

SPECIAL MEETING OF THE MAYOR AND COUNCIL
September 30, 2014
8:00 A.M.

A special meeting of the Mayor and Council was held on Tuesday, September 30, 2014 in the Municipal Building.

MEETING CALLED TO ORDER

Mayor Bivona opened the meeting at 8:00 a.m.

SUNSHINE LAW STATEMENT

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

ROLL CALL

The following Council Members and Professional Staff responded to the roll call: Mayor Bivona, Councilmember Kahwaty, Councilmember Cadicina, Councilmember Kelly, Councilmember Lambrix, Councilmember Swist and Council President Ramsey. Also present were Borough Administrator Gregory Hart, Borough Clerk Sally Bleeker and Chief Financial Officer William G. Pike.

FLAG SALUTE

MOMENT OF SILENT REFLECTION

PUBLIC'S OPPORTUNITY TO SPEAK

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

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

ORDINANCES FOR FINAL READING AND ADOPTION

ORDINANCE 1606

REFUNDING BOND ORDINANCE OF THE BOROUGH OF FRANKLIN LAKES, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE BOROUGH'S OUTSTANDING GENERAL BONDS OF 2003, AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$1,175,000 AGGREGATE PRINCIPAL AMOUNT OF REFUNDING BONDS OF THE BOROUGH TO EFFECT SUCH REFUNDING, AND APPROPRIATING THE PROCEEDS THEREOF.

Summary – This ordinance authorizes the refunding of all or a portion of the Borough's outstanding general bonds of 2003.

WHEREAS, Ordinance 1606 was introduced at a meeting of the Mayor and Council held on the 16th day of September, 2014 and duly published by law; and,

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 1606 be and the same is hereby adopted on second and final reading; and,

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

Motion made by Councilmember Lambrix to take up Ordinance No. 1606 for consideration of adoption on second and final reading, and direct the Clerk to read by title, seconded by Councilmember Kahwaty. 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 Kahwaty, seconded by Councilmember Lambrix. 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 Kelly, seconded by Councilmember Kahwaty. On voice vote, all in favor.

Resolution read and introduced by Councilmember Kahwaty, seconded by Councilmember Cadicina. Discussion – Chief Financial Officer Pike explained that the Borough will be calling in bonds we currently have in the amount of \$1,175,000 then reissuing at a lower interest rate for an estimated saving of \$46,000 over the course of the next 4 or 5 years. Councilmember Lambrix questioned the difference in the amount of the statement from the Auditor’s Capital Projects and Debt Service Analysis report callable balance of \$1,131,000. Mr. Pike explained that we are rolling any additional cost associated with the refinancing into the bond.

Roll Call Vote:

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

Nays:

Abstain:

Absent:

Motion Approved.

RESOLUTION

**Resolution 268-14
Authorizing Sale of Bonds**

Mayor Bivona stated that the resolution is very long and asked for a motion to direct the Clerk to read the resolution by title. Motion by Councilmember Kahwaty seconded by Councilmember Kelly. On voice vote, all in favor. Full text of the resolution can be found after adjournment.

The Borough Clerk read the resolution by title only

RESOLUTION 268-14

RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF NOT EXCEEDING \$5,055,000 GENERAL CAPITAL BONDS AND \$1,150,000 GENERAL CAPITAL REFUNDING BONDS, IN, BY AND FOR THE BOROUGH OF FRANKLIN LAKES, BERGEN COUNTY, NEW JERSEY; DETERMINING THE FORM AND OTHER DETAILS OF SAID BONDS; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

Motion to approve the resolution by Council President Ramsey seconded by Councilmember Kelly. Discussion – Mr. Pike said that we are turning Bond Anticipation Notes into long term financing. Mayor Bivona said that this is permanent financing for debt the borough has already incurred.

Roll Call Vote:

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

Nays:

Abstain:

Absent:

Motion Approved.

OLD BUSINESS

Mayor Bivona thanked everyone that helped out with the pep rally on Friday night and with the two great wellness events this past week the Half Marathon and a 5K run.

Mr. Hart said that he received three proposals for low maintenance landscaping at the traffic circle. Mr. Hart, Brian Peterson, Rich Lilienthal and Mayor Bivona review the proposals. The lowest proposal was \$16,080 and the highest proposal was \$42,000. Mr. Hart said that the recommendation of the review committee is to accept the lowest proposal submitted by Landscapework. Mr. Hart is asking for authorization to work with Landscapework to fine tune a plan not to exceed \$20,000 that might possibly including additional lighting. This will be paid for with money from the beautification fund and the operating budget. The consensus of the council was to authorize Mr. Hart to work with Landscapeworks for a plan not to exceed \$20,000.

Council President Ramsey suggested using Bergen County Open Space funds to pave the parking lot across the street from High Mountain Road School. Mayor Bivona said that it is not a municipal parking lot, the schools use it and if it they want it paved they should pay for it.

Mr. Hart informed the governing body that he has a project that would be eligible for Bergen County Open Space funds. He explained that over the last several months he has been in discussion with a company that wants to donate outdoor fitness equipment to municipalities. Mr. Hart, Dina Robinson Chairperson Mayors Wellness and Recreation Director Jason Robinson looked at the equipment that has a value of \$30,000. He said that the equipment is very well made and looks durable. The cost for delivery and installation is \$7,500. The equipment is installed on a concrete pad and would require rubber interlocking pads on top of the concrete. Estimate for the concrete pad and interlocking rubber pads is \$12,000. Several different locations were researched. The group felt the best location would be on Muni Field near the parking lot. Mayor Bivona said that in the future a field house with bathrooms could be added.

Mr. Hart said that the deadline for the donation of the equipment is October 1, 2014.

Councilmember Swist asked about the costs for maintenance, liability and if other towns have used this equipment.

Mr. Hart said that there is no maintenance unless the equipment breaks then we would have to repair or replace the equipment. Mr. Hart will contact our Risk Manager about liability. He said that this company is new to the area. Mr. Hart will also look into a warrantee on the equipment.

The project could be financed through the Mayor's Wellness fund and Bergen County Open Space Fund which is a matching grant. He said that this project would be eligible for the grant.

The consensus of the governing body members was to approve this donation of equipment. Council President Ramsey has concerns and therefore was not in favor of the donation and Councilmember Kahwaty agreed with the caveat that the concerns about liability and warrantee are answered favorable.

ADJOURNMENT

Motion to adjourn the meeting at 9:00 a.m. was made by Councilmember Kahwaty, seconded by Councilmember Kelly. On voice vote, all in favor.

Respectfully submitted,



Sally T. Bleeker, Borough Clerk