

**MEETING OF THE MAYOR AND COUNCIL  
DECEMBER 1, 2015  
7:30 P.M.**

A regular meeting of the Mayor and Council was held on December 1, 2015, 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, Council President Kelly, Councilperson Lambrix, Councilperson Ramsey, Councilperson Swist, Borough Administrator Greg Hart, Borough Attorney Smith and Borough Clerk Sally Bleeker.

**SUNSHINE LAW STATEMENT**

The Borough Clerk read the Sunshine Law Statement.

**FLAG SALUTE**

**MOMENT OF SILENT REFLECTION**

**APPOINTMENTS**

There were no appointments this evening.

**OPEN TIME FOR PUBLIC COMMENT**

Motion to open the time for public comment was made by Councilperson Lambrix. Councilperson Kahwaty seconded the motion.

No one from the public came forward. Motion to close the time for public comment was made by Councilperson Cadicina, seconded by Councilperson Kahwaty.

**BOROUGH ENGINEER'S REPORT**

Kevin Boswell, of Boswell Engineering, came forward. Mr. Boswell said that they are trying to convince the property owner on Tanglewood Court to remove or relocate his shed which is presently situated on the top of a manhole in the drainage easement. Access to manhole is essential in order to rectify the drainage issue on Tanglewood Court. An additional manhole is located on the other side of the street which will allow for a complete evaluation of the drainage and flooding issues in this area

Mr. Boswell noted a final change order regarding the sewers on Pulis Avenue resulting in a reduction in cost of approximately \$16,000 from the original contract amount. Regarding the sanitary sewers for the Municipal Complex, Mr. Boswell said that the contractor has stabilized the area on Mabel Anne Avenue. The trench needs patching to level the area and maintain it over the winter. The area will be paved curb to curb in the spring.

Mr. Boswell reported that an application has been submitted to New Jersey Department of Environmental Protection (NJDEP) regarding dredging of King's Pond.

Mr. Boswell visited the dam at the Express Scripts property and he doesn't anticipate any problems.

Councilperson Lambrix asked Mr. Boswell for an update on the Ponds in Shadow Lake. Mr. Boswell gave a history of the area stating that in the mid-1990s, Shadow Lake requested that the lake be dredged. The lake was lowered and the biggest issue now is whether the excavating material is bank run or silt. If it is silt there could be

contamination issues, and if it is bank run it becomes a quarrying situation. His understanding is that some of the areas were very good and others were marginal. He is following up a representative of Shadow Lake because this was a private undertaking. The permit is relatively simple to get; however, this is not something that the Mosquito Commission would take on due to its size.

Councilperson Lambrix said that he is actually inquiring about a pond several streets away. He asked if it was part of the public drainage system. Mr. Boswell said that this pond is part of the “on stream ponds” and it may be impeded by the existing silt. He will look into this and determine whether this is a project that could be done by the Borough. He noted that the Borough does this type of dredging work for functional reasons only and not aesthetic reasons.

- **Indian Trail Culvert Trash Rack**

Mayor Bivona reported on a number of complaints that have been received regarding a blockage of the culvert on Indian Trail. Some work was done in the spring, but it has now been established that the pipes are totally blocked. Mr. Boswell described the pipes and said that the corrugated metal pipes rotted out about seven or eight years ago. At that time, the head walls were repurposed by adding more concrete piping which was more cost effective than redoing the entire system. The problem resurfaced due to the beavers and the six or seven dams they have built downstream. Mr. Hart stated that for a while it seemed that the beavers had left, but it appears they are back again.

Mr. Boswell explained the “beaver deceiver” which is similar to a deer fence. This is a device that is placed about thirty to forty feet on both sides of the water. It disburses the flow of the water so that the beavers can’t hear the running water. Their instinct is to dam any running water and this device will work as long as nothing gets stuck in it. Mr. Boswell described the trash rack system which is another alternative. This system is vertically mounted on an angle with a cross member that is about five or six inches in size. A heavy duty rack can then be used to rake up debris as it catches on the rack which will then be pulled away and removed. Mr. Boswell recommended doing an inclined rack on both sides because the flow is coming from the west side. Another vertical rack on the low side will prevent the beavers from entering the pipe. He said that a contractor had been called in to break up the dams. This would have to be done continuously because the beavers will replace any dams that have been removed.

Mr. Boswell said that the trash rack will fix the problem and he estimated the cost at \$50,000 to \$100,000. This is much cheaper than spending a million dollars bringing in a new three sided box culvert. No permits are required from DEP; however, a structural detail is required in order to get prices from fabricators and to determine whether to use aluminum or galvanized steel. Mr. Boswell again recommended this course of action and has drawn up a proposal for the design work at a cost of \$10,000. The pipes would require periodic straightforward maintenance.

Mr. Hart said that there are seven or eight residents upstream who have been strongly encouraging the Borough to resolve this problem as soon as possible. This would be a capital project for early 2016. Mr. Boswell explained that the pipe would be built onsite and installed by means of a backhoe. Mayor Bivona said that they have discussed and agreed that situations like this will come up from time to time, and Councilmembers agreed to go forward with this project in 2016.

Regarding the road program, Mr. Boswell reported on the low milling cost in Franklin Lakes. He said that the average cost per square yard for municipalities in the County was \$28; however, the actual cost in Franklin Lakes was \$16. Mayor Bivona said that the Borough has a good framework and an updated analysis of the roads thanks to the work done by the intern over the summer. In addition, they have a good understanding of how much they will have to spend in order to maintain the quality of the roads.

**Resolution Resolution 300-15**  
**CONSENT AGENDA**

**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 301-15 Accept Report of the Finance Committee
- Resolution 302-15 Authorize Competitive Contracting – Child Care Services
- Resolution 303-15 Change Order – Community Center Sewers
- Resolution 304-15 Tax Refund – Rozdeba
- Resolution 305-15 Tax Refunds – Reduced Added Assessments
- Resolution 306-15 Chapter 159 – 2015 Drunk Driving Enforcement Fund

Resolution introduced by Councilperson Kahwaty. Seconded by Councilperson Cadacina. Discussion – Mr. Hart stated that they don't have information on the Recreation Department Copier and it will be removed from the consent agenda.

Roll Call Vote

Ayes: Cadicina, Kahwaty, Kelly, Lambrix, Ramsey, Swist  
Nays: None  
Abstain: None  
Absent: None  
Motion Approved

**ENVIRONMENTAL & COMMUNITY AFFAIRS**

- **Textile Recycling**

The Recycling Coordinator, Liz Morris, came forward and stated that a member of the Recycling Commission suggested they look into textile recycling. This concept has greatly improved from years ago when there would be a large number of bags and litter surrounding clothing pick-up bins. Most of the companies that offer this service will pay about \$100 per ton for the textiles and they pick up and they offer collection service on a weekly basis. Ms. Morris said that Franklin Lakes dumps about 4,000 tons of garbage into landfills per year and approximately 5% of that is comprised of textiles. Ms. Morris calculated that the Borough could be paid as much as \$20,000 for items placed in these bins. In addition, the Borough would save \$63.50 per ton of garbage or \$7,000 annually. Ms. Morris concluded that this is good environmental policy for the Borough.

Ms. Morris stated that a variety of companies will provide this service. America Recycles had been discussed in the past. They offer a flat fee of \$1,500 per bin annually. She said that another company, Planet Aid, is a 501C3, or non-profit organization that pays to collect and empty the bins. This company ships the clothing overseas to developing countries where this type of organization is a robust part of the economy. Items are shipped in and sold for people to wear. Money made by Planet Aid is distributed in these countries for educational programs. Planet Aid has indicated that they will keep the areas around the bins clean. Ms. Morris also found other companies that the service on a for profit basis.

Ms. Morris said that there is a question of how the Borough would distribute the money they make from this service. This decision would have to be made by the Mayor and Council. She said that this is a win-win because the Borough is helping developing countries while keeping items out of the landfill.

Councilman Lambrix asked about the location of the bins. Ms. Morris said the bins would be located at the Recycling Center. The program will have to be promoted by the Recycling Department. Ms. Morris described the recycling area presently has having three sites. These include an area for heavy metals on a concrete pad; an area for

electronics; and another area for the cardboard and co-mingled items with relatively new containers. Ms. Morris noted that the Borough receives \$70 per ton for cardboard which is the most valuable recyclable at the moment. There is a small shed for rechargeable batteries.

Councilperson Swist asked if the Borough would have to sign a contract for a year with any of these companies. Ms. Morris said they would not have to sign a contract, and if the Borough decided not to keep the bins, these companies have indicated they would remove the bins within the month.

Councilman Lambrix asked if it was possible for residents to obtain receipt that could be used as a tax deduction when they drop off items. Ms. Morris said that there would have to be someone manning the bin which is not feasible. Councilperson Swist commented that this service would be offered as a convenience for residents.

Mr. Hart pointed out that under New Jersey law, this is considered a concession because Borough property is being used; however, the concession process does not have to be used in the case of a non-profit. Mr. Hart said that the award of contract could be done by resolution if the Council agrees. Ms. Morris said she would recommend the Borough use Planet Aid for textile recycling. After a short discussion, the Council agreed that the resolution should be awarded on December 15<sup>th</sup>.

## **MAYOR'S REPORT**

Mayor Bivona said that he had no report this evening.

## **COMMITTEE/ LIAISON REPORTS**

### **PUBLIC WORKS**

Mr. Hart spoke about the possibility of installing a gate on the outside of the Recycling Center in the area where the driveway is most narrow. The purpose is to limit the activity at certain hours. He said there has been a suggestion of manning the Center on weekends since there is money available through certain grant programs, He will report further in the near future.

Mr. Hart said that building security was discussed and the architect is looking at redesigning both the Borough Clerk's office and the Tax Collector's office to make them more secure. They will consider these upgrades when discussing the 2016 budget. Upon questioning by Councilperson Kahwaty, Mr. Hart said that he is not aware of any State requirements on securing municipal buildings.

## **ADMINISTRATION AND FINANCE**

- **Employee Wellness Campaign**

Councilperson Lambrix referred to the summary from the Committee recommending that the Council establish an Employee Wellness Plan. Mr. Hart said that there has been a plan in place for approximately five years consisting of different programs and speakers with spotty participation by employees. A new Wellness Committee is now in place and they are looking for representation from each department to establish a more meaningful Employee Wellness Program. The purpose of the program is to build a healthier work force with improved morale. The Wellness Committee met with people at the Borough of Hardyston who have implemented a successful program which is incentive based. Hardyston has appropriated approximately \$35,000 to their Employee Wellness Program for the past three years including payment to the employees who join and payments to guest speakers.

Mr. Hart felt that this amount was over ambitious for Franklin Lakes, but they should work to develop the program. There have been some discussions with the YMCA and other entities. The Committee wants to develop a plan that will highlight a monthly activity, provide a speaker and offer screenings. He recommended that employees be

surveyed to measure their interest in these programs. Mr. Hart stated that they could take advantage of resources offered by the YMCA, Valley Hospital and Bergen County to help with this plan. He proposed initiating the program at the beginning of 2016 in connection with New Year's Resolutions and consider an incentive or points based program. An employee would get a specified number of points for attending a program and the points could be cashed in for a Fitbit or a three month membership at the Community Center or a half day off from work. Mr. Hart said that the Borough recently received a dividend of \$7,900 from BMed which could be used to implement a program for 2016, however, approval is needed by the Mayor and Council.

After a short discussion, Councilmembers unanimously agreed to support this program.

### **Verizon Wireless Request**

Richard Komissar, introduced himself and stated that he is a Site Acquisition Specialist working for Tilson. Tilson is a contracting company that does work for Verizon Wireless. Mr. Komissar explained that Verizon is requesting consent from the municipality to install equipment on utility poles in the municipal right-of-way. The equipment will provide better cell phone coverage. Mr. Komissar distributed photos showing the equipment that was recently installed in Manville, N.J.

Councilperson Kahwaty said that he knows that municipalities must allow cellular equipment. He asked how it could be regulated. Mr. Komissar explained that this equipment is installed in areas with high demand and limited coverage. The equipment will enhance quality of service in a 500 foot area. Mayor Bivona asked if this type of equipment would negate the need for cell towers and Mr. Komissar said that this equipment augments but will not replace existing cell towers. The equipment cannot be shared with other carriers and requires power to be run from under the ground. Verizon will deal with Rockland Electric who will provide the electricity.

Mr. Komissar explained that if Verizon receives approval for the equipment from the Borough, they will apply for a building permit. He said that Tilson will do the installation work as an authorized contractor for Verizon Wireless. He added that this equipment has not yet been installed anywhere in Bergen County; however, permits have just been received to begin an installation in Woodridge.

Councilperson Lambrix questioned the negative issues connected with this equipment. Mr. Komissar said that there are none to his knowledge and the equipment has very low wattage. Mayor Bivona asked for information on public safety and emissions and Mr. Komissar said he will provide this.

Councilperson Lambrix said that he would like the Committee to review this information and he would appreciate a better understanding of the legalities involved if another carrier wants to do the same thing in Franklin Lakes. Mr. Komissar indicated that Verizon is the only carrier with this equipment at the moment.

Councilperson Kahwaty asked about limitations imposed by other municipalities and Mr. Komissar said that he was not aware of any limitations from other communities. He said that they have been exempt from zoning because the poles are existing. He added that for the most part people are quite accepting of the equipment because it is better than constructing a cell tower and it improves the quality of their cell phone use.

After more discussion, Councilmembers said they would like to see reports on the equipment, information on public safety, and specifics as to exact number and location of this equipment. Mayor Bivona wanted assurance that all the cell providers would not want to use of the same utility poles. Mr. Komissar said he would try to get the information on the specifications, numbers and locations of the equipment to the Council in the next several days. Councilperson Lambrix said that the Communications Committee will review the information at their next meeting and this matter could be scheduled on the January 5<sup>th</sup>, 2016 agenda.

- **2015 Mayor and Council Goals  
Environmental Email**

Councilperson Lambrix said that Councilmembers had been asked to comment on the Mayor's list of Goals for 2015. Mr. Hart had prepared an update showing progress relative to the goals, and he noted that many of the goals are either ongoing or have been completed. Mayor Bivona said that he could contact Councilmembers individually to review the status. Councilmembers agreed and Mayor Bivona said he would be in touch later this week.

Councilperson Lambrix said that the Finance Committee is hoping to have a budget meeting next week.

## **ENVIRONMENT AND COMMUNITY AFFAIRS**

Councilperson Swist stated that a representative from Ameri Corps, who is the Water Shed Ambassador, has volunteered to help with water conservation in Franklin Lakes. She noted that this is another way to gain credits from Sustainable New Jersey and she proposed a rain garden which would lend itself well to the topography in some areas. She recommended the use of rain barrels which could be a Scouting project. Green rain barrels could be decorated and people could take them home to capture water. Councilperson Swist suggested that this be done on Borough property.

Councilperson Swist said that Clean-Up Day for 2016 is scheduled for April 16<sup>th</sup> and has been coordinated with Wyckoff Clean-Up Day. The Film Festival will be on Sunday, April 10<sup>th</sup>, and April 17<sup>th</sup>, and again on Thursday, April 21<sup>st</sup>, and April 28<sup>th</sup>.

Councilperson Swist reported on a recommendation to replace the lighting at Borough Hall with LED lights in order to conserve energy. PSE&G will pay for replacement bulbs and this is another way of obtaining points from Sustainable New Jersey. Mr. Hart said they already participate in this type of program.

Councilperson Swist stated that Elizabeth Morris is working on a recycling ordinance for non-residential properties which will clarify requirements with respect to commercial environments.

## **RECREATION AND PARKS**

Councilperson Kahwaty recused himself from the Lions Club discussion.

Council President Kelly reported on the Football Superbowl and stated that Franklin Lakes won the juniors and seniors category. The event was well received and participation was high. Soccer season is over and lacrosse and basketball registration is complete. Council President Kelly said that today was moving day to the Community Center for the Parks and Recreation staff. He added that try outs and selections have been made for the travel baseball and softball teams as well as the travel basketball team.

Council President Kelly said that people are finally beginning to realize that no place is safe from the drug problem and that it is not going away. He stated that Henry Wasserstein of the Municipal Alliance along with Mayor Bivona and himself are putting together a working group of four or five people to develop a specific action plan. They have committed \$4,000 to address the problem and they would like to add to this in the next budget cycle. Council President Kelly described the problem and said it is sobering to note that there were eleven overdoses in 2015. Six were heroin related with one fatality. This statistic drives home the point that they need to get serious about addressing this problem. He hopes this group will be able to define their goals and come back with specific details as to how much money will be needed to fund their plans.

Mayor Bivona said that he has met with the School Board, the Superintendent of Schools, the County, Children's Aid, Christian Health Care and others. He will work on a framework for a budget with Council President Kelly, but this is not just a dollar amount,

and they may need a dedicated person who is a conduit to other organizations. Mayor Bivona said that money is included in school budget for drug education and he will ask the schools and the Library to commit some funding for these programs.

Mayor Bivona stated that a great deal of work is being done through the Municipal Alliance and he encouraged other towns to join. There has been a tremendous reception from those whom he has spoken to so far, including the County and the schools. Mayor Bivona said that he is looking for four or five individuals that are passionate about this issue who are willing to sit on the Board of Health. He added that mental health is a huge part of the drug problem as well.

Mayor Bivona announced that today they agreed with the County to host a County wide presentation called "Hidden in Plain Sight" at Indian Hills High School in March. He will try to get sponsorship from the three Municipal Alliance groups. In October, Chris Heron will be coming to speak.

Councilperson Swist suggested approaching other organizations in the Borough for financial assistance with these programs. Mayor Bivona said that the Library could help with this by hosting meetings with speakers and he stressed that this is an ongoing effort. He will be providing future updates to the Council.

- **Facilities Use Request – Franklin Lakes Lion Club**

Mr. Hart recalled that the Council reviewed a lot of facility use requests in the spring, and at the time, decided to approve the Carnival. There is a significant amount of wear and tear to the fields and they need to discuss limiting parking on the field.

- **Facilities Use Request – Wyckoff Family YMCA**

Mr. Hart said that in the case of the triathlon, there was a note to explore alternatives due to the wear and tear issue. Last year the triathlon had limited parking because the Lions Carnival fell on the same weekend. The Borough has explored alternatives with the YMCA over the past three years and draw the same conclusion that there are limited alternatives. Mr. Hart said that approval is necessary and the Councilmembers agreed.

## **PLANNING & DEVELOPMENT**

Councilperson Kahwaty reported that the Express Scripts subdivision was approved and the resolution will be adopted tomorrow.

Mayor Bivona said that Gabrellian will present a concept plan on December 16<sup>th</sup>, for the mall at the corner of Colonial Road and Franklin Avenue.

Mr. Hart reported he met with Mr. Smith and Mayor Bivona to review the Express Scripts property. The Borough must submit the Amendment to the Settlement Agreement which contains a list of outstanding items; however, they hope to close on the property during the first or second week of January.

## **PUBLIC SAFETY**

Councilperson Ramsey referred to the Police Officer hiring process and said that the Police Chief has requested a meeting tomorrow to discuss this further. They anticipate that five officers will be leaving the Borough.

## **BOROUGH ADMINISTRATOR'S REPORT**

There were no questions on the Administrator's report this evening.

## **OLD BUSINESS**

Councilperson Lambrix asked about the progress with the Bulgarian Embassy property on Freemans Lane. Mr. Hart said that the Bulgarians are still in the process of listing the

property for sale. He feels that things are moving in the right direction and some progress is being made.

Councilperson Kahwaty referred to the Special Needs Housing and said he was unaware of the State's decision not to fund the Developer's Application under the tax credit program. He asked if this would endanger any long term funding or liability. Mr. Hart explained that the request for funding was denied and a request for reconsideration has been filed to be heard on December 11<sup>th</sup>. Mr. Hart wrote a letter today to support the application and Senator O'Toole's office is doing the same. He feels that the developer has a good argument relative to the Request for Reconsideration, and he anticipates a quick and positive decision. Mr. Hart said that this application had a perfect score; however, there were four applications in total with perfect scores with the other three applications being funded.

Mr. Hart announced the Holiday Party on December 18<sup>th</sup>. They will be recognizing Beverly Pyskaty who will be retiring at the end of the year. The Christmas Tree lighting is tomorrow night, and the Menorah lighting is on December 8<sup>th</sup>.

### **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, December 1, 2015 which begins at 7:30 PM, in the Conference Room at the Municipal Building to discuss the following:

Closed meeting issues:

- Tax Appeal – Leoce
- Tax Appeal – Rizzotto
- Tax Appeal - Grobstein

**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.

Councilmembers had no questions on these tax appeals, therefore, it was not necessary to go into Closed Session.

### **ADJOURNMENT**

Motion by Councilperson Kahwaty to adjourn the meeting at 9:30 P.M. Councilperson Cadicina seconded the motion.

### Roll Call Vote

Ayes: Cadicina, Kahwaty, Kelly, Lambrix, Ramsey, Swist  
Nays: None  
Abstain: None  
Absent: None  
Motion Approved

### **Resolution 301-15**

**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 \$3,930,692.69 as shown on the Claims Bill List; \$0.00 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 5, 2015 in the amount of \$204,089.39 and the payroll of November 19, 2015 in the amount of \$198,322.76 be hereby ratified and approved.

**Resolution 302-15**  
**Authorize Competitive Contracting for Child Care Services**

**WHEREAS**, N.J.S.A. 40A:11-4.1 authorizes the use of the competitive contracting process in lieu of public bidding for the procurement of certain specialized goods and services including the operation, management or administration of social services facilities or programs; and,

**WHEREAS**, the Mayor and Council are desirous of utilizing the competitive contracting process for the procurement of a lessee for the child care center in accordance with the Agreement between the Borough and Express Scripts;

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Franklin Lakes that the Borough Clerk is hereby authorized to advertise a notice of the availability of a request for proposal documentation for the procurement of a lessee for the child care center as per the Borough's Agreement with Express Scripts.

**Resolution 303-15**  
**Change Order – Pulis Avenue Community Center Sewers**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Franklin Lakes, County of Bergen and State of New Jersey that Change Order #1 for the Pulis Avenue Community Center Sewers project be and is hereby approved in accordance with the requirements of N.J.A.C. 5:30-11.1 et seq.

PROJECT	Proposed Sanitary Sewer Improvements – Pulis Avenue Recreation Center
ENGINEER	Boswell McClave Engineering
CONTRACTOR	Rock Solid Construction 83 Clifford Street Newark, New Jersey 07102
ORIGINAL CONTRACT COST	\$194,440.00
LESS REDUCTIONS - CHANGE ORDER #1	<\$16,372.50>
NEW CONTRACT SUM	\$178,067.50
CHANGE ORDER NUMBER	#1
NATURE OF CHANGES	Quantity reductions

**Resolution 304-15**

**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 and 2014, on Block 1106.06 Lot 5 whose property location is 10 Shinnecock Trail, homeowners Rozdeba, Joseph & Christopha,

**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 Chief Financial Officer 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>
1106.06	5	\$ 190,100 (2013)	\$ 2,959.86
		\$ 240,100 (2014)	\$ 3,774.37
<b>Total Refund</b>			<b><u>\$ 6,734.23</u></b>

All checks made payable to:  
Joseph & Christopha Rozdeba  
10 Shinnecock Trail  
Franklin Lakes, NJ 07417

**Resolution 305-15**

**WHEREAS**, the properties listed below filed a 2015 added assessment appeal with Bergen County Board of Taxation, New Jersey and,

**WHEREAS**, the Bergen County Board of Taxation, New Jersey reduced their 2015 added assessment therefore reducing the 2015 added assessment taxes which was paid November 2015,

**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 Chief Financial Officer is authorized to issue the following checks in the amounts listed below.

<u>Block</u>	<u>Lot</u>	<u>Homeowner &amp; Property Location</u>	<u>Refund</u>
1206	14	Ossama & Hala Samuel- 249 Hidden Pond Path	\$ 2,958.82
1303.02	3.08	Robert & Lorna Gabriel – 859 Meadow Lane	\$ 2,927.77
2203	1.06	Ravi Srinivasan (Etal) – 726 High Mountain Road	\$ 610.02
3102	3.01	Malgorzata S.(Serafin) Fahimi – 902 Ewing Avenue	\$ 22,524.57

Refund check made payable to:  
Ossama & Hala Samuel  
249 Hidden Pond Path  
Franklin Lakes, NJ 07417

Robert & Lorna Gabriel  
859 Meadow Lane  
Franklin Lakes, NJ 07417

Ravi Srinivasan (Etal)  
Fahimi  
726 High Mountain Road  
Franklin Lakes, NJ 07417

Malgorzata S (Serafin)  
76 Liberty Ridge Trail  
Totowa, NJ 07512

**Resolution 306-15**

**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 \$3,423.60, 2015 Drunk Driving Enforcement Fund Grant and wishes to amend its 2015 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 2015 Budget in the sum of \$3,423.60 which will be available as a revenue from:

Miscellaneous Revenues:

Public and Private Programs Offset by Appropriations:	
2015 Drunk Driving Enforcement Fund Grant	\$3,423.60

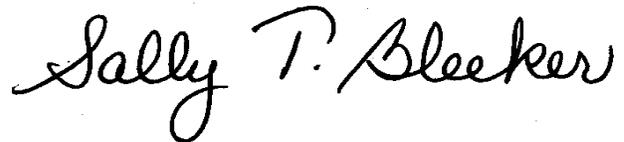
**BE IT FURTHER RESOLVED** that a sum of \$3,423.60 and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from "CAPS":	
Public and Private Programs Offset by Revenues:	
2015 Drunk Driving Enforcement Fund Grant	\$3,423.60

**BE IT FURTHER RESOLVED** that the Chief Financial Officer will file this resolution and accompanying documents electronically with the Director of Local Government Services.

Respectfully submitted,



Sally T. Bleeker, Borough Clerk