

MEETING OF THE MAYOR AND COUNCIL
April 17, 2014
7:30 P.M.

A regular meeting of the Mayor and Council was held on Thursday, April 17, 2014 in the Municipal Building.

MEETING CALLED TO ORDER

ROLL CALL

The following Council Members and Professional Staff responded to the roll call: Mayor Bivona, Councilmember Cadicina, Councilmember Kahwaty, Councilmember Lambrix, and Councilmember Swist. Also present were Borough Administrator Greg Hart, Borough Clerk Sally Bleeker and Borough Attorney William T. Smith. Absent were Councilmember Kelly and Council President Ramsey.

SUNSHINE LAW STATEMENT

FLAG SALUTE

MOMENT OF SILENT REFLECTION

PROCLAMATION

ARBOR DAY 2014

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and,

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and it is now observed throughout the nation and the world; and,

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife; and,

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and,

WHEREAS, trees in our Borough increase property values, enhance the economic vitality of business areas, and beautify our community, and, wherever they are planted, are a source of joy and spiritual renewal, and,

WHEREAS, the Franklin Lakes Shade Tree Commission will plant two trees at Franklin Avenue Middle School in commemoration of Arbor Day;

NOW THEREFORE, I, FRANK BIVONA, Mayor of the Borough of Franklin Lakes, County of Bergen, and State of New Jersey, do hereby proclaim April 25, 2014, as Arbor Day in the Borough of Franklin Lakes, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands; and I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

WHEARAS, The Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

WHEARAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all.

WHEARAS, The Municipal Clerk serves as the information center on functions of local government and community.

WHEARAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province, county and international professional organizations.

WHEARAS, It is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW, THEREFORE, I, Frank Bivona, Mayor of the Borough of Franklin Lakes, do recognize the week of May 4 through May 10, 2014, as Municipal Clerks Week, and further extend appreciation to our Municipal Clerk, Sally Bleeker, Deputy Clerk Jennifer Crespo and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

APPOINTMENT

Justin Musella – Alternate #2 Board of Health- Term to expire 12-31-2015

Motion to appoint Justin Musella to the Board of Health was made by Councilmember Kahwaty, seconded by Councilmember Swist.

Roll Call Vote:

Ayes: Cadicina, Kahwaty, Lambrix, Swist

Nays:

Abstain:

Absent: Kelly, Ramsey

Motion Approved.

ORDINANCES FOR FINAL READING AND ADOPTION

ORDINANCE 1585

AN ORDINANCE AMENDING SECTION 300-121 OF THE ZONING CODE OF THE BOROUGH OF FRANKLIN LAKES ADDRESSING THE PLACEMENT OF HVAC UNITS AND GENERATORS ON RESIDENTIAL PROPERTIES

Summary – this ordinance regulates the location of certain mechanical equipment on residential properties

WHEREAS, Ordinance 1585 was introduced at a meeting of the Mayor and Council held on the 18th day of March, 2014 and duly published by law; and,

Motion made by Councilmember Kahwaty to take up Ordinance No. 1585 for consideration of adoption on second and final reading, and direct the Clerk to read by title, seconded by Councilmember Swist. On voice vote, all in favor.

The Borough Clerk read the Ordinance by title only.

Motion to open the hearing to the public was made by Councilmember Lambrix, seconded by Councilmember Cadicina. On voice vote, all in favor.

No one from the public came forward at this time.

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

Resolution read and introduced by Councilmember Kahwaty, seconded by Councilmember Swist. Discussion – Mr. Hart said there are recommendations from the Planning Board. Borough Attorney Smith replied to the recommendations. The Planning Board’s recommendations were not followed and explanation was given in the Borough Attorney’s letter to the Planning Board.

Roll Call Vote:

Ayes: Cadicina, Kahwaty, Lambrix, Swist

Nays:

Abstain:

Absent: Kelly, Ramsey

Motion Approved.

ORDINANCE 1587

AN ORDINANCE RELATING TO SALARIES AND OTHER COMPENSATION OF OFFICERS, MANAGERIAL STAFF, CONFIDENTIAL EMPLOYEES, AND EMPLOYEES OF THE BOROUGH OF FRANKLIN LAKES, COUNTY OF BERGEN, STATE OF NEW JERSEY FOR THE YEAR 2014

Summary – This ordinance establishes the salaries of all Borough employees for 2014.

WHEREAS, an ordinance 1587 was introduced at a meeting of the Mayor and Council held on the 18th day of March, 2014 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 1587 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 Cadicina to take up Ordinance No. 1587 for consideration of adoption on second and final reading, and direct the Clerk to read by title, seconded by Councilmember Swist. On voice vote, all in favor.

The Borough Clerk read the Ordinance by title only.

Resolution read and introduced by Councilmember Kahwaty, seconded by Councilmember Cadicina. Discussion – None.

Roll Call Vote:

Ayes: Cadicina, Kahwaty, Lambrix, Swist

Nays:

Abstain:

Absent: Kelly, Ramsey

Motion Approved.

ORDINANCE 1588

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE PURCHASE AND INSTALLATION OF BARRIER-FREE DOORS AT THE BENDER COURT FIREHOUSE, AND APPROPRIATING \$37,000.00 FOR SAID PURCHASES AND IMPROVEMENTS AUTHORIZED TO BE UNDERTAKEN IN, BY AND FOR THE BOROUGH OF FRANKLIN LAKES, IN THE COUNTY OF BERGEN, NEW JERSEY

Summary – This ordinance appropriates \$37,000 for the installation of barrier-free doors at the Bender Court.

WHEREAS, an ordinance 1588 was introduced at a meeting of the Mayor and Council held on the 18th day of March, 2014 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 1588 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 Kahwaty to take up Ordinance No. 1588 for consideration of adoption on second and final reading, and direct the Clerk to read by title, seconded by Councilmember Swist. On voice vote, all in favor.

The Borough Clerk read the Ordinance by title only.

Motion to open the hearing to the public was made by Councilmember Cadicina, seconded by Councilmember Swist. On voice vote, all in favor.

No one from the public came forward at this time.

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

Resolution read and introduced by Councilmember Kahwaty, seconded by Councilmember Swist. Discussion – None.

Roll Call Vote:

Mike Petrino, 708 Somerset Street. Mr. Petrino asked what legislative actions were being undertaken to remain an Aaa rating by Moody's. Mayor Bivona said that Moody's cited the Borough's ability to institute a financial plan. Going forward, the Borough's financial plan will focus on slowly lowering the Borough's debt. There will be a slow and steady increase in the Borough's surplus.

Mr. Petrino asked if the building on the golf course site had an impact on the rating. Mayor Bivona said that Moody's saw the development as a positive. It is seen as more ratable and investment in the Borough. The development will demand more services, but it will also bring in more ratables.

Mr. Petrino asked if there was an attempt to reach out to County Freeholders with assistance in purchasing the golf course property. Mayor Bivona said there was no interest in purchasing the golf course property clearly because of the price. Instead, the Borough spent time speaking with the attorney to better understand COAH rules and obligations. They focused on minimizing the impact of development on the golf course property.

Mr. Petrino wanted to know when the Closed Session discussions regarding the golf course property would be available. Borough Attorney Smith advised that many discussions were done through the committees with only one or two council members present and meeting minutes were not taken.

Mr. Petrino asked if Closed Session minutes were on the Borough's website. Mr. Hart advised that they were not, but are open to public view and can be requested at any time.

Motion to close the time for public comment was made by Councilmember Cadicina, seconded by Councilmember Lambrix. On voice vote, all in favor.

CONSENT RESOLUTION 120-14

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 resolutions can be found after the Adjournment.

Resolution 121-14	Accept Report of the Finance Committee
Resolution 122-14	Permitting Coach for Baseball - Correction
Resolution 123-14	Tax Lien Redemption - 774 Aspen Way
Resolution 124-14	Refund of Taxes – 990 Dogwood Trail
Resolution 125-14	Tree Removal Permit – 521 Connie Avenue
Resolution 126-14	Facilities Use Permit – Iron Matt
Resolution 127-14	Facilities Use Permit – League of Our Own Baseball
Resolution 128-14	Facilities Use Permit – US Institute Programs
Resolution 129-14	Facilities Use Permit – ETA Summer Soccer Camp
Resolution 130-14	Approve Indoor Air Quality Program
Resolution 131-14	Approve Horizons Generator Agreement
Resolution 132-14	Synergy Project
Resolution 133-14	Tonnage Grant
Resolution 134-14	Certification of Expenditure for Solid Waste Tax
Resolution 135-14	Capital Budget Amendment

Resolution read and introduced by Councilmember Kahwaty, seconded by Councilmember

ACTION ON MINUTES

Motion to accept the minutes was made by Councilmember Kahwaty and seconded by Councilmember Cadicina:

- February 18, 2014 Regular Meeting
- February 26, 2014 Special Budget
- March 4, 2014 Work Session
- March 4, 2014 Closed Session
- March 18, 2014 Regular
- March 18, 2014 Closed Part I
- March 18, 2014 Closed Part II

Roll Call Vote:

Ayes: Cadicina, Kahwaty, Lambrix, Swist (with exceptions)

Nays:

Abstain: Swist – March 4, 2014 Work Session, March 4, 2014 Closed Session

Absent: Kelly, Ramsey

Motion Approved.

OLD BUSINESS

There was no Old Business to discuss at this time.

NEW BUSINESS

Sabbagh Litigation

Councilmember Kahwaty advised that the Borough and the Planning Board was served with a law suit brought upon by Mr. Sabbagh. The Planning Board will defer to the Mayor and Council on the matter and have Borough Attorney Smith represent both the Borough and the Planning Board. Mr. Smith said he will be able to defend both issues. There is a chance that the suit could be dismissed. Mr. Sabbagh's claim is that our Ordinance is too vague and has issue with lot coverage.

At this time, a motion was made to appoint Borough Attorney Smith to defend the Borough against the suit. Motion was made by Councilmember Kahwaty and seconded by Councilmember Cadicina.

Roll Call Vote:

Ayes: Cadicina, Kahwaty, Lambrix, Swist

Nays:

Abstain:

Absent: Kelly, Ramsey

Motion Approved.

INTRODUCTION OF ORDINANCES ON FIRST READING

Motion made by Councilmember Kahwaty to take up Ordinance 1589, Ordinance 1590, Ordinance 1591 and Ordinance 1592 for consideration of introduction and direct the Clerk to

ORDINANCE 1590

AN ORDINANCE AMENDING CHAPTER 144 “ALCOHOLIC BEVERAGES”, CHAPTER 247 “FEES” AND CHAPTER 362“PEDDLING AND SOLICITING” OF THE CODE OF THEBOROUGH OF FRANKLIN LAKES TO UPDATE CERTAIN FEES

ORDINANCE 1591

A BOND ORDINANCE AUTHORIZING STREET IMPROVEMENTS AND A REMEDIATION STUDY BY AND FOR THE BOROUGH OF FRANKLIN LAKES, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING AN AGGREGATE AMOUNT OF \$693,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$193,000 IN AGGREGATE PRINCIPAL AMOUNT OF BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF.

ORDINANCE 1592

AN ORDINANCE AMENDING PROVISIONS OF CHAPTER 411 “SOLID WASTE; RECYCLING” OF THE CODE OF THE BOROUGH OF FRANKLIN LAKES PERTAINING TO RECYLCING OF PLASTICS

WHEREAS, Ordinance 1589, Ordinance 1590, Ordinance 1591 and Ordinance 1592 were introduced at a meeting of the Mayor and Council held on the 17 day of April 2014;

NOWHEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen, State of New Jersey, that Ordinances 1589, 1590, 1591, and 1592 be and the same is hereby introduced on First Reading; and,

BE IT FURTHER RESOLVED that said Ordinances 1589, 1590, 1591 and 1592 will be further considered for final passage at a meeting of the said Mayor and Council to be held on the 20th day of May 2014 at 7:30 PM in the evening or as soon thereafter as the matter can be reached in the Council Chambers at Borough Hall, 480 DeKorte Drive, Franklin Lakes, New Jersey, at which time and place all persons who may be interested will be given an opportunity to be heard regarding Ordinances 1589, 1590, 1591 and 1592; and

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

Resolution read and introduced by Councilmember Kahwaty, seconded by Councilmember Swist. Discussion – none.

Roll Call Vote:

Ayes: Cadicina, Kahwaty, Lambrix, Swist

Nays:

Abstain:

Absent: Kelly, Ramsey

Motion Approved.

CLOSED SESSION

Resolution 121-14 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 \$1,402,542.47 as shown on the Claims Bill List; \$5,763.00 as shown on the Soil Account Bill List and \$300.00 as shown on the Developers Escrow List.

Resolution 122-14 Permitting Coach for Baseball - Correction

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 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 123-14 Tax Lien Redemption - 774 Aspen Way

WHEREAS, at the Tax Sale held on September 30, 2013, the Borough of Franklin Lakes sold a tax lien on Block 1516, Lot 2, also known as 774 Aspen Way, for delinquent 2012 taxes, owned by John and Gretta Vennik and;

WHEREAS, this Tax Lien Certificate #13-00005 was sold to Clemente Enterprises LLC, P.O.

4% Redemption Penalty	\$274.87		
Subsequent Payment	\$7,597.78	Subsequent Interest	\$503.94
Subsequent Interest	\$503.94	4% Penalty:	\$274.87
Recording Fee	\$43.00	Total 1099:	\$778.81
Search Fee	\$12.00		
Total:	\$ 15,303.39		

Resolution 124-14 Refund of Taxes – 990 Dogwood Trail

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) 2012 and 2013, on 990 Dogwood Trail, homeowners Arthur and Margaret Pronti

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 Thomas L. Murphy, Esq., 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>
1209	25	1,085,000 (2012)	\$ 337.26
		1,085,000 (2013)	\$ 342.54
		Total	\$ 679.80

Resolution 125-14 Tree Removal Permit – 521 Connie Avenue

WHEREAS, paragraph C of Borough Code §300-150 permits applicants to apply to the Mayor and Council to remove trees in addition to those permitted under paragraph B of said section; and,

WHEREAS, in accordance therewith, Mr. Bielen, who resides at 521 Connie Avenue, has requested permission to remove trees in excess of those permitted by paragraph B of Borough Code §300-150; and,

WHEREAS, the Mayor and Council referred the application to the Shade Tree Commission for its review and recommendations; and,

WHEREAS, the Shade Tree Commission has recommended approval of the application with certain conditions, as set forth in the memo from the Shade Tree Commission dated March 18, 2014;

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 Shade Tree Commission as set forth in its memo dated march 18, 2014 is hereby approved, and the tree removal application for 521 Connie Avenue be and is hereby approved, subject to the conditions in said Shade Tree Commission memo; and,

BE IT FINALLY RESOLVED that a copy of this resolution be forwarded to Mr. Bielen, the Tree Specialist and the Shade Tree Commission.

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 Iron Matt- Matthew Larson Foundation is hereby granted permission to use Borough facilities, for its annual Softball Tournament to be held on June 21, 2014, subject to compliance with all other Borough ordinance requirements as determined by the Recreation and Parks Director; and,

BE IT FINALLY RESOLVED that a copy of this resolution be forwarded to Iron Matt-Matthew Larson Foundation and the Recreation and Parks Director.

Resolution 127-14 Facilities Use Permit – League of Our Own Baseball

WHEREAS, the A League of Our Own has requested the use of Borough facilities, for its Men’s Baseball League games to be played every Sunday March 9, 2014 through December 14, 2014;

WHEREAS, the Mayor and Council are satisfied that the proposal for use of Borough facilities meets the requirements of the Borough’s field use ordinance;

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 A League of Our Own is hereby granted permission to use Borough facilities, for its Baseball League games to be held every Sunday March 9, 2014 through December 14, 2014, subject to compliance with all other Borough ordinance requirements as determined by the Recreation and Parks Director; and,

BE IT FINALLY RESOLVED that a copy of this resolution be forwarded to A League of Our Own and the Recreation and Parks Director.

Resolution 128-14 Facilities Use Permit – US Institute Programs

WHEREAS, the US Sports Institute has requested the use of Borough facilities, for its Summer Camps August 11, 2014 through August 15, 2014;

WHEREAS, the Mayor and Council are satisfied that the proposal for use of Borough facilities meets the requirements of the Borough’s field use ordinance;

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 US Sports Institute is hereby granted permission to use Borough facilities, for its Summer Camps to be held August 11, 2014 through August 15, 2014, subject to compliance with all other Borough ordinance requirements as determined by the Recreation and Parks Director; and,

BE IT FINALLY RESOLVED that a copy of this resolution be forwarded to US Sports Institute and the Recreation and Parks Director.

Resolution 129-14 Facilities Use Permit – ETA Summer Soccer Camp

WHEREAS, the Elite Training Academy (ETA) has requested the use of Borough facilities, for its Soccer Camp/Training to be held on July 21, 2014 through July 25, 2014;

WHEREAS, the Mayor and Council are satisfied that the proposal for use of Borough facilities meets the requirements of the Borough’s field use ordinance;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of

WHEREAS, the Mayor and Council are desirous of approving the Borough's Indoor Air Quality Program in accordance with the Indoor Air Quality Standard, N.J.A.C. 12:100-13;

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 Indoor Air Quality Program dated April 17, 2014, as same may be amended from time to time, be and is hereby approved; and,

BE IT FINALLY RESOLVED that a copy of this resolution be forwarded to the Borough's Indoor Air Quality Designated Person Richard Lilienthal.

Resolution 131-14 Approve Horizons Generator Agreement

BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes that Mayor Frank Bivona is hereby authorized to execute an agreement with East Coast Horizons at Franklin Lakes, LLC for the installation of an auxiliary power generators at the Horizons at Franklin Lakes 121 Courter Road, Franklin Lakes, New Jersey, in accordance with the terms therein; and,

BE IT FINALLY RESOLVED, that this agreement be in a form approved by the Borough Attorney.

Resolution 132-14 Synergy Project

WHEREAS, it is incumbent upon public bodies to explore opportunities for improving efficiencies and saving costs by finding operational synergies through sharing services, coordinating service delivery, aggregating purchasing powers, reducing redundancies and other shared processes; and,

WHEREAS, the Mayor and Council of the Borough of Franklin Lakes ("the Mayor and Council"), the Franklin Lakes Board of Education ("the Board of Education") and the Board of Trustees of the Franklin Lakes Library ("the Library Board of Trustees") are desirous of exploring such opportunities within the Franklin Lakes community and, specifically, amongst the Borough of Franklin Lakes ("the Borough"), the Franklin Lakes Elementary Schools ("the Schools") and the Franklin Lakes Library ("the Library"); and,

WHEREAS, the Borough's taxpayers support the Borough, the Schools and the Library with their tax dollars and rightfully expect these public bodies to explore every opportunity to improve efficiencies and save costs; and,

WHEREAS, the Mayor and Council, the Board of Education and the Library Board of Trustees are desirous of implementing a formal process for identifying operational synergies amongst the Borough, the Board of Education and the Library; and,

WHEREAS, this process would be administered by a task force, comprised of one representative from each of the three public bodies, which would be responsible for developing reports and recommendations for operational synergies, and submitting them to the Mayor and Council, the Board of Education and the Library Board of Trustees; and,

WHEREAS, among the areas to be explored for operational synergies are the following:

- Community events and activities
- Recreation programs
- Purchasing

operational synergies amongst the Borough of Franklin Lakes, the Franklin Lakes Elementary Schools, and the Franklin Lakes Library; and,

BE IT FURTHER RESOLVED that the Mayor and Council support the establishment of a task force to explore such opportunities, and hereby designate Borough Administrator Gregory Hart as the Borough's representative to said task force; and,

BE IT FINALLY RESOLVED that a copy of this resolution be forwarded to the Franklin Lakes Library and the Franklin Lakes Board of Education.

Resolution 133-14 Tonnage Grant

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grant to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the regulations impose on municipalities certain requirements as a condition for applying for such tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and indicate the assent of the Mayor and Council of the Borough of Franklin Lakes to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes that the Borough of Franklin Lakes hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Brooke Majka, Recycling Coordinator, to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED, that the monies received from the recycling tonnage grant be utilized in the 2014 Budget for purposes of recycling.

Resolution 134-14 Certification of Expenditure for Solid Waste Tax

WHEREAS, the Recycling Enhancement Act, P.L. 2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and,

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and,

expenditure for taxes paid pursuant to P.L. 2007, chapter 311, in 2013 in the amount of \$14,446.17. Documentation supporting this submission is available at Borough Hall, 480 DeKorte Drive, Franklin Lakes, New Jersey, and shall be maintained for no less than five years from this date.

Resolution 135-14 Capital Budget Amendment

Please see attached spreadsheet.

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

6 YEAR CAPITAL PROGRAM 2014-2019
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 PROJECT	2 Estimated TOTAL COST	3 Budget Appropriations		4 Capital Improvement Fund	5 Capital Surplus	6 Grants in Aid And Other Funds	7	
		Current 2014	Future Years				General	LI
Road Program	\$ 3,100,000			\$ 155,000			\$ 2,945,000	
FLNP Remediation Charges	43,000			2,150			40,850	
TOTAL ALL PROJECTS	\$ 3,143,000			\$ 157,150			\$ 2,985,850	

TO
CAPITAL BUDGET (Current Year Action)
2014

1 PROJECT	2 Project Number	3 Estimated Total Cost	4 Amounts Reserved in Prior Years	5a 2014 Budget Appro- priations	PLANNED FUN CURRE		
					5b Capital Improvement Fund	5c Capital Surplus	6 Other
Road Program		\$ 650,000			\$ 497,000		
FLNP Remediation Charges		43,000			3,000		
TOTALS ALL PROJECTS		\$ 693,000			\$ 500,000	\$ -	

6 YEAR CAPITAL PROGRAM 2014-2019
Anticipated PROJECT Schedule and Funding Requirement

1 PROJECT	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	ESTIMATED COMPLETION TIME	5 FUNDING AMOUNT			
				2014	2015	2016	
Road Program		\$ 3,150,000		\$ 650,000	\$ 500,000	\$ 500,000	\$
FLNP Remediation Charges		43,000		43,000			
TOTALS ALL PROJECTS		\$ 3,193,000		\$ 693,000	\$ 500,000	\$ 500,000	\$

6 YEAR CAPITAL PROGRAM
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 PROJECT	2 Estimated TOTAL COST	3 Budget Appropriations		4 Capital Improvement Fund	5 Capital Surplus	6 Grants in Aid and Other Funds	7 General	
		Current 2014	Future Years					
Road Program	\$ 3,150,000			\$ 622,000			\$ 2,528,000	
FLNP Remediation Charges	43,000			3,000			40,000	
TOTALS ALL PROJECTS	\$ 3,193,000			\$ 625,000	\$ -		\$ 2,568,000	

It is hereby certified that this is a true copy of a resolution amending the capital budget section adopted by the governing body on the 17th day of April, 2014

Certified by me

ATTEST:

APPROVED:

(DATE)

BOROUGH CLERK

MAYOR

TRENTON, NEW JERSEY
APPROVED _____, 2014

DIRECTOR OF LOCAL GOVERNMENT SERVICES