

BOROUGH OF KENILWORTH

REORGANIZATION MEETING




January 4, 2015 - NOON

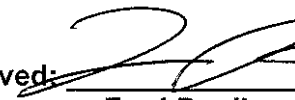
1. Open Public Meetings Notice
2. Oath of Office administered to Councilmen Elect by Mayor Fred Pugliese
Councilman Anthony DeLuca and Councilman Nicolas Mascaro
3. Salute to the Flag
4. Roll Call
5. Invocation by Rev. Joseph Bejgrowicz of St. Theresa's Church
6. Mayor Pugliese's Address
7. Resolution #1 – Appointing Councilman – *Ricard LoForte*
8. Nomination and Election of Council President
9. Borough Resolutions
CONSENT AGENDA: Resolutions #2 through #43 are listed under the consent agenda attached and will be enacted by one motion; all items will be recorded individually and in full in the minutes.
8. Designating the following Council Committees:
 - Department of Finance – Chairman Brian Joho, Councilman DeLuca, Councilwoman Macecsko
 - Department of Public Works – Chairman Anthony DeLuca, Councilman Mascaro, Councilman LoForte
 - Department of Public Safety – Chairwoman Barbara Macecsko, Councilman LoForte, Councilwoman Giordano
 - Department of Planning, Zoning & Ordinance – Chairwoman Toni Giordano, Councilman Joho, Councilman DeLuca
 - Department of Recreation & Fire – Chairman Nicolas Mascaro, Councilwoman Giordano, Councilman Joho
 - Department of Health, Education & Welfare – Chairman Rich LoForte, Councilman Mascaro, Councilwoman Macecsko
9. Mayor Administers Oath of Office to Borough Attorney
10. Meeting Open to the Public
11. General Business/Council Comments
12. Meeting adjournment to Wednesday, January 14, 2015 at 7:30PM

Time: _____

	MOVED	SECOND	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Toni Giordano	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Brian Joho	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Richard LoForte	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Barbara Macecsko	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Nicolas Mascaro	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ON CONSENT AGENDA	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>				

I hereby certify
Resolution was a
Borough Council of
Kenilworth at a
January 4, 2015.


Laura Reinert

Approved: 
Fred Pugliese

Date: January 4,

7. Mayor appoints Toni Giordano and Maria Anderson to the Community Revenue Sharing Committee for a 1 year term.
8. Mayor appoints Thomas Vitale as Borough Judge for a 3 year term.
9. Appointing Debra Weiss Deputy Court Administrator, 1 year term.
10. Mayor appoints Kathleen Moschitta as Dog Warden, 1 year term.
- ~~11. Appointing Fire Prevention Inspectors: Randy Levchuck and Robert~~
term.
12. Appointing Laura Reinertsen as Garden State Municipal Judge
Commissioner and Lt. Wayne Fennes as Alternate for a 1 year term.
13. Mayor appoints Cathy Calemme to the Library Board of Trustees for
14. Mayor appoints Sally Ordner to the Local Assistance Board, 4 year term.
15. Mayor appoints John Zimmerman as Municipal Drug Alliance Chair
16. Mayor appoints Paulette Drogon as Municipal Drug Alliance Coordinator
17. Mayor appoints Anthony Prieto, Esq. as Municipal Prosecutor for a
18. Appointment of Councilman Toni Giordano as elected official to the
Planning Board, 1 year term.
19. Mayor appoints Antonio Cuppari as Class IV member for a 4 year term.
Mazzeo as Class II member for a 1 year term to the Planning Board.

29. Mayor appoints School Crossing Guards: Robert Woonthers, Donna Kimberly Montiero, Louise Tramer, Sean Joyce, Patricia Sisneros, Maryann Stiles, Sara Fernandez, Bill Zorich, Rose Piccinnini, and Freidman, Charles O'Brien, Donald Gerardo, Aaron Tsin, Den Bosolasco, John Napoli, Luigi Giacobbe, Rosario Diehl, Gloria Sequ and Heraldina Lopez for one year terms.

30. Mayor appoints Smoke Detector Inspectors: Lewis Giordino and H year terms.

31. Mayor appoints Laura Reinertsen as Certifying Officer, Tax Coordinator and Personnel Supervisor, for a 1 year term.

32. Mayor appoints Kevin Leary as member to the Union County Tr Board for a 1 year term.


33. Authorizing the hiring of Giorgio Miculiani as a driver/laborer in subject to 90 day probationary period

34. Designation of Official Newspapers: Cranford Chronicle, The L Ledger, 1 year term.


35. Designation of Official Depositories: N.J. Cash Management Fund Valley National Bank and Enterprise National Bank, 1 year term.

36. Designation of Official Insurance Agent/Risk Manager for 2014: Ar Company (AGA).

37. Resolution on the Open Public Meetings Act. (2015 Schedule of Me


Approved: 
Fred Pugliese,

Date: January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN	
Councilman Anthony DeLuca			✓				I hereby certify Resolution was adopted Borough Council of Kenilworth at a Meeting January 4, 2015.  Laura Reinert
Councilwoman Toni Giordano			✓				
Councilman Brian Joho					✓		
Councilman Richard LoForte		✓	✓				
Councilwoman Barbara Macecsko	✓		✓				
Councilman Nicolas Mascaro			✓				
ON CONSENT AGENDA	Yes <u>✓</u>	No <u>—</u>					


Approved: 20
Fred Pugliese,

Date: January 4, 2015

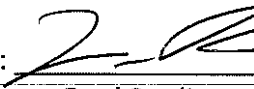
	MOVED	SECONDED	AYES	NAYS	ABSTAIN	
Councilman Anthony DeLuca			✓			I hereby certify Resolution was a Borough Council of Kenilworth at a M January 4, 2015.
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes ✓			No		 Laura Reinerts

Approved: 20
Fred Pugliese, P


Date: January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN	
Councilman Anthony DeLuca			✓				I hereby certify that this Resolution was adopted by the Borough Council of Kenilworth at a Meeting held on January 4, 2015.  Laura Reinert, Secretary
Councilwoman Toni Giordano			✓				
Councilman Brian Joho					✓		
Councilman Richard LoForte		✓	✓				
Councilwoman Barbara Macecsko	✓		✓				
Councilman Nicolas Mascaro			✓				
ON CONSENT AGENDA							Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

BOROUGH LABOR ATTORNEY for the year 2015 at \$150 per
same is hereby confirmed

Approved: 
Fred Pugliese,

Date: January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN	
Councilman Anthony DeLuca			✓				<p>I hereby certify Resolution was adopted by Borough Council of Kenilworth at a Meeting on January 4, 2015.</p>  Laura Rembert
Councilwoman Toni Giordano			✓				
Councilman Brian Joho					✓		
Councilman Richard LoForte		✓	✓				
Councilwoman Barbara Macecsko	✓		✓				
Councilman Nicolas Mascaro			✓				
ON CONSENT AGENDA	Yes	✓	No				

\$28,000.00 per year, be and the same is hereby confirmed.

Approved: _____

Fred Pugliese,


Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No	—		

I hereby certify
Resolution was adopted
Borough Council of
Kenilworth at a Meeting
January 4, 2015.


Laura Reinertse

Approved: 
Fred Pugliese,

Date: January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA		Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>			

I hereby certify
Resolution was a
Borough Council of
Kenilworth at a M
January 4, 2015.


Laura Reinerts

Approved: Fred Pugliese,

Date: January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes ✓	No				

I hereby certify
Resolution was
Borough Council of
Kenilworth at a M
January 4, 2015.

Laura Reinertse
Laura Reinertse

Approved: 20
Fred Pugliese,

Date: January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify
Resolution was a
Borough Council of
Kenilworth at a M
January 4, 2015.

Laura Reinerts
Laura Reinerts

Date: January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN	
Councilman Anthony DeLuca			✓				
Councilwoman Toni Giordano			✓				
Councilman Brian Joho						✓	
Councilman Richard LoForte		✓	✓				
Councilwoman Barbara Macecsko	✓		✓				
Councilman Nicolas Mascaro			✓				
ON CONSENT AGENDA		Yes <u>✓</u>	No <u> </u>				

I hereby certify
Resolution was a
Borough Council of
Kenilworth at a
January 4, 2015.



Laura Reinerts

Approved: _____

Fred Pugliese,

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes <u> </u>	No <u> </u>				

I hereby certify
Resolution was a
Borough Council of
Kenilworth at a M
January 4, 2015.

Laura Reinerts

Fred Pugliese,


January 4, 201

I hereby certify
Resolution was a
Borough Council of
Kenilworth at a M
January 4, 2015.

Laura Reinerts

Approved: Fred Pugliese, Jr.
Fred Pugliese, Jr.

Date: January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN	
Councilman Anthony DeLuca			✓				I hereby certify that this Resolution was adopted by the Borough Council of Kenilworth at a Meeting held on January 4, 2015.  Laura Reinertsen
Councilwoman Toni Giordano			✓				
Councilman Brian Joho					✓		
Councilman Richard LoForte		✓	✓				
Councilwoman Barbara Macecsko	✓		✓				
Councilman Nicolas Mascaro			✓				
ON CONSENT AGENDA	Yes	✓	No	—			


Approved: Fred Pugliese,

Date: January 4, 2015


	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify
Resolution was a
Borough Council of
Kenilworth at a M
January 4, 2015.

Laura Reinerts
Laura Reinerts

Approved: 
Fred Pugliese,

Date: January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN	<p>I hereby certify Resolution was a Borough Council of Kenilworth at a M January 4, 2015.</p> <p> Laura Reinerts</p>
Councilman Anthony DeLuca			✓				
Councilwoman Toni Giordano			✓				
Councilman Brian Joho					✓		
Councilman Richard LoForte		✓	✓				
Councilwoman Barbara Macecsko	✓		✓				
Councilman Nicolas Mascaro			✓				
ON CONSENT AGENDA	Yes <u>✓</u>	No <u>—</u>					

Approved: _____

Fred Pugliese,

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify
Resolution was a
Borough Council of
Kenilworth at a M
January 4, 2015.

Laura Reinerts

RESOLUTION

No. 17

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the Mayor's appointment of **ANTHONY PRIETO, ESQ.** as Municipal Prosecutor for the year 2015, be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	No	✓			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 18

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That **TONI GIORDANO**, a member of the Governing Body, be and is appointed an elected official of the Planning Board for the year 2015.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 19

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: that the Mayor's appointment of Planning Board Members:

Antonio Cuppari as a Class IV, for a 4 year term, ending 12/31/2018

Frank Mazzeo as Class II, for a one year term, ending 12/31/2015

be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓	✓		
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

_____ Laura Reinertsen, Borough Clerk

RESOLUTION

No. 20

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: that the Mayor's appointments of:

Arthur Manee as Alternate #1, for a 2 year term ending 12/31/16

Vincent Grimaldi as Alternate #2, for the unexpired term ending 12/31/15

Kevin Klemm as Alternate #3, for the unexpired term ending 12/31/15

To the Planning Board; be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 21

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That **FRANK SPALLONE** be appointed as **Zoning Officer** for the Year 2015.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 22

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the Mayor's appointment of **MAURA LYNCH, DIANE O'NEILL** as Police Matrons for the year 2015, be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓	✓		
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 23

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the Mayor's appointment of **GAVIN HANDWERKER, ESQ.** as Municipal Prosecutor for the year 2015, be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓	✓		
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 24

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the Mayor's appointment of **DANIEL BEVERE** as Assistant Public Defender for the year 2015, be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 25

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the appointment of **MARCONI GAPAS** as Public Health Officer for the year 2015, be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 26

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the **JEANINE PENTZ, CARLA GABRIEL** be appointed to the Board of Health as Regular Members and **KRYSTNA MASLENKO** as Alternate, for 3 year terms, ending 12/31/17.

Approved: _____

Fred Pugliese, Mayor

Date: January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 27

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

ON CONSENT AGENDA

BE IT HEREBY RESOLVED: That **ROBERT ORDWAY**, be and he is hereby appointed;

Purchasing Agent

Treasurer

for the year 2015.

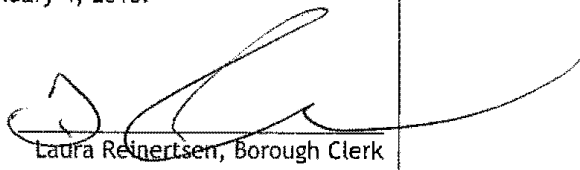
Approved: _____

Fred Pugliese, Mayor

Date: January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 28

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's appointment of **PATRICK BOYLE** as Recreation Director for year 2015, be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 29

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED

That the Mayor's appointment of Regular School Crossing Guards, as follows:

Robert Wolters, Donna Layden, John Marins, Kimberly Montiero, Louise Tramer, Sean Joyce, Patricia Sisnetsky, William Selbert, Maryann StilesSara Fernandez, Bill Zorich, Rose Piccinnini

BE IT FURTHER RESOLVED that the following be appointed as Alternate School Crossing Guards for the year 2015:

Ronald Freidman, Charles O'Brien, Donald Gerardo, Aaron Tsin, Dennis Armento, Mirtha Bosolasco, John Napoli, Luigi Giacobbe, Rosario Diehl, Gloria Sequeira, Laura Fitzgerald, Herldina Lopez

be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 30

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's appointment of **LEWIS GIORDINO** and **RANDY LEVCHUCK** as Smoke Detector Inspectors for the year 2015, be and the same is hereby confirmed.

Approved: _____

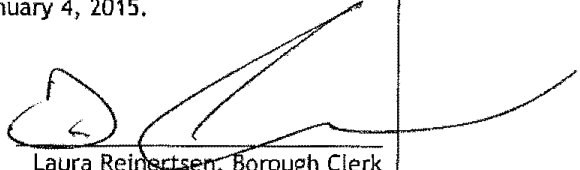
Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho			✓			✓
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 31

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the Mayor's appointment of **LAURA REINERTSEN**
as:

ADA Coordinator

Certifying Officer

Personnel Supervisor

Tax Search Officer

for the year 2015, be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 32

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's appointment of **KEVIN LEARY** as Union County Transportation Advisory Board Representative for the year 2015 be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 33

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That **GIORGIO MICULIANI** be employed as a Driver/Laborer in the Kenilworth Department of Public Works as of January 5, 2015 at a rate of \$16.00 per hour subject to a 90 day probationary period and results of a NJ Dept. of Transportation Physical and Drug/Alcohol Screening.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 34

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's designation of the **CRANFORD CHRONICLE, THE LOCAL SOURCE** and the **STAR LEDGER** as the Official Newspapers of the Borough of Kenilworth for the year 2015, be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 35

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the Mayor's designation of the **WELLS FARGO BANK, N.J. CASH MANAGEMENT FUND, TD BANK, PNC BANK, VALLEY NATIONAL** and **ENTERPRISE NATIONAL BANK** as Official Depositories for the Borough of Kenilworth for the year 2015, be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 36

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: That the following be designated as Official Insurance Agent/Risk Manager for the Borough of Kenilworth for the year 2015:
AMALGAMATED GENERAL AGENCIES (AGA) 115 Grove Street, PO Box 2670,
Westfield, NJ 07091

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 37

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, the Borough Clerk has prepared a schedule of meetings of the Governing Body of the Borough of Kenilworth for the year 2015, a true copy of which is annexed hereto and made a part hereof in accordance with the Open Public Meetings Act being Chapter 231, Public Law 1975.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Kenilworth that the Borough Clerk on or before January 1, 2015, mail true copies of this Resolution, including aforesaid schedule, to the Cranford Chronicle, North Jersey Newspapers, Somerville, New Jersey; the Local Source, Union, New Jersey; and the Star Ledger, Newark, New Jersey, said newspapers being designated because they have the greatest likelihood of informing the public as to the time and place of meetings set forth in the aforesaid schedule.

FURTHER RESOLVED that the Borough Clerk, acting for the Governing Body of the Borough of Kenilworth, furnish a true copy of the aforesaid schedule and any revisions thereof and any advance written notice required by Sub-section 3 (d) of the Open Public Meetings Act or any regular, special or rescheduled meetings of the Governing Body of the Borough of Kenilworth to any persons who request same upon prepayment of such persons to the Borough of Kenilworth for the sum of \$10.00 being a reasonable sum to cover the cost of providing the aforesaid notice.

Work Session to start, unless otherwise noted, at 7:30 P.M. at the Right Hand Meeting Room, Second Floor, Borough Hall; and Regular Meetings to start at 7:30 P.M. at the Council Chambers, Borough Hall, Boulevard, Kenilworth, New Jersey.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte			✓	✓		
Councilwoman Barbara Macecsko	✓		✓	✓		
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

**SCHEDULE OF MEETINGS
GOVERNING BODY OF THE BOROUGH OF KENILWORTH
FOR THE YEAR 2015**

WORK SESSIONS - Start at 7:30 P.M. in the right hand Meeting Room, Second Floor, Borough Hall, 567 Boulevard, Kenilworth, New Jersey.

January	13 th	27 th
February	10 th	24 th
March	10 th	24 th
April	7 th	21 st
May	12 th	26 th
June	9 th	23 rd
July	7 th	----
August	----	25 th
September	8 th	22 nd
October	13 th	27 th
November	9 th (Monday)	----
December	8 th	----

REGULAR MEETINGS - Start at 7:30 P.M. in the Council Chambers, Borough Hall, 567 Boulevard, Kenilworth, New Jersey.

2015 Reorganization Meeting, January 4, 2014 @ Noon

January	14 th	28 th
February	11 th	25 th
March	11 th	25 th
April	8 th	22 nd
May	13 th	27 th
June	10 th	24 th
July	8 th	----
August	----	26 th
September	9 th	23 rd
October	14 th	28 th
November	10 th (Tuesday)	----
December	9 th	----

2016 Reorganization Meeting – date to be determined

RESOLUTION

No. 38

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the annexed By-Laws shall constitute the By-Laws of the Governing Body for the year 2015 or until amended.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 39

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

IT HEREBY RESOLVED: That the following AD HOC COMMITTEES be continued
For 2015:

Beautification Committee
Drug Alliance Committee
Pride in Kenilworth Committee
Technology Committee
Facilities Committee

BE IT FURTHER RESOLVED that Committee's may be added and/or deleted as the
need arises.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	Yes	No	No	No	No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 40

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, Chapter 75 of the Public Laws of 1991 of the State of New Jersey authorizes the governing body of each municipality by resolution to fix the rate of interest to be charged for nonpayment of taxes or assessments on or before the date when they would become delinquent, and

WHEREAS, the provisions of said statute provides that the rate of interest to be so charged may be fixed at a rate not to exceed 8% per annum on the first \$1,500. of delinquency and a rate of 18% per annum on any amount in excess of \$1,500., and

WHEREAS, the statute further provides that the governing body may provide that no interest shall be charged if payment is made within the tenth calendar day following the date which the same became payable, and

WHEREAS, (N.J.S.A. 54:4-67 AS AMENDED) also provides that the governing body may fix a penalty to be charged to a taxpayer with a delinquency in excess of \$10,000, who fails to pay that delinquency prior to the end of the (calendar) fiscal year which shall not exceed (6%) six percent; and

WHEREAS, the Governing Body of the Borough of Kenilworth deems that implementation of Chapter 75 of the P.L. of 1991 (N.J.S.A. 54:4-67) the same is desirable and appropriate.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Kenilworth that pursuant to the authority granted to it by N.J.S.A. 54:4-67, AS AMENDED that the rate of interest be set in the amount of 8% on the first \$1,500.00 of the delinquency and at the rate of 18% on any amount in excess of \$1,500.00, provided payment is not made within the grace period of ten days from the date payable and that the penalty on amounts due in excess of \$10,000. at the close of the (calendar) fiscal year be set at 6% of the amount of the delinquency.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 41

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, the approval of the Petty Cash funds listed below has been given by the Division of Local Government Services, and

WHEREAS, these funds for 2015 have been returned to the Finance Officer according to R.S. 40A5-21;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Borough of Kenilworth that the Treasurer be authorized to draw and deliver said warrants to the following Petty Cash Custodians for the year 2015:

<u>Police Department</u>	<u>Total Fund</u>
John Zimmerman, Police Chief	\$150.00

<u>Tax & Finance</u>	
Lisa Woods Tax & Finance	\$100.00

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015. _____ Laura Reinertsen, Borough Clerk
Councilman Anthony DeLuca			✓				
Councilwoman Toni Giordano			✓				
Councilman Brian Joho					✓		
Councilman Richard LoForte		✓	✓				
Councilwoman Barbara Macecsko	✓		✓				
Councilman Nicolas Mascaro			✓				
ON CONSENT AGENDA	Yes	✓	No				

RESOLUTION

No. 42

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED:

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

WHEREAS, the date of this resolution is within the first thirty days of January 2015; and

WHEREAS, the total temporary budget attached does not in amount exceed 26.25% of the total appropriations in the 2015 Budget (exclusive of any appropriations made for Debt Service, Capital Improvement Fund and Public Assistance (Relief); now therefore,

BE IT HEREBY RESOLVED, that the attached appropriations be made and a certified copy of this resolution be transmitted to the Municipal Finance Officer for his records.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho					✓	
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓	✓	✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

2015 TEMPORARY BUDGET

<u>General Appropriations - within "CAPS"</u>		<u>2015 Projected</u>	
701	Clerk	\$	47,000
	o/e	\$	8,000
703	Mayor	\$	500
	o/e	\$	2,100
705	Finance	\$	61,000
	o/e	\$	6,000
706	Payroll & human Resource	\$	7,000
707	Audit	\$	-
710	Assessor	\$	9,400
	o/e	\$	2,300
712	Legal	\$	9,700
	o/e	\$	5,000
715	Engineering	\$	20,000
	o/e	\$	500
720	Planning	\$	3,900
	o/e	\$	1,800
721	Zoning Enforcement Officer	\$	3,000
725	Construction s/w	\$	30,000
	o/e	\$	1,900
726	Building	\$	12,000
727	Plumbing s/w	\$	4,700
728	Electrical s/w	\$	4,700
729	Fire Sub Code s/w	\$	4,700
745	Police s/w	\$	1,000,000
	o/e	\$	27,000
746	Police Traffic s/w	\$	68,000
	o/e	\$	8,000
747	Emer. Mgmt.	\$	1,300
	o/e	\$	250
749	Fire Dept. s/w	\$	3,000
	o/e	\$	42,000
753	Fire Prevention s/w	\$	17,000
	o/e	\$	500
765	DPW s/w	\$	283,000
	o/e	\$	35,000
767	Parks	\$	-
	o/e	\$	250
770	Solid Waste s/w	\$	79,000
	o/e	\$	2,000
772	Bldgs. & Grounds s/w	\$	2,500
	o/e	\$	20,000
773	Sewers o/e	\$	-
	o/e	\$	5,000
775	Recycling	\$	-
	o/e	\$	16,000
776	Shade Trees	\$	-
	o/e	\$	1,000

761	Sr. Citizen Trans. s/w	\$	4,000
	o/e	\$	500
762	Sr. Citizen Programs. s/w	\$	2,100
	o/e	\$	1,500
785	Board of Health	\$	22,000
	o/e	\$	4,000
788	Dog Regulation	\$	-
	o/e	\$	2,500
790	Public Assistance s/w	\$	5,000
	o/e	\$	500
795	Recreation s/w	\$	2,000
	o/e	\$	8,000
774	RVSA	\$	300,000
430	Utilities - other	\$	100,000
777	Fire Hydrant Service o/e	\$	40,000
821	Street Lighting	\$	33,000
827	Solid Waste Disposal (tipping)	\$	60,000
756	Public Defender	\$	500
757	Prosecutor	\$	5,000
833	Court	\$	50,000
	o/e	\$	5,000
834	Unemployment compensation	\$	-
836	PERS	\$	-
839	PFRS	\$	-
853	Interest on Notes	\$	60,000

Subtotal - General Appropriations \$ 2,561,600

Statutory Expenditures - within "CAPS"

837	SS (ER)	\$	90,000
838	DCRP	\$	2,000

Subtotal - General Appropriations - Statutory - within "CAPS" \$ 92,000

TOTAL APPROPRIATIONS - within "CAPS" \$ 2,653,600

General Appropriations - excluded from "CAPS"

730	Other Insurance Premiums -	\$	225,000
733	Group Insurance - Employees	\$	575,000
850	Principal on Bonds	\$	245,000
852	Interest on Bonds	\$	75,000

TOTAL APPROPRIATIONS - excluded from "CAPS" \$ 1,120,000

OTHER \$ -

GRAND TOTAL 2015 TEMPORARY APPROPRIATIONS \$ 3,773,600

RESOLUTION

No. 43

Kenilworth, N.J.

January 4, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED that the official signers for the Borough of Kenilworth for banking purposes for 2015 are: Mayor Fred Pugliese, Finance Officer Robert Ordway, Assistant Treasurer Linda Paserchia and Borough Clerk Laura Reinertsen.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 4, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 4, 2015.

Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



JANUARY 14, 2015 – 7:30PM

1. Open Public Meetings Notice
2. Salute to the Flag
3. Roll Call
4. Minutes: Reading of unapproved minutes of the Work Session of Dec. 9, 2014, Regular Council Meeting of Dec. 10, 2014 and the Reorganization Meeting of 2015 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - County of Union – Municipal Alliance Program Award - \$18,255
 - Comcast – Acceptance of Municipal Ordinance of Renewal
 - **December Dept. Reports:** Clerk's Office, Finance Dept., Fire Dept. Planning & Zoning, Police Dept. & Public Works
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

CONSENT AGENDA:

 1. That all bills be paid when properly audited and funds are available
 2. Appointing Public Defender – Gavin Handwerker, Esq.
 3. Award MgC Unlimited, C-2 Operator Services - \$500 per month
 4. Award Phoenix Advisors. LLC, Disclosure Agent & Municipal Advisor, LLC - \$650
 5. Authorize refund for police duty fees - \$690
 6. Authorize refund to Jonathan Katz, Cert. of Tax Sale #10-00005
 7. Authorize refund of tax overpayment, Block 162, Lot 11 – \$250.00
 8. Authorize refund of tax overpayment, Block 112, Lot 8 – \$250.00
 9. Authorize refund of tax overpayment, Block 167, Lot 9 – \$250.00
 10. Authorize refund to US BANK, Cert. of Tax Sale #13-00002
 11. Authorize refund to KCC Promised Lands, Cert. of Tax Sale #12-00003
12. ORDINANCES Resolution #_12_ – Introduction/1st Reading - *An Ordinance Of The Borough Of Kenilworth Amending The Existing Chapter 170 Article One (Streets And Sidewalks) Of The Code Of The Borough Of Kenilworth, County Of Union, State Of New Jersey Modifying The Hours And Days When Parking Is Prohibited Due To Snow Removal*
13. Meeting Open to the Public
14. General Business
15. Adjournment

Time: _____

BOROUGH OF KENILWORTH
 CONSENT AGENDA – January 14, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Brian Joho and seconded by Council Member Richard LoForte

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Appointing Public Defender – Gavin Handwerker, Esq.
3. Award MgC Unlimited, C-2 Operator Services - \$500 per month
4. Award Phoenix Advisors. LLC, Disclosure Agent & Municipal Advisor, LLC - \$650
5. Authorize refund for police duty fees - \$690
6. Authorize refund to Jonathan Katz, Cert. of Tax Sale #10-00005
7. Authorize refund of tax overpayment, Block 162, Lot 11 – \$250.00
8. Authorize refund of tax overpayment, Block 112, Lot 8 – \$250.00
9. Authorize refund of tax overpayment, Block 167, Lot 9 – \$250.00
10. Authorize refund to US BANK, Cert. of Tax Sale #13-00002
11. Authorize refund to KCC Promised Lands, Cert. of Tax Sale #12-00003


Approved: 

Fred Pugliese, Mayor

Date: January 14, 2014

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro					✓	
ON CONSENT AGENDA			Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 14, 2015.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J. January 14, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available

Approved: _____



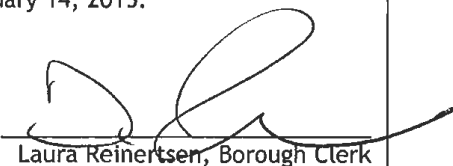
Fred Pugliese, Mayor

Date: _____

January 14, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro					✓	
ON CONSENT AGENDA	Yes ✓		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 14, 2015.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J.

January 14, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the Mayor's appointment of **GAVIN HANDWERKER, ESQ.** as **PUBLIC DEFENDER** for the year 2015, be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 14, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes ✓		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 14, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J.

January 14, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, requests for proposals were solicited from three (3) C-2 Operator Service companies for the 2015 Service and Maintenance Contract, one (1) of which did not submit a proposal; and

WHEREAS, the Municipal Treasurer has certified as to the availability of funds for this purpose; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby awards a contract to **MgC Unlimited, LLC**, 333 Kawameeh Drive, Union, NJ 07083, 908-248-4642, whose proposal amounted to **\$500 per month**
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 1-15-2015

APPROPRIATION:

5-01-20-715-015


ROBERT ORDWAY, TREASURER

Approved: _____

Fred Pugliese, Mayor

Date: January 14, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes <u>✓</u>		No <u>—</u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 14, 2015.


Laura Remertsen, Borough Clerk

RESOLUTION

No. 9

Kenilworth, N.J.

January 14, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, a proposal for services was received from Phoenix Advisors, LLC to Serve as Continuing Disclosure Agent & Municipal Advisor of Record for a fee of \$650 per filing year (All-Inclusive fee for up to three (3) outstanding issues), plus \$100 for each additional issue for which filings are required; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:


1. The Borough of Kenilworth hereby awards a contract to **Phoenix Advisors, LLC, 4 West Park Street, Bordentown, NJ 08505 609-291-0130**, whose proposal amounted to \$650 per filing year (All-Inclusive fee for up to three (3) outstanding issues), plus \$100 for each additional issue for which filings are required
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 1-15-2015

APPROPRIATION:

5-01-20-707-029


ROBERT ORDWAY, TREASURER

Approved: _____


Fred Pugliese, Mayor

Date: _____

January 14, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>		No <input type="checkbox"/>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 14, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J.

January 14, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, 10TH Street Live paid for police outside duty and fees were received by the Kenilworth Police Department, and

WHEREAS, it has been determined that 10TH Street Live will not require police outside duty services,

NOW, THEREFORE BE IT RESOLVED that the Treasurer be and is hereby authorized to issue a warrant to refund as follows:

Amount of \$690.00 refunded to 10TH Street Live.

10TH Street Live
104 North 10th Street
Kenilworth, NJ 07033

Approved: _____



Fred Pugliese, Mayor

Date: _____

January 14, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 14, 2015.



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

Kenilworth, N.J.

January 14, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth held a tax sale on June 29, 2010 for delinquent 2009 property taxes, and a tax lien was purchased by Jonathan Katz, on property located at 540 Newark, Kenilworth, NJ, and

WHEREAS, the owner of said property has satisfied said lien, together with interest and costs by payment of amount due at the Office of the Collector of Taxes.

NOW THEREFORE BE IT RESOLVED, that the Treasurer be and is hereby authorized to draw a warrant to Jonathan Katz, as follows, **to be refunded upon receipt of the original Certificate of Sale #10-00005** by the Collector of Taxes:

Jonathan Katz
61 Hilltop Road
Short Hills, NJ 07078

REDEMPTION AMOUNT

\$ 24,265.01

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 14, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro					✓	
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 14, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

Kenilworth, N.J.

January 14, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Tax Assessor has approved an application for the Veteran's deduction for the year 2014 for the property located at 287 South Michigan Avenue, Kenilworth, NJ, and;

WHEREAS, this resulted in a tax overpayment for the 4th quarter of 2014;

WHEREAS, Hubert and Barbara Dobel requested that the overpayment of the 4th quarter be refunded to them;

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
162	11	Hubert and Barbara Dobel 287 South Michigan Avenue Kenilworth, NJ 07033	\$ 250.00

TOTAL \$ 250.00

Approved: _____

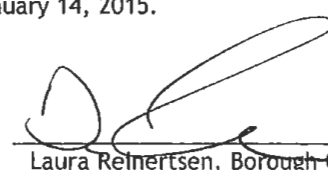
Fred Pugliese, Mayor

Date: _____

January 14, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro					✓	
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 14, 2015.


 Laura Rehnertsen, Borough Clerk

RESOLUTION

No. 8

Kenilworth, N.J.

January 14, 2015

Introduced by: _____

Seconded by: _____

ON CONSENT AGENDA

WHEREAS, the Tax Assessor has approved an application for the Veteran's deduction for the year 2014 for the property located at 34 South 17th Street, Kenilworth, NJ, and;

WHEREAS, this resulted in a tax overpayment for the 4th quarter of 2014;

WHEREAS, Frank DeLaCruz has requested that the overpayment of the 4th quarter be refunded to him;

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
112	8	Frank & Macedonio DeLaCruz 34 South 17 th Street Kenilworth, NJ 07033	\$ 250.00
TOTAL			\$ 250.00

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 14, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 14, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. Q

Kenilworth, N.J.

January 14, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Tax Assessor has approved an application for the Veteran's deduction for the year 2014 for the property located at 590 Colfax Avenue, Kenilworth, NJ, and;

WHEREAS, this resulted in a tax overpayment for the 4th quarter of 2014;

WHEREAS, Albert Lospinoso has requested that the overpayment of the 4th quarter be refunded to him;

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
167	9	Albert & Kison Lospinoso 590 Colfax Avenue Kenilworth, NJ 07033	\$ 250.00
TOTAL			\$ 250.00

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 14, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro					✓	
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 14, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

Kenilworth, N.J.

January 14, 2015

Introduced by: _____

Seconded by: _____

ON CONSENT AGENDA

Whereas, the Borough of Kenilworth held a tax sale on July 31, 2013 for delinquent 2012 property taxes, and a tax lien was purchased by US Bank Cust for BV001 Trust, on property located at 366 Lincoln Drive, Kenilworth, NJ, and

Whereas, the owner of said property has satisfied said lien, together with interest and costs by payment of amount due at the Office of the Collector of Taxes, and

Whereas, the Lienholder paid to the Collector of Taxes a premium in the amount of \$34,100.00 and since the statutory period of five years has not passed, these funds must also be returned.

Now therefore be it resolved, that the Treasurer be and is hereby authorized to draw a warrant to US Bank Cust for BV001 Trust, as follows, **to be refunded upon receipt of the original Certificate of Sale #13-00002** by the Collector of Taxes:

US Bank Cust for BV001 Trust
50 South 16th Street, Suite 2050
Philadelphia, PA 19102-2513

REDEMPTION AMOUNT

\$ 30,811.64

PREMIUM TRUST ACCOUNT

\$34,100.00

Treasurer's Note: 1099 = \$3,042.05

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 14, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro					✓	
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 14, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

Kenilworth, N.J.

January 14, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas, the Borough of Kenilworth held a tax sale on June 27, 2012 for delinquent 2011 property taxes, and a tax lien was purchased by K.C.C. Promised Lands LLC on property located at 405 Roosevelt Lane, Kenilworth, NJ, and

Whereas, the owner of said property has satisfied said lien, together with interest and costs by payment of amount due at the Office of the Collector of Taxes, and

Whereas, the Lienholder paid to the Collector of Taxes a premium in the amount of \$8,000.00 and since the statutory period of five years has not passed, these funds must also be returned.

Now therefore be it resolved, that the Treasurer be and is hereby authorized to draw a warrant to K.C.C. Promised Lands LLC as follows, **To be refunded upon receipt of the original Certificate of Sale #12-00003** by the Collector of Taxes:

K.C.C. Promised Lands LLC
2560 Route 22 East, #175
Scotch Plains, NJ 07076

REDEMPTION AMOUNT

\$28,884.25

PREMIUM TRUST ACCOUNT

\$8,000.00

Treasurer's Note: 1099 = \$5,496.03

Approved: _____

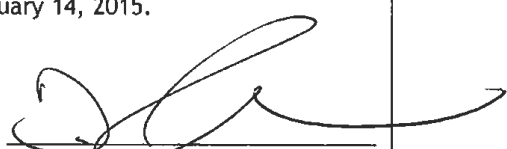
Fred Pugliese, Mayor

Date: _____

January 14, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro					✓	
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 14, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 12

Kenilworth, N.J.

January 14, 2015

Introduced by:

Seconded by:

BE IT HEREBY RESOLVED: That Proposed Ordinance No. 2015-01, be and the same is hereby passed on first reading and ordered published for final hearing on February 11, 2015.

Approved:

Fred Pugliese, Mayor

Date:

January 14, 2015

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano		✓	✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicolas Mascaro					✓	
ON CONSENT AGENDA	Yes <u> </u>		No <u> </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 14, 2015.

Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-01**

**AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING
CHAPTER 170 ARTICLE ONE (STREETS AND SIDEWALKS) OF THE CODE OF THE
BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY
MODIFYING THE HOURS AND DAYS WHEN PARKING IS PROHIBITED DUE TO SNOW
REMOVAL**

BE IT HEREBY ORDAINED by the Borough Council of the Borough of Kenilworth in the County of Union and the State of New Jersey as follows:

Chapter 170 Article I Section 4.5 A a, b and c of the Kenilworth Borough Code regarding alternate side of the street parking on municipal streets during snow and ice removal are hereby amended as follows

- a. On days of the month that are even numbered, a Vehicle shall not be parked on the even numbered side of the street; and
- b. On days of the month that are odd numbered, a Vehicle shall not be parked on the odd numbered side of the street; and
- c. Between the hours of 9 PM to 12 AM the restriction on alternate side of the street parking shall be suspended.

Chapter 170 Article I Section 170-4.6 (1) and (2) are amended as follows:

Any person(s) who is found to be in violation of the provisions of this Article shall be subject to the following fine:

(1) A fine of \$100.00; and

(2) Any vehicle not in compliance with this provision, within the Borough of Kenilworth may after the issuance of a summons may be removed from the public street at the owner's expense for towing and storage at the rate of \$150.00 for the tow and \$30.00 per day or any part thereof after it has been stored for more than four hours. If a vehicle requires to be dug out to be safely removed, the tow charge shall be deemed earned upon arrival of the tow vehicle.

SECTION 170-4.8. Repealer:

All Borough ordinances and parts of ordinances that are inconsistent with this amended ordinance are hereby repealed.

Effective date:

This Ordinance shall be in full force and effect from and after its adoption and its publication as required by law.

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-01**

Ferdinando Pugliese, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		✓				ANTHONY DELUCA						
	✓	✓				TONI GIORDANO						
		✓				BRIAN JOHO						
		✓				RICHARD LOFORTE						
✓		✓				BARBARA MACECSKO						
					✓	NICOLAS MASCARO						
Introduced: 01/14/2015						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: 02/11/2015												
						_____ Laura Reinertsen, Borough Clerk						

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



JANUARY 28, 2015 – 7:30PM

1. Open Public Meetings Notice
2. Salute to the Flag
3. Roll Call
4. Minutes: Reading of unapproved minutes of the Work Session of January 13, 2015 and the Regular Council Meeting of January 14, 2015 (emailed to all)

5. COMMUNICATIONS AND PETITIONS

- NJSLOM Notices (emailed to all)
- Kenilworth Bd. of Health – Appointment of Deputy Registrar, Justin Panzarella
- Comcast – Municipal Rights-of-Way payment \$36,880.09

6. REPORT OF COMMITTEES

7. BOROUGH RESOLUTIONS

CONSENT AGENDA:

1. That all bills be paid when properly audited and funds are available
2. Appointing Deputy Records Custodian – Kathleen Moschitta
3. Appointing Deputy Registrar – Justin Panzarella
4. Rejecting All Bids for Professional Services – Tax Appeal Attorney
5. Authorizing the Submission of the 2014 Tonnage Grant
6. Authorizing the Mayor's Council for Rahway Watershed Flood Control Agreement YR2015

7. Girl Scout Bronze Award Recipients – Ashley Ciesla, Raquel Conceicao, Rylee Corvelli, Christine Federico, Alyson Ferrari, Willow Kovac, Brianna Montoya, Rachel Villafranca

8. Appointing Permanent Police Officer – Kevin Fernandes
9. Appointing Permanent Police Officer – Sean Kaverick
10. Appointing Permanent Police Officer – Matthew Torre
11. Resolution Supporting, and Honoring the Service of Law Enforcement Officers

8. ORDINANCES *None Presented*

9. Meeting Open to the Public

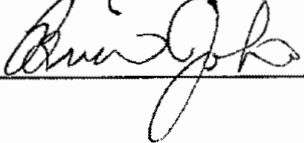
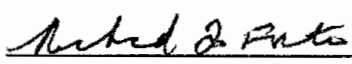
10. General Business

11. Adjournment

Time: _____

BOROUGH OF KENILWORTH
 CONSENT AGENDA – January 28, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

 and seconded by Council Member .

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Appointing Deputy Records Custodian – Kathleen Moschitta
3. Appointing Deputy Registrar – Justin Panzarella
4. Rejecting All Bids for Professional Services – Tax Appeal Attorney
5. Authorizing the submission of the 2014 Tonnage Grant
6. Authorizing the Mayor's Council for Rahway Watershed Flood Control Agreement YR2015

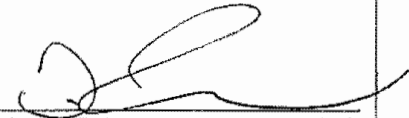
Approved: 

Fred Pugliese, Mayor

Date: January 28, 2014

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 28, 2015.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

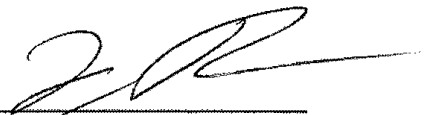
Kenilworth, N.J. January 28, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

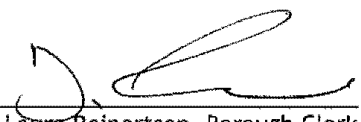
BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.

Approved: 
Fred Pugliese, Mayor

Date: January 28, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA Yes <u>✓</u> No <u> </u>						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 28, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J.

January 28, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, N.J.S.A. 47:1A-1.1 of the Open Public Records Act "OPRA" names the Municipal Clerk as the Records Custodian of the Municipality; and

WHEREAS, N.J.S.A. 47:1A-1.1 of the Open Public Records Act does not preclude the Municipality from developing reasonable and practical measures for responding to OPRA requests which may include the designation of deputy custodians to facilitate compliance with OPRA requests.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth, County of Union State of New Jersey that **KATHLEEN MOSCHITTA** be appointed **DEPUTY RECORDS CUSTODIAN** for the Borough of Kenilworth.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 28, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 28, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J.

January 28, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, NJSA 26:8-17 allows for the appointment of a Deputy Registrar to assist the Registrar, and

WHEREAS, the Kenilworth Board of Health has determined the need exists to appoint a Deputy Registrar, and

WHEREAS, Municipal Registrar Eileen Egan approves the recommendation and appointment, as follows, pursuant to NJSA 26:8-17.

BE IT HEREBY RESOLVED, that **JUSTIN PANZARELLA** be appointed Deputy Registrar of Vital Statistics, for the Borough of Kenilworth.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 28, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 28, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J.

January 28, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth received bids for TAX APPEAL ATTORNEY SERVICES;
and

WHEREAS, the Mayor can reject all bids in accordance with the General Terms and Conditions, item 9.A of the Request for Proposal; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth that Kenilworth hereby rejects all bids for Tax Appeal Attorney Services.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 28, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 28, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J.

January 28, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

2014 TONNAGE GRANT APPLICATION

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the **(2014) Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of Mayor and Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth that Kenilworth hereby endorses the submission of the recycling tonnage grant to the NJ Department of Environmental Protection and designates Kerry Senica to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED, that the monies from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 28, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 28, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

Kenilworth, N.J.

January 28, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, there exists in the Rahway River Basin, conditions of serious and repeated flood damage with resulting threat to life and property in areas within each municipality which is desirous of being party to this Agreement; and

WHEREAS, the municipalities, "Parties", and their allocations are as follows: Cranford - \$20,000; Millburn - \$10,000; Maplewood - \$5,000; Springfield - \$10,000; Union - \$10,000 and Kenilworth - \$5,000; and

WHEREAS, the Parties intend to act in a cooperative manner to engage in planning, engineering, legal and environmental assessment activities to commence a process to determine the most feasible and effective program for alleviation of these flooding events; and

WHEREAS, the Parties simultaneous with the US Army Corps of Engineers and the New Jersey Environmental Protection (DEP) have been working to finalize the US Army Corp's Rahway River Flood Mitigation Study which included a 2012 INTERLOCAL COST SHARING AGREEMENT that is now replaced by this new agreement;

WHEREAS, Millburn Township is willing to act as LEAD Agency for the phase of work set forth in the attached Agreement .

NOW THEREFORE BE IT RESOLVED, that the Mayor and Clerk be authorized to enter into agreement with the Mayor's Council for Rahway Watershed Flood Control Municipal Cost Sharing Agreement FY 2015.

Approved: _____

Fred Pugliese, Mayor

Date: _____

January 28, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 28, 2015.

Laura Reinertsen, Borough Clerk

MAYORS COUNCIL FOR RAHWAY RIVER WATERSHED FLOOD CONTROL

MUNICIPAL COST SHARING AGREEMENT-FY 2015

Agreement entered into this ____ day ___, 2014, by, between and among the following municipalities:

Cranford Township
8 Springfield Avenue
Cranford, NJ 07016

Rahway City
1 City Hall Plaza
Rahway, NJ 07065

Kenilworth Borough
567 Boulevard
Kenilworth, NJ 07033

Springfield Township
100 Mountain Avenue
Springfield, NJ 07081

Maplewood Township
574 Valley Street
Maplewood, NJ 07040

Union Township
1976 Morris Avenue
Union, NJ 07083

Millburn Township
375 Millburn Avenue
Millburn, NJ 07041

("the Parties") ; Witnesseth

WHEREAS, there exists in the Rahway River Basin, conditions of serious and repeated flood damage with resulting threat to life and property in areas within each municipality which is a party to this Agreement; and

WHEREAS, the Parties intend to act in a cooperative manner to engage in planning, engineering, legal and environmental assessment activities to commence a process to determine the most feasible and effective program for alleviation of these flooding events; and

WHEREAS, the Parties simultaneous with the US Army Corps of Engineers and the New Jersey Environmental Protection (DEP) have been working to finalize the US Army Corp's Rahway River Flood Mitigation Study which included a 2012 INTERLOCAL COST SHARING AGREEMENT that is now replaced by this new agreement;

WHEREAS, Millburn Township is willing to act as LEAD Agency for the phase of work set forth in this Agreement as herein, the Parties agree as follows:

1. Purpose

The Parties shall collaborate to implement engineering, environmental, federal lobbying, and legal activities and to fund the cost thereof for:

- a) Development and approval of this Agreement
- b) Negotiation and contract development for access agreements with the County of Essex and City of Orange for the performance of surveys, studies, tests, soundings including sonar, borings, appraisals and other such engineering and environmental analysis as shall be necessary to determine the suitability of a flood control project;
- c) Develop, consistent with applicable law, a mechanism for the receipt and disbursement of federal and/or state loan or grant funds;
- d) Assist in the preparation of grant/loan applications for federal and/or state governments including if necessary, the Local Finance Board;
- e) Hiring of Winning Strategies and other lobby firms to obtain federal/state funding

2. Cost

In order to fund the performance of the services enumerated, the Parties agree to each authorize and contribute the sum listed in Appendix A. A new appendix will be incorporated into this agreement each new fiscal year such services are required by the adoption of a Resolution by all parties approving the same. The Township of Millburn shall receive \$1500 as reimbursement for the cost of the administration of the escrow

fund and associated activities. Checks shall be made payable to Millburn Township-Joint Municipal Escrow Fund, mailed in care of Millburn CFO.

3. Lead Agency

- a) As lead Agency, Millburn Township shall establish an escrow account for the receipt of funds from the Parties. Following receipt of itemized bills for any such services, Millburn Township is authorized to pay the same only to the extent that funds are available for the purpose in the escrow account. If it is determined during the performance of the work to be performed pursuant to paragraph 1 that additional contributions are required in order to complete the same, the Parties shall agree among them as to the appropriate cumulative amounts to be deposited in the escrow account and shall deposit the same in accordance with agreed upon allocation. If the work authorized under the Paragraph 1 is completed with a balance remaining in the escrow account, said sum shall be distributed to the Parties in accordance with the allocation formula agreed to.
- b) Copies of all maps, engineering data, agreements, correspondence, and the documents created as a result of this Agreement shall be provided to each of the Parties by Millburn, with reproduction costs paid by any party requesting the same.

4. Joint Action by Parties

- a) Each Party shall adopt an enactment to authorize the execution of this Agreement and the payment of the sum as shown in Appendix A.
- b) No activities as outlined above, shall be undertaken unless and until this Agreement shall have been fully executed and the funds of each of the Parties is deposited with Millburn.
- c) Future phases of the work associated with the alleviation of flooding, shall require a new Agreement or Agreements among the Parties and /or any additional municipalities which shall join in such collaborative joint efforts and projects.
- d) In any case where the consent of one of the Parties is required, the same must be delivered in writing and the Parties are entitled to rely upon a consent executed by the Mayor of said municipality as authorized by and binding upon that municipality.

5. This agreement may be executed in counterparts, each of which shall be deemed an original and which together, shall constitute one and the same Agreement.

6. Notices

All notices pertaining to this Agreement shall be in writing delivered to the Parties personally or by private courier or overnight service (such as Federal Express), or by registered or certified mail, return receipt requested and postage prepaid, at the addresses set forth above and shall be deemed delivered and effective upon actual receipt in the event of personal or private courier delivery or three (3) business days after deposit with the US Postal Service properly addressed and with postage thereon fully paid in the event of mail delivery.

7. Entire Agreement; Modification; Waiver

This Agreement constitutes the entire Agreement between and among the parties pertaining to the subject matter contained in it and supercedes all prior and contemporaneous agreements, representations, and understandings. This Agreement shall be construed without regard to any presumption or other rule requiring construction against the party causing this Agreement to be drafted. No supplement, modification, or amendment of this Agreement shall be binding unless executed in writing by all the Parties. No waiver of any of the provisions of this Agreement shall be deemed or shall constitute a waiver of any other provisions, whether or not similar, nor shall any waiver constitute a continuing waiver. No waiver shall be binding unless executed in writing by or on behalf of all Parties.

8. Severability

Each provision of this Agreement is severable from any and all provisions of this Agreement. Should any provisions of this Agreement be for any reason unenforceable, the balance shall nonetheless be of full force and effect.

9. Governing Law

The Agreement shall be governed and construed according to the laws of the State of New Jersey.

IN WITNESS WHEREOF, the Parties have caused this Agreement to be signed by their duly authorized officials effective as of the day and year first above written

Tara Rowley,
Cranford Township Clerk

Andis Kalnins,
Cranford Township Mayor

Laura Reinertsen,
Kenilworth Borough Clerk

Fred M. Pugliese,
Kenilworth Borough Mayor

Elizabeth J. Fritzen,
Maplewood Township Clerk

Victor DeLuca,
Maplewood Township Mayor

Jeffrey J. Jotz,
Rahway City Clerk

Samson Steinman,
Rahway City Mayor

Christine A. Gatti,
Millburn Township Clerk

Robert Tillotson,
Millburn Township Mayor

Linda Donnelly,

David Barnett,

Springfield Township Clerk

Springfield Township Mayor

Eileen Birch,

Union Township Clerk

Manuel Figueiredo,

Union Township Mayor

APPENDIX A

**FY 2015 MAYORS COUNCIL RAHWAY RIVER WATERSHED
FLOOD CONTROL BUDGET**

Revenue (1)	\$70,000
Expenses	\$60,000 – Federal/State
	\$10,000 – Engineering

(1) Allocation:

Cranford	\$20,000
Millburn	\$10,000
Maplewood	\$ 5,000
Springfield	\$10,000

Union	\$10,000
--------------	-----------------

Kenilworth	\$ 5,000
-------------------	-----------------

Rahway	\$10,000
---------------	-----------------

140120.2

RESOLUTION

No. 7

Kenilworth, N.J.

January 28, 2015

Introduced by: [Signature]

Seconded by: [Signature]

WHEREAS, eight girls of Kenilworth Girl Scout Troop 40897 have achieved the Bronze Award, the highest award Junior Level Girl Scouts can earn; and

WHEREAS, the Bronze Award is achieved by working as a group in identifying a need in the community, successfully completing a Junior Journey and implementing a service project of at least 20 hours related to the Bronze Award as per the guidelines of the Girl Scouts USA; and

WHEREAS, after that, the girls were required to develop a service project demonstrating leadership skills learned and showing a commitment to community and the Girl Scout Promise and Law; and

WHEREAS, the girl scouts of Troop 40897 developed a project to help educate their community about responsible pet ownership and resources available for pet adoption and fostering; and

WHEREAS, the girls, with help from leaders in the Kenilworth community created and maintained a Pet Fair booth at the fall 2014 Kenilworth Street Fair; and

WHEREAS, these fifteen 10 and 11 year old Girl Scouts of Troop 40897 are to be commended for their accomplishment.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Kenilworth congratulate the girls of Troop 40897 on earning their Bronze Award and further for demonstrating their community involvement.

Troop 40897 Bronze Award Recipients

Ashley Ciesla Raquel Conceicao Rylee Corvelli Christine Federico
Alyson Ferrari Willow Kovac Brianna Montoya Rachel Villafranca

Troop 40897 Leaders - Marilyn Federico Anne & Marie Ferrari

Approved: [Signature]

Fred Pugliese, Mayor

Date: January 28, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca		✓	✓			
Councilwoman Toni Giordano	✓		✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicolas Mascaro			✓			
ON CONSENT AGENDA	Yes <u> </u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 28, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8


Kenilworth, N.J.

January 28, 2015

Introduced by: Burt Jameller

Seconded by: Arthur DeLuca


BE IT RESOLVED, that Police Officer **KEVIN FERNANDES** , having completed his one year probationary period and upon the recommendation of Police Chief John Zimmerman, be appointed a permanent police officer in the Kenilworth Police Department.

Approved: 
Fred Pugliese, Mayor

Date: January 28, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca		✓	✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <u> </u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 28, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

Kenilworth, N.J.

January 28, 2015

Introduced by: [Signature]

Seconded by: [Signature]

BE IT RESOLVED, that Police Officer **SEAN KAVERICK** , having completed his one year probationary period and upon the recommendation of Police Chief John Zimmerman, be appointed a permanent police officer in the Kenilworth Police Department.

Approved: [Signature]

Fred Pugliese, Mayor

Date:

January 28, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca		✓	✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <u> </u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 28, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

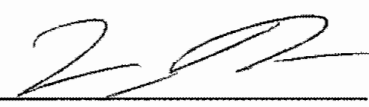
Kenilworth, N.J.

January 28, 2015

Introduced by: Billy Miller

Seconded by: Anthony DeLuca

BE IT RESOLVED, that Police Officer **MATTHEW TORRE** , having completed his one year probationary period and upon the recommendation of Police Chief John Zimmerman, be appointed a permanent police officer in the Kenilworth Police Department.


Approved: 

Fred Pugliese, Mayor

Date: January 28, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca		✓	✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <u> </u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 28, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

Kenilworth, N.J. January 28, 2015

Introduced by: MACECKO

Seconded by: DELUCA

WHEREAS, recent events throughout our nation have unfortunately demonstrated a reckless disregard for the lives and safety of law enforcement officers by many, including some public officials, who have cavalierly aligned themselves with career criminals and agitators who seek to divide our nation; and

WHEREAS, even worse, much of the news media along with certain public officials and other public figures have perpetuated false narratives that have made law enforcement officers the direct targets of reprisals that have resulted in the assassination of a number of law enforcement officers throughout the country in recent weeks; and

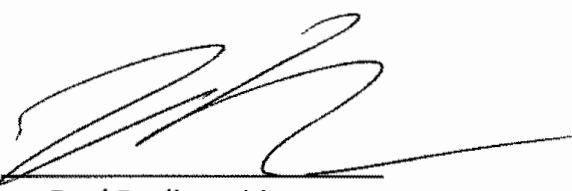
WHEREAS, from combating terror and staking out criminals to patrolling our highways, law enforcement officers maintain stability in our communities, resulting in a more secure nation; and

WHEREAS, law enforcement officers in this state and throughout the nation are routinely called upon to serve and protect their fellow citizens by responding to horrendous events and acting heroically to save the lives of others; and

WHEREAS, it is incumbent upon public officials and the law abiding public to proactively support our law enforcement officers who regularly face threats of violence and danger, and routinely put their lives in jeopardy to defend others, potentially resulting in injury, disability, or even death to keep our neighborhoods safe, enforce the rule of law, protect our property, and to respond in times of crisis.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth in the County of Union, State of New Jersey that they declare their support and solidarity with the men and women who serve as law enforcement officers for their distinctive service and dedicated efforts, earning our highest respect and deepest gratitude, which must be recognized and honored for their selfless and heroic service and invaluable contributions to upholding justice, enforcing the rule of law, and protecting the innocent in Kenilworth, the State of New Jersey and in this nation.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to transmit a certified copy of this Resolution to the Governor, the State legislators representing the Borough of Kenilworth, the Board of Chosen Freeholders of the County of Union, all municipalities in Union County, NJSLOM, Kenilworth PBA Local #135, Mayor deBlasio of NYC, Mayor Knowles of Ferguson MO, and the St. Louis Police Officers Assoc. of Missouri.

Approved: 

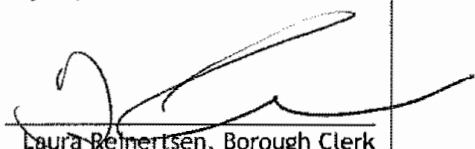
Fred Pugliese, Mayor

Date:

January 28, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca		✓	✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes		No	✓		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 28, 2015.


Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



FEBRUARY 11, 2015 – 7:30PM

1. Open Public Meetings Notice
2. Salute to the Flag
3. Roll Call
4. Minutes: Reading of unapproved minutes of the Work & Executive Sessions of January 27, 2015 and the Council Meeting of January 28, 2015 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - **January Dept. Reports:** Clerk's Office, Finance Dept., Fire Dept. Planning & Zoning, Police Dept. & Public Works
6. PROCLAMATION Christopher G. Kossor, Boy Scout Troop #83 – Eagle Scout
7. REPORT OF COMMITTEES
8. BOROUGH RESOLUTIONS

CONSENT AGENDA:

 1. That all bills be paid when properly audited and funds are available
 2. Appointing Tax Appeal Attorney – Palumbo, Renaud & Deappolonio
 3. Authorizing Tax Refund to FWDSL & Assoc. LP, cert. #12-00006
 4. Authorizing Tax Overpayment Refund, Corelogic Tax Services, B147 L26
9. ORDINANCES

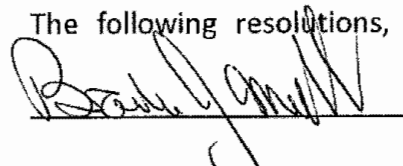
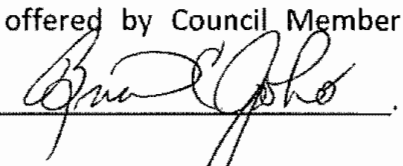
Resolution #_5_ – Public Hearing/Adoption #2015-01 - *An Ordinance Of The Borough Of Kenilworth Amending The Existing Chapter 170 Article One (Streets And Sidewalks) Of The Code Of The Borough Of Kenilworth, County Of Union, State Of New Jersey Modifying The Hours And Days When Parking Is Prohibited Due To Snow Removal*

Resolution #_6_ – Introduction/1st Reading #2015-02 - *An Ordinance of The Borough of Kenilworth Amending The Existing Chapter 190 Vehicles And Traffic, Article VII (Schedules) Section 33. Schedule I (No Parking) of The Code of The Borough of Kenilworth, County of Union, State of New Jersey*
10. Meeting Open to the Public
11. General Business
12. Adjournment

Time: _____

BOROUGH OF KENILWORTH
CONSENT AGENDA – February 11, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

 and seconded by Council Member .

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Appointing Tax Appeal Attorney – Palumbo, Renaud & Deappolonio
3. Authorizing Tax Refund to FWDSL & Assoc. LP, cert. #12-00006
4. Authorizing Tax Overpayment Refund, Corelogic Tax Services, B147 L26

Approved: 


Fred Pugliese, Mayor

Date:

February 11, 2014

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano					✓	
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 11, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J. February 11, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.

Approved: _____


Fred Pugliese, Mayor

Date: _____

February 11, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes ✓		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 11, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J. February 11, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough is in need of Professional Services for **Tax Appeal Attorney** for the year 2015; and

WHEREAS, the anticipated cost will not exceed \$17,500 per year.

THEREFORE BE IT RESOLVED: the **Palumbo, Renaud & Deappolonio** be appointed **Tax Appeal Attorney** for the Year 2015 at \$150 per hour, be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

Date: _____

February 11, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓	✓		
Councilman Richard LoForte			✓	✓		
Councilwoman Barbara Macecsko	✓		✓	✓		
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes ✓	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 11, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J. February 11, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth held a tax sale on June 27, 2012 for delinquent 2011 property taxes, and a tax lien was purchased by FWDSL & Associates LP, on property located at 275 South Michigan Avenue, Kenilworth, NJ, and

WHEREAS, the owner of said property has satisfied said lien, together with interest and costs by payment of amount due at the Office of the Collector of Taxes, and

WHEREAS, the Lienholder paid to the Collector of Taxes a premium in the amount of \$10,000.00 and since the statutory period of five years has not passed, these funds must also be returned.

NOW THEREFORE BE IT RESOLVED, that the Treasurer be and is hereby authorized to draw a warrant to FWDSL & Associates LP, as follows, **to be refunded upon receipt of the original Certificate of Sale #12-00006** by the Collector of Taxes:

FWDSL & Associates LP
5 Cold Hill Road South, Suite 11
Mendham, NJ 07945

REDEMPTION AMOUNT

\$ 40,850.84

PREMIUM TRUST ACCOUNT

\$10,000.00

Approved: _____

Fred Pugliese, Mayor

Date: _____

February 11, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 11, 2015.

Laura Reinertson, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J. February 11, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Corelogic Tax Services paid the property taxes for the 1st quarter of 2015 for the property located at 7 Red Maple Lane, Kenilworth, NJ, and;

WHEREAS, this resulted in the overpayment of taxes for the 1st quarter of 2015 in the amount of \$2,740.94, and;

WHEREAS, Corelogic Tax Services has requested that the overpayment be refunded to them.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
147	26	Corelogic Tax Services Tax Refunds 1 Corelogic Drive Westlake, TX 76262	\$ 2,740.94
TOTAL			\$ 2,740.94

Approved: _____

Fred Pugliese, Mayor

Date: _____

February 11, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho		✓				
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on January 28, 2015.

Laura Reimertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J.

February 11, 2015

Introduced by: Brian DeGlo

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2015-01 entitled:

AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 170 ARTICLE ONE (STREETS AND SIDEWALKS) OF THE CODE OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY MODIFYING THE HOURS AND DAYS WHEN PARKING IS PROHIBITED DUE TO SNOW REMOVAL

Was introduced and approved on first reading, at the regular meeting of the Borough Council on January 14, 2015 and approved for final passage at the regular meeting of the Borough Council of February 11, 2015 after all persons interested were given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its final adoption.

Approved: [Signature]

Fred Pugliese, Mayor

Date: February 11, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko		✓	✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 11, 2015.

[Signature]
Laura Reinen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-01**

**AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING
CHAPTER 170 ARTICLE ONE (STREETS AND SIDEWALKS) OF THE CODE OF THE
BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY
MODIFYING THE HOURS AND DAYS WHEN PARKING IS PROHIBITED DUE TO SNOW
REMOVAL**

BE IT HEREBY ORDAINED by the Borough Council of the Borough of Kenilworth in the County of Union and the State of New Jersey as follows:

Chapter 170 Article I Section 4.5 A a, b and c of the Kenilworth Borough Code regarding alternate side of the street parking on municipal streets during snow and ice removal are hereby amended as follows

- a. On days of the month that are even numbered, a Vehicle shall not be parked on the even numbered side of the street; and
- b. On days of the month that are odd numbered, a Vehicle shall not be parked on the odd numbered side of the street; and
- c. Between the hours of 9 PM to 12 AM the restriction on alternate side of the street parking shall be suspended.

Chapter 170 Article I Section 170-4.6 (1) and (2) are amended as follows:

Any person(s) who is found to be in violation of the provisions of this Article shall be subject to the following fine:

- (1) A fine of \$100.00; and
- (2) Any vehicle not in compliance with this provision, within the Borough of Kenilworth may after the issuance of a summons may be removed from the public street at the owner's expense for towing and storage at the rate of \$150.00 for the tow and \$30.00 per day or any part thereof after it has been stored for more than four hours. If a vehicle requires to be dug out to be safely removed, the tow charge shall be deemed earned upon arrival of the tow vehicle.

SECTION 170-4.8. Repealer:

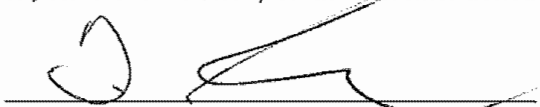
All Borough ordinances and parts of ordinances that are inconsistent with this amended ordinance are hereby repealed.

Effective date:

This Ordinance shall be in full force and effect from and after its adoption and its publication as required by law.

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-01**

Ferdinando Pugliese, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		✓				ANTHONY DELUCA			✓			
	✓	✓				TONI GIORDANO						✓
		✓				BRIAN JOHO	✓		✓			
		✓				RICHARD LOFORTE			✓			
✓		✓				BARBARA MACECSKO		✓	✓			
					✓	NICOLAS MASCARO			✓			
Introduced:						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
January 14, 2015												
Final Adoption:												
February 11, 2015						 Laura Reinertsen, Borough Clerk						

RESOLUTION

No. 4
 Introduced by: [Signature]
 Seconded by: [Signature]

Kenilworth, N.J. February 11, 2015

BE IT HEREBY RESOLVED: That Proposed Ordinance No. 2015-02, be and the same is hereby passed on first reading and ordered published for final hearing on March 11, 2015.

Approved: [Signature]
 Fred Pugliese, Mayor

Date: February 11, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca		✓	✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes		No	✓		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 11, 2015.

[Signature]
 Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-02**

**AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER
190 VEHICLES AND TRAFFIC, ARTICLE VII (SCHEDULES) SECTION 33. SCHEDULE I (NO
PARKING) OF THE CODE OF THE BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF
NEW JERSEY**

BE IT HEREBY ORDAINED by the Borough Council of the Borough of Kenilworth in the County of Union and the State of New Jersey as follows:

Purpose:

The purpose of this Ordinance amending Chapter 190 VEHICLES AND TRAFFIC, Article VII (Schedules) Section 33. Schedule I is by no longer permitting parking near the intersection of South 17th Street and Kenilworth's main thoroughfare; the Borough Council seeks to promote the public safety and welfare within the Borough, by the enhancement of vehicular traffic flow from/to the Kenilworth Boulevard from South 17th Street,

Chapter 190 Article VII Section 33. Schedule I of the Kenilworth Borough Code is amended so as to include a portion of South 17th Street as follows:

Name of Street	Sides	Location
South 17 th Street	East	Southerly from the Boulevard for 120 feet

Effective date:

This Ordinance shall be in full force and effect from and after its adoption and its publication as required by law.

Fred Pugliese, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
	✓	✓				ANTHONY DELUCA						
					✓	TONI GIORDANO						
		✓				BRIAN JOHO						
		✓				RICHARD LOFORTE						
✓		✓				BARBARA MACECSKO						
		✓				NICHOLAS MASCARO						
Introduced: February 11, 2015						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date. _____ Laura Reinertsen, Borough Clerk						
Final Adoption: March 11, 2015												

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



FEBRUARY 25, 2015 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES Reading of unapproved minutes of the Work and Executive Session of February 10, 2015 and the Regular Council Meeting of February 11, 2015 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 -
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

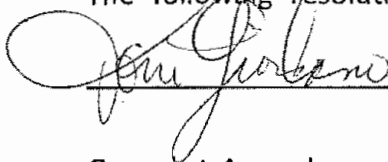
CONSENT AGENDA:

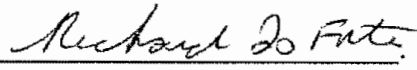
 1. That all bills be paid when properly audited and funds are available
 2. Authorizing Refund Tax Overpayment - Cantwell, B72, L9
 3. Approving School Resource Officer (SRO) Agreement with Bd. of Ed, 3 years
 4. Awarding Contract – Frank H. Lehr, Assoc., \$5,464.00
 5. Authorizing Auditor/LOSAP Services – Ferraioli, Wielkotsz, Cerullo & Cuva
9. ORDINANCES None Presented
10. MEETING OPEN TO THE PUBLIC
11. GENERAL BUSINESS
12. ADJOURNMENT

Time: _____

BOROUGH OF KENILWORTH
CONSENT AGENDA – February 25, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member



and seconded by Council Member 

Consent Agenda:


1. That all bills be paid when properly audited and funds are available
2. Authorizing Refund Tax Overpayment - Cantwell, B72, L9
3. Approving School Resource Officer (SRO) Agreement with Bd. of Ed, 3 years
4. Awarding Contract – Frank H. Lehr, Assoc., \$5,464.00
5. Authorizing Auditor/LOSAP Services – Ferraioli, Wielkotz, Cerullo & Cuva

Approved: 

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSENT	ABSTAIN
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano	✓		✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko					✓	
Councilman Nicholas Mascaro					✓	
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 25, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J. February 25, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.

Approved: _____




Fred Pugliese, Mayor

Date: _____

February 25, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano	✓		✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko						✓
Councilman Nicholas Mascaro						✓
ON CONSENT AGENDA	Yes ✓	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 25, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J. February 25, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Danielle Cantwell paid the added assessment property taxes for the 1st quarter of 2015 for the property located at 39 North 7th Street, Kenilworth, NJ, and;

WHEREAS, this resulted in the overpayment of taxes for the 1st quarter of 2015 in the amount of \$176.77, and;

WHEREAS, Danielle Cantwell has requested that the overpayment be refunded to her.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
72	9	Danielle Cantwell 39 North 7 th Street Kenilworth, NJ 07033	\$ 176.77
			TOTAL \$ 176.77

Approved: _____

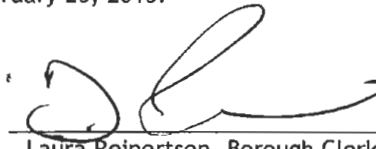
Fred Pugliese, Mayor

Date: _____

February 25, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano	✓		✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko						✓
Councilman Nicholas Mascaro						✓
ON CONSENT AGENDA	Yes ✓	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 25, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J. February 25, 2015

Introduced by: _____

Seconded by: _____

BE IT RESOLVED, that the Borough of Kenilworth enter into an Agreement with the Kenilworth Board of Education to provide a School Resource Officer within the Kenilworth school system for a period of three (3) years.

BE IT FURTHER RESOLVED, that the Kenilworth Board of Education agrees to the following payments to the Borough of Kenilworth:

School Year 2015-2016 = \$47,754.00

School Year 2016-2017 = \$48,709.00

School Year 2017-2018 = \$49,683.00

THEREFORE BE IT RESOLVED, that the Mayor and Clerk be authorized to sign said Agreement.

Approved: _____

Fred Pugliese, Mayor

Date: _____

February 25, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano	✓		✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko						
Councilman Nicholas Mascaro						
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 25, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J.

February 25, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, NJ DOT is requesting an investigation for the 2014 NJDOT Roadway Improvements project to properly evaluate all alternatives for stormwater runoff collection; and

WHEREAS, of the three (3) requests for proposals received, the borough engineer recommends Frank H Lehr Associates for the necessary pit testing; and

WHEREAS, the Municipal Treasurer has certified as to the availability of funds for this purpose; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby awards a contract to **Frank H. Lehr Associates**, 101 South Harrison St., East Orange, NJ 07018, 973-673-2520, whose proposal amounted to **\$5,464.00**
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 2-25-2015

APPROPRIATION:

C-04-55-135-110


ROBERT ORDWAY, TREASURER

Approved: _____

Fred Pugliese, Mayor

Date: _____

February 25, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano	✓		✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko						✓
Councilman Nicholas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 25, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J.

February 25, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, Ferraioli, Wielkotz, Cerullo & Cuva, PA have been appointed Borough Auditor for year 2015 for the Borough of Kenilworth; and

WHEREAS, Ferraioli, Wielkotz, Cerullo & Cuva, PA have submitted letters of engagement for preparation of the Length of Service Award Program (LOSAP) and Auditing Services for the year.

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, that the Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 2-25-2015

APPROPRIATION:

5-01-20-707-029


ROBERT ORDWAY, TREASURER

Approved: 
Fred Pugliese, Mayor

Date: February 25, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano	✓		✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko						✓
Councilman Nicholas Mascaro						✓
ON CONSENT AGENDA	Yes <u>✓</u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on February 25, 2015.


Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



MARCH 11, 2015 – 7:30PM

1. Open Public Meetings Notice
2. Salute to the Flag
3. Roll Call
4. Minutes: Reading of unapproved minutes of the Work Session & Executive Session of February 24, 2015, and the Regular Council Meeting of February 25, 2015
5. COMMUNICATIONS AND PETITIONS
 - NISLON Notices (emailed to all)
 - Kenilworth Little League – Opening Day Ceremony Invitation
 - DBHS Class of 2018 Fundraiser Invite – It's Gravy, Not Sauce!
 - Department reports for February 2015 were received from: The Clerk's Office, Finance Dept., Fire Department, Planning & Zoning, Police Department and Public Works
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS


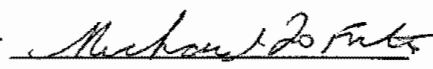
CONSENT AGENDA:

 1. That all bills be paid when properly audited and funds are available
 2. Supporting Assembly Bill A-1109, Implementing Stricter Rules & Regulation of Organizations that House & Care for Individuals with Developmental Disabilities
 3. Appointing Substitute Part-Time Plumbing Inspector – Ben Scotti
 4. Authorizing Deferment of Local School Taxes, \$327,835.00
 5. Appoint Rec Committee Member – Sandra Manee
 6. Appoint Alt. #2 Member to Planning Bd. – Richard Grimaldi
 7. Award Contract – Shamrock Enterprises – Not to Exceed \$5,000
8. ORDINANCES Public Hearing and 2nd Reading - Resolution #_8__ – 2015-02 An Ordinance Of The Borough Of Kenilworth Amending The Existing Chapter 190 Vehicles And Traffic, Article VII (Schedules) Section 33. Schedule I (No Parking) Of The Code Of The Borough Of Kenilworth, County Of Union, State Of New Jersey

Introduction and 1st Reading – Resolution #_9__ - 2015-03 An Ordinance To Exceed The Municipal Budget Appropriation Limits And To Establish A Cap Bank (N.J.S.A. 40A: 4-45.14)
9. Introduction of 2015 Municipal Budget – Resolution #_10__
10. Meeting Open to the Public
11. General Business
12. Adjournment


BOROUGH OF KENILWORTH
CONSENT AGENDA – March 11, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

 and seconded by Council Member 

Consent Agenda:


1. That all bills be paid when properly audited and funds are available
2. Supporting Assembly Bill A-1109, Implementing Stricter Rules & Regulation of Organizations that House & Care for Individuals with Developmental Disabilities
3. Appointing Substitute Part-Time Plumbing Inspector – Ben Scotti
4. Authorizing Deferment of Local School Taxes, \$327,835.00
5. Appoint Rec Committee Member – Sandra Manee
6. Appoint Planning Bd. Member, Alt. #2 – Robert Grimaldi
7. Award Contract – Shamrock Enterprises, Ltd. – Not to Exceed \$5,000

Approved: 

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca	✓		✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 11, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J. March 11, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca	✓		✓			✓
Councilwoman Toni Giordano						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 11, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J. March 11, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

SUPPORTING ASSEMBLY BILL A-1109 WHICH SEEKS TO IMPLEMENT STRICTER RULES AND REGULATIONS FOR ORGANIZATIONS THAT HOUSE AND CARE FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES

WHEREAS, the implementation of Assembly Bill A-1109 (also called "Stephen Komninos' Law") would improve protections for individuals with developmental disabilities by providing increased transparency of investigations conducted in connection with an allegation of abuse, neglect or exploitation of individuals with developmental disabilities; and

WHEREAS, Assembly Bill A-1109 was created to honor the memory of Stephen Komninos, an individual with developmental disabilities who died at the age of 22 while under the care of a private licensed facility for persons with developmental disabilities in Haddonfield, New Jersey; and

WHEREAS, the adoption of Assembly Bill A-1109 provides for six bi-monthly unannounced site visits to be conducted at any facility that houses individuals with developmental disabilities, including but not limited to any public or private agency, organization, or institution providing care to the developmentally disabled; and

WHEREAS, upon adoption of Assembly Bill A-1109, the Commission of Human Services or the commissioner's designee is required to designate members of the public to serve as advocates for individuals with developmental disabilities and staff members of the public to serve as advocates for individuals with developmental disabilities, and staff members from the Special Response Unit in the Department of Human Services to participate in the bi-monthly unannounced visits. A member of a law enforcement agency would also participate in the visits, which would be conducted to determine if the patients/residents of said organization are being subject to abuse, neglect or exploitation by a caregiver; and

WHEREAS, this Bill also requires the Commissioner or his/her designee to provide written notification to the guardian or an authorized family member of an individual with a developmental disability receiving services from the Division of Developmental Disabilities, of any injury to the individual with a development disability, as soon as possible, but no later than one hour after the occurrence of the injury; and

WHEREAS, a State developmental center and any private licensed facility for individuals with developmental disabilities are to bi-annually host an event in order to provide an opportunity for parents and guardians to share experiences about their family members and wards; and

WHEREAS, Assembly Bill A-1109 also amends Public Law 2010, c.5 (C.30:6D-73, et seq.) which established the Central Registry of Offenders Against Individuals with Developmental Disabilities (Central Registry) in DHS to prevent those caregivers who are identified as offenders against individuals with developmental disabilities from working with such individuals in the future; and

WHEREAS, this Bill further amends the current law to change from a disorderly persons offense to a fourth degree crime the failure of a case manager or supervisor to report an incident and makes it a third degree, rather than a fourth degree crime, if the unreported incident results in death; and

WHEREAS, the confidentiality provisions of the Central Registry law would further be amended to permit records and reports of any investigation to be provided to a guardian or other person responsible for the welfare of the individual with a developmental disability; and

WHEREAS, the adoption of Assembly Bill A-1109 is in the best interests of the Borough of Kenilworth, its residents and their families.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth that the Borough supports the adoption of A-1109, which would implement stricter rules and regulations for organizations that house and care for individuals with developmental disabilities; and

BE IT FURTHER RESOLVED, that we urge our State Senator and our representatives in the General Assembly to join as co-sponsors of A-1109; and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to the Honorable Governor Chris Christie, our District Representatives and the New Jersey State League of Municipalities.

Approved: 
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca	✓		✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes ✓		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 11, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J. March 11, 2015

Introduced by: _____

Seconded by: _____

CONSIST AGENDA

WHEREAS, there is a need to hire a substitute part-time licensed Plumbing Inspector on an "as needed" basis, and

WHEREAS, the Construction Code Official Jerry Eger has recommended the appointment of the following to fill this position:

BEN SCOTTI, 9 Brown Terrace, Cranford, NJ 07016

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth that Ben Scotti be appointed as substitute part-time "as needed" Plumbing Inspector at a rate of \$35.00 per hour effective immediately.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be provided to the NJ Department of Community Affairs.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca	✓		✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓	✓		
Councilman Richard LoForte			✓	✓		
Councilwoman Barbara Macecsko			✓	✓		
Councilman Nicholas Mascaro			✓	✓		
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 11, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J. March 11, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, the Division of Local Government Services requires that the Governing Body of any municipality which has Deferred School Taxes must authorize any increase in the deferral of any additional amounts, and

WHEREAS, the Governing Body has decided that an increase in Deferred School Taxes is in the best interest of the Borough of Kenilworth at this time,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that the following Deferred School Taxes hereby be increased for the year ended December 31, 2014 as follows:

	Deferred Local School Taxes
Amount Deferred 12/31/2014	\$8,935,312.00
Amount Deferred 12/31/2013	<u>8,607,477.00</u>
	<u>\$327,835.00</u>

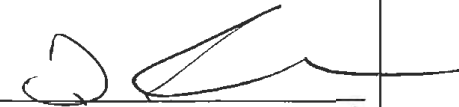
BE IT FURTHER RESOLVED by the Governing Body that a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca	✓		✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 11, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J. March 11, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA


BE IT HEREBY RESOLVED that **SANDRA MANEE** be appointed as a Regular Members to the Kenilworth Recreation Committee for a 3 year term, ending December 31, 2017

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca	✓		✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte		✓		✓		
Councilwoman Barbara Macecsko				✓		
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 11, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

Kenilworth, N.J. March 11, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: that the Mayor's appointment of:

Robert Grimaldi as Alternate #2, for the unexpired term ending 12/31/15

To the Planning Board; be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca	✓		✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 11, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

Kenilworth, N.J. March 11, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth is desirous of finalizing the Borough's Master Plan; and

WHEREAS, Kevin O'Brien has submitted a proposal to complete the Land Use Ordinance; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby awards a contract to **Kevin O'Brien of Shamrock Enterprises, Ltd.**, Madison House Suite B, 866 Madison Avenue Rahway, NJ 07065, 908-248-4642, not to exceed \$5,000.00
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 3-11-2015

APPROPRIATION:

5-01-22-721-200



ROBERT ORDWAY, TREASURER

Approved: _____


Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca	✓		✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 11, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

Kenilworth, N.J. March 11, 2015

Introduced by:

Seconded by:

BE IT HEREBY RESOLVED that the ordinance #2015-02 entitled:

**AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING
CHAPTER 190 VEHICLES AND TRAFFIC, ARTICLE VII (SCHEDULES) SECTION 33.
SCHEDULE I (NO PARKING) OF THE CODE OF THE BOROUGH OF KENILWORTH,
COUNTY OF UNION, STATE OF NEW JERSEY**

Was introduced and approved on first reading, at the regular meeting of the Borough Council on February 11, 2015 and approved for final passage at the regular meeting of the Borough Council of March 11, 2015 after all persons interested were given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its final adoption.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓	✓	✓			
Councilman Nicholas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>		No <input type="checkbox"/>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 11, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

Kenilworth, N.J.

March 11, 2015

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED: That Proposed Ordinance No. 2015-03, An Ordinance To Exceed The Municipal Budget Appropriation Limits And To Establish A Cap Bank (N.J.S.A. 40A: 4-45.14)

be and the same is hereby passed on first reading and ordered published for final hearing on April 8, 2015.

Approved: [Signature]

Fred Pugliese, Mayor

Date: March 11, 2015

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca	✓		✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓	✓		
Councilwoman Barbara Macecsko			✓	✓		
Councilman Nicholas Mascaro			✓	✓		
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 11, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

Kenilworth, N.J. March 11, 2015

Introduced by: Brian C. Joho

Seconded by: Brian C. Joho

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2015.

BE IT FURTHER RESOLVED that said budget be published in the Cranford Chronicle in the issue of April 10, 2015.

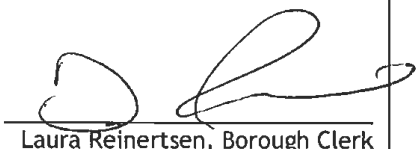
The Governing body of the Borough of Kenilworth does hereby approve the following as the Budget for the year 2015. The public hearing and second reading will be on April 22, 2015.

Approved: 

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u>—</u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 11, 2015.


Laura Reinertsen, Borough Clerk

2015 Municipal Budget
of the Borough of Kenilworth,
County of Union for the fiscal year 2015

Revenue and Appropriation Summaries

Summary of Revenues	Anticipated	
	2015	2014
1. Surplus	1,028,700.00	982,125.00
2. Total Miscellaneous Revenues	2,380,774.00	2,227,745.73
3. Receipts from Delinquent Taxes	295,000.00	319,000.00
4. a) Local Tax for Municipal Purposes	11,028,843.00	10,861,687.00
b) Addition to Local District School Tax		
c) Minimum Library Tax	474,847.38	455,761.00
Tot Amt to be Rsd by Taxes for Sup of Mun. Bud	11,503,690.38	11,317,448.00
Total General Revenues	15,208,164.38	14,846,318.73

Summary of Appropriations	2015 Budget	Final 2014 Budget
1. Operating Expenses: Salaries & Wages	5,550,704.00	5,525,132.00
Other Expenses	6,409,710.38	6,319,851.73
2. Deferred Charges & Other Appropriations	1,150,750.00	1,210,500.00
3. Capital Improvements	265,000.00	40,000.00
4. Debt Service (Include for School Purposes)	1,017,000.00	950,835.00
5. Reserve for Uncollected Taxes	815,000.00	800,000.00
Total General Appropriations	15,208,164.38	14,846,318.73
Total Number of Employees	104	104

Balance of Outstanding Debt		
	General	Water Utility
Interest Budgeted	227,000.00	
Principal Budgeted	790,000.00	
Outstanding Balance	9,689,041.22	

Notice is hereby given that the budget and tax resolution was approved by the Governing Body of the Borough of Kenilworth, County of Union on March 11, 2015.

A hearing on the Budget and Tax Resolution will be held at The Municipal Building, on April 22, 2015 at 7:30 o'clock P.M. at which time and place objections to the Budget and Tax Resolution for the year 2015 may be presented by taxpayers or other interested persons.

Copies of the Budget are available in the office of the Borough Clerk at the Municipal Building, 567 Boulevard, Kenilworth, New Jersey, Phone # (908) 276-9090 during the hours of 9:00 A.M. to 4:00 P.M..

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-03**

**CALENDAR YEAR 2015
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 to 1.5% 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 Borough Council of the Borough of Kenilworth in the County of Union finds it advisable and necessary to increase its CY 2015 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 Borough Council hereby determines that a 2.0% increase in the budget for said year, amounting to \$228,765.66 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough 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 Borough Council of the Borough of Kenilworth, in the County of Union, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2015 budget year, the final appropriations of the Borough of Kenilworth shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$400,339.91, and that the CY 2015 municipal budget for the Borough of Kenilworth 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.

Fred Pugliese, Mayor

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-03**

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
						ANTHONY DELUCA						
						TONI GIORDANO						
						BRIAN JOHO						
						RICHARD LOFORTE						
						BARBARA MACECSKO						
						NICHOLAS MASCARO						
Introduced: March 11, 2015						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: April 8, 2015												
						_____ Laura Reinertsen, Borough Clerk						

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



MARCH 25, 2015 – 7:30PM

1. Open Public Meetings Notice
2. Salute to the Flag
3. Roll Call
4. Minutes: Reading of unapproved minutes of the Work Session of March 10, 2015, and the Regular Council Meeting of March 11, 2015
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - County of Union – Dept. of Economic Development, CDBG Year 41 Preliminary Awards
 - Public Improvements – ADA Curb Rehab \$35,000
 - Social Services – Senior Services \$9,700 / Senior Chronic Illness \$1,500
 - Facilities – Senior Citizen Handyman Program \$2,000
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

CONSENT AGENDA:

 1. That all bills be paid when properly audited and funds are available
 2. Appoint Recreation Committee Members – Joseph Balwierczak, Jose Lopez and Jessica Lopez
 3. Appoint representative to the UC Air Traffic & Noise Advisory Board – Robert Beiner
 4. Authorize Refund for Police Services to Blair Park Services - \$ 2,455.00
 5. Authorizing Tax Refund to FWDSL & Assoc. LP, cert. #14-00008
 6. Authorize Emergency Temporary Appropriations - \$3,626,750.00
8. ORDINANCES None Presented
9. Meeting Open to the Public
10. General Business
11. Adjournment

Time: _____


BOROUGH OF KENILWORTH
CONSENT AGENDA – March 25, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Brian C. Joho and seconded by Council Member Paul J. Amato.

Consent Agenda:

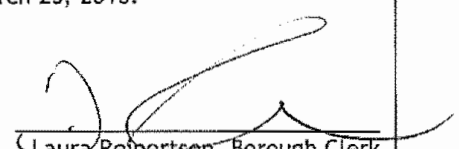
1. That all bills be paid when properly audited and funds are available
2. Appoint Recreation Committee Members – Joseph Balwierczak, Jose Lopez and Jessica Lopez
3. Appoint representative to the UC Air Traffic & Noise Advisory Board – Robert Beiner
4. Authorize Refund for Police Services to Blair Park Services - \$ 2,455.00
5. Authorizing Tax Refund to FWDSL & Assoc. LP, cert. #14-00008
6. Authorize Emergency Temporary Appropriations - \$3,626,750.00

Approved: 

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko		✓	✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 25, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. _____

Kenilworth, N.J. March 25, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko		✓	✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 25, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J. March 25, 2015

Introduced by: _____

Seconded by: CONSULTANT

CONSENT ACENDA


BE IT HEREBY RESOLVED that **Joseph Balwierzczak, Jose Daniel Lopez and Jessica Lopez** be appointed as a Regular Members to the Kenilworth Recreation Committee for a 3 year term, ending December 31, 2017

Approved:

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko		✓	✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 25, 2015.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J. March 25, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

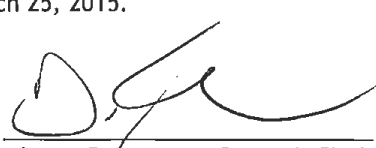
BE IT HEREBY RESOLVED: That Robert Beiner be appointed as Kenilworth's representative on the Union County Air Traffic & Noise Advisory Board for a 2 year term, ending December 31, 2016.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko		✓	✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 25, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J. March 25, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, Blair Park Services paid for police outside duty and fees were received by the Kenilworth Police Department, and

WHEREAS, it has been determined that the job took less hours than expected by police officers and a refund is due,

NOW, THEREFORE BE IT RESOLVED that the Treasurer be and is hereby authorized to issue a warrant to refund as follows:

Amount of \$2,455.00 refunded to Blair Park Services.

Blair Park Services
405 Caredean Drive, Suite H
Horsham, PA 19044

T-03-56-880-006 - \$2,455.00

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 25, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J. March 25, 2015

Introduced by: _____

Seconded by: _____

Whereas, the Borough of Kenilworth held a tax sale on June 25, 2014 for delinquent 2013 property taxes, and a tax lien was purchased by FWDSL & Associates, LP on property located at 53 North 7th Street, Kenilworth, NJ, and

Whereas, the owner of said property has satisfied said lien, together with interest and costs by payment of amount due at the Office of the Collector of Taxes, and

Whereas, the Lienholder paid to the Collector of Taxes a premium in the amount of \$20,500.00 and since the statutory period of five years has not passed, these funds must also be returned.

Now Therefore Be It Resolved, that the Treasurer be and is hereby authorized to draw a warrant to the named Lienholder as follows, to be refunded upon receipt of the original Certificate of Sale #14-00008 by the Collector of Taxes:

FWDSL & Associates, LP
5 Cold Hill Road S, Suite 11
Mendham, NJ 07945

REDEMPTION AMOUNT

\$17,546.62

PREMIUM TRUST ACCOUNT

\$20,500.00

Treasurer's Note: 1099 = \$1056.00

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓			
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko		✓	✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 25, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

Kenilworth, N.J. March 25, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, an emergent condition has arisen with respect to inadequate funds being provided for in the temporary budget and NJSA 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose mentioned, and

WHEREAS, the total temporary budget resolutions adopted in the year 2015 pursuant to the provision of Chapter 96, PL 1951 (NJSA 40A:4-20) including this resolution total \$7,400,350.00 for the current fund;

NOW, THEREFORE BE IT RESOLVED that in accordance with the provisions of NJSA 40A:4-20:

1. An emergency appropriation be and the same is hereby made for the following line-items in the amount of \$3,626,750.00 for the Current Fund effective March 25, 2015;
See Attached
2. That said emergency temporary appropriation has been provided for in the 2015 budget under the respective line-items.
3. That one certified copy of this resolution be transmitted to the Chief Financial Officer for his/her records.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano			✓	✓		
Councilman Brian Joho	✓		✓	✓		
Councilman Richard LoForte			✓	✓		
Councilwoman Barbara Macecsko			✓	✓		
Councilman Nicholas Mascaro			✓	✓		
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on March 25, 2015.

Laura Reinertsen, Borough Clerk

2015 TEMPORARY BUDGET

		2015 Originally Approved	2015 Additional Requested	2015 Total to Date
General Appropriations - within "CAPS"				
701	Clerk	\$ 47,000	\$ 38,000	\$ 85,000
	o/e	\$ 8,000	\$ 10,000	\$ 18,000
703	Mayor	\$ 500	\$ 1,500	\$ 2,000
	o/e	\$ 2,100	\$ 2,500	\$ 4,600
705	Finance	\$ 61,000	\$ 30,000	\$ 91,000
	o/e	\$ 6,000	\$ 6,000	\$ 12,000
706	Payroll & human Resource	\$ 7,000	\$ 2,000	\$ 9,000
707	Audit	\$ -	\$ 10,000	\$ 10,000
710	Assessor	\$ 9,400	\$ 6,600	\$ 16,000
	o/e	\$ 2,300	\$ 1,000	\$ 3,300
712	Legal	\$ 9,700	\$ 4,000	\$ 13,700
	o/e	\$ 5,000	\$ 5,000	\$ 10,000
715	Engineering	\$ 20,000	\$ (16,000)	\$ 4,000
	o/e	\$ 500	\$ 40,000	\$ 40,500
720	Planning	\$ 3,900	\$ 3,500	\$ 7,400
	o/e	\$ 1,800	\$ 1,800	\$ 3,600
721	Zoning Enforcement Officer	\$ 3,000	\$ 1,500	\$ 4,500
725	Construction s/w	\$ 30,000	\$ 20,000	\$ 50,000
	o/e	\$ 1,900	\$ 1,100	\$ 3,000
726	Building	\$ 12,000	\$ 12,000	\$ 24,000
727	Plumbing s/w	\$ 4,700	\$ 3,000	\$ 7,700
728	Electrical s/w	\$ 4,700	\$ 3,000	\$ 7,700
729	Fire Sub Code s/w	\$ 4,700	\$ 3,000	\$ 7,700
745	Police s/w	\$ 1,000,000	\$ 700,000	\$ 1,700,000
	o/e	\$ 27,000	\$ 40,000	\$ 67,000
746	Police Traffic s/w	\$ 68,000	\$ 35,000	\$ 103,000
	o/e	\$ 8,000	\$ -	\$ 8,000
747	Emer. Mgmt.	\$ 1,300	\$ 1,000	\$ 2,300
	o/e	\$ 250	\$ 500	\$ 750
749	Fire Dept. s/w	\$ 3,000	\$ 500	\$ 3,500
	o/e	\$ 42,000	\$ 90,000	\$ 132,000
753	Fire Prevention s/w	\$ 17,000	\$ 13,000	\$ 30,000
	o/e	\$ 500	\$ 500	\$ 1,000
765	DPW s/w	\$ 283,000	\$ 200,000	\$ 483,000
	o/e	\$ 35,000	\$ 35,000	\$ 70,000
767	Parks s/w	\$ -	\$ -	\$ -
	o/e	\$ 250	\$ 2,000	\$ 2,250
770	Solid Waste s/w	\$ 79,000	\$ 60,000	\$ 139,000
	o/e	\$ 2,000	\$ 3,000	\$ 5,000
772	Bldgs. & Grounds s/w	\$ 2,500	\$ -	\$ 2,500
	o/e	\$ 20,000	\$ 22,000	\$ 42,000
773	Sewers s/w	\$ -	\$ -	\$ -
	o/e	\$ 5,000	\$ 2,500	\$ 7,500
775	Recycling s/w	\$ -	\$ -	\$ -
	o/e	\$ 16,000	\$ 30,000	\$ 46,000
776	Shade Trees s/w	\$ -	\$ -	\$ -
	o/e	\$ 1,000	\$ 5,000	\$ 6,000
761	Sr. Citizen Trans. s/w	\$ 4,000	\$ 3,000	\$ 7,000
	o/e	\$ 500	\$ 500	\$ 1,000
762	Sr. Citizen Programs. s/w	\$ 2,100	\$ 1,000	\$ 3,100
	o/e	\$ 1,500	\$ 1,500	\$ 3,000
785	Board of Health s/w	\$ 22,000	\$ 10,000	\$ 32,000
	o/e	\$ 4,000	\$ 3,000	\$ 7,000
788	Dog Regulation s/w	\$ -	\$ -	\$ -
	o/e	\$ 2,500	\$ -	\$ 2,500
790	Public Assistance s/w	\$ 5,000	\$ 2,000	\$ 7,000

	o/e	\$	500	\$	250	\$	750
795	Recreation s/w	\$	2,000	\$	1,000	\$	3,000
	o/e	\$	8,000	\$	8,000	\$	16,000
801	First Aid Organization Contribution	\$	-	\$	50,000	\$	50,000
774	RVSA	\$	300,000	\$	300,000	\$	600,000
430	Utilities - other	\$	100,000	\$	75,000	\$	175,000
777	Fire Hydrant Service o/e	\$	40,000	\$	30,000	\$	70,000
821	Street Lighting	\$	33,000	\$	33,000	\$	66,000
827	Solid Waste Disposal (tipping)	\$	60,000	\$	70,000	\$	130,000
756	Public Defender	\$	500	\$	-	\$	500
757	Prosecutor	\$	5,000	\$	2,500	\$	7,500
833	Court s/w	\$	50,000	\$	30,000	\$	80,000
	o/e	\$	5,000	\$	2,500	\$	7,500
834	Unemployment compensation	\$	-	\$	-	\$	-
836	PERS	\$	-	\$	265,000	\$	265,000
839	PFRS	\$	-	\$	617,000	\$	617,000
853	Interest on Notes	\$	60,000	\$	(60,000)	\$	-
Subtotal - General Appropriations		\$	2,561,600	\$	2,874,750	\$	5,436,350
Statutory Expenditures - within "CAPS"							
837	SS (ER)	\$	90,000	\$	50,000	\$	140,000
838	DCRP	\$	2,000	\$	2,000	\$	4,000
Subtotal - General Appropriations - Statutory - within "CAPS"		\$	92,000	\$	52,000	\$	144,000
<u>TOTAL APPROPRIATIONS - within "CAPS"</u>		\$	2,653,600	\$	2,926,750	\$	5,580,350
General Appropriations - excluded from "CAPS"							
730	Other Insurance Premiums -	\$	225,000	\$	100,000	\$	325,000
733	Group Insurance - Employees	\$	575,000	\$	500,000	\$	1,075,000
850	Principal on Bonds	\$	245,000	\$	80,000	\$	325,000
852	Interest on Bonds	\$	75,000	\$	20,000	\$	95,000
<u>TOTAL APPROPRIATIONS - excluded from "CAPS"</u>			\$1,120,000		\$700,000		\$1,820,000
OTHER		\$	-	\$	-		
<u>GRAND TOTAL 2015 TEMPORARY APPROPRIATIONS</u>		\$	3,773,600	\$	3,626,750	\$	7,400,350

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



APRIL 22, 2015 -- 7:30PM

1. Open Public Meetings Notice
 2. Salute to the Flag
 3. Roll Call
 4. PROCLAMATION - David G. Cappola – 70th Anniversary
 5. PUBLIC HEARING - 2015 Municipal Budget
 6. PROCLAMATION - April 2015 As Child Abuse Prevention & Awareness Month
 7. Minutes: Reading of unapproved minutes of the Work Session & Executive Session of March 24, 2015, the Regular Council Meeting of March 25, 2015, and the Work Session of April 7, 2015
 8. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - Kenilworth Bd. of Health – STD Services Agreement w/ the City of Elizabeth
 - Resident request for a Proclamation
 - NJ DOT Award Letter for 2015 Municipal Aid for Roadway Repair \$180,000
 - Department reports for March 2015 were received from: The Clerk's Office, Finance Dept., Fire Department, Planning & Zoning, Police Department and Public Works
 9. REPORT OF COMMITTEES
 10. BOROUGH RESOLUTIONS

CONSENT AGENDA:

 1. That all bills be paid when properly audited and funds are available
 2. Authorize Interlocal Agreement with the City of Elizabeth for STD Services
 3. Authorize Refund of Overpayment of Taxes, B117, L24 \$570.59
 4. Authorize Refund of Overpayment of Taxes, B121, L24 \$505.89
 5. Authorize Refund of Overpayment of Taxes, B152, L13 \$565.10
 6. Authorize Refund of Overpayment of Taxes, B13, L17 \$544.34
 7. Authorize Refund of Overpayment of Taxes, B106, L5 \$449.31
 8. Authorizing Tax Refund to FWD5L & Assoc. LP, cert. #12-00006
 9. Authorizing Tax Refund to US Bank for Phoenix Funding, cert. #14-00015
 10. Authorizing Temporary Capital Budget
 11. Awarding Fireworks Display Vendor – International Fireworks \$10,000
 12. Awarding Park Facility Cleaning Service – First Community Development Corp. \$2,800
 13. Authorizing outstanding court checks be voided - \$78.00
 14. Municipal Clerk's Week
 15. Authorize PD Retirement Time Due – \$32,848.97
 16. Adopting Social Media Policy

 - 17. Resolution to Amend the Budget
10. ORDINANCES

Public Hearing and 2nd Reading - Resolution #____ - 2015-03 An Ordinance To Exceed The Municipal Budget Appropriation Limits And To Establish A Cap Bank (N.J.S.A. 40A: 4-45.14)

Introduction and 1st Reading -- Resolution #____ - 2015-03 A Bond Ordinance To Authorize The Making Of Various Public Improvements And The Acquisition Of New Additional Or Replacement Equipment And Machinery, New Communication And Signal Systems Equipment, New Information Technology Equipment, New Additional Furnishings And A New Fire Engine (Partial Funding) And New Automotive Vehicles, Including Original Apparatus And Equipment, In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, To Appropriate The Sum Of \$906,000 To Pay The Cost Thereof, To Make A Down Payment, To Authorize The Issuance Of Bonds To Finance Such Appropriation And To Provide For The Issuance Of Bond Anticipation Notes In Anticipation Of The Issuance Of Such Bonds.
11. Meeting Open to the Public
12. General Business
13. Adjournment

Time: _____

BOROUGH OF KENILWORTH
 CONSENT AGENDA – April 22, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Brian Joho

and seconded by Council Member

Richard LoForte

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Authorize Interlocal Agreement with the City of Elizabeth for STD Services
3. Authorize Refund of Overpayment of Taxes, B117, L24 \$570.59
4. Authorize Refund of Overpayment of Taxes, B121, L24 \$505.89
5. Authorize Refund of Overpayment of Taxes, B152, L13 \$565.10
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13. Authorizing outstanding court checks be voided - \$78.00
14. Municipal Clerk's Week
15. Authorize PD Retirement Time Due - \$32,848.97
16. Adopting Social Media Policy

Approved:

Fred Pugliese

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.

Laura Reijnders
 Laura Reijnders, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

Whereas, the Borough of Kenilworth Board of Health has requested authorization to enter into an agreement with the City of Elizabeth and is required to have approval from the Mayor and Council; and

Whereas, the Borough of Kenilworth agrees to pay the City of Elizabeth, Dept. of Health and Human Services the sum of \$150.00 per patient for services rendered at the Sexually Transmitted Disease (STD) Clinic. The total sum shall be payable upon receipt of a report containing each confirmed case of sexually transmitted disease from the Borough of Kenilworth for the period of January 1, 2015 to December 31, 2015; and

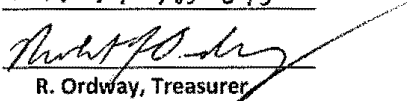
Now Therefore Be It Resolved, that the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey authorizes the Kenilworth Board of Health President and secretary to execute an agreement between the Borough of Kenilworth and the City of Elizabeth for services rendered at the Sexually Transmitted Disease (STD) Clinic not to exceed the amount of \$150.00 per patient payable upon receipt of a report confirming said service for the period of January 1, 2015 to December 31, 2015.

CERTIFICATION OF FUNDS

DATE: 4-22-2015

APPROPRIATION:

5-01-27-785-093

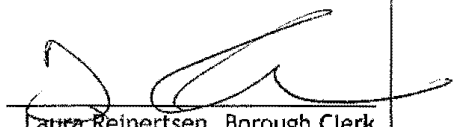

R. Ordway, Treasurer

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓	✓		
Councilman Richard LoForte			✓	✓		
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓	✓		
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Thomas Smith paid the property taxes for the 2nd quarter of 2015 for the property located at 15 South 23rd Street, Kenilworth, NJ, and;

WHEREAS, this property received a Homestead Benefit credit of \$570.59, which was applied for by the property owner, and;

WHEREAS, this resulted in the overpayment of taxes for the 2nd quarter of 2015 in the amount of \$570.59, and;

WHEREAS, Thomas Smith has requested that the overpayment be refunded to him.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
117	24	Smith, Thomas A. 15 South 23 rd Street Kenilworth, NJ 07033	\$ 570.59
			TOTAL \$ 570.59

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015. _____ Laura Reinertsen, Borough Clerk
Councilman Anthony DeLuca			✓				
Councilwoman Toni Giordano						✓	
Councilman Brian Joho			✓	✓			
Councilman Richard LoForte		✓	✓	✓			
Councilwoman Barbara Macecsko	✓		✓	✓			
Councilman Nicholas Mascaro			✓				
ON CONSENT AGENDA	Yes	✓	No				

RESOLUTION

No. 4

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Gail Dauber paid the property taxes for the 2nd quarter of 2015 for the property located at 641 Kingston Avenue, Kenilworth, NJ, and;

WHEREAS, this property received a Homestead Benefit credit of \$505.89, which was applied for by the property owner, and;

WHEREAS, this resulted in the overpayment of taxes for the 2nd quarter of 2015 in the amount of \$505.89, and;

WHEREAS, Gail Dauber has requested that the overpayment be refunded to her.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

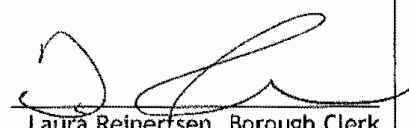
<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
121	24	Dauber, Gail 641 Kingston Avenue Kenilworth, NJ 07033	\$ 505.89
			TOTAL \$ 505.89

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, CoreLogic Tax Services paid the property taxes for the 2nd quarter of 2015 for the property located at 654 Union Avenue, Kenilworth, NJ, and;

WHEREAS, this property received a Homestead Benefit credit of \$565.10, which was applied for by the property owner, and;

WHEREAS, this resulted in the overpayment of taxes for the 2nd quarter of 2015 in the amount of \$565.10, and;

WHEREAS, the property owners Nicolas and Reyna Soriano have requested that the overpayment be refunded to them.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
152	13	Soriano, Nicolas & Reyna 654 Union Avenue Kenilworth, NJ 07033	\$ 565.10
		TOTAL	\$ 565.10

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015. _____ Laura Reinertsen, Borough Clerk
Councilman Anthony DeLuca			✓				
Councilwoman Toni Giordano						✓	
Councilman Brian Joho			✓				
Councilman Richard LoForte		✓	✓				
Councilwoman Barbara Macecsko	✓		✓				
Councilman Nicholas Mascaro			✓				
ON CONSENT AGENDA		Yes <u> </u>	No <u> </u>				

RESOLUTION

No. 4

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Charlotte Freiermuth paid the property taxes for the 2nd quarter of 2015 for the property located at 308 North 17th Street, Kenilworth, NJ, and;

WHEREAS, this property received a Homestead Benefit credit of \$544.34, which was applied for by the property owner, and;

WHEREAS, this resulted in the overpayment of taxes for the 2nd quarter of 2015 in the amount of \$544.34, and;

WHEREAS, the property owner Charlotte Freiermuth has requested that the overpayment be refunded to her.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
13	17	Freiermuth, Charlotte M. 6500 North Cosby Avenue, #366 Kansas City, MO 64151	\$ 544.34
			TOTAL \$ 544.34

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, Elizabeth Zacharchuk paid the property taxes for the 2nd quarter of 2015 for the property located at 401 Boulevard, Kenilworth, NJ, and;

WHEREAS, this property received a Homestead Benefit credit of \$449.31, which was applied for by the property owner, and;

WHEREAS, this resulted in the overpayment of taxes for the 2nd quarter of 2015 in the amount of \$449.31, and;

WHEREAS, the property owner Elizabeth Zacharchuk has requested that the overpayment be refunded to her.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

Block
106

Lot
5

Payable To:

Zacharchuk, Elizabeth.
11 Rowlands Road
Flemington, NJ 08822

Amount
\$ 449.31

TOTAL


\$ 449.31

Approved:

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas, the Borough of Kenilworth held a tax sale on June 25, 2014 for delinquent 2013 property taxes, and a tax lien was purchased by FWDSL & Associates, LP on property located at 327 Maplewood Avenue, Kenilworth, NJ, and

Whereas, the owner of said property has satisfied said lien, together with interest and costs by payment of amount due at the Office of the Collector of Taxes, and

Whereas, the Lienholder paid to the Collector of Taxes a premium in the amount of \$26,000.00 and since the statutory period of five years has not passed, these funds must also be returned.

Now Therefore Be It Resolved, that the Treasurer be and is hereby authorized to draw a warrant to the named Lienholder as follows, **To be refunded upon receipt of the original Certificate of Sale #14-00014** by the Collector of Taxes:

FWDSL & Associates, LP
5 Cold Hill Road S, Suite 11
Mendham, NJ 07945

REDEMPTION AMOUNT
\$7,342.69


PREMIUM TRUST ACCOUNT
\$26,000.00

Treasurer's Note: 1099 = \$444.66

Approved: 
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas, the Borough of Kenilworth held a tax sale on June 25, 2014 for delinquent 2013 property taxes, and a tax lien was purchased by US Bank Cust for Phoenix Funding on property located at 348 South Michigan Avenue, Kenilworth, NJ, and

Whereas, the owner of said property has satisfied said lien, together with interest and costs by payment of amount due at the Office of the Collector of Taxes, and

Whereas, the Lienholder paid to the Collector of Taxes a premium in the amount of \$22,000.00 and since the statutory period of five years has not passed, these funds must also be returned.

Now Therefore Be It Resolved, that the Treasurer be and is hereby authorized to draw a warrant to the named Lienholder as follows, To be refunded upon receipt of the original Certificate of Sale #14-00015 by the Collector of Taxes:

US Bank Cust for Phoenix Funding
DCS – Tax Lien Services Group
50 South 16th Street – Suite 1950
Philadelphia, PA 19102

REDEMPTION AMOUNT
\$10,737.83

PREMIUM TRUST ACCOUNT
\$22,000.00


Treasurer's Note: 1099 = \$758.53

Approved: _____


Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, the Borough of Kenilworth desires to constitute the 2015 Temporary Capital Budget of said municipality by inserting therein the following projects.

NOW, THEREFORE BE IT RESOLVED by the Council of the Borough of Kenilworth as follows:

Section 1. The 2015 Temporary Capital Budget of the Borough of Kenilworth is hereby constituted by the adoption of the schedule to read as follows:

Temporary Capital Budget of the
Borough of Kenilworth
County of Union, New Jersey
Projects Scheduled for 2015
Method of Financing

<u>Project</u>	<u>Est. Costs</u>	<u>Other Funds</u>	<u>Budget Appr. Fund</u>	<u>Capital Imp. Fund</u>	<u>Grants</u>	<u>Debt Authorized</u>
Various Public Improvements						
And Acquisitions	\$906,000			\$44,000		\$862,000

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for 2015 Temporary Capital Budget, to be included in the 2015 Permanent Capital Budget as adopted.

Approved: _____

Fred Pugliese, Mayor

	<u>MOVED</u>	<u>SECONDED</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

Kenilworth, N.J.

April 22, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, proposals were requested for a Fireworks Display to be held on Sunday, June 28, 2015; and

WHEREAS, three proposals were received and after review it was determined to award the fireworks display event to be held on Sunday, June 28, 2015 (rain date, Sunday, July 5, 2015) to **International Fireworks Mfg. Co.**, after the receipt of an executed Hold Harmless Agreement, proper proof of insurance coverage is provided and upon issuance of the required permit from the Fire Official.

NOW, THEREFORE, BE IT RESOLVED that the contract for a Fireworks Display on Sunday, June 28, 2015 be awarded to **International Fireworks Mfg. Co., LLC** at a cost not to exceed \$10,000.00 with payment of total contract within ten (10) days of performance of display.

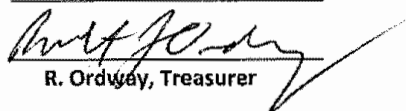
BE IT FURTHER RESOLVED that the Mayor and or Clerk be authorized to sign and contract.

CERTIFICATION OF FUNDS


DATE: 4-22-2015

APPROPRIATION:

T-03-56-860-009

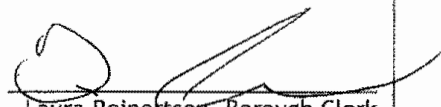

R. Ordway, Treasurer

Approved: _____


Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 12

Kenilworth, N.J.

April 22, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, a proposal was received from First Community Development Corporation of NJ, a "Sheltered Workshop" registered by the State of New Jersey, for cleaning of the Borough Park restroom facilities; and

WHEREAS, the services will include cleaning, sanitizing, restocking of the facilities in DiMario Park and Louis Wood Park, three days a week; as well as an initial opening season deep cleaning; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

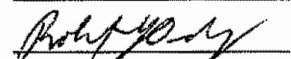
1. The Borough of Kenilworth hereby awards a contract to **First Community Development Corporation of NJ**, 187 Cortland Street, Belleville, NJ 07109, 201-249-1646, not to exceed \$2,800.00
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 4-22-2015

APPROPRIATION:

5-01-26-772-022

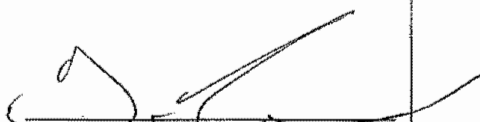

ROBERT ORDWAY, TREASURER

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA Yes <u>✓</u> No <u> </u>						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1B

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED, that the Municipal Court's checkbook shows the following outstanding checks and these checks should be voided and the monies turned over to the Borough of Kenilworth; and

Court General Account

Date	Check #	Amount
09/11/2013	1106	5.00
09/11/2013	1107	1.00
05/07/2014	1153	1.00
06/13/2014	1159	3.00
10/06/2014	1182	5.00
11/03/2014	1184	3.00
Total		\$18.00

Court Bail Account

Date	Check #	Amount
07/03/2013	1215	1.00
06/10/2014	1341	22.00
08/05/2014	1385	37.00
Total		\$60.00


NOW THEREFORE BE IT RESOLVED, that the Court Administrator is authorized to draw said warrants in the amount of \$78.00 from the Court's General and Bail Accounts.

BE IT ALSO RESOLVED, that a copy of this resolution be filed with the Borough Treasurer.

Approved: 
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 14

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, the Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world; and

WHEREAS, the Office of the Municipal Clerk is the oldest among public servants; and

WHEREAS, the Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of the government at other levels; and

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and

WHEREAS, the Municipal Clerk serves as the information center on functions of local government and community; and

WHEREAS, Municipal Clerks continually strive to improve administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international organizations; and

WHEREAS, it is most appropriate that we recognize the accomplishments of the Municipal Clerk, particularly the Municipal Clerks of smaller communities like Kenilworth where the Clerk wears multiple hats such as ombudsman, caretaker, gatekeeper, just to name a few.

NOW THEREFORE, we, the Mayor and Council of the Borough of Kenilworth, do recognize the week of May 3rd through May 9, 2015, as Municipal Clerk's Week, and further extend our appreciation to our Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 15

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Patrolman Henry Obiedzinski has notified the Borough of Kenilworth of his intention to retire effective May 1, 2015; and

WHEREAS, Patrolman Obiedzinski is entitled to Terminal Leave Pay as per the PBA contract.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make payments as indicated above based on a final calculation upon his retirement.

Patrolman Henry Obiedzinski

Time Due (Based on retirement effective 5/1/2015)

47 Vacation Days (25 – 2014, 22 – 2015)

30 Terminal Leave (20 years @ 1.5 days per year)

77 Total days due

\$110,918.74 Annual Salary with longevity

\$426.61 Pay per day ($110,918.74 \div 52 \div 5$)

\$32,848.97 Total pay due upon retirement

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 14

Kenilworth, N.J. April 22, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Resolution Adopting Social Policy

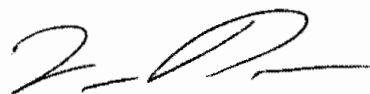
WHEREAS, the governing body of the Borough of Kenilworth has determined that there is a need for a social media policy; and

WHEREAS, this policy should be broadly interpreted so as to maintain and further foster an efficient and harmonious environment for all employees and the citizens of the Borough of Kenilworth.

NOW, THEREBY, BE IT RESOLVED by the governing body of the Borough of Kenilworth that the Social Media Policy attached hereto is hereby adopted and shall be included in the Personnel Policy.


BE IT FURTHER RESOLVED that this social media policy shall apply to all Borough 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 policy is intended to provide guidelines covering public service by Borough employees and is not a contract. The provisions of this policy may be amended and supplemented from time to time without notice and at the sole discretion of the Borough of Kenilworth.

Approved: 
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.


Laura Reinertsen, Borough Clerk

Social Media Policy

This policy should be broadly interpreted so as to maintain and further foster an efficient and harmonious environment for all employees and the citizens of the Borough of Kenilworth

POLICY

This policy provides guidance for employee use of social media, which should be broadly understood for purposes of this policy to include blogs, wikis, microblogs, message boards, chat rooms, electronic newsletters online forums, social networking sites, and other sites and services that may reasonably be construed as constituting "social media".

This policy applies, as set forth below, to the use of social media both during an employee's work hours as well as while not being compensated by employer.

PROCEDURES

Employees must be familiar with, and adhere to the Borough's policies and Employee Handbook.

Employees must be aware of the effect their actions may have on their image, as well as on the Borough's image. Employees must also be aware that the Borough may observe content and information made available by employee through social media.

Employees shall not post information that is inappropriate or harmful to the Borough, its employees, or citizens. Although not an exclusive list, some specific examples of prohibited social media conduct include posting commentary, content, or images that are defamatory, pornographic, proprietary, harassing, libelous, or that can create a hostile work environment.

Employees are not to post or release any information that is considered confidential or not public. If there are questions about what is considered confidential, employees must check with the Borough Clerk, Business Administrator, Mayor or other delegate, prior to posting or releasing such information.

Employees must get permission from the Borough Clerk, Business Administrator, Mayor or other delegate before referring to or posting images of current or former employees, members, vendors or suppliers.

In addition, social media networks, blogs and other types of online content sometimes generate press and media attention and or legal considerations. Employees should refer any such comment or inquiry to the Borough Clerk, Business Administrator, Mayor or other delegate immediately upon receipt of such inquiry.

Employees shall not identify themselves as employees of the Borough without the express permission of the Borough Clerk, Business Administrator, or other delegate. Employees may not express or imply that they are speaking on the behalf of the Borough without the express permission of the Borough Clerk, Business Administrator, Mayor or other delegate.

Borough affiliated social media outlets (i.e. Facebook, Twitter, Instagram) shall provide the Borough Clerk, Business Administrator, Mayor or other delegate with the user name and password of affiliated outlet as a secondary management resource. Said outlet shall provide the public at large with information on their particular entity and their events and activities; they shall not contain any personal opinions, suggestions or comments.

Social media use must not interfere with an employee's responsibilities at the Borough. Borough computer systems are to be used for business purposes only. Personal use of social media networks is discouraged and could result in disciplinary action.

Subject to applicable law, after-hours online activity that violates the Borough's Code of Conduct, Employee Handbook, and other municipal policies may subject an employee to disciplinary action, including termination.

17

BOROUGH OF KENILWORTH
RESOLUTION TO AMEND BUDGET

WHEREAS, the local municipal budget for the year 2015 was approved on March 11, 2015 ; and,

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approved budget,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Kenilworth, Union County, that the following amendments to the approved budget of 2015 be made:

RECORDED VOTE (Insert Last Names)	AYES	(DELUCA (DEHTO (LOFORTE (MALESKO (MASCARO	NAYS	(((((ABSENT ABSTAIN ((((GIORDANO
--------------------------------------	------	--	------	-----------------------	----------------------------------	------------

CURRENT FUND BUDGET

ANTICIPATED REVENUES

	From	To
1. Surplus Anticipated	1,028,700.00	1,078,700.00
TOTAL SURPLUS ANTICIPATED	1,028,700.00	1,078,700.00
5. SUBTOTAL GENERAL REVENUES (Items 1, 2, 3 and 4)	3,704,474.00	3,754,474.00
7. TOTAL GENERAL REVENUES (Items 5 and 6)	15,208,164.38	15,258,164.38

APPROPRIATIONS

	From	To
8. (A) Operations Within "CAPS" First Aid Organization Contribution R.S. 40:5-2	15,000.00	65,000.00
TOTAL OPERATIONS (Item 8(A) Within "CAPS")	10,647,281.06	10,697,281.06
TOTAL OPERATIONS INCLUDING CONTINGENT WITHIN "CAPS"	10,647,281.06	10,697,281.06
Detail: Other Expenses (Including Contingent)	5,096,577.06	5,146,577.06
(H-1) TOTAL GENERAL APPROPRIATIONS FOR MUNICIPAL PURPOSES WITHIN "CAPS"	11,798,031.06	11,848,031.06

	<u>From</u>	<u>To</u>
(L) SUBTOTAL GENERAL APPROPRIATIONS (Items (H-1) and (O))	14,393,164.38	14,443,164.38
9. TOTAL GENERAL APPROPRIATIONS	15,208,164.38	15,258,164.38

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the 2015 Local Municipal Budget so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S.A. 40A:4-9, be published in the Local Source, in the issue of April 30, 2015, and that said publication contain notification of public hearing on said amendment to be held at the Municipal Building on May 13, 2015, at 7:30 o'clock p.m.

IT IS HEREBY CERTIFIED that the Amended Budget hereto and hereby made a part hereof is a true copy of the Amended Budget approved by resolution of the Governing Body on the 22nd day of April, 2015

Certified by me, this 22nd day of April, 2015


Clerk

IT IS HEREBY CERTIFIED that the Adopted Budget Amendment annexed hereto and hereby made a part of the 2015 Budget is a copy of the original on file with the Clerk of the Governing Body, that all additions are correct, all statements contained herein are in proof and the total of anticipated revenues equals the total of appropriations.

Certified by me, this 22nd day of April, 2015


Registered Municipal Accountant

RESOLUTION

No. 18

Kenilworth, N.J.

April 22, 2015

Introduced by: Bing Joho

Seconded by: M. Mace

BE IT HEREBY RESOLVED that the ordinance #2015-03 entitled:

**CALENDAR YEAR 2015
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

Was introduced and approved on first reading, at the regular meeting of the Borough Council on March 11, 2015 and approved for final passage at the regular meeting of the Borough Council of April 22, 2015 after all persons interested were given an opportunity to be heard concerning said ordinance.

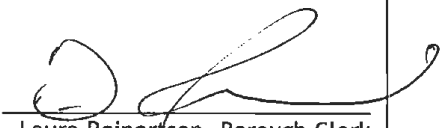
BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its final adoption.

Approved: 

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes <u> </u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 19

Kenilworth, N.J. April 22, 2015

Introduced by: Brian Joho

Seconded by: Anthony DeLuca

BE IT HEREBY RESOLVED that the ordinance #2015-04, entitled:

Bond Ordinance To Authorize The Making Of Various Public Improvements And The Acquisition Of New Additional Or Replacement Equipment And Machinery, New Communication And Signal Systems Equipment, New Information Technology Equipment, New Additional Furnishings And A New Fire Engine (Partial Funding) And New Automotive Vehicles, Including Original Apparatus And Equipment, In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, To Appropriate The Sum Of \$906,000 To Pay The Cost Thereof, To Make A Down Payment, To Authorize The Issuance Of Bonds To Finance Such Appropriation And To Provide For The Issuance Of Bond Anticipation Notes In Anticipation Of The Issuance Of Such Bonds.

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 13th day of May, 2015 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Approved: Fred Pugliese
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca		✓	✓			
Councilwoman Toni Giordano						✓
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 22, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



MAY 13, 2015 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. PUBLIC HEARING - 2015 Municipal Budget Amendment
5. ADOPTION OF THE 2015 MUNICIPAL BUDGET – Resolution #1
6. MINUTES: Reading of unapproved minutes of the Work Session of April 21, 2015, and the Regular Council Meeting of April 22, 2015
7. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - County of Union
 - Cystinosis Foundation of NJ – Thank you for Support
 - Resident Nancy Scuorzo – Petition re: Senior Bus Donation
 - Resignation of Councilwoman Toni Giordano
 - Department reports for April 2015 were received from: The Clerk's Office, Finance Dept., Fire Department, Planning & Zoning, Police Department and Public Works
8. REPORT OF COMMITTEES
9. BOROUGH RESOLUTIONS

CONSENT AGENDA:

 2. That all bills be paid when properly audited and funds are available
 3. Authorize Refund of maintenance deposit, T-03-56-852-001, \$1,375
 4. Authorize Refund of maintenance deposit, T-03-56-852-002, \$1,000
 5. Authorize Refund of Overpayment of Taxes, B137, L17 \$2,577.60
 6. Authorize Refund of Overpayment of Taxes, B98, L20 \$1,941.03
 7. Appointing Clerk/Finance Secretary, Darlene Candarella
 8. Authorizing Submittal of UC Infrastructure and Municipal Grant applications for year 2015
 9. Appoint Christopher Pallitto Class #4 Member to Planning Board
 10. Declaring the week of May 10, 2015 to May 16, 2015 as Police & Corrections Officers Week and May 15th as Peace Officers Memorial Day
 11. Appointing Summer Recreation Counselors
10. ORDINANCES

Public Hearing and 2nd Reading - Resolution #_12_ – 2015-04 A Bond Ordinance To Authorize The Making Of Various Public Improvements And The Acquisition Of New Additional Or Replacement Equipment And Machinery, New Communication And Signal Systems Equipment, New Information Technology Equipment, New Additional Furnishings And A New Fire Engine (Partial Funding) And New Automotive Vehicles, Including Original Apparatus And Equipment, In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, To Appropriate The Sum Of \$906,000 To Pay The Cost Thereof, To Make A Down Payment, To Authorize The Issuance Of Bonds To Finance Such Appropriation And To Provide For The Issuance Of Bond Anticipation Notes In Anticipation Of The Issuance Of Such Bonds
11. MEETING OPEN TO THE PUBLIC
12. GENERAL BUSINESS
13. ADJOURNMENT

Time: _____

BOROUGH OF KENILWORTH
CONSENT AGENDA – May 13, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Richard J. Puto and seconded by Council Member N. M...

Consent Agenda:

2. That all bills be paid when properly audited and funds are available
3. Authorize Refund of maintenance deposit, T-03-56-852-001, \$1,375
4. Authorize Refund of maintenance deposit, T-03-56-852-002, \$1,000
5. Authorize Refund of Overpayment of Taxes, B137, L17 \$2,577.60
6. Authorize Refund of Overpayment of Taxes, B98, L20 \$1,941.03
7. Appointing Clerk/Finance Secretary, Darlene Candarella
8. Authorizing Submittal of UC Infrastructure and Municipal Grant applications for year 2015
9. Appoint Christopher Pallitto Class #4 Member to Planning Board
10. Declaring the week of May 10, 2015 to May 16, 2015 as Police & Corrections Officers Week and May 15th as Peace Officers Memorial Day
11. Appointing Summer Recreation Counselors

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca						✓
Councilwoman Toni Giordano						
Councilman Brian Joho						
Councilman Richard LoForte	✓		✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J. May 13, 2015

Introduced by: Brian Joho

Seconded by: Rafael M. M. M.

BE IT HEREBY RESOLVED, that the Governing Body of the Borough of Kenilworth does hereby approve the following as the Budget for the year 2015. The total appropriation is \$15,258,164.38

Approved: Fred Pugliese

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca						✓
Councilwoman Toni Giordano						✓
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko		✓	✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

2015 MUNICIPAL BUDGET

Municipal Budget of the _____ Borough _____ of _____ Kenilworth _____, County of _____ Union _____ for the Fiscal Year 2015.

It is hereby certified that the Budget and Capital Budget annexed hereto and hereby made a part hereof is a true copy of the Budget and Capital Budget approved by resolution of the Governing Body on the _____ 11th _____ day of _____ March _____, 2015 and that public advertisement will be made in accordance with the provisions of N.J.S. 40A:4-6 and N.J.A.C. 5:30-4.4(d).

Certified by me, this _____ 11th _____ day of _____ March _____, 2015

Laura Reinertsen
Clerk
567 Boulevard
Address
Kenilworth, New Jersey 07033
Address
(908) 276-9090
Phone Number

It is hereby certified that the approved Budget annexed hereto and hereby made a part is an exact copy of the original on file with the Clerk of the Governing Body, that all additions are correct, all statements contained herein are in proof, and the total of anticipated revenues equals the total of appropriations.

Certified by me, this _____ 11th _____ day of _____ March _____, 2015

James Cerullo
Registered Municipal Accountant
401 Wanaque Avenue
Address

Pompton Lakes, N. J. 07442

Address
(973) 835-7900
Phone Number

It is hereby certified that the approved Budget annexed hereto and hereby made a part is an exact copy of the original on file with the Clerk of the Governing Body, that all additions are correct, all statements contained herein are in proof, and the total of anticipated revenues equals the total of appropriations and the budget is in full compliance with the Local Budget Law, N.J.S. 40A:4-1 et seq.

Certified by me, this _____ 11th _____ day of _____ March _____, 2015

Robert F. Ordway
Chief Financial Officer

DO NOT USE THESE SPACES

CERTIFICATION OF ADOPTED BUDGET

(Do not advertise this Certification form)

It is hereby certified that the amount to be raised by taxation for local purposes has been compared with the approved Budget previously certified by me and any changes required as a condition to such approval have been made. The adopted budget is certified with respect to the foregoing only.

STATE OF NEW JERSEY
Department of Community Affairs
Director of the Division of Local Government Services

Dated: _____ 2015 By: _____

CERTIFICATION OF APPROVED BUDGET

It is hereby certified that the Approved Budget made part hereof complies with the requirements of law, an approval is given pursuant to N.J.S. 40A:4-79.

STATE OF NEW JERSEY
Department of Community Affairs
Director of the Division of Local Government Services

Dated: _____ 2015 By: _____

COMMENTS OR CHANGES REQUIRED AS A CONDITION OF CERTIFICATION OF DIRECTOR OF LOCAL GOVERNMENT SERVICE:

The changes or comments which follow must be considered in connection with further action on this budget.

Borough of Kenilworth, County of Union

MUNICIPAL BUDGET NOTICE

Section 1.

Municipal Budget of the Borough of Kenilworth, County of Union for the Fiscal year 2015

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2015;

Be it Further Resolved, that said Budget be published in the Cranford Chronicle

In the issue of April 10, 2015

The Governing Body of the Borough of Kenilworth does hereby approve the following as the Budget for the year 2015:

RECORDED VOTE

(Insert last name)

Ayes (

Nays (

Abstained (

Absent (

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Borough of Kenilworth, County of Union, on March 11, 2015.
A hearing on the Budget and Tax Resolution will be held at The Municipal Building, on April 22, 2015 at 7:30 o'clock P.M. at which time and place objections to said Budget and Tax Resolution for the year 2015 may be presented by taxpayers or other interested persons.

SECTION 2 - UPON ADOPTION FOR YEAR 2015

(Only to be Included in the Budget as Finally Adopted)

RESOLUTION

Be It Resolved by the Borough Council of the Borough of Kenilworth
of the County of Union that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation
for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

(a) \$11,028,843.00 (Item 2 below) for municipal purposes, and
(b) _____ (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
(c) _____ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in
Type II School Districts only (N.J.S.A. 18:9-3) and the certification to the County Board of Taxation of
the following summary of general revenues and appropriations.
(d) _____ (Sheet 43) Open Space, Recreation, Farmland, Preservation Trust Fund
(e) \$474,847.38 (Item 5 below) Minimum Library Levy (R.S. 40:54-8 et seq.)

RECORDED VOTE
(Insert last name)

Ayes { JOHO {
{ LOFORTE {
{ MARESKO {
{ MASCIARO {
{ _____ {
{ _____ {

Nays {
{
{
{
{
{

Abstained {
{
{
{
{
{

Absent { DELUXA {
{ GIORDANO* {
{ _____ {
{ _____ {

SUMMARY OF REVENUES

1. General Revenues		* RESIGNED	
Surplus Anticipated		08-100	1,078,700.00
Miscellaneous Revenues Anticipated		13-099	2,380,774.00
Receipts from Delinquent Taxes		15-499	295,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)		07-190	11,028,843.00
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 42	07-195		
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191		
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191		
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY	07-192		474,847.38
Total Revenues	13-299		15,258,164.38

SUMMARY OF APPROPRIATIONS

6. GENERAL APPROPRIATIONS:	XXXXXX	XXXXXXXXXXXXXX
Within "CAPS"	XXXXXX	XXXXXXXXXXXXXX
(a&b) Operations Including Contingent	34-201	10,697,281.06
(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	1,150,750.00
(g) Cash Deficit	46-885	
Excluded from "CAPS"	XXXXXX	XXXXXXXXXXXXXX
(a) Operations - Total Operations Excluded from "CAPS"	34-305	1,313,133.32
(c) Capital Improvements	44-999	265,000.00
(d) Municipal Debt Service	45-999	1,017,000.00
(e) Deferred Charges - Municipal	46-99	
(f) Judgements	37-480	
(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40A:48-17.1 & 17.3)	29-405	
(g) Cash Deficit	46-885	
(k) For Local District School Purposes	29-410	
(m) Reserve for Uncollected Taxes (Include Other Reserves if any)	50-899	815,000.00
7. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S.A. 40A:4-13)	07-195	
Total Appropriations	34-499	15,258,164.38

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 13th day of May 2015. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2015 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 13th day of May 2015, _____, Clerk.

Signature

2015 MUNICIPAL BUDGET

Municipal Budget of the _____ Borough _____ of _____ Kenilworth _____, County of _____ Union _____ for the Fiscal Year 2015.

It is hereby certified that the Budget and Capital Budget annexed hereto and hereby made a part hereof is a true copy of the Budget and Capital Budget approved by resolution of the Governing Body on the _____ 11th _____ day of _____ March _____, 2015 and that public advertisement will be made in accordance with the provisions of N.J.S. 40A:4-6 and N.J.A.C. 5:30-4.4(d).

Certified by me, this _____ 11th _____ day of _____ March _____, 2015

Laura Reinertsen
Clerk
567 Boulevard
Address
Kenilworth, New Jersey 07033
Address
(908) 276-9090
Phone Number

It is hereby certified that the approved Budget annexed hereto and hereby made a part is an exact copy of the original on file with the Clerk of the Governing Body, that all additions are correct, all statements contained herein are in proof, and the total of anticipated revenues equals the total of appropriations.

Certified by me, this _____ 11th _____ day of _____ March _____, 2015

James Cerullo James Cerullo
Registered Municipal Accountant
401 Wanaque Avenue
Address

Pompton Lakes, N. J. 07442
Address
(973) 835-7900
Phone Number

It is hereby certified that the approved Budget annexed hereto and hereby made a part is an exact copy of the original on file with the Clerk of the Governing Body, that all additions are correct, all statements contained herein are in proof, and the total of anticipated revenues equals the total of appropriations and the budget is in full compliance with the Local Budget Law, N.J.S. 40A:4-1 et seq.

Certified by me, this _____ 11th _____ day of _____ March _____, 2015

Robert F. Ordway
Chief Financial Officer

DO NOT USE THESE SPACES

CERTIFICATION OF ADOPTED BUDGET

(Do not advertise this Certification form)

CERTIFICATION OF APPROVED BUDGET

It is hereby certified that the amount to be raised by taxation for local purposes has been compared with the approved Budget previously certified by me and any changes required as a condition to such approval have been made. The adopted budget is certified with respect to the foregoing only.

STATE OF NEW JERSEY
Department of Community Affairs
Director of the Division of Local Government Services

Dated: _____ 2015 By: _____

It is hereby certified that the Approved Budget made part hereof complies with the requirements of law, an approval is given pursuant to N.J.S. 40A:4-79.

STATE OF NEW JERSEY
Department of Community Affairs
Director of the Division of Local Government Services

Dated: _____ 2015 By: _____

Borough of Kenilworth , County of Union

Sheet 1a

MUNICIPAL BUDGET NOTICE

Section 1.

Municipal Budget of the Borough of Kenilworth, County of Union for the Fiscal year 2015

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2015;

Be it Further Resolved, that said Budget be published in the Cranford Chronicle

In the issue of April 10, 2015

The Governing Body of the Borough of Kenilworth does hereby approve the following as the Budget for the year 2015:

RECORDED VOTE

(Insert last name)

Ayes (

Nays (

Abstained (

Absent (

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Borough of Kenilworth, County of Union, on March 11, 2015.

A hearing on the Budget and Tax Resolution will be held at The Municipal Building, on April 22, 2015 at 7:30 o'clock P.M. at which time and place objections to said Budget and Tax Resolution for the year 2015 may be presented by taxpayers or other interested persons.

SECTION 2 - UPON ADOPTION FOR YEAR 2015

(Only to be Included in the Budget as Finally Adopted)

RESOLUTION

Be It Resolved by the Borough Council of the Borough of Kenilworth
of the County of Union that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation
for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$11,028,843.00 (Item 2 below) for municipal purposes, and
- (b) _____ (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
- (c) _____ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in
Type II School Districts only (N.J.S.A. 18:9-3) and the certification to the County Board of Taxation of
the following summary of general revenues and appropriations.
- (d) _____ (Sheet 43) Open Space, Recreation, Farmland, Preservation Trust Fund
- (e) \$474,847.38 (Item 5 below) Minimum Library Levy (R.S. 40:54-8 et seq.)

RECORDED VOTE
(Insert last name)

Ayes { SOHO {
 { LOFORTE {
 { MARESCO Nays {
 { MASCARD {
 { _____ {
 { _____ {

Abstained {
 {
 {

Absent { DELUXA
 { GIORDANO*
 {

SUMMARY OF REVENUES

1. General Revenues		* DESIGNED	
Surplus Anticipated		08-100	1,078,700.00
Miscellaneous Revenues Anticipated		13-099	2,380,774.00
Receipts from Delinquent Taxes		15-499	295,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)		07-190	11,028,843.00
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 42	07-195		
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191		
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191		
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY	07-192		474,847.38
Total Revenues	13-299		15,258,164.38

SUMMARY OF APPROPRIATIONS

6. GENERAL APPROPRIATIONS:	XXXXXX	XXXXXXXXXXXXXX
Within "CAPS"	XXXXXX	XXXXXXXXXXXXXX
(a&b) Operations Including Contingent	34-201	10,697,281.06
(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	1,150,750.00
(g) Cash Deficit	46-885	
Excluded from "CAPS"	XXXXXX	XXXXXXXXXXXXXX
(a) Operations - Total Operations Excluded from "CAPS"	34-305	1,313,133.32
(c) Capital Improvements	44-999	265,000.00
(d) Municipal Debt Service	45-999	1,017,000.00
(e) Deferred Charges - Municipal	46-99	
(f) Judgements	37-480	
(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40A:48-17.1 & 17.3)	29-405	
(g) Cash Deficit	46-885	
(k) For Local District School Purposes	29-410	
(m) Reserve for Uncollected Taxes (Include Other Reserves if any)	50-899	815,000.00
7. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S.A. 40A:4-13)	07-195	
Total Appropriations	34-499	15,258,164.38

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 13th day of May 2015. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2015 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 13th day of May 2015, _____, Clerk.

Signature

RESOLUTION

No. 2

Kenilworth, N.J. May 13, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca						<input checked="" type="checkbox"/>
Councilwoman Toni Giordano						
Councilman Brian Joho			<input checked="" type="checkbox"/>			
Councilman Richard LoForte	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilwoman Barbara Macecsko			<input checked="" type="checkbox"/>			
Councilman Nicholas Mascaro		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J. May 13, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, on February 6, 2014, Elshiekh Enterprises, LLC paid a \$1,375.00 cash maintenance guarantee to the Borough of Kenilworth for a road opening at 246 North 8th Street, Kenilworth, NJ, and;

WHEREAS, the project has been completed, and;

WHEREAS, an inspection was conducted by Anthony Gallerano, P.E. from Harbor Engineering and he has approved the release of the maintenance deposit.

NOW, THEREFORE BE IT RESOLVED that the Treasurer is hereby authorized to issue a warrant for a refund as stated below.

<u>Payable To:</u>	<u>Amount</u>
Elshiekh Enterprises, LLC	\$ 1,375.00
12 Via Vitale	
Kenilworth, NJ 07033	
TOTAL	\$ 1,375.00

T-03-56-852-001

Approved: _____

Fred Pugliese, Mayor

	ABSENT	ABSTAIN	NAYS	AYES	SECONDED	MOVED
Councilman Anthony DeLuca						
Councilwoman Toni Giordano						
Councilman Brian Joho						
Councilman Richard LoForte						
Councilwoman Barbara Macecsko						
Councilman Nicholas Mascaro						
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

Kenilworth, N.J. May 13, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, on February 6, 2014, Elshiekh Enterprises, LLC paid a \$1,000.00 cash maintenance guarantee to the Borough of Kenilworth for a road opening at 246 North 8th Street, Kenilworth, NJ, and;

WHEREAS, the project has been completed, and;

WHEREAS, an inspection was conducted by Anthony Gallerano, P.E. from Harbor Engineering and he has approved the release of the maintenance deposit.

NOW, THEREFORE BE IT RESOLVED that the Treasurer is hereby authorized to issue a warrant for a refund as stated below.

<u>Payable To:</u>	<u>Amount</u>
Elshiekh Enterprises, LLC	\$ 1,000.00
12 Via Vitale	
Kenilworth, NJ 07033	
TOTAL	\$ 1,000.00

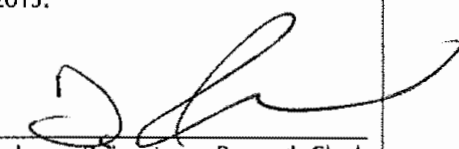
T-03-56-852-002

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca						
Councilwoman Toni Giordano						
Councilman Brian Joho						
Councilman Richard LoForte						
Councilwoman Barbara Macecsko						
Councilman Nicholas Mascaro						
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J. May 13, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, CoreLogic Tax Services paid the property taxes for the 2nd quarter of 2015 for the property located at 576 Richfield Avenue, Kenilworth, NJ, and;

WHEREAS, the property owners, Joseph and Yesenia Alves also paid the property taxes for the 2nd quarter of 2015 for the same property, and;

WHEREAS, this resulted in the overpayment of taxes for the 2nd quarter of 2015 in the amount of \$2,577.60, and;

WHEREAS, the property owners, Joseph and Yesenia Alves, have requested that the overpayment be refunded to them.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
137	17	Joseph and Yesenia Alves 576 Richfield Avenue Kenilworth, NJ 07033	\$ 2,577.60
TOTAL \$ 2,577.60			

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca						
Councilwoman Toni Giordano						
Councilman Brian Joho						
Councilman Richard LoForte						
Councilwoman Barbara Macecsko						
Councilman Nicholas Mascaro						
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

Kenilworth, N.J. May 13, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, CoreLogic Tax Service paid the property taxes for the 2nd quarter of 2015 for the property located at 308 Lincoln Drive, Kenilworth, NJ, and;

WHEREAS, a refinance closing attorney also paid the 2nd quarter of 2015 for this property, and;

WHEREAS, this resulted in the overpayment of taxes for the 2nd quarter of 2015 in the amount of \$1,941.03, and;

WHEREAS, the closing attorney has requested that the overpayment be refunded to the property owner.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
98	20	James and Elizabeth Hannon 308 Lincoln Drive Kenilworth, NJ 07033	\$ 1,941.03
			TOTAL \$ 1,941.03

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015. _____ Laura Reinertsen, Borough Clerk
Councilman Anthony DeLuca							
Councilwoman Toni Giordano							
Councilman Brian Joho				✓			
Councilman Richard LoForte	✓		✓	✓			
Councilwoman Barbara Macecsko			✓	✓			
Councilman Nicholas Mascaro			✓	✓			
ON CONSENT AGENDA	Yes	✓	No				

RESOLUTION

No. 7

Kenilworth, N.J. May 13, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: that Darlene Candarella be appointed as:

Clerk/Finance Secretary

at a salary of \$30,000.00, effective as of May 26, 2015.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca						
Councilwoman Toni Giordano						
Councilman Brian Joho						
Councilman Richard LoForte	✓		✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

Kenilworth, N.J. May 13, 2015

Introduced by: _____

Seconded by: _____

ON CONSENT AGENDA

WHEREAS, the Union County Board of Chosen Freeholders has announced the creation of the Union County Infrastructure and Municipal Aid Grant Program for 2015; and,

WHEREAS, this grant is designed to stimulate the development of local projects of economic, social, transport and governmental importance to local municipalities; and

WHEREAS, the Borough of Kenilworth agrees to conform the with the terms and conditions of this important matching grant opportunity; and

WHEREAS, the Mayor and Council of the Borough of Kenilworth County of Union State of New Jersey do hereby authorize the following grant applications, prioritized in the order listed below:

1. Borough Hall Rehabilitation.....\$36,000.00
2. Recreation Building Rehabilitation and Roof Replacement.....\$45,465.00
3. Roadway Rehabilitation.....\$162,174.15

NOW THEREFORE, BE IT RESOLVED THAT, the Mayor and Clerk are authorized to submit this grant on behalf of the Borough of Kenilworth; and

BE IT FURTHER RESOLVED, that the Mayor and Council find this project to be in the public interest by serving a much needed public purpose and therefore worthy of funding by the Union County Infrastructure and Municipal Aid grant program for 2015; and

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca						
Councilwoman Toni Giordano						
Councilman Brian Joho						
Councilman Richard LoForte						
Councilwoman Barbara Macecsko						
Councilman Nicholas Mascaro						
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

Kenilworth, N.J. May 13, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: that the Mayor's appointment of:

Christopher Pallitto as Class #4, for the unexpired term ending 12/31/15

To the Planning Board; be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca						
Councilwoman Toni Giordano						
Councilman Brian Joho						
Councilman Richard LoForte	✓					
Councilwoman Barbara Macecsko						
Councilman Nicholas Mascaro						
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

Kenilworth, N.J. May 13, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

**May 10, 2015 through May 16, 2015 as Police and Correction Officers Week and
May 15, 2015 as Peace Officers Memorial Day**

WHEREAS, the Congress and President of the United States designated May 15 as Peace Officers' Memorial Day, and the week in which May 15 falls as National Police Week; and

WHEREAS, the residents of Borough of Kenilworth, County of Union, State of New Jersey, and of these United States, should understand and appreciate the duties, dedication, commitment, and courage of Police and Corrections Officers throughout our great nation; and

WHEREAS; the men and women of the Kenilworth Police Department provide an essential service to the public, endeavor to enhance the quality of life in our community, safeguard individual rights, pursue justice, and create public safety as part of their duty and ongoing mission to protect and serve all of the residents of the Borough of Kenilworth; and

WHEREAS, the Mayor and Council wish to acknowledge and hereby proclaim our deepest appreciation for the dangers faced by the men and women of the Kenilworth Police Department and for the many sacrifices that they and their families make to protect the residents of Kenilworth; and

WHEREAS, the Mayor and Council wishes to honor, and express their utmost respect and heartfelt gratitude to all the members of law enforcement agencies throughout our state and these United States, as well as to all the men and women that serve and protect the residents of the Borough of Kenilworth; and

WHEREAS, the Mayor and Council wishes during Peace officers Memorial Week and on Peace Officers' Memorial Day to honor, in particular, all those Police and Corrections Officers, and their families, who exemplifying the sacrifices, courage, and dedication of law enforcement officers everywhere, have been injured or lost their lives in the line of duty; and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council hereby declares the week of **May 10, 2015 through May 16, 2015 as Police and Correction Officers Week and May 15, 2015 as Peace Officers Memorial Day** with deep appreciation and to honor all Police and Corrections Officers, past and present, who have served in Kenilworth, and in memory of all Police and Correction Officers who have made the ultimate sacrifice while serving their community and protecting the residents of their respective communities across the nation.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca						
Councilwoman Toni Giordano						
Councilman Brian Joho						
Councilman Richard LoForte	✓					
Councilwoman Barbara Macecsko						
Councilman Nicholas Mascaro						
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

Kenilworth, N.J. May 13, 2015

Introduced by: _____

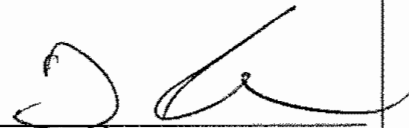
Seconded by: _____

BE IT HEREBY RESOLVED: That the following be employed as Recreation Summer Playground workers from June 22, 2015 through August 14, 2015, pending successful completion of requisite background checks:

Name	Title	Rate
Pat Boyle	Camp Director	\$ 450.00 per week
Kristin Boyle	Head Counselor	\$ 420.00 per week
Caitlyn Martin	Assist. Head Counselor	\$ 420.00 per week
Laura Kratzer	Counselor - Start Jun 24 th	\$ 10.00 per hour
Kelli Grochocki	Counselor	\$ 10.00 per hour
Jenna Clementi	Counselor	\$ 10.00 per hour
Melissa Stryker	Counselor	\$ 9.00 per hour
Ashley Barnansky	Counselor	\$ 9.00 per hour
Alison Urban	Counselor	\$ 8.00 per hour*
Dani Mauro	Counselor	\$ 8.00 per hour*
Jake Santos	Counselor	\$ 8.00 per hour*
Juan Martinez	Counselor	\$ 8.00 per hour*
Dylan Zickgraf	Counselor	\$ 8.00 per hour*
Brianna McCray	Counselor	\$ 8.00 per hour*
Gabriella Angrisano	Part Time Assist. Counselor	\$ 8.00 per hour*
Daniella Angrisano	Part Time Assist. Counselor	\$ 8.00 per hour*
Salma Elmahal	Part Time Assist. Counselor	\$ 8.00 per hour*
Nichole Layden	After Care Counselor	\$ 10.00 per hour
Amber Layden	After Care Counselor	\$ 9.00 per hour

* SUBCHAPTER 3 12:56-3.2 Exemption from the statutory minimum wage rates

Approved: 
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015.  Laura Reinertsen, Borough Clerk
Councilman Anthony DeLuca							
Councilwoman Toni Giordano							
Councilman Brian Joho							
Councilman Richard LoForte							
Councilwoman Barbara Macecsko							
Councilman Nicholas Mascaro							
ON CONSENT AGENDA	Yes	No					

RESOLUTION

No. 12

Kenilworth, N.J. May 13, 2015

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance entitled:

Bond Ordinance To Authorize The Making Of Various Public Improvements And The Acquisition Of New Additional Or Replacement Equipment And Machinery, New Communication And Signal Systems Equipment, New Information Technology Equipment, New Additional Furnishings And A New Fire Engine (Partial Funding) And New Automotive Vehicles, Including Original Apparatus And Equipment, In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, To Appropriate The Sum Of \$906,000 To Pay The Cost Thereof, To Make A Down Payment, To Authorize The Issuance Of Bonds To Finance Such Appropriation And To Provide For The Issuance Of Bond Anticipation Notes In Anticipation Of The Issuance Of Such Bonds.

Was introduced and approved on first reading, at the regular meeting of the Borough Council on April 22, 2015 and approved for final passage at the regular meeting of the Borough Council of May 13, 2015 after all persons interested were given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its final adoption.

Approved: [Signature]

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca						<input checked="" type="checkbox"/>
Councilwoman Toni Giordano						
Councilman Brian Joho		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
Councilman Richard LoForte			<input checked="" type="checkbox"/>			
Councilwoman Barbara Macecsko	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Nicholas Mascaro			<input checked="" type="checkbox"/>			
ON CONSENT AGENDA	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-04**

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT, NEW ADDITIONAL FURNISHINGS AND A NEW FIRE ENGINE (PARTIAL FUNDING) AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$906,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of Kenilworth, in the County of Union, State of New Jersey, as follows:

Section 1. The Borough of Kenilworth, in the County of Union, State of New Jersey (the "Borough") is hereby authorized to make various public improvements and to acquire new additional or replacement equipment and machinery, new communication and signal systems equipment, new information technology equipment, new additional furnishings and a new fire engine (partial funding) and new automotive vehicles, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. The cost of the improvements includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Undertaking of various improvements to public buildings and property, including, but not limited to, renovation of the Borough Hall. It is hereby determined and stated that the public buildings being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$ 25,000
Down Payment Appropriated	\$ 1,200
Bonds and Notes Authorized	\$ 23,800

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-04**

C. Installation of playground equipment at various parks.

Appropriation and Estimated Cost	\$ 25,000
Down Payment Appropriated	\$ 1,200
Bonds and Notes Authorized	\$ 23,800
Period of Usefulness	15 years

D. Partial funding for the acquisition of new additional or replacement equipment and machinery and new automotive vehicles, including original apparatus and equipment, for the use of the Department of Public Works consisting of (i) a leaf collector, (ii) a sanitation truck, (iii) a street sweeper and (iv) a dump truck.

Appropriation and Estimated Cost	\$ 96,000
Down Payment Appropriated	\$ 4,800
Bonds and Notes Authorized	\$ 91,200
Period of Usefulness	5 years

E. Partial funding for the acquisition of a new pumper fire engine, including original apparatus and equipment.

Appropriation and Estimated Cost	\$140,000
Down Payment Appropriated	\$ 6,700
Bonds and Notes Authorized	\$133,300
Period of Usefulness	10 years

F. (i) Installation of flooring at the Police Department and (ii) acquisition of new additional or replacement equipment and machinery, new information technology equipment, new communication and signal systems equipment, new additional furnishings and new automotive vehicles, including original apparatus and equipment, for the use of the Police Department consisting of (a) various computer equipment, (b) SUVs, (c) furniture, (d) backup dispatch center equipment, (e) a generator transfer switch, (f) a photocopier, (g) firearms and (h) tactical equipment.

Appropriation and Estimated Cost	\$148,000
Down Payment Appropriated	\$ 7,600
Bonds and Notes Authorized	\$140,400
Period of Usefulness	5 years

G. Undertaking of the 2015 Capital Road Improvement Program (including roadway reconstruction and resurfacing, and the undertaking of the following, where necessary: repair of the storm drainage system, construction or reconstruction of curbs, sidewalks and driveway aprons and the making of landscaping improvements), as set forth on a list prepared by the Borough Engineer on file or to be placed on file with the Borough Clerk, and hereby approved as if set forth herein in full. Depending upon the contract price and other exigent circumstances, and upon approval by the Borough Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads to be improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

Appropriation and Estimated Cost	\$462,000
Down Payment Appropriated	\$ 22,000
Bonds and Notes Authorized	\$440,000
Period of Usefulness	10 years

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-04**

adopted for said Borough, are now available to finance said purposes. The sum of \$44,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$862,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$862,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 8.87 years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$862,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from private parties, the County of Union, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 14. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-04**

Fred Pugliese, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
						ANTHONY DELUCA						
						TONI GIORDANO						
						BRIAN JOHO						
						RICHARD LOFORTE						
						BARBARA MACECSKO						
						NICHOLAS MASCARO						
Introduced:						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
April 22, 2015												
Final Adoption:						<div align="right">_____ Laura Reinertsen, Borough Clerk</div>						
May 13, 2015												

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



MAY 27, 2015 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session of May 12, 2015, and the Regular Council Meeting of May 13, 2015
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - Requests for block parties: Newark Avenue and Lexington Avenue
 - Clean Communities Grant check was received for \$15,295.45
 - Invitation was received for Mayor and Council to attend Memorial Day Services at the VFW on May 25, 2015 at 11:00 am.
 - Audit Report was received from Rahway Valley Sewerage Authority for years 2013 & 2014
 - Kenilworth Municipal Republican Committee – Candidates for vacancy
 - KVFD – 2015 Clothing Allowance Request
6. PROCLAMATION Retirement of Patricia Howarth
7. REPORT OF COMMITTEES
8. BOROUGH RESOLUTIONS

CONSENT AGENDA:

 1. That all bills be paid when properly audited and funds are available.
 2. Resolution authorizing Refund of Overpayment of Taxes for \$176.76, Block 72, Lot 9
 3. Resolution authorizing the Payroll Department to pay Terminal Leave to retiring Finance Clerk Pat Howarth on 25 years of service.
 4. Resolution authorizing Clothing Allowance for Kenilworth Volunteer Fire Department - \$58,163.25.
 5. In Support of the NJ Highlands Protection & Planning Act

 6. Appointing Councilperson to Unexpired Term
 7. Appointing Council President
10. ORDINANCES None Presented
11. MEETING OPEN TO THE PUBLIC
12. GENERAL BUSINESS
13. ADJOURNMENT

Time: _____

BOROUGH OF KENILWORTH
CONSENT AGENDA – May 27, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Barbara J. Macecsko

and seconded by Council Member

Anthony DeLuca

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Authorize Refund of Overpayment of Taxes, B72, L9 \$176.76
3. Authorize Payment of Time Due for Retiring Employee - P. Howarth
4. Authorize Payment of KVFD Clothing Allowance - \$58,163.25
5. In Support of the NJ Highlands Water Protection & Planning Act
6. Appointing Rose DeLuca & Michele Wewena to the Recreation Committee

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca						
Councilman Candella						
Councilman Brian Joho						
Councilman Richard LoForte						
Councilwoman Barbara Macecsko						
Councilman Nicholas Mascaro						
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 27, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J. May 27, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓	✓		
Councilman Candace Hall				✓		
Councilman Brian Joho						✓
Councilman Richard LoForte				✓		
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 27, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J. May 27, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, CoreLogic Tax Services paid the property taxes for the 2nd quarter of 2015 for the property located at 39 North 7th Street, Kenilworth, NJ, and;

WHEREAS, the property owner, Danielle Cantwell also made a partial payment of the property taxes for the 2nd quarter of 2015 for the same property, and;

WHEREAS, this resulted in the overpayment of taxes for the 2nd quarter of 2015 in the amount of \$176.76, and;

WHEREAS, the property owner, Danielle Cantwell, has requested that the overpayment be refunded to her.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
72	9	Danielle Cantwell 39 North 7 th Street Kenilworth, NJ 07033	\$ 176.76
TOTAL			\$ 176.76

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 27, 2015. _____ Laura Reinertsen, Borough Clerk
Councilman Anthony DeLuca		✓	✓				
Councilman Candarella			✓				
Councilman Brian Joho						✓	
Councilman Richard LoForte				✓			
Councilwoman Barbara Macecsko	✓		✓				
Councilman Nicholas Mascaro						✓	
ON CONSENT AGENDA	Yes	✓	No				

RESOLUTION

No. 3

Kenilworth, N.J. May 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

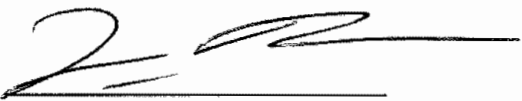
WHEREAS, Patricia Howarth, hired on October 11, 1989, has notified the Borough of Kenilworth of her intention to retire effective May 31, 2015; and

WHEREAS, Patricia Howarth is entitled to 50.65 days of Terminal Leave pay based on her 25 years, 7.75 months for a total of \$9,005.57; and

WHEREAS, Patricia Howarth is entitled to 5 days of unused vacation time at a rate of \$177.80 per day for a total of \$889.


NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make the payment of \$9,894.57, as indicated above based on a final calculation upon her retirement.

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.

Approved: 
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca		✓	✓			
Councilman Candarella			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 26, 2015.


Laura Reinertsen, Borough Clerk

FD#	NAME	RANK	ADDRESS	TOTAL
04	KRILL, D	FF		\$ 613.00
07	GIORDINO, L	CHIEF	10 DORSET DR. KENILWORTH, NJ 07033	\$ 4,225.00
8	ALVAREZ	FF	100 S. 19TH ST. KENILWORTH, NJ 07033	\$ 617.50
10	CARSON, B	FF	241 N 9TH ST. KENILWORTH, NJ 07033	\$ 130.50
11	VITALE, E	FF	310 N 12TH ST. KENILWORTH, NJ 07033	\$ 930.00
13	LUEDDEKE	FF	302 FAITOUTE AVE. KENILWORTH, NJ 07033	\$ 1,084.50
14	MAURO, J	B/C	39 N 13TH ST. KENILWORTH, NJ 07033	\$ 3,200.00
15	COWPER, J	EMT	247 GLOBE AVE 2ND FL. UNION, NJ 07083	\$ 928.00
16	DAYS, J	EMT	304 MONROE AVE APT 2 KENILWORTH, NJ 07033	\$ 2,857.00
17	MCHALE, J	FF	223 N 15TH ST. KENILWORTH, NJ 07033	\$ 1,800.00
20	HANNON JR, J	LT	308 LINCOLN DR. KENILWORTH, NJ 07033	\$ 2,299.00
22	SANTIAGO	FF	564 NEWARK AVE APT 2 KENILWORTH, NJ 07033	\$ 890.25
23	PADULA, J	FF	65 S 20TH ST. KENILWORTH, NJ 07033	\$ 930.00
25	HOWARTH, B	CAPT	815 FILBERT ST ROSELLE PARK NJ 07204	\$ 1,293.50
26	DEANGELIS, T	FF	105 COUNTY PARK DR. CRANFORD, NJ 07016	\$ 272.25
28	FUGETT, J	FF	21 N 6TH ST. KENILWORTH, NJ 07033	\$ 930.00
29	TIEMANN, R	EMT	684 THOREAU TERR. UNION, NJ 07083	\$ 774.00
32	PETERS, A	FF	531 MONROE AVE. KENILWORTH, NJ 07033	\$ 2,500.00
35	GELSLEICHTER, M	EMT	29 N 19TH ST. KENILWORTH, NJ 07033	\$ 79.50
36	DELUCA, A	CAPT	36 N 13TH ST. KENILWORTH, NJ 07033	\$ 1,607.25
37	O'BRIEN	FF	38 N 8TH ST. 2ND FL KENILWORTH, NJ 07033	\$ 2,004.00
42	LEVCHUK, R	FF	79 PARK DR. KENILWORTH, NJ 07033	\$ 827.25
43	BARRY	FF	366 PRINCETON AVE. UNION, NJ 07083	\$ 411.00
44	MEJIA, S	EMT	732 FAITOUTE AVE. KENILWORTH, NJ 07033	\$ 626.25
46	SCUDERI, M	B/C	40 S 22ND ST. KENILWORTH, NJ 07033	\$ 2,406.00
47	SPRANGER, D	EMT	321 N 22ND ST. KENILWORTH, NJ 07033	\$ 1,882.00
48	KRUEGER, W	D/C	68 S MICHIGAN AVE. KENILWORTH, NJ 07033	\$ 2,364.00
49	BELL, D	LT	425 N 15TH ST. KENILWORTH, NJ 07033	\$ 1,539.50
50	RUGGIERO, A	FF	1126 EDGEWOOD RD. ELIZABETH, NJ 07208	\$ 930.00
51	HANNON III, J	FF	308 LINCOLN DR. KENILWORTH, NJ 07033	\$ 1,859.75
53	LAGRUTH, D	FF	366 FRANKLIN AVE. KENILWORTH, NJ 07033	\$ 1,784.00
54	RICHARDSON	FF	33 BURCHFIELD AVE. CRANFORD, NJ 07086	\$ 807.00
55	KELLY, T	FF	309 STOCKTON AVE. UNION, NJ 07083	\$ 624.00
56	KELLY, S	CAPT	322 ASHWOOD AVE. KENILWORTH, NJ 07033	\$ 2,300.75
57	GIORDINO, C	EMT	10 DORSET DR. KENILWORTH, NJ 07033	\$ 738.00
58	ZACH, J	FF	108 EDGEWOOD RD. CRANFORD, NJ 07016	\$ 1,069.50
60	PETERS, J	FF	1526 CORNELL DR. LINDEN, NJ 07036	\$ 301.50
96	CANTALUPO, J	FF	730 CLINTON AVE. KENILWORTH, NJ 07033	\$ 930.00
104	SUFFILL	EMT	270 BOULEVARD KENILWORTH, NJ 07033	\$ 1,047.25
105	LOTFY, A	EMT	724 CLINTON AVE. KENILWORTH, NJ 07033	\$ 1,068.00
107	OKONIEWSKI, J	EMT	1587 SPRINGFIELD AVE. CRANFORD, NJ 07016	\$ 1,114.75
108	ARIAS, J	EMT	124 MARY ALICE COURT, UNION, NJ 07083	\$ 1,143.00
109	ADUBATO, J	EMT	1587 SPRINGFIELD AVE. CRANFORD, NJ 07016	\$ 1,174.75
111	MATIER, K	EMT	36 N 21ST ST. UNIT B KENILWORTH, NJ 07033	\$ 1,249.75
				\$ 58,163.25

RESOLUTION

No. 4

Kenilworth, N.J. May 27, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the attached list of the Kenilworth Volunteer Fire Department/Rescue Squad members be granted an expense allowance in accordance with the report submitted by Fire Chief Lewis Giordano, in the aggregate amount of \$58,163.25.

CERTIFICATION OF FUNDS

DATE: 5-27-2015

APPROPRIATION:

5-01-25-749-140

R. Ordway
R. Ordway, Treasurer

Approved: Fred Pugliese
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca		✓	✓			
<u>Councilman Candella</u>			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko		✓	✓			
Councilman Nicholas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 27, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J. May 27, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

RESOLUTION OF CONTINUING SUPPORT FOR THE GOALS AND PURPOSES OF THE 2004 HIGHLANDS WATER PROTECTION AND PLANNING ACT

WHEREAS, New Jersey Highlands Water Protection and Planning Act (The Highlands Act) was enacted in order to protect the State's water supplies and other significant resources and

WHEREAS, The Highlands Act was passed with overwhelming bipartisan support in both the New Jersey State Senate and New Jersey State Assembly; and

WHEREAS, subsequently in 2008, the New Jersey Highlands Water Protection and Planning Council adopted the New Jersey Highlands Regional Master Plan, and proceeded with a program for its implementation through a Plan Conformance process.

WHEREAS, the Borough of Kenilworth is a municipality that receives all or a portion of its drinking water from sources within the Highlands Region; and that the Borough of Kenilworth relies on the resources of the Highlands to meet the current and future needs of its residents.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Borough of Kenilworth wishes that it be known that we strongly support the goals, policies and objectives of the 2004 Highlands Water Protection and Planning Act and the Highlands Regional Master Plan.

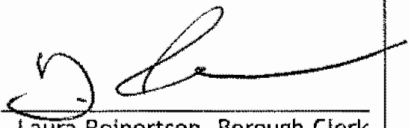
George Stafford, Outreach Director, New Jersey Highlands

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca		✓	✓			
Councilman Candella			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko		✓	✓			
Councilman Nicholas Mascaro						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 13, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

Kenilworth, N.J. May 27, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED that **ROSE DELUCA** and **MICHELE WEWENA** be appointed as a Regular Members to the Kenilworth Recreation Committee for a 3 year term, ending December 31, 2017

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca		✓	✓			
Councilman Castellano			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko		✓	✓			
Councilman Nicholas Mascaro						✓
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 27, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

Kenilworth, N.J. May 27, 2015

Introduced by: Richard LoForte

Seconded by: Brian Joho

Whereas, Councilwoman Toni Giordano has vacated office prior to the December 31, 2015 expiration of her term.

Be It Resolved That, pursuant to N.J.S.A. 40A:16-3. et. Seq., **SAL CANDARELLA** be appointed Councilman and Chairman for Planning, Zoning and Ordinance, of the Borough of Kenilworth for the remainder of the unexpired term.

Approved: Fred Pugliese

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte	✓		✓			
Councilwoman Barbara Macecsko		✓	✓			
Councilman Nicholas Mascaro						✓
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 27, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

Kenilworth, N.J. May 27, 2015

Introduced by: Brian Joho

Seconded by: Richard LoForte


WHEREAS, there is a vacancy for Council President for the remainder of 2015.

BE IT RESOLVED THAT, **Brian Joho** be appointed Council President of the Borough of Kenilworth for 2015, and the same is hereby confirmed.

Approved: 
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Anthony DeLuca			✓			
Councilman Candella			✓			
Councilman Brian Joho						✓
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro						✓
ON CONSENT AGENDA Yes <u> </u> No <u> </u>						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on May 27, 2015.


Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



JUNE 10, 2015 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. PRESENTATION – Certificates of Appreciation
5. MINUTES: Reading of unapproved minutes of the Regular Council Meeting of May 27, 2015
6. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - State of NJ DOT – Authorization to combine grant years 2014 & 2015
 - Union County – Grant Opportunities: Greening UC & Kid's Recreation Trust (emailed to all)
 - Borough Engineer – Recommendation of Award – CDBG YR40 ADA Curb/Ramp Improvements
 - Department reports for May 2015 were received from: The Clerk's Office, Finance Dept., Fire Department, Planning & Zoning, Police Department and Public Works
7. REPORT OF COMMITTEES
8. BOROUGH RESOLUTIONS
 1. Girl Scout Troop #40128 Silver Award Recipients - Presentation

CONSENT AGENDA:

 2. That all bills be paid when properly audited and funds are available
 3. Special Items of Revenue – NJ Transportation Trust Fund \$180,000.00
 4. Special Items of Revenue – Clean Communities Program \$15,295.45
 5. Award Contract to S Brothers for ADA Curb and Ramp Reconstruction \$21,600.00
 6. Authorize Participation in DOD Excess Personal Property Program – LESO Operations
 7. Appoint Planning Board Alternate #4, Dominick Costa, unexpired term 12/31/15
 8. Appoint Alternate School Crossing Guard, Caroline Mcevoy for 2015
 9. Authorize Little League Lease Agreement – 25 Years
10. ORDINANCES

Resolution #____ 1st Reading – 2015-05, Land Use Ordinances of the Borough of Kenilworth, Chapter 225
11. MEETING OPEN TO THE PUBLIC
12. GENERAL BUSINESS
13. ADJOURNMENT

Time: _____

BOROUGH OF KENILWORTH
 CONSENT AGENDA – June 10, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Brian J. Mulla

and seconded by Council Member

Brian J. Mulla

Consent Agenda:

2. That all bills be paid when properly audited and funds are available
3. Special Items of Revenue – NJ Transportation Trust Fund \$180,000.00
4. Special Items of Revenue – Clean Communities Program \$15,295.45
5. Award Contract to S Brothers for ADA Curb and Ramp Reconstruction \$21,600.00
6. Authorize Participation in DOD Excess Personal Property Program – LESO Operations
7. Appoint Planning Board Alternate #4, Dominick Costa, unexpired term 12/31/15
8. Appoint Alternate School Crossing Guard, Caroline Mcevoy for 2015
9. Authorize Little League Lease Agreement – 25 Years

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 10, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J.

June 10, 2015

Introduced by: Bridget J. Miller

Seconded by: Stanley

WHEREAS, eight girls of Kenilworth Girl Scout Troop 40128 have achieved the Silver Award; and

WHEREAS, the Silver Award is achieved by working as a group, successfully completing a Cadette Journey and implementing a service project of at least 50 hours related to the Silver Award as per the guidelines of the Girl Scouts USA; and

WHEREAS, after that, the girls were required to develop a service project demonstrating leadership skills learned and showing a commitment to community and the Girl Scout Promise and Law; and

WHEREAS, the girl scouts of Troop 40128 divided into three (3) teams and developed their own Take Action projects to address identified concerns in their community; and

WHEREAS, Sarah Kossor and Isabel Allocco, working with American Cancer Society, created survivor gift bags and educated the community on the Relay for Life and American Cancer Society work; and

WHEREAS, Isabella Federico, Alyssa Corvelli and Rae Mauro, worked with Salvation Army, collecting over 150 children's Halloween costumes for their distribution closet for underprivileged children enrolled in financial assistance programs and educated the Kenilworth grade school community on Halloween and Fall safety; and

WHEREAS, Hannah Miller, Kaylee Krill and Melody Stubbs, worked with Catherine's Closet, by sponsoring and participating in collections of gently used formal dress for students in need of affordable prom dresses.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Kenilworth congratulate the girls of Troop 40128 on earning their Silver Award and further for demonstrating their community involvement.

Troop 40128 Silver Award Recipients

Isabel Allocco

Alyssa Corvelli

Isabella Federico

Sarah Kossor


Kaylee Krill

Rae Mauro

Hannah Miller

Melody Stubbs

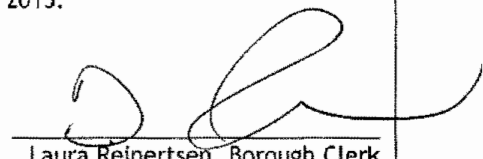
Troop 40897 Leaders - Liz Allocco, Marilyn Federico, Laura Kossor & Sarah Krill

Approved: 

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella						
Councilman Anthony DeLuca						
Councilman Brian Joho						
Councilman Richard LoForte						
Councilwoman Barbara Macecsko						
Councilman Nicholas Mascaro						
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 10, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J.

June 10, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA


BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 10, 2015.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J.

June 10, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

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 municipality when such item 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, the Director may also approve the insertion of any item of appropriation for an equal amount,

WHEREAS, the Borough of Kenilworth wishes to amend its 2015 Budget to include an amount as revenue,

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kenilworth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item in the budget of the year 2015 in the sum of \$180,000.00 which is now available as a revenue from:

Special Items of Capital Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public and Private Revenues Off-Set with Appropriations:

N.J. Transportation Trust Fund Authority Act

BE IT FURTHER RESOLVED that a like sum of \$180,000.00 be and the same is hereby appropriated under the caption of:

Capital Appropriations

(A) Operations - Excluded from CAPS

Public and Private Programs Offset by Revenue

N.J. Transportation Trust Fund Authority Act

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 10, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J.

June 10, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

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 municipality when such item 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, the Director may also approve the insertion of any item of appropriation for an equal amount,

WHEREAS, the Borough of Kenilworth wishes to amend its 2015 Budget to include an amount as revenue,

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kenilworth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item in the budget of the year 2015 in the sum of\$15,295.45

which is now available as a revenue from:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public and Private Revenues Off-Set with Appropriations:

Clean Communities Program

BE IT FURTHER RESOLVED that a like sum of\$15,295.45 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

Public and Private Programs Offset by Revenue

Clean Communities Program

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 10, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J.

June 10, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth was awarded \$20,000.00 for ADA Curb and Ramp Reconstruction through the Union County Community Development Block Grant (CDBG) Revenue Sharing Committee for Year 40; and

WHEREAS, nine (9) requests for proposals were solicited for said project; the borough engineer recommends S Brothers Inc. of Manalapan, NJ at their total quote of \$21,600.00; and

WHEREAS, the Municipal Treasurer has certified as to the availability of funds for this purpose; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby awards a contract to **S Brothers Inc., 16 Sobeckko, Manalapan NJ 07726** (PO Box 317, South River NJ 08882), **732-446-3390**, whose proposal amounted to **\$21,600.00**
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 6-10-2015

APPROPRIATION: T-06-56-850.001

C-04-55-116.110

Robert Ordway
ROBERT ORDWAY, TREASURER

Approved: _____

Fred Pugliese
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 10, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

Kenilworth, N.J.

June 10, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth wishes to participate in the State Department of Defense excess personal property program which allows approved municipalities to receive excess property at no cost; and

WHEREAS, LESO Operations will be coordinating with the Borough to identify and receive property; and

WHEREAS, the Borough of Kenilworth has agreed to abide by the provisions of the agreement for any property received.

BE IT HEREBY RESOLVED, that the Mayor and Council of the Borough of Kenilworth hereby authorizes said participation in the program.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko	✓	✓	✓			
Councilman Nicholas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 10, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

Kenilworth, N.J.

June 10, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: that the Mayor's appointment of:

Dominick Costa as Alternate #4, for the unexpired term ending 12/31/15

To the Planning Board; be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 10, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

Kenilworth, N.J.

June 10, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

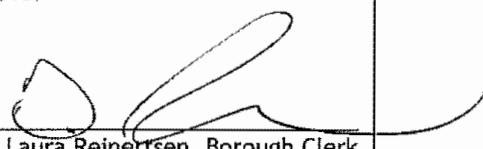
BE IT RESOLVED that **CAROLINE MCEVOY** be appointed as Alternate School Crossing Guard for the year 2015; be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 10, 2015.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

Kenilworth, N.J.

June 10, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth has leased the property known as the Little League Field to the Kenilworth Little League since 1954; and

WHEREAS, the current lease has expired and the Kenilworth Little League is desirous of continuing the utilization of the property that benefits the children of Kenilworth.

BE IT HEREBY RESOLVED, that the Mayor and Clerk are authorized to sign the lease agreement with the Kenilworth Little League.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 10, 2015.

_____ Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

Kenilworth, N.J.

June 10, 2015

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2015-05, entitled:

LAND USE ORDINANCE OF THE BOROUGH OF KENILWORTH, CHAPTER 225

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a regular meeting of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Approved: [Signature]

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte			✓	✓		
Councilwoman Barbara Macecsko			✓	✓		
Councilman Nicholas Mascaro			✓	✓		
ON CONSENT AGENDA	Yes <u> </u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 10, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

PUBLIC NOTICE

The BOROUGH OF KENILWORTH within the County of Union, State of New Jersey hereby provides notice that an ordinance entitled, "LAND USE ORDINANCES OF THE BOROUGH OF KENILWORTH, CHAPTER 225", will be introduced for a first reading at the Regular Meeting of the Borough Council which will be held on June 10, 2015, in Borough Hall, at 567 Boulevard, Kenilworth, NJ, at 7:30 P.M., or as soon thereafter as the matter can be reached. The purpose of said ordinance is to create a new unified code for Land Use Regulation within the Borough in substantial compliance with the new Master Plan. A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted in the lobby of the Municipal Building in the Borough and a copy is available for inspection during business hours to members of the general public of the Borough who wish to inspect one, at the Office of the Borough Clerk, Laura Reinertsen. Copies of the full ordinance are available at in the office of the Borough Clerk, or they can be picked up or e-mailed. The ordinance will also be available for review on the Borough website.

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



JUNE 24, 2015 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session of June 9, 2015, and the Regular Council Meeting of June 10, 2015
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - County of Union:
 - Dept. of Economic Development – Shared Services for FY 2015-2016
 - Office of the County Manager – 2015 Infrastructure/Municipal Aid Grant Award - \$35,000
 - Letter requesting block party on 700 Block Newark Avenue on August 1, 2015.
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

CONSENT AGENDA:

 1. That all bills be paid when properly audited and funds are available
 2. Award contract for ACA reporting services and HR Admin. & Compliance - CASA Payroll Service
 3. Appoint Appraiser for Outstanding appeals – Timothy Hoffman, Inc.
 4. Authorize Refund for permit fee – Gold Medal Service, \$146.00
 5. Authorize Refund Performance Guarantee – Mr. J. Kung \$1,000.00
 6. Authorize Salary Increase of 2% for Non-Contractual Employees
 7. Authorize Reimbursement of Medicare coverage, January – June 2015 \$11,833.20
 8. Award Grass Collection Services – Jersey Landscape & Garden Supply – 2 year award
 9. Award Roof Replacement for Recreation Building, not to exceed \$54,000.00
 10. Supporting Senate Bill 2677 – Stream Cleaning Law Amendment
 11. Authorize Community Development Block Grant "CDBG" Agreement
 12. Appoint Donald Gerardo Permanent School Crossing Guard
 13. Appoint Travis Dilts Probationary Police Officer
10. ORDINANCES

Res. #14 Proposed Ordinance 2015-05 – Master Plan Land Use Ordinance Amendment
11. PRESENTATION Certificates to Kenilworth 1st & 3rd Place InterCounty Youth Soccer Leagues
12. MEETING OPEN TO THE PUBLIC
13. GENERAL BUSINESS
14. ADJOURNMENT

Time: _____

BOROUGH OF KENILWORTH
 CONSENT AGENDA – June 24, 2015

The following resolutions listed on a Consent Agenda, are offered by Council Member *Samuel* and seconded by Council Member *R. J. Forte*.

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Award Contract for ACA reporting services and HR Administration and Compliance with CASA Payroll Service
3. Appoint Appraiser for Outstanding appeals – Timothy Hoffman, Inc.
4. Authorize Refund for permit fee – Gold Medal Service, \$146.00
5. Authorize Refund Performance Guarantee – Mr. J. Kung \$1,000.00
6. Authorize Salary Increase of 2% for Non-Contractual Employees
7. Authorize Reimbursement of Medicare coverage, January – June 2015 \$11,833.20
8. Award Grass Collection Services – Jersey Landscape & Garden Supply – 2 year award
9. Award Roof Replacement for Recreation Building, not to exceed \$54,000.00
10. Supporting Senate Bill 2677 – Stream Cleaning Law Amendment
11. Authorize Community Development Block Grant "CDBG" Agreement
12. Appoint Donald Gerardo Permanent School Crossing Guard
13. Appoint Travis Dilts Probationary Police Officer

— REMOVED FROM
 CONSENT
 Bm/SC

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	Yes	No	No	No	No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.

Laura Reinertsen
 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J.

June 24, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J.

June 24, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, on March 23, 2010, the Affordable Care Act was signed into law, and;

WHEREAS, employers with fifty (50) or more employees are required to report to the federal government on health coverage they provide as well as ongoing tracking to maintain compliance, and;

WHEREAS, CASA Payroll Services, our current payroll service provider, offers tracking and reporting of the required data to comply with the law.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth that it does hereby award a contract to Casa Payroll Services for ACA reporting services and HR Administration and compliance.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes ✓	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J.

June 24, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Tax Assessor has recommended the hiring of an appraiser to advise on outstanding tax appeals.

BE IT RESOLVED that Timothy Hoffman, Inc. be hired to counsel on outstanding appeals at a cost not to exceed \$17,500.00

Timothy Hoffman, Inc.
409 Westfield Ave., Westfield, NJ 07090
908-233-8888

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte			✓	✓		
Councilwoman Barbara Macecsko			✓	✓		
Councilman Nicholas Mascaro			✓	✓		
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. cl

Kenilworth, N.J.

June 24, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the following property was issued a permit and fee was received by the Building Department;

WHEREAS, it has now been determined homeowner decided not to proceed with the work;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be and is hereby authorized to draw a warrant to refund the following to:

Amount of \$146 to be refunded to the contractor:

Gold Medal Service
11 Cotters Lane
East Brunswick, NJ 08816

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

Kenilworth, N.J.

June 24, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, on December 19, 2013, Mr. K. Kung paid \$1,000.00 performance guarantee to the Borough of Kenilworth for a driveway permit at 29 North 21st street, Kenilworth, NJ., and;

WHEREAS, the project has been completed, and;

WHEREAS, an inspection was conducted by Anthony Gallerano, P.E., from Harbor Engineering and he approved the release of the performance guarantee.

NOW, THEREFORE BE IT RESOLVED that the Treasurer is hereby authorized to issue a warrant for a refund as stated below.

Payable To:	Amount
Mr. J. Kung	\$1,000.00
2 Sherwood Court	
Warren, NJ 07060	
TOTAL	\$1,000.00


T-03-56-852-01

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓					
Councilman Anthony DeLuca						
Councilman Brian Joho						
Councilman Richard LoForte						
Councilwoman Barbara Macecsko						
Councilman Nicholas Mascaro						
ON CONSENT AGENDA	Yes <u> </u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J.

June 24, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the attached list of non-contractual Borough Employees receive a salary increase of 2% retroactive to January 1, 2015, as attached.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.

Laura Reinertsen, Borough Clerk

2014 Non-Contractual Raises – 2%

Name	Current Annual	With 2% Inc.	Stipend \$	Longevity	Sal+ Long+Stip	DOH
Kathleen Moschitta	\$ 42,991.24	\$ 43,851.06	\$ 800.00		\$ 44,651.06	2/13/2006
Laura Reinertsen	\$ 73,440.00	\$ 74,908.80	\$ 3,500.00		\$ 78,408.80	2/3/2014
Patricia Howarth	\$ 42,099.46	\$ 42,941.45		\$ 4,209.95	\$ 47,151.40	10/11/1989
Robert Ordway	\$ 83,504.58	\$ 85,174.67	\$ 3,500.00		\$ 88,674.67	1/1/2010
Lisa Wood	\$ 49,964.07	\$ 50,963.35			\$ 50,963.35	6/28/1996
Linda Paserchia	\$ 31,212.00	\$ 31,836.24			\$ 31,836.24	9/24/2012
Paul Parsons	\$ 31,152.24	\$ 31,775.28			\$ 31,775.28	7/1/1997
Ellen Johns	\$ 47,233.92	\$ 48,178.60	\$ 6,500.00	\$ 4,723.39	\$ 59,401.99	2/12/1987
Karen Kizelevich	\$ 31,212.00	\$ 31,836.24			\$ 31,836.24	9/20/2010
Diane O'Neill	\$ 44,710.88	\$ 45,605.10			\$ 45,605.10	6/30/2003
Lisa Guarino - H - \$12.49	\$ 12,729.60	\$ 12,984.19			\$ 12,984.19	8/20/2012
Carol Kopyta- H - \$10.83	\$ 17,652.71	\$ 18,005.76			\$ 18,005.76	10/14/2009
Daniel Ryan	\$ 85,217.33	\$ 86,921.68		\$ 6,817.39	\$ 93,739.07	1/3/1994
Kerry Senica	\$ 31,212.00	\$ 31,836.24			\$ 31,836.24	9/27/2004
Paulette Drogan (Welfare)	\$ 15,180.25	\$ 15,483.86			\$ 15,483.86	8/22/1989
P,Drogan (Coord. Alliance)	\$ 6,303.03	\$ 6,429.09			\$ 6,429.09	8/22/1989
P.Drogan (Sen. Dir.)	\$ 11,673.29	\$ 11,906.76			\$ 11,906.76	8/22/1989
Joanne Szelingiewicz	\$ 53,660.51	\$ 54,733.72		\$ 5,366.05	\$ 60,099.77	3/30/1987
Debra Weiss	\$ 47,768.05	\$ 48,723.41			\$ 48,723.41	5/1/1997
Stephanie Muir- H - \$15.92	\$ 14,607.22	\$ 14,899.36			\$ 14,899.36	11/28/2011
Derrick Defuria	\$ 67,527.43	\$ 68,877.98		\$ 2,701.10	\$ 71,579.08	5/21/2001
Walter Kriek	\$ 70,756.71	\$ 72,171.84		\$ 2,830.27	\$ 75,002.11	7/21/2003
Robert Weiss- H - \$26.01	\$ 7,956.00	\$ 8,115.12			\$ 8,115.12	4/12/2010
	<u>\$ 919,764.52</u>	<u>\$ 938,159.81</u>			<u>\$ 979,107.96</u>	
Paulette Drogan (Welfare)	\$ 33,156.57	\$ 33,819.71				

RESOLUTION

No. 7

Kenilworth, N.J.

June 24, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the attached list of Retirees be reimbursed for their payments for Medicare coverage from January 1, 2015 through June 30, 2015 inclusive, in accordance with Chapter 231, P.L. 1970 State of New Jersey.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte		✓		✓		
Councilwoman Barbara Macecsko				✓		
Councilman Nicholas Mascaro				✓		
ON CONSENT AGENDA Yes <u>✓</u> No <u> </u>						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.

Laura Reinertsen, Borough Clerk

RETIREES MEDICARE REIMBURSEMENT

January 1, 2015 through June 30, 2015

<u>Retired Employee</u>		<u>Reimbursement Amount</u>
Alex Kurawa – Helen (wife)	2 - \$209.80 x 6 =	\$1,258.80
Charles David (Deceased) – Marie (wife)	1 - \$104.90 x 6 =	\$629.40
Brent David – Carol (wife)	2 - \$209.80 x 6 =	\$1,258.80
Donald Tisch –	1 - \$146.90 x 6 =	\$881.40
William Hugelmeyer -	1 - \$104.90 x 6 =	\$629.40
Michael Ciravolo – Mary (wife)	2 - \$209.80 x 6 =	\$1,258.80
Victor Smith (Deceased) - Margaret (wife)	1 - \$146.90 x 6 =	\$881.40
Joseph Rego - Rose (wife)	2 - \$209.80 x 6 =	\$1,258.80
Louis Vitale -	1 - \$104.90 x 6 =	\$629.40
Kenneth Grady -	1 - \$104.90 x 6 =	\$629.40
Hedwig Lipke -	1 - \$209.80 x 6 =	\$1,258.80
William Dowd -	1 - \$104.90 x 6 =	\$629.40
Robert E. Jeans -	1 - \$104.90 x 6 =	\$629.40
Harold Scheidegger -	1 - \$104.90 x 0 =	\$0.00*
TOTAL		\$11,833.20

*Documentation not received for retiree **

RESOLUTION

No. 8
 Introduced by: _____
 Seconded by: _____

Kenilworth, N.J.

June 24, 2015

CONSENT AGENDA

WHEREAS, Grass Collection and Disposal services were put out for bid on two (2) separate occasions, April 14, 2015 and June 9, 2015 (*original date May 28, 2015, extended due to the removal of A901 Licensing provisions – all bidders were notified*) and no bids were received by the Borough; and

WHEREAS, the Borough has received two (2) quotes from qualified contractors; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby awards a contract to **Jersey Landscape & Garden Supply, LLC**, 528 N. Michigan Ave., Kenilworth, NJ 07033 908-688-8333, for the term of:
 - July 1, 2015 through October 31, 2015 in the amount of \$39,200.00
 - May 1, 2015 through October 31, 2016 in the amount of 60,800.00

Pending the receipt of all required documentation

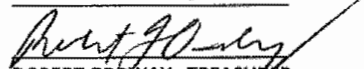
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

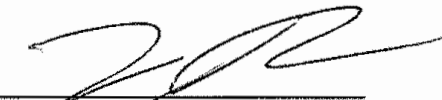
CERTIFICATION OF FUNDS

DATE: 6-24-2015

APPROPRIATION:


5-01-26-775-003


 ROBERT ORDWAY, TREASURER

Approved: 
 Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

Kenilworth, N.J.

June 24, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the recreation building is in need of repair and/or replacement of the roof; and

WHEREAS, the Borough engineer is obtaining quotes to replace the roof pursuant to the Council's recommendation, as well as obtaining prices from purchasing cooperatives; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby awards a contract not to exceed \$55,000.00, with a contractor to be determined.

Pending the receipt of all required documentation

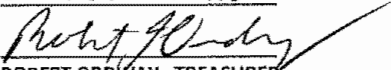
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 6-24-2015

APPROPRIATION:

C-04-55-146-103



ROBERT ORDWAY, TREASURER

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

Kenilworth, N.J.

June 24, 2015

Introduced by: _____

Seconded by: _____

Explanation: This resolution hereby supports Senate Bill 2677 amending the provisions of the current stream cleaning law that allow a county or municipality, or a designated agency thereof, to undertake certain stream cleaning projects that include sediment removal.

WHEREAS, Senate Bill No. 2677 would amend the provisions of the current stream cleaning law that allow a county or municipality, or a designated agency thereof, to undertake certain stream cleaning projects that include sediment removal; and

WHEREAS, the current stream cleaning law restricts a county or municipal stream cleaning project that includes sediment removal to stream beds of 15 feet or less in average width; and

WHEREAS, under this bill, the average width of a stream bed that would be allowed to be part of any such project would be increased to 30 feet; and

WHEREAS, S-2677 would also revise the provision in the law that limits the availability of the procedure set forth in the law to a county or municipal stream cleaning project that includes sediment removal to a stream corridor to be cleaned, cleared, or desnagged of less than 500 feet in length; and

WHEREAS, under S-2677, in the case of a project undertaken by a municipality, the procedure set forth in the law would be applicable if the stream corridor to be cleaned, cleared, or desnagged is located wholly within the jurisdictional boundaries of that municipality, or in the case of a project undertaken by a county, the procedure would be applicable if the stream corridor to be cleaned, cleared, or desnagged is either located wholly within the jurisdictional boundaries of one municipality, or less than 500 feet in length if located within more than one municipality.

WHEREAS, these amendments, if adopted, assist counties and municipalities to quickly and economically engage in stream cleaning projects that include sediment removal activities in order to help reduce or prevent future flooding events.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Kenilworth, County of Union, State of New Jersey, hereby support Senate Bill 2677 amending the provisions of the current stream cleaning law that allow a county or municipality, or a designated agency thereof, to undertake certain stream cleaning projects that include sediment removal.

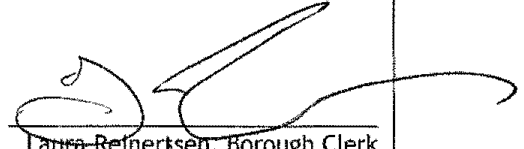
BE IT FURTHER RESOLVED that a copy of this resolution be sent to the members of the NJ State Assembly, the members of the NJ Senate and the Governor of the State of NJ, the NJ State League of Municipalities, the Municipal Clerks' Association of New Jersey, and all Union County municipalities and The Mayors Council Rahway River Watershed Flood Control.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Anthony DeLuca						<input checked="" type="checkbox"/>
Councilman Brian Joho				<input checked="" type="checkbox"/>		
Councilman Richard LoForte		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
Councilwoman Barbara Macecsko			<input checked="" type="checkbox"/>			
Councilman Nicholas Mascaro			<input checked="" type="checkbox"/>			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.


 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

Kenilworth, N.J.

June 24, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

A RESOLUTION AUTHORIZING THE MAYOR AND MUNICIPAL CLERK OF THE MUNICIPALITY OF KENILWORTH TO EXECUTE AN AGREEMENT WITH THE COUNTY OF UNION TO MODIFY THE COOPERATIVE AGREEMENT DATED JUNE 2011

WHEREAS, certain Federal funds are potentially available to the County of Union under Title I of the Housing and Community Development Block Grant Act of 1974, as amended, commonly known as the Community Development Block Grant Program; and

WHEREAS, certain Federal funds are potentially available to the County of Union under Title II of the National Affordable Housing Act of 1990, commonly known as the HOME Investment Partnership program; and

WHEREAS, substantial Federal funds provided through subtitle B of Title IV of the McKinney-Vento Homeless Assistance Act commonly known as the Emergency Solutions Grants program (ESG) are allocated to prevent homelessness and to enable homeless individuals and families to move toward independent living; and

WHEREAS, it is necessary to amend an existing Cooperative Agreement for the County of Union and its people to benefit from this program; and

WHEREAS, it is in the best interest of the Borough of Kenilworth and the County of Union in cooperation with each other to enter into a modification of the existing Cooperative Agreement pursuant to N.J.S.A. 40A:65-1 et seq;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth that the agreement entitled **"COOPERATIVE AGREEMENT BETWEEN THE COUNTY OF UNION AND CERTAIN MUNICIPALITIES FOR CONDUCTING CERTAIN COMMUNITY DEVELOPMENT ACTIVITIES,"** dated June 2011, for the Purpose of Inserting a Description of Activities for Fiscal Year 2015-2016 of the Union County Community Development Block Grant program, the HOME Investment Partnership program, and the Emergency Shelter Grant program (ESG), a copy of which is attached hereto; be executed by the Mayor and Municipal Clerk in accordance with the provisions of law;


BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its adoption.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓					
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓	✓		
Councilman Richard LoForte			✓	✓		
Councilwoman Barbara Macecsko			✓	✓		
Councilman Nicholas Mascaro			✓	✓		
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 12

Kenilworth, N.J.

June 24, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT RESOLVED that **DONALD GERARDO** be appointed as Permanent School Crossing Guard, effective June 24, 2015; and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <u>✓</u>		No <u> </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 10, 2015.

_____ Laura Reinertsen, Borough Clerk

RESOLUTION

No. 13

Kenilworth, N.J.

June 24, 2015

Introduced by: Brian Joho

Seconded by: Richard LoForte

BE IT THEREBY RESOLVED: That **TRAVIS DILTS**, be appointed a Probationary Police Officer, effective July 20, 2015 at a salary of \$39,639.39 per year subject to their execution of an agreement to reimburse the Borough for Police Academy costs if employment terminates within two years.

BE IT FURTHER RESOLVED: That **TRAVIS DILTS** has been granted a leave of absence with pay during the period of the police training course.

Approved: [Signature]
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella		✓	✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko	✓		✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA		Yes <u> </u>	No <u> </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 14

Kenilworth, N.J.

June 24, 2015

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2015-05, entitled:

LAND USE ORDINANCE OF THE BOROUGH OF KENILWORTH, CHAPTER 225

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 23rd day of September, 2015 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Approved: [Signature]
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilwoman Barbara Macecsko			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on June 24, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

**AN ORDINANCE AMENDING AND SUPPLEMENTING THE 'LAND USE ORDINANCE' OF THE
BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY ENTITLED LAND
DEVELOPMENT**

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Kenilworth as follows:


SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with law

COUNTY OF UNION)

In Witness Whereof, I have hereto set my hand and have affixed the corporate seal of said Borough this 24th day of June, 2015.

Fred Pugliese, Mayor

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-05**

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
✓		✓				SALVATORE CANDARELLA						
					✓	ANTHONY DELUCA						
		✓				BRIAN JOHO						
	✓	✓				RICHARD LOFORTE						
		✓				BARBARA MACECSKO						
		✓				NICHOLAS MASCARO						
Introduced:						<p>I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.</p> <div style="text-align: right;">  _____ Laura Reinertsen, Borough Clerk </div>						
June 24, 2015												
Final Adoption:												

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



JULY 8, 2015 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MUNICIPAL VACANCY APPOINTMENT TO COUNCIL

Resolution #1 – Appointment of Councilman Scott Pentz

5. MINUTES: Reading of unapproved minutes of the Regular Council Meeting of June 24, 2015
6. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - Kenilworth Vol. Fire Dept. – Annual Summer Carnival, August 17 – 22, 2015
 - Kenilworth Municipal Republican Committee – Candidates for Council vacancy
 - Department reports for June 2015 were received from: The Clerk's Office, Finance Dept., Fire Department, Planning & Zoning, Police Department and Public Works

7. REPORT OF COMMITTEES

8. BOROUGH RESOLUTIONS

CONSENT AGENDA:

2. That all bills be paid when properly audited and funds are available
3. Authorizing the CFO to make payments prior to next Council Meeting – 8/26/15
4. Authorize Submittal of UC Kids Recreation Trust Fund Grant application
5. Authorize the Bd. Of Health to enter into agreement for Animal Control Services - \$4,500; July 1, 2015 – December 31, 2015
6. Appoint Laborer/Driver to the DPW – Daniel DeFuria

8. ORDINANCES - None presented

9. PROCLAMATION 70th Anniversary of the End of World War II

10. MEETING OPEN TO THE PUBLIC

11. GENERAL BUSINESS

12. ADJOURNMENT

Time: _____

BOROUGH OF KENILWORTH
CONSENT AGENDA – July 8, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Anthony DeLuca

and seconded by Council Member

Brian Joho

Consent Agenda:

2. That all bills be paid when properly audited and funds are available
3. Authorizing the CFO to make payments prior to next Council Meeting – 8/26/15
4. Authorize Submittal of UC Kids Recreation Trust Fund Grant application
5. Authorize the Bd. Of Health to enter into agreement for Animal Control Services - \$4,500; July 1, 2015 – December 31, 2015
6. Appoint Driver/Laborer to the Dept. of Public Works – Daniel DeFuria

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 8, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J.

July 8, 2015

Introduced by: *[Signature]*

Seconded by: *[Signature]*

WHEREAS, Councilwoman Barbara Macecsko has vacated office prior to the December 31, 2016 expiration of her term.

BE IT RESOLVED THAT, pursuant to N.J.S.A. 40A:16-3. et. Seq., **SCOTT PENTZ** be appointed Councilman and Chairman for Public Safety, of the Borough of Kenilworth pending the certification of the 2015 General Election results.

Approved: *[Signature]*

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Anthony DeLuca			<input checked="" type="checkbox"/>			
Councilman Brian Joho			<input checked="" type="checkbox"/>			
Councilman Richard LoForte		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
Councilman Nicholas Mascaro			<input checked="" type="checkbox"/>			
ON CONSENT AGENDA	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 8, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J.

July 8, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 8, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J.

July 8, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the Chief Finance Officer be authorized to make payments for necessary obligations prior to the next regularly scheduled Council Meeting on August 26, 2015.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>		No <input type="checkbox"/>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 8, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J.

July 8, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Union County Board of Chosen Freeholders has announced the 2015 Kids Recreation Trust Fund Grant opportunity; and,

WHEREAS, this grant focuses on summer recreational programs for the youth of Union County, and overall recreational improvements within each municipality; and

WHEREAS, the Borough of Kenilworth agrees to conform the with the terms and conditions of this important matching grant opportunity; and

NOW THEREFORE, BE IT RESOLVED THAT, the Mayor and Clerk are authorized to submit a grant application(s) on behalf of the Borough of Kenilworth; and

BE IT FURTHER RESOLVED, that the Mayor and Council find this project to be in the public interest by serving a much needed public purpose and therefore worthy of funding by the Union County 2015 Kids Recreation Trust Fund Grant; and

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 8, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J.

July 8, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth has the need for Animal Control Services; and

WHEREAS, the Kenilworth Board of Health has reviewed proposals for said services and it is their determination that the Township of Union can best address the needs of the Borough of Kenilworth at a practical rate ; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby authorizes the Kenilworth Board of Health to enter into an agreement with the Township of Union for Animal Control Services pursuant to their contract (attached), for a sum of \$4,500 for a term beginning July 1, 2015 through December 31, 2015.
2. The Mayor, Borough Clerk and the Borough Attorney are hereby authorized to negotiate and finalize terms of the agreement and execute all necessary documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 7-8-2015

APPROPRIATION:

5-01-27-788-000



ROBERT ORDWAY, TREASURER

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 8, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

Kenilworth, N.J.

July 8, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That **DANIEL DeFURIA** be employed as a Driver/Laborer in the Kenilworth Department of Public Works as of July 20, 2015 at a rate of \$16.00 per hour subject to a 90 day probationary period and results of a NJ Dept. of Transportation Physical and Drug/Alcohol Screening.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 8, 2015.

Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



AUGUST 26, 2015 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Sessions of June 23, 2015 & July 7, 2015; Executive Session of July 7, 2015 and Regular Council Meeting of July 8, 2015
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - State of NJ DOT 2016 Municipal Aid Application Period Open
 - County of Union – Leaf Composting Facility Memorandum of Understanding
 - Bongiovanni & Borowski – Planning Board Land Use Ordinance Review Considerations
 - Department reports for July 2015 were received from: The Clerk's Office, Finance Dept., Fire Dept, Planning & Zoning, Police Depart, Public Works and the 2015 Tax Sale Report
6. PRESENTATION Kenilworth 10U Girls Softball Parkway Invitational Champions
7. REPORT OF COMMITTEES
8. BOROUGH RESOLUTIONS

CONSENT AGENDA:

 1. That all bills be paid when properly audited and funds are available
 2. Refund overpayment of taxes, B4 L25.02 \$2,305.33
 3. Refund overpayment of taxes, B63 L20 \$2,299.78
 4. Refund overpayment of taxes, B74 L7 \$2,133.98
 5. Refund overpayment of taxes, B112 L11 \$1,937.11
 6. Refund for delinquent taxes, #15-00006
 7. Refund overpayment dog license \$10.00
 8. Special Item of Revenue, Comcast \$50,000.00
 9. Award 2015 NJDOT Roadway Improvement, S. Brothers \$650,567.00
 10. Approval of Annual Audit Corrective Action Plan
 11. Award Codification of Borough Code, General Code, LLC \$16,900.00
 12. Retirement of Officer, Authorize Terminal Leave payout
 13. Renewal of ABC Licenses
 14. Renewal of ABC License w/Special Conditions, 2008-33-010-005
 15. Renewal of ABC License w/Special Conditions, 2008-33-006-007
 16. Renewal of ABC License w/Special Conditions, 2008-33-005-007
 17. Renewal of ABC License w/Special Conditions, 2008-33-003-009
 18. Corrective Resolution – OEM Coordinator Appointment Expiration, 08/28/2016
 19. Authorize Contract for Spring Fair w/ JC Promotions
 20. Appoint Probationary Firefighters & Probationary EMT's to KVFD
 21. Award – A&A Painting & Contracting, General Repair & Maint. not to exceed \$68,000
 22. Appoint Recreation Department Staff – Kristin Boyle
 23. Authorize Additional Hours for Zoning Officer

BOROUGH OF KENILWORTH
 CONSENT AGENDA – August 26, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Sal Candarella and seconded by Council Member Scott Pentz

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Refund overpayment of taxes, B4 L25.02 \$2,305.33
3. Refund overpayment of taxes, B63 L20 \$2,299.78
4. Refund overpayment of taxes, B74 L7 \$2,133.98
5. Refund overpayment of taxes, B112 L11 \$1,937.11
6. Refund for delinquent taxes, #15-00006
7. Refund overpayment dog license \$10.00
8. Special Item of Revenue, Comcast \$50,000.00
9. Award 2015 NJDOT Roadway Improvement, S. Brothers \$650,567.00
10. Approval of Annual Audit Corrective Action Plan
11. Award Codification of Borough Code, General Code, LLC \$16,900.00
12. Retirement of Officer, Authorize Terminal Leave payout
13. Renewal of ABC Licenses
14. Renewal of ABC License w/Special Conditions, 2008-33-010-005
15. Renewal of ABC License w/Special Conditions, 2008-33-006-007
16. Renewal of ABC License w/Special Conditions, 2008-33-005-007
17. Renewal of ABC License w/Special Conditions, 2008-33-003-009
18. Corrective Resolution – OEM Coordinator Appointment Expiration, 08/28/2016
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20. Appoint Probationary Firefighters & Probationary EMT's to KVFD
21. Award – A&A Painting & Contracting, General Repair & Maint. not to exceed \$68,000
22. Appoint Recreation Department Staff – Kristin Boyle
23. Authorize Additional Hours for Zoning Officer

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	—	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on July 8, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA


BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Corelogic Tax Services paid the property taxes for the 3rd quarter of 2015 for the property located at 404 Lafayette Avenue, Kenilworth, NJ, and;

WHEREAS, this resulted in the overpayment of taxes for the 3rd quarter of 2015 in the amount of \$2,305.33, and;

WHEREAS, Corelogic Tax Services has requested that the overpayment be refunded to them.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
4	25.02	Corelogic Tax Services Tax Refunds 1 Corelogic Drive Westlake, TX 76262	\$ 2,305.33
TOTAL			\$ 2,305.33

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes <u> </u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Corelogic Tax Services paid the property taxes for the 3rd quarter of 2015 for the property located at 46 Pembroke Drive, Kenilworth, NJ, and;

WHEREAS, this resulted in the overpayment of taxes for the 3rd quarter of 2015 in the amount of \$2,299.78, and;

WHEREAS, Corelogic Tax Services has requested that the overpayment be refunded to them.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
63	20	Corelogic Tax Services Tax Refunds 1 Corelogic Drive Westlake, TX 76262	\$ 2,299.78
TOTAL			\$ 2,299.78

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz		✓		✓		
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Corelogic Tax Services paid the property taxes for the 3rd quarter of 2015 for the property located at 21 North 9th Street, Kenilworth, NJ, and;

WHEREAS, this resulted in the overpayment of taxes for the 3rd quarter of 2015 in the amount of \$2,133.98, and;

WHEREAS, Corelogic Tax Services has requested that the overpayment be refunded to them.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
74	7	Corelogic Tax Services Tax Refunds 1 Corelogic Drive Westlake, TX 76262	\$ 2,133.98
			TOTAL \$ 2,133.98

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz			✓	✓		
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Corelogic Tax Services paid the property taxes for the 3rd quarter of 2015 for the property located at 24 South 17th Street, Kenilworth, NJ, and;

WHEREAS, this resulted in the overpayment of taxes for the 3rd quarter of 2015 in the amount of \$1,937.11, and;

WHEREAS, Corelogic Tax Services has requested that the overpayment be refunded to them.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
112	11	Corelogic Tax Services Tax Refunds 1 Corelogic Drive Westlake, TX 76262	\$ 1,937.11
TOTAL			\$ 1,937.11

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015. _____ Laura Reinertsen, Borough Clerk
Councilman Sal Candarella	✓		✓				
Councilman Anthony DeLuca						✓	
Councilman Brian Joho				✓			
Councilman Richard LoForte				✓			
Councilman Nicholas Mascaro				✓			
Councilman Scott Pentz			✓	✓			
ON CONSENT AGENDA	Yes	✓	No				

RESOLUTION

No. 6

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas, the Borough of Kenilworth held a tax sale on June 25, 2015 for delinquent 2014 property taxes, and a tax lien was purchased by Tax Lien Investors LLC on property located at 111 South Michigan, Kenilworth, NJ, and

Whereas, the owner of said property has satisfied said lien, together with interest and costs by payment of amount due at the Office of the Collector of Taxes, and

Whereas, the Lienholder paid to the Collector of Taxes a premium in the amount of \$37,000.00 and since the statutory period of five years has not passed, these funds must also be returned.

Now Therefore Be It Resolved, that the Treasurer be and is hereby authorized to draw a warrant to the named Lienholder as follows, **to be refunded upon receipt of the original Certificate of Sale #15-00006** by the Collector of Taxes:

Tax Lien Investors LLC
1139 East Jersey Street, Suite 318
Elizabeth, NJ 07201

REDEMPTION AMOUNT
\$8,227.00

PREMIUM TRUST ACCOUNT
\$37,000.00

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, a duplicate dog license was issued ; and

WHEREAS, the fees resulted in an overpayment to the Dog License Cash Book; and

NOW, THEREFORE, BE IT RESOLVED that the Treasurer be authorized to draw a warrant in the amount of \$10.00 payable to:

Ms. Susan Kincaid
336 Roosevelt Lane
Kenilworth, NJ 07033

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes _		No _			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

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 municipality when such item 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, the Director may also approve the insertion of any item of appropriation for an equal amount,

WHEREAS, the Borough of Kenilworth wishes to amend its 2015 Budget to include an amount as revenue,

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kenilworth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item in the budget of the year 2015 in the sum of \$50,000.00 which is now available as a revenue from:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public and Private Revenues Off-Set with Appropriations:
Comcast Local TV Access Equipment

BE IT FURTHER RESOLVED that a like sum of \$50,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS
Public and Private Programs Offset by Revenue
Local TV Access Equipment

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz				✓		
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, funding was received through the New Jersey Department of Transportation Municipal Aid program from the New Jersey Transportation Trust Fund Authority Act permitting the municipality to accept alternate proposals in excess of the base bid; and

WHEREAS, sealed bids were received on August 13, 2015 for **2015 NJDOT Roadway Improvement Program** and S. Brothers General Contractors., PO Box 317, South River, NJ 08882 having submitted the lowest responsible bid as follows:

Base Bid	\$409,570.00
Alternate #1	\$240,997.00
Total Bid	\$650,567.00

NOW, THEREFORE, BE IT RESOLVED that **S. Brothers Contractors** be awarded the bid for 2015 NJDOT Roadway Improvement Program.

BE IT FURTHER RESOLVED: That pursuant to N.J.A.C. 5:34-5.1 et seq. Local Public Contracts Law, the required Certificate of Availability of Funds has been obtained from the Chief Finance Officer of the Borough of Kenilworth

CERTIFICATION OF FUNDS

DATE: 8-26-2015

APPROPRIATION:

C-04-55-154-104



R. Ordway, Treasurer

Approved: _____


Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the auditing firm of Ferraioli, Wielkotz, Cerullo & Cuva, P.A. has completed their audit of the Financial Statements and Supplementary Data of the Borough of Kenilworth for the year ended December 31, 2014; and

WHEREAS, they have made two recommendations as a result of that audit; and

WHEREAS, based on those recommendations, an Annual Audit Corrective Action Plan needs to be developed.

NOW THEREFORE, BE IT RESOLVED, by the Council of the Borough of Kenilworth, County of Union, that the 2014 Annual Audit Corrective Action Plan submitted by the Chief Finance Officer is hereby approved; and

BE IT FURTHER RESOLVED, that a certified copy of the 2014 Corrective Action Plan be sent to the Division of Local Government Services.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

Corrective Action Plan – 2014 Audit

Recommendation: That Business Registration Certificates be obtained from all vendors prior to issuing purchase orders.

Analysis: One vendor included in the Auditor's test of expenditures did not have a Business Registration Certificate on file.

Corrective Action: All Department Heads and all personnel in the Accounts Payable Department have been reminded of this requirement.

Recommendation: That the Recreation Department keep a formal receipts journal and have supporting documentation for all funds collected.

Analysis: The Recreation Department did not maintain a formal receipts journal or other supporting documentation for all funds collected.

Corrective Action: The Chief Financial Officer will work with the Recreation Department to develop the journals and backup documentation as required.

RESOLUTION

No. 11

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, the Mayor and Council of the Borough of Kenilworth has determined there exists a need for the codification of the Borough of Kenilworth ordinances, including the specialized procedures of research, organization, analysis, revision, editing and publication of the ordinances; and

WHEREAS, such services can only be provided by a recognized firm specializing therein; and

WHEREAS, the codification of the ordinances involves the performance of professional services within the meaning of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.); and

WHEREAS, the Local Public Contracts Law requires the resolution authorizing the award of contracts for "extraordinary, unspecifiable services" without competitive bids and the contract itself must be available for public inspection; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Kenilworth as follows:

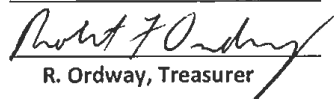
1. General Code LLC. is hereby retained to provide the specialized services necessary in connection with the codification of the Borough of Kenilworth ordinances in accordance with the contract submitted, and approved by the Mayor and Council of the Borough of Kenilworth; and
2. This contract is awarded without competitive bidding because the services are specialized, technical and qualitative in nature, and that they require the exercise of expertise and training not generally available and that such services can only be performed by persons familiar with the field of codification and that specifications for the exercise of such discretionary matters cannot reasonably be written and such services do not permit special advertising pursuant to N.J.S.A. 40A:11-1 et. Seq.; and N.J.S.A. 40A:11-5 (1) (x) the printing of municipal ordinances or other services necessarily incurred in connection with the revision and codification of municipal ordinances; and
3. The Mayor and Borough Clerk are hereby authorized and directed to execute said contract with General Code LLC; and
4. A copy of this resolution as well as the contract be placed on file in the office of the Clerk of the Borough Clerk of the Borough of Kenilworth and that a notice of the awarding of said contract be published in the issue of the Union County Local Source within 10 days.

CERTIFICATION OF FUNDS

DATE: 8-26-2015

APPROPRIATION:


5-01-20-701-104


R. Ordway, Treasurer

Approved: 
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓					
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 12

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Police Lieutenant Timothy Dowd has notified the Borough of Kenilworth of his intention to retire effective September 1, 2015, and;

WHEREAS, Lieutenant Dowd is entitled to Terminal Leave pay as per his contract, and;

WHEREAS, Lieutenant Dowd has elected to receive this payment in two equal installments with the first payment being due upon retirement and the second and final payment being due in January of 2015.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make payments as indicated above based on a final calculation upon his retirement.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 13

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, applications for renewal of Plenary Retail Consumption and Distributors and Club Licenses have been filed with the Borough Clerk with their proper fees.

NOW, THEREFORE, BE IT RESOLVED that the Plenary Retail Consumption Licenses, Distributors and Club Licenses be renewed and granted for the license year 2015-2016:

2008-33-001-004	CJMK, Inc., t/a La Griglia
2008-33-008-007	PPANDD t/a Umberto's Clam Bar & Continental Restaurant
2008-44-012-005	PA & SA, Inc., t/a Parkway Liquors
2008-31-015-001	American Legion Post No. 470 Kenilworth, t/a American Legion Kenilworth 470
2008-31-016-001	Columbian Club of Kenilworth, t/a/ Columbian Club
2008-31-017-001	Kenilworth Veterans Center
2008-33-007-008	C.Q.D.S. Inc., t/a Taormina Ristorante
2008-44-009-004	Lehar Liquor Corp.
2008-33-011-001	Lucky G, Inc.
2008-33-002-008	M&A Restaurant t/a LaCampagnola
2008-36-004-008	Kenilworth Hospitality, LLC Kenilworth Inn
2008-33-013-011	Butternut Café LLC t/a Boulevard Five 72

All of the above premises have been inspected by the Kenilworth Board of Health; proof has been received that all applicants have paid the \$200 filing fee to the Division of Alcoholic Beverage Control.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015. _____ Laura Reinertsen, Borough Clerk
Councilman Sal Candarella	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>				
Councilman Anthony DeLuca						<input checked="" type="checkbox"/>	
Councilman Brian Joho				<input checked="" type="checkbox"/>			
Councilman Richard LoForte				<input checked="" type="checkbox"/>			
Councilman Nicholas Mascaro				<input checked="" type="checkbox"/>			
Councilman Scott Pentz		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input checked="" type="checkbox"/>					

RESOLUTION

No. 14

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Joseph Neri applied for renewal of its Plenary Retail Consumption License No. 2008-33-010-005 for a one year period commencing July 1, 2015; and

WHEREAS, said applicant has tendered the proper license fees to the Borough Clerk and proof has been received that the applicant has paid the proper filing fee to the Division of Alcoholic Beverage Control; and

WHEREAS, the Chief of Police and the Kenilworth Board of Health have reviewed the application and approved of the same; and

WHEREAS, the facts which led this Governing Body to impose such special conditions have continued;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Kenilworth that Plenary Retail Consumption License No. 2008-33-010-005 of Joseph Neri be renewed for a one year period commencing July 1, 2015, subject however to the following conditions on the licensed premises per Special Ruling of the Director of the Division of Alcoholic Beverage Control pursuant to NJSA 33:1-12.39:

No further renewals of this license shall be granted unless the license is being actively used at an approved site on or before June 30, 2017, except if good cause for reconsideration is shown.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 15

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, Galmayo, Inc. t/a Blackthorn applied for renewal of its Plenary Retail Consumption License No. 2008-33-006-007, for a one year period commencing July 1, 2015; and

WHEREAS, said applicant has tendered the proper license fees to the Borough Clerk and proof has been received that the applicant has paid the proper filing fee to the Division of Alcoholic Beverage Control; and

WHEREAS, the Chief of Police and the Kenilworth Board of Health have reviewed the application and approved of the same; and

WHEREAS, special conditions were annexed to the applicant's license when Expanded Premise was granted on July 2, 2001; and

WHEREAS, the facts which led this Governing Body to impose such special conditions have continued;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Kenilworth that Plenary Retail Consumption License No. 2008-33-006-007 of Galmayo, Inc. t/a Blackthorn, be renewed for a one year period commencing July 1, 2015, subject however to the following conditions on the licensed premises:

1. Occupancy on the deck area shall not exceed 145 persons.
2. No permanent or portable service bars shall be allowed on the deck area. All alcoholic beverages shall be served by waiters or waitresses.
3. The deck area must be closed to patrons by 12:30 A.M., except on Thursday, Friday, and Saturday evenings when said closing shall be at 1:00 A.M., at which time the consumption of alcohol on the deck area shall be prohibited.
4. No music or other form of entertainment may be played, broadcast or conducted on or over the deck area after 12:30 A.M.
5. Operating months for the deck area shall be from April 15th through October 15th.
6. Deck area allowed to be open March 17th (St. Patrick's Day).

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz				✓		
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 16

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: By the Governing Body of the Borough of Kenilworth that:

WHEREAS, The Michigan Pub of Kenilworth, Inc. t/a The Michigan Pub applied for renewal of its Plenary Retail Consumption License No. 2008-33-005-007 for a one year period commencing July 1, 2015; and

WHEREAS, said applicant has tendered the proper license fees to the Borough Clerk and proof has been received that the applicant has paid the proper filing fee to the Division of Alcoholic Beverage Control; and

WHEREAS, the Chief of Police and the Kenilworth Board of Health has reviewed the application and approved of the same; and

WHEREAS, special conditions were annexed to the applicant's license when a Person to Person Transfer was granted on February 12, 2003; and

WHEREAS, the facts which led this Governing Body to impose such special conditions have continued;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Kenilworth that Plenary Retail Consumption License No. 2008-33-005-007 of The Michigan Pub of Kenilworth, Inc. t/a The Michigan Pub be renewed for a one year period commencing July 1, 2015, subject however to the following condition:

"That live entertainment is prohibited at this location, 303 South Michigan Avenue."

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓					
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz				✓		
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 17

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: By the Governing Body of the Borough of Kenilworth that:

WHEREAS, BBKS HOUSE OF MUSIC, t/a 10TH STREET LIVE, applied for renewal of its Plenary Retail Consumption License No. 2008-33-003-009, for the one year period commencing July 1, 2014; and

WHEREAS, said applicant has tendered the proper license fees to the Borough Clerk and proof has been received that the applicant has paid the proper filing fee to the Division of Alcoholic Beverage Control;

WHEREAS, the Chief of Police and the Kenilworth Board of Health have reviewed the application and approved of the same; and

WHEREAS, special conditions were annexed to the applicant's license when it was last renewed for a one year period commencing July 1, 2015; and

WHEREAS, the facts which led this Governing Body to impose such special conditions have continued; and

WHEREAS, by reason of the nature of the applicant's business and its clientele, patrons leaving the licensed premises have continued to create a nuisance on neighboring streets and properties by reason of loud and raucous noise and litter substantially interfering with the peace, quiet, and rights of those residing in the neighborhood and adjoining property owners; and

WHEREAS, said situation will continue to exist unless certain special conditions are maintained upon the applicant; and

WHEREAS, the Governing Body has heretofore notified the applicant of its intention to impose this additional condition and afforded the applicant an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Kenilworth that Plenary Retail Consumption License No. 2008-33-003-009 of BBK HOUSE OF MUSIC, t/a 10TH STREET LIVE, be renewed for a one year period commencing July 1, 2015, subject, however, to the following conditions:

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz			✓	✓		
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 18

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Robert Schielke was appointed for a three-year term, as the Municipal Emergency Management Coordinator in accordance with New Jersey State Law: New Jersey Statutes Annotated (NJSA) Appendix A:9-33 et seq. (Chapter 251 P.L. 1942, as amended by Chapter 438, P.L. 1953) by borough resolution on August 28, 2013; and

WHEREAS, the resolution stated the incorrect end of term date, August 28, 2015.

BE IT HEREBY RESOLVED, this corrective resolution amends the expiration of term for Robert Schielke, OEM Coordinator is August 28, 2016.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes _		No _			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 19

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Mayor and Council are planning to hold an event on the Boulevard in 2016; and

WHEREAS, JC Promotions, will supply, contract, coordinate approximately 100+ vendors, provide amusements, live entertainment, obtain the appropriate permits through the Board of Health and Kenilworth Fire Department and provide porta sans; and

WHEREAS, JC Promotions will provide the Borough of Kenilworth a certificate of liability insurance, with the Borough of Kenilworth as additional insured; and

WHEREAS, the Governing Body of the Borough of Kenilworth and Kenilworth Police Chief have approved this event which will necessitate the closing of the Boulevard as follows:

Closing of the Boulevard from 24th Street to 14th Street

Sunday, May 22, 2016 from 7:00 A.M. to 7:00 P.M. for the Kenilworth Street Fair.

THEREFORE, BE IT RESOLVED, that the Mayor and Clerk be authorized to enter into agreement with JC Promotions, Inc. of 117 Prospect Ave., North Arlington, NJ 07031.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Kenilworth request the approval of the Union County Board of Chosen Freeholders for the closing of the Boulevard for the above event.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓	✓				
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 20

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That **JOSEPH ELLIS, CHRISTIAN MARQUEZ, LUIS CARILLO, EDWARD SPRAGUE,** and **JETHRO JEAN** be appointed as a Probationary Fire Fighter/EMT on the Kenilworth Fire Department.

BE IT FURTHER RESOLVED that **JULIANA DeOLIVEIRA** and **DAYANA A. MONGEZAMORA** be appointed Probationary EMT.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 21

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, funding was received through the County of Union Infrastructure Grant, a matching grant, for 2015 General Repair & Maintenance of Borough Hall; and

WHEREAS, sealed bids were received on August 20, 2015 for **2015 General Repair and Maintenance at Borough Hall** and A&A Painting and Contracting Co., 111 Columbia Street, Highland Park, NJ 08904 having submitted the lowest responsible bid as follows:

Total Bid (Includes \$12,000 contingency allowance) \$68,000.00

NOW, THEREFORE, BE IT RESOLVED that **A&A Painting and Contracting Co., 111 Columbia Street, Highland Park, NJ 08904** be awarded the bid for 2015 General Repair & Maintenance of Borough Hall at their bid, not to exceed \$68,000.00

BE IT FURTHER RESOLVED: That pursuant to N.J.A.C. 5:34-5.1 et seq. Local Public Contracts Law, the required Certificate of Availability of Funds has been obtained from the Chief Finance Officer of the Borough of Kenilworth

CERTIFICATION OF FUNDS

DATE: 8-26-2015

APPROPRIATION:

C-04-55-146-103

R. Ordway, Treasurer

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes _		No _			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 22

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: that **KRISTIN BOYLE** be employed as Recreation Department Staff at a rate of \$12.00 per hour, effective September 8, 2015

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 23

Kenilworth, N.J.

August 26, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, on May 14, 2014, Frank Spallone was appointed Zoning Officer for the Borough of Kenilworth, and

WHEREAS, since that time it became apparent more hours were needed to address property maintenance concerns throughout the Borough of Kenilworth.

BE IT HEREBY RESOLVED, that the zoning officer is authorized to work an additional two (2) hours per week, preferably Saturdays at a rate of \$35.00 per hour or \$3,640.00 per annum effective August 26, 2015.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			2			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 24

Kenilworth, N.J.

August 26, 2015

Introduced by: Richard LoForte

Seconded by: Scott Pentz

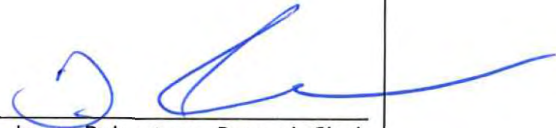
BE IT THEREBY RESOLVED: that **ERIN PENTZ**, be employed as Civilian Dispatcher in the Kenilworth Police Department at a salary of \$30,000.00 per year, effective August 26, 2015.

Approved: 

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella		✓	✓			
Councilman Anthony DeLuca				✓		✓
Councilman Brian Joho			✓	✓		
Councilman Richard LoForte	✓		✓	✓		
Councilman Nicholas Mascaro			✓	✓		
Councilman Scott Pentz					✓	
ON CONSENT AGENDA	Yes _		No _	✓		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on August 26, 2015.


Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



SEPTEMBER 9, 2015 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session of August 25, 2015 and Regular Council Meeting of August 26, 2015
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - Kenilworth Municipal Court – Violations Clerk Appointment
 - Department reports for August 2015 were received from: The Clerk's Office, Finance Dept., Fire Dept, Planning & Zoning, Police Dept, and the Dept. of Public Works
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

CONSENT AGENDA:

 1. That all bills be paid when properly audited and funds are available
 2. Refund building department permit fee \$25.00
 3. Appoint Court Violations Clerk – Veronica Acosta
 4. POW/MIA Remembrance Day – September 18, 2015
8. ORDINANCES - None presented
9. MEETING OPEN TO THE PUBLIC
10. GENERAL BUSINESS
11. ADJOURNMENT

Time: _____

Council reserves the right to go into Closed Session if needed. (*Closed Session Meeting Resolution*)

BOROUGH OF KENILWORTH
CONSENT AGENDA – September 9, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Richard LoForte and seconded by Council Member Stanley

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Refund building department permit fee \$25.00
3. Appoint Court Violations Clerk – Veronica Acosta
4. POW/MIA Remembrance Day – September 18, 2015

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella		✓	✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte	✓		✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes	Yes	No	No	No	No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 9, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J.

September 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓	✓		
Councilman Anthony DeLuca				✓		
Councilman Brian Joho				✓		
Councilman Richard LoForte	✓			✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 9, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J.

September 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the following property was issued a permit and fee was received by the Building Department;

WHEREAS, it has now been determined the fee was a duplicate;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be and is hereby authorized to draw a warrant to refund the following to:

Amount of \$25.00 to be refunded to the homeowner:

Roslyn Dreydoppel
70 Pembroke Drive
Kenilworth, NJ 07033
Zoning permit #7-7
Block 63 Lot 14

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella		✓	✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte	✓		✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 9, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J.

September 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That Veronica Acosta be employed as a part-time Violations Clerk in the Municipal Court Office at a rate of \$15.00 per hour, not to exceed 20 hours per week, effective September 14, 2015.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella		✓	✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte	✓		✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 9, 2015.

_____ Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J.

September 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Mayor and Council of the Borough of Kenilworth, County of Union is aware that Friday, September 18, 2015 has been declared as "POW/MIA Remembrance Day"; and

WHEREAS, all Americans everywhere owe a special debt of gratitude and a responsibility for remembering and honoring those who have given so much to make all of us free and secure in this, our national homeland, and a recognition day is a fitting testament and remembrance to all of us for the sacrifices of our POW/MIA's; and

WHEREAS, in honor of this special day, a ceremony will be held in front of the Union County Courthouse, Broad Street, Elizabeth, New Jersey at 11:15 AM;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth, County of Union that it hereby declares Friday, September 18, 2015 as

"POW/MIA REMEMBRANCE DAY"

in the Borough of Kenilworth and urges all citizens of the Borough of Kenilworth to make special effort to give thanks and to remember the sacrifices rendered to us by all these noble sons and daughters of America.


Approved: _____



Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓	✓		
Councilman Anthony DeLuca				✓		
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz						✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 9, 2015.



Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



SEPTEMBER 23, 2015 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Executive Session of Aug. 25, 2015, Work Session of Sept. 8, 2015 and Regular Council Meeting of Sept. 9, 2015 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - Letter from Resident – Mrs. Malina
 - NJ DCA Best Practices Survey 2015 Borough Submittal (emailed to all)
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

Consent Agenda:

 1. That all bills be paid when properly audited and funds are available
 2. Award Contract for payment management service – Capturepoint.com \$5,998.00
 3. Refund cash and performance bond – Jaswant Enterprises \$19,047.00
 4. Refund building permit fee - #15-000271 \$46.00
 5. Authorize Hold Harmless Agreement – Union Twp. Firing Range
 6. Out the Brakes on Fatalities Day – October 10, 2015
 7. October is Breast Cancer Awareness Month
 8. Temporary Exemption from Prohibited Uses Under Local Zoning Ordinances
 9. Disposal of Surplus Real Public Property
 10. Award Storm Sewer Repair – Messercola Excavating Inc. \$9,400.00
 11. Award Senior Building Sidewalk/Parking Lot Repair – S. Brothers, Inc. \$13,500.00
8. ORDINANCES

Res. #___ – **Public Hearing and Adoption**
Ordinance 2015-05 – Master Plan Land Use Ordinance Amendment

Res. #___ - Introduction 2015-06 An Ordinance of the Borough of Kenilworth Amending the Existing Chapter 158 Known as the "Sewers" Ordinance of the Borough of Kenilworth"
9. PRESENTATION Proclamation - National Fallen Firefighters Memorial Service
10. MEETING OPEN TO THE PUBLIC
11. GENERAL BUSINESS
12. ADJOURNMENT Time: _____

Council reserves the right to go into Closed Session if needed. (*Closed Session Meeting Resolution*)

BOROUGH OF KENILWORTH
 CONSENT AGENDA – September 23, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Anthony DeLuca and seconded by Council Member Joe Pao.

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Award Contract for payment management service – Capturepoint.com \$5,998.00
3. Refund cash and performance bond – Jaswant Enterprises \$19,047.00
4. Refund building permit fee - #15-000271 \$46.00
5. Authorize Hold Harmless Agreement – Union Twp. Firing Range
6. Out the Brakes on Fatalities Day – October 10, 2015
7. October is Breast Cancer Awareness Month
8. Temporary Exemption from Prohibited Uses Under Local Zoning Ordinances
9. Disposal of Surplus Real Public Property
10. Award Storm Sewer Repair – Messercola Excavating Inc. \$9,400.00
11. Award Senior Building Sidewalk/Parking Lot Repair – S. Brothers, Inc. \$13,500.00

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.

Laura Reinertsen
 Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J.

September 23, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J.

September 23, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth has a need for a comprehensive on-line registration and payment management service for the Kenilworth Recreation Department; and

WHEREAS, Capturepoint.com can provide software that will support online, mail-in and walk-in registration to the Borough of Kenilworth and maintain said program; and

WHEREAS, the Chief Financial Officer recommends the award of a contract to **Capturepoint.com**, 141 Dayton Street, Ridgewood, NJ 07450, #201-689-2323; and

THEREFORE BE IT RESOLVED, that the Mayor and Clerk be authorized to enter into agreement with **Capturepoint.com**, 141 Dayton Street, Ridgewood, NJ 07450 for their price quote of \$5,998.00.

CERTIFICATION OF FUNDS

DATE: 9-23-2015

APPROPRIATION:

T-03-56-860-020



R. Ordway, Treasurer

Approved: _____


Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J.

September 23, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, on October 29, 2014, Jaswant Enterprises, LLC paid a \$19,047.00 cash bond and performance bond/letter of credit #0183299 to the Borough of Kenilworth for site work at 3 Mark Road, Kenilworth, NJ, and;

WHEREAS, the project has been completed, and;

WHEREAS, an inspection was conducted by Anthony Gallerano, P.E., from Harbor Engineering and he has approved the release of the cash and performance bond.

NOW, THEREFORE BE IT RESOLVED that the Treasurer is hereby authorized to issue a warrant as stated below.

Amount of \$19,047.00 to be refunded to
Jaswant Enterprises, LLC
1160 Route 22 West
Mountainside, NJ 07092

T-03-56-852-001

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No	✓		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J.

September 23, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the following property was issued a permit, and fees were received by the Building Department;

WHEREAS, it has been determined that the owner is a senior citizen and entitled to a reduced fee as per Borough Ordinance No. 99-5.

NOW, THEREFORE BE IT RESOLVED that the Treasurer is hereby authorized to issue a warrant for a refund as stated below.

Amount of \$46.00 to be refunded to owner:

Mr. Bob Woods
144 North 19th Street
Kenilworth, NJ 07033

For Permit #15-000271
Block 53, Lot 3

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J.

September 23, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the Mayor and Borough Clerk be authorized to sign an Indemnity and Hold Harmless Agreement with Union Township for the use of their Police Firing/Gun Range by the Kenilworth Police Department.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

Kenilworth, N.J.

September 23, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

**PUT THE BREAKES ON FATALITIES DAY – OCTOBER 10, 2015
OCTOBER 10, 2015 HAS BEEN DECLARED “PUT THE BRAKES ON FATALITIES DAY” BY THE
BOROUGH OF KENILWORTH POLICE DEPARTMENT**

WHEREAS, Across the nation traffic crashes caused approximately 32,675 (est.) fatalities in 2014, and are the leading cause of death for young people ages 15 to 34; and

WHEREAS, In New Jersey, 556 individuals lost their lives in traffic crashes in 2015; and

WHEREAS, Alcohol-related crashes accounted for 27.0 percent of the State’s traffic fatalities while 26 percent of all fatal crashes involved traveling at unsafe speeds; and

WHEREAS, Motorcyclists, bicycle riders and pedestrians face increased risks on New Jersey’s roadways, as people opt for alternative modes of transportation; and

WHEREAS, 60 MOTORCYCLISTS, 11 bicyclists and 170 pedestrians were killed in New Jersey in traffic-related crashes in 2015; and

WHEREAS, Safer driving behaviors such as buckling up every ride, obeying posted speed limits, stopping for pedestrians in crosswalks and using crosswalks when walking, avoiding aggressive driving behaviors, never driving impaired, wearing property safety gear while riding a motorcycle or bicycle and focusing solely on driving by avoiding distractions can dramatically reduce the number of traffic-related injuries and deaths:

NOW, THEREFORE, the Mayor and Council of the Borough of Kenilworth, Kenilworth New Jersey, County of Union, hereby proclaim October 10, 2015, “Put the Brakes on Fatalities Day” and call upon everyone to put these lifesaving behaviors into practice to improve safety on the roadways in our community and throughout the State.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

Kenilworth, N.J. September 23, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, a woman receives a diagnosis of breast cancer every two minutes, making this disease the most frequently diagnosed cancer among women in the U.S., other than skin cancers;

WHEREAS about 40,000 women and 430 men are expected to die from breast cancer in 2015;

WHEREAS, through research and advocacy, significant advances have been made in the fight against breast cancer, including an increase in five-year relative survival rates for localized breast cancer from 74 percent to 98 percent;

WHEREAS, over 3 million breast cancer survivors living in the U.S. today are a testament to courage, as well as to the importance of promoting awareness about breast cancer, providing information, funding research, following recommended screening guidelines, and offering treatment to those who are affected;

WHEREAS, screening rates are declining and a recent study reveals that among the 1.5 million women studied over the age over 40 with health insurance, less than fifty percent received the recommended annual screening;

WHEREAS, Various organizations are spreading breast cancer awareness to both women and men through outreach, education, and screening programs, and have empowered women with the life-saving message of early detection and the importance of having annual mammograms; and the Borough of Kenilworth would like to support and encourage these ongoing efforts on behalf of our citizens,

WHEREAS, throughout the month of October, women are encouraged to make a renewed commitment to following recommended screening guidelines and to make a mammogram appointment;

WHEREAS, throughout the month of October, organizations and health practitioners in this Borough are encouraged to use this opportunity to promote awareness about breast cancer and proper breast health, and to encourage annual mammograms;

WHEREAS, public officials and citizens of Kenilworth are urged to observe this month with appropriate activities and programs that encourage annual mammograms;

WHEREAS, the Borough of Kenilworth recognizes the importance of working together and supporting events such as Breast Cancer Awareness Month; therefore,

BE IT RESOLVED, that the Mayor and Council of the Borough of Kenilworth, on behalf of all the residents of Kenilworth, does hereby proclaim the month of October 2015 as

BREAST CANCER AWARENESS MONTH

and urges all residents to take steps to get life-saving mammograms and educate themselves, their families, and the community about breast cancer.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

Kenilworth, N.J.

September 23, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

TEMPORARY EXEMPTION FROM PROHIBITED USES UNDER LOCAL ZONING ORDINANCES

WHEREAS, the Mayor and Council wish to support pride and economic development in their community; and

WHEREAS, the Mayor and Council seek to enhance economic, cultural, and social benefits by extending an open invitation to all citizens of the State of New Jersey to participate in special limited duration community events within the Borough; and

WHEREAS, special community events sponsored or otherwise sanctioned by the Borough provide a foundation to support the heretofore expressed goals and broadens Kenilworth's exposure for economic development and recreation; and

WHEREAS, special civic events may include activities which are expressly prohibited under Article XII of Chapter 197¹ or not specifically permitted by or within the Borough Code

NOW, THEREFORE BE IT RESOLVED that the above recitals are incorporated herein; and

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Kenilworth by a majority of vote confirm and ratify that Community events of a duration less than fifteen days that may be operated by independent contractors or third parties supervised by the Borough are hereby exempt from the Zoning regulation and prohibitions of Chapter 197 of the Code for the Borough of Kenilworth.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No	✓		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.

Laura Reinertsen, Borough Clerk

¹ For example fireworks, commercial amusement rides, pony rides, petting zoos or other events with excessively loud noise.

RESOLUTION

No. 9

Kenilworth, N.J.

September 23, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

A RESOLUTION SETTING FORTH THE INTENT and METHOD TO DISPOSE OF SURPLUS REAL PUBLIC PROPERTY WITHIN THE BOROUGH OF KENILWORTH THAT MEETS SPECIFIC CRITERIA

PURPOSE OF THE RESOLUTION

WHEREAS, the council for the municipality is responsible for managing the effective use of Borough assets both real and personal assets, as well as the disposal of real property that is no longer critical to the municipality; and

WHEREAS, the governing body for the municipality recognizes the positive impact on the community by making unused government resources available to the public at large and specifically to the adjacent land owner of undeveloped land which is less than the minimum size of a building lot within the zone; and

WHEREAS, unneeded or underutilized property belonging to the Borough can vary widely in type and value, and may include assets that may contribute to a community's vitality by providing benefits including the reduction of the Borough's obligation to maintain the property and/or the receipt of additional revenue; and

WHEREAS, the Municipality under the authority delineated by the legislature in N.J.S.A. 40A:12-13 provides the framework for the sale of real property, capital improvements or personal property when not needed for public use, as may be set forth in a resolution or ordinance authorizing the sale of public property.

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KENILWORTH on this 23rd day of September 2015 AS FOLLOWS:

The Borough Attorney with the Chief Financial Officer and Tax Assessor shall promptly commence the task of identification of all lots of unimproved municipal property that are less than a building lot in dimension and without any frontage on an active public street; and

Each of the adjacent property owners of record within the Borough shall be immediately put on notice that they may be offered to purchase the adjacent municipal lot from the Borough for the cost to the Borough of a survey, deed preparation inclusive of the merger into the purchaser's existing lot plus one hundred dollars; and

If the adjacent property owner does not elect to exercise the option to purchase, it shall be sold at public auction after being advertised twice over a two week period with the minimum bid set at the foregoing price plus one thousand dollars; and

All such deeds of sale shall be quiet claim deeds with the reservation of an easement of necessity for sewers or drainage and restriction on any future subdivision of the merged lot; and

Nothing in this resolution or in any other statements or prior representations are intended to confer third-party beneficiary status on any member of the public.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella						
Councilman Anthony DeLuca						
Councilman Brian Joho						
Councilman Richard LoForte						
Councilman Nicholas Mascaro						
Councilman Scott Pentz						
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.

Laura Reinhertsen, Borough Clerk

RESOLUTION

No. 10

Kenilworth, N.J.

September 23, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, there is need to repair a Borough storm sewer line at 321 North 16th Street; and

WHEREAS, the Borough Engineer is in receipt of quotes for the repair and is recommending award to Messercola Excavating Inc. at their quote of \$9,400.00; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

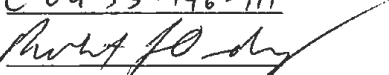
1. The Borough of Kenilworth hereby authorizes the Mayor and Clerk to enter into an agreement with Messercola Excavating Inc. for their quote for the Repair of a Borough Storm Sewer Line located at 321 North 16th Street, for a sum of \$9,400.00
2. The Mayor, Borough Clerk and the Borough Attorney are hereby authorized to negotiate and finalize terms of the agreement and execute all necessary documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 9-23-2015

APPROPRIATION:

C-04-55-146-111


ROBERT ORDWAY, TREASURER


Approved: _____



Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca	✓		✓			
Councilman Brian Joho						✓
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

Kenilworth, N.J.

September 23, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth Senior Building rear sidewalk and parking lot are in need of repair; and

WHEREAS, the Borough Engineer is in receipt of quotes for the repair and installation of drainage system and is recommending award to S. Brothers, Inc. at their quote of \$13,500.00; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby authorizes the Mayor and Clerk to enter into an agreement with S. Brothers Inc. for their quote for the Kenilworth Senior Citizens Club Sidewalk & Parking Lot Repair, for a sum of \$13,500.00
2. The Mayor, Borough Clerk and the Borough Attorney are hereby authorized to negotiate and finalize terms of the agreement and execute all necessary documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 9-23-2015

APPROPRIATION:

C-04-S5-146-111



ROBERT ORDWAY, TREASURER

Approved: _____


Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella						
Councilman Anthony DeLuca						
Councilman Brian Joho						
Councilman Richard LoForte						
Councilman Nicholas Mascaro						
Councilman Scott Pentz						
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 12

Kenilworth, N.J.

September 23, 2015

Introduced by: [Signature]

Seconded by: R. LoForte

BE IT HEREBY RESOLVED that the ordinance entitled:

**AN ORDINANCE AMENDING AND SUPPLEMENTING THE 'LAND USE ORDINANCE' OF THE
BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY ENTITLED LAND
DEVELOPMENT**

Was introduced and approved on first reading, at the regular meeting of the Borough Council on June 10, 2015 and approved for final passage at the regular meeting of the Borough Council of September 23, 2015 after all persons interested were given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its final adoption.

Approved: [Signature]

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	<input checked="" type="checkbox"/>					
Councilman Anthony DeLuca						
Councilman Brian Joho						<input checked="" type="checkbox"/>
Councilman Richard LoForte		<input checked="" type="checkbox"/>				
Councilman Nicholas Mascaro						
Councilman Pentz						
ON CONSENT AGENDA	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on Sept. 23, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-05**

**AN ORDINANCE AMENDING AND SUPPLEMENTING THE 'LAND USE ORDINANCE' OF THE
BOROUGH OF KENILWORTH, COUNTY OF UNION, STATE OF NEW JERSEY ENTITLED LAND
DEVELOPMENT**

WHEREAS, The Borough of Kenilworth desires to amend the Land Use Ordinance as part of its new Master Plan of the Borough of Kenilworth General Code to plan and guide the appropriate use or development of all land in a manner which will promote the public health, safety, morals and general welfare of the Borough's residents and business owners and will benefit the public as required by statute; and

WHEREAS, the first reading of the amended Ordinance occurred on June 10, 2015 and Notice was published on June 18, 2015 in the Local Source; and

WHEREAS, the amendment of the Land Use Ordinance was necessary to provide for clarifications proposed.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Kenilworth as follows:

SECTION 1. The following shall replace in its entirety; the Borough of Kenilworth Land Use Ordinance

See Exhibit A attached hereto

SECTION 2. All ordinances or parts or ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.


SECTION 3. If any portion of this ordinance shall be determined to be invalid, such determination shall not affect the validity of the remaining portions of said ordinance.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with law

Approved: _____

Fred Pugliese, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
X		X				SAL CANDARELLA	✓		✓			
					X	ANTHONY DELUCA			✓			
		X				BRIAN JOHO						✓
	X	X				RICHARD LOFORTE		✓	✓			
		X				BARBARA MACECSKO			✓			
						SCOTT PENTZ (Eff. July 8, 2015)			✓			
		X				NICHOLAS MASCARO			✓			
Introduced: June 24, 2015						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: Sept. 23, 2015												



Laura Reinertsen, Borough Clerk

RESOLUTION

No. 13

Kenilworth, N.J.

September 23, 2015

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2015-06, entitled:

**AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 158
KNOWN AS THE "SEWERS" ORDINANCE OF THE BOROUGH OF KENILWORTH"**

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 28th day of October, 2015 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Approved: [Signature]

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			✓
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz	✓		✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on Sept. 23, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-06**

**AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 158
KNOWN AS THE "SEWERS" ORDINANCE OF THE BOROUGH OF KENILWORTH"**

BE IT HEREBY **ORDAINED** by the Borough Council of the Borough of Kenilworth in the County of Union and the State of New Jersey as follows:

Chapter 158 Article IV § 158-33 entitled "Prohibited conduct" and §158-35 entitled "Violations and penalties" are hereby rescinded upon the adoption and publication as provided by statue and replaced by the following:

§ 158-33 Prohibited Conduct

- A. No person shall discharge or cause to be discharged through an illicit connection to the municipal separate storm sewer system operated by or for the Borough of Kenilworth any domestic sewage, noncontact cooling water, process wastewater, or other industrial waste (other than storm water).
- B. No person shall place any object within three feet of any access point or manhole for a sanitary sewer or a storm sewer, or an industrial sewer within a municipal right-of-way or easement that may obstruct access to the sewer system.
- C. No person shall obstruct a storm sewer inlet grate thereby restricting the natural flow of surface water into a storm sewer or retention pond or dry well.

§ 158-35 Violations and Penalties


- A. Any person(s) who is found to be in violation of the provisions of this article shall be subject to a fine of no less than \$200 and not more than \$2000. Each day that a violation continues after notification shall constitute an additional separate offense.
- B. Any object in violation of §158-33B or §158-33C shall be subject to removal by the municipality at the owner's expense if it is not removed by the owner and/or person(s) responsible for placing the obstruction within the municipal right-of-way.
- C. If any object that is removed by the municipality is not reclaimed and the owner or his/her designee has not paid for the removal and storage within ten business days, the object shall be deemed abandoned and sold by the Borough Clerk to pay for the cost of the removal and storage of the object in addition to the cost of the sale.

Effective Date:

This Ordinance shall be in full force and effect from and after its adoption and its publication as required by law.



Fred Pugliese, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
	✓	✓				SAL CANDARELLA						
		✓				ANTHONY DELUCA						
					✓	BRIAN JOHO						
		✓				RICHARD LOFORTE						
		✓				NICHOLAS MASCARO						
✓		✓				SCOTT PENTZ						
Introduced: Sept 23, 2015						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.  Laura Reinertsen, Borough Clerk						
Final Adoption: October 28, 2015												

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



OCTOBER 14, 2015 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Regular Council Meeting of Sept. 23, 2015 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - UC Open Space Trust Fund Invite – Kids Recreation Trust Grant Award
 - Mayors Council Rahway River Watershed Flood Control Budget 2016
 - Kenilworth Silver Card Assoc. 11th Anniversary Event
 - Department reports for September 2015 were received from: the Clerk's Office, Finance Dept., Fire Dept, Planning & Zoning, Police Depart, and the Dept. of Public Works
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

Consent Agenda:

 1. That all bills be paid when properly audited and funds are available
 2. Capital Budget Amendment
 3. NJDOT Municipal Aid Application 2016
 4. Special Items of Revenue – UC Infrastructure Grant \$35,000.00
 5. Mayors Council Rahway River Watershed Flood Control Allocation \$5,000.00
 6. Authorize Terminal Leave – L. Paserchia
 7. Authorize Disposal of Borough Vehicles for Scrap
 8. Award Contract for Rec Roof Repair – TREMCO \$53,687.39
 9. Award Contract for Curb Rehab – A&A Curbing, Inc. \$32,400.00
8. ORDINANCES Res. # 10 - Introduction 2015-07 BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF GRANITE BLOCK CURBING AT PORTIONS OF COOLIDGE DRIVE, ARBOR STREET AND WINDSOR PLACE IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, A LOCAL IMPROVEMENT, TO APPROPRIATE THE SUM OF \$107,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.
9. MEETING OPEN TO THE PUBLIC
10. GENERAL BUSINESS
11. ADJOURNMENT

Time: _____

Council reserves the right to go into Closed Session if needed. (Closed Session Meeting Resolution)

BOROUGH OF KENILWORTH
CONSENT AGENDA – October 14, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Stanley and seconded by Council Member Mo Piro.

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Capital Budget Amendment
3. NJDOT Municipal Aid Application 2016
4. Special Items of Revenue – UC Infrastructure Grant \$35,000.00
5. Mayors Council Rahway River Watershed Flood Control Allocation \$5,000.00
6. Authorize Terminal Leave – L. Paserchia
7. Authorize Disposal of Borough Vehicles for Scrap
8. Award Contract for Rec Roof Repair – TREMCO \$53,687.39
9. Award Contract for CDBG ADA Curb Rehab Year 41, A&A Curbing \$32,400.00

Approved: Fred Pugliese

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro						✓
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes _		No _			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. _____

Kenilworth, N.J.

October 14, 2015

Introduced by: _____

Seconded by: CONSENT AGENDA

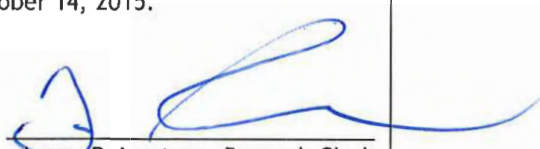
BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Anthony DeLuca	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Councilman Brian Joho	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Richard LoForte	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Nicholas Mascaro	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Councilman Scott Pentz	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 14, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J.

October 14, 2015

Introduced by: CONSENT AGENDA

Seconded by: _____

CAPITAL BUDGET AMENDMENT

WHEREAS, the local capital budget for the year 2015 was adopted on the 13th day of May, 2015: and,

WHEREAS, it is desired to amend said adopted capital budget,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Kenilworth, County of Union, that the following amendments(s) to the adopted capital budget of the 2015 Budget be made:

	(((
	(((
RECORDED VOTE	(((
(Insert Last Names)	AYES	(NAYS	(ABSTAIN
	(((
	(((

CAPITAL BUDGET (CURRENT YEAR ACTION)

1	2	3	4	5a	5b	5c	5d	5e	6
Project	Project Number	Estimated Total Cost	Amounts Reserved in Prior Years	2015 Budget Appropriation	Capital Improvement Fund	Capital Surplus	Grants in Aid and other funds	Debt Authorized	To be Funded in Future Years
Installation of Granite Curbing	2015-3	107,000			5,100			101,900	
Total All Projects		1,238,000			49,100		225,000	963,900	

3 YEAR CAPITAL PROGRAM 2015-2017

Anticipated Project Schedule Funding Requirements

1	2	3	4	5						
Project	Project Number	Estimated Total Cost	Estimated Completion Time	Funding Amounts Per Year						
				Budget Year 2015	Budget Year 2016	Budget Year 2017	Budget Year 2018	Budget Year 2019	Budget Year 2020	
Installation of Granite Curbing	2015-3	107,000	1 Year	107,000						
Total All Projects		1,238,000		1,238,000						

Approved:

Fred Pugliese, Mayor

	MOVED	SECONDDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca	✓					✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro						✓
Councilman Scott Pentz		✓	✓	✓		
ON CONSENT AGENDA		Yes	✓	No		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 14, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J.

October 14, 2015

Introduced by: CONSENT AGENDA

Seconded by: _____

2016 NJDOT MUNICIPAL AID APPLICATION

Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the 2016 NJDOT Roadway Improvements – "South 21st Street and Various Streets".

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Kenilworth formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that Borough Engineer Anthony Gallerano of Harbor Consultants, the Mayor and the Borough Clerk are authorized to submit an electronic grant application identified as MA-2016-Kenilworth Borough-00236 to the New Jersey Department of Transportation on behalf of the Borough of Kenilworth.


BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Kenilworth and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			✓
Councilman Scott Pentz	✓	✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 14, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J.

October 14, 2015

Introduced by: CONSENT AGENDA

Seconded by: _____

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 municipality when such item 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, the Director may also approve the insertion of any item of appropriation for an equal amount,

WHEREAS, the Borough of Kenilworth wishes to amend its 2015 Budget to include an amount as revenue,


NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kenilworth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item in the budget of the year 2015 in the sum of..... \$35,000.00 which is now available as a revenue from:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public and Private Revenues Off-Set with Appropriations:
County of Union Infrastructure and Municipal Aid Grant

BE IT FURTHER RESOLVED that a like sum of \$35,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations
(A) Operations - Excluded from CAPS
Public and Private Programs Offset by Revenue
County of Union Infrastructure and Municipal Aid Grant

Approved: 
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			✓
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 14, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J.

October 14, 2015

Introduced by: ~~CONSENT AGENDA~~

Seconded by: _____

WHEREAS, there exists in the Rahway River Basin, conditions of serious and repeated flood damage with resulting threat to life and property in areas within each municipality which is desirous of being party to this Agreement; and

WHEREAS, the municipalities, "Parties", and their allocations are as follows: Cranford - \$20,000; Millburn - \$10,000; Maplewood - \$5,000; Springfield - \$10,000; Union - \$10,000; Rahway - \$10,000 and Kenilworth - \$5,000; and

WHEREAS, the Parties intend to act in a cooperative manner to engage in planning, engineering, legal and environmental assessment activities to commence a process to determine the most feasible and effective program for alleviation of these flooding events; and

WHEREAS, the Parties simultaneous with the US Army Corps of Engineers and the New Jersey Environmental Protection (DEP) have been working to finalize the US Army Corp's Rahway River Flood Mitigation Study which included a 2012 INTERLOCAL COST SHARING AGREEMENT that is now replaced by this new agreement;

WHEREAS, Millburn Township is willing to act as LEAD Agency for the phase of work set forth in the attached Agreement .


NOW THEREFORE BE IT RESOLVED, that the Mayor and Clerk be authorized to enter into agreement with the Mayor's Council for Rahway Watershed Flood Control Municipal Cost Sharing Agreement FY 2016.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro						✓
Councilman Scott Pentz	✓	✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 14, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

Kenilworth, N.J.

October 14, 2015

Introduced by: CONSENT AGENDA

Seconded by: _____

WHEREAS, Linda Paserchia has notified the Borough of Kenilworth of her intention to resign effective October 16, 2015, and;

WHEREAS, Linda Paserchia is entitled to Terminal Leave pay as per the employee manual;

WHEREAS, Linda Paserchia has elected to receive this payment in one installment.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make payment as indicated above based on a final calculation upon her final day of work.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro						✓
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 14, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

Kenilworth, N.J.

October 14, 2015

Introduced by: _____

Seconded by: CONSENT AGENDA

WHEREAS, the Borough Council for the municipality is responsible for managing the effective use of Borough assets both real and personal assets, as well as the disposal of real property that is no longer critical to the municipality; and

WHEREAS, the borough has identified two (2) borough vehicles as having no reasonable, intrinsic value.

BE IT RESOLVED, that the borough clerk be authorized to effectuate the disposal of the following vehicles for scrap value:

1999 Ford, 4DR, vin. #2FAFP71W2XX124418


2001 Ford, 4DR, vin. #2FAFP71WX1X200023

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			✓
Councilman Scott Pentz	✓	✓				
ON CONSENT AGENDA	Yes <u>✓</u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 14, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

Kenilworth, N.J.

October 14, 2015

Introduced by: _____

Seconded by: CONSENT AGENDA

WHEREAS, the recreation building is in need of repair and/or replacement of the roof; and

WHEREAS, the Borough engineer is recommending the TREMCO / WEATHERPROOFING TECHNOLOGIES, INC. for the 2015 Roof Restoration Project for the Kenilworth Recreation Center pursuant to the Middlesex Regional Educational Services Commission Contract #IFB-013-B; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby awards a contract to TREMCO / WEATHERPROOFING TECHNOLOGIES, INC., 3735 Green Road, Beachwood, Ohio 44122, (216)292-5000; for their total project cost of \$53,687.39
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 10-14-2015

APPROPRIATION:

C-04-55-146-103

Robert Ordway
ROBERT ORDWAY, TREASURER

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			✓
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No	___		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 14, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

Kenilworth, N.J.

October 14, 2015

Introduced by CONSENT AGENDA

Seconded by: _____

WHEREAS, the Borough of Kenilworth was awarded \$35,000.00 for ADA Curb and Ramp Reconstruction through the Union County Community Development Block Grant (CDBG) Revenue Sharing Committee for Year 41; and

WHEREAS, three (3) requests for proposals were solicited for said project; the borough engineer recommends A&A Curbing, Inc. at their base bid of \$32,400.00; and

WHEREAS, the Municipal Treasurer has certified as to the availability of funds for this purpose; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby awards a contract to **A&A Curbing, Inc.** (15 Terry Avenue, POBox 447, South River, NJ 08882), **732-254-0650/0763**, whose proposal amounted to **\$32,400.00**
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

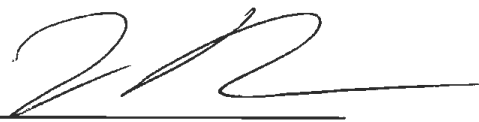
CERTIFICATION OF FUNDS _____

DATE: 10-14-2015

APPROPRIATION: _____


T-06-56-850-001

Robert Ordway
ROBERT ORDWAY, TREASURER

Approved: 
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No	✓		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 14, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

Kenilworth, N.J.

October 14, 2015

Introduced by: Brian Joho

Seconded by: Richard LoForte

BE IT HEREBY RESOLVED that the ordinance #2015-07, entitled:

BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF GRANITE BLOCK CURBING AT PORTIONS OF COOLIDGE DRIVE, ARBOR STREET AND WINDSOR PLACE IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, A LOCAL IMPROVEMENT, TO APPROPRIATE THE SUM OF \$107,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 10th day of November, 2015 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Approved: Fred Pugliese

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho	✓		✓			
Councilman Richard LoForte		✓	✓			
Councilman Nicholas Mascaro						✓
Councilman Scott Pentz			✓			
ON CONSENT AGENDA	Yes	No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 14, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF GRANITE BLOCK CURBING AT PORTIONS OF COOLIDGE DRIVE, ARBOR STREET AND WINDSOR PLACE IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, A LOCAL IMPROVEMENT, TO APPROPRIATE THE SUM OF \$107,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of Kenilworth, in the County of Union, State of New Jersey, as follows:

Section 1. The Borough of Kenilworth, in the County of Union, New Jersey (the "Borough") is hereby authorized to install granite block curbing at portions of Coolidge Drive, Arbor Street and Windsor Place in, by and for the Borough. The following properties, identified by their street address and description on the Tax Assessment Map of the Borough, are in the vicinity of and benefit from such improvement:

<u>Block</u>	<u>Lot</u>	<u>Address</u>
101	1	66 Arbor Street
101	2	60 Arbor Street
101	3	311 Coolidge Drive
101	4	315 Coolidge Drive
101	5	319 Coolidge Drive
101	6	323 Coolidge Drive
101	9	335 Coolidge Drive
101	12	347 Coolidge Drive
101	17	367 Coolidge Drive
101	20	379 Coolidge Drive
101	21	383 Coolidge Drive
101	22	387 Coolidge Drive
101	23	391 Coolidge Drive
101	24	63 Windsor Place

<u>Block</u>	<u>Lot</u>	<u>Address</u>
109	8	64 Windsor Place
109	7	60 Windsor Place
109	6	405 Coolidge Drive
111	16	417 Coolidge Drive
111	17	421 Coolidge Drive
111	18	425 Coolidge Drive
111	21	437 Coolidge Drive
111	22	441 Coolidge Drive
111	23	445 Coolidge Drive
111	24	449 Coolidge Drive
111	25 (partial)	423 Boulevard
106	8 (partial)	413 Boulevard
106	9	448 Coolidge Drive
108	8	428 Coolidge Drive
108	9	424 Coolidge Drive
108	10	420 Coolidge Drive
108	11	416 Coolidge Drive
108	12	412 Coolidge Drive
108	13	408 Coolidge Drive
108	14	404 Coolidge Drive
108	15	400 Coolidge Drive
103	12	388 Coolidge Drive
103	13	384 Coolidge Drive
103	14	380 Coolidge Drive
103	15	376 Coolidge Drive
103	17	368 Coolidge Drive
103	18	364 Coolidge Drive
103	19	360 Coolidge Drive
103	20	356 Coolidge Drive
103	22	348 Coolidge Drive
103	23	344 Coolidge Drive
102	1	340 Coolidge Drive
102	2	336 Coolidge Drive
102	3	332 Coolidge Drive

<u>Block</u>	<u>Lot</u>	<u>Address</u>
102	4	328 Coolidge Drive
102	5	324 Coolidge Drive
102	6	320 Coolidge Drive
102	7	316 Coolidge Drive
102	8	312 Coolidge Drive
102	9	308 Coolidge Drive
100	8	51 Arbor Street
100	9	55 Arbor Street
100	10	61 Arbor Street
100	11	65 Arbor Street

Said improvement shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$107,000 is hereby appropriated to the payment of the improvement described in Section 1 of this ordinance. Said sum so appropriated shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance.

Section 3. The improvement shall be undertaken as a local improvement and the cost thereof not borne by the Borough shall be assessed upon the lands and real estate upon the line and in the vicinity of said improvement which may be benefited by said improvement, as provided in Chapter 56 of Title 40 of the New Jersey Statutes, as amended. All assessments levied for said improvement shall in each case be as nearly as may be in proportion to and not in excess of the peculiar benefit, advantage or increase in value which the respective lots and parcels of real estate shall be deemed to receive by reason of such improvement. The total amount of the assessments so levied shall not exceed the cost of said improvement. The portion of such cost which shall not be so assessed shall be paid by the Borough as in the case of a general improvement which is to be paid for by general taxation. Such

portion of the cost shall be in addition to the contribution, if any, of the Borough, hereinafter provided.

Section 4. It is hereby determined and stated that (1) the Borough will not contribute any money to the cost of said improvement, and (2) 100% of the cost of said improvement shall be assessed and the estimated maximum amount of the special assessments for said improvement is \$107,000, and (3) no special assessments for such improvement have been levied or confirmed, and (4) such special assessments may be paid in five annual installments.

Section 5. It is hereby determined and stated that (1) the making of such improvement (hereinafter referred to as "purpose") is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$107,000, and (4) \$5,100 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$101,900, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$18,000, which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. It is hereby determined and stated that moneys exceeding \$5,100, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for the Borough, are now available to finance

said purpose. The sum of \$5,100 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 7. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$101,900 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$101,900 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity

with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$101,900 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from the County of Union, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 13. The Borough intends to issue the bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 14. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 15. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
						SAL CANDARELLA						
						ANTHONY DELUCA						
						BRIAN JOHO						
						RICHARD LOFORTE						
						NICHOLAS MASCARO						
						SCOTT PENTZ						
Introduced: October 14, 2015						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: November 10, 2015												
						<div style="text-align: right;"> _____ Laura Reinertsen, Borough Clerk </div>						

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



OCTOBER 28, 2015 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Session of September 22, 2015 and the Regular Council Meeting of October 14, 2015 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - Union County Notice of Award – 2016 Kid's Recreation Trust Grant \$29,878.20
6. REPORT OF COMMITTEES
7. BOROUGH RESOLUTIONS

Consent Agenda:

 1. That all bills be paid when properly audited and funds are available
 2. Authorize tax lien refund – Cert. #14-00001
 3. Authorize Building Permit Refund, #15-000161 \$86.00
 4. Authorize Registrar license fee, #15-37 \$28.00
 5. Special Item of Revenue – Kid's Recreation Trust Grant \$29,878.20
 6. Authorize UC 2016 Kid's Recreation Trust Grant \$29,878.20
 7. Approve Engineer's Certification of Local Assessment costs
 8. Red Ribbon Week – October 23rd through October 31st
8. ORDINANCES

Res. # ____ – **Public Hearing and Adoption**
2015-06 An Ordinance of the Borough of Kenilworth Amending the Existing Chapter 158 Known as the "Sewers" Ordinance of the Borough of Kenilworth"
- 9.
10. PROCLAMATION: **CHARLES E. VITALE, JR. - PARK DEDICATION**
11. MEETING OPEN TO THE PUBLIC
12. GENERAL BUSINESS

Council reserves the right to go into Closed Session if needed. (*Closed Session Meeting Resolution*)

BOROUGH OF KENILWORTH
CONSENT AGENDA – October 28, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Michael DeFuria

and seconded by Council Member

MD P. Pugliese

Consent Agenda:


1. That all bills be paid when properly audited and funds are available
2. Authorize tax lien refund – Cert. #14-00001
3. Authorize Building Permit Refund, #15-000161 \$86.00
4. Authorize Registrar license fee, #15-37 \$28.00
5. Special Item of Revenue – Kid's Recreation Trust Grant \$29,878.20
6. Authorize UC 2016 Kid's Recreation Trust Grant \$29,878.20
7. Approve Engineer's Certification of Local Assessment costs
8. Red Ribbon Week – October 23rd through October 31st

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte	✓		✓			
Councilman Nicholas Mascaro						✓
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on September 23, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J.

October 28, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte	✓		✓			
Councilman Nicholas Mascaro						✓
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA			Yes <u>✓</u>	No <u> </u>		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 28, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J.

October 28, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth held a tax sale on June 25, 2014 for delinquent 2013 property taxes, and a tax lien was purchased by FWDSL & Associates, LP on property located at 400 North 15th Street, Kenilworth, NJ, and

WHEREAS, the owner of said property has satisfied said lien, together with interest and costs by payment of amount due at the Office of the Collector of Taxes, and

WHEREAS, the Lienholder paid to the Collector of Taxes a premium in the amount of \$17,500.00 and since the statutory period of five years has not passed, these funds must also be returned.

NOW THEREFORE BE IT RESOLVED, that the Treasurer be and is hereby authorized to draw a warrant to the named Lienholder as follows, To be refunded upon receipt of the original Certificate of Sale #14-00001 by the Collector of Taxes:

FWDSL & Associates, LP
5 Cold Hill Road S, Suite 11
Mendham, NJ 07945

REDEMPTION AMOUNT
\$17,750.86

PREMIUM TRUST ACCOUNT
\$17,500.00

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte	✓		✓			
Councilman Nicholas Mascaro						✓
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 28, 2015.

_____ Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J.

October 28, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, the following property was issued an electrical permit, and fees were received by the Building Department;

WHEREAS, the homeowner has cancelled the permit;

NOW, THEREFORE BE IT RESOLVED that the Treasurer be and is hereby authorized to draw a warrant to refund the following to:

Amount of \$86.00 be refunded to the homeowner:
Mr. James Hamilton
741 Vernon Avenue
Kenilworth, NJ 07033

For Electrical Permit #15-000161
Block 158, Lot 11

5-01-08-160-000

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte	✓		✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 28, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J.

October 28, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, the following person was issued a marriage license in error by the registrar;

WHEREAS, the couple needs to be refunded for the license fee;

NOW, THEREFORE BE IT RESOLVED that the Treasurer be and is hereby authorized to draw a warrant to refund the following to:

Amount of \$28.00 be refunded to:
Mr. Anthony Jankowski
7 Partridge Run
Washington, NJ 07882

For marriage license 15-37
Issued on 8-26-2015

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte	✓		✓			
Councilman Nicholas Mascaro			✓			
Councilman Scott Pentz		✓	✓			✓
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 28, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J.

October 28, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BOROUGH OF KENILWORTH, COUNTY OF UNION

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 municipality when such item 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, the Director may also approve the insertion of any item of appropriation for an equal amount,

WHEREAS, the Borough of Kenilworth wishes to amend its 2015 Budget to include an amount as revenue,

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kenilworth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item in the budget of the year 2015 in the sum of\$29,878.20 which is now available as a revenue from:


Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public and Private Revenues Off-Set with Appropriations:
County of Union Kid's Recreation Trust Grant

BE IT FURTHER RESOLVED that a like sum of\$29,878.20 be and the same is hereby appropriated under the caption of:


General Appropriations
(A) Operations - Excluded from CAPS
Public and Private Programs Offset by Revenue
County of Union Kid's Recreation Trust Grant

Approved: _____


Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte	✓		✓			
Councilman Nicholas Mascaro						✓
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 28, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

Kenilworth, N.J.

October 28, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, the Union County Board of Chosen Freeholders has announced the 2015 Kids Recreation Trust Fund Grant; and,

WHEREAS, this grant focuses on summer recreational programs for the youth of Union County, and overall recreational improvements within each municipality; and

WHEREAS, the Borough of Kenilworth has been awarded \$29,878.20 towards recreational improvements; and

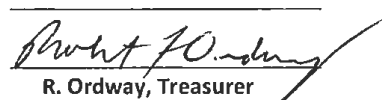
WHEREAS, the Borough of Kenilworth agrees to conform the with the terms and conditions of this important matching grant opportunity; and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Clerk be authorized to enter into agreement with the County of Union on behalf of the Borough of Kenilworth.

CERTIFICATION OF FUNDS

DATE: 10-28-2015

APPROPRIATION:



R. Ordway, Treasurer

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte	✓		✓			
Councilman Nicholas Mascaro						✓
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 28, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

Kenilworth, N.J.

October 28, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED:

WHEREAS, Anthony Gallerano, Borough Engineer, has submitted his report to the Governing Body of the Borough of Kenilworth certifying the cost of construction of the curbs in various locations on Coolidge Drive, Arbor Street, Windsor Place, Lincoln Drive, Lee Terrace and Boulevard in the Borough of Kenilworth, and assessing the cost thereof upon the property benefiting there from in proportion to and not to excess of the peculiar benefit, advantage or increase in value which the property is seemed to receive by reason of the improvement.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Kenilworth that the total assessment as set forth in the Affidavit of Anthony Gallerano of Harbor Consultants, dated October 27, 2015, is hereby confirmed and that the amount of each assessment as set forth therein shall become a lien on said property, in accordance with the law, and may be paid by said property owner in a lump sum payment without interest or may be paid by said property owner in equal annual installments over five years.

Ordinance No. 2015-07

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte	✓		✓			
Councilman Nicholas Mascaro						✓
Councilman Scott Pentz		✓	✓			
ON CONSENT AGENDA	Yes	—	No	—		

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 28, 2015.

Laura Reinertsen, Borough Clerk


AFFIDAVIT

STATE OF NEW JERSEY)
) SS:
COUNTY OF UNION)

I, ANTHONY GALLERANO, of full age, being duly sworn on my oath to law, depose and say that:

I am the Engineer for the Borough of Kenilworth and hereby certify that the construction of the curbs on both sides of the entire length of Coolidge Drive, both side of the entire length of Windsor Place and both sides of Arbor Street from the municipal boundary line to the intersection f Coolidge Drive is estimated to be \$101,900, rounded to the nearest one hundred. I assess the cost upon the properties in front of which said construction is to be performed based on a unit cost of \$26 per linear foot plus soft costs, in accordance with attached Schedule "A".

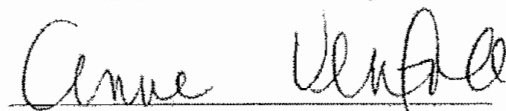
I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willingly false, I am subject to punishment.



Anthony Gallerano, PE, PP
Borough Engineer

Sworn and subscribe to before

me this 27th day of October, 2015



ANNE M VENTOLA
ID # 2250800
NOTARY PUBLIC
STATE OF NEW JERSEY
My Commission Expires May 2, 2020

SCHEDULE "A" - CURB ASSESSMENT

COOLIDGE DRIVE, WINDSOR PLACE & ARBOR STREET

BOROUGH OF KENILWORTH, UNION COUNTY, NEW JERSEY

No.	BLOCK	LOT	STREET	Full or Partial (F/P)	Curb Length (Feet)	Belgium Block Curb Good Cond. (Y/N)	Hard Cost	Soft Cost (Estimated Eng. & Inspec. Fees)	Total Cost (Hard & Soft Costs)
1	101	1	66 Arbor Street	F	50	No	\$1,300.00	\$195.00	\$1,495.00
2	101	2	60 Arbor Street	F	50	No	\$1,300.00	\$195.00	\$1,495.00
3	101	3	311 Coolidge Drive	F	50	No	\$1,300.00	\$195.00	\$1,495.00
4	101	4	315 Coolidge Drive	F	50	No	\$1,300.00	\$195.00	\$1,495.00
5	101	5	319 Coolidge Drive	F	50	No	\$1,300.00	\$195.00	\$1,495.00
6	101	6	323 Coolidge Drive	F	50	No	\$1,300.00	\$195.00	\$1,495.00
9	101	9	335 Coolidge Drive	F	50	No	\$1,300.00	\$195.00	\$1,495.00
12	101	12	347 Coolidge Drive	F	50	No	\$1,300.00	\$195.00	\$1,495.00
17	101	17	367 Coolidge Drive	F	50	No	\$1,300.00	\$195.00	\$1,495.00
20	101	20	379 Coolidge Drive	F	50	No	\$1,300.00	\$195.00	\$1,495.00
21	101	21	383 Coolidge Drive	F	48	No	\$1,248.00	\$187.20	\$1,435.20
22	101	22	387 Coolidge Drive	F	48	No	\$1,248.00	\$187.20	\$1,435.20
23	101	23	391 Coolidge Drive	F	141	No	\$3,672.50	\$550.88	\$4,223.38
24	101	24	63 Windsor Place	F	75	No	\$1,940.64	\$291.10	\$2,231.74
28	109	8	64 Windsor Place	F	40	No	\$1,047.28	\$157.09	\$1,204.37
29	109	7	60 Windsor Place	F	134	No	\$3,496.22	\$524.43	\$4,020.65
30	109	6	405 Coolidge Drive	F	49	No	\$1,264.64	\$189.70	\$1,454.34
33	111	16	417 Coolidge Drive	F	48	No	\$1,238.12	\$185.72	\$1,423.84
34	111	17	421 Coolidge Drive	F	48	No	\$1,238.12	\$185.72	\$1,423.84

No.	BLOCK	LOT	STREET	Full or Partial (F/P)	Curb Length (Feet)	Belgium Block Curb Good Cond. (Y/N)	Hard Cost	Soft Cost (Estimated Eng. & Inspec. Fees)	Total Cost (Hard & Soft Costs)
35	111	18	425 Coolidge Drive	F	48	No	\$1,238.12	\$185.72	\$1,423.84
38	111	21	437 Coolidge Drive	F	48	No	\$1,238.12	\$185.72	\$1,423.84
39	111	22	441 Coolidge Drive	F	50	No	\$1,300.00	\$195.00	\$1,495.00
40	111	23	445 Coolidge Drive	F	55	No	\$1,430.00	\$214.50	\$1,644.50
41	111	24	449 Coolidge Drive	F	55	No	\$1,430.00	\$214.50	\$1,644.50
42	111	25	423 Boulevard	P	65	No	\$1,690.00	\$253.50	\$1,943.50
43	106	8	413 Boulevard	P	65	No	\$1,690.00	\$253.50	\$1,943.50
44	106	9	448 Coolidge Drive	F	50	No	\$1,300.00	\$195.00	\$1,495.00
47	108	8	428 Coolidge Drive	F	57	No	\$1,469.00	\$220.35	\$1,689.35
48	108	9	424 Coolidge Drive	F	57	No	\$1,469.00	\$220.35	\$1,689.35
49	108	10	420 Coolidge Drive	F	57	No	\$1,469.00	\$220.35	\$1,689.35
50	108	11	416 Coolidge Drive	F	57	No	\$1,469.00	\$220.35	\$1,689.35
51	108	12	412 Coolidge Drive	F	57	No	\$1,469.00	\$220.35	\$1,689.35
52	108	13	408 Coolidge Drive	F	57	No	\$1,469.00	\$220.35	\$1,689.35
53	108	14	404 Coolidge Drive	F	57	No	\$1,469.00	\$220.35	\$1,689.35
54	108	15	400 Coolidge Drive	F	60	No	\$1,547.00	\$232.05	\$1,779.05
55	103	12	388 Coolidge Drive	F	60	No	\$1,547.00	\$232.05	\$1,779.05
56	103	13	384 Coolidge Drive	F	57	No	\$1,469.00	\$220.35	\$1,689.35
57	103	14	380 Coolidge Drive	F	57	No	\$1,469.00	\$220.35	\$1,689.35
58	103	15	376 Coolidge Drive	F	50	No	\$1,300.00	\$195.00	\$1,495.00
60	103	17	368 Coolidge Drive	F	52	No	\$1,352.00	\$202.80	\$1,554.80
61	103	18	364 Coolidge Drive	F	53	No	\$1,378.00	\$206.70	\$1,584.70
62	103	19	360 Coolidge Drive	F	54	No	\$1,404.00	\$210.60	\$1,614.60
63	103	20	356 Coolidge Drive	F	55	No	\$1,430.00	\$214.50	\$1,644.50
65	103	22	348 Coolidge Drive	F	57	No	\$1,482.00	\$222.30	\$1,704.30

No.	BLOCK	LOT	STREET	Full or Partial (F/P)	Curb Length (Feet)	Belgium Block Curb Good Cond. (Y/N)	Hard Cost	Soft Cost (Estimated Eng. & Inspec. Fees)	Total Cost (Hard & Soft Costs)
66	103	23	344 Coolidge Drive	F	58	No	\$1,508.00	\$226.20	\$1,734.20
67	102	1	340 Coolidge Drive	F	50	No	\$1,300.00	\$195.00	\$1,495.00
68	102	2	336 Coolidge Drive	F	51	No	\$1,326.00	\$198.90	\$1,524.90
69	102	3	332 Coolidge Drive	F	52	No	\$1,352.00	\$202.80	\$1,554.80
70	102	4	328 Coolidge Drive	F	53	No	\$1,378.00	\$206.70	\$1,584.70
71	102	5	324 Coolidge Drive	F	54	No	\$1,404.00	\$210.60	\$1,614.60
72	102	6	320 Coolidge Drive	F	55	No	\$1,430.00	\$214.50	\$1,644.50
73	102	7	316 Coolidge Drive	F	56	No	\$1,456.00	\$218.40	\$1,674.40
74	102	8	312 Coolidge Drive	F	57	No	\$1,482.00	\$222.30	\$1,704.30
75	102	9	308 Coolidge Drive	F	124	No	\$3,232.32	\$484.85	\$3,717.17
76	100	8	51 Arbor Street	F	71	No	\$1,836.64	\$275.50	\$2,112.14
77	100	9	55 Arbor Street	F	110	No	\$2,856.62	\$428.49	\$3,285.11
78	100	10	61 Arbor Street	F	50	No	\$1,300.00	\$195.00	\$1,495.00
79	100	11	65 Arbor Street	F	50	No	\$1,300.00	\$195.00	\$1,495.00
					3,405		\$88,532.34	\$13,279.85	\$101,812.19

RESOLUTION

No. 8

Kenilworth, N.J.

October 28, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

RED RIBBON WEEK: OCTOBER 23 – 31, 2015

Whereas, October 23 through October 31, 2015 has been designated Red Ribbon Week, and

Whereas, Red Ribbon Week started in 1985 with a group of parents wearing red satin badges as a memorial to Enrique Camarena, a Federal Drug Enforcement Administration Agent who was killed while on duty, and

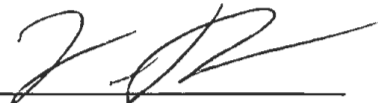
Whereas, as a result, in 1989 the red ribbon became a united symbol of commitment to create a drug-free America, showing a nation's intolerance to alcohol and drug abuse, and

Whereas, the Municipal Alliance of the Borough of Kenilworth, whose mandate includes spreading the message of drug and alcohol abuse prevention, has coordinated city and school participation by sponsoring Red Ribbon Week, and

Whereas, the Municipal Alliance of the Borough of Kenilworth, through the efforts of the Municipal Alliance and the Kenilworth Public schools, will proudly join the nation's celebration of Red Ribbon Week by displaying red ribbons throughout the Borough of Kenilworth – at Borough Hall, in the business district, at school, and at places of worship.

Therefore, the Mayor and Council of the Borough of Kenilworth do hereby proclaim **October 23 through October 31, 2015 as Red Ribbon Week** in the Borough of Kenilworth and ask all residents to join in a personal commitment to a drug-free America by wearing and displaying red ribbons during Red Ribbon Week.

Approved: _____


Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Anthony DeLuca			✓			
Councilman Brian Joho			✓			
Councilman Richard LoForte	✓		✓			
Councilman Nicholas Mascaro	✓		✓			
Councilman Scott Pentz	✓	✓	✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 28, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

Kenilworth, N.J.

October 28, 2015

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2015-06 entitled:

**AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 158
KNOWN AS THE "SEWERS" ORDINANCE OF THE BOROUGH OF KENILWORTH"**

Was introduced and approved on first reading, at the regular meeting of the Borough Council on September 23, 2015 and approved for final passage at the regular meeting of the Borough Council of October 28, 2015 after all persons interested were given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its final adoption.

Approved: [Signature]

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓	✓		
Councilman Anthony DeLuca			✓	✓		
Councilman Brian Joho			✓	✓		
Councilman Richard LoForte	✓		✓	✓		
Councilman Nicholas Mascaro						✓
Councilman Scott Pentz			✓	✓		
ON CONSENT AGENDA	Yes _	No _				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on October 28, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-06**

**AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 158
KNOWN AS THE "SEWERS" ORDINANCE OF THE BOROUGH OF KENILWORTH"**

BE IT HEREBY ORDAINED by the Borough Council of the Borough of Kenilworth in the County of Union and the State of New Jersey as follows:

Chapter 158 Article IV § 158-33 entitled "Prohibited conduct" and §158-35 entitled "Violations and penalties" are hereby rescinded upon the adoption and publication as provided by statue and replaced by the following:

§ 158-33 Prohibited Conduct

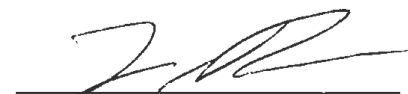
- A. No person shall discharge or cause to be discharged through an illicit connection to the municipal separate storm sewer system operated by or for the Borough of Kenilworth any domestic sewage, noncontact cooling water, process wastewater, or other industrial waste (other than storm water).
- B. No person shall place any object within three feet of any access point or manhole for a sanitary sewer or a storm sewer, or an industrial sewer within a municipal right-of-way or easement that may obstruct access to the sewer system.
- C. No person shall obstruct a storm sewer inlet grate thereby restricting the natural flow of surface water into a storm sewer or retention pond or dry well.


§ 158-35 Violations and Penalties

- A. Any person(s) who is found to be in violation of the provisions of this article shall be subject to a fine of no less than \$200 and not more than \$2000. Each day that a violation continues after notification shall constitute an additional separate offense.
- B. Any object in violation of §158-33B or §158-33C shall be subject to removal by the municipality at the owner's expense if it is not removed by the owner and/or person(s) responsible for placing the obstruction within the municipal right-of-way.
- C. If any object that is removed by the municipality is not reclaimed and the owner or his/her designee has not paid for the removal and storage within ten business days, the object shall be deemed abandoned and sold by the Borough Clerk to pay for the cost of the removal and storage of the object in addition to the cost of the sale.

Effective Date:

This Ordinance shall be in full force and effect from and after its adoption and its publication as required by law.


Fred Pugliese, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
	X	X				SAL CANDARELLA		✓	✓			
		X				ANTHONY DELUCA			✓			
					X	BRIAN JOHO			✓			
		X				RICHARD LOFORTE	✓		✓			
		X				NICHOLAS MASCARO						✓
X		X				SCOTT PENTZ			✓			
Introduced: Sept 23, 2015 Final Adoption: October 28, 2015						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date. <div style="text-align: right;"> Laura Reinertsen, Borough Clerk</div>						

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



NOVEMBER 11, 2015 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
 2. SALUTE TO THE FLAG
 3. ROLL CALL
 4. RESOLUTION #1 Appointing Council Member – Kay Ceceri
 5. MINUTES: Reading of unapproved minutes of the Regular Council Meeting of October 28, 2015 (emailed to all)
 6. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - Kenilworth Fire Dept. Chief Giordino, 2015 Clothing Allowance
 - Twp. of North Brunswick – Great North Brunswick Warehouse Fire Response
 - Kenilworth PD Chief Zimmerman – Vacancy Request
 - Department reports for October 2015 were received from: the Clerk's Office, Finance Dept., Fire Dept, Planning & Zoning, Police Depart, and the Dept. of Public Works
 7. REPORT OF COMMITTEES
 8. BOROUGH RESOLUTIONS

Consent Agenda:

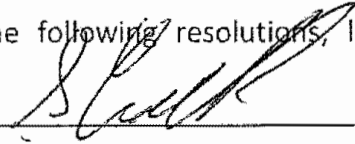
 2. That all bills be paid when properly audited and funds are available
 3. Authorize CFO to pay bills
 4. Special Item of Revenue, 2015 Body Armor Grant \$2,689.05
 5. Authorize 2015 Allowance for Kenilworth Fire Dept. \$59,136.75
 6. Appoint Class IV Planning Bd. Member, unexpired term, Robert Grimaldi
 7. Appoint Payroll Clerk – Justyna Zagorska
 9. ORDINANCES

Res. #___ – *Public Hearing and Adoption* 2015-07 BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF GRANITE BLOCK CURBING AT PORTIONS OF COOLIDGE DRIVE, ARBOR STREET AND WINDSOR PLACE IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, A LOCAL IMPROVEMENT, TO APPROPRIATE THE SUM OF \$107,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

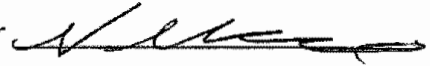
Res. #___ – *Introduction* 2015-08 AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 181A1 KNOWN AS THE "TOWING, ROAD SERVICE AND STORAGE OF MOTOR VEHICLES ORDINANCE OF THE BOROUGH OF KENILWORTH"
 10. PUBLIC HEARING: *Community Development Block Grant Year 42 Proposals*
 1. Senior Citizens Social Services & Health Program Request \$17,000.00
 2. Senior Citizen Handyman Program Request \$5,000.00
 3. ADA Curb & Ramp Improvements Request \$135,000.00
 11. MEETING OPEN TO THE PUBLIC
 12. GENERAL BUSINESS
 13. ADJOURNMENT
- Time: _____
- Council reserves the right to go into Closed Session if needed. (Closed Session Meeting Resolution)

BOROUGH OF KENILWORTH
CONSENT AGENDA – November 10, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member



and seconded by Council Member



Consent Agenda:

2. That all bills be paid when properly audited and funds are available
3. Authorize CFO to pay bills
4. Special Item of Revenue, 2015 Body Armor Grant \$2,689.05
5. Authorize 2015 Allowance for Kenilworth Fire Dept. \$59,136.75
6. Appoint Class IV Planning Bd. Member, unexpired term, Robert Grimaldi
7. Appoint Payroll Clerk, effective Nov. 30, 2015, Justyna Zagorska


Approved:



Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho				✓		
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro		✓	✓			
Councilman Scott Pentz <i>Coceri</i>			✓			
ON CONSENT AGENDA Yes _ No _						

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 10, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J.

November 10, 2015

Introduced by: N. Pugliese

Seconded by: Michael DeFuria

WHEREAS, a vacancy occurred on Council prior to the term expiration of December 31, 2016.

WHEREAS, the unexpired term for Council member of the Borough of Kenilworth went to the polls at the November 3, 2015 General Election; and

WHEREAS, the County of Union certified the Election results on November 9, 2015.

BE IT RESOLVED THAT, pursuant to N.J.S.A. 40A:16-4. et. Seq., **Kay Ceceri** be appointed Councilwoman of the Borough of Kenilworth for the unexpired term.

Approved: Fred Pugliese

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Kay Ceceri			✓			
Councilman Anthony DeLuca			✓			✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilman Nicholas Mascaro	✓	✓	✓			
ON CONSENT AGENDA	Yes <u> </u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 10, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J.

November 10, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilman Kay Ceceri			<input checked="" type="checkbox"/>			
Councilman Anthony DeLuca			<input checked="" type="checkbox"/>			
Councilman Brian Joho			<input checked="" type="checkbox"/>			
Councilman Richard LoForte			<input checked="" type="checkbox"/>			
Councilman Nicholas Mascaro			<input checked="" type="checkbox"/>			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 10, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J.

November 10, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the Chief Finance Officer be authorized to make payments for necessary obligations prior to the next regularly scheduled Council Meeting on December 9, 2015.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Kay Ceceri			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte		✓	✓			
Councilman Nicholas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes ✓		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 10, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J.

November 10, 2015

Introduced by: _____

Seconded by: _____

BOROUGH OF KENILWORTH, COUNTY OF UNION

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 municipality when such item 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, the Director may also approve the insertion of any item of appropriation for an equal amount,

WHEREAS, the Borough of Kenilworth wishes to amend its 2015 Budget to include an amount as revenue,

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Kenilworth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item in the budget of the year 2015 in the sum of\$2,689.05 which is now available as a revenue from:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public and Private Revenues Off-Set with Appropriations:

NJ Law & Public Safety 2015 Body Armor Grant

BE IT FURTHER RESOLVED that a like sum of\$2,689.05 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from CAPS

Public and Private Programs Offset by Revenue

NJ Law & Public Safety 2015 Body Armor Grant

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Kay Ceceri			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 10, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 5

Kenilworth, N.J.

November 10, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the attached list of the Kenilworth Volunteer Fire Department/Rescue Squad members be granted an expense allowance in accordance with the report submitted by Fire Chief Lewis Giordano, in the aggregate amount of \$59,136.75.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Kay Ceceri			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro	✓	✓	✓			
ON CONSENT AGENDA	Yes <u> </u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 10, 2015.

Laura Reinertsen, Borough Clerk

<u>FD#</u>	<u>NAME</u>	<u>RANK</u>	<u>ADDRESS</u>	<u>TOTAL</u>
04	KRILL, D	FF		\$ 668.00
07	GIORDINO, L	CHIEF	10 DORSET DR. KENILWORTH, NJ 07033	\$ 4,275.00
8	ALVAREZ, B	FF	100 S. 19TH ST. KENILWORTH, NJ 07033	\$ 663.00
9	ELLIS, J	FF	116 ANCHOR PL. 2ND FL. GARWOOD, NJ 07027	\$ 448.00
11	VITALE, E	FF	310 N 12TH ST. KENILWORTH, NJ 07033	\$ 930.00
13	LUEDDEKE	FF	302 FAITOUTE AVE. KENILWORTH, NJ 07033	\$ 820.00
14	MAURO, J	B/C	39 N 13TH ST. KENILWORTH, NJ 07033	\$ 3,200.00
15	COWPER, J	EMT	247 GLOBE AVE 2ND FL. UNION, NJ 07083	\$ 560.00
16	DAYS, J	EMT	304 MONROE AVE APT 2 KENILWORTH, NJ 07033	\$ 2,800.00
17	MCHALE, J	FF	223 N 15TH ST. KENILWORTH, NJ 07033	\$ 1,800.00
20	HANNON JR, J	LT	308 LINCOLN DR. KENILWORTH, NJ 07033	\$ 2,350.00
22	SANTIAGO, C	FF	564 NEWARK AVE APT 2 KENILWORTH, NJ 07033	\$ 806.00
23	PADULA, J	FF	65 S 20TH ST. KENILWORTH, NJ 07033	\$ 930.00
25	HOWARTH, B	CAPT	815 FILBERT ST ROSELLE PARK NJ 07204	\$ 1,200.00
26	DEANGELIS, T	FF	105 COUNTY PARK DR. CRANFORD, NJ 07016	\$ 301.00
28	FUGETT, J	FF	21 N 6TH ST. KENILWORTH, NJ 07033	\$ 930.00
29	TIEMANN, R	EMT	684 THOREAU TERR. UNION, NJ 07083	\$ 845.00
32	PETERS, A	FF	531 MONROE AVE. KENILWORTH, NJ 07033	\$ 2,500.00
36	DELUCA, A	CAPT	36 N 13TH ST. KENILWORTH, NJ 07033	\$ 1,650.00
37	O'BRIEN, J	FF	38 N 8TH ST. 2ND FL KENILWORTH, NJ 07033	\$ 2,010.00
42	LEVCHUK, R	FF	79 PARK DR. KENILWORTH, NJ 07033	\$ 660.00
43	BARRY, C	FF	4 NEWCOMB PL. ELIZABETH, NJ 07202	\$ 765.00
44	MEJIA, S	EMT	732 FAITOUTE AVE. KENILWORTH, NJ 07033	\$ 596.00
46	SCUDERI, M	B/C	40 S 22ND ST. KENILWORTH, NJ 07033	\$ 2,800.00
47	SPRANGER, D	EMT	321 N 22ND ST. KENILWORTH, NJ 07033	\$ 1,024.87
48	KRUEGER, W	D/C	68 S MICHIGAN AVE. KENILWORTH, NJ 07033	\$ 3,000.00
49	BELL, D	LT	425 N 15TH ST. KENILWORTH, NJ 07033	\$ 1,550.00
50	RUGGIERO, A	FF	1126 EDGEWOOD RD. ELIZABETH, NJ 07208	\$ 930.00
51	HANNON III, J	FF	308 LINCOLN DR. KENILWORTH, NJ 07033	\$ 1,860.00
53	LAGRUTH, D	FF	366 FRANKLIN AVE. KENILWORTH, NJ 07033	\$ 1,053.88
54	RICHARDSON, P	FF	33 BURCHFIELD AVE. CRANFORD, NJ 07086	\$ 1,100.00
55	KELLY, T	FF	309 STOCKTON AVE. UNION, NJ 07083	\$ 980.00
56	KELLY, S	CAPT	322 ASHWOOD AVE. KENILWORTH, NJ 07033	\$ 2,305.00
57	GIORDINO, C	EMT	10 DORSET DR. KENILWORTH, NJ 07033	\$ 930.00
58	ZACH, J	FF	108 EDGEWOOD RD. CRANFORD, NJ 07016	\$ 1,135.00
60	PETERS, J	FF	1526 CORNELL DR. LINDEN, NJ 07036	\$ 610.00
96	CANTALUPO, J	FF	730 CLINTON AVE. KENILWORTH, NJ 07033	\$ 930.00
104	SUFFILL, H	EMT	270 BOULEVARD KENILWORTH, NJ 07033	\$ 1,065.00
105	LOTFY, A	EMT	724 CLINTON AVE. KENILWORTH, NJ 07033	\$ 1,087.00
107	OKONIEWSKI, J	EMT	1587 SPRINGFIELD AVE. CRANFORD, NJ 07016	\$ 1,295.00
108	ARIAS, J	EMT	124 MARY ALICE COURT, UNION, NJ 07083	\$ 874.00
109	ADUBATO, J	EMT	1587 SPRINGFIELD AVE. CRANFORD, NJ 07016	\$ 1,330.00
111	MATIER, K	EMT	36 N 21ST ST. UNIT B KENILWORTH, NJ 07033	\$ 1,470.00
				<u>\$ 59,136.75</u>
			3 MEMBERS LISTED BELOW FROM ERRINGTON TRUST:	
24	CARRILLO, L	FF	42 JANET LANE SPRINGFIELD, NJ 07081	\$ 310.00
30	MARQUEZ, C	EMT	22 PARKER AVE. CRANFORD, NJ 07016	\$ 845.00
31	JEAN, J	EMT	40 REINHOLD TERR. UNION, NJ 07083	\$ 217.00
				<u>\$ 1,372.00</u>

RESOLUTION

No. 6

Kenilworth, N.J.

November 10, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: that the Mayor's appointment of:

Robert Grimaldi as Class #4, for the unexpired term ending 12/31/16

To the Planning Board; be and the same is hereby confirmed.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Kay Ceceri			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 10, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

Kenilworth, N.J.

November 10, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED: that Justyna Zagorska be appointed as:

Payroll Clerk

at a salary of \$30,000.00, effective as of November 30, 2015.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Kay Ceceri			✓			
Councilman Anthony DeLuca			✓			✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 10, 2015.

Laura Retnertsen, Borough Clerk

RESOLUTION

No. 8

Kenilworth, N.J.

November 10, 2015

Introduced by: Michael DeForte

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance 2015-07 entitled:

Bond Ordinance To Authorize The Installation Of Granite Block Curbing At Portions Of Coolidge Drive, Arbor Street And Windsor Place In, By And For The Borough Of Kenilworth, In The County Of Union, State Of New Jersey, A Local Improvement, To Appropriate The Sum Of \$107,000 To Pay The Cost Thereof, To Make A Down Payment, To Authorize The Issuance Of Bonds To Finance Such Appropriation And To Provide For The Issuance Of Bond Anticipation Notes In Anticipation Of The Issuance Of Such Bonds.

Was introduced and approved on first reading, at the regular meeting of the Borough Council on October 14, 2015 and approved for final passage at the regular meeting of the Borough Council of November 10, 2015 after all persons interested were given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its final adoption.

Approved: [Signature]
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella			✓			
Councilman Kay Ceceri			✓			
Councilman Anthony DeLuca			✓			✓
Councilman Brian Joho			✓			
Councilman Richard LoForte	✓		✓			
Councilman Nicholas Mascaro		✓	✓			
ON CONSENT AGENDA	Yes		No			✓

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 10, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-07

BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF GRANITE BLOCK CURBING AT PORTIONS OF COOLIDGE DRIVE, ARBOR STREET AND WINDSOR PLACE IN, BY AND FOR THE BOROUGH OF KENILWORTH, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, A LOCAL IMPROVEMENT, TO APPROPRIATE THE SUM OF \$107,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of Kenilworth, in the County of Union, State of New Jersey, as follows:

Section 1. The Borough of Kenilworth, in the County of Union, New Jersey (the "Borough") is hereby authorized to install granite block curbing at portions of Coolidge Drive, Arbor Street and Windsor Place in, by and for the Borough. The following properties, identified by their street address and description on the Tax Assessment Map of the Borough, are in the vicinity of and benefit from such improvement:

<u>Block</u>	<u>Lot</u>	<u>Address</u>
101	1	66 Arbor Street
101	2	60 Arbor Street
101	3	311 Coolidge Drive
101	4	315 Coolidge Drive
101	5	319 Coolidge Drive
101	6	323 Coolidge Drive
101	9	335 Coolidge Drive
101	12	347 Coolidge Drive
101	17	367 Coolidge Drive
101	20	379 Coolidge Drive
101	21	383 Coolidge Drive
101	22	387 Coolidge Drive
101	23	391 Coolidge Drive
101	24	63 Windsor Place
109	8	64 Windsor Place

<u>Block</u>	<u>Lot</u>	<u>Address</u>
109	7	60 Windsor Place
109	6	405 Coolidge Drive
111	16	417 Coolidge Drive
111	17	421 Coolidge Drive
111	18	425 Coolidge Drive
111	21	437 Coolidge Drive
111	22	441 Coolidge Drive
111	23	445 Coolidge Drive
111	24	449 Coolidge Drive
111	25 (partial)	423 Boulevard
106	8 (partial)	413 Boulevard
106	9	448 Coolidge Drive
108	8	428 Coolidge Drive
108	9	424 Coolidge Drive
108	10	420 Coolidge Drive
108	11	416 Coolidge Drive
108	12	412 Coolidge Drive
108	13	408 Coolidge Drive
108	14	404 Coolidge Drive
108	15	400 Coolidge Drive
103	12	388 Coolidge Drive
103	13	384 Coolidge Drive
103	14	380 Coolidge Drive
103	15	376 Coolidge Drive
103	17	368 Coolidge Drive
103	18	364 Coolidge Drive
103	19	360 Coolidge Drive
103	20	356 Coolidge Drive
103	22	348 Coolidge Drive
103	23	344 Coolidge Drive
102	1	340 Coolidge Drive
102	2	336 Coolidge Drive
102	3	332 Coolidge Drive
102	4	328 Coolidge Drive
102	5	324 Coolidge Drive

<u>Block</u>	<u>Lot</u>	<u>Address</u>
102	6	320 Coolidge Drive
102	7	316 Coolidge Drive
102	8	312 Coolidge Drive
102	9	308 Coolidge Drive
100	8	51 Arbor Street
100	9	55 Arbor Street
100	10	61 Arbor Street
100	11	65 Arbor Street

Said improvement shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$107,000 is hereby appropriated to the payment of the improvement described in Section 1 of this ordinance. Said sum so appropriated shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance.

Section 3. The improvement shall be undertaken as a local improvement and the cost thereof not borne by the Borough shall be assessed upon the lands and real estate upon the line and in the vicinity of said improvement which may be benefited by said improvement, as provided in Chapter 56 of Title 40 of the New Jersey Statutes, as amended. All assessments levied for said improvement shall in each case be as nearly as may be in proportion to and not in excess of the peculiar benefit, advantage or increase in value which the respective lots and parcels of real estate shall be deemed to receive by reason of such improvement. The total amount of the assessments so levied shall not exceed the cost of said improvement. The portion of such cost which shall not be so assessed shall be paid by the Borough as in the case of a general improvement which is to be paid for by general taxation. Such portion of the cost shall be in addition to the contribution, if any, of the Borough, hereinafter provided.

Section 4. It is hereby determined and stated that (1) the Borough will not contribute any money to the cost of said improvement, and (2) 100% of the cost of said improvement shall be assessed and the estimated maximum amount of the special assessments for said improvement is \$107,000, and (3) no special assessments for such improvement have been levied or confirmed, and (4) such special assessments may be paid in five annual installments.

Section 5. It is hereby determined and stated that (1) the making of such improvement (hereinafter referred to as "purpose") is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$107,000, and (4) \$5,100 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$101,900, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$18,000, which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. It is hereby determined and stated that moneys exceeding \$5,100, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for the Borough, are now available to finance said purpose. The sum of \$5,100 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 7. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$101,900 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$101,900 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell

said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$101,900 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from the County of Union, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 13. The Borough intends to issue the bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 14. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 15. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		X				SAL CANDARELLA						
					X	ANTHONY DELUCA						
X		X				BRIAN JOHO						
	X	X				RICHARD LOFORTE						
					X	NICHOLAS MASCARO						
		X				SCOTT PENTZ/KAY CECERI*						
						*(Effective 11/10/15)						
Introduced: October 14, 2015						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: November 10, 2015												
						Laura Reinertsen, Borough Clerk						

RESOLUTION

No. 9

Kenilworth, N.J.

November 10, 2015

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2015-08, entitled:

AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 181A1 known as the "Towing, Road Service and Storage of Motor Vehicles Ordinance of the Borough of Kenilworth"

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 9th day of December, 2015 at 7:30PM or as soon as thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Approved: [Signature]

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Kay Ceceri			✓			
Councilman Anthony DeLuca			✓			✓
Councilman Brian Joho			✓			
Councilman Richard LoForte			✓			
Councilman Nicholas Mascaro	✓	✓	✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 10, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-08**

AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 181A1 known as the "Towing, Road Service and Storage of Motor Vehicles Ordinance of the Borough of Kenilworth"

BE IT HEREBY ORDAINED by the Borough Council of the Borough of Kenilworth in the County of Union and the State of New Jersey as follows:

Chapter 181A-1 through Article 181A-30 of the Kenilworth Borough Code is hereby rescinded upon the adoption and publication as provided by statute and replaced by the following amendment:

**NONCONSENSUAL TOWING OF MOTOR VEHICLES
(From Private Property)**

§ 181A-1 Purpose:

The purpose of this Ordinance amending Chapter 181A is to promote the public safety and welfare within the Borough and to update the Borough's towing laws to conform to the Statutes and Regulations of the State of New Jersey for the Nonconsensual Towing of all Motor Vehicles from private property within the Borough of Kenilworth. In addition to the foregoing purpose, this chapter establishes mercantile licensing and rules and regulations associated with the towing and storage of motor vehicles from private property from within the Borough of Kenilworth when the services are not contracted for by the owner, operator or designated agent for the vehicle.

This ordinance is only applicable to vehicles that are towed without the expressed permission of the owner or driver and when the tow is not initiated by the Borough of Kenilworth.

§ 181-A2 Minimum Standards:

All tow operators engaged in nonconsensual towing or recovery of motor vehicles from private property (without the express permission of the owner or operator), shall comply with the minimum requirements mandated by the regulations promulgated in the State of New Jersey by the Department of Consumer Affairs (DCA) and as they may be amended.

§ 181-A3 Towing Service Licensing, Rules and Registration:

- A. No entity or individual shall operate a towing service for nonconsensual towing initiated within the Borough limits unless such entity or individual shall have obtained a towing license issued by the Borough Clerk for Kenilworth, in accordance with this chapter.
- B. No license shall be issued without first having the designated member of the Kenilworth Police Department inspect the applicant for compliance with this Ordinance. The applicant inclusive of any tow truck driver, officer, director, limited liability member or stockholder with control or ownership (directly or indirectly) who holds in excess of 9% ownership may have been convicted of a crime

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-08**

under title 2C of the New Jersey State Statutes other than a DP offense within the prior three years or have been found by a Court of Law to have been found guilty of a crime or event of moral turpitude.

- C. The initial license fee for an applicant is \$500.00 dollars which shall be paid to the Borough prior to the inspection with the completed application as formulated by the Chief of Police and the Borough Attorney. The application shall include finger prints for all drivers, owners, managers and officers for the tow truck company. Once a completed application is received by the Police Department, it shall be reviewed and acted upon within 30 days. Any application materially incomplete or deficient for cause shall be subject to re-examination upon completion with an additional charge of \$250.00 provided it is supplied within fourteen days after receipt of the police chief's detailed explanation for the failure to issue a license.
- D. The license to tow from private property shall commence on the first day of the month following approval by the Chief of Police and remain valid for twelve months. During said period any new employee shall provide their fingerprints to the Chief of Police with ten days after first day of employment.
- E. During the eleventh month of the annual license, the applicant desirous of continuing as a non-consensual tower from private property shall resubmit an initial application to the Borough Clerk with any changes that are to be highlighted in yellow and an application fee of \$250.00.
- F. The towing services must utilize a secured storage site enclosed that is properly zoned and which is located less than 13 aerial miles from the Borough's Police Department and the driving time from the Borough must take no more than 30 minutes during normal driving conditions on or about noon on a weekday. When calculating distance and or time, the Garden State Parkway shall not be utilized.
- G. No Borough of Kenilworth employee or former law enforcement officer having served in said capacity within the prior five years within Union County shall be employed by the towing operator.
- H. Once a vehicle that is being towed without the owner's consent from private property, the tower shall immediately report to the Kenilworth Police Department prior to taking it to their storage yard and shall advise the dispatcher on duty of the make, model and plate number of the vehicle being towed, the location from which it has been removed and to where the vehicle is being taken for storage. The tow operator shall leave with the dispatcher a business card for the tow service at that time.

§ 181-A4 Towing license transferability.

No towing license shall be transferred from the entity or individuals named on the initial application. No towing license may be operated under a managerial contract

§ 181-A5 Schedule of the maximum allowable fees.

- A. Licensed towing services may only charge fees to vehicle owners for the following services:
 - 1. Basic tow, which shall be a maximum flat fee of \$160 for light-duty tows and \$800 for heavy-duty tows.

**BOROUGH OF KENILWORTH
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2. Storage charges at a towing company's storage facility shall be based upon a 24 hour day with the first two hours without cost to the patron. Thereafter, a maximum daily rate for each full day shall be \$50 for light-duty tows and \$150 for heavy-duty tows. If the heavy duty tow is for a tractor – trailer combination, then the total charge is \$500.
 3. Any vehicle that is still on the private property when attached to the tow truck must be released to the operator for 25% of the tow charge.
- B. No towing service may use the New Jersey Parkway in conjunction with the service provided under this license unless authority to do so has been granted by the turnpike authority.
- C. A licensed towing service that engages in private property towing from property within the Borough shall calculate storage fees based upon full twenty-four-hour periods a motor vehicle is in the storage facility. For example, if a motor vehicle is towed to a storage facility at 8:00 p.m. on one day and the owner of the motor vehicle retrieves the motor vehicle before 7:30 p.m. the next day, the towing company shall charge the owner of the motor vehicle only for one day of storage. If a motor vehicle is stored for more than 24 hours, but less than 48 hours, the towing company may charge for two days of storage.
- D. A towing company performing a private property tow or other nonconsensual tow shall take the motor vehicle being towed to the towing company's approved storage facility as registered with the Borough and to no other yard.
- F. The bill for any tow allowed herein shall include the time at which a towed motor vehicle arrived at the towing service's storage site, the time the request was initiated, the time the tow truck operator arrived at the site of the tow and the date and time the vehicle was retrieved.
- G. In addition to the fees allowed to be charged against towed vehicles within this section, the Borough shall charge a twenty five dollar (\$25) administrative charge for the release of the vehicle which is to be collected by the Tower and paid to the Borough monthly with an accounting of the number of tows, the itemized statement and additional information as may be reasonably required by the Chief of Police to insure compliance with the ordinance.

§ 181-A7 Additional rules and regulations.

- A. All persons operating a towing vehicle within the municipality, and all their agents, shall keep in their possession business cards with the name of the company and the address of the place of business and the telephone number along with the hours of operation.
- B. The bill shall contain the following information:
1. Full name, address and business telephone number of the towing service.
 2. Full name of the person engaging the towing vehicle.
 3. State registration number or license plate number of the vehicle being towed.
 4. Address of the storage site to which the vehicle will be towed.
- C. All bills for services, estimates and contracts relating to the towing of vehicles by licensees shall be in writing and shall conform to the provisions of this chapter and state law. No oral agreements shall be made with vehicle owners or authorized agents of owners.

BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-08

- D. The licensee shall keep an accurate record of all towing calls made at the request of the Borough. The Borough shall be provided with a copy of all bills and invoices relating to the licensee's services to the Borough for the preceding month on or before the second Monday of the month along with the administrative fee
- E. The Borough shall have no financial responsibility for the services provided by towing services within the Borough, unless provided for in N.J.S.A. 56:13-7 or N.J.A.C. 13:45A-31.1.
- F. Towing services operating within the Borough shall abide by all state statutes, rules and regulations, and any violation of a state statute, rule or regulation shall be considered a violation of this chapter which may affect the rights of the licensee.
- G. The licensee shall maintain records of all vehicles towed, stored and released by it. Records shall be kept for a four-year period. These records shall include the name of the Borough of Kenilworth employee summoning the licensee, name of towing employee, the date and time of tow-in, destination towed, vehicle tag number and state, vehicle identification number, make, model, color and year of vehicle, itemized charges to the owner of the vehicle and the disposition of the vehicle and date thereof.
- H. The Chief of Police shall, upon request, have immediate access to any and all of the required records during normal business hours during the week.
- I. The licensee must permit payment of fees by the use of at least two major credit cards. The Borough will not be held liable for, or assist the licensee in, the collection of any unpaid fees that were incurred under the provisions of this chapter. Any individual that fails to honor a charge made on a credit card in payment for the services rendered by the tower may be charged under Title 2C of the New Jersey Statutes with a theft of services or theft by deception in the municipal court for the Borough.
- J. Any vehicle that remains in the custody or control of the tower for more than five business days shall be reported to the Borough Clerk and the Chief of Police in writing before the 9th business day from the date it was removed from the private property. Failure to comply with this provision shall reduce the tower's entitlement for storage charges to one dollar a day for said vehicle. If the vehicle remains more than thirty days in storage without being reported to the Borough, the tower and its principles shall have their license revoked for three years.

§ 183A-9 Enforcement.

The provisions of this chapter shall be enforced by the Kenilworth Police Department.

§ 183A-10-1 . Suspension or revocation of license: effect on future license applications.

- A. In addition to any other penalties set forth within this chapter or under other Borough ordinances or under state laws for violations by licensees, the Police Chief may recommend to the Police Committee of Borough's governing body suspension or revocation of license, after notice and an opportunity to be heard, suspend a license for a period of no less than one week nor more than five

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-08**

weeks or for continued violations after a period of suspension revoke any license for any remaining period or any portion thereof.

- B. For severe violations and/or recurring violations, the Director may, after notice and an opportunity to be heard before the Police Committee of the Borough Council, revoke any license and, in addition, use such violation as the determining factor for refusing to approve subsequent annual applications for a period up to of non less than one month, but no more than 12 months.
- C. Hearings held before the Police Committee shall be open to the public and held within ten business days unless an adjournment is requested by either party for up to ten additional days.

§ 183A-10-2 . Violations and penalties.

- A. Unless otherwise specified herein, any individual and/or entity violating any provision of this chapter shall, upon conviction thereof before the Municipal Court, be subject to a fine not exceeding:
 - 1. For the first offense: no less than \$50 and up to \$100 in any calendar year.
 - 2. For the second offense: not less than \$250 nor more than \$500 in any calendar year.
 - 3. For the third or subsequent offense: not less than \$500 nor more than \$1,000 and/or imprisonment for a period not exceeding five days, or both.
- B. The actual amount of each penalty shall be determined by the sound discretion of the Municipal Judge. In addition to the aforementioned penalties, and as provided for herein, violations of this chapter may subject the license to suspension or revocation as provided for herein and the violation may be reported to the Attorney General responsible for predatory towing.
- C. If the Chief of Police determines that the tower should have their license suspended or revoked, written notice shall be sent by certified mail to the tower. No suspension or revocation of a license shall become effective until a full five business days after posting by certified mail the determination to suspend or revoke a license.

§ 183A-10.3 Simple Disputes as to Charges

Prior to bringing any formal complaint before the municipal court or the Department of Community Affairs for inadvertent disputed charges, the charged party disputing any charge must notify the Borough Clerk within 14 days of payment having been tendered. Thereafter, the Chief of Police shall investigate the basis of the dispute and make a nonbinding recommendation to the Tower within 15 days. If the complainant accepts the payment as recommended by the Chief of Police, than the complainant formally waives any further action or claim against the Tower.

§ 183A-10.4 Suspension of License or Failure to Be Approved

Any applicant who is denied an application to tow from private property as a non-consensual tower within the Borough or who has their license suspended or revoked shall be entitled to a hearing before the police committee within the following two weeks provided a written request is received by the

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-08**

Borough Clerk and the Borough Attorney who shall serve as a hearing officer. If three members of the police committee are unavailable to hear the matter, then any other member of the Governing Body may sit as a hearing officer.

§ 183A-11. Severability:

Each section, subsection, sentence, clause and phrase of this Article is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Article to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Article.

§ 183A-12. Repealer:

All Borough ordinances and parts of ordinances that are inconsistent with this ordinance are hereby repealed.

§ 183A-13. Effective date:

The existing tower for the municipality shall continue to serve the Borough with the above rate schedule until this Ordinance shall be in full force and effect. This ordinance is effective after its adoption and its publication as required by law.

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
						SAL CANDARELLA						
						ANTHONY DELUCA						
						BRIAN JOHO						
						RICHARD LOFORTE						
						NICHOLAS MASCARO						
						KAY CECERI						
Introduced: Nov. 10, 2015						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date. <div style="text-align: right;">_____ Laura Reinertsen, Borough Clerk</div>						
Final Adoption: Dec. 9, 2015												

BOROUGH OF KENILWORTH

COUNCIL MEETING AGENDA



DECEMBER 09, 2015 – 7:30PM

1. OPEN PUBLIC MEETINGS NOTICE
2. SALUTE TO THE FLAG
3. ROLL CALL
4. MINUTES: Reading of unapproved minutes of the Work Sessions of Oct. 13, 2015, Oct. 27, 2015 & Nov. 9, 2015 and the Regular Council Meeting of Nov. 10, 2015 (emailed to all)
5. COMMUNICATIONS AND PETITIONS
 - NJSLOM Notices (emailed to all)
 - Department reports for November 2015 were received from: the Clerk's Office, Finance Dept., Fire Dept, Planning & Zoning, Police Depart, and the Dept. of Public Works

6. REPORT OF COMMITTEES

7. BOROUGH RESOLUTIONS

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Authorize CFO to pay bills
3. Disabled Veteran Tax Exemption
4. Refund Overpayment of Taxes, B42 L8 \$1,943.18
5. Refund Overpayment of Taxes, B4 L3 \$3,108.60
6. Refund Tax Lien, Cert. #15-00005
7. Refund Partial Cash Bond \$22,264.00
8. End of Year Transfers \$2,000.00
9. Authorize Municipal Alliance Grant
10. Authorize Terminal Leave, Retiring Employee
11. Medicare Reimbursement, July 1 – Dec. 31, 2015
12. Authorized Shared Service Agreement, IT Services, Borough of Madison
13. Award C2 Operator Services for 2016
14. Corrective Resolution – Planning Board Alt. #3 expiration 12/31/16

8. ORDINANCES

Res. #___ – **Public Hearing and Adoption** 2015-08 AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 181A1 KNOWN AS THE "TOWING, ROAD SERVICE AND STORAGE OF MOTOR VEHICLES ORDINANCE OF THE BOROUGH OF KENILWORTH"

9. PRESENTATIONS **Employee of the Year – Diane O'Neill, KPD**
Volunteer of the Year – 2015 Pride in Kenilworth Committee

10. MEETING OPEN TO THE PUBLIC

11. GENERAL BUSINESS

12. ADJOURNMENT

Time: _____

Council reserves the right to go into Closed Session if needed. (Closed Session Meeting Resolution)

BOROUGH OF KENILWORTH
CONSENT AGENDA – December 9, 2015

The following resolutions, listed on a Consent Agenda, are offered by Council Member

Sal Candarella

and seconded by Council Member

Brian Joho

Consent Agenda:

1. That all bills be paid when properly audited and funds are available
2. Authorize CFO to pay bills
3. Disabled Veteran Tax Exemption
4. Refund Overpayment of Taxes, B42 L8 \$1,943.18
5. Refund Overpayment of Taxes, B4 L3 \$3,108.60
6. Refund Tax Lien, Cert. #15-00005
7. Refund Partial Cash Bond \$22,264.00
8. End of Year Transfers \$2,000.00
9. Authorize Municipal Alliance Grant
10. Authorize Terminal Leave, Retiring Employee
11. Medicare Reimbursement, July 1 – Dec. 31, 2015
12. Authorized Shared Service Agreement, IT Services, Borough of Madison
13. Award C2 Operator Services for 2016
14. Corrective Resolution – Planning Board Alt. #3 expiration 12/31/16

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte				✓		
Councilman Nicholas Mascaro				✓		
Councilman <u>Kay Celeri</u>			✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on November 10, 2015.

Laura Reinertsen
Laura Reinertsen, Borough Clerk

RESOLUTION

No. 1

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That all bills be paid when properly audited and funds are available

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilwoman Kay Ceceri			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			✓
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 2

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the Chief Finance Officer be authorized to make payments for necessary obligations prior to the next regularly scheduled Council Meeting on January 13, 2016.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilwoman Kay Ceceri			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte						✓
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 3

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Tax Assessor has certified an application for the 100% Disabled Veteran's property tax exemption for the year 2015 for the owner of the property located at 340 Boulevard, Kenilworth, NJ, and;

WHEREAS, this exemption is effective as of January 1st, 2015 and this resulted in a tax overpayment for the full calendar year of 2015, and;

WHEREAS, the property owner is entitled to a refund of the property taxes paid for the calendar year of 2015.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

Block	Lot	Payable To:	Amount
77	1	Karen C & Frank J Stallings 340 Boulevard Kenilworth, NJ 07033	\$ 6,119.22
TOTAL			\$ 6,119.22

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilman Kay Ceceri				✓		
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte						✓
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 4

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Corelogic Tax Services paid the property taxes for the 4th quarter of 2015 for the property located at 230 North 21st Street, Kenilworth, NJ, and;

WHEREAS, this resulted in the overpayment of taxes for the 4th quarter of 2015 in the amount of \$1,943.18, and;

WHEREAS, Corelogic Tax Services has requested that the overpayment be refunded to them.

NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
42	8	Corelogic Tax Services	\$ 1,943.18

Tax Refunds
1 Corelogic Drive
Westlake, TX 76262

TOTAL \$ 1,943.18

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT	I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015. _____ Laura Reinertsen, Borough Clerk
Councilman Sal Candarella	✓		✓				
Councilwoman Kay Ceceri			✓				
Councilman Anthony DeLuca			✓			✓	
Councilman Brian Joho			✓				
Councilman Richard LoForte			✓			✓	
Councilman Nicholas Mascaro			✓				
ON CONSENT AGENDA	Yes	✓	No				

RESOLUTION

No. 5

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT ACENDA

WHEREAS, Wells Fargo paid the 3rd quarter 2015 property taxes for the property located at 3 Via Vitale, Kenilworth, NJ, and;

WHEREAS, Andril & Espinosa LLC also paid the 3rd quarter property taxes for the same property as part of a change of ownership settlement, and;

WHEREAS, this resulted in the overpayment of taxes for the 3rd quarter of 2015 in the amount of \$3,108.60, and;

WHEREAS, Andril & Espinosa LLC has requested that the overpayment be refunded to the previous owner.


NOW, THEREFORE BE IT RESOLVED that the Treasurer, after proper notation on the tax account records by the Collector of Taxes, be and is hereby authorized to issue a warrant for a refund as stated below.

<u>Block</u>	<u>Lot</u>	<u>Payable To:</u>	<u>Amount</u>
4	3	Vincent & Regina Badali	\$ 3,108.60
201 Third Avenue Bradley Beach, NJ 07720			
TOTAL			\$ 3,108.60

Approved: 
Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilwoman Kay Ceceri			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte						✓
Councilman Nicholas Mascaro			✓			
ON CONSENT ACENDA		Yes <u> </u>	No <u> </u>			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 6

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

Whereas, the Borough of Kenilworth held a tax sale on June 25, 2015 for delinquent 2014 property taxes, and a tax lien was purchased by TWR as CST for Ebury Fund 1NJ LLC on property located at 61 South 18th Street, Kenilworth, NJ, and

Whereas, the owner of said property has satisfied said lien, together with interest and costs by payment of amount due at the Office of the Collector of Taxes, and

Whereas, the Lienholder paid to the Collector of Taxes a premium in the amount of \$38,100.00 and since the statutory period of five years has not passed, these funds must also be returned.

Now Therefore Be It Resolved, that the Treasurer be and is hereby authorized to draw a warrant to the named Lienholder as follows, to be refunded upon receipt of the original Certificate of Sale #15-00005 by the Collector of Taxes:

TWR as CST for Ebury Fund 1NJ LLC
PO Box 37695
Baltimore, MD 21297-3695

REDEMPTION AMOUNT

\$13,593.84

PREMIUM TRUST ACCOUNT

\$38,100.00

Treasurer's Note: 1099 = \$639.40

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓					
Councilwoman Kay Ceceri				✓		
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte						✓
Councilman Nicholas Mascaro				✓		
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 7

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, on January 16, 2014 A & F Realty, paid a \$28,764.00 cash bond to the Borough of Kenilworth for site work at 131 North Michigan Avenue, Kenilworth, NJ and;

WHEREAS, the project has been partially completed, and;

WHEREAS, an inspection was conducted by Victor E. Vinegra, Planning Board Engineer and has approved the partial release of the cash bond and retain an amount of the bond for the asphalt improvements and inspection when the project is completed.

NOW, THEREFORE BE IT RESOLVED that the Treasurer is hereby authorized to issue a warrant as stated below.

Partial amount of \$22,264.00 to be refunded to
A&F Realty Company
131 North Michigan Avenue
Kenilworth, New Jersey 07033

T-03-56-852-001

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilwoman Kay Ceceri			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte						✓
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 8

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

BE IT HEREBY RESOLVED:

WHEREAS, it shall become necessary to over expend for some of the purposes specified in the budget appropriation of the respective sums appropriated, and

WHEREAS, there is an excess in one or more appropriations over and above the amount deemed necessary to fulfill the purpose of such appropriation, and

WHEREAS, N.J.S. 40A:4-58 provides for the transfer of such amounts deemed in excess to appropriation for the amount of which are deemed to be insufficient to fulfill purposes of such appropriation, and

WHEREAS, the transfers about to be authorized do not affect any appropriations to which transfers are prohibited under statute,

NOW, THEREFORE BE IT RESOLVED that the attached transfers be approved and the Chief Financial Officer is hereby authorized to make the transfers in the 2015 Municipal Budget.

BE IT FURTHER RESOLVED that the Chief Financial Officer is authorized to make such additional transfers prior to the end of the fiscal year as he deems necessary and to report to the Mayor and Council said additional transfers.

FROM

Salaries & Wages	Total		0.00
Other Expenses			
Assessor – Other Expenses	2,000.00	Total	2,000.00
Grand Total			\$2,000.00

TO

Salaries & Wages	Total		0.00
Other Expenses			
Clerk – Other Expenses	2,000.00	Total	2,000.00
Grand Total			\$2,000.00

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓					
Councilwoman Kay Ceceri				✓		
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓				
Councilman Richard LoForte						✓
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 9

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Kenilworth Council of the Township of Kenilworth, County of Union, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough of Kenilworth Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough of Kenilworth Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Union;

NOW, THEREFORE, BE IT RESOLVED by the Township of Kenilworth, County of Union, State of New Jersey hereby recognizes the following:

1. The Borough of Kenilworth Council does hereby authorize submission of a strategic plan for the Kenilworth Municipal Alliance grant for fiscal year July 1, 2016 – June 30, 2017 in the amount of:

DEDR	\$ 18,255
Cash Match	\$ 4,564
In-Kind	\$ 13,691

2. The Borough of Kenilworth Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilwoman Kay Ceceri			✓			
Councilman Anthony DeLuca			✓			✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			✓
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 10

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

WHEREAS, Frank DiFabio has notified the Borough of Kenilworth of his intention to retire effective November 27, 2015, and;

WHEREAS, Frank DiFabio is entitled to Terminal Leave pay as per the employee manual;

WHEREAS, Frank DiFabio has elected to receive this payment in one installment in to be issued in 2016.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kenilworth that the Payroll Department is authorized to make payment as indicated above based on a final calculation upon his final day of work.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilwoman Kay Ceceri			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte			✓			✓
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes <u>✓</u>	No <u> </u>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 11

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

BE IT HEREBY RESOLVED: That the attached list of Retirees be reimbursed for their payments for Medicare coverage from July 1, 2015 through December 31, 2015 inclusive, in accordance with Chapter 231, P.L. 1970 State of New Jersey.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilwoman Kay Ceceri			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte						✓
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	Yes	No	No	No	No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.

Laura Reinertsen, Borough Clerk

RETIREES MEDICARE REIMBURSEMENT

July 1, 2014 through December 31, 2014

<u>Retired Employee</u>		<u>Reimbursement Amount</u>
Alex Kurawa – Helen (wife)	2 - \$209.80 x 6 =	\$1,258.80
Charles David (Deceased) – Marie (wife)	1 - \$104.90 x 6 =	\$629.40
Brent David – Carol (wife)	2 - \$209.80 x 6 =	\$1,258.80
Donald Tisch –	1 - \$146.90 x 6 =	\$881.40
William Hugelmeyer -	1 - \$104.90 x 6 =	\$629.40
Michael Ciravolo – Mary (wife)	2 - \$209.80 x 6 =	\$1,258.80
Victor Smith (Deceased) - Margaret (wife)	1 - \$146.90 x 6 =	\$881.40
Joseph Rego - Rose (wife)	2 - \$209.80 x 6 =	\$1,258.80
Louis Vitale -	1 - \$104.90 x 6 =	\$629.40
Kenneth Grady -	1 - \$104.90 x 6 =	\$629.40
Hedwig Lipke -	1 - \$209.80 x 6 =	\$1,258.80
William Dowd –	1 - \$104.90 x 6 =	\$629.40
Robert E. Jeans –	1 - \$104.90 x 6 =	\$629.40
Harold Scheidegger –	1 - \$104.90 x 0 =	\$0.00
TOTAL		\$11,833.20

RESOLUTION

No. 12

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough of Kenilworth is in need of obtaining information and technology support services; and

WHEREAS, the Borough of Madison, a municipal corporation, has offered to provide said services in accordance with the Uniform Shared Service and Consolidation Act, P.L. 2007, c.63 (C:40A:65-1, et. seq.); and

WHEREAS, the Borough of Madison and the Borough of Kenilworth have negotiated a favorable agreement for the shared services, as follows:

1. Madison shall provide Kenilworth Borough with up to six (6) hours of IT Support per day, subject to existing work load obligations.
2. The IT Support would be delivered either on site or remotely, depending upon the nature and immediacy of the problem.
3. Kenilworth Borough will be billed on a monthly basis for the IT Support as follows:
 - \$255 base charge monthly
 - \$76.50 an hour for remote access sessions or phone support in excess of 15 minutes taking place between 8:30 AM and 5:00 PM, Monday through Friday.
 - \$102 an hour with a 1 hour minimum for remote access sessions or phone support taking place between before 8:30 AM and or after 5:00 PM, Monday through Friday, or on Holidays or weekends.
 - \$76.50 an hour with a one hour minimum for on-site sessions taking place between 8:30 AM and 5:00 PM, Monday through Friday.
 - \$102 an hour with a two hour minimum for on-site sessions taking place between before 8:30 AM and or after 5:00 PM, Monday through Friday, or on Holidays or weekends.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Borough Clerk are authorized to enter into a Shared Information and Technology Service Agreement, with the Borough of Madison.

BE IT FURTHER RESOLVED, that a fully executed copy of the Shared Service Agreement be forwarded to the Department of Community Affairs, Division of Local Government Services, pursuant to NJSA 40A:65-4

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓		✓			
Councilwoman Kay Ceceri			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte						✓
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes	✓	No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 13

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, the Borough received a quote for C-2 Operator Service for the 2016 Service and Maintenance Contract; and

WHEREAS, the Municipal Treasurer has certified as to the availability of funds for this purpose; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Mayor and Council pass a resolution authorizing the award of contracts.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Kenilworth hereby awards a contract to **MgC Unlimited, LLC**, 333 Kawameeh Drive, Union, NJ 07083, 908-248-4642, whose proposal amounted to **\$500 per month**
2. The Mayor and the Borough Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

CERTIFICATION OF FUNDS

DATE: 12-9-2015

APPROPRIATION:

6-01-20-715-015



ROBERT ORDWAY, TREASURER

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilwoman Kay Ceceri			<input checked="" type="checkbox"/>			
Councilman Anthony DeLuca			<input checked="" type="checkbox"/>			
Councilman Brian Joho		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
Councilman Richard LoForte			<input checked="" type="checkbox"/>			
Councilman Nicholas Mascaro			<input checked="" type="checkbox"/>			
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input checked="" type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.


Laura Reinertsen, Borough Clerk

RESOLUTION

No. 14

Kenilworth, N.J.

December 9, 2015

Introduced by: _____

Seconded by: _____

CONSENT AGENDA

WHEREAS, Kevin Klemm was appointed for a two-year term, as Alternate #3 by resolution on January 4, 2015 in accordance with NJSA40:55D-23.1; and

WHEREAS, Borough Code 30-5.1 states that "the terms shall be such that not more than two alternate members shall expire in any one year"; and

WHEREAS, the resolution stated the incorrect end of term date, December 31, 2015.

BE IT HEREBY RESOLVED, this corrective resolution amends the expiration of term for Kevin Klemm, Planning Board Alternate #3 is December 31, 2016.

Approved: _____

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	✓	✓	✓			
Councilwoman Kay Ceceri			✓			
Councilman Anthony DeLuca						✓
Councilman Brian Joho		✓	✓			
Councilman Richard LoForte						✓
Councilman Nicholas Mascaro			✓			
ON CONSENT AGENDA	Yes		No			

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.

Laura Reinertsen, Borough Clerk

RESOLUTION

No. 15

Kenilworth, N.J.

December 9, 2015

Introduced by: [Signature]

Seconded by: [Signature]

BE IT HEREBY RESOLVED that the ordinance #2015-08 entitled:

AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 181A1 KNOWN AS THE "TOWING, ROAD SERVICE AND STORAGE OF MOTOR VEHICLES ORDINANCE OF THE BOROUGH OF KENILWORTH"

Was introduced and approved on first reading, at the regular meeting of the Borough Council on November 10, 2015 and approved for final passage at the regular meeting of the Borough Council of December 9, 2015 after all persons interested were given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its final adoption.

Approved: [Signature]

Fred Pugliese, Mayor

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Councilman Sal Candarella	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
Councilwoman Kay Ceceri		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
Councilman Anthony DeLuca			<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>
Councilman Brian Joho			<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>
Councilman Richard LoForte			<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>
Councilman Nicholas Mascaro			<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>
ON CONSENT AGENDA	Yes <input checked="" type="checkbox"/>	No <input checked="" type="checkbox"/>				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on December 9, 2015.

[Signature]
Laura Reinertsen, Borough Clerk

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-08**

AN ORDINANCE OF THE BOROUGH OF KENILWORTH AMENDING THE EXISTING CHAPTER 181A1 known as the "Towing, Road Service and Storage of Motor Vehicles Ordinance of the Borough of Kenilworth"

BE IT HEREBY ORDAINED by the Borough Council of the Borough of Kenilworth in the County of Union and the State of New Jersey as follows:

Chapter 181A-1 through Article 181A-30 of the Kenilworth Borough Code is hereby rescinded upon the adoption and publication as provided by statute and replaced by the following amendment:

**NONCONSENSUAL TOWING OF MOTOR VEHICLES
(From Private Property)**

§ 181A-1 Purpose:

The purpose of this Ordinance amending Chapter 181A is to promote the public safety and welfare within the Borough and to update the Borough's towing laws to conform to the Statutes and Regulations of the State of New Jersey for the Nonconsensual Towing of all Motor Vehicles from private property within the Borough of Kenilworth. In addition to the foregoing purpose, this chapter establishes mercantile licensing and rules and regulations associated with the towing and storage of motor vehicles from private property from within the Borough of Kenilworth when the services are not contracted for by the owner, operator or designated agent for the vehicle.

This ordinance is only applicable to vehicles that are towed without the expressed permission of the owner or driver and when the tow is not initiated by the Borough of Kenilworth.

§ 181-A2 Minimum Standards:

All tow operators engaged in nonconsensual towing or recovery of motor vehicles from private property (without the express permission of the owner or operator), shall comply with the minimum requirements mandated by the regulations promulgated in the State of New Jersey by the Department of Consumer Affairs (DCA) and as they may be amended.

§ 181-A3 Towing Service Licensing, Rules and Registration:

- A. No entity or individual shall operate a towing service for nonconsensual towing initiated within the Borough limits unless such entity or individual shall have obtained a towing license issued by the Borough Clerk for Kenilworth, in accordance with this chapter.
- B. No license shall be issued without first having the designated member of the Kenilworth Police Department inspect the applicant for compliance with this Ordinance. The applicant inclusive of any tow truck driver, officer, director, limited liability member or stockholder with control or ownership (directly or indirectly) who holds in excess of 9% ownership may have been convicted of a crime

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-08**

under title 2C of the New Jersey State Statutes other than a DP offense within the prior three years or have been found by a Court of Law to have been found guilty of a crime or event of moral turpitude.

- C. The initial license fee for an applicant is \$500.00 dollars which shall be paid to the Borough prior to the inspection with the completed application as formulated by the Chief of Police and the Borough Attorney. The application shall include finger prints for all drivers, owners, managers and officers for the tow truck company. Once a completed application is received by the Police Department, it shall be reviewed and acted upon within 30 days. Any application materially incomplete or deficient for cause shall be subject to re-examination upon completion with an additional charge of \$250.00 provided it is supplied within fourteen days after receipt of the police chief's detailed explanation for the failure to issue a license.
- D. The license to tow from private property shall commence on the first day of the month following approval by the Chief of Police and remain valid for twelve months. During said period any new employee shall provide their fingerprints to the Chief of Police within ten days after first day of employment.
- E. During the eleventh month of the annual license, the applicant desirous of continuing as a non-consensual tower from private property shall resubmit an initial application to the Borough Clerk with any changes that are to be highlighted in yellow and an application fee of \$250.00.
- F. The towing services must utilize a secured storage site enclosed that is properly zoned and which is located less than 13 aerial miles from the Borough's Police Department and the driving time from the Borough must take no more than 30 minutes during normal driving conditions on or about noon on a weekday. When calculating distance and or time, the Garden State Parkway shall not be utilized.
- G. No Borough of Kenilworth employee or former law enforcement officer having served in said capacity within the prior five years within Union County shall be employed by the towing operator.
- H. Once a vehicle that is being towed without the owner's consent from private property, the tower shall immediately report to the Kenilworth Police Department prior to taking it to their storage yard and shall advise the dispatcher on duty of the make, model and plate number of the vehicle being towed, the location from which it has been removed, to where the vehicle is being taken for storage and any obvious preexisting body damage in writing on the form approved by the Chief of Police. The tow operator shall leave with the dispatcher a business card for the tow service at that time.

§ 181-A4 Towing license transferability.

No towing license shall be transferred from the entity or individuals named on the initial application. No towing license may be operated under a managerial contract

§ 181-A5 Schedule of the maximum allowable fees.

- A. Licensed towing services may only charge fees to vehicle owners for the following services:
 - 1. Basic tow, which shall be a maximum flat fee of \$160 for light-duty tows and \$800 for heavy-duty tows.

**BOROUGH OF KENILWORTH
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2. Storage charges at a towing company's storage facility shall be based upon a 24 hour day with the first two hours without cost to the patron. Thereafter, a maximum daily rate for each full day shall be \$50 for light-duty tows and \$150 for heavy-duty tows. If the heavy duty tow is for a tractor – trailer combination, then the total charge is \$500.
 3. Any vehicle that is still on the private property when attached to the tow truck must be released to the operator for 25% of the tow charge.
- B. No towing service may use the New Jersey Parkway in conjunction with the service provided under this license unless authority to do so has been granted by the NJ Turnpike Authority.
- C. A licensed towing service that engages in private property towing from property within the Borough shall calculate storage fees based upon full twenty-four-hour periods a motor vehicle is in the storage facility. For example, if a motor vehicle is towed to a storage facility at 8:00 p.m. on one day and the owner of the motor vehicle retrieves the motor vehicle before 7:30 p.m. the next day, the towing company shall charge the owner of the motor vehicle only for one day of storage. If a motor vehicle is stored for more than 24 hours, but less than 48 hours, the towing company may charge for two days of storage.
- D. A towing company performing a private property tow or other nonconsensual tow shall take the motor vehicle being towed to the towing company's approved storage facility as registered with the Borough and to no other yard.
- F. The bill for any tow allowed herein shall include the time at which a towed motor vehicle arrived at the towing service's storage site, the time the request was initiated, the time the tow truck operator arrived at the site of the tow and the date and time the vehicle was retrieved.
- G. In addition to the fees allowed to be charged against towed vehicles within this section, the Borough shall charge a twenty five dollar (\$25) administrative charge for the release of the vehicle which is to be collected by the Tower and paid to the Borough monthly with an accounting of the number of tows, the itemized statement and additional information as may be reasonably required by the Chief of Police to insure compliance with the ordinance.

§ 181-A7 Additional rules and regulations.

- A. All persons operating a towing vehicle within the municipality, and all their agents, shall keep in their possession business cards with the name of the company and the address of the place of business and the telephone number along with the hours of operation.
- B. The bill shall contain the following information:
1. Full name, address and business telephone number of the towing service.
 2. Full name of the person engaging the towing vehicle.
 3. State registration number or license plate number of the vehicle being towed.
 4. Address of the storage site to which the vehicle will be towed.
- C. All bills for services, estimates and contracts relating to the towing of vehicles by licensees shall be in writing and shall conform to the provisions of this chapter and state law. No oral agreements shall be made with vehicle owners or authorized agents of owners.

BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-08

- D. The licensee shall keep an accurate record of all towing calls made at the request of the Borough. The Borough shall be provided with a copy of all bills and invoices relating to the licensee's services to the Borough for the preceding month on or before the second Monday of the month along with the administrative fee
- E. The Borough shall have no financial responsibility for the services provided by towing services within the Borough, unless provided for in N.J.S.A. 56:13-7 or N.J.A.C. 13:45A-31.1.
- F. Towing services operating within the Borough shall abide by all state statutes, rules and regulations, and any violation of a state statute, rule or regulation shall be considered a violation of this chapter which may affect the rights of the licensee.
- G. The licensee shall maintain records of all vehicles towed, stored and released by it. Records shall be kept for a four-year period. These records shall include the name and contact information of the person summoning the licensee, name of towing employee, the date and time of tow-in, destination towed, vehicle tag number and state, vehicle identification number, make, model, color and year of vehicle, itemized charges to the owner of the vehicle and the disposition of the vehicle and date and time thereof.
- H. The Chief of Police shall, upon request, have immediate access to any and all of the required records during normal business hours during the week.
- I. The licensee must permit payment of fees by the use of at least two major credit cards. The Borough will not be held liable for, or assist the licensee in, the collection of any unpaid fees that were incurred under the provisions of this chapter. Any individual that fails to honor a charge made on a credit card or issued a check that was not honored in payment for the services rendered by the tower may be charged under Title 2C of the New Jersey Statutes with a theft of services or theft by deception in the municipal court for the Borough.
- J. Any vehicle that remains in the custody or control of the tower for more than five business days shall be reported to the Borough Clerk and the Chief of Police in writing before the 9th business day from the date it was removed from the private property. Failure to comply with this provision shall reduce the tower's entitlement for storage charges to one dollar a day for said vehicle. If the vehicle remains more than thirty days in storage without being reported to the Borough, the tower and its principles shall have their license revoked for three years.

§ 183A-9 Enforcement.

The provisions of this chapter shall be enforced by the Kenilworth Police Department.

§ 183A-10-1 . Suspension or revocation of license: effect on future license applications.

- A. In addition to any other penalties set forth within this chapter or under other Borough ordinances or under state laws for violations by licensees, the Police Chief may recommend to the Police Committee of Borough's governing body suspension or revocation of license, after notice and an opportunity to be heard, suspend a license for a period of no less than one week nor more than five

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-08**

weeks or for continued violations after a period of suspension revoke any license for any remaining period or any portion thereof.

- B. For severe violations and/or recurring violations, the Chief of Police may, after notice and an opportunity to be heard before the Police Committee of the Borough Council, may revoke any license and, in addition, use such violation as the determining factor for refusing to approve subsequent annual applications for a period up to of non less than one month, but no more than 12 months.
- C. Hearings held before the Police Committee shall be open to the public and held within ten business days unless an adjournment is requested by either party for up to ten additional days.

§ 183A-10-2 . Violations and penalties.

- A. Unless otherwise specified herein, any individual and/or entity violating any provision of this chapter shall, upon conviction thereof before the Municipal Court, be subject to a fine not exceeding:
 - 1. For the first offense: no less than \$50 and up to \$100 in any calendar year.
 - 2. For the second offense: not less than \$250 nor more than \$500 in any calendar year.
 - 3. For the third or subsequent offense: not less than \$500 nor more than \$1,000 and/or imprisonment for a period not exceeding five days, or both.
- B. The actual amount of each penalty shall be determined by the sound discretion of the Municipal Judge. In addition to the aforementioned penalties, and as provided for herein, violations of this chapter may subject the license to suspension or revocation as provided for herein and the violation may be reported to the Attorney General responsible for predatory towing.
- C. If the Chief of Police determines that the tower should have their license suspended or revoked, written notice shall be sent by certified mail to the tower. No suspension or revocation of a license shall become effective until a full five business days after posting by certified mail the determination to suspend or revoke a license.

§ 183A-10.3 Simple Disputes as to Charges

Prior to bringing any formal complaint before the municipal court or the Department of Community Affairs for inadvertent disputed charges, the charged party disputing any charge must notify the Borough Clerk within 14 days of payment having been tendered. Thereafter, the Chief of Police shall investigate the basis of the dispute and make a nonbinding recommendation to the Tower within 15 days. If the complainant accepts the payment as recommended by the Chief of Police, than the complainant formally waives any further action or claim against the Tower.

§ 183A-10.4 Suspension of License or Failure to Be Approved

Any applicant who is denied an application to tow from private property as a non-consensual tower within the Borough or who has their license suspended or revoked shall be entitled to a hearing before

**BOROUGH OF KENILWORTH
ORDINANCE NO. 2015-08**

the police committee within the following two weeks provided a written request is received by the Borough Clerk and the Borough Attorney who shall serve as a hearing officer. If three members of the police committee are unavailable to hear the matter, then any other member of the Governing Body may sit as a hearing officer.

§ 183A-11. Severability:

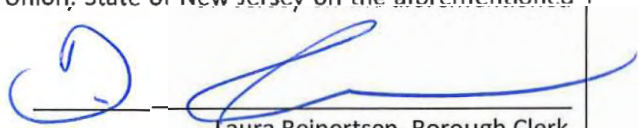
Each section, subsection, sentence, clause and phrase of this Article is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Article to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Article.

§ 183A-12. Repealer:

All Borough ordinances and parts of ordinances that are inconsistent with this ordinance are hereby repealed.

§ 183A-13. Effective date:

The existing tower for the municipality shall continue to serve the Borough with the above rate schedule until this Ordinance shall be in full force and effect. This ordinance is effective after its adoption and its publication as required by law.

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
✓		✓				SAL CANDARELLA	✓		✓			
					✓	ANTHONY DELUCA						✓
		✓				BRIAN JOHO			✓			
		✓				RICHARD LOFORTE						✓
	✓	✓				NICHOLAS MASCARO			✓			
		✓				KAY CECERI		✓	✓			
Introduced: Nov. 10, 2015						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: Dec. 9, 2015												
						 Laura Reinertsen, Borough Clerk						