MEETING OF THE MAYOR AND COUNCIL
SEPTEMBER 4, 2012
7:30 P.M.

A regular meeting of the Mayor and Council was held on September 4, 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 Lambrix, Councilperson Lota, Councilperson Pedone (7:20 P.M.) and Councilperson Ramsey. Also present were Borough Administrator Greg Hart and Borough Clerk Sally Bleeker. Borough Attorney Smith was absent this evening.

SUNSHINE LAW STATEMENT

Borough Clerk Bleeker read the Sunshine Law Statement.

FLAG SALUTE

MOMENT OF SILENT REFLECTION

PUBLIC HEARING

- **Municipal Park Improvements Grant Application**

Mr. Hart pointed out that the County has already awarded money for the bridges under this program. This portion of the application refers to the accessible trails.

Motion to open the Public Hearing was made by Councilperson Lota, seconded by Councilperson Kelly. Discussion – none. No one came forward at this time. Motion to close the public hearing made by Councilperson Lota, seconded by Councilperson Kelly. Discussion – none.

OPEN TIME FOR PUBLIC COMMENT

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

Ronald Panicucci, 281 Saw Mill Road, North Haledon came forward and stated that he represented the Jersey Lakeland Region – Vintage Chevrolet Club of America. He referred to a letter addressed to Mr. Hart dated August 30, 2012, requesting the continued use of McBride Field for the annual car show on May 26, 2013. The letter notes the impact of the show, the connection to the community and the financial proposal for the use of the field. Input was solicited from the DPW, Parks and Recreation Department and the Traffic Officer after the August 7th meeting of the Mayor and Council. There were favorable comments received from the three departments. The Car Club has met with the traffic department in the recent past to satisfactorily alleviate traffic problems. Mr. Panicucci asked for permission to continue the show at McBride Field and he asked Councilmembers to visit the show in order to make an informed decision. Mr. Panicucci stated that the show has been taking place in its present venue for 35 years and is a tradition in the area.

Mr. Panicucci commented that events like this one help define the community and he added that a donation was made to the Franklin Lakes Nature Preserve on the Club's behalf. Scholarship funds are also distributed for students who want to pursue careers in automotive technology as well as donations to the American Cancer Society, Wounded Warriors and many others. Mr. Panicucci noted that permit fees were increased from

$250 to $500 last year and in 2013 the club plans to pay the $750 for all three days in addition to another donation to the Franklin Lakes Nature Preserve.

No one else from the public came forward and Councilperson Kelly made a motion to close the public portion of the meeting, seconded by Councilperson Lota. Discussion – none.

PRESENTATION BY CHIEF SELTENRICH

- **Police Department Hiring and Promotions**

Police Chief Seltenrich stated that he made a proposal to the Police Committee and at this time he is prepared to review the proposal in more detail for Councilmembers. He presented an overview and said that if the Council decides to go forward with his recommendations it would involve a more in depth review of the details involved. Chief Seltenrich said that there are ways in which the police department could be brought up to optimum levels which would include hiring, promotions and the preparation for upcoming retirements.

Chief Seltenrich recommended the hiring of two entry level police officers as well as the promotion of several current officers. These actions, if approved, would staff the agency to an appropriate strength and level and would restore the staffing of the department to 2009 levels. The current operating level dates back to 1982 and Chief Seltenrich noted that over 30 years the population and demand for police services has dramatically increased.

Chief Seltenrich stated that the first entry level patrol officer would be assigned to a patrol squad leaving one member of that squad free to take a position of a newly created Administrative Lieutenant. This Administrative Lieutenant would increase the overall number of man hours and would take over a portion of other officers' administrative responsibilities. Additionally, this lieutenant could alleviate some patrol over time during times when another officer had to be called in from home when the force went under minimal man power. This lieutenant would also be assigned to aid in obtaining accreditation for the Franklin Lakes Police Department. Captain Seltenrich explained that accreditation is a standard aspired to by modern police departments. It elevates the police department making it more professional since it would now be built around a core of nationally and state recognized policies and procedures. This lieutenant would be the liaison between the department and the agencies employed in gaining accrededitation. Chief Seltenrich said that this is a time consuming job which would be handled by the new lieutenant. He added that there are outside agencies that specifically assist in this one to two year process which he could discuss with the Council if they are interested.

Chief Seltenrich said that the second proposed entry level officer would be assigned to a patrol squad to relieve the officer who would be assigned to the traffic bureau to work with Officer Lyon. Officer Lyons has a major share of administrative responsibilities and an additional officer would enable the department to better handle an increased level of traffic enforcement on Borough roadways. This officer would also alleviate patrol overtime which is done by Officer Lyon at the present time.

Regarding promotions, Chief Seltenrich had asked for the re-establishment of the rank of captain who could act on his behalf when he is unavailable or on vacation. This person can learn the job and fit into his position as time goes on. He asked that the Council also discuss the establishment of the rank of Sergeant in the Detective Bureau. Chief Seltenrich said that he is aware of the cost factor involved in these considerations and he recognizes that tax payer money needs to be well spent. However, these hires and promotions would mean that the department would be in a better position to absorb upcoming retirements.

Mayor Bivona recommended that the Personnel Committee consider these requests but he added that the Borough doesn't have adequate funding to fulfill any of these requests this year. This will have to be discussed in conjunction with the 2013 budget because

personnel drives the budget and the Council can't lose site of the fact that this is a financial decision that could raise taxes.

Councilperson Lambrix stated that he, Councilperson Kelly and Mr. Hart need to begin a review of Chief Seltenrich's proposal as well as a department by department review of the various options. Mr. Hart agreed and referred to a comprehensive personnel evaluation that was done two years ago. They can discuss the needs of the departments going forward.

Council President Kahwaty questioned the tangible benefits of accreditation to the Borough. Chief Seltenrich said that there is a grant available from Bergen JIF which would cover the fees needed for computer equipment. He added that Bergen Risk Managers support the program and being accredited presents a greater defense in case of a lawsuit. He noted that accreditation has to be updated and maintained based on court decisions.
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Councilperson Pedone arrived at the meeting at 7:20 P.M.

DISCUSSION ON FACILITIES USE – JERSEY LAKELAND REGION – VINGAGE CHEVROLET CLUB OF AMERICA CAR SHOW AND FLEA MARKET

Mayor Bivona asked that the Council take up this discussion at this point of the meeting. He suggested the preparation of a grid of all events taking place in the Borough which would make these types of decisions easier.

Council President Kahwaty said that he attends this show every year and thoroughly enjoys it. It is a unique car show and a wonderful family and community event. Mayor Bivona stated that he receives complaints not about the car show itself but more about the maintenance of McBride Field and exactly how it should be used. Mr. Hart pointed out that the Recreation Department has the responsibility of evaluating wear and tear of the field but doesn't determine the number of times the field could or should be used.

Councilperson Ramsey commented that participants in the car show have always done a wonderful job of clearing and cleaning the field. She questioned whether the car show has grown in size. Mr. Panicucci said that the car show has become smaller since its inception and has been the same size for the past 10 or 12 years. At one time, 350 cars participated but now the number is limited to 250 in order to accommodate parking on the field. Spectator parking is now provided on 1/3 of the field which has resulted in fewer show cars participating.

Councilperson Kelly echoed Council President Kahwaty's comments stating that he has attended many of these shows and has thoroughly enjoyed them. Councilperson Ramsey questioned the length of the project being done by United Water at McBride Field. Mayor Bivona said this work will last at least 18 months which means that every event held on the field will have to be accommodated in some fashion. Mayor Bivona recalled that the Council had decided about a year ago that they would evaluate and approve the use of the field for individual events. The grid which he proposed would allow this decision to be made in plenty of time for an organization to find an alternative venue. Mr. Hart recalled that when the Mayor and Council discussed this issue a year ago they decided to amend the Facilities Use Ordinance which would allow them to consider the following factors: wear and tear of the field; scheduling conflicts; the provision for sufficient parking for the event; and whether the event benefits the Franklin Lakes community. The review of the application by the Traffic Officer and the Parks and Recreation Director should be forwarded to the Mayor and Council. The Recreation Director should be able to provide a calendar of events scheduled for every field in the Borough. Mr. Hart suggested that the Council better assess the specifics of the United Water project including the limits and impact which appears to be significant. Mayor Bivona agreed stating that the Council should have this information before making a decision. Councilmembers agreed indicating that they would discuss this matter further at the October meeting.

BOROUGH ENGINEER'S REPORT

- **Status Report**

Mr. Boswell reported on a meeting at the Recreation Department relative to the Roller Hockey rink. Mr. Boswell distributed a plan containing two components that had been discussed. The first component calls for the installation of a full basketball court on half of the roller rink as well as the installation of two half courts on either side. These basketball courts would be close to regulation size and would be carefully designed to lie within the concrete drop curb to avoid the cost of excavation of the 20 inch deep concrete. A small section is available for bleachers. The other component would use the westerly side of the court for additional parking. There are currently 64 spaces which could be expanded up to 93 spaces. In addition, the impervious area is increased by 2,500 to 3,000 square feet. Mr. Boswell stated that without bleachers the budget for the project would be approximately $150,000. The bleachers would add $10,000 and would require fencing around the back. This project would require excavation, pavement work, paving and striping of the courts, fencing and $15,000 for the creation of a new planting area.

Mr. Hart pointed out that this project, along with a number of other projects totaling $290,000 to enhance recreational facilities, will be funded through grants and donations. No taxpayer money would be used. Councilperson Ramsey commented on the lack of parking closer to the baseball fields. She recalled discussions several years ago relative to additional parking at the turf field which resulted in a plan for parking on the diagonal. She asked Mr. Boswell to re-examine the possibility of additional parking. Mr. Boswell said that this type of parking doesn't provide as many spaces and results in additional pavement requiring a detention basin, water quality and permitting. He said the elimination of the shoe box light poles would allow for the back-up aisle to be 30 feet which would give ample room for circulation. He will look into the possibility of relocating and striping around the four shoe box lights which would be more economical.

Mr. Boswell spoke about the bridges at the Nature Preserve and explained that his office has to design the bridge abutments. In order to simplify this project his contact at the Trail Conference suggested constructing a dock and boardwalk. This would only require a Soil Conservation Permit and Mr. Boswell expects continued progress on this project.

Councilperson Lambrix questioned Mill Brook Estates and Park Road. Eileen Boland, of Boswell Engineering, reported that she had come up with some recommendations to protect neighboring properties.

Mr. Hart stated that there is a deadline of October 5th for a Bergen County Community Development Grant application. Mr. Boswell is researching whether or not the accessible trail at the Nature Preserve would qualify for this grant. Mr. Boswell reported that the overlook areas would qualify but it is questionable as to whether the paths would qualify; however, he recommended that the Borough present the entire project.

CONSENT AGENDA RESOLUTION
Resolution 193-12

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 194-12	Accept Report of the Finance Committee
Resolution 195-12	Appoint Tax Assessor
Resolution 196-12	Municipal Park Improvement Grant Application

Resolution introduced by Council President Kahwaty, seconded by Councilperson Lambrix. Discussion –None.

Roll Call Vote

Ayes: Kahwaty, Kelly, Lambrix, Lota, Pedone and Ramsey
Nays: None
Abstain:
Absent:
Motion Approved

RESOLUTIONS
Resolution 197-12
Amend Contract Award – Equipment for Police Vehicles

WHEREAS, by resolution #173-12, adopted by the Mayor and Council of the Borough of Franklin Lakes awarded a contract for equipment for police patrol vehicle units 307 and 309 to Fleet Safety, 5090 Wilfong Lane, Memphis, Tennessee 38134, for the proposal amount of $6,794.73; and

WHEREAS, Sergeant Karl Klein has recommended that the Mayor and Council amend the contract award from $6,794.73 to $7,888.60 for reasons set forth in his undated memo; and,

WHEREAS, Sergeant Klein has solicited proposals based on the amended proposal from Fleet Safety;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes that the contract award to Fleet Safety for equipment for police vehicles set forth in resolution #173-13 is hereby amended to $7,888.60; and,

BE IT FURTHER RESOLVED that a Certification of Funds has been prepared and authorized by the Chief Financial Officer for the said contract assuring that there is a sufficient appropriation to fund the purchase authorized in this resolution as an express and mandatory condition of the award of this contract; and,

BE IT FURTHER RESOLVED, that the Chief Financial Officer be and is hereby authorized and directed to issue payment upon receipt of an approved voucher; and,

BE IT FINALLY RESOLVED that a copy of this resolution be forwarded to Fleet Safety, the Police Department and the Chief Financial Officer.

Resolution introduced by Councilperson Lota. Seconded by Councilperson Kelly. Discussion –Council President Kahwaty questioned why the information on the safety features was increased. Mr. Hart explained that additional equipment was added and noted on the attachment. Quotes were taken for equipment that was not available from all vendors; however, all vendors had the opportunity to rebid.

Roll Call Vote

Ayes: Kahwaty, Kelly, Lambrix, Lota, Pedone and Ramsey
Nays: None
Abstain:
Absent:
Motion Approved

Resolution 198-12
Award Contract – Firehouse Roofs

WHEREAS, the Borough of Franklin Lakes advertised for and opened bids on August 17, 2012 for the Firehouse Roof Replacements; and

WHEREAS, the Mayor and Council wish to award this contract to the lowest responsible bidder; and

WHEREAS, seven (7) companies submitted a bid for the Firehouse Roof Replacements;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen, State of New Jersey as follows:

1. Clifton & Clark, Inc. P.O. Box 1523, Clifton, NJ 07015, is hereby awarded the contract for the Firehouse Roof Replacements for the total bid amount of $174,000 in accordance with the bid specifications.

2. A Certification of Funds has been prepared and authorized by the Chief Financial Officer for the said contract assuring that there are sufficient appropriations to fund the purchases authorized in this resolution as an express and mandatory condition of the award of this contract.

3. The Mayor and Borough Clerk are hereby authorized to sign the contract documents necessary to effectuate the award of this contract. The Borough Attorney shall review any and all contractual documents prepared in furtherance of this award.

BE IT FURTHER RESOLVED that the Treasurer be and is hereby authorized and directed to issue payment upon receipt of approved voucher; and,

BE IT FINALLY RESOLVED that this resolution is conditioned upon written confirmation by the Borough Attorney that the bid of Clifton & Clark, Inc. is compliant with the bid specifications.

Resolution introduced by Councilperson Lota. Seconded by Council President Kahwaty. Discussion – Councilperson Lambrix noted that the Borough's architect has many questions relative to this contract. Mr. Hart explained that the Borough Attorney has reviewed the bid submissions and has approved the award. He concluded that all of the omissions were not bid requirements and that the consent of surety was included in the bid. After more discussion, Mr. Hart said that the wording of the resolution could be changed. Several Councilmembers remained concerned about hiring a company that is not bonded and who does not furnish financial statements. Mr. Hart said that a bid bond was submitted and a performance bond is required when the work commences. Councilperson Ramsey asked for clarification by the Borough Architect and Councilperson Pedone wanted a letter of approval from the Borough Attorney regarding this company. Mr. Hart stated that the resolution could contain wording that the Borough Attorney has confirmed that the bids meet the specifications. Councilperson Lambrix made a motion to approve the amended resolution. Seconded by Council President Kahwaty.

Roll Call Vote

Ayes: Kahwaty, Kelly, Lambrix, Lota, Pedone and Ramsey
Nays: None
Abstain:
Absent:
Motion Approved

Resolution 199-12
Authorize Advertisement for Bids – Garbage and Recycling

BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes that the Borough Administrator is hereby authorized to advertise for Garbage and Recycling bids.

Resolution introduced by Councilperson Lambrix. Seconded by Councilperson Pedone. Discussion – Mr. Hart is working on the garbage and recycling bids and reported that he has had two meetings with the Recycling Coordinator in Wyckoff. The decision has been made to go out to bid for these services individually with a joint bid for disposal involving Oakland and Wyckoff. There was a suggestion of a joint bid with Wyckoff for collection since these contracts for both towns expire at the same time. After discussion with the Borough's hauler and members of the Environmental Commission, it was decided to bid separately because there were no financial advantages for the Borough. Mr. Hart stated that Oakland and Wyckoff have moved to single stream recycling which means that all recycling is put out once a week without the need for separation. When this service is bid, it will be assessed to see if there are any advantages to joining with other municipalities for single stream recycling.

Roll Call Vote

Ayes: Kahwaty, Kelly, Lambrix, Lota, Pedone and Ramsey
Nays: None
Abstain:
Absent:
Motion Approved

MAYOR'S REPORT

Mayor Bivona had no report at this time.

COMMITTEE/LIAISON REPORTS

ADMINISTRATION & FINANCE

- **Bergen County Municipal Joint Insurance Fund 2013 Renewal**

Councilperson Kelly stated that the Bergen County Joint Insurance Fund contract is up for renewal. Frank Covelli and Tom Donch have reviewed and approved the subsequent three year contract. Mr. Hart commented that this is a self insurance pool which is administered extremely well. The cost savings are well documented and dividends are returned on a regular basis. Councilmembers unanimously agreed and a resolution will be ready for September 20th.

PUBLIC SAFETY

- **Motorola VHF Radio Quote**

Mr. Hart explained that this quote is for narrow banding requirements to comply with the FCC. This compliance is required in 2012 but the Police Department had included it in their 2013 budget request. This will be paid out of the $19,000 bond for radio upgrades.

- **Police Carbines**

Mr. Hart reported that the Public Safety Committee met today with Officer Klein, Chief Seltenrich and the Mayor to review this request. Officer Klien outlined the need for the carbines and acknowledged that these second weapons are necessary. The purchase will be financed from the Police Department's operating budget in the amount of $17,000. The Police Chief doesn't expect to have enough money to fund this purchase and the plan would be to transfer money from other budgets into the Police Department budget as allowed after November 1st. There will be further information in the future on this item.

PUBLIC WORKS

- **Borough Hall HVAC Feasibility Study**

Mr. Hart recalled that at the beginning of the year, the Mayor and Council approved funding for a study of the HVAC system at Borough Hall. Some time ago, an electrical

engineer conducted a study and concluded that significant improvements are needed. Mr. Hart is working with Steve DiFlora, the Chairman of the Zoning Board, who is recommending that the Borough ask for proposals from three electrical engineering companies. An estimate for a feasibility study has been received from Longo Associates and Mr. Hart recommended that, subsequent to Mr. DiFlora's review, the Council move forward with a contract at the meeting of September 20th. Councilmembers agreed with Mr. Hart.

Mr. Hart reported that work is moving forward relative to the renovation of the Construction Department. The main part of the construction will be completed this week.

Councilperson Lota questioned whether the Borough is commemorating September 11th. Mayor Bivona stated that the Women's Club is donating a sign to be placed at Memorial Pond Park. The placement of the sign and a wreath will take place on Tuesday, September 11th at 11 A.M.

ENVIRONMENTAL & COMMUNITY AFFARIS

Regarding the 90th anniversary of Franklin Lakes, Mayor Bivona reported that a tent will be placed outside Borough Hall containing historical information along with a cake.

PLANNING & DEVELOPMENT

Council President Kahwaty reviewed the Planning Board meeting of August 15th which included the adoption of Sustainable Land Use Pledge.

- **Report on Vehicles in Driveway – Wayfair Circle Issue**

Council President Kahwaty recalled a discussion last month concerning a resident on Wayfair Circle who repairs cars in his driveway. Some of the neighbors find this annoying; however, there are no obvious ordinances that are being violated and all of the cars are registered to this property owner. This would appear to be a quality of life issue and the committee is not recommending any ordinance changes. Mr. Hart said that the situation needs to be monitored to make sure that this resident adheres to existing ordinances. Council President Kahwaty said that he will research the ordinances in other municipalities and report back to the Council.

- **Temporary Signs – Borough Property**

Council President Kahwaty stated that Ray Dressler, Construction Official, has recommended an increase in the fee for real estate signs from $40 to $80 which would cover an entire calendar year. The sticker would be larger so that Mr. Dressler could avoid getting in and out of his car to read these signs. The Council agreed to list this fee increase on the September 20th meeting agenda.

Mr. Hart stated that in the case of temporary, non-commercial signs such as political signs the recommendation refers to setbacks, etc. and is noted in the ordinance. Council President Kahwaty wondered whether there would be a permit and fee necessary for these types of signs because this would a first amendment concern.

Mayor Bivona said that it is unattractive to have a proliferation of non-commercial signs on Borough property such as McBride Field. He felt that this constitutes a safety hazard and asked how this could be limited. He pointed out that the Borough ordinance prohibits these signs but there is no enforcement. Mr. Hart said that signs on public property or rights of way can be regulated. Mayor Bivona said that a policy is necessary to either allow or disallow these signs and the Council needs to decide if the existing ordinance should be enforced. Councilperson Kelly pointed out that the public must be notified that the law is going to be strictly enforced if this is what the Council decides.

After a lengthy discussion, Mr. Hart suggested a designating an area of Borough owned property where signs would be allowed. He will discuss this with the Borough Attorney and report back to the Council.

- **Solar Energy Systems – Amendments from Planning Board**

Mr. Hart stated that the Borough Attorney has concluded that the changes made by the Planning Board are not substantial and the resolution could be adopted at the meeting of September 20th. Mr. Lambrix said that he is concerned about aesthetics relative to solar panels. Mayor Bivona said that aesthetics cannot be regulated; however, regulations do not allow panels in the front or side yards.

- **Outdoor Cafes**

Mr. Hart has provided Councilmembers with ordinances from four local towns relative to outdoor cafes. Mayor Bivona said that at the moment outdoor sales or café dinning is prohibited and this is another example of an ordinance that is not enforced. He doesn't object to outdoor dining as long as public safety is not compromised and he recommended that the law be changed to allow outdoor dining. Councilperson Ramsey was concerned about the number of people on the sidewalks in front of the Market Basket which forces pedestrians to walk in the parking lots.

Councilmembers agreed to review a draft ordinance which Mr. Hart indicated he would prepare for the October meeting.

RECREATION AND PARKS

Councilperson Lambrix stated the Environmental Commission met on August 20th but was still unable to meet the August deadline for Sustainable New Jersey. The next submission will be in January. The Environmental Commission will have a booth at the Town Fair. Councilperson Lambrix hopes to have Brian Peterson speak to the Environmental Commission relative to drainage issues at their October meeting.

Councilperson Lambrix reported that the Parks and Recreation Committee met on August 20th and discussed the upcoming programs such as football, cheerleading and coaches. The upcoming Mayor's Wellness Campaign was discussed as well as Oktoberfest.

BOROUGH ADMINISTRATOR'S REPORT

Mr. Hart said that he is touring the Special Needs Facility in Allendale with Mayor Barra of Allendale at 2 P.M. tomorrow. Mr. Hart will email details to Councilmembers and anyone interested in going should let him know.

OLD BUSINESS

Councilperson Lambrix asked about the bike rack and Mr. Hart said that the rack has been purchased. He should know when it will be installed at the next meeting.

NEW BUSINESS

There was no new business this evening.

RESOLUTION FOR CLOSED SESSION

BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen and State of New Jersey that a Closed Meeting be held on Tuesday, September 4, 2012 which begins at 6:30 PM, in the Council Chambers at the Municipal Building to discuss the following:

Closed meeting issues:

- Contractual – Golf Course Property

BE IT FURTHER RESOLVED, that the discussion conducted in closed session shall be disclosed to the public once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW, THEREFORE BE IT RESOLVED, that the public be excluded from this meeting.

Motion by Council President Kahwaty, seconded by Councilperson Lambrix 9:45 P.M. to enter into Closed Session.

Roll Call Vote

Ayes: Kahwaty, Kelly, Lambrix, Lota, Pedone and Ramsey
Nays: None
Abstain:
Absent
Motion Approved

At 10:10 PM the governing body reconvened to open session.

Mayor Bivona spoke about an incident in the Borough this weekend. The Council needs to consider procedures that can be used in the future relative to how the town communicates to the press.

ADJOURNMENT

Motion by Councilperson Kelly to adjourn the meeting at 10:15 PM. Seconded by Councilperson Pedone. Discussion – none.

Roll Call Vote

Ayes: Kahwaty, Kelly, Lambrix Lota, Pedone and Ramsey
Nays: None
Abstain:
Absent:
Motion Approved

Resolution 194-12

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 $3,921,845.39 as shown on the Claims Bill List; $5,750.50 as shown on the Soil Account Bill List and $1,467.25 as shown on the Developers Escrow List.

Resolution 195-12
Appointment of Tax Assessor

BE IT RESOLVED by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen, State of New Jersey, that Jason Cohen is hereby appointed to the position of Tax Assessor for the Borough of Franklin Lakes for a four (4) year term commencing July 1, 2012, and ending June 30, 2016; and,

BE IT FINALLY RESOLVED that a certified copy of this resolution be forwarded to Jason Cohen.

Resolution 196-12
Application for Bergen County Municipal Park Improvements Grant

WHEREAS, the Bergen County Open Space, Recreation, Farmland & Historic Preservation

Trust Fund ("County Trust Fund"), provides matching grants to municipal governments and to nonprofit organizations for assistance in the development or redevelopment of municipal recreation facilities; and,

WHEREAS, the Borough of Franklin Lakes desires to further the public interest by obtaining a matching grant of $54,625 from the County Trust Fund to fund the following project: Franklin Lakes Nature Preserve Accessible Trail; and,

WHEREAS, the Mayor and Council has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the Mayor and Council has held a public hearing on September 4, 2012 to receive comments prior to the submission of said application; and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen and State of New Jersey:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of August 30, 2012, as established by the County; and,

2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Mayor and Council has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,

3. That the Mayor and Council is committed to providing a dollar for dollar cash match for the project; and,

4. That the Mayor and Council agree to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,

5. That this resolution shall take effect immediately,

Respectfully submitted,

Sally T. Bleeker

Sally T. Bleeker, Borough Clerk