby proclaim that April 2012 is Alcohol Awareness Month in the Borough of Kinnelon, Morris County, New Jersey.

Dated this 19th Day of April, 2012

ATTEST:


Elizabeth M. Sebrovski, Borough Clerk


Robert W. Collins, Mayor

RESOLUTION 4.16/12

IMPLEMENTATION OF ENVIRONMENTALLY
CONSCIOUS GROUNDS AND MAINTENANCE
POLICY BY THE BOROUGH OF KINNELON

WHEREAS, the governing body of the Borough of Kinnelon desires to initiate an Environmentally Conscious Grounds and Maintenance policy for the Borough of Kinnelon as follows:

1. ENVIRONMENTALLY CONSCIOUS GROUNDS AND MAINTENANCE POLICY

1.0 Statement of Policy

When practicable it is the policy of the Borough of Kinnelon to:

- 1a. Establish procedures, methods, and practices that benefit our natural lands and environment, health of our workers and citizens, and minimize negative environmental impacts,
- 1b. utilize practices that reduce waste by increasing product and method efficiency and effectiveness,
- 1c. utilize products and methods that minimize environmental impacts, toxics, pollution, and hazards to worker and community safety to the fullest extent that is practical; and
- 1d. utilize methods and products that reduce waste or increase recyclability, are Sustainable, conserve energy and water, reduce greenhouse gas emissions, use unbleached or chlorine free manufacturing processes, reduced use of chemicals and are lead-free and mercury-free, when and where practicable.

2.0 Purpose and Objectives

- 2.a The goal of this policy is to, when practicable encourage and increase the use of environmentally preferable methods, products, and services in the Borough of Kinnelon. By including environmental considerations in municipal grounds and buildings decisions, Kinnelon can promote practices that are beneficial to our land, beneficial to public and worker health, and conserve natural resources.

The policy objectives are to:

- 2.a.1. conserve natural resources
- 2.a.2. minimize environmental impacts such as pollution and use of water and energy,
- 2.a.3. eliminate or reduce toxics that create hazards to workers and our community,
- 2.a.4. support strong recycling markets,
- 2.a.5. reduce materials that are routinely landfilled,
- 2.a.6. increase the use and availability of environmentally preferable Products that protect the environment.
- 2.a.7. identify environmentally preferable techniques, methods, and

- distribution systems,
- 2.a.8. create a model for sustainable buildings and grounds maintenance that encourages others in our community to adopt similar goals.

3.0 Research, Evaluation and Implementation

3.1. The Public Works Division and members of the Green Team Committee composed of representatives from various Borough Departments to research, evaluate and implement the sustainable methods to grounds and buildings maintenance objectives. The Committee will focus its research, evaluation and implementation on the following areas where practicable.

- 3.a Water and Energy Efficient Products and Processes (e.g. solar applications irrigation, energy efficient lighting, appliances, vehicles and motorized equipment).
- 3.b Landscape and Grounds Management (e.g. integrated pest and vegetation management, use of drought tolerant/indigenous plants, recycled mulches, etc.)
- 3.c Renewable Products (e.g. certified forest materials, renewable energy resources, etc).
- 3.d Waste and Pollution Reduction (e.g. integrated waste management, construction debris, recycling practices, longer lasting materials and machines, etc.)
- 3.e Recycled Content Products, (e.g. paper, playground equipment, construction materials, motor oils and lubricants, carpets, matting, plastic lumber, trash bags, parking stops, etc.)
- 3.f Reduction of Chemical and Toxic Substances and Processes (e.g. cleaning products, pest management chemicals, phosphates, paint, solvents, etc.)

3.2 Green Building Program (e.g. designing and renovating for energy and resource conservation, using recycled products in construction and renovation, disposal of building materials in an environmental thoughtful means, etc.)

3.3 The Green Team Committee is aware that the evaluation and implementation phases of the project will require changes in awareness, behaviors, practices and procedures. To the extent possible it is the Committee's intention to have as large of a participative process as possible as it researches, evaluates and implements the policy recommendations. It is also the Committee's intention to meet annually after implementation to monitor and evaluate the Borough's progress in this area.

4.0 Specifications

4.1 Energy and Water Efficiency in Products and Processes

- 4.a Where practicable, energy-efficient equipment shall be utilized with the most up-to-date energy efficiency functions. This includes, but is not limited to, high efficiency space heating systems, high efficiency space cooling equipment, compressors, generators, motors and pumps.
- 4.b To the extent practicable, the Borough shall replace inefficient interior lighting with energy-efficient equipment.
- 4.c When practicable, the Borough shall replace inefficient exterior lighting, street lighting and traffic signal lights with energy-efficient equipment. Exterior lighting shall be minimized where possible to avoid light pollution and unnecessary lighting of architectural and landscape features while providing adequate illumination for safety and accessibility.
- 4.d When practicable and justly sound, all products utilized by the Borough and for which the U.S EPA Energy Star certification is available shall meet Energy Star certification, when practicable. When Energy Star labels are not available, the Borough shall choose energy-efficient products that are in the upper 25% of energy efficiency as designated by the Federal Energy Management Program.
- 4.e To the extent practicable the Borough shall purchase and utilize water-saving methods. This includes, but is not limited to, high-performance fixtures like toilets, low-flow faucets and aerators, and upgraded irrigation systems.

5.0 Landscaping and Grounds Maintenance

- 5.a All landscape renovations, construction and maintenance performed by the Borough, including workers and contractors providing landscaping services for the Borough, shall employ sustainable landscape management techniques for design, construction and maintenance whenever possible, including, but not limited to, intergraded pest management, grass cycling, drip irrigation, composting, and procurement and use of mulch and compost that give preference to those produced from regionally generated plant debris and/or food waste programs.
- 5.b Plants should be selected to minimize waste by choosing species that are appropriate to the microclimate; species that can grow to their natural size in the space allotted them, and perennials rather than annuals for color. Native and drought tolerant plants that require no or minimal watering once established are preferred.
- 5.c Hardscapes and landscape structures constructed of recycled content materials are encouraged to be utilized, when and where practicable. The Borough shall strive to limit the amount of impervious surfaces in the landscape, wherever practicable. Permeable substitutes, such as permeable asphalt or pavers, are encouraged for walkways, patios and driveways.

6.0 Recycled/Renewable Methods and Products

- 6.a All products for which the United States Environmental Protection Agency (U.S. EPA) has established minimum recycled content standard guidelines in the Agency's Comprehensive Procurement Guidelines, such as those for printing paper, office paper, janitorial paper, construction, landscaping, park and recreation, transportation, vehicles, miscellaneous, and non-paper office products, shall when practicable and justly sound, contain the highest post-consumer content practicable, but no less than the minimum recycled content standards established by the U.S. EPA Guideline.
 - 6.b In accordance with New Jersey Code when the manufacture's recommendations the Borough shall when practicable purchase re-refined lubricating and industrial oil for use in its vehicles and other equipment, as long as it is certified by the American Petroleum Institute (API) as appropriate for use in such equipment.
 - 6.c When specifying asphalt concrete, aggregate base or Portland cement concrete for road construction projects, the Borough shall use recycled, reusable or reground materials when practicable.
 - 6.d To the extent practicable the Borough shall specify and purchase recycled content maintenance products, including signs, cones, parking stops, delineators, skirts and barricades, which shall contain the highest post-consumer content practicable, but no less than the minimum recycled content standards established by the U.S. EPA Comprehensive Procurement Guidelines.
- 7.0 Waste Reduction
- 7.a To the extent practicable the Borough shall institute practices that reduce waste And result in the purchase of fewer products whenever practicable and cost-effective, but without reducing safety or workplace quality.
 - 7.b To the extent practicable the Borough shall purchase remanufactured products such as pumps, tires, furniture, equipment and automotive parts whenever practicable, but without reducing safety, quality or effectiveness.
 - 7.c To the extent practicable the Borough shall require all equipment bought after the adoption of this policy to be compatible with source reduction goals where practicable.
- 8.0 Toxic Chemical and Pollution Reduction
- 8.a The use of chlorofluorocarbon and Halon containing refrigerants, solvents and other products shall be phased out and new utilization of heating/ventilating/air Conditioning, refrigeration, insulation and fire suppression systems shall not contain them.

- 8.b All surfactants and detergents shall be readily biodegradable and, where practicable, shall not contain phosphates.
- 8.c When maintain and furnishing buildings. The Borough shall strive to use products with the lowest amount of volatile organic compounds (VOCs), highest recycled content, and low or no formaldehyde when practicable when purchasing materials such as paint, carpeting, adhesives, furniture and casework.
- 8.d For fertilizers, pesticides and herbicides, when practicable environmentally safe products are to be used especially at parks, playgrounds, school grounds and recreational areas.

9.0 Forestry Conservation Methods

- 9.a To the extent practicable, the Borough shall strive not to procure or utilize wood products such as lumber and paper that originate from forests harvested in an environmentally unsustainable manner. When practicable, the Borough shall give preference to wood products that are certified to be sustainably harvested by a comprehensive, performance-based certification system. The certification system shall include independent third-party audits, with standards equivalent to, or stricter than, those of the Forest Stewardship Council (FSC) certification.
- 9.b To the extent practicable, the Borough encourages the purchase or use of recycled, previously used, and salvaged wood and wood products whenever possible.

10.0 Priorities

- 10.a The health and safety of workers and citizens is of utmost importance and takes precedence over all other policies.
- 10.b To the fullest extent possible, the Borough has made significant investments in developing a successful recycling system and recognizes that recycled content products are essential to the continuing viability of that recycling system and for the foundation of an environmentally sound production system. Therefore, to the greatest extent practicable, recycled content shall be included in products that also meet other specifications, such as chlorine free or bio-based.
- 10.c Nothing contained in this policy shall be construed as requiring a department, division or contractor to procure products that do not perform adequately for their intended use, exclude adequate competition, or are not available at a reasonable price in a reasonable period of time.
- 10.d Nothing contained in this policy shall be construed as requiring the Borough Department, purchaser or contractor to take any action that shall conflict with local, state, county or federal requirements.

11.0 Implementation of the Policy

- 11.a The Borough Council, Director of Public Works and other responsible directors shall implement this policy in coordination with other appropriate Borough personnel.
- 11.b Vendors, contractors and grantees shall be encouraged to comply with applicable Sections of this policy for products and services provided to the Borough, where practicable.

12.0 Program Evaluation

- 12.a The Borough Council, Director of Public Works, the Green Team and other positions responsible for implementing this policy, shall periodically evaluate the success of this policy's implementation.

NOW, THEREFORE, BE IT RESOLVED by the Kinnelon Mayor and Council that the Above policy be hereby implemented by the Public Works Department and all other departments within the Borough of Kinnelon.

Dated April 19, 2012

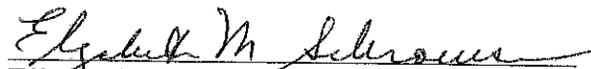
ATTEST:


Elizabeth M. Sebrowski, RMC


Robert W. Collins, Mayor

CERTIFICATION

I, Elizabeth M. Sebrowski, Borough Clerk, do hereby certify this to be a true copy of a resolution which was duly adopted at the regular meeting of the Kinnelon Mayor and Council held on April 19, 2012.


Elizabeth M. Sebrowski, RMC
Borough Clerk

RESOLUTION 4.17.12

RESOLUTION ADOPTING PERSONNEL
POLICIES AND PROCEDURES

WHEREAS, it is the policy of the Borough of Kinnelon to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, (the New Jersey Civil Service Act,) (the New Jersey Attorney General's guidelines with respect to Police Department personnel matters,) the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

WHEREAS, the Borough of Kinnelon has determined that there is a need for personnel policies and procedures to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations.

NOW, THEREBY, BE IT RESOLVED by the Kinnelon Mayor and Council that the Personnel Policies and Procedures Manual attached hereto is hereby adopted.

BE IT FURTHER RESOLVED that these personnel policies and procedures shall apply to all Borough of Kinnelon officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

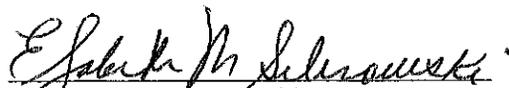
BE IT FURTHER RESOLVED that this manual is intended to provide guidelines covering public service by Borough employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Kinnelon Mayor and Council.

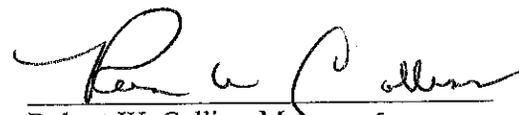
BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the Borough shall operate under the legal doctrine known as "employment at will."

BE IT FURTHER RESOLVED that the Mayor and all managerial/supervisory personnel are responsible for these employment practices. The Chief Financial Officer and the Borough Attorney shall assist the Mayor in the implementation of the policies and procedures in this manual.

Dated: April 19, 2012

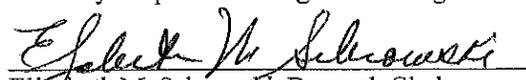
ATTEST:


Elizabeth M. Sebrowski, RMC
Borough Clerk


Robert W. Collins, Mayor

CERTIFICATION

I, Elizabeth M. Sebrowski, Borough Clerk, do hereby certify this to be a true copy of a resolution which was duly adopted at the regular meeting of the Kinnelon Mayor and Council held on April 19, 2012.


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION 4.18.12

AUTHORIZING HIRE OF A PART
TIME TAX CLERK

WHEREAS, there exists a vacancy in the Tax Department for a Part Time Tax Clerk; and

WHEREAS, this position was advertised and interviews were held for prospective candidates; and

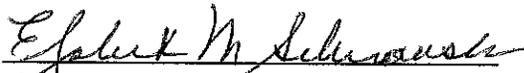
WHEREAS, based on these interviews, it was determined that Leigh Irwin of Pompton Plains, New Jersey was the successful candidate; and

NOW, THEREFORE, BE IT RESOLVED, that Leigh Irwin be hired as a Part Time Tax Clerk, pending background confirmation, effective April 16, 2012 at \$12 per hour.

CERTIFICATION

I, Elizabeth M. Sebrowski, Borough Clerk, do hereby certify this to be a true copy of a resolution duly adopted at the regular meeting of the Kinnelon Mayor and Council held on April 19, 2012.

Dated: 4/19/20


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION 4.19.12

AUTHORIZING A CHANGE IN TITLE:
WEBSITE COORDINATOR

WHEREAS, the Mayor and Council have created a new title of Website Coordinator to reflect the duties and responsibilities of maintainer of the website; and

WHEREAS, Jennifer Highers, has been acting in the capacity as the website coordinator; and

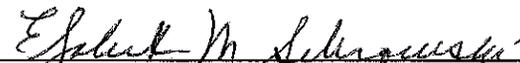
WHEREAS, based on Jennifer's performance and the extended responsibilities and additional title was necessary; and

NOW, THEREFORE, BE IT RESOLVED, that Jennifer be given the title of Website Coordinator of \$250.00/per month to begin on January 1, 2012.

CERTIFICATION

I, Elizabeth M. Sebrowski, Borough Clerk, do hereby certify this to be a true copy of a resolution duly adopted at the regular meeting of the Kinnelon Mayor and Council held on April 19, 2012.

Dated: 4/19/12


Elizabeth M. Sebrowski, Borough Clerk

RESOLUTION *4.20.12*AWARD OF A NON-FAIR AND OPEN CONTRACT
FOR PROFESSIONAL SERVICES UNDER \$17,500
FOR THE YEAR 2012

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

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

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

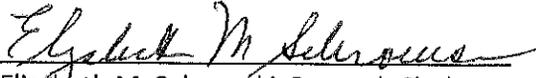
WHEREAS, the governing body of the Borough of Kinnelon has certified that the professional services for the Kinnelon Mayor & Council provided by the below listed professionals will not exceed \$17,500.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kinnelon authorizes the Borough of Kinnelon to enter into professional contracts with the below professional service as of January 1, 2012 as described herein:

Dana M. D'Angelo – Public Defender - \$3,000.00

BE IT FURTHER RESOLVED this resolution shall take effect immediately.

Dated: *4/19/12*


Elizabeth M. Sebrovski, Borough Clerk

RESOLUTION 421.12

GRANTING PAID SICK LEAVE TO
KINNELON PUBLIC LIBRARY EMPLOYEE
VIRGINIA BUSSY

WHEREAS, the Governing Body of the Borough of Kinnelon finds and declares that Virginia Bussey is an employee of the Kinnelon Public Library; and

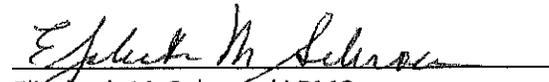
WHEREAS, the Governing Body further finds and declares that the Employee will be out of work on paid sick leave as of April 16, 2012; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kinnelon does hereby grant pay sick leave to Borough Employee Virginia Bussey during the period of April 16, 2012 until no later than August 30, 2012; and

BE IT FURTHER RESOLVED that the Municipal Clerk be and is hereby directed to formally notify the State Public Employees Retirement System of said status and to cause the same to be included in the records maintained for said employee.

I, Elizabeth M. Sebrowski, 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 April 19, 2012.

Dated: 4/19/12


Elizabeth M. Sebrowski RMC
Borough Clerk

RESOLUTION 4.2212

GRANTING UNPAID SICK LEAVE TO
KINNELON DPW EMPLOYEE
DEAN DI LAURA

WHEREAS, the Governing Body ("Governing Body") of the Borough of Kinnelon ("Borough") finds and declares that Dean DiLaura ("Employee") is an employee of the Borough's Department of Public Works; and

WHEREAS, the Governing Body further finds and declares that the Employee will be out of work on unpaid sick leave as of April 16; and

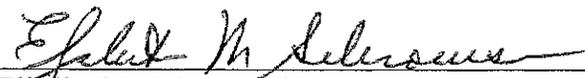
NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kinnelon does hereby grant unpaid sick leave to Borough Employee Dean DiLaura during the period of April 16, 2012 until no later than June 30, 2012; and

BE IT FURTHER RESOLVED that the Municipal Clerk be and is hereby directed to formally notify the State Public Employees Retirement System of said status and to cause the same to be included in the records maintained for said employee.

CERTIFICATION

I, Elizabeth M. Sebrovski, Borough Clerk, do hereby certify this to be a true copy of a resolution which was duly adopted by the Kinnelon Mayor and Council at a regular meeting held on April 19, 2012.

Dated: 4/19/12


Elizabeth M. Sebrovski, Borough Clerk

RESOLUTION 4.23.12

GRANTING PAID SICK LEAVE TO
KINNELON DISPATCHER EMPLOYEE
ROBERT DYER

WHEREAS, the Governing Body of the Borough of Kinnelon finds and declares that Robert Dyer is an employee of the Kinnelon Dispatcher; and

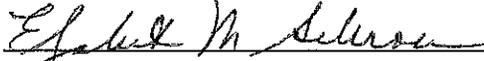
WHEREAS, the Governing Body further finds and declares that the Employee will be out of work on paid sick leave as of April 23, 2012; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kinnelon does hereby grant pay sick leave to Borough Employee Robert Dyer during the period of April 23, 2012 until no later than June 30, 2012; and

BE IT FURTHER RESOLVED that the Municipal Clerk be and is hereby directed to formally notify the State Public Employees Retirement System of said status and to cause the same to be included in the records maintained for said employee.

I, Elizabeth M. Sebrowski, 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 April 19, 2012.

Dated: 4/19/12


Elizabeth M. Sebrowski RMC
Borough Clerk

RESOLUTION 4.24.12

A RESOLUTION TO AFFIRM THE BOROUGH OF KINNEON CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIAL APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTERS, INDEPENDENT CONTRACTORS AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS

WHEREAS, it is the policy of the Borough of Kinnelon to treat the public, employees, prospective employees, appointees, volunteers and contractor in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act , and

WHEREAS, the governing body of the Borough of Kinnelon has determined that certain procedures need to be established to accomplish this policy

NOW, THEREFORE BE IT ADOPTED by the Borough of Kinnelon that:

Section 1: No official, employee, appointee or volunteer of the borough by whatever title know, or any entity that is in any way a part of the borough shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the borough business or using the facilities or property of the borough.

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the borough to provide services that otherwise could be performed by the borough.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The Mayor shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would by the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The Mayor shall establish written procedures that require all officials, employees, appointed and volunteers of the borough as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: The Mayor shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

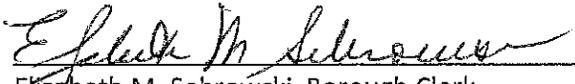
Section 8: At least annually, the Mayor shall cause a summary of this resolution and the procedures established pursuant to this resolution to communicate within the Borough. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Borough's web site.

Section 9: This resolution shall take effect immediately.

Section 10: A Copy of this resolution shall be published in the official newspaper of the Borough's in order for the public to be made aware of this policy and the Boroughs commitment to the implementation and enforcement of this policy.

I, Elizabeth M. Sebrowski, Borough Clerk, do hereby certify this to be a true copy of a resolution duly adopted at the regular meeting of the Kinnelon Mayor and Council held on April 19, 2012.

Dated: 4/19/12


Elizabeth M. Sebrowski, Borough Clerk

DONATE BLOOD & HELP SAVE A LIFE



Life Shared. Life Saved.

2nd Annual Blood Drive in Memory of Nicole Ramsden

Sunday, April 29, 2012

9:00 am to 3:30 pm

**Our Lady of the Magnificat
2 Miller Rd.
Kinnelon, NJ**



To schedule an appointment please contact
Community Blood Services @ 201-251-3703

Online Scheduling available

In memory of Nicole Ramsden, please consider donating the life-saving gift of blood. Nicole fought courageously, but lost her battle to leukemia in 2010. Nicole's family and the Knights of Columbus want to give others in need of blood a fighting chance.

Donor Guidelines:

- Bring I.D. with signature
- Weigh over 110 lbs and be in general good health
- Free non-fasting cholesterol and glucose screenings with every donation

**COMMUNITY
BLOOD SERVICES**

www.communitybloodservices.org

**ORDINANCE NO. 3-12 AN ORDINANCE TO ACCEPT CERTAIN DEDICATIONS
AND EASEMENTS IN CONNECTION WITH SOUTH GLEN
ESTATES, SECTION 3 (CENTEX)**

WHEREAS, N.J.S.A 40:67-1(b) authorizes the Governing Body of every municipality to make, amend, repeal and enforce ordinances to accept any street dedicated to public use, and thereafter, improve and maintain the same; and

WHEREAS, N.J.S.A 40A:12-4 authorizes any municipality to acquire easements; and

WHEREAS, N.J.S.A 40A:12-5 requires that the acquisition of easements by municipalities be accomplished by ordinance; and

WHEREAS, the 50-Foot Right of Way on South Glen Road, in the Borough of Kinnelon has been dedicated to public use by ~~The Miklos Felkay Family Limited Partnership~~ (“Developer”) by Deed of Dedication dated April 17, 2003, and recorded in the Morris County Clerk’s Office at Deed Book 05828, Page 060 on April 24, 2003; and

WHEREAS, the 50-Foot Right of Way on Andrew Lane, in the Borough of Kinnelon has been dedicated to public use by The Miklos Felkay Family Limited Partnership by Deed of Dedication dated April 17, 2003, and recorded in the Morris County Clerk’s Office at Deed Book 05828, Page 068 on April 24, 2003; and

WHEREAS, the 50-Foot Right of Way on Felkay Court, in the Borough of Kinnelon has been dedicated to public use by The Miklos Felkay Family Limited Partnership by Deed of Dedication dated April 17, 2003, and recorded in the Morris County Clerk’s Office at Deed Book 05828, Page 073 on April 24, 2003; and

WHEREAS, the 50-Foot Right of Way on San Filippo Way, in the Borough of Kinnelon has been dedicated to public use by The Miklos Felkay Family Limited Partnership by Deed of Dedication dated April 17, 2003, and recorded in the Morris County Clerk’s Office at Deed Book 05828, Page 078 on April 24, 2003; and

WHEREAS, the 50-Foot Right of Way on Nicholas Drive, in the Borough of Kinnelon has been dedicated to public use by The Miklos Felkay Family Limited Partnership by Deed of Dedication dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 083 on April 24, 2003; and

WHEREAS, an easement for underground water storage has been granted by the Developer to the Borough of Kinnelon and presently designated as a portion of Block 300.08, Lot 17 by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 088 on April 24, 2003; and

WHEREAS, an easement for underground water storage has been granted by the Developer to the Borough of Kinnelon and presently designated as a portion of Block 300.08, Lot 1 by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 095 on April 24, 2003; and

WHEREAS, an easement for detention basin and drainage for a portion of Block 300.08, Lots 4 and 5 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 102 on April 24, 2003; and

WHEREAS, an easement for detention basin and drainage for a portion of Block 30.01, Lots 49 and 50 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 111 on April 24, 2003; and

WHEREAS, an easement for detention basin and drainage for a portion of Block 300.08, Lots 13 and 14 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 120 on April 24, 2003; and

WHEREAS, an easement for detention basin and drainage for a portion of Block 30.01, Lots 59 and 60 has been granted by the Developer to the Borough of Kinnelon by Grant of

Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 129 on April 24, 2003; and

WHEREAS, an easement for detention basin and drainage for a portion of Block 30.01, Lots 62 and 63 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 138 on April 24, 2003; and

WHEREAS, an easement for detention basin and drainage for a portion of Block 30.01, Lots 69 and 70 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 147 on April 24, 2003; and

WHEREAS, an easement for detention basin and drainage for a portion of Block 30.01, Lots 75 and 76 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 156 on April 24, 2003; and

WHEREAS, an easement for Clear Sight for a portion of Block 300.08, Lot 18 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 165 on April 24, 2003; and

WHEREAS, an easement for Clear Sight for a portion of Block 300.08, Lot 1 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 172 on April 24, 2003; and

WHEREAS, an easement for Clear Sight for a portion of Block 30.01, Lot 48 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 179 on April 24, 2003; and

WHEREAS, an easement for Clear Sight for a portion of Block 300.08, Lot 8 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 186 on April 24, 2003; and

WHEREAS, an easement for Clear Sight for a portion of Block 300.08, Lot 26 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 193 on April 24, 2003; and

WHEREAS, an easement for Clear Sight for a portion of Block 300.07, Lot 8 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 200 on April 24, 2003; and

WHEREAS, an easement for Drainage for a portion of Block 300.08, Lot 18 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 207 on April 24, 2003; and

WHEREAS, an easement for Drainage for a portion of Block 30.01, Lots 55 and 56 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 215 on April 24, 2003; and

WHEREAS, an easement for Drainage for a portion of Block 30.01, Lot 49 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 223 on April 24, 2003; and

WHEREAS, an easement for Drainage for a portion of Block 300, Lot 1 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17,

WHEREAS, an easement for Drainage for a portion of Block 300.07, Lot 5 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 287 on April 24, 2003; and

WHEREAS, an easement for Emergency access beyond terminus of the cul-de-sac of Block 30.01, Lot 48 has been granted by Michael Felkay to the Borough of Kinnelon by Grant of Easement, dated February 11, 1993 and recorded in the Morris County Clerk's Office at Deed Book 3764, Page 130 on May 4, 1993; and

WHEREAS, in reports the Borough engineer has certified that the improvements constructed or installed by the Developer, including the dedicated streets, have been inspected and approved by him as satisfactorily completed.

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

SECTION 1. The dedication of the 50-Foot Right of Way of South Glen Road, in the Borough of Kinnelon, as set forth in a certain Deed of Dedication dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 060 on April 24, 2003, for use as public street is hereby accepted.

SECTION 2. The dedication of the 50-Foot Right of Way of Andrew Lane, in the Borough of Kinnelon, as set forth in a certain Deed of Dedication dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 068 on April 24, 2003, for use as public street is hereby accepted.

SECTION 3. The dedication of the 50-Foot Right of Way of Felkay Court, in the Borough of Kinnelon, as set forth in a certain Deed of Dedication dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 073 on April 24, 2003, for use as public street is hereby accepted.

SECTION 4. The dedication of the 50-Foot Right of Way of San Filippo Way, in the Borough of Kinnelon, as set forth in a certain Deed of Dedication dated April 17, 2003, and

2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 231 on April 24, 2003; and

WHEREAS, an easement for Drainage for a portion of Block 300.08, Lot 17 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 239 on April 24, 2003; and

WHEREAS, an easement for Drainage for a portion of Block 300.08, Lots 7 and 8 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 247 on April 24, 2003; and

WHEREAS, an easement for Drainage for a portion of Block 300.07, Lot 4 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 255 on April 24, 2003; and

WHEREAS, an easement for Drainage for a portion of Block 300.07, Lot 8 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 263 on April 24, 2003; and

WHEREAS, an easement for Drainage for a portion of Block 300.08, Lot 11 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 271 on April 24, 2003; and

WHEREAS, an easement for Drainage for a portion of Block 300.08, Lot 9 has been granted by the Developer to the Borough of Kinnelon by Grant of Easement, dated April 17, 2003 and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 279 on April 24, 2003; and

recorded in the Morris County Clerk's Office at Deed Book 05828, Page 078 on April 24, 2003, for use as public street is hereby accepted.

SECTION 5. The dedication of the 50-Foot Right of Way of Nicholas Drive, in the Borough of Kinnelon, as set forth in a certain Deed of Dedication dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 083 on April 24, 2003, for use as public street is hereby accepted.

SECTION 6. The dedication of an easement for underground water storage on a portion of Block 300.08, Lot 17, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 088 on April 24, 2003, is hereby accepted.

SECTION 7. The dedication of an easement for underground water storage on a portion of Block 300.08, Lot 1, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 095 on April 24, 2003, is hereby accepted.

SECTION 8. The dedication of an easement for detention basin and drainage on a portion of Block 300.08, Lots 4 and 5, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 102 on April 24, 2003, is hereby accepted.

SECTION 9. The dedication of an easement for detention basin and drainage on a portion of Block 30.01, Lots 49 and 50, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 111 on April 24, 2003, is hereby accepted.

SECTION 10. The dedication of an easement for detention basin and drainage on a portion of Block 300.08, Lots 13 and 14, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 120 on April 24, 2003, is hereby accepted.

SECTION 11. The dedication of an easement for detention basin and drainage on a portion of Block 30.01, Lots 59 and 60, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 129 on April 24, 2003, is hereby accepted.

SECTION 12. The dedication of an easement for detention basin and drainage on a portion of Block 30.01, Lots 62 and 63, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 138 on April 24, 2003, is hereby accepted.

SECTION 13. The dedication of an easement for detention basin and drainage on a portion of Block 30.01, Lots 69 and 70, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 147 on April 24, 2003, is hereby accepted.

SECTION 14. The dedication of an easement for detention basin and drainage on a portion of Block 30.01, Lots 75 and 76, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 156 on April 24, 2003, is hereby accepted.

SECTION 15. The dedication of an easement for Clear Sight on a portion of Block 300.08, Lot 18, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 165 on April 24, 2003, is hereby accepted.

SECTION 16. The dedication of an easement for Clear Sight on a portion of Block 300.08, Lot 1, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 172 on April 24, 2003, is hereby accepted.

SECTION 17. The dedication of an easement for Clear Sight on a portion of Block 30.01, Lot 48, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17,

2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 179 on April 24, 2003, is hereby accepted.

SECTION 18. The dedication of an easement for Clear Sight on a portion of Block 300.08, Lot 8, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 186 on April 24, 2003, is hereby accepted.

SECTION 19. The dedication of an easement for Clear Sight on a portion of Block 300.08, Lot 26, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 193 on April 24, 2003, is hereby accepted.

SECTION 20. The dedication of an easement for Clear Sight on a portion of Block 300.07, Lot 8, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 200 on April 24, 2003, is hereby accepted.

SECTION 21. The dedication of an easement for Drainage on a portion of Block 300.08, Lot 18, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 207 on April 24, 2003, is hereby accepted.

SECTION 22. The dedication of an easement for Drainage on a portion of Block 30.01, Lots 55 and 56, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 215 on April 24, 2003, is hereby accepted.

SECTION 23. The dedication of an easement for Drainage on a portion of Block 30.01, Lot 49, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 223 on April 24, 2003, is hereby accepted.

SECTION 24. The dedication of an easement for Drainage on a portion of Block 300, Lot 1, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 231 on April 24, 2003, is hereby accepted.

SECTION 25. The dedication of an easement for Drainage on a portion of Block 300.08, Lot 17, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 239 on April 24, 2003, is hereby accepted.

SECTION 26. The dedication of an easement for Drainage on a portion of Block 300.08, Lots 7 and 8, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 247 on April 24, 2003, is hereby accepted.

SECTION 27. The dedication of an easement for Drainage on a portion of Block 300.07, Lot 4, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 255 on April 24, 2003, is hereby accepted.

SECTION 28. The dedication of an easement for Drainage on a portion of Block 300.07, Lot 8, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 263 on April 24, 2003, is hereby accepted.

SECTION 29. The dedication of an easement for Drainage on a portion of Block 300.08, Lot 11, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 271 on April 24, 2003, is hereby accepted.

SECTION 30. The dedication of an easement for Drainage on a portion of Block 300.08, Lot 9, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003,

and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 279 on April 24, 2003, is hereby accepted.

SECTION 31. The dedication of an easement for Drainage on a portion of Block 300.07, Lot 5, in the Borough of Kinnelon, as set forth in a certain Grant of Easement dated April 17, 2003, and recorded in the Morris County Clerk's Office at Deed Book 05828, Page 287 on April 24, 2003, is hereby accepted.

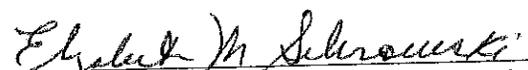
SECTION 32. The dedication of an easement for emergency access beyond terminus of the cul-de-sac of Block 30.01, Lot 48, in the Borough of Kinnelon, as set forth in a certain Deed of Dedication dated February 11, 1993, and recorded in the Morris County Clerk's Office at Deed Book 3764, Page 130 on May 4, 1993, is hereby accepted.

SECTION 33. 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.

SECTION 34. INCONSISTENT ORDINANCES. Ordinances, resolutions, and regulations or parts of ordinances, resolutions, and regulations inconsistent herewith, are hereby repealed to the extent of such inconsistency.

SECTION 35. EFFECTIVE DATE. This Ordinance shall take effect upon passage and publication according to law.

ATTEST:


Elizabeth M. Sebrovski, Borough Clerk

BOROUGH OF KINNELON


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 March 15, 2012 and adopted by the Governing Body at a regular meeting of the Borough held on April 19, 2012.

Elizabeth M. Sebrowski
Elizabeth M. Sebrowski, Borough Clerk

ORDINANCE NO. 4-12 AN ORDINANCE TO ACCEPT THE DEDICATION OF THE REAGAN WAY AND VARIOUS EASEMENTS IN CONNECTION WITH TSA DEVELOPMENT (REAGAN WAY) KINNELON PLANNING BOARD APPLICATION #739

WHEREAS, N.J.S.A 40:67-1(b) authorizes the Governing Body of every municipality to make, amend, repeal and enforce ordinances to accept any street dedicated to public use, and thereafter, improve and maintain the same; and

WHEREAS, N.J.S.A 40A:12-4 authorizes any municipality to acquire easements; and

WHEREAS, N.J.S.A 40A:12-5 requires that the acquisition of easements by municipalities be accomplished by ordinance; and

WHEREAS, the street known as Reagan Way, in the Borough of Kinnelon, has been dedicated to public use by TSA Development ("Developer") and/or are currently in use and accepted by the filing of the Final Subdivision Plat in the Morris County Clerk's Office; and

WHEREAS, various easements for Drainage, Sight Triangles or other easements, Rights of Way or improvements were included on the Final Subdivision Plat by the Developer, which has been recorded in the Morris County Clerk's Office; and

WHEREAS, in reports the Borough Engineer has certified that the improvements constructed or installed by the Developer, including the dedicated street, has been inspected and approved by him as satisfactorily completed.

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

SECTION 1. The dedication of Reagan Way, in the Borough of Kinnelon, as set forth in a certain Subdivision Plat recorded in the Morris County Clerk's Office, for use as public street is hereby accepted.

SECTION 2. 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

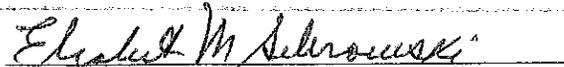
state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

SECTION 3. INCONSISTENT ORDINANCES. Ordinances, resolutions, and regulations or parts of ordinances, resolutions, and regulations inconsistent herewith, are hereby repealed to the extent of such inconsistency.

SECTION 4. EFFECTIVE DATE. This Ordinance shall take effect upon passage and publication according to law.

ATTEST:

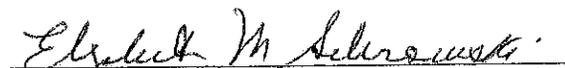
BOROUGH OF KINNELON


Elizabeth M. Sebrovski, Borough Clerk


Robert Collins, Mayor

CERTIFICATION

I, Elizabeth M. Sebrovski, 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 March 15, 2012 and adopted by the Governing Body at a regular meeting of the Borough held on April 19, 2012.


Elizabeth M. Sebrovski, Borough Clerk

APRIL 19, 2012

This ordinance was introduced and passed on first reading at a regular meeting of the Governing Body held on March 15, 2012.

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.

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. Hearing none, the Mayor closed this portion of the meeting to the public.

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

The Mayor declared the ordinance adopted and finally passed, approved the same, and ordered the Clerk to publish the notice thereof.

ORDINANCE 5-12 – ACCEPTING DEDICATION & EASEMENTS FOR VISTA COURT

Mayor Collins asked the Borough Attorney if the governing body could proceed with this ordinance. Mr. Madaio indicated the developer is moving forward with finishing some last minute requirements and said it would be appropriate to table this ordinance until next month.

A motion offered by Councilman D. O'Dougherty to table Ordinance 5-12 until the May meeting was made at this time. Councilman A. SanFilippo seconded the motion.

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

ORDINANCE NO. 6-12

AN ORDINANCE RELEASNG PERFORMANCE GUARANTEES; WAIVING MAINTENANCE GUARANTEES; AND ACCEPTING VARIOUS IMPROVEMENTS AND EASEMENTS WITH REGARD TO A DEVELOPMENT LOCATED ON BLOCK 133; LOT 16 WHICH IS MORE COMMONLY KNOWN AS "KINNELON RIDGE" AS DEVELOPED BY KINNELON RIDGE DEVELOPERS LLC

WHEREAS, Kinnelon Ridge Developers, LLC (hereinafter, the "Developer" or "KRD") constructed a development known as "Kinnelon Ridge" (the "Development") in the Borough of Kinnelon (the "Borough" or "Kinnelon") and

WHEREAS, the Development consisted of 295 units of residential housing (including 54 Units of Low and Moderate Income Housing) pursuant to a Site Plan Approval dated November 13, 1997 and Conditional Site Plan Approval, dated April 8, 1999; and

WHEREAS, the Development also included the requirement to construct the following improvements: On-Site Water Main Extension; Off-Site Water Main Extension; On-Site Sanitary Sewer Main; Off-Site Sanitary Sewer Main; and Improvements to Maple Lake Road; and

WHEREAS, in regard to the aforesaid improvements a Cash Deposit in the amount of \$138,307.20 was posted as well as the

following Performance Bonds: On-Site Water Main Extension (Bond No. SD00004126 for \$537,705.00 posted on June 8, 1999); Off-Site Water Main Extension (Bond No. SD00004123 for \$124,308.00 posted on June 8, 1999); On-Site Sanitary Sewer Main (Bond No. 00004125 for \$302,972.40 posted June 8, 1999); Off-Site Sanitary Sewer Main (Bond No. SD00004122 for \$136,657.80, posted on June 8, 1999); and Improvements to Maple Lake Road (Bond No. SD00004124 for \$143,012.00 posted on June 8, 1999); and

WHEREAS, the Borough Engineers, Darmofalski Engineering Associates, Inc., has determined that there is no objection to the release of Performance and Cash Bonds pursuant as further set forth in their correspondence of January 12, 2012 and subject to the conditions contained therein; and

WHEREAS, the Developer is therefore entitled to the return of its performance guarantees in the amounts set forth above, with applicable interest, subject to the conditions contained herein; and

WHEREAS, the Developer and the Borough have executed an "On-Tract and Off-Tract Developer's Agreement", dated June 14, 1999, and recorded in the offices of the Morris County Clerk at Book DB5016; Page P216, (hereinafter, the "Agreement") which specifies the obligations of the Developer and the Borough with regard to various improvements; and

WHEREAS, N.J.S.A 40:67-1(b) authorizes the Governing Body of every municipality to make, amend, repeal and enforce ordinances to accept any street dedicated to public use, and thereafter, improve and maintain the same; and

WHEREAS, N.J.S.A 40A:12-4 authorizes any municipality to acquire and accept easements; and

WHEREAS, prior to the Development, the street known as Maple Lake Road was a dedicated public street which, in connection with the Development, certain additional improvements were undertaken; and

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

SECTION 1. The Borough hereby accepts all improvements in the Right of Way of Maple Lake Road, in the Borough of Kinnelon, as set forth in a certain Preliminary and Final Site Plans, approved on November 13, 1997 and April 8, 1999, in accordance with the Agreement.

SECTION 3. With regard to the "on-tract" water system set forth in the Agreement, all water mains in excess of 8"; hydrants; valves and individual service meters, be and hereby are accepted by the Borough in accordance with the terms of the

Agreement. Such acceptance specifically excludes all common water lines connecting individual units to the water main located in the Right of Way. Such acceptance of the "on-tract" water system is subject to the conveyance of same to the Borough by a "Bill of Sale".

SECTION 4. With regard to the "off-tract" water system, otherwise designated as the "Water Project" in the Agreement, be and hereby is accepted by the Borough. Said acceptance includes, but may not be limited to: approximately 1300 linear feet of 12" water main in Kiel Avenue; all hydrants, valves and appurtenances to the 12" water main in Kiel Avenue; and an underground pressure reducing vault. Such acceptance of the "off-tract" water system is subject to the conveyance of same to the Borough by a "Bill of Sale".

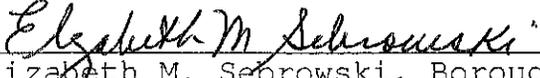
SECTION 5. With regard to the "on-tract" sanitary sewer system as such term is used in the Agreement, all sewer mains 8" in diameter, and larger, be and hereby are accepted by the Borough. Such acceptance of the "on-tract" sanitary sewer system is subject to the conveyance of same to the Borough by a "Bill of Sale".

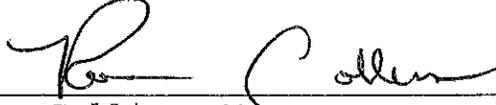
SECTION 6. With regard to the "off-tract" sewer system, otherwise known as the "Sewer Project" as set forth in the Agreement, same be and hereby is accepted by the Borough. Said

SECTION 12. EFFECTIVE DATE. This Ordinance shall take effect upon passage and publication according to law.

ATTEST:

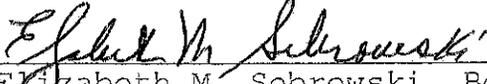
BOROUGH OF KINNELON


Elizabeth M. Sebrowski, Borough Clerk


Robert Collins, Mayor

C E R T I F I C A T I O N

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 March 15th, 2012 and adopted by the Governing Body at a regular meeting of the Borough held on April 19th, 2012.


Elizabeth M. Sebrowski, Borough Clerk

ORDINANCE NO. 7-12 AN ORDINANCE TO AMEND CHAPTER 199, WATER, OF THE CODE OF THE BOROUGH OF KINNELON

WHEREAS, Chapter 199-25 of the Code of the Borough of Kinnelon ("Borough") currently provides a schedule which sets forth the water rates, fees and charges for all users; and

WHEREAS, the Borough desires to amend said schedule found at Chapter 199-25 A(2), regarding water meter charges; and

WHEREAS, Chapter 199-21 of the Code of the Borough of Kinnelon permits the Governing Body of the Borough of Kinnelon ("Governing Body") to amend said schedule by resolution; and

WHEREAS, the Governing Body desires to adopt a resolution to amend said schedule.

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

Chapter 199-25A(2) of the Code of the Borough of Kinnelon, New Jersey, shall be revised to read as follows:

(2) In addition to the fixed charge, all metered water shall be charged for as follows:

- \$7.50 per 1,000 gallons for usage of 1 gallon through 50,000 gallons
- \$9.00 per 1,000 gallons for usage of 50,001 gallons through 100,000 gallons
- \$10.00 per 1,000 gallons for usage of 100,001 gallons through 150,000 gallons
- \$10.50 per 1,000 gallons for usage over 150,001 gallons

Chapter 199-25A(3) of the Code of the Borough of Kinnelon, New Jersey, shall be added as follows:

(3) Charges in effect shall increase by 10% over the then existing charges on January 1st of each year ending in an even number.

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

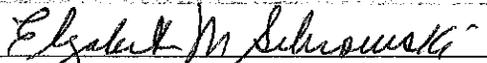
of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

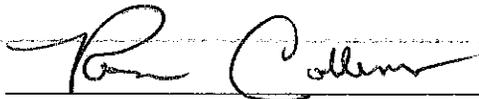
INCONSISTENT ORDINANCES. Ordinances, resolutions, and regulations or parts of ordinances, resolutions, and regulations inconsistent herewith, are hereby repealed to the extent of such inconsistency.

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

ATTEST:

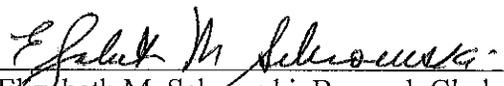
BOROUGH OF KINNELON


Elizabeth M. Sebrowski, 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 March 15th, 2012 and adopted by the Governing Body at a regular meeting of the Borough held on April 19th, 2012.


Elizabeth M. Sebrowski, Borough Clerk

This ordinance was introduced and passed on first reading at a regular meeting of the Governing Body held on March 15, 2012.

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.

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. Hearing none, the Mayor closed this portion of the meeting to the public.

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

The Mayor declared the ordinance adopted and finally passed, approved the same, and ordered the Clerk to publish the notice thereof.

ORDINANCE 8-12 -- To Exceed Municipal Budget Appropriation Limits and to Establish a Cap Bank

Councilman S. Cobell introduced the following ordinance and moved the same be read by title and passed on first reading. This was seconded by Councilman G. Moleta.

Thereupon, the ordinance was read by title:

ORDINANCE #8-12

CALENDAR YEAR 2012

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

(N.J.S.A. 40A: 4-45.14)

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**ORDINANCE #8-12
CALENDAR YEAR 2012
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO
ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Council of the Borough of Kinnelon in the County of Morris finds it advisable and necessary to increase its **CY 2012 budget by up to 3.5%** over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council hereby determines that a **3.5 %** increase in the budget for said year, amounting to \$118,168.05 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Mayor and Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Kinnelon in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the **CY 2012** budget year, the final appropriations of the Borough of Kinnelon shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by **3.5 %**, amounting to \$275,725.45 and that the **CY 2012** municipal budget for the Borough of Kinnelon be approved and adopted in accordance with this ordinance; and,

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

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

There was no desire to discuss this ordinance, and the Mayor asked the Clerk to call the roll on the passage thereof, and the vote was as follows:

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

WHEREAS, the above ordinance was introduced at this meeting held on April 19, 2012 and read by title, and passed on first reading;

Please see budget posted on website.

Completed minutes are in the Municipal Clerks office.

ORDINANCE 9-12 – TO AMEND CHAPTER 87, ALCOHOLIC BEVERAGES

Councilman G. Moleta introduced the following ordinance and moved the same be read by title and passed on first reading. This was seconded by Councilman A. SanFilippo.

Thereupon, the ordinance was read by title:

ORDINANCE NO. 9-12 AN ORDINANCE TO AMEND CHAPTER 87, ALCOHOLIC BEVERAGES, OF THE CODE OF THE BOROUGH OF KINNELON

WHEREAS, N.J.S.A 40:48-1.2 permits a municipality to make and amend an ordinance as it may deem necessary and proper for good government, order and protection of persons and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants; and

WHEREAS, the Borough Council of the Borough of Kinnelon (“Borough”) desires to amend and supplement Chapter 87, ALCOHOLIC BEVERAGES, of the Code of the Borough of Kinnelon, 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:

§87-9 (c) shall be deleted.

§87-10 shall be added as follows:

Possession and Consumption by Minors

A. Purpose

1. The Borough of Kinnelon does hereby declare that the abuse of alcohol is a serious problem affecting the health and welfare of all citizens. The Borough does further declare and determine that all reasonable steps should and must be taken to discourage and prohibit the possession and consumption of alcohol by underage persons.
2. This ordinance shall only be enforced as a secondary violation and requires another violation to precede it as the reason for entering upon the private property.
3. The purpose of this section also is to provide for the enforcement of P.L. 2000, c. 33.

B. Definitions

As used in this article, the following terms shall be defined as follows:

GUARDIAN - A person who is qualified as a guardian of the underage person pursuant to testamentary or court appointment.

RELATIVE - The underage person's parent, grandparent, aunt, uncle, sibling, first cousin or closer relative by blood, marriage or adoption who has attained the legal age to purchase and consume alcoholic beverages.

C. Violation; Exception

Any person under the legal age to purchase and consume alcoholic beverages who, without legal authority, on private property, knowingly possesses, orders, purchases, serves or consumes alcoholic beverages or who is under the influence of alcoholic beverages within the municipal boundary of the Borough of Kinnelon shall be in violation of this ordinance and subject to the penalties hereof.

1. This section shall not apply to the following:
 - a. an underage person consuming or possessing an alcoholic beverage in connection with a religious observance, ceremony or rite,
 - b. consuming or possessing an alcoholic beverage in the presence of and with the permission of a parent, guardian or relative who has attained the legal age to purchase and consume alcoholic beverages,
 - c. an underage person while actually engaged in the performance of employment by a person who is licensed under Title 33 of the revised statutes or while actively engaged in the preparation of food while enrolled in a culinary arts or hotel management program at a county vocational school or post secondary educational institution.
2. This ordinance shall not be construed to preclude the imposition of a penalty under this section, N.J.S.A. 33:1-81 or any other section of law against a person who is convicted of unlawful alcoholic beverage activity on or at premises licensed for the sale of alcoholic beverages.

D. Responsibility of Property Owner

1. Any person who makes real property that is owned, leased or managed by such person, or over which such person has actual and effective control, available to persons who are under the legal age for consuming alcoholic beverages with the knowledge that alcoholic beverages will be made available for consumption or will be consumed by persons who are under the legal age for consuming alcoholic beverages shall be in violation of this ordinance and subject to penalties hereof. Any person who, within the Borough of Kinnelon, leaves real property, owned, leased or managed by such person or over which such person has actual and effective control in the care of another person with the knowledge that alcoholic beverages will be made available for consumption by or will be consumed by persons who are under the legal age for consuming alcoholic beverages shall be in violation of this ordinance and subject to penalties hereof. This section shall not apply if:
 - a. The real property is licensed or required to be licensed by the Division of Alcoholic Beverage Control in accordance with the provisions of N.J.S.A. 33:1-1 et seq.;
 - b. The person making the property available or leaving it in the care of another person is of the legal age to consume alcoholic beverages and is the parent or guardian or first cousin or closer relative by blood, marriage or adoption of the

person who consumes alcoholic beverages while under legal age for consuming alcoholic beverages; or

- c. The alcoholic beverages are consumed by a person under the legal age for consuming alcoholic beverages during a religious observance, ceremony or rite.
2. This section shall not apply to those actions constituting a violation of law as set forth in N.J.S.A. 2C:33-17 or any successor statute.

E. Violations and Penalties

1. Any person under the legal age to purchase alcoholic beverages who knowingly possesses or knowingly consumes an alcoholic beverage on private property shall be punished by a fine of \$250.00 for a first offense and \$350.00 for any subsequent offense. The Court may, in addition, in egregious circumstances such as defendants with prior offenses, defendants where the violation involves a motor vehicle, or for defendants who have caused a significant danger to themselves or others, suspend or postpone for six months the driving privilege of the defendant. Upon the conviction of any person and the suspension or postponement of that person's driver's license, the Court shall forward a report to the Division of Motor Vehicles stating the first and last day of the suspension or postponement period imposed by the Court pursuant to this section. If a person at the time of the imposition of a sentence is less than 17 years of age, the period of license postponement, including a suspension or postponement of the privilege of operating a motorized bicycle, shall commence on the day the sentence is imposed and shall run for a period of six months after the person reaches the age of 17 years.

In lieu of, or in combination with, the fine and/or license suspension imposed pursuant to the previous paragraph of this section, the Court may exercise discretion to order the defendant to complete six hours of alcohol education in a formal classroom setting.

2. If a person, at the time of the imposition of a sentence has a valid Driver's License issued by this state, the Court shall immediately collect the license and forward it to the Division, along with the report. If for any reason the license cannot be collected, the Court shall include in the report the complete name, address, date of birth, eye color and sex of the person, as well as the first and last date of the license suspension period imposed by the Court.
3. The Court shall inform the person orally and in writing that if the person is convicted of operating a motor vehicle during the period of suspension or postponement, the person shall be subject to the penalties set forth in N.J.S.A. 39:3-40. A person shall be required to acknowledge receipt of the written notice in writing. Failure to receive a written notice or failure to acknowledge in writing the receipt of a written notice shall not be a defense to a subsequent charge of a violation of N.J.S.A. 39:3-40.
4. If the person convicted under such an ordinance is not a New Jersey resident, the Court shall suspend or postpone, as appropriate, the nonresident driving privilege of the person based on the age of the person and submit to the Division the required report. The Court shall not collect the license of a nonresident convicted under this section. Upon receipt of a report by the Court, the Division shall notify the appropriate officials in the licensing jurisdiction of the suspension or postponement.

F. Duty of Law Enforcement Officer

All law enforcement officers of the Borough of Kinnelon are hereby directed to apprehend any person observed by such officer to be in violation hereof and any person for whom the officer has probable cause to believe to be in violation hereof.

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.

SUNSET PROVISION. This Ordinance shall expire three years from the date of adoption.

ATTEST:

BOROUGH OF KINNELON

Elizabeth M. Sebrowski, Borough Clerk

Robert Collins, Mayor

The Mayor asked the governing body if they had any comments or discussion on this ordinance. Councilman Mondello stated although he will be voting to introduce he does have some reservations. Mr. Mondello stated this ordinance has what you could call a "host liability" i.e. if his son has friends over and he is aware one of the kids had an alcohol problem making it likely they would drink some of his alcohol, but he does not hide the alcohol before going out and leaving the kids in the house alone, he would be held accountable. That being said, Mr. Mondello was glad this ordinance has a sunset clause in three years whereby the governing body can evaluate the ordinance, he will be voting to introduce the ordinance. No one else wished at this time and the Mayor asked the Clerk to call the roll on the passage thereof, and the vote was as follows:

Roll Call:	J. Freda, No;	S. Cobell, Yes;
	D. O'Dougherty, Yes;	A. SanFilippo, Yes;
	G. Moleta, Yes;	R. Mondello, Yes.

WHEREAS, the above ordinance was introduced at this meeting held on April 19, 2012 and read by title, and passed on first reading;

NOW, THEREFORE, BE IT RESOLVED that at the regular meeting to be held on May 17, 2012 at 8:00 p.m., prevailing time, at the Kinnelon Municipal Building, this Council further consider for second reading and final passage the said ordinance.

BE IT FURTHER RESOLVED That the Clerk of this Borough be and she is hereby directed to publish the proper notice thereof.

Councilman G. Moleta then offered a motion to adopt the foregoing resolution. This motion was seconded by Councilman A. SanFilippo.

The Mayor then asked the Clerk to call the roll on the passage of the above resolution, and the vote was as follows:

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

ORDINANCE 10-12 – TO AMEND CHAPTER 163, SEWER CONNECTIONS

Councilman S. Cobell introduced the following ordinance and moved the same be read by title and passed on first reading. This was seconded by Councilman G. Moleta.

Thereupon, the ordinance was read by title:

**AN ORDINANCE TO AMEND CHAPTER 163,
SEWER CONNECTIONS, OF THE
CODE OF THE BOROUGH OF KINNELON**

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ORDINANCE NO. 10-12 **AN ORDINANCE TO AMEND CHAPTER 163, SEWER CONNECTIONS, OF THE CODE OF THE BOROUGH OF KINNELON**

WHEREAS, Chapter 163-6(B) of the Code of the Borough of Kinnelon ("Borough") currently provides that annual sewer service charges shall be billed monthly; and

WHEREAS, the Borough will recognize a cost savings if said schedule changes to monthly billing; and.

WHEREAS, the Governing Body desires to adopt a resolution to amend said schedule.

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

Chapter 163-6(B) shall be amended to read:

The annual sewer service charges for residential users and the annual minimum sewer service charges for nonresidential users shall be billed quarterly. The excess gallonage charges for nonresidential units shall be billed quarterly based upon water consumption. Those users utilizing sanitary sewer facilities of the Borough of Butler shall be billed at the same intervals as Kinnelon is billed by the Borough of Butler.

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

Elizabeth M. Sebrowski, Borough Clerk

Robert Collins, Mayor

ORDINANCE NO. 11-12

AN ORDINANCE TO AMEND AND SUPPLEMENT
CHAPTER 13 BYLAWS, OF THE CODE OF THE
BOROUGH OF KINNELON, NEW JERSEY,
TO PROVIDE FOR THE REVIEW OF BILLS BY
THE CHIEF FINANCIAL OFFICER

WHEREAS, the Borough Council of the Borough of Kinnelon ("Borough") desires to amend Chapter 13, Bylaws, of the Code of the Borough of Kinnelon, New Jersey, at Section 7 regarding Bills, Claims and Vouchers to require the review and approval of the Chief Financial Officer of the Borough.

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

SECTION 1. Chapter 13-7(B), Bills, Claims and Vouchers, of the Bylaws Section of the Code of the Borough of Kinnelon, New Jersey, shall be amended to read as follows:

B. All bills and claims must be supported by a certification of the receipt of the goods, or the satisfactory rendering of the services, by the responsible person accepting the same on behalf of the Borough, and who may be held accountable therefor. Each such bill or claim shall then be carefully reviewed and checked by, or under the direction of the Borough official who accomplished the administrative certificate on the voucher form.

(1) All checked vouchers with supporting papers attached will then be presented to the Chief Financial Officer for review and approval.

(2) The Chief Financial Officer shall examine all vouchers and will indicate his/her approval on each such voucher. He/She shall submit a bills list to the Mayor and council one week prior to the Mayor and Council meeting for authorization to pay the same.

SECTION 2. 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.

SECTION 3. INCONSISTENT ORDINANCES. Ordinances, resolutions, and regulations or parts of ordinances, resolutions, and regulations inconsistent herewith, are hereby repealed to the extent of such inconsistency.

SECTION 4. EFFECTIVE DATE. This Ordinance shall take effect upon passage and publication according to law.

ATTEST:

BOROUGH OF KINNELON

Elizabeth M. Sebrowski, Borough Clerk

Robert Collins, Mayor

There was no desire to discuss this ordinance, and the Mayor asked the Clerk to call the roll on the passage thereof, and the vote was as follows:

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

WHEREAS, the above ordinance was introduced at this meeting held on April 19, 2012 and read by title, and passed on first reading;

NOW, THEREFORE, BE IT RESOLVED that at the regular meeting to be held on May 17, 2012 at 8:00 p.m., prevailing time, at the Kinnelon Municipal Building, this Council further consider for second reading and final passage the said ordinance.

BE IT FURTHER RESOLVED That the Clerk of this Borough be and she is hereby directed to publish the proper notice thereof.

Councilman D. O'Dougherty then offered a motion to adopt the foregoing resolution. This motion was seconded by Councilman G. Moleta.

The Mayor then asked the Clerk to call the roll on the passage of the above resolution, and the vote was as follows:

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 G. Moleta, and seconded by Councilman A. SanFilippo, followed by the "yes" roll call vote of all Council Members present the payment of \$2,761,395.00 to the District School when funds become available was approved for payment.

APPOINTMENTS:

Upon motion of Councilman G. Moleta, and seconded by Councilman J. Freda, followed by the "yes" roll call vote of all Council Members present, the appointment of Leigh Irwin as the part time Tax Clerk was approved.

Upon motion of Councilman G. Moleta, and seconded by Councilman J. Freda, followed by the "yes" roll call vote of all Council Members present, the appointment of Jennifer Highers as Website Coordinator was approved.

TAX COLLECTOR'S REPORT

During the month of March, 2012 the Tax Collector's Report indicates we collected \$438,585.60 in taxes.

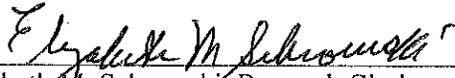
INVESTMENT OFFICER'S REPORT

A total of \$ 1,183.68 was collected in interest for the month of March.

ADJOURNMENT

This meeting adjourned at approximately 9:15 p.m. on motion by Councilman J. Freda and seconded by Councilman A. SanFilippo with the unanimous affirmative voice vote of all present.

Respectfully submitted,


Elizabeth M. Sebrowski, Borough Clerk


Robert W. Collins, Mayor

- cc: Mayor
All Councilmen
Police Dept.
Public Works Dept.
Tax Collector
Recreation
Board of Health
Municipal Court
Attorney
Engineer
Auditor
General Code