

**MEETING OF THE MAYOR AND COUNCIL  
DECEMBER 3, 2013  
7:30 P.M.**

A regular meeting of the Mayor and Council was held on December 3, 2013, in the Municipal Building.

**MEETING CALLED TO ORDER**

**ROLL CALL**

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

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

**SUNSHINE LAW STATEMENT**

Borough Clerk Bleeker read the Sunshine Law Statement.

**FLAG SALUTE**

**MOMENT OF SILENT REFLECTION**

**APPOINTMENT**

- **Carla Mecionis – Technical Assistant to the Construction Office**

Mr. Hart reported that Carla Mecionis started in the Construction Office yesterday. She comes from the Building Department in Bloomingdale and is very well qualified for this position.

- **Will Brancato – Department of Public Works – Part Time Position**

Brian Peterson is recommending Will Brancato who has the ability to successfully perform all aspects of work in the DPW.

- **Nikolai Pokrovsky – Franklin Lakes Volunteer Fire Department**

Mayor Bivona swore in Nikolai Pokrovsky as a member of the Franklin Lakes Volunteer Department.

Councilperson Pedone made a motion to approve the three appointments, seconded by Councilperson Kahwaty.

Roll Call Vote

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

Nays:

Abstain:

Absent:

Motion Approved

**OPEN TIME FOR PUBLIC COMMENT**

Motion to open the time for public comment was made by Councilperson Pedone, seconded by Councilperson Kelly. Discussion – none.

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

## **BOROUGH ENGINEER'S REPORT**

- **Status Report**

Kevin Boswell and Eileen Boland, of Boswell Engineering, came forward. Ms. Boland referred to the guide rail at High Mountain Road and said that she had spoken to Gary Ascolese of the Bergen County Engineering Office. He said that he expects the County to award a bid on December 20<sup>th</sup> for 125 feet of railing that would be installed in February. Mayor Bivona said the problem is that the sidewalk is eroding and new guide rail will not help. The side needs to be built up to avoid a 6 foot drop into the culvert.

Councilperson Lambrix questioned the reimbursement of \$71,812.36 which would cover the remediation charges for the Nature Preserve. Mr. Boswell explained that the NJDEP was not provided with the Borough's Remedial Investigation/Remedial Action Report and reimbursement could not be processed without the report being re-submitted under current requirements. The report was subsequently submitted and it now appears that the DEP never reviewed the report. Mr. Boswell said that there have been significant changes to the NJDEP Site Remediation Program. A re-evaluation and re-submittal will require additional money to comply with the NJDEP's current regulations. The State has changed procedures for review of environmental studies and remediations. Mr. Hart said that the State has also indicated that it is doubtful they will pay the last round of Green Acres Funding. These items both total approximately \$221,000 which the Borough will have to pay upfront in order to become eligible for a reimbursement from the State. Mayor Bivona stated that he and Mr. Hart have requested a meeting with the Chief of the DEP.

Regarding the Primitive Trail Network, Mr. Hart stated that the grant funding expires at the end of December and the Borough will have to apply for an extension. He noted that the Borough is considering a 40 foot bridge which is twice the size than originally considered and that cost may not fit into the budget. The price for the smaller bridge was \$30,000 and the larger bridge may not be viable, however, he will have a proposal before the end of the year. Mr. Boswell will confirm the budget available.

Mr. Hart reported that Boswell Engineering has considered the flooding situation on Tanglewood Court and has indicated that it will cost \$6,500.00 to study the area and determine the cause of the problem. Mr. Boswell said that there appears to be some type of bottle neck but they will have to get into the inlets for confirmation. He recommends bringing in a survey crew to do a Hydraulic Study and prepare a report. Mr. Hart said that there is significant flooding in this area which has been going on for the past several years. Mr. Hart will confirm whether or not there are funds available in the engineering budget to list this for a contract award on the December 17<sup>th</sup> agenda; if not, it will be put on the January 2014 agenda.

Councilperson Ramsey spoke about the restriping of the parking lot at the Recreation Center. She said there were several different colors of striping and she was concerned about the emergency exit. There will be between 43 and 45 additional parking spaces. Everyone agreed that there needs to be a fence and Mr. Boswell will make a report at the next meeting.

### **Resolution 296-13**

#### **CONSENT AGENDA RESOLUTION**

**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 297-13      Accept Report of the Finance Committee
- Resolution 298-13      Authorize Mayor and Clerk to Sign Application for Barrier Free  
Doors at Police Headquarters
- Resolution 299-13      Tax Refund – Keikhosrow
- Resolution 300-13      Tax Refund – Godino
- Resolution 301-13      Tax Refund – Abrams, Sara Jane
- Resolution 302-13      Tax Refund – Aziz
- Resolution 303-13      Tax Lien Redemption – 291 Wayfair Circle
- Resolution 304-13      Municipal Alliance Grant
- Resolution 305-13      Award Contract – Street Lights
- Resolution 306-13      Chapter 159 – Becton Dickinson Donations
- Resolution 307-13      Chapter 159 – 2011 Recycling Tonnage Grant
- Resolution 308-13      Budget Transfer
- Resolution 309-13      Facilities Use – English Pro Soccer

Resolution introduced by Councilperson Kahwaty. Seconded by Councilperson Pedone. Discussion – Councilperson Lambrix questioned the benefit of budget transfers and how this relates to budget discipline by departments. Mayor Bivona explained that funds can only be shifted from one line item to another with Council approval. Councilperson Lambrix said he is not targeting or questioning any one specific item but is recommending a discussion on the policy of budget transfers. The Council agreed to discuss this later in the meeting.

Roll Call Vote

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

**Resolution 310-13**  
**Award Contract – Electrical Services**

**WHEREAS**, the Borough Administrator solicited proposals for electrical services for the Borough of Franklin Lakes for the year 2013 – 2014 and five proposals were received; and

**WHEREAS**, the Borough Administrator and Superintendent of Public Works recommend that the contract be awarded to the contractor that submitted the lowest cost proposal, MJ Hickey Electric LLC, 210 Deerfield Lane, Franklin Lakes, New Jersey, for the hourly rates set forth in its October 21, 2013 proposal, including the base hourly rate of \$55 per hour;

**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 recommendation of the Borough Administrator and Superintendent of Public Works be approved and the contract for electrical services be and is hereby awarded to MJ Hickey Electric LLC for the hourly rates set forth in its October 21, 2013 proposal, including the base hourly rate of \$55 per hour; 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 FINALLY RESOLVED** that a copy of this resolution be forwarded to MJ Hickey Electric LLC, the Superintendent of Public Works, and the Chief Financial Officer.

Mr. Hart said that five proposals were received. The lowest proposal was from the existing electrician Michael J. Hickey, however, there have been performance issues with Mr. Hickey. Despite these issues, the DPW Superintendent is still recommending that the contract be awarded to Mr. Hickey because he has added additional staff. Mr. Hart will discuss these issues with Mr. Hickey in the near future but he added that Mr. Hickey is excellent in emergency situations. Mr. Hart said that the Borough must hold Mr. Hickey to the requirements of the specifications.

Resolution introduced by Councilperson Kahwaty. Seconded by Councilperson Pedone. Discussion – Mr. Hart confirmed that M.J. Hickey could be terminated with cause.

#### Roll Call Vote

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

Nays:

Abstain:

Absent:

Motion Approved

Councilperson Lambrix indicated that he was voting to approve with reservations. He recommended that the next time this goes out to bid, the Borough should go out of its way to find electrical contractors that have references based on good performances.

#### **PRESENTATION**

- **Risk Manager Annual Report**

Frank Covelli, the Borough Risk Manager, presented his Annual Report. He referred to Superstorm Sandy and said that a Special Claims Committee was formed statewide and he reminded everyone that the hard hit counties form part of the JIF Pool. There is a \$50 million statewide fund limit on flood and estimates on insurable claims range between \$50 million and \$80 million. Masters have been assigned to adjudicate the claims and the process is ongoing. This situation affects JIF and the property rate in the future. Mr. Covelli said that the reinsurance for 2014 has increased by 14% or an 8% increase to the Bergen JIF. There will be a change in the form for 2014 when the Zurich municipal policy will be adopted.

Mr. Covelli reminded everyone that cyber liability coverage was added in 2013 and covers items such as media communications liability, network security, privacy liability issues, extortion and privacy notification. There is a shared limit of \$1 million for each claim with an annual aggregate of \$3 million which is JIF wide. This may be expanded to provide more capacity for coverage in the future. Coverage has been discontinued for small underground storage tanks used for heating oil.

Mr. Covelli stated that there are new OSHA requirements for Right to Know. JIF has provided a training video that meets these requirements and Franklin Lakes will take advantage of the video. JIF is providing coverage for floods and Franklin Lakes does not have any buildings in the flood zone. There is a \$2,500 deductible for all property losses. Fire Department vehicles and ambulances are covered on a replacement cost basis if they are 15 years or younger. Mr. Covelli reviewed employee benefits liability which was increased last year as well as reinsurance and exclusions on the policy. He noted that a Loss Control Program will be prepared for 2014 and is required every two years. Mr. Covelli said that JIF is providing all the statutory requirements relative to the New Jersey Workers Compensation Statue as well as environmental liability.

Mr. Covelli stated that there are some insurance products not provided by JIF that need to be secured including accident and health to cover the Fire Department and the Ambulance Corps, participants within the Recreation Department and the volunteer workers policy.

Mr. Covelli concluded that JIF provides broader coverage than what is available on the general market at notable savings. They also provide drug and alcohol testing for CDL

operators and excellent technical support. Franklin Lakes is a consistent top performer with one of the lowest lost time accident frequency of any member in the Bergen JIF. Mr. Covelli described the JIF budget and reviewed the recent dividends that Franklin Lakes has received from Bergen JIF including \$10,499 for 2013. Mr. Covelli said he would not recommend any changes and the Mayor and Council agreed with him.

## **MAYOR'S REPORT**

Mayor Bivona reported on the League of Municipalities Conference in Atlantic City. He spoke about the Camden, N.J. police force that recently reformed as a County agency which helped to illustrate the shared services policy. This is becoming a recurring theme and Mayor Bivona said that if municipalities do not get involved in shared services programs State Aid may be in jeopardy. He said that the Borough should be pro-active to be ahead of the trend and he intends to bring this up at the next WOLF meeting and the Mayor's meeting. There are efficiencies that could result from doing more together.

Mayor Bivona reported on the discussion relative to the Golf Course at the recent Planning Board meeting. The Borough is moving ahead with the time line in an open fashion. The Planning Board will give their thoughts and recommendations to the Mayor and Council; at which time, the Mayor and Council will study these recommendations in more detail. Mayor Bivona thanked the professionals for all of their hard work and assistance at these meetings.

Since this was Councilperson Pedone's last meeting, Mayor Bivona thanked Councilperson Pedone for all of his time and effort over the past three years. Councilperson Pedone said it has been a wonderful experience working with this Council as well as the Borough Administrator and Borough Clerk.

## **COMMITTEE/LIAISON REPORTS**

### **PUBLIC SAFETY**

There was no report this evening.

### **ADMINISTRATION AND FINANCE**

#### **QPA Services – Agreement with Library**

Mr. Hart explained that by having a Qualified Purchasing Agent (QPA) the bid threshold could be increased from \$17,500 to \$36,000. Mr. Hart is one of two QPAs in Franklin Lakes. The Library will contract with the Borough for a year in the amount of \$1,000 for this service.

Councilperson Lambrix reported that on November 26, Councilperson Pedone, Mr. Hart and himself met with Jason Cohen, the Borough Tax Assessor. They discussed whether the Borough should consider a tax revaluation or reassessment as opposed to settling the various tax appeals that arise due to the change in real estate values which has taken place since 2008. Councilperson Lambrix wanted to compare what it is costing the Borough to look at individual tax appeals versus what it would cost to do a rolling reassessment for the entire Borough. Mr. Cohen looked at the annual expenses for tax refunds, for reserves for tax appeals, appraisal services, attorney's fees and litigation expenses. On average, \$130,000 was spent each year on property tax refunds for the years 2005 through 2012. This is substantially less than what it would cost for revaluation which would reduce the annual expenses but would cost \$350,000 to \$375,000. A reassessment necessitates a revaluation which would cost approximately \$530,000 over the next five years. Councilperson Lambrix concluded that it is less costly to continue with the process the Borough is using at the moment. The real estate market is rebounding and he does not anticipate such a large number of tax appeals in the near future.

Mr. Hart said that he is in favor of rolling reassessments where every year 25% of the homes in the Borough are inspected and assessed. He added that the Borough may want to explore this rolling reassessment system to determine whether or not it could provide

savings for the Borough because tax appeals would then become very defensible. Mr. Hart suggested reevaluating the procedure annually in October. After more discussion, the Council decided to keep the present procedure in place.

Councilperson Lambrix referred to budget transfers and the budget process for 2014. He wants the Council to have enough time to ask questions and challenge department heads on their budgets before they become locked in. He suggested having department heads prioritize what is important in their departments and ask them how they would cut their discretionary income by 5%. This would give the Council the ability to look at the proportion of the budget that is discretionary and allow for the Council to provide some oversight.

Mr. Hart suggested having department heads attend Mayor and Council budget meetings to explain what is important to them. Mayor Bivona said that he has never found this to be effective because they won't be offering budget cuts. Mr. Hart said that he is meeting with Department Heads tomorrow and he will ask them to prioritize a 5% cut.

Mr. Hart spoke about budget transfers and described them as a necessary and important part of a good budgeting process. He explained that each department head is looking at individual line items and coming up with their best estimate and when something goes over budget, a budget transfer is in order. Everyone must understand the reasons for each budget transfer and look at the deviations from the planned budget. Over time, guidance can be provided when trends are identified and some control is necessary. Mr. Hart observed that there is a fine line between fully understanding the budget and micro managing the various department budgets.

## **PUBLIC WORKS**

### **Saddle Back Trail Vacation**

Mr. Hart stated that an ordinance is required to facilitate the transfer of the property from the Borough to the adjoining property owners. The necessary escrow has been posted and the ordinance will be introduced in January.

### **Recycling Coordinator**

Mayor Bivona said that the Borough doesn't participate enough in recycling programs even though it has improved over previous years. He added that they do very little to encourage recycling.

Mr. Hart stated that the Mayor and Council have agreed on a stipend of \$3,000 for a Recycling Coordinator with the understanding that the work would have to be done outside of an existing employee's regular work hours. Everyone agreed that they need to do more with recycling and the job description has been revamped. The job description was distributed to Borough employees to see if anyone wanted to take on the additional work. There has been no interest among Borough employees and Mr. Hart will have to go out to the public to find someone who values recycling. He suggested a press release to the local papers. There is a certification involved for the filing of annual reports to the State and certification process consists of a twenty-one day program. Councilperson Ramsey asked about the possibility of shared service with Oakland or Wyckoff. Mr. Hart said that those two towns handle the recycling function totally different from one another.

Mayor Bivona pointed out that the Borough gets paid for their recyclables and could save a lot of money if the amount of garbage was reduced. Recycling should be user friendly and the Borough could do a better job by opening the Borough Recycling Facility on weekends. Councilperson Lota commented that this is a big job for \$3,000 stipend and perhaps they should consider a higher salary. Several Councilmembers thought that increased recycling may mean that the program could pay for itself and a higher salary would be a possibility. The Council will continue to consider this issue.

**ENVIRONMENTAL & COMMUNITY AFFAIRS**

There was no additional report this evening.

**PLANNING AND DEVELOPMENT**

Councilperson Kahwaty reported on the last Planning Board Meeting which included the Borough Planner and Kevin Boswell. Many of the concerns of the residents were addressed and they are going forward with amendments to the Master Plan.

**RECREATION AND PARKS**

Councilperson Kelly said that the Super Bowl that was done recently by the athletes was very successful. Unfortunately, the Franklin Lakes attendance wasn't as good as it should have been and they need to work on ways to bring people in.

Councilperson Kelly stated that there is still some resistance to background checks for coaches. It is not a difficult process and the Borough has taken a firm stand that if a potential coach won't submit to a background check, that person cannot coach. Some individuals have indicated that they are offended because it appears that they can't be trusted. Councilperson Pedone said that the policy was always in effect but not enforced. Councilperson Ramsey commented that the Borough is trying to provide a safe environment for all families.

**BOROUGH ADMINISTRATOR'S REPORT**

Mr. Hart said that he had sent an email earlier today relative to telecommunication services. There will be a resolution on the December 17<sup>th</sup> agenda for approval of the T-1 line. There will be change in service, however, there is a change in vendors.

**OLD BUSINESS**

There was no old business this evening.

**NEW BUSINESS**

Mayor Bivona announced that the Christmas Tree lighting is scheduled for tomorrow evening.

Mr. Smith spoke about the tax refund for Sabra Realty and said that he agrees with Bob McNerney's recommendation. This will be listed on the December 17<sup>th</sup> meeting for approval.

**CLOSED SESSION**

There were no Closed Session items this evening.

**ADJOURNMENT**

Motion by Councilperson Pedone to adjourn the meeting at 10:10 P.M. Councilmember Kahwaty seconded the motion.

Roll Call Vote

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

**Resolution 297-13**

**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 \$4,163,010.48 as shown on the Claims Bill List; \$1,042.50 as shown on the Soil Account Bill List and \$0.00 as shown on the Developers Escrow List.

**BE IT FURTHER RESOLVED**, that the payroll of November 7, 2013 in the amount of \$256,953.91, the payroll of November 21, 2013 in the amount of \$244,660.57 be hereby ratified and approved.

**RESOLUTION 298-13  
ENDORISING COMMUNITY DEVELOPMENT GRANT APPLICATION**

**WHEREAS**, a Bergen County Community Development grant of \$5,830 has been proposed by the Borough of Franklin Lakes for the installation of a barrier-free entrance to the Police Department in the Borough of Franklin Lakes; and,

**WHEREAS**, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and,

**WHEREAS**, the aforesaid project is in the best interest of the people of the Borough of Franklin Lakes; and,

**WHEREAS**, this resolution does not obligate the financial resources of the Borough and is intended solely to expedite expenditure of the aforesaid CD funds.

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Franklin Lakes, County of Bergen, and State of New Jersey, hereby confirms endorsement of the aforesaid project; and,

**BE IT FURTHER RESOLVED** that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

**Resolution 299-13**

**WHEREAS**, the property listed below filed an assessment appeal with the Tax Court of New Jersey and,

**WHEREAS**, the Tax Court reduced their assessment therefore reducing the property taxes previously paid for the year(s) 2013

**WHEREAS**, under N.J.S.A. 54:3-27.2 in the event a taxpayer is successful in an appeal from a reduced assessment, the taxing district shall refund any excess taxes paid within 60 days of judgment.

**NOW, THEREFORE, BE IT RESOLVED** that the Treasure is authorized to issue a check in the amount listed below and to be charged against Tax Appeals.

<u>Block</u>	<u>Lot</u>	<u>Assessment Reductions</u>	<u>Refund</u>
1307	1.13	1,195,000 (2013)	\$286.49

Kurt Hartmann, Esq.  
65 Route 4 East, Suite 6  
River Edge, NJ 07661

**Resolution 300-13**

**WHEREAS**, the property listed below filed an assessment appeal with the Tax Court of New Jersey and,

**WHEREAS**, the Tax Court reduced their assessment therefore reducing the property taxes previously paid for the year(s) 2013

**WHEREAS**, under N.J.S.A. 54:3-27.2 in the event a taxpayer is successful in an appeal from a reduced assessment, the taxing district shall refund any excess taxes paid within 60 days of judgment.

**NOW, THEREFORE, BE IT RESOLVED** that the Treasure is authorized to issue a check in the amount listed below and to be charged against Tax Appeals.

<u>Block</u>	<u>Lot</u>	<u>Assessment Reductions</u>	<u>Refund</u>
1201.02	7	1,400,000 (2013)	\$1,050.98

Godino, John & Melinda c/o  
David B. Wolfe, Esq.  
293 Eisenhower Parkway  
Livingston, NJ 07039

**Resolution 301-13**

**WHEREAS**, the property listed below filed an assessment appeal with the Tax Court of New Jersey and,

**WHEREAS**, the Tax Court reduced their assessment therefore reducing the property taxes previously paid for the year(s) 2010 and 2013,

**WHEREAS**, under N.J.S.A. 54:3-27.2 in the event a taxpayer is successful in an appeal from a reduced assessment, the taxing district shall refund any excess taxes paid within 60 days of judgment. The law firm of Brach Eichler LLC attorney for plaintiff, and

**NOW, THEREFORE, BE IT RESOLVED** that the Treasure is authorized to issue a check in the amount listed below and to be charged against Tax Appeals.

<u>Block</u>	<u>Lot</u>	<u>Assessment Reductions</u>	<u>Refund</u>
2602.09	8	1,515,200 (2012)	\$1,223.33

Brach Eichler, LLC and Abrams, Sara Jane  
101 Eisenhower Parkway  
Roseland, NJ 07068

**Resolution 302-13**

**WHEREAS**, overpayments were received on several accounts during 4th quarter 2013 and,

**WHEREAS**, Hudson City Savings Bank is seeking refund a in order to credit the appropriate owner Dr. Rania Aziz, 810 Shadow Ridge Road and,

**NOW, THEREFORE, BE IT RESOLVED** that the Treasurer is authorized to issue a check in the amount listed below and to be current year's taxes.

<u>Block</u>	<u>Lot</u>	<u>Duplicate Payment</u>	<u>Refund</u>
1607.02	5	\$3,399.00	\$3,399.00

Hudson City Savings Bank  
Attention: Mortgage Servicing

W 80 Century Road  
Paramus, NJ 07652

**Resolution 303-13**

**WHEREAS**, at the Tax Sale held on December 1, 2011, the Borough of Franklin Lakes sold a tax lien on Block 3105.01, Lot 3, also known as 291 Wayfair Circle, for delinquent 2010 taxes, owned by David and Brenda Shenloogian and;

**WHEREAS**, this Tax Lien Certificate #11-00003 was sold to Robert Rothman, 411 Grand Avenue, Englewood, NJ 07631 at zero percent interest rate and a premium of \$24,000.00:

**WHEREAS**, David and Brenda Shenloogian will redeem of Certificate#11-00003 in the amount of \$65,767.15, and

**NOW, THEREFORE, BE IT RESOLVED**, that the Treasurer is authorized to issue check in the amount of \$65,767.15 to Robert Rothman, 411 Grand Avenue, Englewood, NJ 07631. A return of the \$24,000.00 premium is to be refunded to Robert Rothman from the Trust Account.

Tax Lien	\$ 15,731.69	<b>1099:</b>	
6% Redemption Penalty	943.90		
Subsequent Payment	9,062.85	Subsequent Interest	\$ 9973.71
Subsequent Interest	9,973.71	6% Penalty:	943.90
Recording Fee	43.00	<b>Total 1099:</b>	<b>\$10,917.61</b>
Search Fee	12.00		
<b>Total:</b>	<b>\$ 65,767.15</b>		

**Resolution 304-13**

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

**WHEREAS**, The Borough Council of the Borough of Franklin Lakes, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

**WHEREAS**, Borough Council was approved for a Municipal Alliance grant for the January 1, 2013 through December 31, 2013 grant term; and

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse has extended the 2013 grant term until June 30, 2014, in order to transition the grant to a fiscal rather than calendar year cycle;

**WHEREAS**, funding has been made available to Franklin Lakes Municipal Alliance in the amount of 50% of its approved 2013 grant total for the six-month extension period of January 1, 2014 to June 30, 2014, contingent upon meeting the 25% Cash Match and 75% In-Kind grant requirement for the extension funding.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council does hereby authorize the submission of the grant extension for the Franklin Lakes Municipal Alliance grant in the amount of:

DEDR	\$ 14,814.00
Cash Match	\$ 3,703.00
In Kind	\$ 11,110.00

The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance audit requirements.

**Resolution 305-13**  
**Award Contract – Street Lamps**

**WHEREAS**, the Superintendent of Public Works solicited proposals to replace three (3) broken street lamps for the Borough of Franklin Lakes and three (3) proposals were received; and

**WHEREAS**, the Superintendent of Public Works recommends that the contract be awarded to the company that submitted the lowest cost proposal, Chester Lighting, 313 U.S. 206 #2, Chester, New Jersey, 07930 in the amount of \$8,968.50;

**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 recommendation of the Superintendent of Public Works be approved and the contract to replace three (3) broken street lamps be and is hereby awarded to Chester Lighting, 313 U.S. 206 #2, Chester, New Jersey, 07930 in the amount of \$8,968.50; 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 FINALLY RESOLVED** that a copy of this resolution be forwarded to Chester Lighting, the Superintendent of Public Works, and the Chief Financial Officer.

**Resolution 306-13**

**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 \$12,000.00, 2013 Private Donation- Becton Dickinson & Company and wishes to amend its 2013 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 2013 Budget in the sum of \$12,000.00 which will be available as a revenue from:

Miscellaneous Revenues:

Public and Private Programs Offset by Appropriations:	
2013 Private Donation- Becton Dickinson & Company – Franklin Lakes Fire Department	\$5,000.00
2013 Private Donation- Becton Dickinson & Company – Franklin Lakes Ambulance Squad	\$7,000.00

**BE IT FURTHER RESOLVED** that a sum of \$12,000.00 and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from "CAPS":

Public and Private Programs Offset by Revenues:	
2013 Private Donation- Becton Dickinson & Company – Franklin Lakes Fire Department	\$5,000.00
2013 Private Donation- Becton Dickinson & Company – Franklin Lakes Ambulance Squad	\$7,000.00

**BE IT FURTHER RESOLVED** that the Borough Clerk forward two copies of this resolution to the Director of Local Government Services.

**Resolution 307-13**

**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 \$10,361.11 Solid Waste Administration - 2011 Recycling Tonnage Grant and wishes to amend its 2013 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 2013 Budget in the sum of \$10,361.11 which will be available as a revenue from:

Miscellaneous Revenues:

Public and Private Programs Offset by Appropriations:

Solid Waste Administration -

2011 Recycling Tonnage Grant \$10,361.11

**BE IT FURTHER RESOLVED** that a sum of \$10,361.11 and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from "CAPS":

Public and Private Programs Offset by Revenues:

Solid Waste Administration -

2011 Recycling Tonnage Grant \$10,361.11

**BE IT FURTHER RESOLVED** that the Borough Clerk forward two copies of this resolution to the Director of Local Government Services.

**Resolution 308-13**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Franklin Lakes that the following 2013 Budget Transfers be made for the following accounts:

<u>From</u>	<u>From</u>	<u>To</u>
Group Medical Plan-Employees	35,000	
<b>To</b>		
Vehicle Maintenance		35,000
	<u>35,000</u>	<u>35,000</u>

**Resolution 309-13**

**Field Use Agreement – English Pro Soccer**

**WHEREAS**, English Pro Soccer, PO Box 923 Franklin Lakes, NJ 07417, has requested the use of Borough facilities for Soccer Games to be held on various days in November

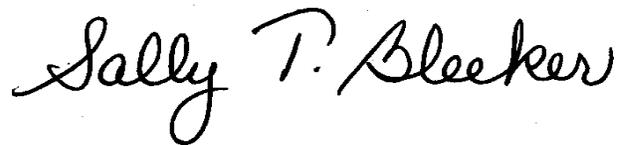
and December 2013 as described on the Field/Building Use Permit dated August 15, 2013, on file in the Borough Clerks Office; and

**WHEREAS**, the Recreation and Parks Director has reviewed the request and has no objection to the use of the Pulis Avenue field for some of the dates requested;

**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 English Pro Soccer is hereby granted permission to use the Pulis Avenue field from 5:00 pm to 7:00 pm, on the follow dates: December 3, 5, 10, 12 17 and 19; provided the applicant complies with all requirements of the Borough's facilities use ordinance; and,

**BE IT FINALLY RESOLVED** that a copy of this resolution be forwarded to English Pro Soccer and the Recreation and Parks Director.

Respectfully submitted,

A handwritten signature in black ink that reads "Sally T. Bleeker". The signature is written in a cursive, flowing style.

Sally T. Bleeker, Borough Clerk