

MEETING OF THE MAYOR AND COUNCIL

August 5, 2014

7:30 P.M.

A work session meeting of the Mayor and Council was held on Tuesday, August 5, 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 Kelly, Council President Ramsey and Councilmember Swist. Also present were Borough Administrator, Greg Hart, Borough Clerk, Sally Bleeker and Borough Attorney, William T. Smith. Absent was Councilmember Lambrix.

SUNSHINE LAW STATEMENT

Borough Clerk, Sally 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 Councilmember Cadicina, seconded by Council President Ramsey.

Mabel Ann Watkins – 755 Colonial Road. Mrs. Watkins came forward to say that she did not want the Borough logo to be changed. She asked who the web team was. Mayor Bivona explained who the team was comprised of. Mayor Bivona said that there is no anticipated change in the Borough logo.

Motion to close the time for public comment was made by Councilmember Kahwaty, seconded by Councilmember Kelly.

BOROUGH ENGINEER’S REPORT

Mayor Bivona asked the members of the Council if they had any questions regarding the Borough Engineer’s report. Borough Administrator, Greg Hart, reported that the changes to the traffic circle would be completed by the end of August. He also reported that the Road Program for this year is close to complete.

Council President Ramsey would like the striping at the Recreation Center to be cleaned up. Borough Administrator Hart said he will follow-up.

CONSENT AGENDA RESOLUTION 216-14

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 217-14 Accept Report of the Finance Committee
- Resolution 218-14 Award Contract Police Vehicles
- Resolution 219-14 Veteran’s Tax Exemption – Leskanic
- Resolution 220-14 Tax Credit – First Real Estate
- Resolution 221-14 Chapter 159 - The New York Community Trust – Thomas W. Murphy, Jr.
Fund
- Resolution 222-14 Facilities Use Permit – Becton Dickinson
- Resolution 223-14 Tax Bill Extension

Resolution read and introduced by Councilmember Kahwaty, seconded by Councilmember Cadicina.

Roll Call Vote:

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

RESOLUTION

Resolution 224-14 Release of Closed Session Minutes

IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of Franklin Lakes that pursuant to the requirements of the Open Public Records Act, the minutes of closed meetings conducted by the Governing Body of the Borough of Franklin Lakes September 3, 2013 and April 1, 2014 are hereby determined to be released to the public except any that contain legal strategies or where the confidentiality of the matter still exists.

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

Roll Call Vote:

Ayes: Cadicina (with exceptions), Kahwaty, Kelly, Ramsey, Swist (with exceptions)
Nays:
Abstain: Cadicina and Swist – September 3, 2013 – Closed Session
Absent: Lambrix
Motion Approved.

APPOINTMENT

Liz Morris – Recycling Coordinator

Motion to appoint Liz Morris as the Recycling Coordinator was made by Councilmember Kahwaty, seconded by Councilmember Kelly.

Roll Call Vote:

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

MAYOR’S REPORT

There was no report given by the Mayor this evening.

COMMITTEE/LIAISON REPORTS

Administration and Finance

No report given this evening by the Administration and Finance Committee.

Public Works

No report given this evening by the Public Works Committee.

Environmental & Community Affairs

No report given this evening by the Environmental & Community Affairs Committee.

Planning & Development

Mayor Bivona reported that Toll Brothers has not gone before the Planning Board yet.

Recreation and Parks

No report given this evening by the Recreation and Parks Committee.

Public Safety

No report given this evening by the Public Safety Committee.

BOROUGH ADMINISTRATOR’S REPORT

Borough Administrator Hart asked if there were any questions regarding his report. No questions were asked.

OLD BUSINESS

There was no Old Business to discuss.

NEW BUSINESS

There was no New Business to discuss.

PROCLAMATIONS

HONORING DETECTIVE SERGEANT ANTHONY PACELLI

WHEREAS, Detective Sergeant Anthony Pacelli retired from the Franklin Lakes Police Department effective July 31, 2014; and,

WHEREAS, Detective Sergeant Pacelli served dutifully and with distinction with the Police Department for over 29 years, having been appointed to the Department on April 1, 1985; and,

WHEREAS, then-Patrolman Pacelli served with distinction as a patrolman, receiving numerous commendations, and was appointed to the Detective Bureau by the Police Chief on January 1, 2006; and,

WHEREAS, in recognition of his years of exceptional service, then-Detective Pacelli was promoted to the position of Detective Sergeant on June 18, 2013 and,

WHEREAS, during his career with the Police Department, Detective Sergeant Pacelli acted in a number of capacities, including the following:

- Bias crime officer
- Computer network administrator
- Division of Youth and Family Services liaison
- Internal Affairs Officer

WHEREAS, Detective Sergeant Pacelli was known to all as a dedicated and loyal police officer;

NOW THEREFORE, I, FRANK BIVONA, Mayor of the Borough of Franklin Lakes, County of Bergen and State of New Jersey, on behalf of the Mayor and Council and our residents, wish Detective Sergeant Anthony Pacelli and his family good health and happiness, and do hereby honor and commend Detective Sergeant Pacelli for his many years of outstanding service to the Franklin Lakes community.

IN WITNESS HEREOF, I have hereunto set my Hand and caused the Seal of the Borough of Franklin Lakes to be affixed this 5th day of August, 2014.

HONORING POLICE CHIEF JOSEPH SELTENRICH

WHEREAS, Police Chief Joseph Seltenrich retired from the Franklin Lakes Police Department effective July 31, 2014; and,

WHEREAS, Police Chief Seltenrich served dutifully and with distinction with the Police Department for over 37 years, having been appointed to the Department on December 15, 1976; and,

WHEREAS, in recognition of his exceptional service, then-Patrolman Seltenrich was promoted to the position of Sergeant on September 10, 1980; and then to the position of Lieutenant on September 13, 1989; and then to the position of Captain on January 1, 2007; and then to the position of Police Chief on February 1, 2012; and,

WHEREAS, as he advanced in rank, Police Chief Seltenrich assumed additional responsibilities and served with distinction, received numerous commendations, and acted in a number of capacities, including the following:

- Policies and procedures administrator
- OEM Law Enforcement annex coordinator
- Personnel files management
- Preparation of Mayor and Council reports
- Assignment roster coordinator

WHEREAS, Police Chief Seltenrich was known to all as a dedicated and loyal police officer and Police Chief;

NOW THEREFORE, I, FRANK BIVONA, Mayor of the Borough of Franklin Lakes, County of Bergen and State of New Jersey, on behalf of the Mayor and Council and our residents, wish Police Chief Joseph Seltenrich and his family good health and happiness, and do hereby honor and commend Police Chief Seltenrich for his many years of outstanding service to the Franklin Lakes community.

IN WITNESS HEREOF, I have hereunto set my Hand and caused the Seal of the Borough of Franklin Lakes to be affixed this 5th day of August, 2014.

APPOINTMENT

Administer the Oath of Office to Police Chief Carmine Pezzuti

Motion to appoint Carmine “Dean” Pezzuti as the Chief of Police was made by Councilmember Kahwaty, seconded by Council President Ramsey.

Roll Call Vote:

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

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, August 5, 2014 which begins at 7:30 PM, in the Conference Room at the Municipal Building to discuss the following:

Closed meeting issues:

- Personnel – Police Hiring and Promotion Policies

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

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

Motion to go into Closed Session at 8:39 p.m. was made by Councilmember Kahwaty, seconded by Councilmember Kelly. On voice vote, all in favor.

ADJOURNMENT

At 9:00 P.M. the Council returned from Closed Session and a motion to adjourn the meeting was made by Councilmember Kahwaty, seconded by Councilmember Cadicina. On voice vote, all in favor.

Resolution 217-14 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 \$6,441,180.04 as shown on the Claims Bill List; \$72.50 as shown on the Soil Account Bill List and \$1,872.00 as shown on the Developers Escrow List.

BE IT FURTHER RESOLVED, that the payroll of July 3, 2014 in the amount of \$207,063.36, the payroll of July 17, 2014 in the amount of \$215,862.98, the payroll of July 31, 2014 in the amount of \$255,545.16 be hereby ratified and approved.

Resolution 218-14 Award Contract Police Vehicles

WHEREAS, the Borough of Franklin Lakes wishes to purchase three (3) vehicles for the Police Department from an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A 40A:11-12; and

WHEREAS, Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034 has been awarded New Jersey State Contract number A82925 for 2015 Ford Police Interceptor Utility AWD vehicles, with an expiration date of 10/24/14; and

WHEREAS, the Police Chief and Borough Administrator recommend the utilization of this contract on the grounds that it represents the best price available; and

WHEREAS, the actual cost for the purchase is one unmarked vehicle at a price of \$28,000 and two others, black/white marked patrol, at a price of \$28,287 each the total cost for the three (3) vehicles is \$84,574.00; and

WHEREAS, the total cost of the vehicles is to be financed utilizing funds received from the Thomas W. Murphy Jr. Fund grant; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this purchase,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Franklin Lakes that three (3) 2015 Ford Police Interceptor Utility AWD vehicles be purchased from Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034.

Resolution 219-14 Veteran's Tax Exemption – Leskanic

WHEREAS, Mr. Daniel L. Leskanic, who resides at 291 Woodside Avenue, Franklin Lakes, New Jersey, Block 2712, Lot 2, and;

Miscellaneous Revenues:

Public and Private Programs Offset by Appropriations:
2014 Private Donation- The New York Community Trust –
Thomas W. Murphy, Jr. Fund \$50,000.00

BE IT FURTHER RESOLVED that a sum of \$50,000.00 and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from "CAPS":
Public and Private Programs Offset by Revenues:
2014 Private Donation- The New York Community Trust –
Thomas W. Murphy, Jr. Fund \$50,000.00

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

Resolution 222-14 Facilities Use Permit – Becton Dickinson

WHEREAS, Becton Dickinson has requested the use of Borough facilities, Pulis Avenue Field, for its employees team building activities to be held August 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 Becton Dickinson is hereby granted permission to use Borough facilities for its employees team building activities to be held August 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 the Becton Dickinson and the Recreation and Parks Director.

Resolution 223-14 Tax Bill Extension

WHEREAS, tax bills are expected to be mailed on or about August 5, 2014; and,

WHEREAS, per N.J.S.A. 54:4-66, et seq., no interest is to be charged up to the 25th calendar day after the date the tax bill was mailed; and,

WHEREAS, the Mayor and Council wished to extend the grace period to the 25th calendar day after the date of the tax bill was mailed, which shall be August 29, 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 grace period for the payment of 3rd quarter taxes for 2014 be and is hereby extended to August 29, 2014.

Respectfully submitted,



Sally T. Bleeker, Borough Clerk