

MEETING OF THE MAYOR AND COUNCIL
December 18, 2012
7:30 P.M.

A regular meeting of the Mayor and Council was held on Tuesday, December 18, 2012 in the Municipal Building.

MEETING CALLED TO ORDER

ROLL CALL

The following Council Members and Professional Staff responded to the roll call: Mayor Bivona, Council President Kahway, Councilmember Kelly, Councilmember Lambrix, Councilmember Lota, Councilmember Pedone (via telephone) and Councilmember Ramsey. Also present were Borough Administrator Greg Hart, Borough Attorney William T. Smith and Borough Clerk Sally Bleeker.

SUNSHINE LAW STATEMENT

Borough Clerk, Sally Bleeker, read the Sunshine Law Statement.

FLAG SALUTE

MOMENT OF SILENT REFLECTION

APPOINTMENTS

Meena Sivakumar – Deputy Tax Collector

Barbara Krzak – Part Time Municipal Finance Associate

Lynette Sidoti – Tax Assessor Clerk/Assistant to the Borough Administrator

Motion made by Council President Kahway to make the above noted appointments. Motion was seconded by Councilmember Ramsey.

Roll Call Vote:

Ayes: Kahway, Kelly, Lambrix, Lota, Pedone, Ramsey

Nays:

Abstain:

Absent:

Motion Approved.

ORDINANCES FOR FINAL READING AND ADOPTION

ORDINANCE NO. 1559

**AN ORDINANCE SUPPLEMENTING CHAPTER 300 “LAND USE
AND DEVELOPMENT” OF THE CODE OF THE BOROUGH OF
FRANKLIN LAKES TO REZONE A PORTION OF BLOCK 1424.01,
LOT 2 TO THE LB-1 LIMITED BUSINESS DISTRICT**

WHEREAS, an ordinance 1559 was introduced at a meeting of the Mayor and Council held on the 20th day of November, 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 1559 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 made by Councilmember Lambrix to take up Ordinance No. 1559 for consideration of adoption on second and final reading, and direct the Clerk to read by title, seconded by Councilmember Kelly. On voice vote, all in favor.

At this time, Councilmember Lota recused herself from the meeting.

The Borough Clerk read the Ordinance by title only.

Motion to open the hearing to the public was made by Council President Kahwaty, seconded by Councilmember Kelly. On voice vote, all in favor.

Matt Cavaliere – Attorney for Joe Commorata

Mr. Cavaliere came forward as the attorney for the applicant Joe Commorata. He explained that they already presented their plan at the Introduction of Ordinance 1559. He realized there were questions in regards to traffic and has brought their traffic expert. He also explained the role of the Planning Board. He also explained that there were some inconsistencies in the Master Plan.

Joseph Burgis – 25 Westwood Ave, Westwood

Mr. Burgis was sworn in by Borough Attorney Smith. Mr. Burgis described the property and advised they were seeking to change the zoning of the lot from residential to LB-1, which is limited business. The Master Plan was examined and it was found that the Master Plan Land Use map designates the property as single family residential, but they identified a number of goals and objectives in the Master Plan that suggest the rezoning of the property would further a number of goals.

They also focused on providing a physical buffer that would separate incompatible land uses. Their plan provides a full 50 foot buffer to separate on site activity from the adjoining residential use on Shirley Avenue.

The rear portion of the property is wetlands and they have created a site design that also provides buffers to the wetlands.

They envision a 13,000 square foot office building that will meet all the design requirements of the zoning and site plan Ordinance. This will be a moderate traffic generator. They feel the rezoning of the property is appropriate.

Calisto Bertin – 66 Glen Ave, Glen Rock – came forward as the traffic expert

Mr. Bertin was sworn in by Borough Attorney Smith. Mr. Bertin gave his professional background. He advised that he obtained traffic counts from the County and he has visited the site. The site will work suitably as a small office development. The traffic associated with this site can be accommodated with the traffic on Franklin Avenue. The traffic count for this type of business would generate 20 vehicles entering or leaving the site between the peak hours. It will not generate a negative traffic impact.

Matt Cavaliere – Attorney for Joe Commorata

Mr. Cavaliere advised that this is not an expansion of the Central Business district, just a Limited Business zone change.

Councilmember Kelly asked if the traffic impact study looked into the school being so close to the area. Mr. Bertin advised that the school lets out at 2:00 pm where the business would let out at 5:00 pm in the evening so there would be no impact. It would be more of an impact in the morning. The traffic counts were obtained from the County. Mr. Bertin reviewed the counts from the County report. Further discussion ensued regarding traffic counts and the County report.

Ryan Doenges – 542 Shirley Avenue

Mr. Doenges asked how many parking spaces there were going to be. Mr. Cavaliere told him there would be 57, but they estimate the need to be lower. He said it was already difficult

enough to pull out of Shirley Avenue onto Franklin Avenue. He is not in favor of the zoning change.

Gail Cerelli – 511 Shirley Avenue

She Mrs. Cerelli advised that she will be the most impacted by this change since her property is right behind the proposed parking lot. She is concerned that if this plan goes through what will happen to the other residential properties on Franklin Avenue. She said back 34 years ago the traffic was so hazardous on Franklin Avenue that she petitioned for the school bus stop to be changed and that was 34 years ago and the traffic has gotten worse. She also wants to make sure that there will be no egress off of Shirley Avenue. She is not in favor of the zoning change.

Eugene Rotella – 490 Cherry Street

He does not see problems with the traffic except for during school hours. He comes in and out of Franklin Avenue many times during the day and does not see any problems. He is in favor of the zoning change.

Nicholas Andreano – 519 Shirley Avenue

He is in favor of the zoning change and Mr. Commorata's plan. He does not have any traffic problems getting onto Franklin Avenue. He believes we need to bring more tax ratable into the Borough.

Mr. Commorata

He spoke about Twinbrook Nursery being a business that operates 7 days a week from 7am to 8pm. He went into describing the business that takes place at Twinbrook Nursery. He also described the large equipment that is used on the property. He also described the type businesses located at Century Oaks. He believes that the tenants in his building will most likely be 5 to 8 doctors. This is an opportunity for Franklin Lakes to accommodate these professionals. The building will not be offensive and it will create value to the tax base. There is nothing here to fear. He's made a promise to not sell this property. He has wanted to purchase this property for the last 15 years. The building will look like a home and it will be the beginning of cleaning up the town. Mr. Commorata said you cannot forecast the future. He cares about the town.

Sharon Jakel – 532 Shirley Avenue

She is not against progress in the way on rezoning. She believes that the square footage of 13,000 feet is too large. Mr. Commorata said that this is the standard size of a building zoned for LB-1 without getting a variance. Mrs. Jakel asked if it could be smaller. Mr. Commorata said that it could. Mrs. Jakel asked about ground water at the site and where it would go. Mr. Commorata said there are wetlands and they could ask for a waiver for less parking. The amount of parking space is governed by the square footage. Mrs. Jakel said she is also concerned about the increase in traffic.

Motion to close the hearing to the public was made by Council President Kahwaty, seconded by Councilmember Kelly. On voice vote, all in favor.

Resolution read and introduced by Council President Kahwaty, seconded by Councilmember Lambrix. Discussion – Mayor Bivona advised that he is in favor of the proposed project. He is concerned about affordable housing being built on the property. In theory any open piece of property that exists is subject to this dense housing according to law. He has seen a plan for 20 plus units on this very property. The Borough even considered buying the property for affordable housing. Why did the Borough look to do this if they are not in favor of density? It's because if the Borough doesn't make the decision a judge may make it for us. He is in favor of this because we know what we are getting. If the property owner doesn't sell it to Mr. Commorata he'll sell it to someone else and we don't know what we will get.

Council President Kahwaty is a member of the Planning Board and has looked at the positive and negatives and will vote in favor of this proposal.

Councilmember Ramsey said she thinks rezoning this property is premature. She looked at the surrounding neighborhoods and they are not in any type of decline. There is already a lot of traffic in the school and VFW area. The homes around Pulis Avenue have recently been purchased and redeveloped. These are people who want to come and live in Franklin Lakes.

Councilmember Ramsey feels that this is a residential area. One of the goals of the Master Plan is to preserve the residential character of our neighborhoods. She is not in favor of rezoning this property at this time. It is premature at this time.

Councilmember Lambrix said that this is a two-part decision. The applicant is seeking a rezoning. The Master Plan defines the business district and it stops at the Pulis Avenue intersection. Then you have a residential area. Rezoning this residential area to an LB-1 could open up the same discussions for the other residential zoned properties on Franklin Avenue and Shirley Avenue. We need to ask where we draw the line in terms of defining a business district for the Borough. He doesn't have the answer but does not think this plan is the way to do it no matter how attractive this plan is. He is thinking about this in the way of zoning. With sewers being installed in the downtown area there is going to be pressure to develop and they'll see changes in the business zone as it is. From a zoning point of view, he is reluctant to agree to the LB-1. We are taking a first step that would be hard to reverse later if other proposals come in to rezone other residences between the LB-1 and the commercial district. The pressure would be inevitable.

Councilmember Lambrix also said that the action taken at the Planning Board meeting, with four (4) votes being in favor of the zoning change and four (4) votes opposing the zoning change, constituted a denial of the zoning change. For the Mayor and Council to over ride the recommendation of the Planning Board requires the Mayor and Council to go back to the goals of the Master Plan and find a reason why to do this.

Councilmember Pedone is concerned about the traffic this medical office will generate. He is also concerned about the fact that there is no guarantee of what will be built there. The Mayor and Council are only in control of the zoning. Councilmember Pedone's final concern is other residential properties asking for zoning changes going forward. He would also like to look at the study being done on the business district giving a long term look at the area and where it is going. He is not in favor of the zoning change.

Roll Call Vote:

Ayes: Kahwaty, Kelly
Nays: Lambrix, Pedone, Ramsey
Abstain:
Absent:
Motion Denied.

At this time, Councilmember Pedone left the meeting by getting off the phone. Also at this time, Councilmember Lota returned to the meeting.

OPEN THE TIME FOR PUBLIC COMMENT

Motion to open the time for public comment was made by Council President Kahwaty, seconded by Councilmember Ramsey. On voice vote, all in favor.

Anthony Gaeta from Gaeta Recycling came forward to discuss the bids received for solid waste and recycling. He wanted the Mayor and Council to do more research on the bids received before awarding the contract. The lowest bidder has a deal on the table to sell his company and he thinks that should have been disclosed to the municipality.

Motion to close the time for public comment was made by Council President Kahwaty, seconded by Councilmember Kelly. On voice vote, all in favor.

CONSENT RESOLUTION 251-12

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 resolutions can be found after the Adjournment.

Resolution 252-12 Accept Report of the Finance Committee

Resolution 253-12	Award Contract Police Vehicles
Resolution 254-12	Hold Harmless Agreement – United Water
Resolution 255-12	Award Contract – Recycling Disposal – Greenstar
Resolution 256-12	Award Contract – Garbage Disposal – Interstate Waste
Resolution 257-12	Interlocal Agreement – TV Inspection with NBCUA
Resolution 258-12	Interlocal Agreement – Sanitary Sewer Cleaning with NBCUA
Resolution 259-12	Award Contract–10-75 Emergency Lighting-Motorola Minitor Pagers-FLVAC
Resolution 260-12	Award Contract–10-75 Emergency Lighting–Sound off Signal-FLVAC
Resolution 261-12	Budget Transfers

Resolution read and introduced by Council President Kahwaty, seconded by Councilmember Lambrix.

Roll Call Vote:

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

RESOLUTIONS

**Resolution 262-12
 Award Contract Garbage and Recycling Collection**

WHEREAS, the Borough of Franklin Lakes advertised and received bids for garbage collection and recycling collection and disposal; and,

WHEREAS, four bids for these services were received and opened on November 29, 2012; and,

WHEREAS, by Memorandum dated December 12, 2012, the Borough Administrator recommends that the contract for garbage collection and recycling collection and disposal be awarded to the bidder that submitted the lowest aggregate bid for these services, Advanced Waste Systems, Inc., 580 Route 23 North, Pompton Plains, New Jersey, for a five year contract for the following services:

- Solid waste collection (Bid Item 5SW1)
 - 2 days – April to September
 - 1 day – October to March
 - Excluding Grass and Yard Waste
- Recycling collection and disposal (Bid Item 5R1)
 - Borough receives revenue from all recyclables
- Grass and yard waste (Bid Item 5YW)
 - Separate collection – once a week – April to November

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen, State of New Jersey, that the recommendation of the Borough Administrator is approved and the contract for garbage collection and recycling collection and disposal for the period from January 1, 2013 through December 31, 2017 be and is hereby awarded to the bidder that submitted the lowest aggregate bid for these services, Advanced Waste Systems, Inc., in accordance with Bid Items 5SW1, 5R1 and 5YW; and,

BE IT FURTHER RESOLVED, that these services shall be provided for the following amounts as set forth in the bid proposal: 2013 - \$404,323; 2014 - \$404,323; 2015 - \$404,323; 2016 - \$409,589; and 2017 - \$409,589; and,

BE IT FURTHER RESOLVED, that the contract award authorized by this resolution is contingent upon formal appropriation of funds in each year’s municipal budget; and,

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to sign the contract documents necessary to effectuate the award of this contract, subject to review and approval of such documents by the Borough Attorney; 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 are sufficient appropriations to fund the payments authorized in this resolution as an express and mandatory condition of the award of this contract; and,

BE IT FINALLY RESOLVED, that a copy of this resolution be forwarded to Advanced Waste Systems, Inc., and the Borough's Chief Financial Officer.

Resolution read and introduced by Councilmember Lota, seconded by Councilmember Kelly. Discussion – Borough Administrator, Greg Hart, said that the Borough received an objection to the bid from the attorney representing Gaeta Recycling. A letter from Borough Attorney, Bill Smith, advised that Advanced Waste meets all the requirements of the bid. Borough Attorney, Bill Smith's opinion is that we can award the bid to the lowest bidder. If we receive additional misleading or false information after this meeting and before the contract starts we could reverse the vote.

Roll Call Vote:

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

Resolution 263-12
Award Contract – Utility Billing Audit

WHEREAS, the Borough of Westwood, as the lead agency for the Northern New Jersey Cooperative Purchasing Group, of which the Borough of Franklin Lakes is a member, solicited proposals for utility bill verification audit services; and,

WHEREAS, the Borough of Westwood, as lead agency, by resolution adopted on October 2, 2012, awarded the contract for utility bill verification audit services to Neczus/Madison Cost Recovery, PO Box 3, Chappaqua, New York;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen, State of New Jersey, that the contract for utility bill verification audit services be and is hereby awarded to Neczus/Madison Cost Recovery, in accordance with its proposal; and,

BE IT FURTHER RESOLVED that the Borough Administrator is hereby authorized to sign the documents necessary to effectuate the award of this contract; and,

BE IT FINALLY RESOLVED that a copy of this resolution be forwarded to Neczus/Madison Cost Recovery, the Borough of Westwood, and the Borough's Chief Financial Officer.

Resolution read and introduced by Councilmember Lota, seconded by Council President Kahwaty. Discussion – none.

Roll Call Vote:

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

ACTION ON MINUTES

Motion to accept the minutes was made by Council President Kahwaty and seconded by Councilmember Lambrix:

- November 1, 2012 Worksession
- November 20, 2012 Regular
- December 4, 2012 Closed

Roll Call Vote:

Ayes: Kahwaty, Kelly, Lambrix, Lota, Ramsey

Nays:

Abstain:

Absent: Pedone

Motion Approved.

OLD BUSINESS

Councilmember Lambrix thanked Borough Administrator Greg Hart for having the bike rack installed at the VFW Parking Lot.

NEW BUSINESS

Councilmember Lota said that the County has an old Franklin Lakes ambulance which was donated. The County is donating it back to Franklin Lakes. A resolution is needed to accept it. The ambulance will be used during parades.

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, December 18, 2012 which begins at 7:30 PM, in the Conference Room at the Municipal Building to discuss the following:

Closed meeting issues:

- Contractual – Borough Professionals

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 to go into Closed Session was made by Council President Kahwaty, seconded by Councilmember Ramsey.

ADJOURNMENT

Motion to adjourn the meeting at 9:50 pm was made by Council President Kahwaty, seconded by Councilmember Lambrix. On voice vote, all in favor.

Resolution 252-12 Accept Report of the Finance Committee

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 \$3,885,306.50 as shown on the Claims Bill List; \$961.75 as shown on the Soil Account Bill List and \$326.00 as shown on the Developers Escrow List.

BE IT FURTHER RESOLVED, that the payroll of November 8, 2012 in the amount of \$248,400.18 and the payroll of November 21, 2012 in the amount of \$266,047.58 be hereby ratified and approved.

Resolution 253-12 Award Contract Police Vehicles

WHEREAS, the Borough of Franklin Lakes wishes to purchase two 2013 Ford Police Interceptors one sedan (Chief's vehicle) and one utility (Detective Bureau) to be used as unmarked 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, Beyer Ford 170 Ridgedale Avenue, Morristown, NJ 07962 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 8/31/13; 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 sedan \$24,329 and utility vehicle 25,302.00 for a total cost of \$49,631.00; 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 Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ 07962

Resolution 254-12 Hold Harmless Agreement – United Water

WHEREAS, United Water New Jersey, Inc. 200 Old Hook Road, Harrington Park, NJ, operates the Wyandotte Water Treatment facilities located on Block 2203 Lot 1; and

WHEREAS, the Borough of Franklin Lakes is the legal owner of this property; and

WHEREAS, United Water New Jersey has applied to the Planning Board for upgrades and improvements to the Wyandotte Water Treatment facility; and

WHEREAS, United Water New Jersey requests permission from the Mayor and Council to allow improvements to the Wyandotte Water Treatment facility within the water treatment facility easement; and

WHEREAS, the Mayor and Council and Attorney for the Borough's Planning Board recommends that a Hold Harmless Agreement be executed as a condition of the grant of permission;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Borough Clerk be authorized to sign a Hold Harmless Agreement with United Water New Jersey in a form prepared by the Planning Board Attorney.

Resolution 255-12 Award Contract – Recycling Disposal – Greenstar

WHEREAS, the Recycling Coordinator solicited proposals for the disposal of recyclable materials in the Borough of Franklin Lakes; and,

WHEREAS, five vendors submitted proposals; and,

WHEREAS, the Borough Administrator has reviewed the proposals and has recommended that a five year contract for the dual stream disposal of recyclables be awarded to the vendor that

submitted the most advantageous proposal, Greenstar, 59-85 Florida Avenue, Paterson, New Jersey, in accordance with its proposal dated December 6, 2012, as supplemented by email dated December 12, 2012;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen, State of New Jersey, that the recommendation of the Borough Administrator is hereby approved and the contract for the disposal of recyclable materials be and is hereby awarded to Greenstar, in accordance with its proposal dated December 6, 2012 as supplemented by email dated December 12, 2012, which includes the following terms:

- Mixed paper, PPI High plus \$15; current price as of date of proposal - \$70 per ton; floor price of \$50 per ton
- Commingled containers - \$40 per ton; floor price of \$40 per ton

BE IT FURTHER RESOLVED that the contract award authorized by this resolution is contingent upon formal appropriation of funds in each year's municipal budget; and,

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the contract documents necessary to effectuate the award of this contract, subject to review and approval of such documents by the Borough Attorney; 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 are sufficient appropriations to fund the payments authorized in this resolution as an express and mandatory condition of the award of this contract; and,

BE IT FINALLY RESOLVED that a copy of this resolution be forwarded to Greenstar, the Recycling Coordinator, and the Borough's Chief Financial Officer.

Resolution 256-12 Award Contract – Garbage Disposal – Interstate Waste

WHEREAS, the Township of Wyckoff, as the lead agency for the Wyckoff, Oakland, Franklin Lakes Cooperative Purchase Group, solicited proposals for garbage disposal services; and,

WHEREAS, the Township of Wyckoff, as lead agency, by resolution adopted on December 4, 2012, awarded the contract for garbage disposal services to the lowest responsive and responsible bidder, Interstate Waste Services Inc., 375 Route 1 & 9 South, Jersey City, New Jersey 07306;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen, State of New Jersey, that the contract for garbage disposal services be and is hereby awarded under the Wyckoff, Oakland, Franklin Lakes Cooperative Purchase Group bid to Interstate Waste Services, Inc., at the following prices inclusive of all taxes including the \$3.00 per ton State of New Jersey Recycling Tax:

- 2013 \$62.50 per ton
- 2014 \$63.00 per ton
- 2015 \$63.50 per ton
- 2016 \$64.00 per ton
- 2017 \$64.50 per ton

BE IT FURTHER RESOLVED that the contract award authorized by this resolution is contingent upon formal appropriation of funds in each year's municipal budget; and,

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the contract documents necessary to effectuate the award of this contract, subject to review and approval of such documents by the Borough Attorney; 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 are sufficient

appropriations to fund the payments authorized in this resolution as an express and mandatory condition of the award of this contract; and,

BE IT FINALLY RESOLVED that a copy of this resolution be forwarded to Interstate Waste Services, Inc., the Township of Wyckoff, the Borough of Oakland, and the Borough's Chief Financial Officer.

Resolution 257-12 Interlocal Agreement – TV Inspection with NBCUA

BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes that the Mayor and Borough Clerk are hereby authorized to execute an Interlocal Service Agreement for TV Inspection with the Northwest Bergen County Utilities Authority for the years 2012 and 2014 after review and approval by the Borough Attorney.

Resolution 258-12 Interlocal Agreement – Sanitary Sewer Cleaning with NBCUA

BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes that the Mayor and Borough Clerk are hereby authorized to execute an Interlocal Service Agreement for Sanitary Sewer Cleaning with the Northwest Bergen County Utilities Authority for the years 2013 and 2014 after review and approval by the Borough Attorney.

Resolution 259-12 Award Contract 10-75 Emergency Lighting-Motorola Minitor Pagers-FLVAC

WHEREAS, the Captain of the Franklin Lakes Volunteer Ambulance Corp received three proposals for 15 Motorola Minitor V 2 Channel Pagers and various related equipment; and

WHEREAS, the Mayor and Council wish to award this contract to the contractor that submitted the lowest proposal; and

WHEREAS, by resolution adopted on January 18, 2011, the Mayor and Council established a policy which requires that, "where the purchases of goods or services total less than \$10,000 from an entity in which a Borough employee has an interest during any calendar year, the Borough's purchasing agent or administrator must provide to the governing body and certify in writing that at least three proposals have been obtained"; and,

WHEREAS, the Borough Administrator has provided a certification that at least three proposals have been obtained;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes that:

1. That 10-75 Emergency Lighting, LLC 51 Executive Parkway Building 1, Ringwood, NJ 07456 is hereby awarded a contract in the amount of \$9,458.00
2. 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

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

Resolution 260-12 Award Contract 10-75 Emergency Lighting-Sound off Signal-FLVAC

WHEREAS, the Captain of the Franklin Lakes Volunteer Ambulance Corp received three proposals for 1 Sound off Signal nForce Single Windshield Light; and

WHEREAS, the Mayor and Council wish to award this contract to the contractor that submitted the lowest proposal; and

WHEREAS, by resolution adopted on January 18, 2011, the Mayor and Council established a policy which requires that, “where the purchases of goods or services total less than \$10,000 from an entity in which a Borough employee has an interest during any calendar year, the Borough’s purchasing agent or administrator must provide to the governing body and certify in writing that at least three proposals have been obtained”; and,

WHEREAS, the Borough Administrator has provided a certification that at least three proposals have been obtained;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes that:

1. The 10-75 Emergency Lighting, LLC 51 Executive Parkway Building 1, Ringwood, NJ 07456 is hereby awarded a contract in the amount of \$2,132.00
2. 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

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

Resolution 261-12 Budget Transfers

BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes that the following 2012 Budget Transfers be made for the following accounts:

<u>From</u>	<u>From</u>	<u>To</u>
Unemployment Insurance	10,500	
Road Repairs & Maintenance OE	26,600	
To		
General Administration S&W		900
Police S&W		15,000
Emergency Management OE		3,700
Mayor & Council OE		2,000
Recreation Services OE		15,500
	<u>37,100</u>	<u>37,100</u>

Respectfully submitted,



Sally T. Bleeker, Borough Clerk