

**MEETING OF THE MAYOR AND COUNCIL**  
**December 15, 2015**  
**7:30 P.M.**

A regular meeting of the Mayor and Council was held on Tuesday, December 15, 2015 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 Kahwaty, Council President Kelly, Councilmember Lambrix and Councilmember Ramsey. Also present were Borough Administrator Hart, Borough Attorney Smith and Borough Clerk Sally Bleeker. Absent was Councilmember Cadicina and Councilmember Swist.

**SUNSHINE LAW STATEMENT**

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

**FLAG SALUTE**

**MOMENT OF SILENT REFLECTION**

**PRESENTATION**

Mayor Bivona presented Herb Umland with the 2015 Volunteer Award.

**APPOINTMENTS**

Board of Health

Susan Tillsley – Unexpired Term – Expires 12/31/2016  
Michael Goldberg – Three Year Term – Expires 12/31/2018  
Rajan Melwani – Three Year Term – Expires 12/31/2018  
Joan Murray – Alternate 1 Year Term – Expires 12/31/2016

Motion made by Councilmember Kahwaty and seconded by Councilmember Lambrix to appoint the above-named members to the Board of Health.

Roll Call Vote:

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

Court Administrator

Motion made by Councilmember Ramsey and seconded by Council President Kelly to appoint Michele O'Donohue as the Court Administrator.

Roll Call Vote:

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

Franklin Lakes Volunteer Fire Department

Motion made by Councilmember Kahwaty and seconded by Council President Kelly to appoint Matthew J. Nicholas to the Franklin Lakes Volunteer Fire Department.

Roll Call Vote:

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

Motion made by Councilmember Kahwaty and seconded by Council President Kelly to appoint Griffin Kulick to the Franklin Lakes Volunteer Fire Department.

Roll Call Vote:

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

**PROCLAMATIONS**

**Honoring Court Administrator Beverly Pyskaty**

**WHEREAS**, Court Administrator Beverly Pyskaty will be retiring from the Borough of Franklin Lakes effective December 31, 2015; and,

**WHEREAS**, Beverly has served dutifully and with distinction with the Municipal Court for over 35 years, having been originally appointed as part-time Deputy Court Clerk on September 4, 1980; and,

**WHEREAS**, Beverly was formally appointed as the Borough's Court Clerk on January 1, 1982; and,

**WHEREAS**, in 1997, Beverly was one of the first fifty applicants for the then-new Municipal Court Administrator Certification, and she achieved the Municipal Court Administrator Certification on March 12, 1997; and,

**WHEREAS**, the Franklin Lakes Municipal Court has been recognized for its exceptional customer service because of Beverly's efforts and leadership; and,

**WHEREAS**, Beverly is known to all as a dedicated and loyal worker and Court Administrator, and a kind, thoughtful and compassionate person;

**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 Court Administrator Beverly Pyskaty and her husband, Bob, good health and happiness in her retirement, and do hereby honor and commend Beverly for her 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 15<sup>th</sup> day of December, 2015.

**Drive Sober or Get Pulled Over**

**WHEREAS**, impaired drivers on our nation's roads kill more than 10,000 people each year and cost our society more than \$37 billion annually; and

**WHEREAS**, 27% of motor vehicle fatalities in New Jersey in 2013 were alcohol-related; and

**WHEREAS**, an enforcement crackdown is planned to combat impaired driving; and

**WHEREAS**, the season at the end of the year is traditionally a time of social gatherings which often include alcohol; and

**WHEREAS**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Drive Sober or Get Pulled Over Year End Holiday Crackdown; and

**WHEREAS**, the project will involve increased impaired driving enforcement from December 11, 2015 through January 1, 2016; and

**WHEREAS**, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

**THEREFORE**, be is resolved that the Borough of Franklin Lakes declares its support for the Drive Sober or Get Pulled Over 2015 Year End Holiday Crackdown from December 11, 2015 through January 1, 2016 and pledges to increase awareness of the dangers of drinking and driving

### **OPEN THE TIME FOR PUBLIC COMMENT**

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

Dennis Bonagura, 325 Crescent Drive. Mr. Bonagura handed out a picture of the intersection of Crescent and Terrace where two homes were bought and knocked down and one home is being built. They cut down every single tree on the two acres of property. He was blown away. He spoke with the Shade Tree Director, Kris Hasbrouck, about it. Mr. Hasbrouck said the property owner is going to replace several of the trees. Mr. Bonagura wants to know if there are any checks and balances on this issue. He wanted to bring this to the Council's attention.

Mayor Bivona said the Borough has a strict tree removal ordinance and explained the process to remove trees. The removal of trees is not just at Mr. Hasbrouck's discretion. The ordinance that the Borough has does not fit every single property. Borough Administrator, Greg Hart, will look into the matter further.

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

### **ORDINANCES FOR FINAL READING AND ADOPTION**

Motion made by Councilmember Kahwaty to take up Ordinance 1650 for consideration of adoption on second and final reading, and direct the Borough Clerk to read by title, seconded by Council President Kelly. On voice vote, all in favor.

The Borough Clerk read the Ordinance by title only.

### **ORDINANCE 1650**

#### **AN ORDINANCE ESTABLISHING CERTAIN SALARIES OF EMPLOYEES OF THE BOROUGH OF FRANKLIN LAKES FOR THE YEAR 2015**

*Summary – This ordinance establishes 2015 salaries for PBA and AFSCME employees.*

**WHEREAS**, Ordinance 1650 was introduced at a meeting of the Mayor and Council held on the 24th day of November, 2015 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 1650 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 open the hearing to the public was made by Councilmember Kahwaty, seconded by Council President Kelly. On voice vote, all in favor.

Steven Bojekian, 211 Pulis Avenue. Mr. Bojekian has been a Franklin Lakes resident for 30 years and is a retired Chief of the Bergen County Sheriff's Department. He came forward to say that he was not in favor of eliminating the steps in the Police Department. He does not believe there is long term logic to removing the steps. Mayor Bivona explained to Mr. Bojekian that the step schedule was not eliminated. There is an avenue to reach top pay. The PBA has accepted the Council's offer and they are both moving forward.

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

Resolution read and introduced by Council President Kelly, seconded by Councilmember Kahwaty. Discussion – Councilmember Lambrix wanted it to be clear that the proposal of no steps was not a proposal that the Council had ever made. The no step, or Mr. Bojekian's interpretation of no steps, was the result of the arbitrator's award and not any proposal of the Mayor and Council. Mr. Hart said that every proposal that the Mayor and Council put on the table was to maintain the steps schedule.

Roll Call Vote:

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

Motion made by Councilmember Lambrix to take up Ordinance 1651 for consideration of adoption on second and final reading, and direct the Borough Clerk to read by title, seconded by Councilmember Ramsey. On voice vote, all in favor.

The Borough Clerk read the Ordinance by title only.

**ORDINANCE 1651**

**AN ORDINANCE AMENDING CHAPTER 172 "BLASTING"  
OF THE CODE OF THE BOROUGH OF FRANKLIN LAKES  
TO UPDATE FEES AND STATUTORY REFERENCES**

*Summary – This ordinance updates fees and statutory references in the blasting ordinance.*

**WHEREAS**, Ordinance 1651 was introduced at a meeting of the Mayor and Council held on the 24th day of November, 2015 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 1651 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 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 Lambrix, seconded by Councilmember Kahwaty. On voice vote, all in favor.

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

Roll Call Vote:

Ayes: Kahwaty, Kelly, Lambrix, Ramsey

Nays:

Abstain:

Absent: Cadicina, Swist

Motion Approved.

Motion made by Councilmember Kahwaty to take up Ordinance 1652 for consideration of adoption on second and final reading, and direct the Borough Clerk to read by title, seconded by Councilmember Lambrix. On voice vote, all in favor.

The Borough Clerk read the Ordinance by title only.

**ORDINANCE 1652**

**AN ORDINANCE AMENDING CHAPTER 408 “SOLAR ENERGY SYSTEMS” OF THE CODE OF THE BOROUGH OF FRANKLIN LAKES TO PROVIDE FOR REVIEW OF APPLICATIONS BY THE CONSTRUCTION OFFICIAL**

*Summary – This ordinance repeals certain provisions in the solar energy systems ordinance as directed by the NJ Department of Community Affairs.*

**WHEREAS**, Ordinance 1652 was introduced at a meeting of the Mayor and Council held on the 24th day of November, 2015 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 1652 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 open the hearing to the public was made by Councilmember Ramsey, 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 Kahwaty, seconded by Council President Kelly. On voice vote, all in favor.

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

Roll Call Vote:

Ayes: Kahwaty, Kelly, Lambrix

Nays:

Abstain: Ramsey

Absent: Cadicina, Swist

Motion Approved.

Motion made by Councilmember Kahwaty to take up Ordinance 1653 for consideration of adoption on second and final reading, and direct the Borough Clerk to read by title, seconded by Councilmember Ramsey. On voice vote, all in favor.

The Borough Clerk read the Ordinance by title only.

**ORDINANCE 1653**

**AN ORDINANCE MANDATING DIRECT DEPOSIT OF NET PAY  
FOR ALL EMPLOYEES OF THE BOROUGH OF FRANKLIN LAKES**

*Summary – This ordinance requires direct deposit of net pay for all Borough employees.*

**WHEREAS**, Ordinance 1653 was introduced at a meeting of the Mayor and Council held on the 24th day of November, 2015 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 1653 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 open the hearing to the public was made by Councilmember Ramsey, 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 Kahwaty, seconded by Council President Kelly. On voice vote, all in favor.

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

Roll Call Vote:

Ayes: Kahwaty, Kelly, Lambrix, Ramsey

Nays:

Abstain:

Absent: Cadicina, Swist

Motion Approved.

Motion made by Councilmember Lambrix to take up Ordinance 1654 for consideration of adoption on second and final reading, and direct the Borough Clerk to read by title, seconded by Councilmember Kahwaty. On voice vote, all in favor.

The Borough Clerk read the Ordinance by title only.

**ORDINANCE 1654**

**AN ORDINANCE ESTABLISHING FRANKLIN LAKES SEWER DISTRICT NO. II,  
AND ESTABLISHING CONNECTION CHARGES FOR THOSE PROPERTIES  
SERVED BY THIS SEWER DISTRICT**

*Summary – This ordinance establishes sanitary sewer connection charges for property owners on Mabel Ann Avenue and certain property owners on Pulis Avenue.*

**WHEREAS**, Ordinance 1654 was introduced at a meeting of the Mayor and Council held on the 24th day of November, 2015 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 1654 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 open the hearing to the public was made by Councilmember Kahwaty, seconded by Council President Kelly. 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 Ramsey, seconded by Councilmember Lambrix. On voice vote, all in favor.

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

Roll Call Vote:

Ayes: Kahwaty, Kelly, Lambrix, Ramsey

Nays:

Abstain:

Absent: Cadicina, Swist

Motion Approved.

**CONSENT RESOLUTION 307-15**

**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 308-15 Accept Report of the Finance Committee
- Resolution 309-15 Alternate Health Plan Offering
- Resolution 310-15 Budget Transfers
- Resolution 311-15 Facilities Use Permit – Franklin Lakes Lions Club
- Resolution 312-15 Facilities Use Permit – Wyckoff Family YMCA
- Resolution 313-15 Redeem Tax Sale Certificate
- Resolution 314-15 Stipulation of Settlement – Grobstein
- Resolution 315-15 Stipulation of Settlement – Leoce
- Resolution 316-15 Stipulation of Settlement – Rizzotto

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

Roll Call Vote:

Ayes: Kahwaty (with exceptions), Kelly, Lambrix, Ramsey

Nays:

Abstain: Kahwaty – Resolution 311-15

Absent: Cadicina, Swist

Motion Approved.

**RESOLUTIONS**

**Resolution 317-15**

**Approve Collective Bargaining Agreement – AFSCME**

**WHEREAS**, the Borough of Franklin Lakes and the American Federation of State, County, Municipal Employees AFL-CIO Local 2274B, have reached an agreement on a new Collective Bargaining Agreement for the period January 1, 2015 through December 31, 2018; 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 the Agreement between the Borough of Franklin Lakes and the American Federation of State, County, Municipal Employees AFL-CIO Local 2274B, substantially in the form of the draft Agreement dated December 8,

2015, is hereby approved; and,

**BE IT FURTHER RESOLVED** that the Mayor and Borough Clerk are hereby authorized and directed to execute said Agreement; and

**BE IT FINALLY RESOLVED** that a copy of this resolution be forwarded to the American Federation of State, County, Municipal Employees AFL-CIO Local 2274B.

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

Roll Call Vote:

Ayes: Kahwaty, Kelly, Lambrix, Ramsey

Nays:

Abstain:

Absent: Cadicina, Swist

Motion Approved.

**ACTION ON MINUTES**

Motion to accept the minutes was made by Councilmember Ramsey and seconded by Councilmember Lambrix:

- November 5, 2015 Worksession
- November 5, 2015 Closed
- November 24, 2015 Regular

Roll Call Vote:

Ayes: Kahwaty, Kelly, Lambrix, Ramsey

Nays:

Abstain:

Absent: Cadicina, Swist

Motion Approved.

**OLD BUSINESS**

Mayor Bivona reported that the appeal for the Special Needs Housing funding was approved by the State.

Mayor Bivona thanked Police Departments for the Toys for Tots program and the Fire Department for driving Santa Claus through the streets.

Councilmember Lambrix asked Mr. Hart to follow-up with Kevin Boswell about the Shadow Lake Pond dredging.

**NEW BUSINESS**

Ambulance Corp. Stipends

Greg Hart discussed the Ambulance Corp. Stipends process and referred to a spreadsheet showing how they earned their stipends. Mr. Hart said he did not have the formula as to how they earn their stipends. He asked the Ambulance Corp. for the formula and learned they had changed their formula. Jim Vinci gave Mr. Hart the information on how and why they changed the formula. Mr. Hart believes the change in the formula should have been approved by the Mayor and Council. The formula change will be approved at the reorganization meeting. Mayor Bivona says future changes need to go to the Public Safety Committee and reviewed and approved by the Mayor and Council. The Council was concerned that they were approving some changes retroactively.

Professional Appointments

It was decided, at this time, that the topic of Professional Appointments would be discussed in Closed Session.

Fire Department – Bender Court Parking Lot

Mr. Hart said that they will bump out the parking lot behind the Fire House. It will be about \$6,000 and the funds will be taken out of Buildings and Grounds. Currently, vehicles such as the OEM trailer are parked on the grass. After some discussion it was decided that the Mayor and Council approved the paving.

**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 15, 2015 which begins at 7:30 PM, in the Council Chambers at the Municipal Building to discuss the following:

Closed meeting issues:

- Collective Bargaining – PBA
- Contractual – Professional Appointments

**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 was made by Councilmember Kahwaty, seconded by Council President Kelly. On voice vote, all in favor.

**RESOLUTION**

**Resolution 318-15**

**Approve Collective Bargaining Agreement – PBA**

**WHEREAS**, the Borough of Franklin Lakes and the Franklin Lakes Policeman’s Benevolent Association, Local #150 (“the PBA”), have reached an agreement on a new Collective Bargaining Agreement for the period January 1, 2015 through December 31, 2018, substantially in the form annexed to the December 14, 2015 letter from Borough Labor Attorney Mark Ruderman, Esq. to the attorney for the PBA, which is incorporated by reference herein;

**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 said Collective Bargaining Agreement is hereby approved; and,

**BE IT FURTHER RESOLVED** that the Mayor and Borough Clerk are hereby authorized and directed to execute a Collective Bargaining Agreement, substantially in the form annexed to the December 14, 2015 letter from Labor Attorney Mark Ruderman, Esq. to the attorney for the PBA, subject to approval by the Borough’s Labor Attorney; and,

**BE IT FINALLY RESOLVED** that a copy of this resolution be forwarded to Franklin Lakes Policeman’s Benevolent Association, Local #150 and the Borough’s Labor Attorney.

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

Roll Call Vote:

Ayes: Kahwaty, Kelly, Lambrix, Ramsey

Nays:

Abstain:  
Absent: Cadicina, Swist  
Motion Approved.

**ADJOURNMENT**

Motion to adjourn the meeting was made by Councilmember Lambrix at 9:00 P.M., seconded by Council President Kelly. On voice vote, all in favor.

**Resolution 308-15 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 \$630,336.37 as shown on the Claims Bill List; \$20,423.00 as shown on the Soil Account Bill List and \$640.50 as shown on the Developers Escrow List.

**Resolution 309-15 Alternate Health Plan Offering**

**WHEREAS**, the Borough provides medical benefits to its eligible employees and dependents through its membership in the Bergen Municipal Employee Benefits Fund, hereinafter, the BMED; and

**WHEREAS**, under the legislative requirements set forth by P.L. 2011 c. 78 (commonly known as Chapter 78), municipalities are encouraged to offer alternate health benefit plans that provide choice to employees afforded such benefits in accordance with the cost contribution requirements set forth by the legislation; and

**WHEREAS**, the Borough's Health Benefits Consultant has performed due diligence in obtaining pricing on several alternate plan designs available through the BMED that provide alternative methods of benefit delivery at costs lower than the existing base plan of the Borough; and

**WHEREAS**, more specifically, the Health Benefits Consultant met with Borough Officials, union representatives and employees to review the new plan design offerings, commonly known as:

PPO 20/35  
EPO 15/25  
EPO 20/35  
High Deductible (HSA) Plan

These plans, collectively, provide cost-effective alternative health coverage for consideration by employees looking to contain/reduce their contributions, based upon their personal and family needs

**NOW, THEREFORE BE IT RESOLVED**, the Mayor and Council of the Borough of Franklin Lakes, County of Bergen, State of New Jersey, hereby endorses and authorizes the offering of the alternate plans for eligible employees to consider in determining the health plan they choose; and

**BE IT FURTHER RESOLVED**, the Borough Benefits Consultant and Borough Administrator are hereby authorized to coordinate these offerings as a part of the Borough's Employee Health Benefits Program during the Open Enrollment period in November, 2015 for an effective date of January 1, 2016; and

**BE IT FURTHER RESOLVED**, a certified copy of this Resolution shall be forwarded to the Borough CFO, Borough Auditor and PIA Security Programs, Inc., 429 Hackensack Street, P.O. Box 818 Carlstadt, NJ Benefits Consultant to the Borough.

**Resolution 310-15 Budget Transfers**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Franklin Lakes that the following 2015 Budget Transfers be made for the following accounts:

<u>From</u> <b>Group Health Ins. Plan</b>	<u>From</u> <b>33,105</b>	<u>To</u>
<b>To</b>		
<b>Engineering Services-S&amp;W</b>		<b>600</b>
Zoning Board of Adjustment-S&W		5
Electrical Inspector-S&W		4,000
Fire Protection-S&W		1,000
Police-S&W		5,000
Board of Health-S&W		500
Municipal Court-S&W		500
Municipal Prosecutor-S&W		1,500
Litigation OE		20,000
	<hr/>	<hr/>
	33,105	33,105

**Resolution 311-15 Facilities Use Permit – Franklin Lakes Lions Club**

**WHEREAS**, the Lions Clubs of Franklin Lakes have requested the use of McBride Field, for its annual carnival to be held on May 18 to May 22, 2016; and,

**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 Lions Clubs of Franklin Lakes are hereby granted permission to use McBride Field, for its annual carnival on May 18 to May 22, 2016, 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 Lions Clubs of Franklin Lakes and the Recreation and Parks Director.

**Resolution 312-15 Facilities Use Permit – Wyckoff Family YMCA**

**WHEREAS**, the Wyckoff Family YMCA 691 Wyckoff Avenue, Wyckoff, NJ 07481 has requested the use of the McBride Field for its 34<sup>th</sup> Annual Triathlon June 18, 2016; and

**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 Wyckoff Family YMCA is hereby granted permission to use McBride Field, for its 34<sup>th</sup> Annual Triathlon June 18, 2016 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 Wyckoff Family YMCA and the Recreation and Parks Director.

**Resolution 313-15 Redeem Tax Sale Certificate**

**WHEREAS**, at the Tax Sale held on November 30, 2015, the Borough of Franklin Lakes sold a tax lien on Block 3304, Lot 29, also known as 705 Ewing Avenue, for delinquent 2014 taxes, owned by Thomas Manzo and;

**WHEREAS**, this Tax Lien Certificate #15-00006 was sold to Sunshine State Certificates V, LLLP/BankUnited, Trustee at at 7900 Miami Lakes Drive West, Miami Lakes, FL 33016, at zero percent interest rate and a premium of \$72,900;

**WHEREAS**, Thomas Manzo has redeemed Tax Sale Certificate#15-00006 in the amount of \$8,222.22, and

**NOW, THEREFORE, BE IT RESOLVED**, that the Chief Financial Officer be authorized to issue check in the amount of \$81,122.22 to Sunshine State Certificates V, LLLP/BankUnited, Trustee, at 7900 Miami Lakes Drive West, Miami Lakes, FL 33016.

**Lien Redemption:**

Principal: \$ 7,864.63  
4% Redemption Penalty: 314.59  
Recording Fees: 43.00

**Total Redemption: \$ 8,222.22**

**Resolution 314-15 Stipulation of Settlement – Grobstein**

**WHEREAS**, an appeal of the tax assessment for the years 2012, 2013, 2014 and 2015 has been filed for the following property; and

**Block: 2312**  
**Lot: 14**  
**Street Address: 706 Black Hawk Lane**  
**Owner: Grobstein, Bice**

**WHEREAS**, an adjustment in the assessed value of the above property has been recommended by the tax assessor of the Borough of Franklin Lakes, and it is believed that this adjustment will cause the assessment to reflect the actual fair market value of said property as reflected by comparable sales; and therefore

**IT IS HEREBY RESOLVED** by the Mayor and Council of the Borough of Franklin Lakes that the tax assessment for the above-referenced property is hereby adjusted for the following years, and the Borough Attorney is authorized to execute an appropriate Stipulation of Settlement agreeing to the entry of a judgment reflecting these adjustments.

**Tax Year: 2012**

	<u>Original Assessment</u>	<u>Requested Tax Court Judgment</u>
Land	\$ 464,000	\$ 464,000
Improvements	\$1,444,500	\$1,419,500
Total	\$1, 908,500	\$1,883,500

**Resolution 315-15 Stipulation of Settlement – Leoce**

**WHEREAS**, an appeal of the tax assessment for the years 2014 and 2015 has been filed for the following property; and

**Block: 2303**  
**Lot: 10**  
**Street Address: 793 Peach Tree Lane**  
**Owner: Leoce, Joseph & Angela**

**WHEREAS**, an adjustment in the assessed value of the above property has been recommended by the tax assessor of the Borough of Franklin Lakes, and it is believed that this adjustment will cause the assessment to reflect the actual fair market value of said property as reflected by comparable sales; and therefore

**IT IS HEREBY RESOLVED** by the Mayor and Council of the Borough of Franklin Lakes that the tax assessment for the above-referenced property is hereby adjusted for the following years, and the Borough Attorney is authorized to execute an appropriate Stipulation of Settlement agreeing to the entry of a judgment reflecting these adjustments.

**Tax Year: 2014**

	<u>Original Assessment</u>	<u>Requested Tax Court Judgment</u>
Land	\$ 455,500	\$ 455,500
Improvements	\$1,469,900	\$1,444,900
Total	\$1, 925,400	\$1,900,400

**Resolution 316-15 Stipulation of Settlement – Rizzotto**

**WHEREAS**, an appeal of the tax assessment for the years 2014 and 2015 has been filed for the following property; and

**Block: 3101.02**  
**Lot: 1.12**  
**Street Address: 305 Waterview Drive**  
**Owner: Rizzotto, Rosanne D.**

**WHEREAS**, an adjustment in the assessed value of the above property has been recommended by the tax assessor of the Borough of Franklin Lakes, and it is believed that this adjustment will cause the assessment to reflect the actual fair market value of said property as reflected by comparable sales; and therefore

**IT IS HEREBY RESOLVED** by the Mayor and Council of the Borough of Franklin Lakes that the tax assessment for the above-referenced property is hereby adjusted for the following years, and the Borough Attorney is authorized to execute an appropriate Stipulation of Settlement agreeing to the entry of a judgment reflecting these adjustments.

**Tax Year: 2014**

	<u>Original Assessment</u>	<u>Requested Tax Court Judgment</u>
Land	\$ 493,200	\$ 493,200
Improvements	\$1,728,300	\$1,581,800
Total	\$2,221,500	\$2,075,000

Respectfully submitted,



Sally T. Bleeker, Borough Clerk