

**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, May 18, 2017 in the Kinnelon Municipal Building.

There was a Salute to the Flag, after which the Borough Clerk Karen Iuele stated this meeting is being held pursuant to the New Jersey Open Public Meeting Act. Adequate notice of this meeting was given by advertising in the January 11, 2017 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.

**ROLL CALL:**

The roll was called and present and answering were Councilpersons Clifford Giantonio, William Neely, Glenn Sisco, William Yago and James Freda. Absent was Carol Sventy.

**TREASURER'S REPORT**

The Treasurer's Report for April 20, 2017, indicated we started out with cash on hand as of March 31, 2017, in the amount of \$3,489,970.04. Receipts for the month of April 2017 totaled \$1,792,144.74 with disbursements amounting to \$3,834,102.04. The balance on hand as of April 30, 2017 was \$1,448,012.74.

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

Roll Call:	C. Giantonio, Yes;	G. Sisco, Yes;
	W. Neely, Yes;	W. Yago, Yes;
		J. Freda, Yes.

**MAYOR'S REPORT:**

Mayor Robert Collins mentioned Memorial Day is May 29<sup>th</sup> and the borough will be holding a ceremony at 10:00 am on the green at the Borough Hall. On the borough website you will find our 2017 Field of Honor to donate to a Veteran. Mayor Collins stated that there is nothing to report on the zip code.

Mayor Collins also stated that Silas Condict Lake has been lowered to start repairs on the dam. Tonight we will have the second reading on Ordinance 6-17 The Acquisition of Block 57101 Lot 120 which has to do with the Kinnelon Community Center site. Mayor Collins acknowledged Councilman Freda on the football situation that he is dealing with on the recreation program.

**UTILITIES**

Chairman Clifford Giantonio stated that Ronal Van Dine of the construction department is resigning. Mr. Hagberg is interviewing applicants to replace him so that we can continue on the open permits. The state has started up again on the new regulation for permits. Also there are three new homes going up in Kinnelon.

**COORDINATING**

In Chairwoman Carol Sventy absent, Councilman Yago reported that the Board of Education held a brief joint coordinating committee meeting. Board of Health held their Annual Poison Prevention Poster contest Awards on May 10<sup>th</sup>. Environmental Committee held their first meeting of 2017.

On the Historical Advisory Committee, Phase II of the L'Ecole museum is anticipated that this will be completed by mid-June. Kamelot Opiate Epidemic was held May 10<sup>th</sup> at the Kinnelon High School and a very special thank you to all that was involved.

Library Board of Trustees are having a Meet & Greet for the New Library Director, Kimberly Fraone on Sunday, May 21<sup>st</sup>.

**PUBLIC WORKS**

Chairman Neely stated that on the agenda was a resolution to authorize the Mayor to sign the AFSCME Collective Bargaining Agreement for the year 2017. Councilman Neely praised the DPW for all the hard work they have done on the fields, tennis courts and the Field of Honor.

**ORDINANCE & OPEN SPACE**

Chairman Sisco, stated that there was nothing to report on the Open Space Advisory Committee. On Ordinance's we have a few that we have to look at and revisit.

**FINANCE, PERSONNEL, PUBLIC SAFETY**

Council President W. Yago, stated as requested by the Mayor, the operating budget expenditure rate as of May 5, 2017 is 34% of the total year budget

On the Kinnelon Police Department the responded to 1,524 calls for service in the month of April. The Kinnelon Police Department received a grant from the New Jersey Division of Highways Traffic Safety for \$5,500.00 which allowed us to conduct 100 extra hours of enforcement. There were 235 tickets related to those patrols.

Kinnelon Volunteer Fire Company had 17 fire calls in April and 4 training drills. Kinnelon Volunteer Fire Company paid their respect to one of their own Firefighter's on Saturday. Services were held at the Smoke Rise Community Church along with 8 Mutual Aid Fire Companies present.

**RECREATION & TECHNOLOGY**

Chairman James Freda stated that Melanie the Kinnelon Recreation Director is working on a report for the Mayor and will have next month for money generate for recreation coming in and out. The tennis courts have been repaired, both buildings at the Boonton Ave field have been repaired. There is a sidewalk being installed coming up from the municipal field to the parking lot for safety for the children.

There is a new ball pen at the Boonton Ave Field which was donated by KYBA. Golf is the new upcoming event.

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**HEARING FROM THE PUBLIC**

Mayor Collins asked if anyone from the public wished to be heard, to please step forward.

Alexander Carmichael, 6 Derry Galley Circle, Kinnelon mentioned that he was at a baseball game and a drone dropped to the ground, these were elementary children playing. Mr. Carmichael asked if we could do an ordinance stating that, no drones are allowed on the playing field while children are playing.

Mayor Collins stated that he would have the ordinance committee look into this.

Kathy Haake Project Manager from the Trust for Public Land, Morristown NJ spoke on Ordinance 6-17- "Authorizing the Acquisition of Block 57101 Lot 120 on the Official Tax Map of the Borough of Kinnelon for the Total Price of \$1,100,000 for Public Purposes, including, without Limitation, Open Space Preservation and Passive Recreation." This ordinance was up for second reading this meeting.

Mayor Collins asked if there were anyone else from the public that wishes to be heard. Hearing none Mayor Collins closed this portion of the meeting to the public.

**OEM REPORT:**

Date: May 18, 2017

To: Bill Yago

Borough of Kinnelon

OEM Deputy Coordinator- Councilman (Police & Safety)

Subject: OEM Report – April/May 2017

From: Randall I. Charles – Kinnelon Borough OEM Coordinator

**Activities:**

On Going -

1- "Fayson "Main Lake Emptying" – Borough Ordinance Committee is assessing options available to the Borough. Updated inventory list of Dam Owners is underway to reflect two new owners. – Ongoing.

2- "NJ Special Needs Registry for Disasters" Registration Information Sheet – Ongoing.

3- NJDOT PROPOSED Project to Realign/Resurface Rt.23 mainline, shoulders north of the High Crest Bridge at Smith Mills to Echo Lake Road, West Milford.

- NJDOT met with West Milford Officials and held 2 Public Sessions concerning:

1- Proposed replacement of the High Crest Lake Bridge.

2- Proposed Realignment/Resurfacing of Rt. 23 North from the High Crest Lake Bridge to Echo Lake Rad.

4- Smoke Rise Club – Reinstallation of Speed Bump" – Ongoing.

5- Morris County Park Comm – "Silas County Park - Canty Lake Dam" – Underway May 14, 2017.

Confirmed Status with MC Park Commission Engineer:

May 18, 2017

- The Contract awarded to *Ron Jon Construction*, Butler, NJ (Completed West Lake Dam, Kinnelon) to replace the entire Canty Lake Dam, lengthen the Spillway and install a Pedestrian Walkway on the new dam structure.
- Project Management Oversight to be conducted by *Civil Dynamics*, Newfoundland, NJ.
- Construction Timeline: INITIATED May 14, 2017.

\* Preconstruction Meeting May 8, 2017 Completed. Next Status Meeting Early June.

Phase I – Underway May 14, 2017.

\* Aquatics Recovery/Fish Salvage – NJDEP Mandated Fish Salvage Beginning May 14, 2017. Fish relocated to Split Rock Reservoir. Underway anticipated completion May 19, 2017.

\* Canty Lake Water Drawdown – Underway May 14, 2017.

KOEM will reconfirm schedule with MCPC, request time for Historical Committee/Canty Family to search the exposed lakebed for any historical artifacts.

Subject: OEM Report – April/May 2017

Continuing

5- Morris County Park Comm – “Canty Lake Dam/Silas Condict Park” – Underway May 14, 2017.

- \* Staging for Onsite Construction – Beginning May 19, 2017.
  - \* Commence Onsite Construction – Late May 2017.
  - \* Contracted Project Completion – Estimated Early October 2017.
- Construction Schedule est. to take 4-6 months. Only the Lake to be closed during this time.
  - Park will be open – no Weddings/Events to be scheduled during construction.

6 – Morris County Park Commission - Notification – Signage “Canty Lake Dam/Silas Condict Park”.

- MCPC will be posting “Signs” at the Park Entrance and Parking Lot that the Park is OPEN but the Lake is Closed. Underway.
- MCPC is displaying this project on the MCPC Website informing that Silas Condict Park is OPEN but the Lake is CLOSED. MCPC will update Silas County Park’s Lake Closure description in all MC 2017 Park Directory’s.
- The Borough Website to be updated to reflect the Progress of the New Dam Construction – Lake Closure.

7 – April 18, 2017 – New Jersey State Police/NJOEM APPROVED the Kinnelon “Emergency Operations Plan”.

- The Kinnelon EOP Plan was approved 4 weeks ahead of the May 13<sup>th</sup> submission date to NJSP/NJOEM. Next Update of EOP is May 2021.

8 – May, 10 2017 – KAMELOT along with KOEM, the Superintendent/KHS Principal partnering with the Morris County Prosecutor’s Office, Sheriff, Freeholders & C.A.R.E.S. presented to over 50

May 18, 2017

Kinnelon Adults the 2 ½ hr. program "The Opiate Epidemic: From Addiction to Recovery" at the High School Auditorium from 7pm to 9:30pm.

- The Prosecutor's Office along with C.A.R.E.S. and MCPIK were very pleased with the attendance, quality of Questions, and Requests by Kinnelon Residents. Freeholder Thomas Mastrangelo addressed and discussed the Morris County Freeholders Dedication to work with all County Municipalities to Educate, Prevent and Provide all necessary resources to aid in Recovery from the Opiate Addiction and Epidemic.
- The KHS A/V and Film Class Program Video-taped the entire presentation and conducted follow-up 1 on 1 interviews with each of the Presenters including: Brad Seabury, Chief Asst. Prosecutor, Sheriff Gannon, Superintendent DiGiuseppe, KHS Principal Suda, Mayor Collins, Morris County Services Directors Kauffman, Runyon, and Robinson, and KPD Chief Schwartz. They will be working with the Prosecutor's Office and Larry Ragonese, MC Director of Communications on the editing and final approval. KHS will air the Approved Final edition on the BOE Website, KHS Website and Channel 77.

Subject: OEM Report – April/May 2017  
Continuing

9 – May 10, 2017 – Following the completion of the Presentation, BOE/KAMELOT/KOEM discussed with the Prosecutor's Office and Morris County Services whom Agreed to ADAPT the "The Opiate Epidemic: From Addiction to Recovery" Presentation with additional Speakers to present to the KHS and PRM Students. ACTION: Underway.

10 – July 18, 2017 – TENTATIVE DATE Morris County C.A.R.E.S. & MCPIK (Prevention is Key) – KAMELOT will be partnering with Morris County Prosecutor's Office/MCPIK to conduct in Kinnelon a 1-day NARCAN Training session with two classes for Residents to attend. The Training will take place at the Library in 2<sup>nd</sup> Floor. This a County Program provided to Kinnelon at NO cost.

11 – May 18, 2017 - NJOHSP/NJOEM TRANSCAER "Rail Safety & Emergency Response Training" conducted by Norfolk Southern at the Linden Rail Yard Facility 8am – 5pm.

Participated in the "Hands-On" training involving Safety, Rail Shipping Documents, Equipment Identification, Locomotive Fires, FLAMMABLE LIQUID Unit Trains, Incident Response Procedures, Working with Railroad Officials and the AskRail Mobile App.

UPCOMING Programs –



May 18, 2017

Range of Checking Accts: GENERAL to GENERAL Range of Check Ids: 16664 to 16773  
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

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16664	05/18/17	AASLH AMER ASSOC STATE/LOCAL HISTORY	115.00	4698
16665	05/18/17	ACT04 ACTION DATA SERVICES	3,153.64	4698
16666	05/18/17	ACU01 ACU-DATA	743.00	4698
16667	05/18/17	AFF02 AFFILIATED TECHNOLOGY	1,095.68	4698
16668	05/18/17	AIR03 AIR GROUP	1,925.00	4698
16669	05/18/17	ALL16 ALL WET IRRIGATION & LIGHTING	257.50	4698
16670	05/18/17	ATL01 ATLANTIC SALT INC.	26,724.52	4698
16671	05/18/17	BAC01 BERNARD BACCHETTA ESQ.	150.00	4698
16672	05/18/17	BARTN005 BARTNICK, LUCILLE C	3,558.30	4698
16673	05/18/17	BER05 CHRISTOPHER BERNHARDT	29.09	4698
16674	05/18/17	BOR01 BOROUGH OF BUTLER ELECTRIC	6,846.61	4698
16675	05/18/17	BOR04 BOROUGH OF BUTLER SEWER	9,107.91	4698
16676	05/18/17	BSN01 BSN SPORTS	1,486.15	4698
16677	05/18/17	BUR08 BURGIS ASSOCIATES, INC	1,436.25	4698
16678	05/18/17	BUS01 BUSINESS GRAPHICS	52.00	4698
16679	05/18/17	BUZ01 THE BUZAK LAW GROUP, LLC.	11,732.80	4698
16680	05/18/17	CAB01 CABLEVISION	969.00	4698
16681	05/18/17	CAR10 Cartridge world	395.16	4698
16682	05/18/17	CDC01 C & D COMPUTER SUPPLIERS, INC	50.32	4698
16683	05/18/17	CER04 CERTIFIED LABORATORIES	363.30	4698
16684	05/18/17	CIN05 CINTAS CORPORATION #111	640.09	4698
16685	05/18/17	CIT05 CIT FINANCE LLC	456.50	4698
16686	05/18/17	COO03 COOPERATIVE COMMUNICATIONS INC	1,393.35	4698
16687	05/18/17	CRO04 DAVID CROUTHAMEL	124.99	4698
16688	05/18/17	CUS01 CUSTOM BANDAG INC.	1,825.40	4698
16689	05/18/17	DAN01 DAN COMO & SONS INC.	168.00	4698
16690	05/18/17	DAN11 CHARLES DANIEL	25.15	4698
16691	05/18/17	DAR01 DARMOFALSKI ENGINEERING ASSOC.	12,875.00	4698
16692	05/18/17	DEB03 DE BLOCK ENVIRONMENTAL SERVICE	6,000.00	4698
16693	05/18/17	DEL08 DELTA DENTAL OF NEW JERSEY INC	5,019.61	4698
16694	05/18/17	DMC01 DMC ASSOCIATES INC.	600.00	4698
16695	05/18/17	DOR06 Dorsey & Semrau, LLC	450.00	4698
16696	05/18/17	EJG01 EJG SPORTS	3,901.68	4698
16697	05/18/17	EXT01 EXTRA SPACE STORAGE	405.00	4698
16698	05/18/17	FAV01 RALPH M. FAVA, ATTORNEY AT LAW	4,000.00	4698
16699	05/18/17	FER11 RICKEY J. FERRIOLA	152.30	4698
16700	05/18/17	FIN04 FINCH FUEL OIL CO. INC.	4,478.89	4698
16701	05/18/17	FIN06 STEPHANIE FINKE	5,000.00	4698
16702	05/18/17	FOR04 FORD MOTOR CREDIT COMPANY	898.23	4698
16703	05/18/17	FRI04 ASHLEY FRITZ	45.00	4698
16704	05/18/17	GAM01 GAME DAY SPORTS	7,040.64	4698
16705	05/18/17	GAR09 GARDEN STATE HARLEY DAVIDSON	78.78	4698
16706	05/18/17	GEN03 GENERAL CODE PUBLISHERS CORP.	2,524.66	4698
16707	05/18/17	GIL03 GILBY'S SCREEN PRINTING	252.00	4698
16708	05/18/17	GRA02 GRAMCO	2,827.60	4698
16709	05/18/17	GRA14 GRAND HOTEL	346.50	4698
16710	05/18/17	GRA15 GRASS ROOTS TURF PRODUCTS INC.	772.80	4698
16711	05/18/17	HOM02 HOME DEPOT CREDIT SERVICE	2,864.84	4698
16712	05/18/17	HOR04 Horizon Office Equipment	207.00	4698
16713	05/18/17	IND03 INDUSTRIAL APPRAISAL COMPANY	175.00	4698
16714	05/18/17	IUE01 KAREN IUELE	94.69	4698

May 18, 2017

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void Ref Num
16715	05/18/17	JCP01 JCP&L	22.28	4698
16716	05/18/17	KIN08 KINNELON VOLUNTEER FIRE CO.	9,075.54	4698
16717	05/18/17	KIN09 KINNELON BOARD OF EDUCATION	3,043,954.17	4698
16718	05/18/17	KIN12 Kinnelon Junior Police Academy	825.00	4698
16719	05/18/17	KIN27 KINNELON SOFTBALL	976.00	4698
16720	05/18/17	KLI01 THOMAS L. KLINE	50.57	4698
16721	05/18/17	KUH01 KENNY KUHRT CONSTRUCTION, LLC	12,300.00	4698
16722	05/18/17	LAK02 LAKELAND BANK	3,648.65	4698
16723	05/18/17	LAN06 LANGUAGE LINE SERVICES	11.94	4698
16724	05/18/17	LEW02 CYNTHIA LEWIS	2,852.80	4698
16725	05/18/17	LOE01 LOEFFELS WASTE OIL SERVICE	75.00	4698
16726	05/18/17	MCD01 PATRICK MC DONNELL	53.43	4698
16727	05/18/17	MEI01 MEINEKE #353	438.48	4698
16728	05/18/17	MOD03 MODERN HANDLING EQUIP. NJ	1,026.16	4698
16729	05/18/17	MOR21 MORRIS COUNTY M.U.A.	22,841.21	4698
16730	05/18/17	MOR62 MORRIS SECURITY GROUP, LLC	2,223.00	4698
16731	05/18/17	MUC01 CHRISTOPHER MUCCI	51.90	4698
16732	05/18/17	MUS02 MUSICAL IQ LLC	440.00	4698
16733	05/18/17	NAP01 P&A Auto Parts	434.73	4698
16734	05/18/17	NES01 NESTLE PURE LIFE DIRECT	288.15	4698
16735	05/18/17	NEW24 NEW JERSEY SHADE TREE FED	95.00	4698
16736	05/18/17	NISIVOCC Nisivoccia LLP	1,575.00	4698
16737	05/18/17	NJD07 NJ DEPT HEALTH & SENIOR SERV	35.40	4698
16738	05/18/17	NJS05 NJ STATE ASSOC/CHIEF OF POLICE	299.00	4698
16739	05/18/17	NOR02 NORTH JERSEY MEDIA GROUP	89.26	4698
16740	05/18/17	NOR18 NORTHEAST COMMUNICATIONS, INC.	819.36	4698
16741	05/18/17	ONE02 One Call Concepts, INC.	42.50	4698
16742	05/18/17	PAR01 PARTAC PEAT CORPORATION	359.49	4698
16743	05/18/17	PAR07 PARTY TIME RENTALS	501.25	4698
16744	05/18/17	PAT04 SEAN PATALITA	379.95	4698
16745	05/18/17	PEI01 PEIRCE/ EAGLE EQUIPMENT	164.70	4698
16746	05/18/17	PIT02 PITNEY BOWES, INC.	1,152.00	4698
16747	05/18/17	PIT06 PITNEY BOWES-RESERVE ACCOUNT	3,000.00	4698
16748	05/18/17	PLA04 PLAQUEMAKER.COM	112.00	4698
16749	05/18/17	PSE01 P.S.E. & G.	1,694.45	4698
16750	05/18/17	PWA01 PUBLIC WORKS ASSOC. OF N.J.	80.00	4698
16751	05/18/17	RAC02 RACHLES/MICHELE'S OIL CO.,INC	796.43	4698
16752	05/18/17	RIV06 Riverdale Environmental	400.00	4698
16753	05/18/17	ROU01 ROUTE 23 AUTO MALL	172.72	4698
16754	05/18/17	RUD01 RUDGE TOWING & RECOVERY	191.00	4698
16755	05/18/17	SCH05 JOHN SCHWARTZ	206.97	4698
16756	05/18/17	SHE03 SHERWIN WILLIAMS CO.	166.95	4698
16757	05/18/17	SHE12 THE SHERWIN WILLIAMS CO.	471.54	4698
16758	05/18/17	SHO06 DOUGLAS SHORTWAY	247.65	4698
16759	05/18/17	SIT01 SITEONE LANDSCAPE SUPPLY, LLC	327.90	4698
16760	05/18/17	SMO01 SMOKE RISE CLUB	24,570.88	4698
16761	05/18/17	SPO05 SPOT-A-WAY	225.00	4698
16762	05/18/17	STA STAPLES ADVANTAGE, DEPT NY	54.00	4698
16763	05/18/17	STA05 STATE OF NEW JERSEY PWT	17.38	4698
16764	05/18/17	STA22 STADIUM SYSTEM	1,653.19	4698
16765	05/18/17	SUB03 SUBURBAN DISPOSAL INC.	54,583.33	4698
16766	05/18/17	THY01 THYSSENKRUPP ELEVATOR	1,517.83	4698
16767	05/18/17	TIL01 TILCON NEW YORK INC.	131.44	4698
16768	05/18/17	VER11 VERIZON WIRELESS - KPD	195.06	4698

May 18, 2017  
10:31 AM

BOROUGH OF KINNELON  
Check Register By Check Id

Page No: 3

May 18, 2017

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
16769	05/18/17	VFI01	VFIS BENEFITS DIVISION	679.27	4698
16770	05/18/17	WAL11	WALLINGTON PLUMBING & HEATING	7.62	4698
16771	05/18/17	WAY04	WAYNE ELECTRIC SUPPLY COMPANY	476.10	4698
16772	05/18/17	WEI01	WEIGHTS AND MEASURE FUND	180.00	4698
16773	05/18/17	ZAP01	ZAPHYR LLC	2,980.00	4698

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	110	0	3,338,075.56	0.00
Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
Total:	<u>110</u>	<u>0</u>	<u>3,338,075.56</u>	<u>0.00</u>

May 18, 2017

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND APPROPRIATIONS	6-01	4,440.54	0.00	0.00	4,440.54
WATER FUND	6-05	305.00	0.00	0.00	305.00
SEWER FUND	6-07	305.00	0.00	0.00	305.00
Year Total:		5,050.54	0.00	0.00	5,050.54
CURRENT FUND APPROPRIATIONS	7-01	3,249,812.67	0.00	0.00	3,249,812.67
WATER FUND	7-05	8,832.51	0.00	0.00	8,832.51
SEWER FUND	7-07	9,107.91	0.00	0.00	9,107.91
Year Total:		3,267,753.09	0.00	0.00	3,267,753.09
	C-04	15,673.19	0.00	0.00	15,673.19
DOG TAX	D-13	48.73	0.00	0.00	48.73
KAMELOT	K-17	1,568.00	0.00	0.00	1,568.00
SNOW TRUST	N-35	10,506.70	0.00	0.00	10,506.70
RECREATION SPECIAL	R-16	22,512.90	0.00	0.00	22,512.90
	V-27	13,936.25	0.00	0.00	13,936.25
RECYCLE FUND	Y-21	1,026.16	0.00	0.00	1,026.16
Total of All Funds:		3,338,075.56	0.00	0.00	3,338,075.56

May 18, 2017  
10:35 AM

BOROUGH OF KINNELON  
Check Register By Check Id

Page No: 1

May 18, 2017

Range of Checking Accts: PLANNING 2 to PLANNING 2      Range of Check Ids: 1721 to 1722  
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 Num
1721	05/18/17	BAC01 BERNARD BACCHETTA ESQ.	1,100.00		4699
1722	05/18/17	DAR01 DARMOFALSKI ENGINEERING ASSOC.	2,125.00		4699

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	3,225.00	0.00
Direct Deposit:	0	0	0.00	0.00
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May 18, 2017  
10:35 AM

BOROUGH OF KINNELON  
Check Register By Check Id

Page No: 2

May 18, 2017

Project Description	Project No.	Project Total
4 Midland- COX 1432	1432	500.00
KDREAM 6 CLIFF TRAIL	1454	500.00
FLAR #1457 6 DANIEL LANE	1457	500.00
44 ROUND HILL ROAD	56403117	500.00
KINNELON RT 23 LLC 817	817	1,225.00
Total of All Projects:		<u>3,225.00</u>

April 26, 2017  
11:52 AM

BOROUGH OF KINNELON  
Check Register By Check Id

Page No: 1

May 18, 2017

Range of Checking Accts: GENERAL to GENERAL      Range of Check Ids: 16662 to 16662  
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 Num
16662	04/26/17	BJS01 BJ'S WHOLESALE CLUB	37.41		4696

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
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Direct Deposit:	0	0	0.00	0.00
Total:	1	0	37.41	0.00

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Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND APPROPRIATIONS	7-01	37.41	0.00	0.00	37.41
Total of All Funds:		<u>37.41</u>	<u>0.00</u>	<u>0.00</u>	<u>37.41</u>

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April 27, 2017  
03:09 PM

BOROUGH OF KINNELON  
Check Register By Check Id

Page No: 1

May 18, 2017

Range of Checking Accts: GENERAL to GENERAL Range of Check Ids: 16663 to 16663  
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 Num
16663	04/27/17	TRE09 Treasurer, State of New Jersey	11,750.00		4697

Report Totals	Paid	Void	Amount Paid	Amount Void
Checks:	1	0	11,750.00	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	1	0	11,750.00	0.00

May 18, 2017

Totals by Year-Fund  
Fund Description

Fund	Budget Total	Revenue Total	G/L Total	Total
V-27	11,750.00	0.00	0.00	11,750.00
Total of All Funds:	<u>11,750.00</u>	<u>0.00</u>	<u>0.00</u>	<u>11,750.00</u>

May 18, 2017

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

Roll Call: C. Giantonio, Yes; G. Sisco, Yes;  
W. Neely, Yes; W. Yago, Yes;  
J. Freda, Yes.

**CONSENT AGENDA:**

A motion was offered by Councilman W. Neely and seconded by Councilman C. Giantonio, the following motions and resolutions and amended were offered for approval.

- a. Resolution: 5.01.17 Authorize Mayor to sign Premiere Productions, K-Fest 2017
- b. Resolution: 5.02.17 Chapter 159 – 2017 Distracted Driving Crackdown -\$5,500.00
- c. Resolution: 5.03.17 Release of Performance Surety Bond-MNB Realty Company, Carl Place, Kinnelon New Jersey
- d. Resolution: 5.04.17 Authorize Mayor to sign AFSCME Collective Bargaining Agreement for the year 2017
- e. Resolution: 5.05.17 Refund of Duplicate Payment 1<sup>st</sup> Qrt 2016 Property Taxes-Blk 11807 Lt 101-14 Beechwood Lane \$3,558.30
- f. Resolution: 5.06.17 Authorize Mayor to sign Community Development Block Grant Fiscal Years 2018-2020
- g. Resolution: 5.07.17 Authorize Mayor to sign the Conservation Partnership Agreement & Between the Morris County Municipal Utilities Authority
- h. Resolution: 5.08.17 Authorize Borough Attorney - Filing Petitions of Appeal with Morris County Board of Taxation
- i. Resolution: 5.09.17 Authorize Borough Tax Assessor & Borough Attorney to Prosecute, Defend & Settle Tax Appeals
- j. Resolution: 5.10.17 Cancel Outstanding Check on the Magistrate's Account
- k. Resolution: 5.11.07 Authorize Mayor to sign Agreement-Kinnelon Municipal Alliance for Fiscal Year 2017
- l. Resolution: 5.12.17 Authorize DMC Associates, for Land Surveying Services - Fayson Lakes Road
- m. Resolution: 5.13.17 Salary Resolution for Kinnelon Chief of Police – John Schwartz
- n. Resolution: 5.14.17 Amending the Open Public Records Law
- o. Resolution: 5.15.17 Resolution Endorsing the Submittal of a Loan Application to be made by Lake Reality Homeowners

May 18, 2017

RESOLUTION 5.01 .17

AUTHORIZATION FOR MAYOR TO  
SIGN CONTRACT WITH  
PREMIERE PRODUCTIONS  
K-FEST 2017

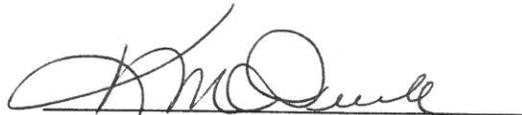
WHEREAS, the Borough Council of the Borough of Kinnelon, County of Morris, State of New Jersey do hereby authorize the Mayor of the Borough of Kinnelon to sign contract between Premiere Production and the Borough of Kinnelon for K-Fest; and

WHEREAS, the contract service is for Premiere Productions to promote and produce Kinnelon Fest; and

WHEREAS, the Borough of Kinnelon will pay Premiere Production in two installments, 50% due within 5 business days of the May 2017 council meeting (\$1,750.00), balance due within 5 business day of the October 2017 council meeting (\$1,750).

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Kinnelon, County of Morris, State of New Jersey, that the Borough Council of the Borough of Kinnelon hereby authorize the Mayor to sign the agreement between Premiere Production and the Borough of Kinnelon with a price not to exceed \$3,500.00.

Dated: May 18, 2017



Karen M. Luele, RMC  
Borough Clerk

May 18, 2017

RESOLUTION 5. *ca* .17

CHAPTER 159 TO ADD  
DISTRACED DRIVING  
CRACKDOWN TO THE  
2017 MUNICIPAL BUDGET

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

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

SECTION 1.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Kinnelon hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget year 2017 which item is now available as a revenue from

MISCELLANEOUS REVENUES

State and Federal Revenues Offset with appropriations:

Distracted Driving Crackdown                      \$5,500.00

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$5,500.00 be and the same is hereby appropriated to general Appropriations.

Excluded from the Cap and under the caption:

General Appropriations

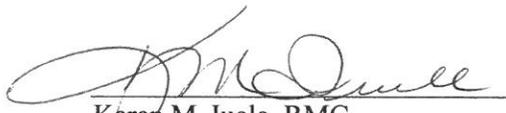
(A) Operations excluded from the Caps  
State and Federal Programs Offset by Revenues:

Distracted Driving Crackdown                      \$5,500.00

SECTION 3.

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

DATED: 5/18/2017

  
Karen M. Iuele, RMC  
Borough Clerk

May 18, 2017

RESOLUTION 5. 03 17

RELEASE OF PERFORMANCE SURETY  
BOND, MNB REALTY COMPANY LLC,  
CARL PLACE, BLOCK 39.03 LOT 86  
KINNELON, NEW JERSEY

WHEREAS, MNB Realty Company posted a \$135,243.00 Performance Surety Bond for Carl Place, Kinnelon New Jersey; and

WHEREAS, Mr. Thomas Boorady of Darmofalski Engineering Associates, Inc. approved of the return of the Performance Surety Bond in the amount of \$135,243.00.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon do hereby approved the return of the Performance Surety Bond in the amount of \$135,243.00 to MNB Realty Company LLC.

Dated: May 18, 2017

  
Karen M. Iuele, RMC  
Borough Clerk

May 18, 2017

RESOLUTION 5. 04 .17

AUTHORIZATION FOR MAYOR TO SIGN  
COUNCIL 52, AFSCME COLLECTIVE BARGAINING  
AGREEMENT FOR THE YEAR 2017

WHEREAS, the Kinnelon Mayor and Council have reviewed and approved the Collective Bargaining Agreement between the Borough of Kinnelon and Council 52 AFSCME for the year January 1, 2017 through December 31, 2017 with a 2% raise for out of step DPW Maintainers and 3% raise for in step DPW Maintainers; and

WHEREAS, it is necessary for the Mayor to Sign said Agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Kinnelon Mayor and Council the Mayor or the Borough is hereby authorized to execute the 2017 Collective Bargaining Agreement between the Borough of Kinnelon and Council 52, AFSCME Collective Bargaining Agreement with a 2% raise for the out of step DPW Maintainers and a 3% raise for in step DPW Maintainers.

May 18, 2017



Karen M. Luele, RMC  
Borough Clerk

May 18, 2017

RESOLUTION # 5.05.17

**BE IT RESOLVED**, BY THE Mayor and Council of the Borough of Kinnelon, that a warrant be drawn to LUCILLE C BARTNICK in the amount of \$3,558.30 for refund of duplicate payment of first quarter 2016 Property Taxes on Block 11807, Lot 101 known as 14 Beechwood Lane. The taxes were paid by both the Mortgage Company and the Property Owner. The Property Owner has requested the refund.

ROLL CALL:

May 18, 2017  
Judith O'Brien, CTC  
Tax Collector  
Borough of Kinnelon

I, Karen M. luele, 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 May 18, 2017.

Date: 5/18/17

  
\_\_\_\_\_  
Karen M. luele, Borough Clerk

May 18, 2017

RESOLUTION 5. *06* .17

AUTHORIZATION FOR MAYOR TO  
SIGN COMMUNITY DEVELOPMENT  
BLOCK GRANT FISCAL YEARS 2018-2020

WHEREAS, the Borough Council of the Borough of Kinnelon, County of Morris, State of New Jersey do hereby authorize the Mayor of the Borough of Kinnelon to sign the Community Development Block Grant for the Fiscal Years 2018-2020; and

WHEREAS, the Morris County Community Development Program is an Agreement between the County of Morris and certain municipalities located therein establishing a cooperative means of conducting certain community development and home activities programs.

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Kinnelon, County of Morris, State of New Jersey, that the Borough Council of the Borough of Kinnelon hereby authorizes Mayor Collins to sign the Community Development Block Grant for the Fiscal years of 2018-2020.

Dated: May 18, 2017



Karen M. Luele, RMC  
Borough Clerk

May 18, 2017

RESOLUTION 5.07.17

AUTHORIZATION FOR MAYOR TO  
SIGN AMENDED PARTNERSHIP  
AGREEMENT BETWEEN MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY AND  
BOROUGH OF KINNELON

WHEREAS, the Council of the Borough of Kinnelon Authorize the Mayor of the Borough of Kinnelon to sign Amended Partnership agreement between Morris County Municipal Utilities Authority and the Borough of Kinnelon.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Kinnelon due hereby authorize the Mayor of the Borough of Kinnelon to sign amended partnership agreement between Morris County Municipal Utilities Authority and the Borough of Kinnelon.

Dated: May 18, 2017

  
Karen M. Luele, RMC  
Municipal Clerk, Borough of Kinnelon

May 18, 2017

Jackie  
Tax Board Appeal Resolution  
050517

**RESOLUTION NO. 5.08.17**

**RESOLUTION AUTHORIZING THE FILING  
PETITIONS OF APPEAL WITH THE MORRIS  
COUNTY BOARD OF TAXATION ON BEHALF  
OF THE BOROUGH OF KINNELON**

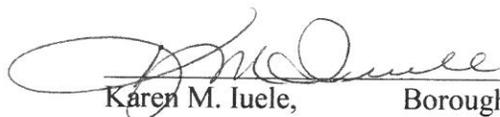
**WHEREAS**, the Borough, by prior resolution, authorized the Borough Attorney and the Borough Tax Assessor to prosecute, defend and settle tax appeals for the Borough before the Morris County Board of Taxation ("Tax Board"); and

**WHEREAS**, the Borough Attorney has brought certain tax appeals on behalf of the Borough to the Tax Board as shown on the attached letter to the Tax Board dated May 1, 2017. See Exhibit A attached hereto.

**NOW THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Kinnelon, County of Morris, State of New Jersey, they being the Governing Body thereof, that the filing of said tax appeals with the Morris County Board of Taxation are hereby authorized and ratified *nunc pro tunc*.

**CERTIFICATION**

I, Karen M. Iuele, Borough Clerk of the Borough of Kinnelon hereby certify the foregoing to be a true copy of a Resolution adopted by the governing body of the Borough of Kinnelon at a duly convened meeting held on May 18, 2017.

  
Karen M. Iuele, Borough Clerk

May 18, 2017

Jackie (KN-MISC.OUT)  
Tax Appeal 2017 Resolution  
050317

**RESOLUTION NO. 5-09-17 RESOLUTION AUTHORIZING THE BOROUGH TAX ASSESSOR AND BOROUGH ATTORNEY TO PROSECUTE, DEFEND AND SETTLE TAX APPEALS ON BEHALF OF THE BOROUGH OF KINNELON**

**WHEREAS**, the Governing Body of the Borough of Kinnelon ("Borough") desires to authorize the Borough Tax Assessor ("Assessor") and the Borough Attorney to prosecute, defend and settle tax appeals on behalf of the Borough before the Morris County Board of Taxation; and

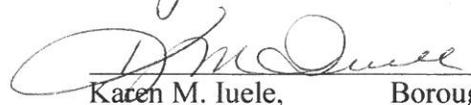
**WHEREAS**, the Governing Body desires to authorize the Assessor and the Borough Attorney to prosecute and defend tax appeals against the Borough in Tax Court.

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

1. The Assessor and the Borough Attorney are hereby authorized to prosecute, defend and settle tax appeals before the Morris County Board of Taxation.
2. The Assessor and the Borough Attorney are hereby authorized to prosecute, defend and recommend to the Borough Council the settlement of tax appeals against the Borough in Tax Court.
3. This Resolution shall take effect immediately.

**CERTIFICATION**

I, Karen M. Iuele, Borough Clerk of the Borough of Kinnelon hereby certify the foregoing to be a true copy of a Resolution adopted by the governing body of the Borough of Kinnelon at a duly convened meeting held on May 18, 2017.

  
Karen M. Iuele, Borough Clerk

May 18, 2017

RESOLUTION 05. 10 .17

RESOLUTION TO CANCEL OUTSTANDING  
CHECK ON THE MAGISTRATE'S ACCOUNT

WHEREAS, the following checks issued from the Magistrate's Account have been outstanding for more than one year and are now stale-dated and be Escheated to the Borough of Kinnelon; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon that the following outstanding checks issued from the Magistrate's Account be cancelled and Escheated to the Borough of Kinnelon.

Magistrate's Account

<u>Date</u>	<u>Check Number</u>	<u>Amount</u>
7/1/2016	317	\$75.00

Dated: May 18, 2017

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

RECEIVED

MAY - 8 2017  
May 18, 2017  
Kinnelon Borough

**Kinnelon Municipal Court**  
MUNICIPAL BUILDING  
130 KINNELON ROAD KINNELON, NJ 07405  
(973) 838-7644 Fax: (973) 838-9161

ANDREW M. WUBBENHORST, PJMC  
*Judge*

ASHLEY FRITZ, CMCA  
*Court Administrator*

Monday, May 08, 2017

Jennifer Stillman, Treasurer  
Borough of Kinnelon  
130 Kinnelon Road  
Kinnelon, NJ 07405

Re: **Outstanding checks to be Escheated to the Borough**

Dear Mrs. Stillman,

Below is a detail on funds that may be escheated from the Bail Account to the Borough of Kinnelon, pursuant to N.J.S.A 12A:4-404.

- Check No. 317, issued in the amount of \$75.00 on July 01, 2016.

By copy of same to Sara Esposito at Lakeland Bank, I am requesting that the above checks not be honored should they be submitted for payment.

Should you require any additional information prior to a resolution please do not hesitate to contact me.

Very truly yours,

/s/ Ashley Fritz, CMCA

Cc: Karen Iuele, Borough Clerk  
Sara Esposito, Branch Manager  
Andrew M. Wubbenhorst, PJMC

# Kinnelon Municipal Court

May 18, 2017

130 KINNELON ROAD KINNELON, N.J. 07405  
(973) 838-7644 Fax: (973) 838-9161

HON ANDREW M. WUBBENHORST  
*Municipal Court Judge*

ASHLEY FRITZ, CMCA  
*Court Administrator*

Monday, March 06, 2017

John R. Donnelly  
15 Homestead Place  
Bergenfield, NJ 07621

Re: State v. John R. Donnelly  
1415-K 053784  
*Refund of Bail - Notice*

Dear Mr. Donnelly:

On July 01, 2016, this court refunded bail to you in the amount of \$75.00 on check no. 317. As of this date, this check remains uncashed.

Pursuant N.J.S.A 12A:4-404, a bank is under no obligation to honor a check that is presented more than six months after its issue date. The time limit is set at six months because banking and commercial practice regards a check outstanding for longer than that period as stale, and a bank will normally not pay such a check without consulting the depositor.

This letter is written to advise we will honor this check until April 01, 2017; if it is not cashed by that time, the funds will no longer be available to you as the amount will be escheated to the Borough of Kinnelon as allowed by rule.

Please do not hesitate to contact me, should you have any questions relative to same.

Very truly yours,

/s/ Ashley Fritz, CMCA  
Kinnelon Municipal Court

May 18, 2017

RESOLUTION 5.// .17

AUTHORIZATION FOR MAYOR TO  
SIGN AGREEMENT KINNELON  
MUNICIPAL ALLIANCE FOR FISCAL  
YEAR 2017

WHEREAS, it is necessary for the Mayor to sign said Grant Application for the Fiscal Year 2017 and supplemental grant in the amount not to exceed \$2,000.00;

NOW, THEREFORE, BE IT RESOLVED the Mayor is hereby authorized to sign the letter of Agreement between the County of Morris and Kinnelon Municipal Alliance with the calendar year 2017 supplemental grant in the amount not to exceed \$2,000.00

Dated: 5/18/2017

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

May 18, 2017

RESOLUTION 5. 12 17

AUTHORIZE DMC ASSOCIATES, INC  
FOR LAND SURVEYING SERVICES  
FOR FAYSON LAKES ROAD

WHEREAS, the Borough desires to go forward with improvements to Fayson Lakes Road; and

WHEREAS, it is necessary for the DMC Associates, Inc. to prepare the required documents for those improvements.

NOW, THEREFORE, BE IT RESOLVED by the Kinnelon Mayor and Council of the Borough of Kinnelon hereby authorized DMC Associates, Inc to prepare the required documents for the Fayson Lakes Road Improvement project, with a price not to exceed \$13,000.00

Dated: May 18, 2017

  
Karen M. Iuele, RMC  
Borough Clerk

May 18, 2017

RESOLUTION 05.13 .17

SALARY RESOLUTION FOR  
CHIEF OF POLICE  
FOR THE YEAR 2017

BE IT RESOLVED by the Kinnelon Mayor and Council that the following salary for the hereinafter listed official position of employment for the year 2017 commencing on January 1, 2017 shall be as follows:

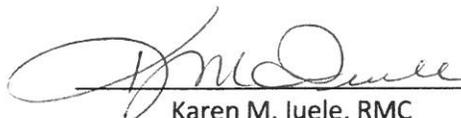
DEPARTMENT

SALARY

CHIEF OF POLICE  
John Schwartz

2% Raise

Dated 5/18/17

  
\_\_\_\_\_  
Karen M. Luele, RMC  
Borough Clerk

May 18, 2017

**RESOLUTION 5.14.17  
BOROUGH OF KINNELON  
MORRIS COUNTY NEW JERSEY  
May 18, 2017**

**A RESOLUTION SUPPORTING ASSEMBLY BILL NO. 4532 / SENATE BILL NO.  
3049 AMENDING THE OPEN PUBLIC RECORDS LAW**

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WHEREAS, Assembly Bill No. 4532, would exempt certain personal information from the open public records law and bar attorney's fees awards when access is denied in certain circumstances; and

WHEREAS, said bill was unanimously approved by the General Assembly on March 23, 2017; and

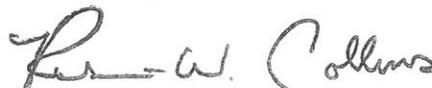
WHEREAS, identical legislation, Senate Bill No. 3049, awaits action in the Senate; and

WHEREAS, the Borough Council has reviewed the proposed legislation and wishes to support said Bill which would protect the privacy of the residents of New Jersey, as well as relieve the financial burden to Municipalities.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Kinnelon in the County of Morris and State of New Jersey, that the Borough Council hereby supports Assembly Bill No. 4532, and urges the State Senate to adopt the companion legislation.

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to the Governor of the State of New Jersey, the Speaker of the New Jersey State Assembly, the President of the New Jersey State Senate, the Morris County League of Municipalities, all municipalities in the 25<sup>th</sup> Legislative District and the Assemblymen and Senator representing the Borough of Kinnelon urging their support of this legislation.

I hereby certify the foregoing to be a true copy of a Resolution passed by the Kinnelon Borough Council at a duly convened meeting held on May 18, 2017.



Robert W. Collins, Mayor

May 18, 2017

ASSEMBLY STATE AND LOCAL GOVERNMENT  
COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 4532**

**STATE OF NEW JERSEY**

DATED: FEBRUARY 13, 2017

The Assembly State and Local Government Committee reports favorably Assembly Bill No. 4532.

This bill would exempt personal information contained in pet and home alarm system license records from public access under P.L.1963, c.73 (C.47:1A-1 et seq.), commonly known as the "Open Public Records Act" (OPRA). The bill would also bar an award of attorney's fees in a successful challenge to a denial of access to records under OPRA if a reviewing court or Government Records Council finds that the records custodian acted reasonably and exercised good faith and due diligence.

May 18, 2017

ejb:fd (KN-Lake Realty Res)  
051817

**RESOLUTION NO.:5.15.17**

**RESOLUTION OF THE BOROUGH OF KINNELON,  
COUNTY OF MORRIS, STATE OF NEW JERSEY  
ENDORING THE SUBMITTAL OF A LOAN APPLICATION  
TO BE MADE BY LAKE REALTY HOMEOWNER'S  
ASSOCIATION TO THE STATE OF NEW JERSEY,  
DEPARTMENT OF ENVIRONMENTAL PROTECTION, DAM  
SAFETY SECTION, DAM RESTORATION LOAN**

**WHEREAS**, Lake Realty Homeowner's Association is a private lake association in the Borough of Kinnelon and the owner of Lake Realty; and

**WHEREAS**, the dam associated with Lake Realty is in need of repair to comply with state standards governing same; and

**WHEREAS**, the New Jersey Department of Environmental Protection ("NJDEP") Dam Safety Section, Dam Restoration Loan offers loans to private entities to effectuate such dam repairs with the condition that the municipality within which the dam is located co-signs the loan; and

**WHEREAS**, Lake Realty Homeowner's Association desires to make application to participate in the NJDEP loan program.

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

1. The Borough of Kinnelon hereby endorses the application of Lake Realty Homeowner's Association to the NJDEP for a Dam Restoration Loan to repair/replace the Lake Realty Dam to comply with state standards.
2. The endorsement of said application by the Borough of Kinnelon is not an authorization to co-sign the loan which authorization will be considered at the

May 18, 2017

time that the application endorsed by the Borough of Kinnelon is approved/granted by the NJDEP.

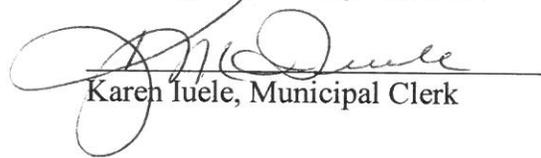
3. Lake Reality Homeowner's Association shall provide the Borough of Kinnelon with a complete copy of their loan application.

4. The Mayor and Municipal Clerk along with all other appropriate officers and employees are hereby authorized and directed to take any and all steps necessary to effectuate this Resolution.

5. This Resolution shall take effect immediately.

#### **CERTIFICATION**

I, Karen Iuele, Municipal Clerk of the Borough of Kinnelon hereby certify the foregoing to be a true copy of a Resolution adopted by the Borough Council of the Borough of Kinnelon at a duly convened meeting held on May 18, 2017.

  
\_\_\_\_\_  
Karen Iuele, Municipal Clerk

May 18, 2017

ejb:fd (KN-Lake Realty Res)  
051817

**RESOLUTION NO.:5.15.17**

**RESOLUTION OF THE BOROUGH OF KINNELON,  
COUNTY OF MORRIS, STATE OF NEW JERSEY  
ENDORING THE SUBMITTAL OF A LOAN APPLICATION  
TO BE MADE BY LAKE REALTY HOMEOWNER'S  
ASSOCIATION TO THE STATE OF NEW JERSEY,  
DEPARTMENT OF ENVIRONMENTAL PROTECTION, DAM  
SAFETY SECTION, DAM RESTORATION LOAN**

**WHEREAS**, Lake Realty Homeowner's Association is a private lake association in the Borough of Kinnelon and the owner of Lake Realty; and

**WHEREAS**, the dam associated with Lake Realty is in need of repair to comply with state standards governing same; and

**WHEREAS**, the New Jersey Department of Environmental Protection ("NJDEP") Dam Safety Section, Dam Restoration Loan offers loans to private entities to effectuate such dam repairs with the condition that the municipality within which the dam is located co-signs the loan; and

**WHEREAS**, Lake Realty Homeowner's Association desires to make application to participate in the NJDEP loan program.

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

1. The Borough of Kinnelon hereby endorses the application of Lake Realty Homeowner's Association to the NJDEP for a Dam Restoration Loan to repair/replace the Lake Realty Dam to comply with state standards.
2. The endorsement of said application by the Borough of Kinnelon is not an authorization to co-sign the loan which authorization will be considered at the

May 18, 2017

time that the application endorsed by the Borough of Kinnelon is approved/granted by the NJDEP.

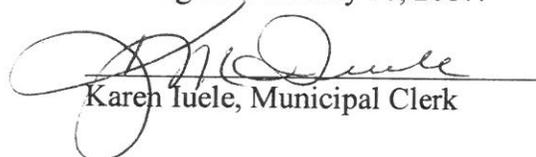
3. Lake Reality Homeowner's Association shall provide the Borough of Kinnelon with a complete copy of their loan application.

4. The Mayor and Municipal Clerk along with all other appropriate officers and employees are hereby authorized and directed to take any and all steps necessary to effectuate this Resolution.

5. This Resolution shall take effect immediately.

#### **CERTIFICATION**

I, Karen Iuele, Municipal Clerk of the Borough of Kinnelon hereby certify the foregoing to be a true copy of a Resolution adopted by the Borough Council of the Borough of Kinnelon at a duly convened meeting held on May 18, 2017.

  
Karen Iuele, Municipal Clerk

**From:** Frances Desort <fdesort@buzaklawgroup.com>  
**Sent:** Thursday, May 18, 2017 2:51 PM  
**To:** karen Iuele  
**Cc:** Edward J. Buzak; Scott Eveland  
**Subject:** Lake Reality Homeowner's Association Resolution  
**Attachments:** Kinnelon Lake Reality Resolution.doc

Karen,  
Per your request, attached please find a Resolution for consideration by the Borough Council endorsing the application of Lake Reality Homeowner's Association to the NJDEP for a loan to repair/replace the existing dam associated with the Lake. I draw your attention to Section 2 which specifies that the endorsement of the application IS NOT an authorization to co-sign the loan, which authorization will be considered if the loan application is approved/granted. If you have any questions, please feel free to contact me.

Ed

**SENT ON BEHALF OF EDWARD J. BUZAK, ESQ.**

**PLEASE REPLY TO EDWARD J. BUZAK AT: [ejbuzak@buzaklawgroup.com](mailto:ejbuzak@buzaklawgroup.com)**

Frances Desort  
Office Manager  
The Buzak Law Group, LLC  
150 River Road, Suite N-4  
Montville, New Jersey 07045  
973-335-0600  
973-335-1145 (fax)  
[fdesort@buzaklawgroup.com](mailto:fdesort@buzaklawgroup.com)

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NOTICE: This e-mail and any attachments to it may be privileged, confidential or contain trade secret information. If this e-mail was sent to you in error, please notify me immediately by either reply e-mail or by phone at 973-335-0600, and please do not use, disseminate, retain, print or copy the e-mail or its attachment(s). Thank you.



# The Smoke Rise Club

9 Perimeter Road, Kinnelon, New Jersey 07405  
973.838.7449 Fax: 973.838.2287  
www.smokerise-nj.com

May 18, 2017

RECEIVED

MAY 17 2017

Kinnelon Borough

5/15/2017

Mayor and Council  
Borough of Kinnelon  
130 Kinnelon Road  
Kinnelon, NJ 07405

Dear Mayor and Council:

We are requesting your approval for our annual fireworks display as a part of our Smoke Rise Days celebration. The date of the display is planned for Saturday July 1<sup>st</sup>, with a rain date of Sunday July 2<sup>nd</sup>. We will be filing the application to the Fire Bureau, along with payment to the related permit fee.

Please confirm your approval of this request.

Thank you for your consideration.

Feel free to contact me if you have any questions.

Sincerely,

Jon A. Pandel  
General Manager  
The Smoke Rise Club

CC: The Smoke Rise Club Board of Governors

May 18, 2017

May 9, 2017

Mayor Robert W. Collins and  
Members of the Borough Council  
130 Kinnelon Road  
Kinnelon, New Jersey 07405

**Re: Smoke Rise Cooperative Nursery School- Open Enrollment Signboards**

Dear Mayor and Council Members:

The Smoke Rise Cooperative Nursery School, a not for profit school which enrolls children from all of Kinnelon and surrounding neighborhoods, requests permission to place several signboards for open enrollment. The signboards would be placed at the following locations:

- ◆ Kinnelon Road facing the Smoke Rise East Gate entrance
- ◆ Corner of Fayson Lakes Road and Kinnelon Road
- ◆ Corner of Fayson Lakes Road and Boonton Avenue
- ◆ Corner of Kiel Avenue and Kakeout Road
- ◆ Boonton Avenue across from Stony Brook School
- ◆ Miller Road and Fayson Lakes Road

The signboards, with your permission, will be placed during the period of May 20<sup>th</sup> through June 10<sup>th</sup>.

We appreciate your generous and continuing support.

Sincerely,

Leah Lamenta  
Smoke Rise Nursery School First Vice President  
[sonnyandleah@yahoo.com](mailto:sonnyandleah@yahoo.com)  
862-377-5061





ORDINANCE 5--17  
 AN ORDINANCE ESTABLISHING SALARY RANGES  
 FOR THE BOROUGH OF KINNELON

May 18, 2017

BE IT ORDAINED BY the Kinnelon Mayor and Council, County of Morris, State of New Jersey as Follows:

1. Commencing January 1, 2017 the following constitutes the salary ranges for the hereinafter listed officials, position of employment within which the Governing Body shall, from time to time, by resolution, fix the salaries for persons employed in positions within a salary range.

TITLE	MINIMUM	PER	MAXIMUM	PER
Mayor	\$ 3,000.00	Year	\$ 8,000.00	Year
Council	\$ 1,000.00	Year	\$ 3,000.00	Year
Temp Chief Financial Officer	\$ 50,000.00	Year	\$ 100,000.00	Year
Chief Financial Officer	\$ 80,000.00	Year	\$ 130,000.00	Year
Borough Clerk	\$ 50,000.00	Year	\$ 105,000.00	Year
Acting Borough Clerk	\$ 2,000.00	Year	\$ 5,000.00	Year
Deputy Borough Clerk	\$ 25,000.00	Year	\$ 62,000.00	Year
Clerk Assistant	\$17	Hour	\$19	Hour
Web Master	\$ 1,500.00	Year	\$ 3,200.00	Year
Treasurer	\$ 25,000.00	Year	\$ 80,000.00	Year
Administrative Assist./Finance	\$ 35,000.00	Year	\$ 56,000.00	Year
Administrative Assist./Finance PT	\$18.00	Hour	\$19.00	Hour
Tax Collector/Utility Collector	\$ 25,000.00	Year	\$ 60,000.00	Year
Part Time Tax & Utility Asist./Office Asst	\$ 9.00	Hour	\$ 25.00	Hour
Assessor/Appraiser	\$ 20,000.00	Year	\$ 40,000.00	Year
Part Time Assessor Secretary	\$ 15,000.00	Year	\$ 35,000.00	Year
Environmental Secretary	\$ 1,000.00	Year	\$ 7,000.00	Year
Forester	\$ 2,000.00	Year	\$ 3,000.00	Year
Open Space Secretary	\$ 20.00	Hour	\$ 25.00	Hour
Historic Preservation Secretary	\$ 20.00	Hour	\$ 25.00	Hour
Planning Board Secretary P/T	\$ 5,000.00	Year	\$ 16,000.00	Year
Zoning Official	\$ 5,000.00	Year	\$ 15,000.00	Year
Board of Health Secretary P/T- Registrar	\$ 20,000.00	Year	\$ 50,000.00	Year
Deputy Registrar	\$ 500.00	Year	\$ 1,500.00	Year
Recreation Director	\$ 25,000.00	Year	\$ 75,000.00	Year
DPW Superintendent	\$ 50,000.00	Year	\$ 120,000.00	Year
DPW Foreman	\$ 45,000.00	Year	\$ 98,000.00	Year
DPW Working Foreman	\$ 40,000.00	Year	\$ 92,000.00	Year
Snow/Weather Emergency Call outs (Foreman)	\$ 250.00	Day	\$ 350.00	Day
DPW Secretary P/T	\$ 12,000.00	Year	\$ 21,000.00	Year
DPW Maintainers	\$ 13.83	Hour	\$ 40.00	Hour
Recycling Watchman	\$ 14.00	Hour	\$ 16.00	Hour
Janitorial Service Staff	\$ 15.00	Hour	\$ 20.00	Hour
Temporary Part Time DPW/B&G/Recycling	\$ 10.00	Hour	\$ 12.50	Hour
Board of Adjustment Secretary	\$ 1,000.00	Year	\$ 5,000.00	Year

May 18, 2017

Fire Official	\$ 5,000.00	Year	\$ 12,000.00	Year
Municipal Court Judge	\$ 10,000.00	Year	\$ 30,000.00	Year
Temporary Part time Building Inspector	\$ 10,000.00	Year	\$17,000.00	Year
OEM Secretary	\$2,000.00	Year	\$4,000.00	Year
Municipal Court Administrator	\$ 20,000.00	Year	\$ 60,000.00	Year
Deputy Court Clerk/Violations Clerk P/T	\$ 14.00	Hour	\$ 23.00	Hour
Call Out	\$ 30.00	Hour	\$ 50.00	Hour
Police Chief	\$ 110,000.00	Year	\$ 165,000.00	Year
Police Lieutenant	\$ 110,000.00	Year	\$ 145,000.00	Year
Police Patrolment	\$ 40,500.00	Year	\$ 120,000.00	Year
Police Sergeants	\$ 104,695.00	Year	\$ 125,000.00	Year
Police Dispatchers Part Time	\$ 13.00	Hour	\$ 25.00	Hour
Crossing Guards	\$ 15.00	Hour	\$ 20.00	Hour
Matron	\$ 15.00	Hour	\$ 20.00	Hour
Fire Prevention Officer	\$ 7,000.00	Year	\$ 12,000.00	Year
Museum Docents	\$ 10.00	Hour	\$ 20.00	Hour
Emergency Management Secretary P/T	\$ 1,200.00	Year	\$ 1,500.00	Year
Temporary Clerical Help	\$ 10.00	Hour	\$ 30.00	Hour
Library Director	\$ 80,000.00	Year	\$ 100,000.00	Year
Library Adm. Asst./Office Manager	\$ 35,000.00	Year	\$ 45,000.00	Year
Reference Librarian F/T	\$ 50,000.00	Year	\$ 60,000.00	Year
Youth Services	\$ 36,000.00	Year	\$ 45,000.00	Year
Head of Circulation	\$ 45,000.00	Year	\$ 55,000.00	Year
Clerk Interlibrary Loan	\$ 30,000.00	Year	\$ 45,000.00	Year
Asst.Clerical P/T Library	\$ 13.00	Hour	\$ 30.00	Hour
Library Page	\$ 7.25	Hour	\$ 10.00	Hour
Recreation Summer Staff P/T	\$ 7.25	Hour	\$ 21.00	Hour
Custodians	\$ 25.00	Hour	\$ 25.00	Hour
Records Clerk	\$ 10,000.00	Year	\$ 35,000.00	Year
Technical Service Library	\$ 10,000.00	Year	\$ 35,000.00	Year
Library Technologist	\$ 13.50	Hour	\$ 20.00	Hour
Youth Services Asst.	\$ 10.00	Hour	\$ 15.00	Hour

Certified to be a true copy of an ordinance which was introduced at the regular meeting of the Kinnelon Mayor and Council held on April 2017 and Adopted on May 18, 2017

  
 Robert W. Collins  
 Mayor



ORDINANCE NO. 60-17

**AN ORDINANCE OF THE BOROUGH OF KINNELON AUTHORIZING THE ACQUISITION OF BLOCK 57101, LOT 120 ON THE OFFICIAL TAX MAP OF THE BOROUGH OF KINNELON FOR THE TOTAL PRICE OF \$1,100,000 FOR PUBLIC PURPOSES, INCLUDING, WITHOUT LIMITATION, OPEN SPACE PRESERVATION AND PASSIVE RECREATION**

**WHEREAS**, pursuant to N.J.S.A. 40A:12-1, et seq., the Borough of Kinnelon ("Borough") may acquire such lands and buildings as may be necessary and suitable for municipal public purposes; and

**WHEREAS**, Badanco Realty Development Company, L.L.C. ("Badanco") is the title owner of certain property located within the Borough of Kinnelon and designated as Block 57101, Lot 120 on the Official Tax Map of the Borough of Kinnelon ("Property") totaling approximately 114 acres; and

**WHEREAS**, Badanco desires to sell the Property to the Borough; and

**WHEREAS**, the Borough desires to acquire said Property, in cooperation with the Trust for Public Land, d/b/a TPL-New Jersey, a California non-profit public benefit corporation ("TPL"), for municipal purposes, for use as passive recreation and/or open space preservation due to the existence of significant natural, scenic and aesthetic features on the site and to

May 18, 2017

permanently preserve said conservation values by preventing the development of the Property in perpetuity; and

**WHEREAS**, the Morris County Open Space Trust Fund shall contribute the sum of \$350,000.00, the Morris County Municipal Utility Authority shall contribute the sum of \$50,000.00, the Morris County Parks Commission shall contribute the sum of \$300,000.00, the New Jersey Highlands Council shall contribute the sum of \$300,000.00 and one additional funder is being pursued to fund the acquisition; and

**WHEREAS**, the Borough has undertaken its due diligence and can move forward with the aforesaid purchase of the Property.

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

**SECTION ONE.** The Borough of Kinnelon ("Borough") is hereby authorized to acquire Block 57101 Lot 120 on the Official Tax Map of the Borough of Kinnelon ("Property") for public purposes, including, without limitation, open space preservation and passive recreation as set forth hereinafter.

**SECTION TWO.** The Mayor, Borough Council, and the appropriate Borough officials are hereby authorized and directed to take all actions necessary to acquire the Property for the total purchase price of One Million One Hundred Thousand Dollars (\$1,100,000) including, without limitation, the execution of all documents, any purchase agreements, contracts, title conveyance instruments and financing documents. The anticipated funding sources for the acquisition of the property include Three Hundred Fifty Thousand Dollars (\$350,000.00) from the Morris County Open Space Trust Fund, Fifty Thousand Dollars (\$50,000.00) from the Morris County Municipal Utility Authority, Three Hundred Thousand Dollars (\$300,000.00)

May 18, 2017

from Morris County Parks Commission, Three Hundred Thousand Dollars (\$300,000.00), from the New Jersey Highlands Council and one other funder to be determined. All parties have agreed that the Borough shall take title to and manage the Property. Morris County Parks Commission will receive an easement on approximately 80 acres to create mountain bike trails. The Borough hereby authorizes and approves any non-substantive modifications to any contracts, purchase agreements or any other documents as may be recommended and approved by the Mayor and Borough Attorney prior to execution, provided however, that neither the purchase price nor the Property shall be modified without the prior approval of the governing body.

**SECTION THREE.** The Mayor and Borough Clerk together with all other appropriate officers and employees are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this Ordinance.

**SECTION FOUR.** All Ordinances of the Borough which are inconsistent with the provisions of this Ordinance are hereby repealed as to the extent of such inconsistency.

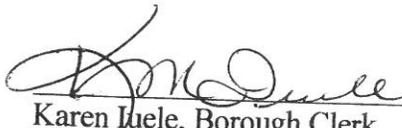
**SECTION FIVE.** If any section, subsection, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

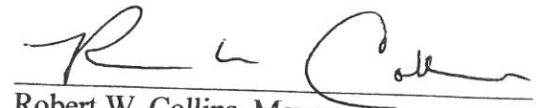
May 18, 2017

**SECTION SIX.** This Ordinance shall take effect immediately upon final passage, approval and publication as provided by law.

ATTEST

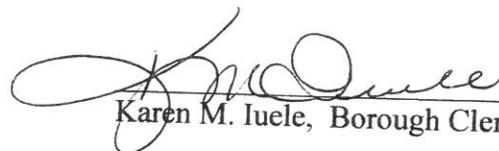
BOROUGH OF KINNELON

  
Karen Iuele, Borough Clerk

  
Robert W. Collins, Mayor

**CERTIFICATION**

I, Karen M. Iuele, 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 the regular meeting of the Borough held on April 20, 2017 and adopted by the Governing Body at a regular meeting of the Borough held on May 18, 2017.

  
Karen M. Iuele, Borough Clerk



May 18, 2017

**RESIGNATION:**

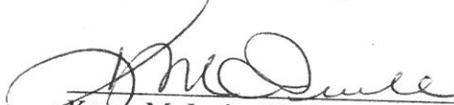
Upon motion by Councilman C. Giantonio and seconded by Councilman S. Sisco, followed by the "yes" roll call vote of all Council Members present, the resignation of Ronal Van Dine from the Construction Department , was accepted with the councils regrets.

Roll Call:       C. Giantonio, Yes;       G. Sisco, Yes;  
                  W. Neely, Yes;         W. Yago, Yes;  
  J. Freda, Yes.

**ADJOURNMENT**

This meeting adjourned at approximately 9:00 p.m. on motion by Councilman W. Neely with the unanimous affirmative voice vote of all present.

Respectfully submitted,



\_\_\_\_\_

Karen M. Iuele, RMC  
Borough Clerk



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Robert W. Collins, Mayor

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