

MEETING OF THE MAYOR AND COUNCIL
APRIL 1, 2014
7:30 P.M.

A regular meeting of the Mayor and Council was held on April 1, 2014, in the Municipal Building.

MEETING CALLED TO ORDER

ROLL CALL

The following Council Members and Professionals responded to the roll call: Mayor Bivona, Councilperson Cadicina, Councilperson Kahwaty, Councilperson Kelly, Councilperson Lambrix, Council President Ramsey and Councilperson Swist. 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

OPEN TIME FOR PUBLIC COMMENT

Motion to open the time for public comment was made by Councilperson Cadicina, seconded by Councilperson Kahwaty, all ayes. Discussion – none.

Steve DiFlora, Chairman of the Board of Adjustment, spoke regarding the Recreation and Parks Facilities Use Permits. He explained that he has lived in Franklin Lakes for some time and participates in the “League of Our Own Baseball” league playing on the Bergen Royals. He named other players on the team who reside in Franklin Lakes. The league plays every Sunday from March through December. Team members enjoy playing in Franklin Lakes and he hopes that the Mayor and Council will renew their use permit.

Maryann Dill, 707 Windswept Lane, spoke about large vehicles parking in the driveway next to her home at 701 Windswept Lane. She pointed out that the ordinance doesn’t seem to address this specific problem. Mayor Bivona said that the town will look into this problem and possibly amending the existing ordinance if necessary. Mr. Hart reported that the zoning officer has indicated that one recreational vehicle is allowed; however, an amendment to the ordinance may be in order.

Laurie Burnette, 860 Woodfield Road, questioned the Recreation Center Lease which is on tonight’s agenda under Closed Session. She questioned if the Borough could lease Green Acres property Mr. Smith said that the lease being discussed is legal but he couldn’t comment further at this time.

No one else from the public came forward at this time and Councilperson Kahwaty made a motion to close the time for public comment, seconded by Councilperson Cadicina, all ayes. Discussion – none.

PRESENTATION

- **Tom Perneti – Recreation and Parks Committee**

Mayor Bivona introduced Tom Perneti who has been the Chairman of the Recreation Committee since January. Mr. Perneti stated that there are many people in the Borough who are passionate about the programs offered here. He listed the members of the committee and described their roles on the committee. Their focus consists of the construction of policy and maximizing resources. Mr. Perneti said that the most

important function of the committee is the selection of coaches and they have been much more careful about this recently.

Mayor Bivona commended the Committee members as well as the coaches for stepping up to volunteer and he added that not enough is done to recognize their service to the community. The Council is reviewing the Recreation ordinance this evening and Mayor Bivona asked Mr. Perneti for his opinion on whether or not people with criminal records should be considered for coaching positions. Mr. Perneti answered that the word “may be” should remain in the ordinance to accommodate an individual who might have had a minor infraction at some point in the past. This individual may turn out to be an asset to the system. Councilperson Lambrix pointed out that in the case of a minor problem the individual could have this expunged from their record.

Councilperson Kelly spoke about the shortage of lacrosse coaches which is mostly due to the fact that not enough parents have adequate knowledge of the game. Mr. Perneti agreed and said they don’t have enough coaches to handle a travelling team and intermural teams within the Borough. He would like to explore the possibility of hiring trainers.

Council President Ramsey said that parents should step up and volunteer to coach because it isn’t fair to have half of the children being coached by professionals while the other children have volunteer coaches. She said she understands that it isn’t easy but people must be willing to learn the game of lacrosse.

Councilperson Cadicina asked that Mr. Perneti keep Councilmembers informed of upcoming events so that the Council can show their support of the Recreation and Parks Committee.

APPOINTMENTS

- **Indoor Air Quality Designated Person – Richard Lilienthal**

Mr. Hart stated that a designated person is required under State Statute to enforce the indoor air quality standards which are set under New Jersey regulation. This involves such things as a preventative maintenance program for the HVAC, inspections of components of HVAC system, investigating employee complaints and updating the program itself.

Council President made a motion to appoint Richard Lilienthal as Indoor Air Quality Designated Person. Councilperson Kelly seconded the motion.

Roll Call Vote

Ayes: Cadicina, Kahwaty, Kelly, Lambrix, Ramsey, Swist

Nays:

Abstain:

Absent

Motion Approved

BOROUGH ENGINEER’S REPORT

- **Status Report**

Kevin Boswell and Eileen Boland of Boswell Engineering were present. Mr. Boswell reported on a meeting with the County Engineer regarding the High Mountain Road Circle. The County indicated that the circle requires new curbing and should be larger in order to effectively channel traffic from all directions. The County will fund the reconstruction and is comfortable with doing this as a joint project with the Borough. The goal is to begin these safety improvements at the intersection in May or June.

Council President Ramsey asked that the plan go to the Police Chief and Traffic Officer for their comments. She asked if the plan was submitted to Sgt. Lyon, the former Traffic Officer, because he had made numerous reports on the intersection.

Mr. Boswell reported that the County is reviewing information relative to Tanglewood Court. The County hopes to do a culvert improvement in the area of Franklin Avenue just east of the Ewing Avenue intersection. Council President Ramsey was concerned about the drop off in the area of High Mountain Road School.

Referring back to the High Mountain Road traffic circle, Mr. Hart said that visibility at the circle is a problem. They had previously talked about lighting in this area and this issue must be addressed. Mayor Bivona agreed that the circle must be well illuminated and Mr. Smith recalled that the County considered lighting at this intersection to be the responsibility of the town. Mr. Boswell suggested pedestal lighting with a yield sign on the top. Mr. Smith pointed out the sight line obstruction in front of the Market Basket. The County had indicated that the shrubs needed to be removed and this could be an issue in the future. Councilperson Kahwaty commented that the obstruction is also a problem when travelling the other way and Mr. Smith agreed.

Ms. Boland said that thirty five roads were identified for the 2014 Road Program and six were recommended as most in need of repaving and repair. The roads were reviewed by the DPW and the bond ordinance is in the amount of \$650,000. Mayor Bivona said that there are a substantial amount of roadways that are not of the best quality and they have tried to address this by increasing the budget for repaving over the past few years. He stressed that the worse road must be addressed first. Ms. Boland announced that the roads in this year's program are Apple Ridge Road, the sections of Reservoir Drive that are located in Franklin Lakes, Shady Pond Path, Juniper Place, Smoke Hollow Lane and Knollwood Road. The DPW have compiled a list of roads that need to be patched as follows: Haven Road, Yuma Court, Old Wagon Road, Vichiconti Way, Lawlins Road, Cherokee Lane, Mountain Avenue and Connie Avenue.

ORDINANCES FOR FINAL READING AND ADOPTION

ORDINANCE 1584 CALENDAR YEAR 2014 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Summary – This ordinance would permit the Borough to increase the appropriations cap from 0.5% to 3.5%, if needed, and allow the Borough to “bank” the difference for use in the budget in the next two years. The appropriations cap is a cap on the permissible increase in the amount of appropriations from year to year.

WHEREAS, an Ordinance 1584 was introduced at a meeting of the Mayor and Council held on the 4th day of March 2014 and duly published by law;

NOWHEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen, State of New Jersey, that Ordinance 1584 be and the same is hereby adopted on second and final reading; and,

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

Motion to take up Ordinance 1584 for consideration of adoption on second and final reading, and to direct the Clerk to read by title was made by Councilperson Lambrix. Seconded by Councilperson Kahwaty. All ayes. Discussion – none.

The Borough Clerk read Ordinance 1584 by title.

Motion to open the public hearing on Ordinance 1584 was made by Councilperson Kahwaty. Seconded by Councilperson Cadicina. All ayes. No one from the public came forward to comment.

Motion to close the time for public comment was made by Councilperson Kahwaty. Seconded by Councilperson Cadicina. Discussion – None.

Resolution read by Councilperson Kahwaty, seconded by Councilperson Cadicina. Discussion – None.

Roll Call Vote

Ayes: Cadicina, Kahwaty, Kelly, Lambrix, Ramsey, Swist

Nays:

Abstain:

Absent:

Motion Approved

ADOPTION OF THE 2014 MUNICIPAL BUDGET

- **Budget Presentation**

Mr. Hart said that the Mayor and Council are guided by sound conservative budgeting process which includes stabilizing use surplus, reducing debt and minimizing tax increases. By meeting these objectives the Borough is able to provide a high level of service while at the same time staying within their means. It is important for the public to understand the allocation of the tax bill. Mr. Hart explained that 15% of the Borough budget pays for police, maintenance of roads, plowing of roads, Borough buildings, recreation fields, firefighting, ambulance service and the other departments housed in the Borough Hall. He said that the municipal tax rate in Franklin Lakes is the second lowest of the 70 municipalities in Bergen County. The Mayor and Council continues to appropriate over \$500,000 for capital improvements which decreases the need for debt. Mr. Hart pointed out that non discretionary appropriations make up nearly half of the total appropriations in the Borough. Total appropriations decreased by \$187,000; however, the largest increases occurred in health insurance along with plowing and salt. Mr. Hart referred to slides on budget projections and significant budget line item costs. Regarding revenues, he noted that receipts from delinquent taxes have decreased and there has been a return of excess funds from the library which reduces the amount of money to be raised through taxation. In conclusion, the money to be raised through taxation is \$11,233,414 or a 1.95% increase over 2013. The Municipal tax rate for 2014 is 27.3 cents per \$100 of assessed value or an increase of \$39 over 2013. This budget is \$1,431,000 below the 2% levy cap and debt has been reduced by \$2.7 million which is an important objective to maintain financial stability. Mr. Hart noted that Franklin Lakes is one of four municipalities in Bergen County with a Aaa rating from Moody's and one of only sixteen out of five hundred and sixty five in New Jersey. In the coming year, the Borough hopes to explore efficiencies and cost savings through a partnership with the Board of Education and the Library.

Public Hearing on 2014 Municipal Budget

Motion to open the public hearing on the 2014 Municipal Budget was made by Councilperson Kahwaty. Seconded by Councilperson Kelly, all ayes.

No one from the public came forward this evening. Motion to close the public hearing on the 2014 Municipal Budget was made by Councilperson Kahwaty. Seconded by Councilperson Kelly, all ayes.

Resolution 113-14

Please see attached spreadsheet

Resolution introduced by Councilperson Kahwaty, seconded by Councilperson Lambrix.
Discussion – none.

Roll Call Vote

Ayes: Cadicina, Kahwaty, Kelly, Lambrix, Ramsey, Swist
Nays:
Abstain:
Absent
Motion Approved

CONSENT AGENDA RESOLUTION 114-14

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 115-14 Accept Report of the Finance Committee
Resolution 116-14 Award Contract – Police Department File Server
Resolution 117-14 Ruebenacher
Resolution 118-14 Tax Lien Redemption – 745 Colonial Road
Resolution 119-14 Tax Lien Redemption – 315 Freemans Lane

Resolution introduced by Councilperson Kahwaty. Seconded by Councilperson Kelly.
Discussion – None.

Roll Call Vote

Ayes: Cadicina, Kahwaty, Kelly, Lambrix, Ramsey, Swist
Nays:
Abstain:
Absent
Motion Approved

MAYOR’S REPORT

Mayor Bivona spoke about a proposal for a 2% cap for arbitration awards. He has contacted representatives in Trenton to indicate his support of the cap and encouraged Councilmembers to do the same.

COMMITTEE/LIAISON REPORTS

PUBLIC WORKS

- **Indoor Quality Program**

Mr. Hart said that the Mayor and Council needs to adopt this program by resolution on April 17th which will finalize this indoor air quality program.

Mayor Bivona reported on a meeting with the Northwest Bergen Sewer Authority and announced that the sewer system is operational. The Borough is in discussions regarding operations including billings and administration as well as future expansion.

ENVIRONMENTAL & COMMUNITY AFFAIRS

Councilperson Swist reported that she attended and Eastern Christian Children’s Retreat on March 12th to celebrate Development Disability Awareness Month. She announced that Clean Up Day is scheduled for May 17th with a rain date of May 18th. Flowers will be planted during this event. The Environmental Committees of Franklin Lakes, Wyckoff and Oakland are presenting a Green Film Festival on Thursdays in May at the

Wyckoff Library. Eva DeAngelis of the Shade Tree Committee is arranging with FAMS to plant a tree for Arbor Day on April 24th. Councilperson Swist stated that the Memorial Day Parade will take place on May 26th.

- **Tree Removal Permit – 521 Connie Avenue**

Mayor and Councilmembers agreed to put this tree removal permit on the April 17th agenda upon recommendation of the Shade Tree Committee.

PLANNING & DEVELOPMENT

Councilperson Kahwaty reported that the Planning Board approved the completeness determination of Franklin Lakes Realty/GS Realty property. It was agreed to reduce the building height and the height of retaining wall adjacent to Building One.

- **Parking of Oversized Vehicles**

Mr. Hart suggested that he look into how other municipalities regulate the parking of oversized vehicles. Mayor Bivona said it appears that a business is being run at the address on Windswept Lane which was pointed out earlier by Mrs. Dill. This is difficult to prove and he suggested they investigate if residents are complying with existing ordinance. Mr. Hart said he would have something for review and discussion at the May work session.

- **Horizons Generator Agreement**

Mr. Hart stated that they have been working together with Horizons to provide the buildings with generators. A decision was made to have one central gathering location or comfort station in the main building. There will be lighting in the hallways of the separate buildings and power for other services such as alarms, septic and phones. Emergency Management has also recommended that the Mayor and Council approve this agreement which is for ten years.

- **Split Zone Ordinance Amendment
Building Inspector E-Mail**

Councilperson Kahwaty referred to an email from Ray Dressler recommending rezoning of the property at 830 Franklin Avenue which is the location of Stop and Shop. Presently, this address contains two zones (Retail Business Zone and the Industrial Zone) and Mr. Dressler is recommending that this be changed to the Retail Business Zone only. Mr. Hart said that this rezoning was recommended in the 2010 Master Plan and he added that CCOs have been issued to businesses even though they are located in the Industrial Zone. Councilperson Lambrix said he would be interested in knowing if the property owner wants this rezoning and Mr. Hart will get this information and report back at the April 17th meeting. The zoning amendment will be listed for this meeting.

RECREATION AND PARKS

Councilperson Kelly noted the ongoing problem relative to the lack of coaches for lacrosse particularly in seventh grade. He is hopeful that the situation will improve because some parents have shown an interest in volunteering. Councilperson Kelly agreed with Councilperson's Lambrix's suggestion of assisting coaches who might have a problem with background checks. He reported that online registration is now available for baseball and softball.

- **Ordinance 1586 Background Check**

Mayor Bivona noted that the draft ordinance uses the word “shall disqualify” and he asked whether that should be changed to “may disqualify”. This makes the ordinance discretionary and would leave the decision up to the Mayor and Council. Councilperson Kahwaty used the example of an individual who was convicted under disorderly person which is not a crime by definition. This is an offense heard in municipal court and could

be expunged. In that case, Councilperson Kahwaty suggested that the phrase “may disqualify” would be appropriate. In a criminal offense, the phrase “shall disqualify” should be the case.

Councilperson Kelly felt that any appeal should go to the Recreation Committee initially. Mayor Bivona and other Councilmembers disagreed but said that the Recreation Committee should provide a recommendation. Mr. Hart explained how a background check operates. He said that if the word “may” is used there should be specific criteria used as a guide. Councilperson Lambrix indicated that he is not in favor of burdening the Council with this type of decision. The burden should be on the individual who wants to be coach and that individual should take the appropriate steps towards expungement. After more discussion, it was agreed that Councilperson Kahwaty would provide more definitive information for the May work session.

Facilities Use Permits

Triple Crown Baseball Tournament

Mr. Hart asked for the number of Franklin Lakes' residents on the team but this organization still has not provided this information.

Iron Matt

Mr. Hart said that this is a non-profit Franklin Lakes organization. Councilmembers agreed to this permit.

League of Their Own

Steve DiFlora spoke earlier about this group and the Council agreed to issue the use permit.

US Institute Programs

Mayor Bivona asked for additional information relative to the number of participants from Franklin Lakes. He said that the number of Franklin Lakes' residents should be indicated on the form. Mr. Hart will get more information.

ETA Summer Soccer Camp

Mayor Bivona said that this is a business located in Franklin Lakes and ETA does administer programs in connection with the Recreation Department. Mr. Hart was asked to get information on the number of Franklin Lakes' residents who participate in the soccer camp. Mr. Hart said he would have this information for the regular meeting and Councilmembers agreed to put this item on the Regular Meeting agenda on April 17th.

PUBLIC SAFETY

• Patrolman Hiring Process

Council President Ramsey reported that a sergeant is retiring in July. Classes at the Police Academy are in session at the moment and the Police Chief is recommending that someone about to graduate in June be chosen to fill the vacancy. If not, they will have to wait until September when the next session graduates. Councilperson Kahwaty has discussed the issue of promoting diversity in this process and expanding the pool of applicants. Mayor Bivona stated that the Borough is ready to have a woman or another minority join the police force and he challenged the Council to make this happen.

Councilperson Cadicina recommended that an application fee be instituted in the Borough. Other municipalities such as Wyckoff charge an application fee of \$80. Councilperson Cadicina stated that he would like to see more than one person presented to the Council and he suggested as many as ten candidates. There may be some police

officers that have not yet been hired from the last graduating class which would save the town money by avoiding payments to individuals who are going through the Academy.

Mr. Smith suggested contacting organizations such as minority police associations that would provide criteria or give suggestions on how to get a more diverse pool of candidates. Councilperson Kahwaty recommended that the Council establish guidelines for the selection process that is consistent with the law. Council President Ramsey suggested that both the Personnel Committee and the Administration Committee take part in the process.

ADMINISTRATION AND FINANCE

- **Review of Fees**

Mr. Hart recalled that this had been discussed at a previous meeting but there were questions on the liquor license fees. Ms. Bleeker has recommended a 20% increase in liquor license fees based on data from other municipalities. Regarding recreation fees, the Council had decided to raise the fees for football incrementally. This year the fee would increase from \$190 to \$220 and other fees will be determined on a break even basis. In May, Mr. Hart will provide the Council with comparisons from Ridgewood and Ramsey relative to electrical inspection fees. Mr. Hart noted that the Building Department has been making money and the Council may not want to increase those fees. A decision was made to increase peddler's fees from \$75 to \$100 which will be included in the ordinance to be introduced on April 17th.

BOROUGH ADMINISTRATOR'S REPORT

Mr. Hart reported that they are looking for temporary assistance in the Board of Health office. He mentioned the Borough Logo contest and he will have recommendations for consideration by the Council in the near future.

OLD BUSINESS

There was no old business this evening.

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, April 1, 2014 which begins at 7:30 PM, in the Conference Room at the Municipal Building to discuss the following:

Closed meeting issues:

- Tax Appeal – University Heights
- Contractual – Oldwoods Road Paper Street
- Contractual – Gregory Road Paper Street
- Contractual – Recreation Center Lease
- Personnel – Sexual Harassment Claims

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 Councilperson Kahwaty, seconded by Councilperson Cadicina at 10:20 P.M.

Roll Call Vote

Ayes: Cadicina, Kahwaty, Kelly, Lambrix, Ramsey, Swist
Nays:
Abstain:
Absent
Motion Approved

At 11:00 P.M. the Council returned from Closed Session. Mr. Hart spoke about a donation to the Police Department from the Meyer Foundation. The Police Chief didn't realize that his recommendations relative to the donation has to be vetted by the Mayor and Council before going to the donor. The Public Safety Committee will review the various recommendations and get back to the Mayor and Council.

ADJOURNMENT

Motion by Councilperson Cadicina to adjourn the meeting at 11:05 P.M. Councilperson Kahwaty seconded the motion.

Roll Call Vote

Ayes: Cadicina, Kahwaty, Kelly, Lambrix, Ramsey, Swist
Nays:
Abstain:
Absent
Motion Approved

Resolution 115-14

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 \$3,891,227.66 as shown on the Claims Bill List; \$1,841.75 as shown on the Soil Account Bill List and \$1,676.00 as shown on the Developers Escrow List.

BE IT FURTHER RESOLVED, that the payroll of March 13, 2014 in the amount of \$196,805.94, the payroll of March 27, 2014 in the amount of \$206,995.35 be hereby ratified and approved.

Resolution 116-14

Award Contract – File Server for Police Headquarters

WHEREAS, the Borough's IT Consultant has solicited three proposals for the purchase of a new file server and related peripherals and software; and,

WHEREAS, the Borough Administrator has reviewed the proposals and is recommending that a contract be awarded to the Borough's IT Consultant, All In One Computers, Inc., 46 Davenport Road, Montville, New Jersey, for the purchase of these items, in the amount of \$11,750, as set forth in the email from All In One Computers dated February 27, 2014;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Franklin Lakes that the recommendation of the Borough Administrator is approved and the contract for the purchase of a new file server and related peripherals and software be and is hereby awarded to All In One Computers for the proposal amount of \$11,750; 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 All in One Computers, Inc., and the Chief Financial Officer.

Resolution 117-14

WHEREAS, Michael Ruebenacker was serving as a volunteer coach for the 10U Franklin Lakes Travel Baseball Team; and

WHEREAS, a background search revealed that Mr. Ruebenacker had been convicted of a disorderly persons offense, which under Borough ordinances, could disqualify him from coaching, and there are no other disqualifying violations on his record and it has been represented in a certification provided by Mr. Ruebenacker that with the exception of the one incident, there are no other incidents that would disqualify him from serving as a coach and

WHEREAS, the recreation director and the recreation committee recommended that Mr. Ruebenacker be allowed to continue to coach; and

WHEREAS, the one incident in Mr. Ruebenacker's background which could potentially exclude him from coaching was not in any way indicative that he poses a threat to children or should be precluded from coaching children; and

WHEREAS, Mr. Ruebenacker's attorney has advised that he is in the process of having this violation expunged from Mr. Ruebenacker's record, which he estimates will take approximately six months; and

WHEREAS, the Mayor and Council has considered the presentation made to them by Mr. Ruebenacker's attorney, and Mr. Ruebenacker, and considered the Certification submitted by Mr. Ruebenacker, and the recommendation of the Recreation Director and 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 Michael Ruebenacker is permitted to coach baseball in the Borough's Recreation program subject to supervision by Mr. Stratis in his position as assistant coach or by another assistant coach that is qualified; and be it further

RESOLVED that Mr. Stratis will immediately file an expungement application with the Court and will continue to keep the Mayor and Council advised of the status of said application including the granting or denial of the application; and be it further

RESOLVED that if the expungement application is denied, Mr. Ruebenacker will immediately be terminated as baseball coach in the Borough's Recreation program; and be it finally

RESOVLED that, unless the expungement application is approved and the offense at issue is removed from his record within the time specified, this permission to coach in the Borough's Recreation program shall automatically terminate as of September 18, 2014, or at the conclusion of the baseball season for the team which he will be coaching this spring, whichever is sooner.

Resolution 118-14

WHEREAS, at the Tax Sale held on September 30, 2013, the Borough of Franklin Lakes sold a tax lien on Block 1304, Lot 2, also known as 745 Colonial Road, for delinquent 2012 taxes, owned by Sondro Civitano and;

WHEREAS, this Tax Lien Certificate #13-00002 was sold to DGP Capital, LLL, 12-24 River Road, Fair Lawn, NJ 07410 at zero percent interest rate and a premium of \$8,900.00:

WHEREAS, Sondro Civitano will redeem of Certificate #13-00002 in the amount of \$18,643.86
and

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer is authorized to issue check in the amount of \$27,543.86 to DGP Capital, LLC, 12-24 River Road, Fair Lawn, NJ 07410.

Tax Lien	\$ 8,495.51		1099:
4% Redemption Penalty	326.75		
Subsequent Payment	9,415.22	Subsequent Interest	\$ 0
Subsequent Interest	678.13	4% Penalty:	326.75
Recording Fee	43.00	Total 1099:	\$ 326.75
Search Fee	12.00		
Total:	\$ 18,643.86		

Resolution 119-14

WHEREAS, at the Tax Sale held on September 30, 2013, the Borough of Franklin Lakes sold a tax lien on Block 1110.05, Lot 28, also known as 315 Freemans Lane, for delinquent 2012 taxes, owned by Sondro Civitano and;

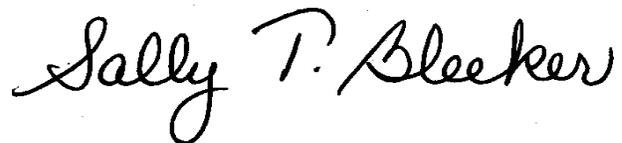
WHEREAS, this Tax Lien Certificate #13-00001 was sold to US Bank Custodian for Pro Capital III, 50 S. 16th Street, Suite 1950, Philadelphia, PA 19102 at zero percent interest rate and a premium of \$70,000.00:

WHEREAS, Sondro Civitano will redeem of Certificate #13-00001 in the amount of \$19,476.84, and

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer is authorized to issue check in the amount of \$89,476.84 to US Bank Pro Capital III, 50 South 16th Street, Suite 1950, Philadelphia, PA 1950.

Tax Lien	\$ 18,322.49		1099:
6% Redemption Penalty	1,099.35		
Subsequent Payment		Subsequent Interest	\$ 0
Subsequent Interest		6% Penalty:	1,099.35
Recording Fee	43.00	Total 1099:	\$ 1,099.35
Search Fee	12.00		
Total:	\$ 19,476.84		

Respectfully submitted,



Sally T. Bleeker, Borough Clerk