



**ORDINANCE NO 04-2023 AN ORDINANCE TO AMEND CHAPTER 207 ZONING, ARTICLE II, DEFINITIONS, ARTICLE V SUPPLEMENTARY REGULATIONS, AND ARTICLE XVII SENIOR RESIENTIAL ZONE OF THE BOROUGH OF KINNELON, MORRIS COUNTY, NEW JERSEY TO ADOPT REVISED ZONES AND UPDATES PURSUANT TO AN AMENDED MASTER PLAN.**

**WHEREAS**, pursuant to N.J.S.A. 40:38-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this state or of the United States, as it may deem necessary and proper for the good government, order and protection of person and property, and for the preservation of public health, safety, and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

**WHEREAS**, the Planning Board of the Borough of Kinnelon adopted a Master Plan Reexamination Report and Land Use Element Update on December 28, 2022, that proposed a revised Zoning Map including revisions to the Commercial Zone, Restricted Commercial Zone, and certain other zones; and

**WHEREAS**, the Governing Body desires to update Chapter 207, Zoning to reflect the revised Zoning Districts in the Master Plan of the Borough of Kinnelon;

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

**SECTION 1. Chapter 207 Zoning, Section 207-4 is hereby amended and supplemented as follows:**

§ 207-4 Definitions and word usage.

The definition for Restricted Commercial shall be deleted in its entirety.

The following definitions shall be added to this section.

**SIGN** - Any object, device, display or structure, or part thereof, situated outdoors or indoors, which is used to advertise, identify, display, direct or attract attention to an object, person, institution, organization, business, product, service, event or location by any means, including words, letters, figures, designs, symbols, fixtures, colors, illumination or projected images.

**SIGN, BILLBOARD [BILLBOARD SIGN]** - A sign containing a commercial message, or messages, which direct(s) attention to a business, commodity, service or entertainment conducted, sold or offered at a location other than the premises on which the sign is located. A sign advertising both businesses on-premises and off-premises is still considered a billboard. (See Also: Sign, Off-Premises Advertising). There are two types of billboard signs: Multiple Message Billboard Signs and Static Message Billboard Signs as follows:

**MULTIPLE MESSAGE BILLBOARD SIGN** - A billboard sign capable of changing the message or copy on the sign electronically, such that the alphabetic, pictographic, or symbolic informational content of which can be changed or altered on a fixed display surface composed of electronically illuminated or electronically actuated or motivated elements which can be changed or altered electronically.

STATIC MESSAGE BILLBOARD SIGN - A billboard sign that includes, but is not limited to, any graphics that are painted, printed or otherwise adhered to a sign face that remain static until manually changed and do not change electronically.

SIGN DISPLAY AREA - The entire area of a sign that is within a single perimeter composed of squares or rectangles that enclose the extreme limits of the advertising message, announcement, demonstration, display, illustration, insignia, surface, or space of a similar nature, together with any frame or other material, color, or condition that forms an integral part of the display and is used to differentiate the sign from the wall or background against which it is placed, excluding the necessary supports or uprights on which the sign is placed. On no sign shall the display area be less than 50 percent of the surface area of the sign.

SIGN, DOUBLE-FACED [DOUBLE-FACED SIGN] - A freestanding sign with two identical display areas which are back-to-back.

SIGN, FREESTANDING [FREESTANDING SIGN] - Any non-movable sign, not affixed to a building, which is permanently erected, constructed, supported or maintained on a base, post(s), pole(s) or other bracing or supporting device(s).

SIGN, ILLUMINATED [ILLUMINATED SIGN] - A sign lighted by or exposed to artificial lighting either exterior to the sign or lit from within (internally illuminated).

SIGN, MULTIPLE MESSAGE [MULTIPLE MESSAGE SIGN] - A sign capable of changing the message or copy on the sign electronically, such that the alphabetic, pictographic, or symbolic informational content of which can be changed or altered on a fixed display surface composed of electronically illuminated or electronically actuated or motivated elements which can be changed or altered electronically.

SIGN, OFF-PREMISES ADVERTISING [OFF-PREMISES ADVERTISING SIGN] - A sign containing a commercial message, or messages, which direct(s) attention to a business, commodity service or entertainment conducted, sold or offered at a location other than the premises on which the sign is located. A sign advertising both businesses on-premises and off-premises is still considered an off-premises advertising sign. (See Also: Sign, Billboard)

SIGN, ON-PREMISES ADVERTISING [ON-PREMISES ADVERTISING SIGN] - A sign which identifies a principal activity, product or service which is conducted, available, offered or produced on the property where the sign is located, including a sign which exclusively advertises the sale or lease of the property on which the sign is located.

SIGN, STATIC MESSAGE [STATIC MESSAGE SIGN] - A sign that includes, but is not limited to, any graphics that are painted, printed or otherwise adhered to a sign face that remain static until manually changed and do not change electronically.

SIGN, V-TYPE [V-TYPE SIGN] - A freestanding sign with a structure or structures with two sign faces, forming the shape of the letter "V" when viewed from above, with an angle between two faces of not more than 60 degrees.

SIGN AREA MEASUREMENT - The area of any sign face shall be computed as the product of the largest horizontal width and the largest vertical height of the lettering, illustration, display or background. Where there is no geometric frame or edge to the sign, the area shall be defined by a projected, enclosed, four-sided (straight sides) geometric shape which most closely outlines the sign. This shall not be construed to include the supporting members of any sign which are used solely for such purpose.

**SECTION 2. Chapter 207 Zoning, Section 207-5 is hereby amended and supplemented as follows:**

§ 207-5 Designation of Zones.

For the purpose of limiting and restricting to specified zones and regulating therein buildings and structures according to their construction and the nature and extent of their use and the nature and extent of the use of land and to regulate and restrict the height, number of stories and size of buildings and other structures, the percentage of lot that may be occupied and the size of yards, courts and other open spaces, the density of population and the location and use and extent of use of buildings and structures and land for residence or other purposes, the Borough of Kinnelon is hereby divided into zones, of which there shall be seven in number, as follows:

- R Residential Zone
- C Commercial Zone
- RC Restricted Commercial Zone
- RR Restricted Recreation Zone
- AH Affordable Housing Zone
- AH-2 Affordable Housing-2 Overlay Zone
- SR Senior Residential Zone

- A. The location and boundaries of said zones are hereby established as shown on the Land Use Map of the Borough of Kinnelon, dated March 2023, which is attached hereto and hereby made a portion of this chapter. Said map or maps and all notations, references and designations shown thereon shall be, as such, a part of this chapter as if the same were all fully described and set forth herein.
- B. Anything to the contrary notwithstanding, Lot 101, Block 10201, on the Official Tax Map of the Borough of Kinnelon is hereby zoned AH as set forth in Article XI hereof.
- C. Soil maps. The United States Department of Agriculture Soil Conservation Service Survey Maps for Morris County, Map Nos. 3, 6, 7, 10 and 11, are hereby adopted as supplements to the Zoning Map of the Borough of Kinnelon for purposes of indicating critical areas. Said maps are hereby adopted by reference and made a part of this chapter fully as if entirely set forth herein. Copies of said maps are on file in the office of the Clerk of the Borough of Kinnelon and are available for inspection.
- D. Anything to the contrary notwithstanding, Lots 168.01, 181, 195, 201, 204, 204:01 and 205. Block 11 on the Official Tax Map of the Borough of Kinnelon is hereby zoned SR as set forth in Article XVII hereof. [Added 9-19-2002 by Ord. No. 15-2002; amended 10-17-2002 by Ord. No. 17-2002].
- E. Anything to the contrary notwithstanding, the following properties shall hereafter be designated as being in the C Commercial Zone:

Block	Lot	Block	Lot	Block	Lot
-------	-----	-------	-----	-------	-----

10101	101	45202.01	103	57601	104
10101	102	45202.01	104	57601	105
10101	103	45202	102	57601	106
10102	102	45301	101		
10103	101	45301	102		
10104	104	57501	122		
11208	101	57501	123		
12302	102	57501	124		
45202	101	57501	125		
45202.01	101	57501	126		
45202.01	102	57601	103		

F. Anything to the contrary notwithstanding, the following properties shall hereafter be designated as being in the RC Restricted Commercial Zone:

Block	Lot	Block	Lot	Block	Lot	Block	Lot
10201	102	10902.01	12	10902.03	30	45205.02	201
10201	103	10902.01	13	10902.03	31	45205.02	202
10201	104	10902.01	14	10902.03	32	45205.02	301
10202	101	10902.02	15	10902.03	33	45205.02	302
10902	101	10902.02	16	10902.03	34	45601	139
10902	102	10902.02	17	10902.03	35	45601	145
10902.01	1	10902.02	18	10902.03	36	45601	146
10902.01	2	10902.02	19	10902.03	37	57601	101
10902.01	3	10902.02	20	10902.03	38	57601	102
10902.01	4	10902.02	21	10902.03	39		
10902.01	5	10902.03	23	44901	125		
10902.01	6	10902.03	24	45201	101		
10902.01	7	10902.03	25	45201	102		
10902.01	8	10902.03	26	45205	138		
10902.01	9	10902.03	27	45205	139		
10902.01	10	10902.03	28	45205.02	101		
10902.01	11	10902.03	29	45205.02	102		

D. Anything to the contrary notwithstanding, Block 22801, Lot 104 shall hereafter be designated as being in the RR Restricted Recreation Zone.

E. Anything to the contrary notwithstanding, any parcels not identified in Subsections B through G above are designated as being in the R Residential Zone.

**SECTION 3. Chapter 207 Zoning, Section 207-7 is hereby amended and supplemented as follows:**

**The following shall be added to § 207-7 the existing wording.**

The most restrictive zone is the Residential Zone. The other zones are less restrictive in the following sequence: Restricted Recreation, Restricted Commercial, and Commercial.

**§ 207-16 Limited Industrial Zone shall be deleted in its entirety.**

**The following shall be added to § 207-17 Commercial Zone.**

Purpose statement. The purpose of the Commercial Zone is to provide standards for the orderly development of commercial land uses on properties located along State Highway Route 23. The intent of this Commercial Zone is to permit a variety of commercial land uses which are appropriate for areas located along a state highway which are “highway commercial” in nature, meaning, they may be of a larger scale and intensity that provides for regional commercial needs while also serving the needs of the immediate community.

- M. Billboards are permitted in the C- Commercial Zone and are subject to the following regulations:
- a. The terms used in this section are defined in Section 207-4.
  - b. Compliance with State laws for billboard signs.
    - i. All billboard signs must be in compliance with the Roadway Signs Outdoor Advertising Act (N.J.S.A. 27:1A-5, 27:1A-6, 27:5-5 et seq.).
    - ii. No billboard sign shall be permitted unless specifically authorized by permit from the applicable agency of the State of New Jersey having jurisdiction over outdoor advertising signs, where said billboard signs shall be maintained within the State of New Jersey or any department thereof right-of-way, or any portion of limited access or unlimited access highways within the State of New Jersey. This prohibition shall not apply to signs, public notices, or markers erected or maintained by the Department of Transportation, the County of Morris or the Borough of Kinnelon.
  - c. Billboard sign location restrictions.
    - i. Billboard signs shall only be permitted in the C - Commercial Zone on properties with frontage along New Jersey State Highway Route 23 (hereinafter “NJSH Route 23”) and commercially zoned and shall be constructed to confine their lines of sight to motorists traveling along NSJH Route 23, which area is identified within the map annexed hereto as Attachment “1” and shall be prohibited elsewhere within Kinnelon Borough.
  - d. Billboard signs are considered principal uses and may be a second principal use on properties within the C -Commercial zone.
  - e. Any billboard sign to be erected under these regulations shall employ sideline blocking technology including but not limited to louver systems to limit visibility from residential zones and residences.
  - f. Double-faced-type and v-type billboard signs shall be permitted only under the terms and conditions of this ordinance.
  - g. Billboard signs shall only be permitted as freestanding signs.
  - h. No billboard signs shall be permitted that are painted on or attached to a building, railroad bridges, overhead bridges, or any other structure over any highway or overhanging the highway, and within the right-of-way of any highway.
  - i. No billboard signs shall be affixed to motor vehicles, buildings, bridges, overpasses, or overhead structures. They shall be permanently affixed to a base, post(s), pole(s) or other bracing or supporting device(s), comparable to a freestanding sign.
  - j. No billboard sign shall be painted, drawn, erected, or maintained upon trees, or other natural features, or public utility poles.

- k. No billboard sign shall be located within 500 feet of an interchange, intersection at grade, or safety rest area. This restriction prohibits any sign on either side of the highway that would be visible to a main-traveled way where it would be within 500 feet of the beginning or ending of pavement widening, within 500 feet of the point of gore, or any point between those features where the pavement is widened. This distance shall be measured along the pavement edge of the highway nearest those points. If an interchange lacks a point of pavement widening, a sign shall not be located in that direction within 1,000 feet of the point of gore.
- l. There shall be a minimum setback for the billboard sign from the lot line nearest to NJSH Route 23, which shall be not less than ten (10') feet as measured from the right-of-way line. The minimum side yard setback shall be a minimum of 20 feet per side yard.
- m. No billboard signs shall interfere with the ability of an operator of a motor vehicle to have a clear and unobstructed view of streets or highways ahead, approaching, merging or intersecting traffic, or official signs, signals or traffic control devices.
- n. No billboard sign shall interfere with or contain advertisements that resemble any official traffic sign, signal or device.
- o. No billboard sign shall be of a type, size, or character or placed at a location that will endanger or potentially injure public safety or health, or pose a physical threat to property in the vicinity.
- p. No advertisements shall be permitted on any billboard sign that are deemed to be in violation of federal, state, or local law, offensive to the moral standards of the community, false, misleading or deceptive, or in any way reflect upon the character, integrity or good standing of any organization or individual.
- q. No billboard sign shall be permitted which have any animated or moving parts or have reflectorized materials which may impair the vision of a motorist.
- r. Billboard dimensional requirements.
  - i. The billboard sign display area shall be the entire area of a sign that is within a single perimeter composed of squares or rectangles that enclose the extreme limits of the advertising message, announcement, demonstration, display, illustration, insignia, surface, or space of a similar nature, together with any frame or other material, color, or condition that forms an integral part of the display and is used to differentiate the sign from the wall or background against which it is placed, excluding the necessary supports or uprights on which the sign is placed. On no billboard sign shall the display area be less than 50 percent of the surface area of the billboard sign.
  - ii. The sign area of any billboard sign face shall be computed as the product of the largest horizontal width and the largest vertical height of the lettering, illustration, display or background. Where there is no geometric frame or edge to the sign, the area shall be defined by a projected, enclosed, four-sided (straight sides) geometric shape which most closely outlines the sign. This shall not be construed to include the supporting members of any sign which are used solely for such purpose.
  - iii. No billboard sign may exceed the maximum height of 40 feet from the ground level to the highest point of the sign.
  - iv. The billboard sign display area shall be rectangular-shaped and not exceed 11 feet by 36 feet for each display area.

- v. The billboard sign display area shall not exceed 396 square feet for each billboard sign display area. All dimensions include border, trim, cutouts, and extensions but exclude decorative bases, decorative trim and supports.
- s. Billboard lighting requirements.
  - i. A lighting plan prepared by a qualified individual shall be provided with site plan applications.
  - ii. Lighting of billboard signs is permitted from dusk to dawn for static message billboard signs and 24 hours per day for multiple message billboard signs.
  - iii. The light intensity at ground level shall average 0.5 footcandle; however, variations are permitted depending upon the intensity of the use. The light intensity shall not exceed 0.3 footcandle along any property line and shall be so arranged and shielded to reflect the light away from adjoining streets or properties.
  - iv. The lighting plan shall indicate the proposed light intensity (including existing fixtures to remain) at ground level where 0.5 footcandle occurs. Manufacturer's lighting detail and specifications including footcandle distributions shall be provided. All lights shall be concealed-source nonglare lighting and shall be installed only to reasonably illuminate the subject billboard sign face(s) from dusk to midnight. The minimum footcandle in the areas used by the public shall be 0.5; the maximum footcandle 1.0.
  - v. No perimeter, strobing, or other attracting type of lighting may be operated in conjunction with a billboard sign.
  - vi. Technology to limit glare and light pollution shall be employed for all multiple message billboards including, but not limited to, automatic dimming technology and honeycomb technology.
  - vii. No billboard sign shall be of such intensity or brilliance to cause glare, or be otherwise operated in a manner that impairs the safe operation of a motor vehicle. Illumination of billboard signs shall be shielded, so as to prevent light from being directed at any portion of the main-traveled way of any highways. All such lighting shall also be subject to any other provision relating to lighting of signs applicable to highways under the jurisdiction of the State of New Jersey.
- t. Billboard landscaping.
  - i. Billboard signs shall be suitably landscaped to improve the environment of the site and surrounding area.
  - ii. Plant types which shall be installed shall be a mixture of hardy evergreen and other deciduous canopy and understory trees and shrubs, which shall be indigenous to the area. A conscious effort shall be made to preserve and incorporate the existing vegetation on site, wherever possible. The support for the billboard sign shall be screened with evergreen and deciduous shrubs and trees.
  - iii. All plant material installed as part of a billboard sign planting screening shall be guaranteed for a period of two years.
  - iv. To the extent possible any landscaping should be used to buffer the billboard sign from areas away from NJSH Route 23.
- u. Multiple-message billboard sign standards.
  - i. The minimum spacing between multiple message billboard signs on the same side of NJSH Route 23 shall be 3,000 feet being measured along the nearest edge of the pavement between points directly opposite the side of the sign faced nearest to the center line of the right-of-way of NJSH Route 23 where the sign shall be erected,



- and shall apply only to sign faces on the same side of NJSH Route 23 in the C-Commercial Zone and visible in the same travel direction.
- ii. Notwithstanding the above, the minimum distance between static message billboard signs and multiple message billboard signs on the same side of NJSH Route 23 shall be 1,000 feet.
  - iii. Multiple message billboard signs shall not be placed within 800 feet, as measured along the edge of the pavement, of an official permanent variable electronic traffic sign, which is capable of displaying any message allowed by the Manual on Uniform Traffic Control Devices (MUTCD).
  - iv. Each face of a multiple message billboard sign shall be permitted a three (3) foot decorative apron at the bottom of the sign face to include the name of the billboard operator, and such decorative apron shall not be considered when calculating sign face area.
  - v. No more than one (1) billboard sign shall be permitted on any lot. For the purposes of this section, only single-sided, double faced or V-type billboard signs with a single display per face shall be permitted.
  - vi. The Borough of Kinnelon shall have access to the multiple message billboard sign(s) for emergency messaging and/or community information displays at one message per cycle.
  - vii. Multiple message billboard signs shall contain a default design that will freeze the sign in one position if a malfunction occurs.
  - viii. The dwell time for each message on a multiple message billboard sign shall not be less than eight seconds per N.J.A.C. 16:41C-11.1(a)3.
  - ix. The change from one display to the next shall be completely accomplished within one second or less and the entire display shall change at the same time.
  - x. No multiple message billboard sign shall be operated so that the meaning of one display is continued on the next display.
  - xi. No regulations in this section or portions thereof are intended to be less restrictive than state or federal regulations.
- v. Static-message billboard sign standards.
- i. The minimum distance (spacing) between static message billboard signs on the same side of NJSH Route 23 shall be 1,000 feet being measured along the nearest edge of the pavement between points directly opposite the side of the sign faced nearest to the center line of the right-of-way of Route 23 where the sign shall be erected, and shall apply only to sign faces on the same side of NJSH Route 23 in the C- Commercial Zone and visible in the same travel direction.
  - ii. Notwithstanding the above, the minimum distance between static message billboard signs and multiple message billboard signs on the same side of NJSH Route 23 shall be 1,000 feet.
  - iii. Each face of a static message billboard sign shall be permitted a three (3) foot decorative apron at the bottom of the sign face to include the name of the billboard operator, and such decorative apron shall not be considered when calculating sign face area.
  - iv. No more than one (1) billboard sign shall be permitted on any lot. For the purposes of this section, double-faced billboards visible from opposite directions but built on a common frame shall be considered one billboard sign.

- v. Only single-sided and back-to-back or V-type billboard signs with a single display per face shall be permitted.
- vi. A static message billboard sign may be multi-colored and illumination shall be installed only to reasonably illuminate the subject billboard sign from dusk to midnight. No perimeter, strobing or other attracting type of lighting may be operated in conjunction with a billboard sign.
- vii. No static message billboard sign shall be permitted which, because of its size, shape and/or location, may obscure or obstruct the view of vehicular traffic.
- viii. No regulations in this section or portions thereof are intended to be less restrictive than state or federal regulations.
- w. Approval and review procedures for billboard signs.
  - i. Billboard sign applications shall follow the preliminary site plan application process pursuant to Article XII § 176-28 of the Borough of Kinnelon Code.

**The following shall be added to § 207-18 Restricted Commercial Zone.**

Purpose statement. The purpose of the Restricted Commercial Zone is to provide standards for the orderly development of small-scale commercial land uses within the Borough where neighborhood commercial-oriented retail and service uses may be located, primarily serving residents of the Borough.

**The following shall replace subsection B of § 207-19 Signs.**

- B. Commercial and Restricted Commercial Zones. No signs or advertising devices shall be permitted outside or attached to the exterior of any building in these zones, except signs referring to the premises upon which they are displayed or to the services rendered thereon, provided that no sign shall project beyond a property line and that the aggregate area of such signs shall not exceed 50 square feet.
  - a. A billboard, signboard or advertising sign shall be permitted as a permitted principal use or an accessory use, provided that it meets the standards provided in § 207-17M.

**The following shall be added to § 207-27 Schedule IV Commercial Zone.**

<b>Type of Control</b>	<b>Requirements</b>
Principal permitted uses	Retail bakeries, barbershops and beauty parlors, funeral homes, hand laundries, launderettes, offices, banks, restaurants, salesrooms or showrooms, retail dyeing and cleaning establishments, retail stores and theaters and motion-picture houses, billboards pursuant to § 207-17M.

**SECTION 4. § 207-29 Schedule III: Industrial Zone shall be deleted in its entirety.**

**SECTION 5. Chapter 207 Zoning, Section 207-29 is hereby amended and supplemented as follows:**

**SECTION 6.** All ordinances of the Borough of Kinnelon, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

**SECTION 7.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

**SECTION 8.** This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

**SECTION 8.** This Ordinance may be renumbered for codification purposes.

Introduced: March 16, 2023

Karen M. Iuele, RMC  
Kinnelon Borough Clerk





Range of Checking Accts: First to Last Range of Check Dates: 02/17/23 to 12/31/23  
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void Ref Num
GENERAL		General Account Account Payab		
25368	03/08/23	TRE11 TREASURER, STATE OF NEW JERSEY	1,000.00	4944
25369	03/16/23	4IM01 4imprint, Inc.	366.06	4945
25370	03/16/23	AC A.C. DAUGHTRY INC.	293.34	4945
25371	03/16/23	ACT04 ACTION DATA SERVICES	4,932.68	4945
25372	03/16/23	AFF02 AFFILIATED TECHNOLOGY	190.81	4945
25373	03/16/23	ALB02 LOUIS ALBANESE	139.83	4945
25374	03/16/23	ALL04 ALLIED OIL COMPANY	2,722.76	4945
25375	03/16/23	ALL17 ALL-PURPOSE ELECTRIC CO INC.	861.22	4945
25376	03/16/23	AMA02 DAVID A. AMADIO, ESQ.	750.00	4945
25377	03/16/23	ANY01 ANY EXCUSE FOR A PARTY, INC	1,090.00	4945
25378	03/16/23	APR01 A PRITCHETT TREE SERVICE	3,900.00	4945
25379	03/16/23	AUT05 THE AUTO PARTS SOURCE	3,367.23	4945
25380	03/16/23	BMS01 BMS WELDING & REPAIR LLC	6,167.60	4945
25381	03/16/23	BOR01 BOROUGH OF BUTLER ELECTRIC	5,393.27	4945
25382	03/16/23	BOR02 BOROUGH OF KINNELON	1,685.51	4945
25383	03/16/23	BOR11 BOROUGH OF BLOOMINGDALE	68,544.50	4945
25384	03/16/23	BOX01 BOXCAST INC	139.00	4945
25385	03/16/23	BRA05 BRAEN STONE INDUSTRIES, INC	335.16	4945
25386	03/16/23	BRE08 JEFFREY BRESETT	60.00	4945
25387	03/16/23	BSN01 BSN SPORTS LLC	3,650.78	4945
25388	03/16/23	BUZ01 THE BUZAK LAW GROUP, LLC.	18,097.50	4945
25389	03/16/23	CAB01 OPTIMUM	59.11	4945
25390	03/16/23	CAB02 OPTIMUM	100.01	4945
25391	03/16/23	CAB03 OPTIMUM	126.18	4945
25392	03/16/23	CAB04 OPTIMUM	116.18	4945
25393	03/16/23	CAB05 OPTIMUM	116.18	4945
25394	03/16/23	CAB06 OPTIMUM	116.18	4945
25395	03/16/23	CAB07 OPTIMUM	116.18	4945
25396	03/16/23	CAB08 OPTIMUM	216.18	4945
25397	03/16/23	CAB09 OPTIMUM	116.18	4945
25398	03/16/23	CAB10 OPTIMUM	367.93	4945
25399	03/16/23	CAI01 CAIN & SON	667.50	4945
25400	03/16/23	CER01 CERTIFIED SPEEDOMETER SERVICE	308.00	4945
25401	03/16/23	CIT05 CIT FINANCE LLC	586.73	4945
25402	03/16/23	COO03 COOPERATIVE COMMUNICATIONS INC	3,960.31	4945
25403	03/16/23	COR12 CORE & MAIN LP	272.36	4945
25404	03/16/23	COREL006 CORELOGIC TAX SERVICE	3,607.75	4945
25405	03/16/23	CQF01 CQFLUENCY	13.20	4945
25406	03/16/23	CRE01 CREW ENGINEERS INC.	19,820.85	4945
25407	03/16/23	CRO02 CROWN AWARDS	34.71	4945
25408	03/16/23	DAN01 DAN COMO & SONS INC.	108.00	4945
25409	03/16/23	DAR01 DARMOFALSKI ENGINEERING ASSOC.	1,080.00	4945
25410	03/16/23	DMC01 DMC ASSOCIATES INC.	325.00	4945
25411	03/16/23	DOR06 DORSEY & SEMRAU, LLC	342.50	4945
25412	03/16/23	EAG01 EAGLE POINT GUN/TJ MORRIS	348.00	4945
25413	03/16/23	ECO05 JAMES ECONOMOU	273.04	4945
25414	03/16/23	EHR01 MARK J. EHRENBURG	273.04	4945
25415	03/16/23	ELE03 ELECTRO BATTERY SYSTEMS INC.	377.66	4945
25416	03/16/23	EME02 EMERGENCY MEDICAL PRODUCTS INC	56.49	4945

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void Ref Num
GENERAL		General Account		Account Payab Continued
25417	03/16/23	EXT01 EXTRA SPACE STORAGE	367.00	4945
25418	03/16/23	FIC01 PATRICIA FICHTNER	362.50	4945
25419	03/16/23	FIS05 FISHER TANK COMPANY	52,890.65	4945
25420	03/16/23	FOUND005 FOUNDATION TITLE	3,336.24	4945
25421	03/16/23	FRA13 FSC LEAK DETECTION	4,350.00	4945
25422	03/16/23	GAN01 GANN LAW BOOKS	225.00	4945
25423	03/16/23	GIB03 BRIAN T. GIBLIN, ESQ.	15,698.90	4945
25424	03/16/23	GRA01 GRAINGER INC.	378.71	4945
25425	03/16/23	GVM01 GVM, INC.	30.65	4945
25426	03/16/23	HAI04 ELLEN HAID	360.18	4945
25427	03/16/23	HOM02 HOME DEPOT CREDIT SERVICE	360.04	4945
25428	03/16/23	HOR04 HORIZON OFFICE EQUIPMENT	478.00	4945
25429	03/16/23	IUE01 KAREN IUELE	110.00	4945
25430	03/16/23	JCALDWEL J CALDWELL & ASSOCIATES, LLC	3,122.50	4945
25431	03/16/23	JCP01 JCP&L	9.92	4945
25432	03/16/23	JER03 JERSEY PAPER PLUS	950.21	4945
25433	03/16/23	JIM01 JIMMY THE SHOE DOCTOR	322.94	4945
25434	03/16/23	KAS04 CAMILLE KASSAR	4,375.00	4945
25435	03/16/23	KIM03 Kimball-Midwest	482.56	4945
25436	03/16/23	KIN05 KINNELON PUBLIC LIBRARY	5,857.51	4945
25437	03/16/23	KIN08 KINNELON VOLUNTEER FIRE CO.	9,625.00	4945
25438	03/16/23	KIN09 KINNELON BOARD OF EDUCATION	3,383,387.50	4945
25439	03/16/23	KUL01 KULPEKSA LAND IMPROVEMENT CO	164,504.59	4945
25440	03/16/23	LAK02 LAKELAND BANK EQUIP FINANCE	2,533.10	4945
25441	03/16/23	LAK13 LAKELAND AUTO PARTS	316.70	4945
25442	03/16/23	LAW07 LAWSOFT INC.	745.00	4945
25443	03/16/23	LIF02 LIFESAVERS, INC.	369.90	4945
25444	03/16/23	MAT04 MATTHIJSSSEN, INC.	2,946.00	4945
25445	03/16/23	MCI01 MCI EASTERN SECURITY SYSTEMS	165.00	4945
25446	03/16/23	MON14 MONMOUTH TELECOM	489.08	4945
25447	03/16/23	MOR21 MORRIS COUNTY M.U.A.	29,978.51	4945
25448	03/16/23	MUN02 MUNICIPAL RECORD SERVICE INC.	634.00	4945
25449	03/16/23	NAP02 JOSEPH NAPOLETANO	37.66	4945
25450	03/16/23	NEO01 QUADIENT, INC.	1,015.85	4945
25451	03/16/23	NES01 NESTLE PURE LIFE DIRECT	270.54	4945
25452	03/16/23	NEW32 NEW JERSEY REGISTRAR'S ASSOC	25.00	4945
25453	03/16/23	NEW331 NEW JERSEY DEVILS	200.00	4945
25454	03/16/23	NIO01 JOSEPH NIOSI	203.59	4945
25455	03/16/23	NJA10 NJ ADVANCE MEDIA	1,281.09	4945
25456	03/16/23	NJD07 NJ DEPT HEALTH & SENIOR SERV	438.60	4945
25457	03/16/23	NJLM01 NEW JERSEY STATE LEAGUE	100.00	4945
25458	03/16/23	NOR02 NORTH JERSEY MEDIA GROUP	235.83	4945
25459	03/16/23	NOR13 NORTH JERSEY MUNICIPAL	7,596.00	4945
25460	03/16/23	NOR16 NORTH CHURCH GRAVEL, INC.	5,456.17	4945
25461	03/16/23	NOR18 NORTHEAST COMMUNICATIONS, INC.	739.68	4945
25462	03/16/23	NWR01 NW REFS	1,155.00	4945
25463	03/16/23	ONE02 ONE CALL CONCEPTS, INC.	60.06	4945
25464	03/16/23	PAG02 P&A GROUP	350.00	4945
25465	03/16/23	PAT04 SEAN PATALITA	593.93	4945
25466	03/16/23	PBM01 PBM SUPPLY COMPANY	62.20	4945
25467	03/16/23	PEE01 PEERLESS CONCRETE PRODUCTS CO.	4,284.00	4945
25468	03/16/23	PIA01 PROFESSIONAL INSURANCE ASSOC	8,281.00	4945

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
GENERAL		General Account			Continued
25469	03/16/23	PK01 P & K OFFICIATING	8,025.00		4945
25470	03/16/23	PRO20 THE PROMOTIONAL ZONE	334.00		4945
25471	03/16/23	PSE01 P.S.E. & G.	3,345.90		4945
25472	03/16/23	RAC02 RACHLES/MICHELE'S OIL CO.,INC	3,146.79		4945
25473	03/16/23	ROB08 ROBERT'S & SON, INC	257.25		4945
25474	03/16/23	SAN03 TONY SANCHEZ, LTD	3,140.42		4945
25475	03/16/23	SCH30 MELANIE SCHUCKERS	174.58		4945
25476	03/16/23	SHA03 THE SHADE TREE DEPARTMENT LLC	517.68		4945
25477	03/16/23	SHI03 SHI INTERNATIONAL CORP	94.95		4945
25478	03/16/23	SHO06 DOUGLAS SHORTWAY	170.00		4945
25479	03/16/23	SPE04 JAMES SPELLMON JR.	1,625.00		4945
25480	03/16/23	STA STAPLES ADVANTAGE, DEPT NY	575.72		4945
25481	03/16/23	STA30 STATE TOXICOLOGY LABORATORY	135.00		4945
25482	03/16/23	STO01 STORR TRACTOR COMPANY	225.13		4945
25483	03/16/23	SUB03 SUBURBAN DISPOSAL INC.	121,541.66		4945
25484	03/16/23	TAS01 TASTE OF REALITY	134.84		4945
25485	03/16/23	TCT01 TCTA OF NJ	100.00		4945
25486	03/16/23	TIL01 TILCON NEW YORK INC.	378,552.59		4945
25487	03/16/23	TRI01 TRI-BORO FIRST AID SQUAD	8,075.86		4945
25488	03/16/23	TRI02 TRIUS OF NEW JERSEY	1,648.42		4945
25489	03/16/23	TRI20 TRIONAID ASSOCIATES	15.00		4945
25490	03/16/23	TUR01 TURN-OUT UNIFORMS INC.	1,918.25		4945
25491	03/16/23	ULI01 ULINE	124.67		4945
25492	03/16/23	UNI22 UNIFIRST-FIRST AID + SAFETY	241.40		4945
25493	03/16/23	USI05 JOSEPH USINOWICZ	49.44		4945
25494	03/16/23	VAL08 VALLEY PHYSICIAN SERVICES, P.C	275.00		4945
25495	03/16/23	VER06 VERIZON WIRELESS	26.31		4945
25496	03/16/23	VER11 VERIZON WIRELESS - KPD	152.04		4945
25497	03/16/23	VER18 VERIZON CONNECT NWF, INC	188.90		4945
25498	03/16/23	WAL11 WALLINGTON PLUMBING & HEATING	566.36		4945
25499	03/16/23	WAS04 WASH HOUNDS	88.43		4945
25500	03/16/23	WEL01 WELDON ASPHALT	646.77		4945
25501	03/16/23	WHI03 JOHN WHITEHEAD, JR.	165.54		4945
25502	03/16/23	WIN06 WIND RIVER ENVIRONMENTAL	656.10		4945

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	135	0	4,416,676.79	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	<u>135</u>	<u>0</u>	<u>4,416,676.79</u>	<u>0.00</u>

PLANNING 2 Columbia Bank  
1876 03/16/23 DAR01 DARMOFALSKI ENGINEERING ASSOC. 2,295.00 4946

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	1	0	2,295.00	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	<u>1</u>	<u>0</u>	<u>2,295.00</u>	<u>0.00</u>



---

Check #	Check Date	Vendor		Amount Paid	Reconciled/Void	Ref Num
PLANNING 2		Columbia Bank				
Report Totals			Continued			
			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
		Checks:	136	0	4,418,971.79	0.00
		Direct Deposit:	0	0	0.00	0.00
		Total:	<u>136</u>	<u>0</u>	<u>4,418,971.79</u>	<u>0.00</u>

---

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	2-01	40,540.86	0.00	0.00	40,540.86
WATER FUND	2-05	<u>3,900.00</u>	<u>0.00</u>	<u>0.00</u>	<u>3,900.00</u>
	Year Total:	44,440.86	0.00	0.00	44,440.86
CURRENT FUND	3-01	3,717,551.46	0.00	0.00	3,717,551.46
WATER FUND	3-05	5,545.09	0.00	0.00	5,545.09
SEWER FUND	3-07	<u>656.10</u>	<u>0.00</u>	<u>0.00</u>	<u>656.10</u>
	Year Total:	3,723,752.65	0.00	0.00	3,723,752.65
	C-04	543,057.18	0.00	0.00	543,057.18
	C-06	<u>68,811.50</u>	<u>0.00</u>	<u>0.00</u>	<u>68,811.50</u>
	Year Total:	611,868.68	0.00	0.00	611,868.68
DOG TAX	D-13	438.60	0.00	0.00	438.60
	L-22	1,090.00	0.00	0.00	1,090.00
RECREATION SPECIAL	R-16	13,470.67	0.00	0.00	13,470.67
	V-27	14,965.17	0.00	0.00	14,965.17
RECYCLE FUND	Y-21	6,650.16	0.00	0.00	6,650.16
Total of All Funds:		<u>4,416,676.79</u>	<u>0.00</u>	<u>0.00</u>	<u>4,416,676.79</u>

Project Description	Project No.	Project Total
62 GREENHILL #11906102A BALICK	11906102A	135.00
1167 RT 23 SOUTH	1547	540.00
FARKASH 232 KINNELON RD	22501108	405.00
GARG 2 SAN FILIPPO	23201108	810.00
10 DERRYGALLY HERTZ	33704116	405.00
Total of All Projects:		<u>2,295.00</u>



RESOLUTION 03.02.2023

AUTHORIZATION FOR MAYOR AND  
PLANNING BOARD CHAIRPERSON  
TO SIGN UPDATED ROSI

WHEREAS, the Borough Council of the Borough of Kinnelon wishes to authorize the Mayor of the Borough of Kinnelon, along with the Planning Board Chairperson to sign Kinnelon Borough updated Recreation and Open Space Inventory (ROSI).

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Kinnelon due hereby authorize the Mayor of the Borough of Kinnelon along with the Planning Board Chairperson to sign Kinnelon Borough updated ROSI.

Dated: March 9, 2023

A handwritten signature in black ink, appearing to read "Karen M. Iuele", is written over a solid horizontal line.

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

RESOLUTION 03.03.2023

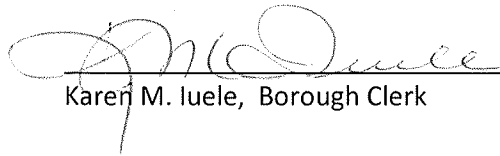
AUTHORIZATION FOR MAYOR TO  
SIGN RISK MANAGEMENT  
CONSULTANT'S AGREEMENT

WHEREAS, the Governing Body of the Borough of Kinnelon authorizes the Mayor to sign the Risk Management Consultant's Agreement; and

WHEREAS, the term of this agreement shall be for one (1) year.

NOW, THEREFORE BE IT RESLOVED BY, the Governing Body of the Borough of Kinnelon authorizes the Mayor of the Borough of Kinnelon to sign this agreement with Risk Management Consultant's for a term of 1 year.

Dated: March 16, 2023

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

**RESOLUTION FOR MEMBER PARTICIPATION  
IN A COOPERATIVE PRICING SYSTEM**

A RESOLUTION AUTHORIZING THE BOROUGH OF KINNELON  
TO ENTER INTO the New Jersey Cooperative Purchasing Alliance  
COOPERATIVE PRICING AGREEMENT

RESOLUTION NUMBER 03.04.2023

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the County of Bergen, hereinafter referred to as the "Lead Agency " has offered voluntary participation in the New Jersey Cooperative Purchasing Alliance # CK04- a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on March 16, 2023 the governing body of the Borough of Kinnelon, County of Morris, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

**TITLE**

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Kinnelon

**AUTHORITY**

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

**CONTRACTING UNIT**

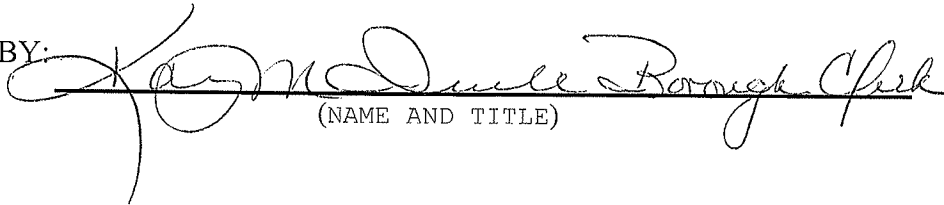
The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

**EFFECTIVE DATE**

This resolution shall take effect immediately upon passage.

CERTIFICATION

BY:  Mayor  
\_\_\_\_\_  
(NAME AND TITLE)

ATTEST BY:  Borough Clerk  
\_\_\_\_\_  
(NAME AND TITLE)



# COOPERATIVE PRICING SYSTEM AGREEMENT

New Jersey Cooperative Purchasing Alliance # CK04

## AGREEMENT FOR A COOPERATIVE PRICING SYSTEM

This Agreement made and entered into this 16th day of March, 2023, by and between the, COUNTY OF BERGEN and Borough of Kinnelon, who desire to participate in the # CK04, NJ Cooperative Purchasing Alliance.

### WITNESSETH

WHEREAS, *N.J.S.A. 40A:11-11(5)*, specifically authorizes two or more contracting units to establish a Cooperative Pricing System for the provision and performance of goods and services and enter into a Cooperative Pricing Agreement for its administration; and

WHEREAS, the County of Bergen is conducting a voluntary Cooperative Pricing System known as the New Jersey Cooperative Purchasing Alliance with other contracting units; and

WHEREAS, this Cooperative Pricing System is to effect substantial economies in the provision and performance of goods and services; and

WHEREAS, all parties hereto have approved the within Agreement by Resolution in accordance with the aforesaid statute; and

WHEREAS, it is the desire of all parties to enter into such Agreement for said purposes;

NOW, THEREFORE, IN CONSIDERATION OF the promises and of the covenants, terms and conditions hereinafter set forth, it is mutually agreed as follows:

1. The goods or services to be priced cooperatively may include all goods and services which may be bid under the laws and stipulations of the State of New Jersey and such other items as two or more participating contracting units in the system agree can be purchased on a cooperative basis.
2. The items and classes of items which may be designated by the participating contracting units hereto may be purchased cooperatively for the period commencing with the execution of this Agreement and continuing until terminated as hereinafter provided.
3. The Lead Agency, on behalf of all participating contracting units, shall upon approval of the registration of the System and annually thereafter ON THE ANNIVERSARY OF THE REGISTRATION OF THE SYSTEM publish a legal ad in such format as required by *N.J.A.C. 5:34-7.9(a)* in its official newspaper normally used for such purposes by it to include such information as:
  - (A) The name of Lead Agency soliciting competitive bids or informal quotations.
  - (B) The address and telephone number of Lead Agency.
  - (C) The names of the participating contracting units.

(D) The State Identification Code assigned to the Cooperative Pricing System.

(E) The expiration date of the Cooperative Pricing System.

4. Each of the participating contracting units shall designate, in writing, to the Lead Agency, the items to be purchased and indicate therein the approximate quantities desired [IF NOT AN OPEN ENDED CONTRACT], the location for delivery and other requirements, to permit the preparation of specifications as provided by law.
5. The specifications shall be prepared and approved by the Lead Agency and no changes shall be made thereafter except as permitted by law. Nothing herein shall be deemed to prevent changes in specifications for subsequent purchases.
6. A single advertisement for bids or the solicitation of informal quotations for the goods or services to be purchased shall be prepared by the Lead Agency on behalf of all of the participating contracting units desiring to purchase any item.
7. The Lead Agency when advertising for bids or soliciting informal quotations shall receive bids or quotations on behalf of all participating contracting units. Following the receipt of bids, the Lead Agency shall review said bids and on behalf of all participating contracting units, either reject all or certain of the bids or make one award to the lowest responsible bidder or bidders for each separate item. This award shall result in the Lead Agency entering into a Master Contract with the successful bidder(s) providing for two categories of purchases:
  - (A) The quantities ordered for the Lead Agency's own needs, and
  - (B) The estimated aggregate quantities to be ordered by other participating contracting units by separate contracts, subject to the specifications and prices set forth in the Lead Agency's Master Contract.
8. The Lead Agency shall enter into a formal written contract(s) directly with the successful bidder(s) only after it has certified the funds available for its own needs.
9. Each participating contracting unit shall also certify the funds available only for its own needs ordered; enter into a formal written contract, when required by law, directly with the successful bidder(s); issue purchase orders in its own name directly to successful vendor(s) against said contract; accept its own deliveries; be invoiced by and receive statements from the successful vendor(s); make payment directly to the successful vendor(s) and be responsible for any tax liability.
10. No participating contracting unit in the Cooperative Pricing System shall be responsible for payment for any items ordered or for performance generally, by any other participating contracting unit. Each participating contracting unit shall accordingly be liable only for its own performance and for items ordered and received by it and none assumes any additional responsibility or liability.
11. The provisions of Paragraphs 7, 8, 9, and 10 above shall be quoted or referred to and sufficiently described in all specifications so that each bidder shall be on notice as to the respective responsibilities and liabilities of the participating contracting units.

12. No participating contracting unit in the Cooperative Pricing System shall issue a purchase order or contract for a price which exceeds any other price available to it from any other such system in which it is authorized to participate or from bids or quotations which it has itself received.
13. The Lead Agency reserves the right to exclude from consideration any good or service if, in its opinion, the pooling of purchasing requirements or needs of the participating contracting units is either not beneficial or not workable.
14. The Lead Agency shall appropriate sufficient funds to enable it to perform the administrative responsibilities assumed pursuant to this Agreement.
15. This Agreement shall become effective on the date adopted on the resolution subject to the review and approval of the Director of the Division of Local Government Services and shall continue in effect for a period not to exceed five (5) years from said date unless any party to this Agreement shall give written notice of its intention to terminate its participation.
16. The County of Bergen shall on behalf of all local units participating in the cooperative pricing system renew the system every 5 years in perpetuity; unless all parties give written notice that there is no longer a desire or a need for participation in the system.
17. All records and documents maintained or utilized pursuant to terms of this Agreement shall be identified by the System Identifier assigned by the Director, Division of Local Government Services, and such other numbers as are assigned by the Lead Agency for purposes of identifying each contract and item awarded.
18. This Agreement shall be binding upon and inure to the benefit of the successors and assigns of the respective parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be signed and executed by their authorized corporate officers and their respective seals to be hereto affixed the day and year above written.

FOR THE LEAD AGENCY

BY:

\_\_\_\_\_  
(NAME AND TITLE))

FOR THE PARTICIPATING UNIT

BY: Charles J. Daniel, Administrator

\_\_\_\_\_  
(NAME AND TITLE)

**RESOLUTION 03.05.23**  
**TOWNSHIP COUNCIL – BOROUGH OF KINNELON**  
**MORRIS COUNTY, NEW JERSEY**  
**MARCH 16, 2023**  
**RESOLUTION TO DUPLICATE TAX SALE CERTIFICATE**  
**BLOCK 22601, LOT 104**  
**25 REGAN WAY**

---

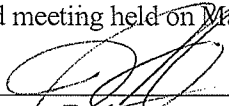
**WHEREAS**, The Tax Collector of this municipality had previously issued a tax sale certificate to Borough of Kinnelon, which certificate is dated October 15, 2015, for premises know as Block 22601, Lot 104, as set out on the municipal tax map and the certificate bears #18-00002; and

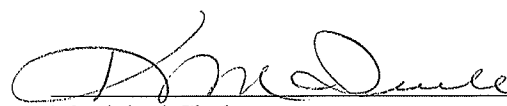
**WHEREAS**, The Tax Collector received a written declaration from the holder of said certificate stating that it has been lost; and

**WHEREAS**, pursuant to Chapter 99 of the Public Laws of 1997 allows for the issuance of a duplicate tax sale certificate by resolution of the Governing Body.

**THEREFORE BE IT RESOLVED**, by the Borough of Kinnelon in the County of Morris, and State of New Jersey, that the Tax Collector be authorized to issue a duplicate certificate numbered 18-00002 on Block 22601, Lot 104, to given to the lienholder for cancellation.

I hereby certify the foregoing to be a true copy of a Resolution passed by the Borough of Kinnelon Council at a duly convened meeting held on March 16, 2023

  
\_\_\_\_\_  
Mayor, James Freda

  
\_\_\_\_\_  
Municipal Clerk

**RESOLUTION 03.06.23**

**WHEREAS**, The Tax Collector of this municipality had previously issued a tax sale certificate to Borough of Kinnelon, which certificate is dated October 15, 2015, for premises know as Block 22601, Lot 104, as set out on the municipal tax map and the certificate bears #18-00002; and

**WHEREAS**, The Tax Collector received a written declaration from the holder of said certificate stating that it has been lost; and

**WHEREAS**, pursuant to Chapter 99 of the Public Laws of 1997 allows for the issuance of a duplicate tax sale certificate by resolution of the Governing Body.

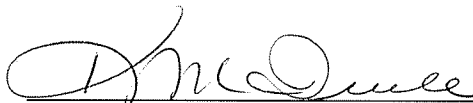
**THEREFORE, BE IT RESOLVED**, by the Borough Council of the Bourgh of Kinnelon in the County of Morris, and State of New Jersey, that the Tax Collector be authorized to issue a duplicate certificate numbered 18-00002 on Block 22601, Lot 104, to given to the lienholder for cancellation.

ROLL CALL:

March 16, 2023  
Judith O'Brien, CTC  
Tax Collector  
Borough of Kinnelon

I, Karen M. Iuele, Borough Clerk, Borough of Kinnelon, hereby certify this resolution to be a true copy of the resolution which was duly passed at the regular meeting of the Borough of Kinnelon May and Council March 16, 2023.

Date: 3/16/2023

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

**RESOLUTION: 03.07.23**

**AUTHORIZATION FROM KINNELON TO CSL TO ENTER THE LOCAL COLLECTION SYSTEM OF KINNELON AND PROVIDE TEMPORARY FLOW MONITORING SERVICES TO CSL**

**WHEREAS**, the Borough of Kinnelon has identified a need for temporary flow monitoring over a 3 month period within existing lines; and

**WHEREAS**, the Borough of Kinnelon is in need for flow monitoring services from CSL Services, Inc., Pennsauken, New Jersey (CSL), to provide twelve (12) temporary flow monitors for three (3) months to provide infiltration and inflow (I/I) source information for potential rehabilitation; and

**WHEREAS**, the proposal anticipates the location of temporary meters within those sanitary sewer lines owned and operated by the Authority, with the exception of one meter proposed to be located within the local collection system of the Borough of Kinnelon, owing to the fact that the Authority has already gathered data from within the Authority System in that area; and

**WHEREAS**, the Borough of Kinnelon desires to authorize CSL to place one (1) meter at a location agreed upon by the Pequannock River Basin Regional Sewerage Authority and subject to the adoption, by Kinnelon, of a Resolution authorizing such access and subject to the execution of an agreement providing access therefor; and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Kinnelon in the County of Morris, in the State of New Jersey on this 16th day of March, 2023 as follows:

1. The Authority hereby authorizes and directs CSL Services Inc. to place one (1) temporary meter, for a period of three (3) months, at a location within the Kinnelon local collection system agreed upon by the Borough of Kinnelon, subject to the adoption, by Kinnelon, of a Resolution authorizing such action and subject to the execution of an access agreement providing therefor.
2. The Authority Administrator and Chairman are hereby authorized and directed to execute any other necessary documents, including the execution of an access agreement in a form acceptable to the Chairman and Authority Counsel, and to take all other actions necessary or desirable to effectuate the terms and conditions of this Resolution.
3. This Resolution shall take effect as provided by law.

### CERTIFICATION

Certified to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of Kinnelon at a duly convened meeting held on March 16, 2023.



Karen M. Iuele, RMC

Borough Clerk

RESOLUTION # 03.08.23  
BOROUGH OF KINNELON  
EMERGENCY RESOLUTION  
N.J.S.A.40A:4-20 (TEMPORARY APPROPRIATIONS)

WHEREAS, pursuant to N.J.S.A 40A:4-19 the Borough Council of the Borough of Kinnelon adopted Resolutions to provide temporary funds for the period from January 1, 2023 until the adoption of the Operating Budget for the Borough of Kinnelon, New Jersey, and

WHEREAS, additional appropriations will be required from April 1, 2023 until the adoption of the budget, and

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

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


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

General	\$ 2,315,712.00
Water Utility	\$ 96,016.00
Sewer Utility	\$ 82,825.00

2. This action shall take effect April 1, 2023.
3. A copy of this resolution shall be immediately filed with the Director of Local Government Services by the Borough Clerk of the Borough of Kinnelon.

CERTIFICATION

I, Karen M. Iuele, Clerk of the Borough of Kinnelon in the County of Morris, do hereby certify that the foregoing resolution is a true copy of a resolution duly passed and adopted by the Governing Body at their meeting of March 16, 2023.

  
Karen M. Iuele, Borough Clerk



**RESOLUTION 03.09.23**

**2022 APPROPRIATION  
RESERVE BUDGET  
TRANSFERS**

**WHEREAS**, there appears to be insufficient funds in the following reserve accounts (excepting the appropriation for Contingent Expenses or Deferred Charges) to meet the demand thereon for the balance of the reserve year.

**NOW, THEREFORE, BE IT RESOLVED**, not less than two-third of all the members thereof affirmatively concurring that in accordance with the provisions of R.S. 40A:4-58, part of the surplus in the accounts heretofore mentioned be and the same hereby transferred to the account being insufficient to meet the reserve year demands; and

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

**Current Fund**

**TO:**

Legal O/E (2-01-20-155-020) \$ 17,000.00

**FROM:**

General Administration O/E (2-01-20-100-020) \$ 7,000.00

Financial Administration O/E (2-01-20-130-020) \$ 10,000.00

**Dated March 16, 2023**



Karen M. Luele. Borough Clerk



ORDINANCE #03-2023

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A NEW FIRE TRUCK BY THE BOROUGH OF KINNELON, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$800,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$760,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.**

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

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the Borough of Kinnelon, in the County of Morris, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$800,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$40,000 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$800,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$760,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes

of the Borough in a principal amount not exceeding \$760,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. (a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the acquisition, by purchase, of new and additional firefighting equipment for the preservation of life and property in the Borough, including of one (1) fire truck for use by the Kinnelon Volunteer Fire Company, together with all appurtenances, accessories and attachments necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$760,000.

(c) The estimated cost of said purpose is \$800,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$40,000 down payment for said purpose.

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

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

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is ten (10) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$760,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$40,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, the acting chief financial officer or the treasurer of the Borough (the "Chief Financial Officer") provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest


from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

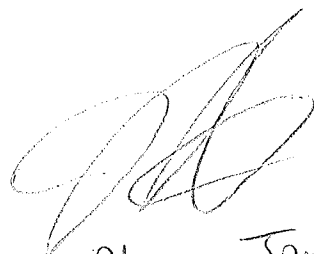
Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy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

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

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

Dated March 16, 2023

  
Borough Clerk

  
Mayor James Freza

March 16, 2023

The Mayor announced the meeting was open to hear any objections to this ordinance that may be presented by any taxpayer of the Borough of Kinnelon, and all parties in interest, and citizens. Hearing none, Mayor Freda brought it back to the dais, does anyone from the council wish to speak on this ordinance at this time.

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

Roll Call: Councilman W. Yago, Yes; Councilman V. Russo, Yes;  
Councilman J.E Harriz, Yes; Councilman R. Charles, Yes;  
Councilman S. Mabey, Yes; Councilman A. Chirido, Yes.

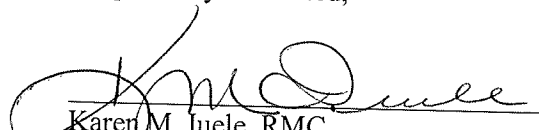
**INVESTMENT OFFICER'S REPORT:**

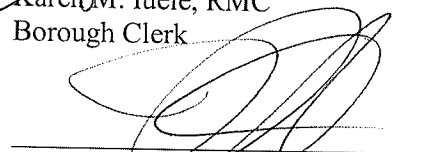
A total of \$32,056.79 was collected in interest for the month of February 2023.

**ADJOURNMENT:**

This meeting adjourned at approximately 9:20 p.m. on motion by Councilman A. Chirido with the unanimous affirmative voice vote of all present.

Respectfully submitted,

  
Karen M. Iuele, RMC  
Borough Clerk

  
Mayor James Freda