

MEETING OF THE MAYOR AND COUNCIL
MAY 1, 2012
7:30 P.M.

A regular meeting of the Mayor and Council was held on May 1, 2012 in the Municipal Building.

MEETING CALLED TO ORDER

ROLL CALL

The following Council Members and Professional responded to the roll call:

Mayor Bivona, Council President Kahwaty, Councilperson Kelly, Councilperson Lota, Councilperson Pedone, Councilperson Ramsey and Councilperson Smith. Also present were Borough Administrator Greg Hart and Borough Clerk Sally Bleeker.

SUNSHINE LAW STATEMENT

Borough Clerk Bleeker read the Sunshine Law Statement.

FLAG SALUTE

MOMENT OF SILENT REFLECTION

OPEN TIME FOR PUBLIC COMMENT

Motion to open the time for public comment was made by Council President Kahwaty, seconded by Councilperson Smith. Discussion – none.

Roll Call Vote

Ayes: Kahwaty, Kelly, Lota, Pedone, Ramsey and Smith

Nays:

Abstain:

Absent:

Motion Approved

Nancy Kidd, 804 Tequesta Drive, asked for Council support relative to supportive housing for the disabled with special needs. She asked that the Council use affordable housing trust money for this type of housing in addition to property that is currently available in Franklin Lakes. She urged the Council to work with United Way of Bergen County and she distributed pertinent materials for the Council to review.

Mayor Bivona indicated that he had met with Tom Toronto, president of the Bergen County United Way. Mayor Bivona said that he and the Council are exploring some options. He commented that there is a greater need for housing to address residents with special needs than there is for more condos.

Richard Fellingner, 939 Huron Road, Franklin Lakes, indicated his support of this program.

Stella Bellinger, 939 Huron Road, also noted her support for the program.

Frank Kidd, 804 Tequesta Drive, voiced agreement and added that Franklin Lakes is a wonderful place to live on every level. This program provides the opportunity to do the right thing for all the right reasons at no cost to the State.

No one else from the public came forward and a motion to close the time for public comment was made by Council President Kahwaty. Seconded by Councilperson Kelly. Discussion – none.

Roll Call Vote

Ayes: Kahwaty, Kelly, Lota, Pedone, Ramsey and Smith
Nays:
Abstain:
Absent:
Motion Approved

RESIGNATION

- **Councilperson William T. Smith**

Councilperson Smith indicated his resignation as Councilperson.

APPOINTMENTS

- **Borough Attorney – William T. Smith**

Mayor Bivona offered the appointment of William T. Smith as Borough Attorney and added that Mr. Smith has supported the Borough in various ways over the past 30 years. Motion was made by Councilperson Pedone and seconded by Council President Kahwaty to appoint William T. Smith as Borough Attorney for the same conditions as stated in the contract of former Borough Attorney Richard Lustgarten term to expire December 31, 2012.

Roll Call Vote

Ayes: Kahwaty, Kelly, Lota, Pedone and Ramsey
Nays:
Abstain:
Absent:
Motion Approved

Councilperson Ramsey stated that Mr. Smith has the experience required to deal with issues coming up in the near future. Councilperson Kelly thanked Mr. Smith for his advice and mentoring.

- **Planning Board – Jay Lazerowitz (Unexpired term 12/31/13)**

Mayor Bivona stated that Frank Conte has resigned from the Planning Board. He offered the appointment of Jay Lazerowitz to fill the unexpired term of Frank Conte. Motion was made by Council President Kahwaty and seconded by Councilperson Lota. Discussion – none.

Roll Call Vote

Ayes: Kahwaty, Kelly, Lota, Pedone and Ramsey
Nays:
Abstain:
Absent:
Motion Approved

Regarding the vacancy on the council, Mayor Bivona stated that he would advise the County Committee member who are obligated to come forward with three names to be presented to the Council. The Council ultimately selects one person to fill Mr. Smith’s term until the end of the year.

Councilperson Ramsey congratulated Mayor Bivona who was recognized at the YMCA dinner last week as one of five Goodwill Ambassadors in the area.

PUBLIC HEARINGS

Mr. Hart stated that this is the public hearing on the salary ordinance which was carried from the April 17th meeting. At that time, the settlement with the two collective bargaining unions could not be approved and subsequently, AFSCME still has not ratified the agreement with the Borough. Mr. Hart said that the Council may want to carry the ordinance to the Mayor and Council meeting of May 15th because the union is scheduled to meet on Thursday. He explained that this ordinance is only for the non-contractual employees and on May 15th, an ordinance will be introduced establishing the salaries for the PBA and AFSCME, if the agreement is ratified. The Council agreed to go forward with Ordinance 1540.

ORDINANCE 1540
2012 SALARY ORDINANCE

AN ORDINANCE RELATING TO SALARIES AND OTHER COMPENSATION OF OFFICERS, MANAGERIAL STAFF, CONFIDENTIAL EMPLOYEES, AND EMPLOYEES OF THE BOROUGH OF FRANKLIN LAKES, COUNTY OF BERGEN, STATE OF NEW JERSEY FOR THE YEAR 2012

WHEREAS, an ordinance entitled, AN ORDINANCE RELATING TO SALARIES AND OTHER COMPENSATION OF OFFICERS, MANAGERIAL STAFF, CONFIDENTIAL EMPLOYEES, AND EMPLOYEES OF THE BOROUGH OF FRANKLIN LAKES, COUNTY OF BERGEN, STATE OF NEW JERSEY FOR THE YEAR 2012 was introduced at a meeting of the Mayor and Council held on the 20th day of March, 2012 and duly published by law;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen, State of New Jersey, that Ordinance 1540 be and the same is hereby adopted on second and final reading; and,

BE IT FINALLY RESOLVED that the Borough Clerk is hereby authorized and directed to publish the Notice of Adoption as required by law.

Motion to open the hearing to the public and read by title only made by Council President Kahwaty, seconded by Councilperson Kelly. Discussion – None. All in favor motion approved.

The Borough Clerk read Ordinance 1540 by title only.

No one from the public came forward.

Motion to close the time for public comment was made by Councilperson Lota. Seconded by Councilperson Ramsey. Discussion – none. All in favor motion approved.

Resolution introduced by Councilperson Kelly, seconded by Councilperson Ramsey. Discussion – none.

Roll Call Vote

Ayes: Kahwaty, Kelly Lota, Pedone and Ramsey
Nays:
Abstain:
Absent:
Motion Approved

BOROUGH ENGINEER’S REPORT

- **Status Report**

Kristen Boswell and Eileen Boland introduced themselves and asked for questions on the Engineering Status report. Councilperson Ramsey asked whether Oakland would be

paving their portion of McCoy Road by means of the 2012 Department of Transportation (DOT) Municipal Aid Grant. Ms. Boland reported that Oakland doesn't want to pave their portion but the Franklin Lakes portion will be paved using the municipality's portion of the DOT Municipal Aid Grant.

Mr. Hart recalled that a capital ordinance was in place for work at the Ambulance Corp and Mr. Boswell has been instructed to move forward with the work. Mr. Hart reported that the co-op price for the 2012 Road Program was very good and a contract award will be scheduled for the May 15th meeting.

Ms. Boland noted that the County requires a handicapped accessible ramp or drop on all of their roads. The County will cover the cost of design and inspection; however, they want the Borough to take responsibility for these areas. Mr. Hart clarified stating that the Borough pays the cost initially and is then reimbursed by the County. Ms. Boland will report on the areas where these ramps are to be located which requires a resolution. She expects the ramp work to be done in June followed by the paving in July.

CONSENT AGENDA RESOLUTION

Resolution 105-12

BE IT RESOLVED that the following resolutions, placed on this agenda by consent, require no discussion and the same having been previously reviewed by each Governing Body member, be and are hereby adopted in their entirety by the Mayor and Council of the Borough of Franklin Lakes. Full text of all consent agenda resolution can be found after the Adjournment.

Resolution 106-12	Accept Report of the Finance Committee
Resolution 107-12	Collective Bargaining Agreement – PBA
Resolution 108-12	Agreement for Emergency Services Notification System
Resolution 109-12	Chapter 159 – Donation
Resolution 110-12	Cranford Cooperative Purchasing
Resolution 111-12	Award Contract – Police Vehicles

Collective Bargaining Agreement – AFSCME was removed from the consent agenda.

Resolution introduced by Councilperson Lota, seconded by Councilperson Ramsey. Discussion –None.

Roll Call Vote

Ayes: Kahwaty, Kelly, Lota, Pedone and Ramsey

Nays:

Abstain:

Absent:

Motion Approved

MAYOR'S REPORT

Mayor Bivona reported that only four people attended the last "Meet the Mayor" event which caused him to question whether this was a productive use of time. Recently, there have been a great deal of phone calls relative to the Golf Course and he is re-visiting the idea of a "Meet the Mayor" event that would focus on this topic. Mayor Bivona said that he is scheduling another "Meet the Mayor" event for Thursday, May 24th at 7 P.M. Mr. Smith recommended that Stewart Koenig, the Borough's COAH Counsel attend to explain the legalities of what is involved with this potential development. Councilperson Lota pointed out that this is the Thursday before the Memorial Day weekend and Mayor Bivona said that an alternate date might have to be considered.

Mayor Bivona said that they continue to search for someone to chair the Municipal Alliance Committee. This program, which utilizes grants from the County and funding from the schools, is used to develop programs geared to avoiding drugs and alcohol. He asked Councilmembers to try to come up with someone who might be willing to take

over this important volunteer position. Mr. Hart suggested putting this in an eblast to the community.

COMMITTEE/LIAISON REPORTS PLANNING & DEVELOPMENT

Council President Kahwaty reported on the Planning Board Meeting of April 18th which included final approval of the application by the Saddle Ridge Riding Center and the United Water application. There was a public hearing on the proposed major subdivision at 941 Colonial Road and a minor subdivision on Freeman Road. There is a recommendation by Ray Dressler, Zoning Official, on the split lot line at 861 Franklin Avenue. Mr. Dressler recommends placing the entire lot under limited business district use. Mr. Smith recalled that this lot has been the subject of discussion in the past and the residents in the area object to the lot being zoned for business use. He pointed out that a zoning change requires action by the Mayor and Council which would increase the ability of the owner to use the rear of the lot for commercial purposes.

Mr. Hart suggested forwarding this to the Planning Board for review. He explained that the property is being marketed and some real estate agents have approached the Zoning Officer relative to the use of the property. Mayor Bivona suggested getting some history on the property and Mr. Smith said he would advise the Borough against involvement unless requested by the property owner.

- **Amendment to Townhouse Open Space Ordinance**

Council President Kahwaty reported that changes are recommended relative to the ordinance on townhouse design which would require that 50% of any townhouse site must retain common open space area. John Spizziri, attorney for the Planning Board, has made recommendations which would require that land reserved as open space be designated as public land available for public use. Mr. Hart said that the primary concern is that the area committed to one dwelling unit would be included in the calculation of the total amount of open space. After more discussion, Mr. Hart said he will list the ordinance for introduction but will check with Mr. Spizziri to ensure that the Council understands the ordinance correctly.

RECREATION AND PARKS

Councilperson Kelly reported on the concern that enrollment numbers for baseball in particular have decreased. Interest continues to grow in lacrosse and a survey of both the public schools and Most Blessed Sacrament School confirms that enrollment in sports activities is not down but is consistent with the decline of the school population. Mayor Bivona commented that there is more of a decline of interest in baseball which has been losing popularity for some time.

The Council discussed the parking problem at McBride field during weekend soccer games. Mayor Bivona said that these games draw quite a few people but he doesn't want to disrupt the games at this time but this problem will be addressed again during the fall schedule. Mr. Hart explained that they will be meeting with ETA who is a private group that rents McBride Field for soccer on weekends to explain the issue of wear and tear on the field. Mayor Bivona said that group has offered more money and to reseed the field but activity needs to be limited because there are too many cars.

ADMINISTRATION AND FINANCE

- **2012 CAPITAL BUDGET**

Mr. Hart referred to the 2012 capital budget and reported that he has met with the DPW and the Fire Department who presented their requests. He noted that the DPW is requesting two used trucks for salting which resulting in a request for \$70,000. The DPW made a very thorough argument for the purchase of the lower cost items including replacing the salter frames, the plows, the brake lathe, the riding mower and the DPW sleeping quarters. Mr. Hart suggested that the less expensive items be funded through the

operating budget. He added that these smaller items could be funded by the capital reserves which are available. The used roll off truck and several containers would be beneficial to the community and could be funded through the Clean Communities grant funding and Recycling Tonnage grant funding which total approximately \$80,000. Mr. Hart reiterated that the DPW is seeking approval for the purchase of two salter trucks at \$70,000 as well as a 4x4 dump truck with a plow. He noted that it is very difficult to get repair parts for the existing trucks and indicated that an ordinance would be necessary to appropriate the money for these items.

Mayor Bivona was concerned about the timing of these requests and questioned whether the purchase of one truck could be put off until next year. He suggested giving the DPW a number and asking them to prioritize their requests. Mr. Hart said that the Council should look at specific items and Councilperson Ramsey pointed out that some of these requests are related to safety issues. Mayor Bivona questioned the possibility of contracting outside people to do some of the work that involves more specialized equipment. Councilperson Pedone agreed and stated that some of the DPW vehicles are in terrible condition and these vehicles need constant maintenance. He said that the possibility of using outside contractors should be explored. Mr. Hart noted that outsourcing the salting of Borough streets would be a substantial part of the annual operating budget.

Regarding the Fire Department, Mr. Hart stated that there is no question relative to the need for radios, turnout gear and hoses. These items will be funded through the capital reserve. There is a request for a replacement vehicle for the Assistant Chief at \$65,000 which includes the outfitting of the vehicle. Mayor Bivona said that the question is whether or not it actually needs to be replaced and who pays for the vehicle. In the past, the cost to replace the Assistant Chiefs vehicle has been handled by the Fire Department by means of fund raisers. The Fire Department is now looking to the Borough to fund the replacement vehicle.

Councilperson Lota said that at this time, she feels that the Special Services support vehicle is more important than the Assistant Chief's vehicle. Mayor Bivona agreed and suggested that the Fire Department go forward and repairs their vehicles.

After a lengthy discussion, Mayor Bivona suggested that the Council needs to have a better understanding of the transition from the Fire Department paying for their vehicles to the Borough funding these vehicles. He also wants to confirm that surrounding towns actually buy these vehicles for the Chief and Assistant Fire Department Chief. Mayor Bivona supports the purchase of the Special Services support vehicle; however, he didn't agree to the expansion of the number of vehicles. The department should review their fleet and make a report of their findings to the Council. Council President Kahwaty said that he is not convinced regarding the justification for replacement of any of these vehicles and he feels uncomfortable about going about this process on a vehicle by vehicle basis. Councilperson Kelly said that the DPW trucks appear to have some residual value but in another year they may have lost all value completely. Councilperson Ramsey reiterated that the DPW is unable to get parts for one of their trucks and she would be in favor replacement. Councilperson Pedone said that he would favor replacement of the Special Services vehicle over the Assistant Chief's vehicle. They need to have a report from this department that anticipates when replacement vehicles are anticipated. Councilperson Lota said that she is comfortable with these requests.

Mayor Bivona summarized stating that the Council would agree to purchase of two trucks and salters at \$70,000 and the roll off truck at \$75,000 for the DPW; radar at \$6,500 for the Police Department; and all requests of the Fire Department at \$150,000 with the exception of the Assistant Chief's vehicle. He suggested that the DPW be asked to submit a 3 to 5 year plan which would prioritize vehicle replacement. A support vehicle will be funded for the Fire Department; however, they must also put together a plan for the future which includes the elimination of one vehicle. Councilmembers indicated agreement with Mayor Bivona's summary.

- **ENERGY TAX RESTORATION**

Mr. Hart explained that this is a resolution supporting efforts by the League of Municipalities to restore funding diverted from energy taxes. This revenue or energy receipt taxes had paid for the use of municipal rights of way had been collected directly by municipalities in the past. This collection was then taken over by the State who did not return the dividends to the municipalities.

PUBLIC SAFETY

- **ALARM REGISTRATION**

Mr. Hart stated that an ordinance exists that requires residents to register their alarm systems annually at a fee of \$25. The Police Chief feels that it is important to have this information and he encouraged enforcement of this annual registration process. Three quarters of the homes in Franklin Lakes have these alarms but the Police Chief has indicated that there are not sufficient personnel to enforce the program. Council members discussed elimination of the fee. Mr. Hart suggested that existing personnel be utilized to administer the program and if the fee is to be eliminated an amendment to the ordinance is required.

The Council discussed what happens when an alarm is activated in a resident's home. Mayor Bivona cautioned against creating work that has no benefits. Councilperson Ramsey disagreed and said that it is worthwhile to update information on the alarms in individual residences. Councilperson Lota commented that elimination of the fee would probably result in greater compliance. It was noted that two false alarms per calendar year would be allowed followed by fines for subsequent alarms. Further discussion is needed on this issue.

- **AMENDMENT TO PERSONNEL POLICY – TRANSITIONAL DUTY POLICY**

Mr. Hart explained that this is a "light duty policy" which refers to employees who are absent as a result of an injury. This amendment to the personnel policy would mean that these employees could be assigned to light duty work upon the recommendation of a physician. This policy is recommended by the Joint Insurance Fund (JIF) and is considered a best practice under the State's Best Practices. The Police Chief supports this transitional duty policy that would allow a police officer to return earlier to perform some desk type of duty. Mr. Hart said that there could be a potential for liability if these policies are not administered properly. Councilperson Ramsey felt that this work should not cross departments. Mr. Smith said that this situation may never present itself but indicated that the Council should put the process in place nevertheless. Mr. Hart indicated his support of this policy and Council President Kahwaty said that these situations should be left to the discretion of Mr. Hart. Mr. Hart said that this ordinance will be on the agenda on May 15th and in the meantime he will review the ordinance with the Police Chief.

- **SALE OF MOTORCYCLE**

Councilperson Ramsey stated that a motorcycle had been donated to the Police Department but the Police Chief has safety concerns regarding this vehicle. Mr. Hart explained that because the motorcycle belongs to the Borough it would have to be auctioned off. Mr. Hart recommended an internet auction. Council Members agreed. A resolution authorizing the internet auction will be placed on the May 15th agenda.

PUBLIC WORKS

Councilperson Ramsey reported that she and Councilperson Kelly recently toured the DPW building.

- **VFW LEASE**

Mr. Hart stated that the VFW lease was amended consistent with the Mayor and Council discussions, and was signed by the VFW today. This lease will be on the agenda for approval on May 15th. Mr. Smith questioned whether the Borough would want the right to use the facility if it was available. The Borough would be responsible to pay all bills connected with the building such as electricity. Mr. Hart noted the provision for six months notice for termination of the lease.

ENVIRONMENT & COMMUNITY AFFAIRS

Councilperson Pedone stated that Saturday, May 5th is Franklin Lakes clean up day. He met with the Senior Citizens and explained the importance of completing their by-laws. He stated that there are 146 members of the senior group including 26 non residents of Franklin Lakes. Mayor Bivona commented that some direction is needed since the group is being funded by the Borough. He pointed out that this is not a social club but a town sponsored club and he recommended that non-residents be charged an annual membership fee. Councilperson Pedone noted that the rules now state that non-residents are not allowed to vote. Mayor Bivona reiterated that the issue remains that the Borough is paying for people who are not residents of the Borough. Councilperson Pedone said the he and Council President Kahwaty will meet and explain this to the seniors and report back to the Council.

BOROUGH ADMINISTRATOR'S REPORT

Mr. Hart had nothing additional to report this evening.

OLD BUSINESS

Councilperson Ramsey spoke about a scrap book she had received and read an article from the 1980s.

NEW BUSINESS

Ms. Bleeker stated that the Christopher Baron Live for Life Foundation is requesting a one day liquor license for The Endless Vine on May 31st from 7 P.M. to 9 P.M.

Councilperson Lota reminded everyone about the Ambulance Corp Annual Picnic and wet down on Memorial Day.

ADJOURNMENT

Motion by Councilperson Ramsey to adjourn the meeting at 9:55 P.M. Council President Kahwaty seconded the motion.

Roll Call Vote

Ayes: Kahwaty, Kelly, Lota, Pedone and Ramsey

Nays:

Abstain:

Absent:

Motion Approved

Resolution 106-12

RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes that the report of the Finance Committee be accepted and recommendations adopted; that the report be made part of the record of this meeting; and the proper Borough Officials are hereby authorized and directed to issue warrants in the amount of \$6,847,093.24 as shown on the Claims Bill List; \$6,699.25 as shown on the Soil Account Bill List and \$1,702.25 as shown on the Developers Escrow List.

BE IT FURTHER RESOLVED, that the payroll of April 12, 2012 in the amount of \$225,603.55 and the payroll of April 26, 2012 in the amount of \$223,334.37 be hereby ratified and approved.

**RESOLUTION 107-12
COLLECTIVE BARGAINING AGREEMENT - PBA**

WHEREAS, the Borough of Franklin Lakes and the Franklin Lakes Policeman's Benevolent Association, Local #150, have reached an agreement on a new Collective Bargaining Agreement for the period January 1, 2012 through December 31, 2014, in accordance with a Memorandum of Agreement dated March 28, 2012, which is incorporated by reference herein;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen, and State of New Jersey that the Memorandum of Agreement dated March 28, 2012 is hereby approved; and,

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement consistent with said Memorandum of Agreement and approved by the Borough's Labor Counsel; and,

BE IT FINALLY RESOLVED that a copy of this resolution be forwarded to Franklin Lakes Policeman's Benevolent Association, Local #150 and the Borough's Labor Counsel.

Resolution 108-12

WHEREAS, there exists a need for the County of Bergen, Office of Emergency Management, Department of Public Safety to provide an automated telephone alerting system service (hereinafter called "system") to be available 24 hours a day, seven (7) days a week, and all days per year to the seventy (70) Municipalities comprising the County of Bergen; and

WHEREAS, the Bergen County Board of Chosen Freeholders adopted Resolution No. 250-12 on March 07, 2012, authorizing the County to award a purchase contract to Swiftreach Networks, 14 Industrial Avenue, Suite #4, Mahwah, New Jersey 07430 (hereinafter known as the "service provider") to provide the above-referenced system to those municipalities so desiring; and

WHEREAS, the Municipality wishes to utilize such a system for the benefit of its citizens; and

WHEREAS, an agreement is necessary to delineate the respective responsibilities of the parties in connection therewith; and

WHEREAS, the County shall pay 100% of the cost of initial installation, testing, and training of the system and 100% of the cost of the annual maintenance, testing and training of the system, 100% of the call fees for emergency calls using the Emergency Service Listing and non-emergency calls using municipally-provided lists; and

NOW, THEREFORE, BE IT RESOLVED, that the municipality be and is hereby authorized to enter into an Agreement with the County of Bergen to utilize an automated telephone alerting system service at any time during the County's contract period with the service provider (April 07, 2012 through April 06, 2013) with an option for one (1) additional year; and be it further

RESOLVED, that Mayor Frank Bivona be and is hereby authorized to execute said Agreement in a form to be approved by the municipal attorney

Resolution 109-12

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

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

WHEREAS, the Borough of Franklin Lakes has received a \$850.00, 2012 Private Donation – Richard W. Dekorte and wishes to amend its 2012 Budget to include said amount as a revenue;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Franklin Lakes, that permission be requested by the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the 2012 Budget in the sum of \$850.00 which will be available as a revenue from:

Miscellaneous Revenues:

Public and Private Programs Offset by Appropriations:	
2012 Private Donation – Richard W. Dekorte - Franklin Lakes Recreation Department	\$850.00

BE IT FURTHER RESOLVED that a sum of \$850.00 and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from "CAPS": Public and Private Programs Offset by Revenues: 2012 Private Donation – Richard W. Dekorte - Franklin Lakes Recreation Department	\$850.00
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BE IT FURTHER RESOLVED that the Borough Clerk forward two copies of this resolution to the Director of Local Government Services.

RESOLUTION 110-12

WHEREAS, N.J.S.A.40A11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Cranford Police, Township of Cranford, as Lead Agency of the Cooperative Pricing System (System Identifier #47-CPCPS) has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

WHEREAS, some items may include, but not limited to, civilian vehicles, police vehicles, mobile data equipment, and in-car video systems; and

WHEREAS, 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; and

WHEREAS, the Borough of Franklin Lakes wishes to become a participating member of the Cranford Police Cooperative Pricing System; and

WHEREAS, each participating municipality in the Cooperative is authorized to enter into contract directly with vendors in their pricing system pursuant to the terms and conditions of the bid(s) by its governing body and in accordance with the applicable laws;

WHEREAS, any purchase made through the Cooperative Pricing System will be made with Council approval and all certifications will be done at that time;

WHEREAS, the availability of cooperative pricing best serves the needs of the Borough and the Borough Administrator recommends utilization of this contract;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen and State of New Jersey, that the Borough of Franklin Lakes is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency, Cranford Police Cooperative Pricing System.

Resolution 111-12

WHEREAS, the Borough of Franklin Lakes wishes to purchase two 2013 Ford Police Interceptors to be used as marked Police Vehicles from an authorized vendor under the Cranford Cooperative Pricing System; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A 40A:11-12; and

WHEREAS, Warnock Fleet, 175 Route 10 East Hanover, NJ 07936 has been awarded New Jersey State Contract for 2013 Ford Police Interceptors through the Cranford Cooperative Pricing System Item #1 with an expiration date of 8/31/12; and

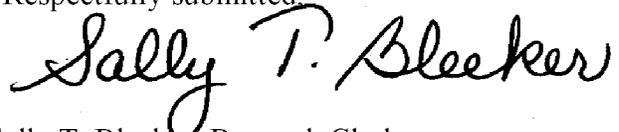
WHEREAS, the Police Chief and Borough Administrator recommend the utilization of this contract on the grounds that it represents the best price available; and

WHEREAS, the actual cost for the purchase of 2 (two), 2013 Ford Police Interceptors is \$48,148.00 (\$24,074.00 each); and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this purchase,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes that two Ford Police Interceptors be purchased from Warnock Fleet, 175 Route 10 East Hanover, NJ 07936

Respectfully submitted

A handwritten signature in black ink that reads "Sally T. Bleeker". The signature is written in a cursive style with a large, looped initial "S".

Sally T. Bleeker, Borough Clerk