

RESOLUTION NO. 12.18.2024

BOROUGH OF KINNELON

DATE: December 19, 2024

DESIGNATING APPROXIMATELY 2.6 ACRES KNOWN AS BLOCK 45301, LOT 102 AS SHOWN ON THE TAX MAP OF THE BOROUGH OF KINNELON AS AN “AREA IN NEED OF REDEVELOPMENT” UNDER THE NEW JERSEY LOCAL REDEVELOPMENT AND HOUSING LAW (N.J.S.A. 40A:12A-1 ET SEQ.)

WHEREAS, the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “LRHL”) authorizes municipalities to determine whether certain parcels of land within the municipality constitute an “area in need of redevelopment” as described in Section 5 of the Redevelopment Law; and

WHEREAS, to determine whether the certain parcel of land constitutes an area in need of redevelopment, the Mayor and Council of the Borough of Kinnelon (the “Borough”) by way of Resolution No. 6.17.24 authorized and directed the Kinnelon Planning Board (the “Board”) to conduct a preliminary investigation to determine whether the area identified as Block 45301, Lot 102 as shown on the Tax Map of the Borough of Kinnelon consisting of approximately 2.6 acres (the “Study Area”), meets the criteria set forth in Section 5 of the LRHL and should be designated as an “area in need of redevelopment”; and

WHEREAS, the Board authorized the undertaking of the preliminary investigation as to whether the Study Area, or any portion thereof, constitutes an area in need of redevelopment in accordance with the LRHL; and

WHEREAS, the LRHL requires the Board to conduct a public hearing prior to making its determination whether the Study Area should be designated as “an area in need of redevelopment,” at which hearing the Board shall hear all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area; and

WHEREAS, the LRHL requires that the Board, prior to conducting such public hearing, publish notice in a newspaper of general circulation in the Borough once each week for two consecutive weeks, with the last publication made not less than ten (10) days prior to such public hearing; and

WHEREAS, the LRHL further requires that such notice be mailed at least ten (10) days prior to such public hearing to the last owner(s) of the relevant properties in accordance with the Borough’s assessment records; and

WHEREAS, notice of the Public Hearing was provided in the official newspaper of the Borough on two consecutive weeks, the last being not less than ten (10) days before the Public Hearing; and

WHEREAS, the Board held a public hearing (the “Public Hearing”) to determine whether the Study Area is “an area in need of redevelopment” under the criteria set forth in Section 5 of the LRHL at a regular meeting of the Board on December 5, 2024; and

WHEREAS, the Board also provided notice to property owners in the Study Area, as well as property owners within 200 feet of the Study Area; and

WHEREAS, at the Public Hearing, Elizabeth K. McManus, PP, AICP, LEED, AP (“McManus”), Borough Planning Consultant, presented a report entitled “Preliminary Investigation Report Meadtown Theater” (the “Report”) concerning the determination of the Study Area as an “area in need of redevelopment”; and

WHEREAS, at the Public Hearing, the Board reviewed the Report, heard the testimony of McManus as well as members of the public who were given an opportunity to testify and to ask questions of the Board and of McManus; and

WHEREAS, after the conclusion of the Public Hearing, and in consideration of the Report and the substantial and credible testimony presented, the Board, on December 5, 2024, adopted a Resolution (the “Board Resolution”), determining that the Study Area should be designated as an “area in need of redevelopment”; and

WHEREAS, the Board Resolution recommended to the Kinnelon Borough Council that the Study Area be designated as an “area in need of redevelopment;” and

WHEREAS, the Mayor and Council agrees with the recommendation of the Board that the Study Area be designated as an “area in need of redevelopment” pursuant to the LRHL; and

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

1. The Borough hereby designates Block 45301, Lot 102 as shown on the Tax Map of the Borough of Kinnelon consisting of approximately 2.6 acres, as an “area in need of redevelopment” (the “Determination”) pursuant to the LRHL.
2. The Determination shall authorize the Borough to use all of the powers provided by the Legislature for use in a redevelopment area except the use of eminent domain, thus designating it a “Non-Condernation Redevelopment Area.”
3. The Borough Clerk is hereby directed to transmit a certified copy of this Resolution by regular and certified mail to the Commissioner of Community Affairs (the “Commissioner”) for review. The Determination of the Study Area as an “area in need of redevelopment” shall not take effect without first receiving the review and approval of the Commissioner. If the Commissioner does

not issue an approval or disapproval within thirty (30) calendar days of transmittal, the Determination shall be deemed to be approved.

4. Notice of the Determination (the "Notice") shall be served, within ten (10) days of the Determination, upon all record owners of property located within the delineated area, those whose names are listed on the tax assessor's records, and upon each person who filed a written objection thereto and stated, in or upon the written submission, an address to which the notice of Determination may be sent.

5. A property owner who received notice of the Determination as set forth above who does not file a legal challenge to the Determination affecting his or her property within forth-five (45) days of receipt of such notice shall thereafter be barred from filing such a challenge.

6. This Resolution shall take effect immediately, subject to the automatic termination provisions contained herein.

ATTEST:

BOROUGH OF KINNELON


Karen M. Iuele, RMC, Borough Clerk


James J. Freda, Mayor

CERTIFICATION

I, Karen M. Iuele, Borough Clerk of the Borough of Kinnelon, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true copy of within Resolution was introduced, read by title and passed on the first reading at the regular meeting of the Borough held on Dec 19, 2024 and adopted by the Governing Body at a regular meeting of the Borough held on December 19, 2024.


Karen M. Iuele, RMC, Borough Clerk

RESOLUTION

**KINNELON BOROUGH PLANNING BOARD
MORRIS COUNTY, NEW JERSEY
RESOLUTION OF MEMORIALIZATION
RECOMMENDATION THAT THE BOROUGH COUNCIL
DESIGNATE THE STUDY AREA AS A NON-CONDEMNATION
AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE
LOCAL REDEVELOPMENT AND HOUSING LAW**

**Approved: December 5, 2024
Memorialized: December 5, 2024**

WHEREAS, the Local Redevelopment and Housing Law (LRHL) pursuant to N.J.S.A. 40A:12A-1 et. seq. authorizes municipalities to determine whether certain parcels of land in a municipality constitute an area in need of redevelopment; and

WHEREAS, the Kinnelon Borough Council adopted Resolution No. 6.17.24, Authorizing and Directing Kinnelon Planning Board to Undertake Preliminary Investigation to Determine Proposed Study Area Block 45301 Lot 102 a Non-Condemnation Redevelopment Area, directing the Kinnelon Borough Planning Board (“Board”) to perform a preliminary investigation of the delineated property (“Study Area”) to determine if the statutory criteria has been satisfied in order to determine whether the Study Area qualifies as a Non-Condemnation Area in Need of Redevelopment in accordance with the LRHL; and

WHEREAS, the Study Area includes a single parcel, designated Block 45301, Lot 102 on the Tax Maps of the Borough of Kinnelon, and located at 1481 Route 23, more commonly known as the “Meadtown Theater”; and

WHEREAS, the Board has been directed to make a recommendation as to whether the Study Area should or should not be designated as a Non-Condemnation Area In Need of Redevelopment in accordance with the LHRL pursuant to N.J.S.A. 40A:12-1 et. seq.; and

WHEREAS, Resolution No. 6.17.24 provides that the Borough Council shall not be authorized to exercise the power of eminent domain to acquire any property in the delineated Study Area. Thus, the Study Area is only being investigated as a potential Non-Condensation Redevelopment Area; and

WHEREAS, all procedural requirements in accordance with the LHRL pursuant to N.J.S.A. 40A:12A-6 have been complied with in regard to the conduct of a public hearing regarding this matter; and

WHEREAS, a properly noticed public hearing was conducted on December 5, 2024 after the Board determined it had jurisdiction; and

NOW, THEREFORE, the Kinnelon Borough Planning Board makes the following findings of fact and conclusions of law with regard to this matter:

1. The Study Area is in the northern portion of the Borough at 1481 Route 23. The eastern portion of the Study Area, which provides access to Route 23, is in Butler Borough.

2. The Study Area, as graphically depicted as Page 8 of the Study, consists of one (1) parcel, Block 45301 Lot 102, with an area of approximately 2.6-acres in the Restricted Commercial Zoning District. The Study Area is currently developed with a 5,084 square foot vacant movie theater, an associated parking lot, and a small portion of the building located on adjacent Lot 1.03. The theater building was constructed more than 50 years ago and is located to the rear of the shopping center, setback from Route 23 approximately 450 feet. The site is adjacent to the municipal boundary with Butler Borough, and access to Route 23 is provided through Block 54 Lot 1.03 to the east and through Butler Borough. The site has frontage on Kakeout Road, however there is no vehicle or pedestrian access. Block 54 Lot 1.03 is developed with a 35,032 square foot

shopping center and an associated parking lot. Lot 102, the Study Area, and Lot 1.03 essentially function as one subject property given that access to Route 23 is provided through Lot 1.03. Lot 1.03 is not subject to this investigation.

3. The Board’s Planner, Elizabeth K. McManus, PP, AICP, LEED AP, being duly sworn and accepted as an expert witness made a presentation to the Board on December 5, 2024 and testified in regard to her Report titled “Preliminary Investigation for Meadtown Theater” prepared for the Borough of Kinnelon and dated October 30, 2024 (the “Study”). Ms. McManus testified that the Borough Council had directed the Board to conduct a preliminary investigation study in order to determine if the Study Area qualifies as a Non-Condensation Area in Need of Redevelopment.

4. Ms. McManus further testified that Borough of Kinnelon Resolution No. 6.17.24 requires that the Preliminary Investigation of the Study Area be undertaken within the context of a “Non-Condensation” Redevelopment Area. She explained that if the Study Area is determined to be an Area in Need of Redevelopment pursuant to the criteria set forth in the LRHL, the Borough will not have the statutory authority to exercise the power of eminent domain to acquire any property.

5. Ms. McManus proceeded to discuss the statutory criteria required to be satisfied in order to designate an Area in Need of Redevelopment under the LRHL pursuant to N.J.S.A. 40A:12A-5.

6. Ms. McManus opined that Criterion (b) had been satisfied. Criterion (b) provides:

“The discontinuance of the use of buildings previously used for commercial, manufacturing or industrial purposes; the abandonment of such buildings; or the same being allowed to fall into so great a state of disrepair as to be untenable.”

7. Ms. McManus concluded in the Study that while this lot is currently classified as commercial, it has remained vacant for an extended period of time, of at least 10 years, and has become deteriorated over the years which leads her to conclude that these property satisfies Criterion (b).

8. Ms. McManus further determined that Criterion (d) was also applicable to this redevelopment designation. Criterion (d) provides that:

“areas with buildings or improvements which, by reason of dilapidation, obsolescence, overcrowding, faulty arrangement or design, lack of ventilation, light and sanitary facilities, excessive land coverage, deleterious land use or obsolete layout, or any combination of these or other factors are detrimental to the safety, health, morals or welfare of the community.”

9. Ms. McManus testified that Criterion (d) is applicable as Ms. McManus found that this lot is currently improved with a deteriorating building and site conditions, faulty arrangement and an obsolete layout which is detrimental to the public health, safety and general welfare of the community.

10. Ms. McManus also stated that Criterion (h) is applicable to the Study Area. Criterion (h) provides:

“the designation of the delineated area is consistent with smart growth, planning principles, adopted pursuant to law or regulation.”

11. Ms. McManus explained that the Study Area contains opportunities to achieve smart growth through the redevelopment process. She stated that these lot present an opportunity for smart growth, because the site is near fully developed with impervious cover, is located in the Existing Community Zone of the Highlands Preservation Area, and located in a vital location along the Borough’s sole commercial development corridor, and the redevelopment of this lot will curb

sprawl and lessen the negative impacts on the environment. Ms. McManus further found that redevelopment of this site would be consistent with smart growth principles and advances the goals and objectives of the Borough Master Plan, as well as the Highlands Regional Master Plan. As a result, she concluded that Criterion (h) is satisfied.

12. Ms. McManus determined that the Study Area qualifies as a Non-Condensation Area in Need of Redevelopment pursuant to N.J.S.A. 40A:12A-5 in satisfaction of Criteria (b), (d) and (h).

13. Ms. McManus concluded that the Study Area as delineated herein satisfied the statutory criteria to qualify as a Non-Condensation Area in Need of Redevelopment and recommended that the Board also recommend that the Study Area be designated by the Borough Council as a Non-Condensation Area in Need of Redevelopment pursuant to N.J.S.A. 40A:12-1 et. seq.

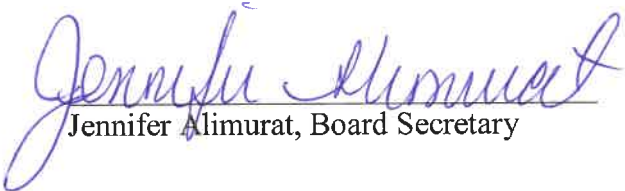
14. Members of the public were given the opportunity to offer comments on the Report and to cross-examine Ms. McManus.

15. The Board agrees with the findings and conclusions set forth in the Preliminary Investigation Study titled “Preliminary Investigation for Meadtown Theater” prepared for the Borough of Kinnelon, dated October 30, 2024 and prepared by Elizabeth K. McManus, PP, AICP, LEED AP and incorporates herein by reference and makes a part hereof the contents and conclusions contained in said Study.

16. The Board also agrees with the findings and conclusions of Ms. McManus that the delineated Study Area satisfies the elements required in order to be determined a Non-Condensation Area in Need of Redevelopment under the LRHL pursuant to N.J.S.A. 40A:12A-5 and its subparts.

NOW, THEREFORE, BE IT RESOLVED that the Kinnelon Borough Planning Board based upon the aforesaid findings and conclusions and as contained in the Preliminary Investigation Study titled “Preliminary Investigation for Meadtown Theater” prepared for the Borough of Kinnelon, dated October 30, 2024 and prepared by Elizabeth K. McManus, PP, AICP, LEED AP and upon the laws established in Kinnelon Borough and the State of New Jersey hereby finds that the Study Area and the property located therein (as graphically depicted on Page 8 of the Study) satisfies the statutory criteria to be delineated as a Non-Condensation Area in Need of Redevelopment and the Planning Board further recommends that the Kinnelon Borough Council declare the Study Area as a Non-Condensation Area in Need of Redevelopment. The Board further incorporates herein by reference and makes a part hereof, the Preliminary Investigation for Meadtown Theater for the Borough of Kinnelon, Morris County, New Jersey dated October 30, 2024 and prepared by Elizabeth K. McManus, PP, AICP, LEED AP

The undersigned Secretary certifies the within Resolution was adopted by the Planning Board on December 5, 2024, and memorialized herein pursuant to N.J.S.A. 40:55D-10(g) on December 5, 2024.



Jennifer Alimurat, Board Secretary

In favor:

Against:

Abstained:

Board Members Eligible to Vote:

Range of Checking Accts: First to Last Range of Check Dates: 11/15/24 to 12/31/24
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

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GENERAL		General Account			
		Account Payab			
28135	11/26/24	NJM04 NJ MOTOR VEHICLE COMMISSION	60.00		5022
28136	12/06/24	SER07 SERPICO PYROTECHNICS, LLC	6,395.00		5023
28137	12/13/24	DAN13 DANNYS' PIZZA LLC	1,012.25		5024
28138	12/19/24	4IM01 4IMPRINT, INC.	587.81		5025
28139	12/19/24	AC A.C. DAUGHTRY INC.	492.49		5025
28140	12/19/24	ACT04 ACTION DATA SERVICES	1,457.13		5025
28141	12/19/24	ACU01 ACU-DATA BUSINESS PRODUCTS INC	4,640.00		5025
28142	12/19/24	AMA02 DAVID A. AMADIO, ESQ.	1,000.00		5025
28143	12/19/24	AMA03 AMAZON CAPITAL SERVICES	215.08		5025
28144	12/19/24	AMB02 CRAIG AMBROSIO	113.86		5025
28145	12/19/24	AMS01 AMSTERDAM PRINTING	75.87		5025
28146	12/19/24	AUT05 THE AUTO PARTS SOURCE	386.69		5025
28147	12/19/24	AWI01 AWISCO NEW YORK CORP	79.12		5025
28148	12/19/24	BEP01 DANIEL BEPLER	380.70		5025
28149	12/19/24	BOR01 BOROUGH OF BUTLER ELECTRIC	5,450.15		5025
28150	12/19/24	BOR02 BOROUGH OF KINNELON	1,275.92		5025
28151	12/19/24	BOR11 BOROUGH OF BLOOMINGDALE	69,810.25		5025
28152	12/19/24	BOS01 JAMES BOSCH	599.00		5025
28153	12/19/24	BOT02 DAVID BOTT	599.00		5025
28154	12/19/24	BOU02 BOUNDTREE MEDICAL PRODUCTS INC	265.43		5025
28155	12/19/24	BRA05 BRAEN STONE INDUSTRIES, INC	282.82		5025
28156	12/19/24	BRE01 GAIL L. BRESETT	599.00		5025
28157	12/19/24	BRE03 ALAN BRESETT	599.00		5025
28158	12/19/24	BRE08 JEFFREY BRESETT	599.00		5025
28159	12/19/24	BRO09 TIMOTHY BROWN	389.35		5025
28160	12/19/24	BSN01 BSN SPORTS LLC	2,289.10		5025
28161	12/19/24	CAB01 OPTIMUM	59.10		5025
28162	12/19/24	CAB02 OPTIMUM	167.94		5025
28163	12/19/24	CAB03 OPTIMUM	119.40		5025
28164	12/19/24	CAB04 OPTIMUM	121.89		5025
28165	12/19/24	CAB05 OPTIMUM	120.39		5025
28166	12/19/24	CAB06 OPTIMUM	131.89		5025
28167	12/19/24	CAB07 OPTIMUM	131.89		5025
28168	12/19/24	CAB08 OPTIMUM	215.59		5025
28169	12/19/24	CAB09 OPTIMUM	120.39		5025
28170	12/19/24	CAB10 OPTIMUM	354.40		5025
28171	12/19/24	CAB11 OPTIMUM	125.94		5025
28172	12/19/24	CAB12 OPTIMUM	189.99		5025
28173	12/19/24	CAM05 CAMPBELL FOUNDRY COMPANY	11,396.00		5025
28174	12/19/24	CAS03 PATRICK CASERTA	599.00		5025
28175	12/19/24	CIN05 CINTAS CORPORATION #111	469.36		5025
28176	12/19/24	CIT05 FIRST-CITIZENS BANK & TRUST CO	586.73		5025
28177	12/19/24	CLE03 WILLIAM CLEMENT	599.00		5025
28178	12/19/24	COREL006 CORELOGIC TAX SERVICE	6,047.80		5025
28179	12/19/24	COU02 COUNTY OF MORRIS	23,907.22		5025
28180	12/19/24	COU04 COUNTY OF MORRIS	667.08		5025
28181	12/19/24	CQF01 CQFLUENCY	23.10		5025
28182	12/19/24	DAN01 DAN COMO & SONS INC.	4,680.00		5025
28183	12/19/24	DAR01 DARMOFALSKI ENGINEERING ASSOC.	4,670.00		5025

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28184	12/19/24	DEB03 DE BLOCK ENVIRONMENTAL SERVICE	801.71	5025
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28186	12/19/24	DIS03 DISPLAY SALES COMPANY	742.00	5025
28187	12/19/24	DMC01 DMC ASSOCIATES INC.	22,000.00	5025
28188	12/19/24	EDW04 KEVIN EDWARDS	533.11	5025
28189	12/19/24	EHR01 MARK J. EHRENBURG	1,038.49	5025
28190	12/19/24	ELE03 ELECTRO BATTERY SYSTEMS INC.	328.26	5025
28191	12/19/24	EPS01 LAWRENCE EPSTEIN	359.40	5025
28192	12/19/24	ETD01 ETD DISCOUNT TIRE CENTERS, INC	78.74	5025
28193	12/19/24	EXT01 EXTRA SPACE STORAGE	367.00	5025
28194	12/19/24	FER11 RICKEY J. FERRIOLA	348.27	5025
28195	12/19/24	FIC01 PATRICIA FICHTNER	762.50	5025
28196	12/19/24	FIR19 FIRST SOURCE APPRAISAL, LLC	695.00	5025
28197	12/19/24	GIB03 BRIAN T. GIBLIN, ESQ.	7,500.00	5025
28198	12/19/24	GRA18 GRAYSON CONTRACTING	69,825.00	5025
28199	12/19/24	HAI04 ELLEN HAID	30.00	5025
28200	12/19/24	HAR13 ERIC HARRIZ	599.00	5025
28201	12/19/24	HAR16 HARRAH'S RESORT ATLANTIC CITY	225.00	5025
28202	12/19/24	HAW HAWKINS, DELAFIELD & WOOD	20,344.06	5025
28203	12/19/24	HEI03 ANDREW HEILMANN	599.00	5025
28204	12/19/24	HIC01 HARRY HICKS	599.00	5025
28205	12/19/24	HOD01 DAVID HODAS	599.00	5025
28206	12/19/24	HOM02 HOME DEPOT CREDIT SERVICE	231.29	5025
28207	12/19/24	HOR04 HORIZON OFFICE EQUIPMENT	255.00	5025
28208	12/19/24	INS02 INSTITUTE FOR PROF. DEVELOPM'T	50.00	5025
28209	12/19/24	INT15 INT'L INSTITUTE OF MUN. CLERKS	220.00	5025
28210	12/19/24	IUE01 KAREN IUELE	110.00	5025
28211	12/19/24	JCP01 JCP&L	11.07	5025
28212	12/19/24	JER03 IMPERIAL DADE	851.40	5025
28213	12/19/24	JIM01 JIMMY THE SHOE DOCTOR	1,859.23	5025
28214	12/19/24	JPM01 JPMONZO, MUNICIPAL CONSULTING	50.00	5025
28215	12/19/24	JUN01 BRYAN JUNCOSA	599.00	5025
28216	12/19/24	KIE03 KIEL HOOK AND LADDER CO.	400.00	5025
28217	12/19/24	KIN06 KINNELON SENIOR CITIZENS	2,400.00	5025
28218	12/19/24	KIN08 KINNELON VOLUNTEER FIRE CO.	9,625.00	5025
28219	12/19/24	KIN09 KINNELON BOARD OF EDUCATION	3,510,791.00	5025
28220	12/19/24	KYL01 KYLE MCMANUS ASSOCIATES LLC	44.10	5025
28221	12/19/24	LAK02 PROVIDENT BANK EQUIP FINANCE	3,239.55	5025
28222	12/19/24	LAK13 LAKELAND AUTO PARTS	160.92	5025
28223	12/19/24	LAK15 LAKE MANAGEMENT SCIENCES INC	1,550.00	5025
28224	12/19/24	LAW07 LAWSOFT INC.	6,090.00	5025
28225	12/19/24	LES07 LESS STRESS INSTRUCTIONAL SERV	40.00	5025
28226	12/19/24	LEX01 LEXIPOL, LLC	3,572.60	5025
28227	12/19/24	LIF02 LIFESAVERS, INC.	1,312.64	5025
28228	12/19/24	LIT01 LITTLE FALLS TROPHY	24.00	5025
28229	12/19/24	LUD02 ANDREW LUDWIG	455.24	5025
28230	12/19/24	MAT04 MATTHIJSSSEN, INC.	810.00	5025
28231	12/19/24	MER07 ALEXANDER MERLUCCI	599.00	5025
28232	12/19/24	MET07 METROPOLITAN LIFE INSURANCE CO	811.69	5025
28233	12/19/24	MON08 MONTAGUE TOOL & SUPPLY	206.91	5025
28234	12/19/24	MON14 MONMOUTH TELECOM	2,094.00	5025
28235	12/19/24	MOR21 MORRIS COUNTY M.U.A.	41,821.09	5025

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
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28236	12/19/24	MUN02 MUNICIPAL RECORD SERVICE INC.	690.00		5025
28237	12/19/24	NAT16 NATIONAL HIGHWAY PRODUCTS	25.28		5025
28238	12/19/24	NES01 NESTLE PURE LIFE DIRECT	22.47		5025
28239	12/19/24	NEW22 NJ MOTOR VEHICLE COMMISSION	150.00		5025
28240	12/19/24	NIO01 JOSEPH NIOSI	98.94		5025
28241	12/19/24	NJD02 NJ DIVISION OF CONSUMER AFFAIR	160.00		5025
28242	12/19/24	NJD07 NJ DEPT HEALTH & SENIOR SERV	4.80		5025
28243	12/19/24	NJLABOR NJ LABOR LAW POSTER SERVICE	469.50		5025
28244	12/19/24	NJLM01 NEW JERSEY STATE LEAGUE	275.00		5025
28245	12/19/24	NOR02 GANNETT NY-NJ LOCALIQ	652.40		5025
28246	12/19/24	NOR13 NORTH JERSEY MUNICIPAL	71,018.00		5025
28247	12/19/24	NOR18 NORTHEAST COMMUNICATIONS, INC.	1,190.66		5025
28248	12/19/24	OLS01 LAURA OLSTEIN	307.50		5025
28249	12/19/24	OLS02 JON OLSTEIN	557.07		5025
28250	12/19/24	ONE02 ONE CALL CONCEPTS, INC.	94.38		5025
28251	12/19/24	ONS01 ON SITE APPARATUS SERVICES INC	11,403.76		5025
28252	12/19/24	ORI01 ORIENTAL TRADING COMPANY	1,786.06		5025
28253	12/19/24	PAG02 P&A GROUP	250.00		5025
28254	12/19/24	PAR14 PARTY PROS EAST COAST, INC	1,800.00		5025
28255	12/19/24	PAV KEITH PAVLAK	599.00		5025
28256	12/19/24	PBM01 PBM SUPPLY COMPANY	938.35		5025
28257	12/19/24	PHO05 PHOENIX RUBBER LLC	913.00		5025
28258	12/19/24	PIR01 FRANK PIROG	359.40		5025
28259	12/19/24	POL02 POLLARDWATER	96.58		5025
28260	12/19/24	POL08 THE POLICE AND SHERIFFS PRESS	80.95		5025
28261	12/19/24	PSE01 P.S.E. & G.	2,498.76		5025
28262	12/19/24	RAC02 RACHLES/MICHELE'S OIL CO.,INC	2,809.57		5025
28263	12/19/24	REA03 REAL ESTATE CONSULTING &	2,000.00		5025
28264	12/19/24	REP01 REPUBLIC SERVICES, INC	4,898.14		5025
28265	12/19/24	RIV03 RIVERDALE POWER MOWER INC.	166.45		5025
28266	12/19/24	RIV09 RIVERVIEW PAVING INC.	438,837.52		5025
28267	12/19/24	RJP RJP CONTRACTING LLC	518.82		5025
28268	12/19/24	ROU01 ROUTE 23 AUTO MALL	719.64		5025
28269	12/19/24	RRD01 R.R. DONNELLEY	92.50		5025
28270	12/19/24	SCH30 MELANIE SCHUCKERS	1,011.29		5025
28271	12/19/24	SCR02 THE SCRIBBLE GARDEN	2,521.85		5025
28272	12/19/24	SER07 SERPICO PYROTECHNICS, LLC	553.72		5025
28273	12/19/24	SHA03 THE SHADE TREE DEPARTMENT LLC	980.81		5025
28274	12/19/24	SHE12 THE SHERWIN WILLIAMS CO.	276.00		5025
28275	12/19/24	SHI03 SHI INTERNATIONAL CORP	19,984.78		5025
28276	12/19/24	SIS02 GLENN L. SISCO	599.00		5025
28277	12/19/24	SMI07 JOHN B. SMIALEK	599.00		5025
28278	12/19/24	SMI13 JOHN F. SMIALEK	425.29		5025
28279	12/19/24	STA STAPLES ADVANTAGE, DEPT NY	0.00	12/19/24 VOID	0
28280	12/19/24	STA STAPLES ADVANTAGE, DEPT NY	1,338.49		5025
28281	12/19/24	STA11 TERRY STAGG	413.31		5025
28282	12/19/24	STA35 STANDARD INSURANCE COMPANY	360.58		5025
28283	12/19/24	STE15 THOMAS STEARN	593.01		5025
28284	12/19/24	STI02 JENNIFER L. STILLMAN	295.02		5025
28285	12/19/24	SUB03 SUBURBAN DISPOSAL INC.	96,541.66		5025
28286	12/19/24	TAN07 DARA TANZOLA	228.61		5025
28287	12/19/24	TAS01 TASTE OF REALITY	322.52		5025

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
GENERAL General Account Account Payab Continued					
28288	12/19/24	TIR02 TIRE TECH AND AUTO REPAIR	1,822.00		5025
28289	12/19/24	TRI20 TRIONAID ASSOCIATES	75.00		5025
28290	12/19/24	TUR01 TURN-OUT UNIFORMS INC.	1,377.56		5025
28291	12/19/24	TWI01 TCJWL	1,000.00		5025
28292	12/19/24	UNI13 UNITED RENTALS	750.00		5025
28293	12/19/24	USP02 U.S. POSTAL SERVICE	1,430.00		5025
28294	12/19/24	VAN16 TYLER VAN DYKE	671.32		5025
28295	12/19/24	VAR04 DANIEL VARNER	359.40		5025
28296	12/19/24	VER06 VERIZON WIRELESS	650.84		5025
28297	12/19/24	VER11 VERIZON WIRELESS	494.13		5025
28298	12/19/24	VER15 VERIZON CONNECT FLEET USA LLC	570.40		5025
28299	12/19/24	VER18 VERIZON CONNECT FLEET USA	143.55		5025
28300	12/19/24	WAS04 WASH HOUNDS	81.09		5025
28301	12/19/24	WOR04 WORLD INSURANCE ASSOCIATES LLC	10,455.00		5025
28302	12/19/24	WRO03 NICHOLAS WRONSKI	455.24		5025
28303	12/19/24	ALL04 ALLIED OIL COMPANY	8,206.21		5027
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
	Checks:	168	1	4,580,263.57	0.00
	Direct Deposit:	0	0	0.00	0.00
	Total:	168	1	4,580,263.57	0.00
PLANNING 2 Columbia Bank					
1938	12/19/24	DAR01 DARMOFALSKI ENGINEERING ASSOC.	840.00		5026
1939	12/19/24	ROM02 FRANK ROMANSKI	545.00		5026
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
	Checks:	2	0	1,385.00	0.00
	Direct Deposit:	0	0	0.00	0.00
	Total:	2	0	1,385.00	0.00
Report Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
	Checks:	170	1	4,581,648.57	0.00
	Direct Deposit:	0	0	0.00	0.00
	Total:	170	1	4,581,648.57	0.00

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	4-01	4,006,091.20	0.00	0.00	4,006,091.20
WATER FUND	4-05	1,268.39	0.00	0.00	1,268.39
SEWER FUND	4-07	651.71	0.00	0.00	651.71
	Year Total:	4,008,011.30	0.00	0.00	4,008,011.30
	C-04	497,247.58	0.00	0.00	497,247.58
DOG TAX	D-13	19.68	0.00	0.00	19.68
STATE AND FEDERAL GRANTS	G-02	71,465.00	0.00	0.00	71,465.00
RECREATION SPECIAL	R-16	3,313.10	0.00	0.00	3,313.10
RECYCLE FUND	Y-21	206.91	0.00	0.00	206.91
	Total of All Funds:	4,580,263.57	0.00	0.00	4,580,263.57

Project Description	Project No.	Project Total
33 BROOKVALE RD/SMILYANETS	11202136	280.00
21 WOOD CHASE LANE/PALISADES	1571	420.00
105 Miller Rd	34201106	140.00
47 FORESTDALE ROAD	45002130	545.00
Total of All Projects:		<u>1,385.00</u>

Roll Call: Councilman W. Yago, Yes; Councilman V. Russo, Yes;
Councilman J.E. Harriz, Yes; Councilman A. Chirido, Yes;
Councilman S. Mabey, Yes; Councilwomen C. Frank, Yes.

CONSENT AGENDA:

A motion was offered by Councilman A. Chirido and seconded by Councilman S. Mabey the following motions and resolutions were offered for approval.

- a. Resolution: 12.01.24 Authorizing increase of step for Daniel Bepler – Full Time DPW Maintainer
- b. Resolution: 12.02.24 Authorizing increase of step for John Bauer – Full Time DPW Maintainer
- c. Resolution: 12.03.24 Resolution Declaring the Forfeiture of Escrowed Funds held for the purpose of Remediating the Maple Lake Dam
- d. Resolution: 12.04.24 Municipal Relief Fund
- e. Resolution: 12.05.24 Purchase of Rock Salt for the 2024-2025 Winter Season
- f. Resolution: 12.06.24 Authorizes Keytech for Concrete Core Sampling – Denise Drive
- g. Resolution: 12.07.24 Authorizes Keytech for Concrete Core Sampling – Powderhorn Drive
- h. Resolution: 12.08.24 Awarding Atlantic Coast Recycling for Marketing of Recycling Materials
- I. Resolution: 12.09.24 Change order #1 to Grayson Contracting Co., Replacement of Roof Municipal & Library
- j. Resolution: 12.10.24 Authorizes Van Cleef for Maple Lake Dam Removal project
- k. Resolution: 12.11.24 Authorizes GEC for Maple Lake Dam Decommissioning
- l. Resolution: 12.12.24 Promoting Sergeant Christopher Mucci to Lieutenant
- m. Resolution: 12.13.24 Promoting Officer James Economou to Sergeant
- n. Resolution: 12.14.24 Authorize Mayor to sign Local #164 IBEW Collective Bargaining Agreement
- o. Resolution: 12.15.24 Authorize Mayor to sign Council 52, AFSCME Collective Bargaining Agreement
- p. Resolution: 12.16.24 Salary Resolution for Lieutenant & Captain January 1, 2025
- q. Resolution: 12.17.24 December 2024 Transfers
- r. Resolution: 12.18.24 Designating Approximately 2.6 Acres as an Area in Need of Redevelopment
- s. Approval of Minutes: October 10, 2024, October 17, 2024 November 14, 2024

*
*

RESOLUTION 12.01.24

AUTHORIZING INCREASE OF STEP
FOR DANIEL BEPLER FULL
TIME DPW MAINTAINER

WHEREAS, the Kinnelon Department of Public Works wishes to advance Daniel Bepler pay step from Step 1 to Step2; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough Of Kinnelon authorize the advance of Daniel Bepler pay from Step 1 to Step 2, effective December 2, 2024.

CERTIFICATION

I, Karen M. luele, Borough Clerk, do hereby certify this to be a true copy of a resolution duly adopted at the Mayor and Council work session meeting of the Kinnelon Mayor and Council work session held on December 12, 2024.

Dated: December 12, 2024

A handwritten signature in cursive script, appearing to read "K. M. luele", written over a horizontal line.

Karen M. luele, RMC
Borough Clerk

RESOLUTION 12.02.24

AUTHORIZING INCREASE OF STEP
FOR JOHN BAUER FULL
TIME DPW MAINTAINER

WHEREAS, the Kinnelon Department of Public Works wishes to advance John Bauer pay step from Step 1 to Step2; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough Of Kinnelon authorize the advance of John Bauer pay from Step 1 to Step 2, effective December 2, 2024.

CERTIFICATION

I, Karen M. luele, Borough Clerk, do hereby certify this to be a true copy of a resolution duly adopted at the Mayor and Council work session meeting of the Kinnelon Mayor and Council work session held on December 12, 2024.

Dated: December 12, 2024

A handwritten signature in cursive script, appearing to read "Karen M. luele", written over a horizontal line.

Karen M. luele, RMC
Borough Clerk

Resolution 12.03.24

BOROUGH OF KINNELON

RESOLUTION DECLARING THE FORFEITURE OF ESCROWED FUNDS HELD FOR THE PURPOSES OF REMEDIATING THE MAPLE LAKE DAM; REQUESTING THE TRANSFER OF THE ENTIRETY OF THE ESCROW FUNDS TO THE BOROUGH OF KINNELON TO BE USED EXCLUSIVELY FOR THE REMEDIATION OF THE MAPLE LAKE DAM; AND RESERVING ALL RIGHTS TO SEEK INDEMNIFICATION FOR ANY EXCESS COSTS RELATING THERETO FROM MAPLE LAKE DEVELOPMENT, LLC AND THE PERSONAL GUARANTOR AND/OR SUCCESSORS, HEIRS AND ASSIGNS.

WHEREAS, the Borough of Kinnelon (“Borough” or “Kinnelon”) entered into a Contract with Maple Lake Development, LLC (“Maple Lake”) dated October 5, 2009 (“Contract”) for the Borough to acquire the then designated Block 11 Lot 204 on the Official Tax Map of the Borough of Kinnelon (“Property”); and

WHEREAS, Paragraph 15 of the Contract provided that the Maple Lake Dam (“Dam”), an existing Dam, on the Property, would be remediated by Maple Lake prior to closing of Title, and, if the remediation were not completed prior to closing of Title, then \$144,000.00 would be held in an Escrow account by Kinnelon’s attorney, The Buzak Law Group, LLC at that time; and

WHEREAS, the remediation was not completed prior to closing of Title, and the Escrow was created in TD Bank, Account Number 4257514278, currently in the amount of \$146,280.62 as of October 31, 2024, (“Escrowed Funds”);

WHEREAS, the Contract further provided that if the remediation were not completed by March 31, 2012, Maple Lake forfeits to Kinnelon the entire amount of the Escrowed Funds including all accrued interest to date; and

WHEREAS, Maple Lake and related and/or unrelated entities at their direction undertook some efforts to initiate the process to remediate the Dam through approximately late 2021 or early 2022; and

WHEREAS, no further efforts to remediate the Dam have taken place since that time; and

WHEREAS, beginning in approximately 2022, the New Jersey Department of Environmental Protection (“NJDEP”) began efforts to have Kinnelon undertake and perform Dam Safety Visual Inspections, and by letter dated October 5, 2023, determined that the Maple Lake Dam was not in compliance with the New Jersey Dam Safety Standards and directed Kinnelon to bring the structure into compliance; and

WHEREAS, the Borough desires to declare the Escrowed Funds forfeited, demand the transfer of the Escrowed Funds to the Borough in accordance with Paragraph 15 of the Contract and to do so while reserving and not waiving any further rights to seek indemnification for the costs of remediation in excess of the Escrowed Funds transferred to it and further while reserving and not waiving any further rights to enforce the Personal Guarantee as set forth in the Contract.

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF KINNELON, COUNTY OF MORRIS, STATE OF NEW JERSEY, AS FOLLOWS:

1. The Borough of Kinnelon hereby declares that Maple Lake Development, LLC has forfeited the Escrowed Funds with accrued interest to the date of the transfer as a result of the failure of Maple Lake Development LLC, to remediate the Maple Lake Dam in accordance with the terms of the Contract and in compliance with New Jersey Dam Safety Standards.
2. The Borough of Kinnelon hereby requests that the entirety of the Escrowed Funds as defined herein be transferred to the Borough of Kinnelon in accordance with Paragraph 15 of the Contract.
3. Said Escrowed Funds shall be used exclusively to remediate and to bring the Maple Lake Dam into compliance with the New Jersey Dam Safety Standards and all other applicable standards.
4. Nothing herein constitutes a waiver or relinquishment of any further rights for the Borough to seek indemnification for the cost of such remediation in excess of the Escrowed Funds and to enforce the Personal Guarantee set forth in the Contract.
5. This resolution shall take effect immediately.

CERTIFICATION

The undersigned Clerk of the Borough of Kinnelon hereby certifies the above to be a true copy of the resolution adopted by the Borough Council of the Borough of Kinnelon, County of Morris, State of New Jersey on December ~~12~~¹⁹, 2024.



Karen Iuele, Borough Clerk

Resolution: 12.04.2024

“WHEREAS the State FY 2025 Appropriations Act eliminated a \$150 million municipalities category known as the “Municipal Relief Fund;” and

WHEREAS the elimination of the Municipal Relief Fund would otherwise be reflected in municipal budgets in the Spring of 2025; and

WHEREAS State aid reductions will exacerbate the impact of inflation and State mandates as more particularly set forth in the attached letter from Senator Bucco to Governor Murphy:

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF KINNELON, that the Governor is requested to propose fully restoring \$150 million of aid for the Municipal Relief Fund in the State budget he next presents to the Legislature and allow municipalities to anticipate the aid as part of their CY 2025 budgets.

BE IT FURTHER RESOLVED, the Municipal Clerk shall immediately transmit a copy of this resolution to the Governor.

Dated: December 19, 2024



Karen M. Iuele, RMC
Borough Clerk

I, Karen M. Iuele, Borough Clerk of the Borough of Kinnelon, do hereby certify this to be a true copy of a Resolution adopted by the Kinnelon Council at a meeting of the body on December 19, 2024.

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

Resolution: 12.05.24

THE PURCHASE OF ROCK SALT FOR THE
2024-2025 WINTER SEASON

A RESOLUTION AUTHORIZING THE PURCHASE OF ROCK SALT FOR THE 2024-2025 WINTER SEASON.

WHEREAS, the Borough of Kinnelon is in need of rock salt for the 2024-2025 winter season; and

WHEREAS, the Borough of Kinnelon is a member of the Morris County Cooperative Pricing Council, which meets the requirement of NJSA 40A:11-1 et seq "Local Public Contracts Law" and the MCCPC has awarded a contract for Rock Salt to Atlantic Salt Co.

NOW, THEREFORE, BE IT RESOLVED that a contract be awarded to Atlantic Salt Co. 561 Richmond Terrace, Staten Island, N.Y. under Morris County Cooperative Pricing Council "Contract #3 Rock Salt & Calcium Chloride" at a cost of \$73.59 per ton delivered; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available for 2024 in budget account 4-01-26-290-174 and subject to appropriations in the 2024 budget.

Dated: December 19, 2024



Karen M. Luele, RMC
Borough Clerk

RESOLUTION 12. *06*24

AUTHORIZES KEYTECH FOR CONCRETE
CORE SAMPLING AND TESTING
FOR DENISE DRIVE IMPROVEMENT
PROJECT

WHEREAS, the Borough of Kinnelon has authorize Key-Tech, 210 Maple Place, Keyport NJ 07735, to preform Concrete Core Sampling and Testing for Denise Drive Improvements; and

WHEREAS, Key-Tech will supply the following number of core sample and test that are required, surface course (5 Cores Extracted/ 5 Test Conducted); and

WHEREAS, the contract for Key-Tech., for said services is for a total amount not to exceed Two Thousand, Three hundred and Ten Dollars (\$2,310.00); and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kinnelon is authorized to award this contract to Key-Tech.

Adopted: December 19, 2024


Karen M. Luele, RMC
Borough Clerk

RESOLUTION 12.07.24

AUTHORIZES KEYTECH FOR CONCRETE
CORE SAMPLING AND TESTING
FOR POWDERHORN DRIVE &
NEIGHBORING ROADWAY IMPROVEMENT
PROJECT

WHEREAS, the Borough of Kinnelon has authorize Key-Tech, 210 Maple Place, Keyport NJ 07735, to preform Concrete Core Sampling and Testing for Powderhorn Drive & Neighboring Roadway Improvements; and

WHEREAS, Key-Tech will supply the following number of core sample and test that are required, surface course (5 Cores Extracted/ 5 Test Conducted); and

WHEREAS, the contract for Key-Tech., for said services is for a total amount not to exceed Two Thousand, Nine hundred and Twenty Dollars (2,920.00); and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Kinnelon is authorized to award this contract to Key-Tech.

Adopted: December 19, 2024



Karen M. Luele, RMC
Borough Clerk

RESOLUTION 12.08.2024

A RESOLUTION AWARDING A CONTRACT TO ATLANTIC COAST RECYCLING FOR THE MARKETING OF RECYCLING MATERIALS FOR CALENDAR YEARS 2025 AND 2026, AND RESCINDING RESOLUTION 11.06.24 ADOPTED NOVEMBER 14, 2024 'A RESOLUTION AWARDING A CONTRACT FOR MARKETING OF RECYCABLE MATERIALS TO WASTE MANAGEMENT.'

WHEREAS, on November 14, 2024 the Borough Council adopted resolution 11.06.24 awarding a contract for the marketing of recyclable materials to Waste Management, and by letter dated November 13, 2024 notified the Borough that their proposal was submitted incorrectly, and subsequently advised that they were withdrawing their proposal; and

WHEREAS, upon review of the proposals submitted by Atlantic Coast Recycling LLC and FCR Morris LLC, it has been determined that the proposal of Atlantic Coast Recycling LLC provides the best rebate/cost to the Borough.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS;

1. That resolution 11.06.24 approved on November 14, 2024 be and is hereby rescinded.
2. That the Borough finds that the proposal of Atlantic Coast LLC received on November 6, 2024 be and is hereby approved.
3. That the Chief Financial Officer has certified that funds are available in budget account

Dated 12-19-2024



Karen M. Luele, RMC
Kinnelon Borough Clerk

Resolution: 12.09.2024

A RESOLUTION APPROVING PROGRESS PAYMENT #1 AND CHANGE ORDER #1 TO GRAYSON CONTRACTING CO., INC. FOR THE REPLACEMENT OF THE ROOF ON BOROUGH HALL AND LIBRARY.

BE IT RESOLVED that change order #1 (ice shield and plywood \$2044) and progress payment #1 for a total amount of \$69,825.00, for the replacement of the roof on Borough Hall and the Library, be and is hereby approved; and

BE IT FURTHER RESOLVED that this payment and change order have been approved by James Cutillo, consulting architect, and is funded by purchase order 24-01460.

Dated: December 19, 2024

A handwritten signature in black ink, appearing to read "K. M. Luele", written over a horizontal line.

Karen M. Luele, RMC
Kinnelon Borough Clerk

RESOLUTION 12. / 0.24

AUTHORIZES VAN CLEEF FOR THE
DAM REMOVAL PROJECT FOR
MAPLE LAKE DAM

WHEREAS, the Borough of Kinnelon has authorize Van Cleef, 3 Paragon Way, Suite 600, Freehold, NJ 07728 for the Dam Removal Project for Maple Lake Dam; and

WHEREAS, Van Cleef will update the drawing and to include updates to the drawings to respond to Dam Safety's last round of questions; and; and

WHEREAS, the cost for this project will be \$25,000.00.

NOW, THEREFORE, BE IT RESOLVED Council of the Borough of Kinnelon authorizes Van Cleef, to update the drawing and to include updates to the drawings to respond to Dam Safety's last round of questions with a price not to exceed \$25,000.00, pending receipt of the funds and certification of funds from the CFO.

Adopted: December 19, 2024



Karen M. Iuele
Borough Clerk

RESOLUTION 12. // .24

AUTHORIZES GROUNDWATER AND
ENVIRONMENTAL SERVICES, INC-
MAPLE LAKE DAM

WHEREAS, the Borough of Kinnelon has authorize Environmental Services Inc. for the Maple Lake Dam decommissioning; and

WHEREAS, Environmental Services, Inc includes the following:

- A site visit to confirm conditions and to re-hang wetland flags based on the Sovereign Consulting Inc (Sovereign) 2016 wetland delineation
- Senior Engineering review of the June 14, 2018 "Maple Lake Dam Removal Support" memorandum prepared by KCI
- Coordination of and participation in a virtual pre-application meeting with the NJDEP Division of Land Resource Protection (DLRP) and other interested parties.
- Preparation and submittal [via upload to the NJDEP Division of Land Resource Protection (DLRP web portal)] of a Freshwater Wetland General Permit #18 application to authorize the removal of Maple Lake Dam.

WHEREAS, the cost for this project will be \$13,445.00, with an extra cost of \$1,000.00 for a wetland permit to the state of New Jersey.

NOW, THEREFORE, BE IT RESOLVED Council of the Borough of Kinnelon authorizes Groundwater and Environmental services for the decommissioning of the Maple Lake Dam with a price not to exceed \$13,445.00 with the extra cost of \$1,000.00 for a wetland permit to the State of New Jersey pending receipt of the funds and certification of funds from the CFO.

Adopted: December 19, 2024



Karen M. Luele
Borough Clerk

RESOLUTION 12.12.24

RESOLUTION PROMOTING SERGEANT
CHRISTOPHER MUCCI TO LIEUTENANT IN THE
KINNELON BOROUGH POLICE DEPARTMENT

WHEREAS, upon the recommendation of the Chief of Police, Joseph Napoletano, the Mayor and Council are pleased to promote SERGEANT MUCCI to the position of LIEUTENANT in the Kinnelon Borough Police Department; and

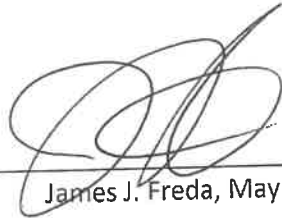
WHEREAS, SERGEANT MUCCI has faithfully served the Borough of Kinnelon as a member of the Police Department.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, that SERGEANT CHRISTOPHER MUCCI be and is hereby promoted to the rank of LIEUTENANT.

BE IT FURTHER RESOLVED, that this appointment shall be effective as of January 1, 2025.

Dated: December 19, 2024

BY: _____



James J. Freda, Mayor

ATTEST:



Karen M. Iuele, RMC
Borough Clerk

CERTIFICATION

I, Karen M. Iuele, Kinnelon Borough Clerk, hereby certify that the foregoing is a true and complete copy of the Resolution which was adopted by the Mayor and Council of the Borough of Kinnelon at the Regular Meeting held on the 19th day of December 2024.

RESOLUTION 12./3 .24

RESOLUTION PROMOTING OFFICER
JAMES ECONOMOU TO SERGEANT IN THE
KINNELON BOROUGH POLICE DEPARTMENT

WHEREAS, upon the recommendation of the Chief of Police, Joseph Napoletano, the Mayor and Council are pleased to promote OFFICER JAMES ECONOMOU to the position of SERGEANT in the Kinnelon Borough Police Department; and

WHEREAS, OFFICER ECONOMOU has faithfully served the Borough of Kinnelon as a member of the Police Department.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Kinnelon, that OFFICER JAMES ECONOMOU be and is hereby promoted to the rank of SERGEANT.


BE IT FURTHER RESOLVED, that this appointment shall be effective as of January 1, 2025.

Dated: December 19, 2024

BY: _____


James J. Frede, Mayor

ATTEST:


Karen M. Luele, RMC
Borough Clerk

CERTIFICATION

I, Karen M. Luele, Kinnelon Borough Clerk, hereby certify that the foregoing is a true and complete copy of the Resolution which was adopted by the Mayor and Council of the Borough of Kinnelon at the Regular Meeting held on the 19th day of December 2024.

RESOLUTION 12.14 .24

AUTHORIZE MAYOR TO SIGN
LOCAL #164 IBEW COLLECTIVE
BARGAINING AGREEMENT

WHEREAS, the Kinnelon Mayor and Council have reviewed and approved the Collective Bargaining Agreement between the Borough of Kinnelon and Local #164 IBEW for the years January 1, 2025 through December 31, 2029; and

WHEREAS, it is necessary for the Mayor to sign said Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Kinnelon Mayor and Council of the Borough is hereby authorized to execute the January 1, 2025 through December 31, 2029. Collective Bargaining Agreement between the Borough of Kinnelon and Local #164 IBEW.

December 19, 2024

A handwritten signature in cursive script, appearing to read "Karen Iuele", written over a horizontal line.

Karen Iuele, RMC
Borough Clerk

RESOLUTION 12. *15*.24

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

WHEREAS, the Kinnelon Mayor and Council have reviewed and approved the Collective Bargaining Agreement between the Borough of Kinnelon and Council 52 AFSCME for the years January 1, 2025 and December 31, 2029; and

WHEREAS, it is necessary for the Mayor to sign said Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Kinnelon Mayor and Council of the Borough is hereby authorized to execute the January 1, 2025 through December 31, 2029 Collective Bargaining Agreement between the Borough of Kinnelon and the AFSCME New Jersey Council 63, Local 2275A

Dated: December 19, 2024


Karen M. Iuele, Borough Clerk

RESOLUTION 12. /6 .25

SALARY RESOLUTION FOR
LIEUTENANT & CAPTAIN
JANUARY 1, 2025

BE IT RESOLVED by the Kinnelon Mayor and Council that the following salary for the hereinafter listed official position of employment for the year 2025 commencing on January 1, 2025 shall be as follows:

<u>DEPARTMENT</u>	<u>SALARY</u>
Kinnelon Police Captain Nicholas Cifelli	\$172,325.00
Kinnelon Police Lieutenant Douglas Shortway	\$161,000.00
Christopher Mucci	\$161,000.00

Dated: December 19, 2024


Karen M. Iuele,
Borough Clerk

RESOLUTION 12.17.24

TRANSFER OF FUNDS

WHEREAS, there appears to be insufficient funds in the following accounts (accepting appropriation for Contingent Expenses or Deferred Charges, to meet the demand thereon for balance of the Current 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 same hereby transferred to the account being insufficient to meet the current demands: and

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

From:		To:	
DPW S&W	\$111,000	Admin OE	\$ 10,000.00
		OA/SIS	\$ 5,000.00
		Insurance and Bonds	\$ 23,000.00
		Engineering OE	\$ 1,000.00
		DPW OE	\$ 20,000.00
		Insurance Waiver	\$ 7,000.00
		Police OE	\$ 25,000.00
		Audit OE	\$ 20,000.00
Total	\$111,000	Total	\$ 111,000.00

Dated: 12-19-2024


Karen M. Luele, Borough Clerk

LICENSE FOR: Raffle License No. KN-901-KB
(Insert Bingo or Raffles)

Identification No. 238-5-41486
(Display this license conspicuously
During the conduct of the games)

Insert Name
Of Municipality BOROUGH OF KINNELON
Insert Name of
Licensee SMOKE RISE RIDING CLUB INC

Address PO BOX 328, BUTLER, NJ 07405

(cross out line which)

1. This license allows the licensee to conduct Raffles of the kind stated,
The winner to be determined on each of the dates, at the places and during the hours shown below:

Kind of Game	Dates	Place	During hours
Raffle	5/1/25, 5/8/25, 5/15/25, 5/22/25,	Smoke Rise Club Office	4:00PM
	<u>6/12/25, 6/19/25, 6/27/25</u>	Smoke Rise Show Grounds	4:00PM
	<u>05/26/25, 06/07/25</u>	Perimeter Rd, Kinnelon NJ	12:00PM

2. The value and character of the prizes authorized to be offered and given on each date are:
37 cash drawings *see attached raffle ticket* totaling \$2000


3. This license is valid only if the entire net proceeds are devoted to the following specific purpose:
For the upkeep and improvements of the Smoke Rise Riding Club show grounds.

4. The names and addresses of the members under whom the games will be held, operated and conducted are:

Names	Addresses
<u>Melissa Schmidt</u>	<u>1 Shadyside Terrace, Kinnelon, NJ</u>
<u>Dana Gollance</u>	<u>2 Beechwood Terrace, Kinnelon, NJ</u>

Issued by order of MAYOR AND COUNCIL ON December 17, 2024

(SEAL)


(Signature of Borough Clerk)

Games must be played in accordance with the rules of the Control Commission.
See Parts VI, VII and VIII of Rules and Regulations.

ORDINANCE 20-2024
AN ORDINANCE ESTABLISHING SALARY RANGES
FOR THE BOROUGH OF KINNELON

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

Effective January 1, 2025, the following schedule of salaries indicates the salary ranges for the hereinafter listed positions of employment within the Borough of Kinnelon which the Governing Body shall, from time to time, by resolution, fix the specific salaries for persons employed in positions within the applicable salary range.


Title	Minimum	Maximum	Per
Mayor	\$3,000.00	\$10,000.00	Year
Council	\$1,000.00	\$6,000.00	Year
Business Administrator	\$50,000.00	\$155,000.00	Year
Chief Municipal Financial Officer FT	\$120,000.00	\$155,000.00	Year
Chief Municipal Financial Officer PT	\$60,000.00	\$80,000.00	Year
Treasurer	\$85,000.00	\$100,000.00	Year
Payroll Clerk	\$50,000.00	\$70,000.00	Year
Accounts Payable	\$45,000.00	\$65,000.00	Year
Adm Assistant/Finance	\$44,000.00	\$60,000.00	Year
Adm Assistant/Finance - PT	\$15.50	\$35.00	Hour
Borough Clerk/Department Manager	\$95,000.00	\$125,000.00	Year
Confidential Assistant	\$44,000.00	\$65,000.00	Year
Clerk Assistant - PT	\$20,000.00	\$45,000.00	Year
Tax Collector - FT	\$65,000.00	\$85,000.00	Year
Tax Collector - PT	\$25,000.00	\$45,000.00	Year
Deputy Tax Collector	\$50,000.00	\$70,000.00	Year
Tax & Utility Collector	\$40,000.00	\$58,000.00	Year
Tax & Utility/Office Asst - PT	\$15.50	\$30.00	Hour
Assessor/Appraiser - PT	\$30,000.00	\$50,000.00	Year
Assessor Assistant - PT	\$15,000.00	\$35,000.00	Year
Forester	\$2,000.00	\$4,000.00	Year
Museum Docents	\$15.50	\$20.00	Hour
Historic Preservation Secretary	\$20.00	\$25.00	Hour
Zoning Official	\$15,000.00	\$25,000.00	Year

Health Department Secretary	\$1,500.00	\$3,000.00	Year
Registrar	\$4,000.00	\$8,000.00	Year
Deputy Registrar	\$1,000.00	\$2,500.00	Year
Temporary Assistant Clerical	\$15.50	\$30.00	Hour
DPW Superintendent	\$130,000.00	\$155,000.00	Year
DPW Foreman	\$107,000.00	\$130,000.00	Year
DPW Assistant Foreman	\$85,000.00	\$100,000.00	Year
Snow/Weather Emergency Callouts (Supervisor/Foreman/Assist Foreman)	\$275.00	\$350.00	Call Out Day
DPW Secretary - P/T	\$30,000.00	\$55,000.00	Year
DPW Maintainers	\$21.00	\$45.00	Hour
DPW Water Maintainers	\$21.00	\$45.00	Hour
DPW Welding Certificate	\$1,000.00	\$1,000.00	Year
DPW Mechanic/ASE Truck Certificate	\$1,000.00	\$1,000.00	Year
DPW CDL License	.50	.50	Per Hour Extra
Recycling Watchman	\$16.00	\$17.50	Hour
Temporary PT DPW/B&G/Recycling	\$15.50	\$17.00	Hour
Recreation Field Stipend	\$3,000.00	\$4,500.00	Year
Municipal Court Judge	\$35,000.00	\$50,000.00	Year
Municipal Court Administrator	\$75,000.00	\$90,000.00	Year
Deputy Court Clerk/Violations Clerk PT	\$15.50	\$30.00	Hour
Police Chief	\$178,000.00	\$195,000.00	Year
Police Captain	\$168,000.00	\$185,000.00	Year
Police Lieutenant	\$161,000.00	\$178,000.00	Year
The following uniformed officers, Sergeant and Patrol Officer shall be paid pursuant to a collective bargaining agreement. The Detective pay shall be paid pursuant to a collective bargaining agreement.			
Special Class 3 Patrol	\$35.00	\$45.00	Hour
Police Secretary	\$45,000.00	\$60,000.00	Year
Court Call Out	\$30.00	\$50.00	Hour
Police Dispatchers Scheduler - PT	\$15,000.00	\$25,000.00	Year
Police Dispatchers PT	\$20.00	\$30.00	Hour
Crossing Guards	\$17.00	\$30.00	Hour
Matron	\$18.00	\$40.00	Hour
Library Director	\$95,000.00	\$125,000.00	Year
Library Youth Services	\$54,000.00	\$68,000.00	Year
Library Admin Asst/Office Manager	\$54,000.00	\$68,000.00	Year
Head of Circulation	\$50,000.00	\$65,000.00	Year
Library Assistant - PT	\$17.00	\$25.00	Hour
Records Clerk - PT	\$17.00	\$25.00	Hour
Reference Librarian - PT	\$17.00	\$25.00	Hour

Technical Service Library -PT	\$17.00	\$25.00	Hour
Youth/Teen Services Asst-PT	\$17.00	\$25.00	Hour
Programmer/Publicist - PT	\$18.00	\$30.00	Hour
Adult Services-PT	\$17.00	\$25.00	Hour
Marketing coordinator-PT	\$25.00	\$45.00	Hour
Recreation Director	\$85,000.00	\$100,000.00	Year
Recreation Assistant - PT	\$20.00	\$30.00	Hour
Recreation Summer Staff - PT	\$15.00	\$40.00	Hour
Graphic Design	\$3,500.00	\$5,000.00	Year
Qualified Purchasing Agent	\$12,000.00	\$16,000.00	Year
Web Master	\$2,500.00	\$4,500.00	Year
Environmental Secretary	\$2,500.00	\$7,000.00	Year
Open Space Secretary	\$20.00	\$30.00	Hour
Planning Board Secretary	\$5,000.00	\$20,000.00	Year
Board of Adjustment Secretary	\$1,000.00	\$5,000.00	Year
OEM Secretary	\$2,000.00	\$5,000.00	Year

Further, Be It Ordained By the Mayor and Council, that any permanent new hire may be paid less than the minimum and paid less than the minimum for a period of up to three (3) years pursuant to a resolution establishing the employee's specific salary.

Certified to be a true copy of an ordinance which was introduced at the regular meeting of the Kinnelon Mayor and Council held on November 14, 2024 and Adopted on December 19, 2024.



 Mayor JAMES Freda

December 19, 2024

Mayor J. Freda 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 J. Freda brought it back to the dais, does anyone from the council wish to speak on this ordinance at this time. Hearing none, Mayor J. Freda asked the Borough Clerk to call the roll on the passage thereof, and the vote was a follow.

Roll Call:	Councilman W. Yago, Yes;	Councilman V. Russo, Yes;
	Councilman J.E. Harriz, Yes;	Councilman A. Chirido, Yes;
	Councilman S. Mabey, Yes;	Councilwomen C. Frank, Yes.

NEW BUSINESS:

There was no New Business

TAX COLLECTOR'S REPORT:

During the month of November, the Tax Collector's office processed a total of \$12,074,010.20.

INVESTMENT OFFICER'S REPORT:

A total of \$56,104.36 was collected in interest for the month of November 2024.

RESIGNATION: Randall Charles – OEM

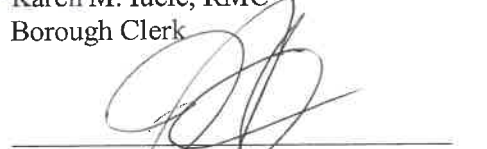
ADJOURNMENT:

This meeting adjourned at approximately 9:45 p.m. on motion by Councilman V. Russo with the unanimous affirmative voice vote of all present.

Respectfully submitted,



Karen M. Iuele, RMC
Borough Clerk



Mayor James Freda