

**MINUTES APPROVED AS CORRECTED**

**I. CALL TO ORDER/PLEDGE OF ALLEGIANCE:**

A Re-Organization Meeting of the Governing Body of the Borough of Lincoln Park was held in the Council Chambers of the Municipal Building, 34 Chapel Hill Road, Lincoln Park, New Jersey on January 2, 2011. The Clerk Called the Meeting to Order at 12:00 NOON and made the Statement of Compliance with the Open Public Meetings Act. The Clerk advised those present where the exits to the room were and to turn off all cell phones and beepers. After the Pledge of Allegiance the Clerk asked Pastor Rittenger for the Invocation.

Pastor Rittenger: Please pray with me. Our Great God and our Heavenly Father we thank you for this opportunity that we have to call ourselves Americans and to be able to serve in this free country. We want to thank you for our liberties, and we thank you for offering us your truth and your guidance and your wisdom. We just pray that the things that we do in our lives will bring Glory to your name. We pray for your hand of direction to continue to be upon us as a city and township and we seek to serve you. And it's in Jesus name I pray. Amen.

Clerk: Thank you Pastor.

**II. STATEMENT OF DETERMINATION OF THE BOARD OF COUNTY CANVASSERS:**

The Clerk read the following Statement:

The Statement of Determination of the Board of Canvassers relative to the election held in The Borough of Lincoln Park, County of Morris, State of New Jersey, for the election of certain Municipal Officers for the Municipality on the 2<sup>nd</sup> day of November, 2010.

The said Board does determine that at said election:

David A Runfeldt	Mayor	4 years
Robert Cardillo	Borough Council	4 years
Louis J. Pepe	Borough Council	4 years
Ann Thompson	Borough Council	4 years
Gary Gemian (Councilman Gemian was previously sworn in)	Borough Council Ward 1	<del>4 years</del> —2 YEARS

Clerk: At this time I would like to call Mayor Runfeldt and Congressman Frelinghuysen:

Congressman Frelinghuysen administered the Oath of Office of Mayor to David A Runfeldt.

The Clerk asked Robert Cardillo to come forward and administered the Oath of Office of Borough Council-at-Large.

The Clerk asked Ann Thompson to come forward and administered the Oath of Office of Borough Council-at-Large.

The Clerk asked Louis J. Pepe to come forward and administered the Oath of Office of Borough Council-at-Large.

(The statement Of Determination of the Board of County Canvassers is attached to these minutes.)

**III. SWEARING IN OF FIRE DEPARTMENT OFFICERS:**

Clerk: Every other year I have the honor of swearing in our Firemen in their office positions.

The Clerk asked Sal Marino to come forward and administered the Oath of Office of Chief.

The Clerk asked Joe Royce to come forward and administered the Oath of Office of Deputy Chief Hose Company 1.

The Clerk asked Billy Fritz to come forward and administered the Oath of Office of Captain Hose Company 1.

The Clerk asked Greg Marino to come forward and administered the Oath of Office of Lt. Hose Company 1.

The Clerk asked David Koldyk to come forward and administered the Oath of Office of Deputy Chief Hose Company 2.

The Clerk asked Chris Margolis to come forward and administered the Oath of Office of Captain Hose Company 2.

The Clerk asked Kyle Wenzel to come forward and administered the Oath of Office of Lt. Hose Company 2.

The Clerk asked George Morere to come forward and administered the Oath of Office of Fire Director.

#### **IV. ROLL CALL**

The Clerk called the Roll.

PRESENT: Council Members: Robert Cardillo  
Gary Gemian  
Raymond T. Kerwin  
Louis J. Pepe  
Matthew Petracca  
Ann Thompson

ABSENT: Council Members: James A. Wild

Also PRESENT were Mayor David A. Runfeldt, Borough Administrator Sean Canning, and Edward Buzak, Borough Attorney

ABSENT FROM ADMINISTRATION: CFO/Treasurer, Kerry Geisler and Tiena Cofoni, Borough Attorney.

#### **V. ELECTION OF COUNCIL PRESIDENT:**

Clerk: At this point I would like to take nominations for the Council President position please.

Thompson: I MOVE Louis J. Pepe for Council President.

Gemian: SECOND

Clerk: Are there any other Nominations?

Kerwin: MOTION to close the Nominations.

Thompson: SECOND

Clerk: The Nominations are closed.

Clerk: I will take a vote on Council President.

Yes: Council Members: Cardillo, Gemian, Kerwin, Petracca, Thompson, Wild and Pepe.

No: None

Absent: Wild

Abstain: None

Council President Pepe took his seat as Council President.

Pepe: Thank you. At this time I will turn it over to the Mayor for your comments. Mr. Mayor.

Runfeldt: Thank you Mr. President.

I would like to welcome everyone here today for the Re-Organization meeting of the Lincoln Park Borough Council. Along with my remarks today, I will be offering the annual "State of the Borough" Address that the Mayor is required to make annually. There are quite a few dignitaries here in the Audience and I am going to defer the Introductions of the dignitaries to Council President Pepe when he gives his address.

Congratulations Councilman Pepe on your re-election and re-appointment to the position of Council President. Congratulations too, Councilwoman Thompson on your re-election and to our newest Councilman, Robert Cardillo on your first foray into town government by winning your election to Council. I hope you find the position and responsibilities as challenging and rewarding as I did.

I would like to thank Pastor Rittenger for delivering the Invocation today.

I want to welcome and thank the County and State Representatives of ours who have made the time for us today. Your commitment to the residents of the Borough of Lincoln Park is always noticed and very appreciated. I personally look forward to furthering our relationship. As I have said many times in the past, we may be a small town on the edge of the County; however, as far as I am concerned Morris County starts here. We are worthy and deserving of all of the State and County resources available to any other town. The efforts of our County Freeholders, State Representatives and recently, the Governor's office, to provide these resources is greatly appreciated by myself, everyone up here today and most importantly by all the residents throughout town. I expect you will continue to do your best to deliver the great representation that we have come to expect from you.

I would like to acknowledge Councilmen Wild, Kerwin, Petracca and Gemian who are in the midst of their terms. We have had a solid core up here and we have worked well together to do much good for the Borough of Lincoln Park. I know that Administration and Council will continue to work together to meet any challenges that lie ahead of us. I expect that you feel the same way.

Four years ago I pledged that Lincoln Park would be the "best, well managed, ethical and exciting" community. Over the last four years we have weeded out and prosecuted corruption. We have installed complete and updated employee practices and policies. Lincoln Park has been named the 5th best town to live in New Jersey and the 11<sup>th</sup> best town in the Country for a healthy retirement.

Our Police Department was one of the first in the County to achieve State Accreditation. We have achieved Sustainable Jersey certification, something only 12% of the towns in the State have been able to accomplish at this time. Our Mayor's Wellness Campaign has played a significant role in improving the health of our community from the Annual 5K run that we hold to the facilitation of generous private donations to help make our recreational facilities more accessible and more exciting to more of our residents. We have formed an Economic Development Committee who has been tasked with exploring ways to promote, attract and retain businesses. While these are just a few of the many achievements administration and Council have made over the last four years, I would like to go into a little more detail on the events of this past year.

2010 started much as 2009 had and unfortunately much as 2011 is already. Which is that we continue to find ourselves in some of the most economically challenging times many of us have ever seen. By the end of February last year, the Borough Council had made their final changes to the Municipal Budget I presented. At the time we had a budget that not only met all of the requirements of a fully compliant budget, but was actually less in spending than the year before. At that time we were notified that the State was reducing the amount of financial aid they give us by nearly a quarter of a million dollars. This was the 3<sup>rd</sup> year in a row that the State had reduced the amount of financial assistance they provide to us. In order to remain compliant we were forced to make additional cuts.

Immediately, each department was given an amount they needed to cut and the department heads were trusted to dole out the cuts in the way they felt would achieve the necessary reduction in spending without sacrificing the services they provided to residents. I commend each of the department heads, their staffs, and everyone involved for helping to absorb these additional cuts. I am happy to report that even with this loss of revenue we have not been forced to sever any personnel nor cut services. Of particular note, thanks must be given to the Union membership from our two unions in town. They both partnered with the Borough to find a solution to the cuts. The unions' willingness to work with us allowed us to find a way out of the additional mess.

March 2010 in Lincoln Park was a month I am sure many of us would like to forget, but will always be remembered. It was then that we witnessed some of the worst flooding in our town's history. Events such as this put a community to a test. As high as the flood waters rose, I feel that we as a community climbed even higher. The amount of concern, care, support and positive attitude from the vast majority of town was evident throughout the storm and its aftermath. While we must all reflect on the damage done and the disruption to our friends and neighbor's lives, there is much we must be thankful for. Most important is the fact that in an emergency which affected nearly 600 homes in town, many times that number of residents – and a response from over 200 emergency personnel, we had no loss of life or even a major injury.

Our new Governor, Chris Christie, showed great concern for the residents of Lincoln Park and elsewhere along the Passaic and Pompton River Basins by his opening clear channels of communication with members of his cabinet and his personal appearances in our area. Unlike 2007 when Lincoln Park was shut out of FEMA Public Assistance, Governor Christie and his staff complimented our efforts to insure that Lincoln Park received the resources it needed and deserved. In fact, due the recommendation of Congressman Frelinghuysen, FEMA set up their Regional Disaster Assistance Center right here in Lincoln Park. I thank Congressman Frelinghuysen, Governor Christie and our State and County Officials who assisted during and after the flood. More Importantly I look forward to the commitment that all of these individuals have made in helping explore ways to mitigate future flooding in the area.

We have the 2011 officers of our Fire Department here today to be sworn in. During an incident like the flooding we had in March, it is these men and the incredible volunteers that we have that do much of the work. Our Fire Department ran emergency operations for over 60 straight hours handling evacuation from over 150 homes and taking our over 200 individuals. In addition to the evacuations, LP responded to a house fire on the Wayne side of the Pompton River which Wayne was unable to reach.

Lincoln Park has some of the most well prepared, well trained and most professional Emergency Services in the county if not the entire state.

The Fire Department was supported by members of the Lincoln Park EMS who ran every call for the nearly three straight days of the event with the Fire Department along with medical calls of their own. Our Police Department and our CERT team were called into action early in the event operating throughout the entire time. There are many organizations, individuals and businesses that help out during emergencies like this far too many to thank here, but they all deserve our sincerest appreciation. Nearly all of the co-ordination of response and resources fall on the Lincoln Park Office of Emergency Management. OEM has been run by Mrs. Ellen Harrigan for the last several years. Unfortunately, 2010 is the last year that Mrs. Harrigan will be heading OEM. She has stepped down after leading this all important department for many years, including through the floods of 2001 and 2010. Mrs. Harrigan, and Shelter Director Penny Smith, who has also stepped down, both deserve many thanks for the efforts they have made in helping the residents of Lincoln Park through some truly awful times. Ellen and Penny...thank you...your presence will be missed.

2010 saw the completion of our first full year of curbside recycling pickups. I am happy to report that his program continues to be a tremendous success. Environmentally, we have increased our recycling compliance from around 30% to above 80%. Financially, removing that amount of recyclables from the trash stream has greatly reduced the amount we pay for trash disposal. Our recycling yard is cleaner, more efficient and more productive. Our DPW Superintendent Tom Piorkowski and Recycling Coordinator, Kevin Mackey were both the recipient of awards for changes to improving recycling efforts in Morris County.

Borough Engineer Paul Darmofalski and his staff have been digging through our codes and ordinances in an attempt to find ways to make our building process more resident and business friendly, while at the same time protecting us from overdevelopment and balancing the many flood issues we have in town. We have already begun to see the fruits of these efforts in more streamlined application processes and the greater potential for residents in the flood plain to elevate their homes.

As we approach 2011 there is much to be excited about in Lincoln Park and there is much work to be done.

This year we will be held to a new 2% cap on increases in property taxation. I fully support the Governor's desire to impose this cap and I applaud the fact that he and the legislature were able to put it in place for this year. Unfortunately, many of the "tool kit" items that municipalities will need to help meet his cap have not been passed as of yet. Also the 2% cap has some exceptions which will

allow taxes to ultimately increase by more than 2%. The danger in this is that the general public is expecting their taxes to not go up by more than 2%. However, I fear that when they see an increase of slightly more than 2% they will again look at municipal officials as being over taxing and over spending, when this could not be further from the reality of the situation. I personally, would have preferred to see a hard 2.5% cap, with no exceptions, but we will deal with what we have.

That being said, I am happy to report that with regards to our 2011 budget we are fully in compliance with the new cap and requirement as it stands now. This budget will be presented to Council in several days for their comments, cuts, additions and changes. One of the major ways we were able to achieve compliance was once again by partnering with the PBA to help reduce costs associated with overtime and days off. I thank the men and women of the PBA for their desire to help find solutions as we move into 2011.

Before closing I would like to make several acknowledgments and offering of thanks to a few people.

First, it important to note that we have just completed a State of Emergency following last weeks snow and wind storm. I have to thank Tom Piorkowski and every member of the DPW for a tremendous job in keeping our streets clean. This was a particularly challenging storm and our residents noticed the fine job you did. Calls and emails I received were extremely more complimentary of the efforts.

Sean Canning has completed his first full year as our Administrator. I know that Sean is often tough on himself, but if he feels he's done half as well as I think he has, then he should be very pleased. In all seriousness, Sean has done a fantastic job as our Administrator. Not only am I thankful he is there, but the entire town appreciates it as well.

Kerry Geisler, our CFO has continued to bring professionalism, effectiveness and pride back to the financial department in town. I am proud to tell you that we have one of the best CFO's right here in Lincoln Park.

Our remaining department heads, Janet Cassidy from Parks and Rec, Sal Marino from Building and Development, Pat Pignatelli from Health, Tom Piorkowski from DPW, and Tom Andrascik from the Police Department round out what I have found to be the best Administrative staff in not just in my 16 years in town government , but my 40 years as a resident. I thank each of you along with Borough Attorney Ed Buzak, Court Clerk Patricia Fritz, Municipal Clerk Penny Smith and my Aide, Ellen Ross, for being the great team that we are able to put out on the field every day to represent and serve the residents of our great town.

There are many, many more Borough employees that deserve to be recognized for being part of the team. Rather than name each one, I would like to offer a collective "Thank You" to every employee on behalf of myself and all the residents for the great job that you do.

Lastly, I would like to thank my family. My parents Lyn and Dave who raised me with a sense of pride in my community, an awareness of civic duty, and a love of the political process. My brothers Erik and Michael, my beautiful daughters Brielle and Camryn and my wife Andrea, who is the centering force in my life.

Thank you all very much and have a very happy 2011.

## **VII. COUNCIL PRESIDENTS REMARKS:**

Pepe: Thank you Mr. Mayor.

At this time I would like to begin by acknowledging the special guests with us from the 11<sup>th</sup>. Congressional District Congressman Rodney Frelinghuysen. From the 26<sup>th</sup>. Legislative District, we are very fortunate to have with us our Senator Joe Pennacchio, and Assemblymen Alex DeCroce and Jay Webber. Among our County Freeholders we are very fortunate to have quite a few here today, Bill Chegwiddden, Doug Cabana, Margaret Nordstrom, and one of our newest County Freeholders, Tom Mastrangelo.

I would like to thank the Mayor for a tremendous job over the last four years, since I have been on the Council. Thank you very much Mr. Mayor, and my fellow colleagues on the Council and we also have a visiting Councilman from Parsippany John Cesaro. John thank you for being with us.

I would also like to thank our wonderful fire department officers, who do give up their time daily. You never know how good of a team you have until you see a crisis and as the Mayor pointed out during the flooding these guys were there day in and day out, making sure we had everything necessary to take care of that problem. Thank you guys.

I would like to thank the residents and taxpayers that are here today and the residents and taxpayers that couldn't be with us, but do email us continuously and let us know what's going on, so we kind of have a pulse on the community.

I want to thank my colleagues in acknowledging their trust, confidence and faith in my ability to continue to lead this Council into 2011. I pledge to continue to work hard to facilitate the leadership and direction necessary to continue to meet the challenges before us and the residents of Lincoln Park.

New Jersey has drawn much attention over the past few years for persistent state budget problems and overdependence on taxes. While Lincoln Park lost over \$235,000.00 through state aid reductions in 2010, the Council worked closely with the Mayor and Administration to seek concessions and further reductions from departments, like the Mayor had spoken about, in an effort to bridge the gap and return a budget that was within the necessary expenditures necessary to maintain quality services and operations for the Borough. That budget yielded the first overall budget decrease in the last 10 years. This was accomplished through real cost saving initiatives, shared services and innovative new programs that increase revenues such as the curb side re-cycling program.

As Council President I will make every effort to continue the work started last year on long term debt management and planning to achieve tax stability through zero based budgeting. Likewise it is imperative that we continue to operate in a fiscally responsive manner that demands accountability and transparency in every operation of the Borough's activities and appointments of professional services.

That challenge begins now as we prepare to work on the 2011 budget against the two percent State imposed CAP on property tax along with a strong focus on upcoming negotiations with the Police and DPW workers.

Council's new focus on Economic Development along with that of the Mayor and administration emerged during the recent primaries as residents and business owners alike voiced concerns for expanded ratable through new business development. In order to reach this goal we need to eliminate existing barriers to entry that discourage interested business owners and developers by streamlining the process to avoid losing valuable opportunities. As a result, we have jointly appointed an Economic Development committee charged with reviewing current guidelines and ordinances that affect this process. I would like to thank Tom Zapf for chairing this committee and Councilman Gemian for his dedication and efforts on the committee. The work of the Council to amend the Ordinance requiring a "two for one" replacement to fill for flood plain development by moving to a "zero net fill" is the first initiative of this Council to give local projects the promise and drive necessary to attract significant private sector investment and Business Development support, both of which are essential and achievable. This modification will allow future development to comply with NJDEP and Lincoln Park regulations currently on the books. The Borough of Lincoln Park will maintain the same flood plain protections using the current New Jersey Department of Environmental Protection standards without stymieing beneficial development and business opportunities. This new initiative is a major driver and an important factor for fulfillment of the Master Plan and a vital step towards generating new economic growth and improved services and offerings, for our community well into the future.

Another major task before us is development and enforcement of a Stacking Ordinance to combat overcrowding and illegal construction. This is critical to health and safety as well as proper collection and distribution of the tax revenues. Absent enforcement of such an ordinance, the majority of residents are forced to bear the burden of increased taxes from oversubscribed services such as schools, police, fire, first aid and roads caused by illegal dwellings. This problem is becoming an epidemic throughout Morris County as well as North Jersey. We began discussing this issue at our December workshop meeting and will continue to proceed this year on accomplishing this task.

Finally, I want to thank my lovely wife Simona and my beautiful daughter Megan who are here with us today and for remaining patient over the past 4 years and for their understanding and support. My daughter Jessica couldn't be with us today, she is still out of State but I appreciate her too.

Looking forward we have our work cut out for us; however, given the current leadership of the Council, Mayor and Administration along with their dedication and commitment; that the Mayor spoke of I know that we can measure up to the tasks that are before us.

I would like to thank you all and please make sure that you join us for some refreshments. The rest of the meeting will be much faster than our statements. Thank you.

### **REMARKS OF COUNCIL MEMBERS:**

Pepe: Let me now turn it over to the rest of the Council for Comments.

Thompson: Welcome everybody. I only have a few comments. I have to give credit and I have to applaud our Administration, they have done an outstanding job. Without them our job would be so much harder. I am confident that in these challenging times the financial work that we do together we can overcome any obstacle that is put before us. So on behalf of myself and I am sure, the rest of the Council I wish everybody a Happy New Year and I think we will get down to work and we'll have a great year coming up. Thank you.

Petracca: Thank you and Happy New Year to all. Congratulations to all those who were sworn in today. Thank you everybody for coming I look forward to working with the Council with Mr. Cardillo a new member of the team up here. I look forward to working in the New Year. Administration, thank you. Thank you everyone.

Kerwin: I would like to thank the Mayor for his remarks, Lou for your remarks. Congratulations to Bobby for joining the Council, Ann and Lou for being re-elected to the Council and I would like to thank all the citizens who came out today to witness this. I wish everybody a Happy New Year.

Gemian: Thank you. As we start the second decade of the 21<sup>st</sup> century, often times we think of the challenges that lie ahead, which are very real as we know especially the economic times that we live in. However as a resident of this community for the past 30 years I consider our community a very resourceful community. So I would ask us to keep a prospective of positivism; the fact that we can address the challenges that lie ahead and we can really help build this community for the future, which I think is all of our underlying goals and objectives.

We have a tremendous community of residents who are diligent, who love the community and as been mentioned before as crisis emerge people come to bear on them and things get resolved. So, the challenge ahead is going to be to get kind of bogged down and the negativism and I would ask that we stay away from that and just stay focused. Stay positive and think about the resources that we do have to bear on achieving our goals and objectives for the coming year. With that said, congratulations to all Happy New Year to everyone and here's to a successful 2011.

Cardillo: Thank you. I just want to say to the Administration and Council I look forward to working with all of you and I hope I can be an important edition to the team. To the residents I want to thank each and every resident for coming out and supporting me. I will do everything that I can to live up to all of the expectations that I promised and that you have come to expect from me. I also want to thank my wife Melinda and Willie my new little inspiration and also my in-laws. Thank you very much.

### **VIII. RESOLUTIONS**

#### **CONSENT AGENDA:**

Pepe: Consent Agenda, Resolutions 11- 1 through 11-9.

Thompson: So MOVED

Kerwin: SECOND

**RESOLUTION R11-1**

**BE IT RESOLVED**, by the Governing Body of the Borough of Lincoln Park, that the first Monday of each month shall be designated as **WORK MEETINGS OF THE GOVERNING BODY** and

the third Monday of each month shall be designated as **REGULAR MEETINGS OF THE GOVERNING BODY**, said meetings to be held in the Council Chambers of the Municipal Building, 34 Chapel Hill Road, Lincoln Park, New Jersey, and to commence at 7:30 pm. Prevailing time;

**BE IT FURTHER RESOLVED**, that the first meeting in **JUNE** designated as a **WORK MEETING** shall be changed to the second Monday in **JUNE**; and

**BE IT FURTHER RESOLVED**, that the first meeting in **NOVEMBER** designated as a **WORK MEETING** shall be changed to the second Monday in **NOVEMBER**; and

**BE IT FURTHER RESOLVED**, that should a **WORK MEETING** or **REGULAR MEETING** date fall on a holiday, the **WORK MEETING** or **REGULAR MEETING** will be held the following **TUESDAY**;

**BE IT FURTHER RESOLVED**, there shall be a **PUBLIC HEARING** at all **WORK MEETINGS** as well as at all **REGULAR MEETINGS**.

**JANUARY**

2<sup>nd</sup> Re-Organization **Sun. @ Noon**  
3<sup>rd</sup> Work Mtg.  
18<sup>th</sup> Reg. Mtg. **Tues.**

**FEBRUARY**

7<sup>th</sup> Work Mtg.  
22<sup>nd</sup> Reg. Mtg. **Tues.**

**MARCH**

7<sup>th</sup> Work Mtg.  
21<sup>st</sup> Reg. Mtg.

**APRIL**

4<sup>th</sup> Work Mtg.  
18<sup>th</sup> Reg. Mtg.

**MAY**

2<sup>nd</sup> Work Mtg.  
16<sup>th</sup> Reg. Mtg.

**JUNE**

13<sup>th</sup> Work Mtg.  
20<sup>th</sup> Reg. Mtg.

**JULY**

5<sup>th</sup> Work Mtg. **Tues.**  
18<sup>th</sup> Reg. Mtg.

**AUGUST**

1<sup>st</sup> Work Mtg.  
15<sup>th</sup> Reg. Mtg.

**SEPTEMBER**

6<sup>th</sup> Work Mtg. **Tues**  
19<sup>th</sup> Reg. Mtg.

**OCTOBER**

3<sup>rd</sup> Work Mtg.  
10<sup>th</sup> Reg. Mtg.

**NOVEMBER**

14<sup>th</sup> Work Mtg.  
21<sup>st</sup> Reg. Mtg.

**DECEMBER**

5<sup>th</sup> Work Mtg.  
19<sup>th</sup> Reg. Mtg.

\* \* \*

**RESOLUTION R11-2**

**RESOLUTION OF THE BOROUGH OF LINCOLN PARK, COUNTY OF MORRIS, STATE OF NEW JERSEY, AUTHORIZING THE BOROUGH ADMINISTRATOR TO REINSTATE AND MAINTAIN VARIOUS PETTY CASH FUNDS (AS LISTED BELOW) TO FACILITATE "CHANGE FUNDS" AND REQUIRED PETTY CASH REIMBURSEMENTS FOR VARIOUS MINOR EXPENDITURES MADE BY BOROUGH EMPLOYEES**

**WHEREAS, N.J.S.A. 40A:5-21** authorizes the establishment of a Petty Cash and Change Funds; and

**WHEREAS**, it is necessary from time to time to allow the availability of cash fund for immediate unforeseen minor cash expenditures no greater than \$25.00 each as follows:

<b><u>CHANGE FUND</u></b>	<b><u>AMOUNT</u></b>
Tax Collector	\$350.00
Municipal Court	\$400.00
Health Department/Registrar	\$100.00
Municipal Clerk	\$100.00
Water Department	\$250.00
Recreation Department	\$100.00

**PETTY CASH FUNDS**

**AMOUNT**

Police Department	\$100.00
Finance Department	\$200.00
Department of Public Works	\$200.00

**WHEREAS**, the custodian for these Petty Cash Funds are as follows:

Police Department	Chief Thomas Andrascik
Finance Department	Kerry Geisler, CFO
Department of Public Works	Tom Piorkowski, Sup.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, County of Morris, State of New Jersey, that a reimbursable aforementioned impress funds aggregate of \$1,800.00 be re-established for 2011;

**BE IT FURTHER RESOLVED** that the Borough of Lincoln Park hereby authorizes such action and that two (2) copies of this Resolution be filed with the Division of Local Government Services, New Jersey, Department of Community Affairs;

**BE IT FURTHER RESOLVED** that said **WHEREAS**, amounts are to be returned to the Borough's General Fund no later than December 31<sup>st</sup> each year.

\* \* \*

**RESOLUTION R11-3**

**WHEREAS**, taxes are payable in quarterly installments on **FEBRUARY 1, MAY 1, AUGUST 1** and **NOVEMBER 1** in each year and installments become delinquent if not paid on or before these dates;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the interest to be charged a delinquent taxpayer for the non-payment of real property taxes or assessments shall be in the sum of **8%** per annum on the first \$1,500.00 of delinquency and **18%** per annum on any payment in excess of \$1,500.00;

**BE IT FURTHER RESOLVED**, that the Governing Body shall provide a grace period of ten (10) days within which an installment of taxes may be received without additional charge of interest from the due date;

**BE IT FURTHER RESOLVED**, that New Jersey Statute **N.J.S.A. 54:4-67** has been amended to define the new tax delinquency;

**BE IT FURTHER RESOLVED**, by the Governing Body of the Borough of Lincoln Park, that the interest to be charged a delinquent taxpayer for non-payment of real property taxes shall be an additional penalty of **6%** of the amount of delinquency in excess of \$10,000.00 at the end of a calendar year;

**BE IT FURTHER RESOLVED**, that this delinquency now is to be calculated on the sum of all taxes from year to year and not to be calculated on an individual yearly basis.

\* \* \*

**RESOLUTION R11-4**

**WHEREAS**, **N.J.S. 40A:4-19** provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2011 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

**WHEREAS**, the date of this resolution is within the first 30 days of the fiscal year; and  
**WHEREAS**, the total appropriations in the 2010 Current Fund budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance in said budget is the sum of \$15,071,844.21; and

**WHEREAS**, the total appropriations in the 2010 Water Utility budget, exclusive of any appropriations made for interest and debt redemption charges and capital improvement in said budget is the sum of \$1,989,939.00; and

**WHEREAS**, 26.25% of the total appropriations in the 2010 Current Fund budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance in said budget is the sum of \$3,956,369.00; and

**WHEREAS**, 26.25% of the total appropriations in the 2010 Water Utility budget, exclusive of any appropriations made for interest and debt redemption charges and capital improvement in said budget is the sum of \$522,358.00.00;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, County of Morris and State of New Jersey, that the following appropriations be made and a certified copy of this resolution be transmitted to the Chief Finance Officer for the record:

**CURRENT FUND – TEMPORARY APPROPRIATIONS – 2011**

	Salaries & Wages	Other Expenses
Administrative & Executive	43,000.00	31,000.00
Financial Administration	23,375.00	4,000.00
Tax Assessment	15,000.00	1,000.00
Tax Collection	17,000.00	1,000.00
Legal Services		40,000.00
Engineering Services		12,000.00
Borough Clerk's Office	36,000.00	10,000.00
Public Buildings & Grounds		100,000.00
Planning Department	18,000.00	1,000.00
Planning Board	2,000.00	9,000.00
Board of Adjustment	1,625.00	2,000.00
Group Insurance Plan		325,000.00
Other Insurance		150,000.00
Aid to Fire Department		20,000.00
Police Department	800,000.00	30,000.00
Police Radio		1,000.00
First Aid Organization		7,000.00
Emergency Management		2,500.00
Fair Housing	1,200.00	100.00
Streets and Roads	200,000.00	35,000.00
Street Lighting		25,000.00
Street Signs		500.00
Sewer System	37,000.00	5,000.00
Board of Health	58,000.00	6,000.00
Garbage and Trash		150,000.00
Dog Regulation		7,000.00
Public Assistance		0.00
Aid to Pequannock Valley		0.00
Parks and Playgrounds	26,000.00	15,000.00
Municipal Lake		5,000.00
Celebration of Public Events		0.00
Aid to Museum		0.00
Senior Citizen Transportation		24,000.00
Building Inspection	26,000.00	2,000.00
Plumbing Inspection		500.00
Electric Inspection		500.00
Capital Improvement Fund		0.00
Motor Fuel		35,000.00
NJ Bureau of Fire Safety	2,500.00	500.00
Condominium Reimbursement		7,500.00
Statutory Expenditures		941,699.00
Municipal Court	29,000.00	2,500.00
Single Audit Act		5,000.00
TBSA		475,495.00
Debt Service		2,108,554.00

Maintenance of Library		130,000.00
Public Defender	875.00	
TOTAL	1,336,575.00	4,728,348.00
Debt Service		2,108,554.00
Salary & Wages/Other Expenses		3,956,369.00
Grand Total		6,064,923.00

**WATER UTILITY – TEMPORARY APPROPRIATIONS – 2011**

	Salaries & Wages	Other Expenses
Water Utility	175,000.00	325,000.00
Statutory Expenditures		15,000.00
Debt Service		22,235.00
Capital Improvement Fund		
TOTAL	175,000.00	362,235.00
Debt Service		22,235.00
Salary & Wages/Other Expenses		515,000.00
Grand Total		537,235.00

\* \* \*

**RESOLUTION R11-5**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the Official Depositories of the municipalities be designated as follows:

**BANK OF AMERICA  
CAPITAL ONE BANK  
WACHOVIA BANK  
STATE OF NEW JERSEY CASH MANAGEMENT FUND  
VALLEY NATIONAL BANK  
P.N.C. BANK  
JP MORGAN CHASE  
BOILING SPRINGS BANK  
LINCOLN PARK SAVINGS BANK**

\* \* \*

**RESOLUTION R11-6**

**BE IT RESOLVED**, by the Governing Body of the Borough of Lincoln Park, that the **DAILY RECORD** be designated as the Official Newspaper and designating the **SUBURBAN TRENDS** as the Alternate Official Newspaper of the Borough for the year 2011.

\* \* \*

**RESOLUTION R11-7**

**WHEREAS, N.J.S.A. 10:4-6, et seq.**, requires that the Governing Body of the Borough of Lincoln Park designate two (2) newspapers to receive notices of its meetings;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the **DAILY RECORD** and the **SUBURBAN TRENDS** be designated as the newspapers to receive notices required by the **OPEN PUBLIC MEETINGS ACT**.

\* \* \*

**RESOLUTION R11-8**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the **OUTSIDE CONTRACTOR'S RATE** for the **LINCOLN PARK POLICE DEPARTMENT** shall be at the rate of \$95.40 per hour (\$81.48 plus \$7.68 Administrative Costs, plus \$6.24 for Social Security), effective January 1, 2011 and terminating December 31, 2011.

\* \* \*

**RESOLUTION R11-9**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that pursuant to **N.J.S.A. 40A:5-17.1**, the **TAX COLLECTOR** be forgiven the collection or refund of taxes of any amount \$5.00 or less for the year 2011.

\* \* \*

Pepe: Please call the Roll.

Yes: Council Members: Cardillo, Gemian, Kerwin, Petracca, Thompson, and Pepe.

No: None

Absent: Wild

Abstain: None

The Resolutions were Adopted.

**IX. MAYOR'S APPOINTMENTS:**

**A. WITHOUT ADVICE AND CONSENT:**

Runfeldt: Thank you Mr. President.

Appointments that do not require advice and consent:

Planning Board Member Class 1 = Sal Marino

Planning Board Member Class 4 = Patricia D'Antono

Planning Board Alternate #2 = Edward Kweselait, III

Confidential Secretary to the Mayor/Administrator = Ellen Ross

Confidential Aid to the Mayor = Ellen Ross

**B. WITH ADVICE AND CONSENT (RESOLUTION NEEDED)**

Runfeldt: Those requiring advice and consent:

Borough Attorney - Edward Buzak

Borough Administrator - Sean Canning

Municipal Prosecutor - Chris DeLorenzo

Borough Engineer - Paul Darmofalski

Director of Development and Engineering - Sal Marino

Director of Finance - Kerry Geisler

Director of Health - Pat Pignatelli

Director of Fire - George Morere

Superintendent of Park and Recreation - Janet Cassidy

Superintendent of Public Works - Tom Piorkowski

Dial-a-Ride Representative - Joyce Stager

Food Pantry Director - Marian Beckwith

Emergency Management Coordinator – David Runfeldt

Municipal Housing Liaison - Ellen Ross

Park and Recreation Board Members: Adam Colaizzi and Eileen Bundz

Morris County Community Development Board: Sean Canning and Tom Piorkowski

JIF: Sean Canning and Ellen Ross

HIF: Ellen Ross and Sean Canning

North Jersey MEL: Ellen Ross and Sean Canning

Bond Counsel: Jeremy Ostow

Labor Attorney: Knapp, Trimboli and Prusinowski LLC

IT: Sparcotech

Lincoln Park Green Team: Amy Seise, Anthony DePascale, and Michael Portas

There are two or three other vacant positions that I will have for your approval once I meet with these individuals.

**X. CONFIRMATION OF MAYOR'S APPOINTMENTS:**

Pepe: Okay. Before I call for a Motion on the confirmation of the Mayor's appointments, Resolution R11-10 Authorize appointment of Borough Attorney we are going to pull that and put that in the Regular Agenda.

At this time I would like a Motion to move Resolution 11-11 through R11-27.

Kerwin: SO MOVED

Gemian: SECOND

\* \* \*

**RESOLUTION R11-11**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the appointment of **SEAN CANNING** as **BUSINESS ADMINISTRATOR** for the term of the Mayor, said term expiring December 31, 2014, is hereby confirmed.

\* \* \*

**RESOLUTION R11-12**

**RESOLUTION AUTHORIZING AWARD OF NON-FAIR  
AND OPEN CONTRACT FOR A MUNICIPAL ENGINEER, WITHOUT  
COMPETITIVE BIDDING, AS A NON-FAIR  
AND OPEN CONTRACT**

**WHEREAS**, there exists a need for the Professional Services of a **MUNICIPAL ENGINEER** for the Borough of Lincoln Park, in the County of Morris, State of New Jersey, for the 2008 fiscal year, in accordance with the "Local Fiscal Affairs Law" (N.J.S.A. 40A:5-1 et seq.) as a Non-Fair and Open contract, pursuant to the provisions of N.J.S.A. 19:44A-20.4 and/or N.J.S.A. 19:44-20.5; and

**WHEREAS**, Sean Canning, Purchasing Agent for the Borough of Lincoln Park has determined and Certified in writing that the value of the service will exceed \$17,500.00; and

**WHEREAS**, the anticipated term of this contract is one (1) year; and

**WHEREAS, DARMOFALSKI ENGINEERING ASSOICATES, INC., 86 NEWARK-POMPTON TURNPIKE, RIVERDALE, NEW JERSEY 07457** has completed and submitted a Business Entity Disclosure Certification which Certifies that **DARMOFALSKI ENGINEERING ASSOICATES, INC., 86 NEWARK-POMPTON TURNPIKE, RIVERDALE, NEW JERSEY 07457** has not made any reportable contributions to a political or candidate committee in the Borough of Lincoln Park in the previous one year (2005 exempt), and that the contract will prohibit **DARMOFALSKI ENGINEERING ASSOICATES, INC., 86 NEWARK-POMPTON TURNPIKE, RIVERDALE, NEW JERSEY 07457** from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Chief Financial Officer of the Borough of Lincoln Park has Certified that sufficient funds are available for said purpose in the current budget; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Lincoln Park authorizes and directs that the Mayor, Borough Administrator, and/or Purchasing Agent enter into a professional services contract with **DARMOFALSKI ENGINEERING ASSOICATES, INC., 86 NEWARK-POMPTON TURNPIKE, RIVERDALE, NEW JERSEY 07457** as described herein;

**BE IT FURTHER RESOLVED** that this contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law;

**BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution;

**BE IT FURTHER RESOLVED** that a notice of this action shall be printed once in the Official Newspaper as required by law.

\* \* \*

**RESOLUTION R11-13**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the Mayor's appointment of **CHRIS DILORENZO** as the Borough's **MUNICIPAL PROSECUTOR** for a term of one (1) year, said term expiring December 31, 2011 is hereby confirmed.

\* \* \*

**RESOLUTION R11-14**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that all **MUNICIPAL PROSECUTORS** in the County of Morris are hereby appointed **ALTERNATES** in the event the Borough's Primary Municipal Prosecutor is unavailable for a case for the year 2011.

\* \* \*

**RESOLUTION R11-15**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the appointment of **TOM PIORKOWSKI** as **SUPERINTENDENT OF PUBLIC WORKS** for the term of the Mayor, said terms expiring December 31, 2014, is hereby confirmed.

\* \* \*

**RESOLUTION R11-16**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park; that the appointment of **JANET CASSIDY** as **SUPERINTENDENT OF RECREATION** for the term of the Mayor, said terms expiring December 31, 2014, is hereby confirmed.

\* \* \*

**RESOLUTION R11-17**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the appointment of **RICHARD WILLIAMS** as **RECREATION SPECIAL PROGRAM DIRECTOR** for the term of the Mayor, said terms expiring December 31, 2014, is hereby confirmed.

\* \* \*

**RESOLUTION R11-18**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the appointment of **MARIAN BECKWITH** as **DIRECTOR THE FOOD PANTRY** for the term of the Mayor, said terms expiring December 31, 2014, is hereby confirmed.

\* \* \*

**RESOLUTION R11-19**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the appointment of Sal Marino as **DIRECTOR OF ENGINEERING AND DEVELOPMENT** for the term of the Mayor, said terms expiring December 31, 2014, is hereby confirmed.

\* \* \*

**RESOLUTION R11-20**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the appointment of **PASQUALE PIGNATELLI** as **DIRECTOR OF HEALTH** for the term of the Mayor, said term expiring December 31, 2014, is hereby confirmed.

\* \* \*

**RESOLUTION R11-21**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the appointment of **KERRY GEISLER** as **DIRECTOR OF FINANCE** for the term of the Mayor, said term expiring December 31, 2014, is hereby confirmed.

\* \* \*

**RESOLUTION R11-22**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the appointment of **GEORGE MORERE** as **DIRECTOR OF FIRE** for the term of the Mayor, said term expiring December 31, 2014, is hereby confirmed.

\* \* \*

**RESOLUTION R11-23**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the appointment of **JOYCE STAGER** as the **BOROUGH'S REPRESENTATIVE TO DIAL-A-RIDE** for the term of the Mayor, said term expiring December 31, 2014 is hereby confirmed.

\* \* \*

**RESOLUTION R11-24**

**BE IT RESOLVED**, by the Governing Body of the Borough of Lincoln Park, that the Mayor's appointment of **DAVID RUNFELDT** as **EMERGENCY MANAGEMENT COORDINATOR** for a term of three (3) years, said term expiring December 31, 2013 is hereby approved.

\* \* \*

**RESOLUTION R11-25**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that, in accordance with Chapter 28, Zoning, Section 28-52D.A and Chapter 3, Administration of Government, Section 3-69, Municipal Housing Liaison of the Code of the Borough of Lincoln Park, **ELLEN ROSS** be and is hereby appointed to serve as **LIAISON** for the term of the Mayor, said term expires December 31, 2014.

\* \* \*

**RESOLUTION R11-25B**

**BE IT RESOLVED** that in accordance with Chapter 28, Zoning, Section 28-52D.A and Chapter 3, Administration of Government, Section 3-70 of the Code of the Borough of Lincoln Park, the following persons be and are hereby appointed to serve on the Fair Housing Advisory Committee (**FHC**) for the term of the Mayor, said term expires December 31, 2014:

- 1.
- 2.
- 3.
- 4.

**MATTHEW PETRACCA – COUNCIL LIAISON**

\* \* \*

**RESOLUTION R11-26**

**BE IT RESOLVED**, by the Governing Body of the Borough of Lincoln Park, that the appointment of **ADAM COLAIZZI** and **EILEEN BUNDZ** as **PARKS AND RECREATION ADVISORY BOARD MEMBER** for a term of three (3) years, said term expiring December 31, 2013, is hereby confirmed.

\* \* \*

**RESOLUTION R11-27**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the appointment of \_\_\_\_\_ as **LIBRARY BOARD TRUSTEE** for a five (5) year term, said term expiring December 31, 2015, is hereby confirmed.

Pepe: Any discussion? Please call the Roll.

Yes: Council Members: Cardillo, Gemian, Kerwin, Petracca, Thompson, and Pepe.  
No: None  
Absent: Wild  
Abstain: None

The Resolutions were Adopted.

**REGULAR AGENDA:**

Pepe: Regular Agenda starting with Resolution 11-10 Appointment of Borough Attorney.

Kerwin: So MOVED

Thompson: SECOND

**RESOLUTION R11-10**

**RESOLUTION AUTHORIZING AWARD OF NON-FAIR  
AND OPEN CONTRACT FOR MUNICIPAL ATTORNEY, WITHOUT  
COMPETITIVE BIDDING, AS A NON-FAIR  
AND OPEN CONTRACT**

**WHEREAS**, there exists a need for the Professional Services of a **MUNICIPAL ATTORNEY** for the Borough of Lincoln Park, in the County of Morris, State of New Jersey, for the 2011 fiscal year, in accordance with the "Local Fiscal Affairs Law" (N.J.S.A. 40A:5-1 et seq.) as a Non-Fair and Open contract, pursuant to the provisions of N.J.S.A. 19:44A-20.4 and/or N.J.S.A. 19:44-20.5; and

**WHEREAS**, Sean Canning, Purchasing Agent for the Borough of Lincoln Park has determined and Certified in writing that the value of the service will exceed \$17,500; and

**WHEREAS**, the anticipated term of this contract is one (1) year; and

**WHEREAS, THE BUZAK LAW GROUP, LLC, MONTVILLE OFFICE PARK, SUITE N-4, 150 RIVER ROAD, MONTVILLE, NEW JERSEY 07045** has completed and submitted a Business Entity Disclosure Certification which Certifies that **THE BUZAK LAW GROUP, LLC, MONTVILLE OFFICE PARK, SUITE N-4, 150 RIVER ROAD, MONTVILLE, NEW JERSEY 07045** has not made any reportable contributions to a political or candidate committee in the Borough of Lincoln Park in the previous one year (2005 exempt), and that the contract will prohibit **THE BUZAK LAW GROUP, LLC, MONTVILLE OFFICE PARK, SUITE N-4, 150 RIVER ROAD, MONTVILLE, NEW JERSEY 07045** from making any reportable contributions through the term of the contract; and

**WHEREAS,** the Chief Financial Officer of the Borough of Lincoln Park has Certified that sufficient funds are available for said purpose in the current budget; and

**WHEREAS,** the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Lincoln Park authorizes and directs that the Mayor, Borough Administrator, and/or Purchasing Agent enter into a professional services contract with **THE BUZAK LAW GROUP, LLC, MONTVILLE OFFICE PARK, SUITE N-4, 150 RIVER ROAD, MONTVILLE, NEW JERSEY 07045** as described herein;

**BE IT FURTHER RESOLVED** that this contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law;

**BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution;

**BE IT FURTHER RESOLVED** that a notice of this action shall be printed once in the Official Newspaper as required by law.

Pepe: Any discussion? Please call the Roll.

Yes: Council Members: Cardillo, Gemian, Kerwin, Thompson, and Pepe.

No: None

Absent: Wild

Abstain: Petracca

The Resolutions were Adopted.

Pepe: Resolution R11-28 Authorize Contract without public advertising for Municipal Bonding Attorney.

Kerwin: SO MOVED

Thompson: SECOND

\* \* \*

### **RESOLUTION R11-28**

#### **RESOLUTION AUTHORIZING AWARD OF A CONTRACT WIHTOUT PUBLIC ADVERTSIEMENT FOR A MUNICIPAL BONDING ATTORNEY, WITHOUT COMPETITIVE BIDDING**

**WHEREAS,** there exists a need for the Professional Services of a **MUNICIPAL BONDING ATTORNEY** for the Borough of Lincoln Park, in the County of Morris, State of New Jersey, for the 2011 fiscal year, in accordance with the "Local Fiscal Affairs Law" (N.J.S.A. 40A:5-1 et seq.) as a Contract Without Public Advertisement, pursuant to the provisions of N.J.S.A. 19:44A-20.4 and/or N.J.S.A. 19:44-20.5; and

**WHEREAS,** Frances Vanderhoof, Purchasing Agent for the Township of Montville has determined and Certified in writing that the value of the service will exceed \$17,500; and

**WHEREAS**, the anticipated term of this contract is one (1) year; and

**WHEREAS, M. JEREMY OSTOW, ESQ., 6 FRANKLIN TERRACE, SOUTH ORANGE, NWER JERSEY 07079** has completed and submitted a Business Entity Disclosure Certification which Certifies that **M. JEREMY OSTOW, ESQ., 6 FRANKLIN TERRACE, SOUTH ORANGE, NWER JERSEY 07079** has not made any reportable contributions to a political or candidate committee in the Borough of Lincoln Park in the previous one year (2005 exempt), and that the contract will prohibit

**M. JEREMY OSTOW, ESQ., 6 FRANKLIN TERRACE, SOUTH ORANGE, NWER JERSEY 07079** from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Chief Financial Officer of the Borough of Lincoln Park has Certified that sufficient funds are available for said purpose in the current budget; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Lincoln Park authorizes and directs that the Mayor, Borough Administrator, and/or Purchasing Agent enter into a professional services contract with **M. JEREMY OSTOW, ESQ., 6 FRANKLIN TERRACE, SOUTH ORANGE, NWER JERSEY 07079** as described herein;

**BE IT FURTHER RESOLVED** that this contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law;

**BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution;

**BE IT FURTHER RESOLVED** that a notice of this action shall be printed once in the Official Newspaper as required by law.

Pepe: Any discussion? Please call the Roll.

Yes: Council Members: Cardillo, Gemian, Kerwin, Petracca, Thompson, and Pepe.

No: None

Absent: Wild

Abstain: None

The Resolutions were Adopted.

Pepe: Resolution R11-29 Authorize contract without public advertisement for labor attorney.

Kerwin: So MOVED

Petracca: SECOND

### **RESOLUTION R11-29**

#### **RESOLUTION AUTHORIZING AWARD OF A CONTRACT WITHOUT PUBLIC ADVERTISEMENT FOR A LABOR ATTORNEY, WITHOUT COMPETITIVE BIDDING**

**WHEREAS**, there exists a need for the Professional Services of a **LABOR ATTORNEY** for the Borough of Lincoln Park, in the County of Morris, State of New Jersey, for the 2011 fiscal year, in accordance with the "Local Fiscal Affairs Law" (N.J.S.A. 40A:5-1 et seq.) as a contract Without Public Advertisement, pursuant to the provisions of N.J.S.A. 19:44A-20.4 and/or N.J.S.A. 19:44-20.5; and

**WHEREAS**, Frances Vanderhoof, Purchasing Agent for the Township of Montville has determined and Certified in writing that the value of the service will exceed \$17,500; and

**WHEREAS**, the anticipated term of this contract is one (1) year; and

**WHEREAS, MR. FRED KNAPP, KNAPP, TRIMBOLI & PRUSINOWSKI, LLC, 210 PARK AVE., SUITE 302, FLORHAM PARK, NEW JERSEY 07932** has completed and submitted a Business Entity Disclosure Certification which Certifies that **MR. FRED KNAPP, KNAPP, TRIMBOLI & PRUSINOWSKI, LLC, 210 PARK AVE., SUITE 302, FLORHAM PARK, NEW JERSEY 07932** has not made any reportable contributions to a political or candidate committee in the Borough of Lincoln Park in the previous one year (2005 exempt), and that the contract will prohibit **MR. FRED KNAPP, KNAPP, TRIMBOLI & PRUSINOWSKI, LLC, 210 PARK AVE., SUITE 302, FLORHAM PARK, NEW JERSEY 07932** from making any reportable contributions through the term of the contract; and

**WHEREAS,** the Chief Financial Officer of the Borough of Lincoln Park has Certified that sufficient funds are available for said purpose in the current budget; and

**WHEREAS,** the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Lincoln Park authorizes and directs that the Mayor, Borough Administrator, and/or Purchasing Agent enter into a professional services contract with **MR. FRED KNAPP, KNAPP, TRIMBOLI & PRUSINOWSKI, LLC, 210 PARK AVE., SUITE 302, FLORHAM PARK, NEW JERSEY 07932** as described herein;

**BE IT FURTHER RESOLVED** that this contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law;

**BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution;

**BE IT FURTHER RESOLVED** that a notice of this action shall be printed once in the Official Newspaper as required by law.

Pepe: Any discussion? Please call the Roll.

Yes: Council Members: Cardillo, Gemian, Kerwin, Petracca, Thompson, and Pepe.

No: None

Absent: Wild

Abstain: None

The Resolutions were Adopted.

Pepe: Resolution R11-30 Authorize award of contract without public advertisement for Information Technologist.

Kerwin: So MOVED

Thompson: SECOND

\* \* \*

### **RESOLUTION R11-30**

#### **RESOLUTION AUTHORIZING AWARD OF CONTRACT WITHOUT PUBLIC ADVERTISEMENT FOR AN INFORMATION TECHNOLOGIST, WITHOUT COMPETITIVE BIDDING**

**WHEREAS,** there exists a need for the Professional Services of an **INFORMATION TECHNOLOGIST** for the Borough of Lincoln Park, in the County of Morris, State of New Jersey, for the 2008 fiscal year, in accordance with the "Local Fiscal Affairs Law" (N.J.S.A. 40A:5-1 et seq.) as a Non-Fair and Open contract, pursuant to the provisions of N.J.S.A. 19:44A-20.4 and/or N.J.S.A. 19:44-20.5; and

**WHEREAS,** Frances Vanderhoof, Purchasing Agent for the Township of Montville has determined and Certified in writing that the value of the service will exceed \$17,500; and

**WHEREAS**, the anticipated term of this contract is one (1) year; and

**WHEREAS, SPARCTECH SOLUTIONS, DENVILLE TECHNICAL PARK, 96 FORD ROAD, UNIT 96-12, DENVILLE, NEW JERSEY 07834** has completed and submitted a Business Entity Disclosure Certification which Certifies that **SPARCTECH SOLUTIONS, DENVILLE TECHNICAL PARK, 96 FORD ROAD, UNIT 96-12, DENVILLE, NEW JERSEY 07834** has not made any reportable contributions to a political or candidate committee in the Borough of Lincoln Park in the previous one year (2005 exempt), and that the contract will prohibit **SPARCTECH SOLUTIONS, DENVILLE TECHNICAL PARK, 96 FORD ROAD, UNIT 96-12, DENVILLE, NEW JERSEY 07834** from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Chief Financial Officer of the Borough of Lincoln Park has Certified that sufficient funds are available for said purpose in the current budget; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Lincoln Park authorizes and directs that the Mayor, Borough Administrator, and/or Purchasing Agent enter into a professional services contract with **SPARCTECH SOLUTIONS, DENVILLE TECHNICAL PARK, 96 FORD ROAD, UNIT 96-12, DENVILLE, NEW JERSEY 07834** as described herein;

**BE IT FURTHER RESOLVED** that this contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law;

**BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution;

**BE IT FURTHER RESOLVED** that a notice of this action shall be printed once in the Official Newspaper as required by law.

Pepe: Any discussion? Please call the Roll.

Yes: Council Members: Cardillo, Gemian, Kerwin, Petracca, Thompson, and Pepe.

No: None

Absent: Wild

Abstain: None

The Resolutions were Adopted.

Pepe: Resolution R11-31 Appointment of Green Team members.

Kerwin: So MOVED

Thompson: SECOND

\* \* \*

### **RESOLUTION R11-31**

#### **ESTABLISHING A GREEN TEAM ADVISORY COMMITTEE**

**WHEREAS**, the Governing Body of the Borough of Lincoln Park strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

**WHEREAS**, the Governing Body of the Borough of Lincoln Park wishes to build a model of government which benefits our residents now and far into the future with green community initiatives which are easy to replicate and affordable to implement; and

**WHEREAS**, in an attempt to focus attention on “Green” issues, the Governing Body wishes to establish a Green Team Advisory Committee (GTA); and

**WHEREAS**, solar power, changes to fleet purchasing and maintenance, water quality improvements, and operational changes will all be considered as the Borough’s move to do their share to lessen the environmental impact of its operations;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that we do hereby establish a Green Team Advisory Committee consisting of three members who shall be residents or employees of the Borough of Lincoln Park, appointed annually but whose initial term of appointment shall be through December 31, 2011;

**BE IT FURTHER RESOLVED**, by the Governing Body of the Borough of Lincoln Park that the Mission, Goals and Objectives for the GTA through December 31, 2011 are established as follows:

**Mission:**

The Borough of Lincoln Park’s Green Team Advisory Committee will advise the Governing Body on ways to improve municipal operations with “Green” initiatives which are economically and environmentally sound through research and evaluation.

**Goals:**

Submit a report and recommendations to the Borough Council by October 1, 2011 to include:

1. An audit of municipal facilities
2. An evaluation of municipal fleet vehicles
3. A report of suggested best practices for “greener” municipal operations

**Objectives:**

1. Collaborate with Borough employees, service providers and other government agencies to share resource information and ideas consistent with the Mission of the GTA.
2. Encourage participation of all employees to solicit ideas on green initiatives.
3. Research and analyze green initiatives which make practical environmental and financial sense.
4. Develop strategies for sustainable green initiatives in municipal operations.

**BE IT FURTHER RESOLVED** by the Governing Body of the Borough of Lincoln Park that the following persons are hereby appointed to the GTA for the year 2011:

Amy Seise  
Michael Portas  
Anthony DePascale

Pepe: Any discussion? Please call the Roll.

Yes: Council Members: Cardillo, Gemian, Kerwin, Petracca, Thompson, and Pepe.

No: None

Absent: Wild

Abstain: None

The Resolutions were Adopted.

**XI. COUNCIL APPOINTMENTS:**

Pepe: Council appointments Resolutions R11-32 through R11-61. There is one change. R11-43: Authorize Council Representative to the Morris County JIF, currently the Representative is Councilman Petracca, since his firm is also representing the JIF at this time, the change that I am suggesting is I will pick up that responsibility.

Kerwin: So MOVED

Thompson: SECOND

\* \* \*

**RESOLUTION R11-32**

**RESOLUTION AUTHORIZING AWARD OF A CONTRACT  
WITHOUT PUBLIC ADVERTISEMENT FOR  
A MUNICIPAL AUDITOR, WITHOUT  
COMPETITIVE BIDDING**

**WHEREAS**, there exists a need for the Professional Services of a **MUNICIPAL AUDITOR** for the Borough of Lincoln Park, in the County of Morris, State of New Jersey, for the 2011 fiscal year, in accordance with the "Local Fiscal Affairs Law" (N.J.S.A. 40A:5-1 et seq.) as a contract Without Public Advertisement, pursuant to the provisions of N.J.S.A. 19:44A-20.4 and/or N.J.S.A. 19:44-20.5; and

**WHEREAS**, Frances Vanderhoof, Purchasing Agent for the Township of Montville has determined and Certified in writing that the value of the service will exceed \$17,500; and

**WHEREAS**, the anticipated term of this contract is one (1) year; and

**WHEREAS, MR. CHARLES FERRAIOLI, FERRAIOLI, WIELKOTZ, CERULLO & CUVA, 401 WANAQUE AVENUE, POMPTON LAKES, NEW JERSEY 07442** has completed and submitted a Business Entity Disclosure Certification which Certifies that **MR. CHARLES FERRAIOLI, FERRAIOLI, WIELKOTZ, CERULLO & CUVA, 401 WANAQUE AVENUE, POMPTON LAKES, NEW JERSEY 07442** has not made any reportable contributions to a political or candidate committee in the Borough of Lincoln Park in the previous one year (2005 exempt), and that the contract will prohibit **MR. CHARLES FERRAIOLI, FERRAIOLI, WIELKOTZ, CERULLO & CUVA, 401 WANAQUE AVENUE, POMPTON LAKES, NEW JERSEY 07442** from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Chief Financial Officer of the Borough of Lincoln Park has Certified that sufficient funds are available for said purpose in the current budget; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Lincoln Park authorizes and directs that the Mayor, Borough Administrator, and/or Purchasing Agent enter into a professional services contract with **MR. CHARLES FERRAIOLI, FERRAIOLI, WIELKOTZ, CERULLO & CUVA, 401 WANAQUE AVENUE, POMPTON LAKES, NEW JERSEY 07442** as described herein;

**BE IT FURTHER RESOLVED** that this contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law;

**BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution;

**BE IT FURTHER RESOLVED** that a notice of this action shall be printed once in the Official Newspaper as required by law.

\* \* \*

**RESOLUTION R11-33**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that **PATRICIA FRITZ** be appointed **COURT ADMINISTRATOR** for a term of one (1) year, said term expiring December 31, 2011.

\* \* \*

**RESOLUTION R11-34**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that **JAMES WILD** be appointed a **CLASS III MEMBER OF THE PLANNING BOARD** for a term of one (1) year, said term expiring December 31, 2011, is hereby confirmed.

\* \* \*

**RESOLUTION R11-35**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that the Council Appointment of **RICHARD IBERER** and **THOMAS ZAPF** and **PATRICK BYRNE** as members of the **ZONING BOARD OF ADJUSTMENT** for a term of three (3) years, said term expiring December 31, 2013, is hereby confirmed.

\* \* \*

**RESOLUTION R11-36**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that the Council Appointment of **KENNETH FOREMAN** as an Alternate #2 member of the **ZONING BOARD OF ADJUSTMENT** for a term of two (2) years, said term expiring December 31, 2012, is hereby confirmed.

\* \* \*

**RESOLUTION R11-37**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that **LOUIS J. PEPE** be appointed Council Liaison to the **HEALTH DEPARTMENT** for a term of one (1) year said term expiring December 31, 2011 is hereby confirmed.

\* \* \*

**RESOLUTION R11-38**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that **MATTHEW PETRACCA** be appointed Council Liaison to the **MUNICIPAL HOUSING (FAIR HOUSING)** for a term of one (1) year, said term expiring December 31, 2011 is hereby confirmed.

\* \* \*

**RESOLUTION R11-39**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that **ROBERT CARDILLO** be appointed Council Liaison to the **RECREATION ADVISORY BOARD** for a term of one (1) year, said term expiring December 31, 2011 is hereby confirmed.

\* \* \*

**RESOLUTION R11-40**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that **RAYMOND T. KERWIN** be appointed Council Liaison to the **FIRST AID SQUAD** for a term of one (1) year, said term expiring December 31, 2011 is hereby confirmed.

\* \* \*

**RESOLUTION R11-41**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that **GARY GEMIAN** be appointed Council Liaison to the **FIRE DEPARTMENT** for a term of one (1) year, said term expiring December 31, 2011 is hereby confirmed.

\* \* \*

**RESOLUTION R11-42**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that **ANN THOMPSON** be appointed Council Liaison to the **POLICE DEPARTMENT** for a term of one (1) year, said term expiring December 31, 2011, is hereby confirmed.

\* \* \*

**RESOLUTION R11-43**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that **MATTHEW PETRACCA**— **Louis J Pepe** be appointed as the Council's Representative to the **MORRIS COUNTY JOINT INSURANCE FUND** said term expiring December 31, 2011 is hereby confirmed.

\* \* \*

**RESOLUTION R11-44**

**BE IT RESOLVED**, by the Governing Body of the Borough of Lincoln Park, that the following persons be appointed **SPECIAL OFFICERS, POLICE MATRONS** and **CROSSING GUARDS** for the year 2011, effective immediately.

**POLICE MATRONS**

Dawn Queli	Beth Anderson	Barbara Wild
Nicole Bosland	Nancy Heykoop	

**CROSSING GUARDS**

Florence Lloyd Elizabeth Wallis

\* \* \*

**RESOLUTION R11-45**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that **SEAN CANNING** be appointed **PUBLIC AGENCY COMPLIANCE OFFICER**, for a period of one (1) year, said term expiring December 31, 2011, is hereby confirmed.

\* \* \*

**RESOLUTION R11-46**

**WHEREAS**, from time to time there are development proposals approved by the Borough of Lincoln Park Planning Board and Zoning Board of Adjustment which include the construction of sanitary sewer extensions; and

**WHEREAS**, pursuant to the requirements of the New Jersey Department of Environmental Protection application forms (**WQM-003 {CP #1}**), must be submitted for such sanitary sewer extension approvals; and

**WHEREAS**, such application forms (**WQM-003 {CP #1}**), must be endorsed by Municipal Officials;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that the Borough of Lincoln Park does and hereby approves the submission of these application forms (**WQM-003 {CP #1}**) for those projects approved by the Borough of Lincoln Park Planning Board and Zoning Board of Adjustment;

**BE IT FURTHER RESOLVED** that the Borough Engineer of the Borough of Lincoln Park be and is hereby authorized to sign and submit said necessary forms (**WQM-003 {CP #1}**) to the New Jersey Department of Environmental Protection.

\* \* \*

**RESOLUTION R11-47**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that **ELLEN ROSS** be appointed as the Borough's **PRIMARY REPRESENTATIVE** to the **NORTH JERSEY MUNICIPAL EMPLOYEE BENEFIT FUND**;

**BE IT FURTHER RESOLVED** that **SEAN CANNING** be appointed as the Borough's **ALTERNATE REPRESENTATIVE** to the **NORTH JERSEY MUNICIPAL EMPLOYEE BENEFIT FUND**.

\* \* \*

**RESOLUTION R11-48**

**WHEREAS**, Mayor David Runfeldt, has appointed **SEAN CANNING** as the **MAYOR'S APPOINTEE** and **TOM PIORKOWSKI** as **ALTERNATE** to the **MORRIS COUNTY COMMUNITY DEVELOPMENT PROGRAM** for the calendar year 2011; and

**WHEREAS**, the Co-operative Agreement By-Laws between the Borough of Lincoln Park and Morris County, provides for an additional appointment to be made by the Council;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that **MATTHEW PETRACCA** is hereby appointed as the Council's Representative to the **MORRIS COUNTY COMMUNITY DEVELOPMENT PROGRAM** for the calendar year 2011.

\* \* \*

**RESOLUTION R11-49**

**WHEREAS**, it is in the best interest of the Borough of Lincoln Park to earn additional revenues through the investment and prudent management of its cash receipts; and

**WHEREAS, P.L. 1983, CHAPTER 8**, approved January 18, 1993, is an Act concerning the Local Fiscal Affairs Law and amends **N.J.S.A. 40A:5-2** and **N.J.S.A. 40A:5-14**; and

**WHEREAS**, this law requires that each local unit shall Adopt a **CASH MANAGEMENT PLAN**;

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the Borough of Lincoln Park hereby authorizes that the following shall constitute the **CASH MANAGEMENT PLAN** for the Borough of Lincoln Park and the Chief Financial Officer shall deposit and manage its funds pursuant to this plan **Definitions**:

1. Chief Financial Officer means the Official appointed pursuant to **N.J.S.A. 40A:9-140-1**, responsible for the proper financial administration of the Borough of Lincoln Park.
2. Fiscal Year shall mean the twelve-month period ending December thirty-one.
3. **CASH MANAGEMENT PLAN** shall mean the Plan as pursuant to **N.J.S.A. 40A:5-14**.

**Designation of Depositories:**

At least once each fiscal year, the Governing Body shall by Resolution, designate the depositories for the Borough of Lincoln Park in accordance with **N.J.S.A. 40A:5-14**. The depositories designated by Resolution R11-5 for 2011 are:

**BANK OF AMERICA  
CAPITAL ONE BANK  
WACHOVIA BANK  
STATE OF NEW JERSEY CASH MANAGEMENT FUND  
VALLEY NATIONAL BANK  
P.N.C. BANK  
JP MORGAN CHASE  
BOILING SPRINGS BANK  
LINCOLN PARK SAVINGS BANK**

**Audit Requirements:**

The **CASH MANAGEMENT PLAN** shall be subject to the Annual Audit conducted pursuant to **N.J.S.A. 40A:5-4**.

**Authority to make Deposits:**

The Governing Body shall pass a Resolution at its first meeting of the fiscal year designating the Borough Chief Financial Officer as the official who shall make and be responsible for municipal deposits.

**Records and Reports:**

1. The Chief Financial Officer shall report all investment deposits made in accordance with **N.J.S.A. 40A:5-14**.
2. At a minimum, the Chief Financial Officer shall:
  - a. Keep a record of all investments
  - b. Keep a cash portion record which reveals, on a daily basis, the status of cash balances.
  - c. Report monthly to the Governing Body as to the status of cash balances in banks, revenue collection and interest earned.

**Cash Flow:**

1. The Chief Financial Officer shall ensure that the accounting system provides regular information concerning the cash portion and investment performances.
2. All monies shall be turned over to the Chief Financial Officer and deposited in accordance with **N.J.S.A. 40A:5-15**.
3. The Chief Financial Officer is authorized and directed to invest surplus funds of the Borough as the availability of the funds permit in interest-bearing accounts and the State of New Jersey Cash Management Fund **CASH MANAGEMENT PLAN**. In addition, it shall be the responsibility of the Chief Financial Officer to minimize the possibility of idle cash by depositing the monies in interest bearing accounts in accordance with the **CASH MANAGEMENT PLAN**.

\* \* \*

**RESOLUTION R11-50**

**AUTHORIZING THE TAX COLLECTOR TO  
CONDUCT A TAX LIEN SALE**

**WHEREAS**, there remains on the records and books of the Borough of Lincoln Park delinquent taxes, water-sewer utility charges, and other municipal charges owing as of December 31, 2010; and

**WHEREAS**, the Statutes of the State of New Jersey, expressly **N.J.S.A. 54:5 et seq.**, provide for the enforcement and collection of such delinquencies through a tax lien sale; and

**WHEREAS**, the Tax Collector is empowered by Statute to conduct and preside over the sale of liens;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, a Municipal Corporation of the State of New Jersey, that the Borough of Lincoln Park's Tax Collector is authorized to conduct a tax lien sale for 2010 delinquent taxes, utility, and other municipal charges on or before December 31, 2011.

\* \* \*

**RESOLUTION R11-51**

**WHEREAS, N.J.S.A. 54:5-26** has been amended, permitting the Tax Collector to give notice of **TAX LIEN** to property owners, by regular or certified mail, with the maximum fee to be charged therefore in the sum of **\$25.00** per mailing/per owner; and

**WHEREAS, N.J.S.A. 54:5-21.1** has also been amended, permitting the Tax Collector to charge a fee of **\$100.00** for the replacement of lost **TAX SALE CERTIFICATES**;

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Lincoln Park, that the following charges are hereby authorized and effective and may be charged and collected by the Tax Collector for and during 2011:

- |    |   |                               |
|----|---|-------------------------------|
| 1. | Notice of Tax Lien (regular or Certified Mail)    | \$25.00 per Mailing/per owner |
| 2. | Replacement of lost Tax Title Lien Certificate(s) | \$100.00 per Certificate      |

\* \* \*

**RESOLUTION R11-52**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that the Council Appointment of **DAVID AMADIO** as the Municipal Public Defender for the year 2011, is hereby confirmed.

\* \* \*

**RESOLUTION R11-53**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the **USE SCHEDULE FOR THE PAL/COMMUNITY CENTER GYM** for the year 2011 is hereby approved.

\* \* \*

**RESOLUTION R11-54**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the Mayor and Borough Clerk are hereby authorized to execute an agreement with **THE CHADLER GROUP, MR. MARK TODISCO, OF NEW JERSEY** for a period of one (1) year beginning January 1, 2011, providing for **RISK MANAGEMENT CONSULTANT SERVICES** to be paid through the **MORRIS COUNTY MUNICIPAL JOINT INSURANCE FUND** in accordance with the agreement on file in the Office of the Borough Clerk.

\* \* \*

**RESOLUTION R11-55**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that pursuant to **PUBLIC LAW #438**, the below list of appointments to the **EMERGENCY MANAGEMENT COMMITTEE LEDGER** is hereby approved.

**EMERGENCY MANAGEMENT COUNCIL ROSTER**

Jurisdiction: BOROUGH OF LINCOLN PARK

County: MORRIS

NAME	WORKING TITLE	1	2	3
David Runfeldt	Emergency Management Coord.			X
Tom Piorkowski	Dep. EMC/DPW/CERT Co-Manager		X	
				X
Tom Andrascik	Police		X	
George Morere	Fire Director			X
Kevin McNeil	LPEMS Chief			X
Paul Darmofalski	Borough Admin./Engineer/MIO		X	
Christine Cusick	Shelter Director			X
Tom Piorkowski	Deputy Shelter Director			X
Pat Pignatelli	Health Officer		X	
Ellen Ross	OEM Secretary/Utilities Liaison		X	
Kevin McNeill	RACES Radio Operator			X
Edward Buzak	Borough Attorney		X	
Kerry Geisler	Finance Officer		X	
Sal Marino	Fire Chief			X
Tom Andrascik	Communications		X	
	CERT Co-Manager		X	X
David Runfeldt	Mayor	X		
James Wild	Council Member	X		
TBN	Transportation Facilitator			X
James Grube	Board of Education			X
Malcolm Chamalian	Volunteer Coordinator			X
Sarah Gresko	Resource Coordinator			X
Linda Matthews	Emerg. Hotline Coordinator			X

1. Elected Officials
2. Borough Employees
3. Emergency Management Volunteers

\* \* \*

**RESOLUTION R11-56**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that **SEAN CANNING** be appointed as the Borough's **PRIMARY REPRESENTATIVE** to the **MORRIS COUNTY JOINT INSURANCE FUND**;

**BE IT FURTHER RESOLVED** that **ELLEN ROSS** be appointed as the Borough's **ALTERNATE REPRESENTATIVE** to the **MORRIS COUNTY JOINT INSURANCE FUND**.

\* \* \*

**RESOLUTION R11-57**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that **ELLEN ROSS** be appointed as the Borough's **PRIMARY REPRESENTATIVE** to the **MORRIS COUNTY HEALTH INSURANCE FUND (HIF)**;

**BE IT FURTHER RESOLVED** that **SEAN CANNING** be appointed as the Borough's **ALTERNATE REPRESENTATIVE** to the **MORRIS COUNTY HEALTH INSURANCE FUND ("HIF")**.

\* \* \*

**RESOLUTION R11-58**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the sum of **\$100.00 Dollars** is hereby authorized to be expended for a full page add in the **BOONTON HIGH SCHOOL YEAR BOOK**.

\* \* \*

**RESOLUTION R11-59**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the sum of **\$1,500.00 Dollars** is hereby authorized to be expended for a donation to 2011 **Project Graduation**.

\* \* \*

**RESOLUTION R11-60**

**WHEREAS, MANDATORY SOURCE RECYCLING 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 spirit of the **MANDATORY SOURCE SEPARATION AND RECYCLING ACT** to use the tonnage grants to develop new Municipal Recycling Programs and to continue and expand existing programs; and

**WHEREAS**, the New Jersey Department of Environmental Protection is promulgated recycling regulations to implement the mandatory **SOURCE SEPARATION AND RECYCLING ACT**; and

**WHEREAS**, the recycling regulations impose on municipalities certain requirements as a condition for applying for 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 for 2010 will memorialize the commitment of this municipality to recycling and indicate the assent of the Governing Body 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 that the application is properly completed and timely filed.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park hereby endorses the submission of a **MUNICIPAL RECYCLING TONNAGE GRANT APPLICATION** to the New Jersey Department of Environmental Protection and designates **KEVIN MACKAY** to ensure that the said Application is properly filed.

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

\* \* \*

**RESOLUTION R11-61**

**RESOLUTION FOR INCREASING THE  
BID THRESHOLD AND APPOINTING A  
QUALIFIED PURCHASING AGENT**

**WHEREAS**, the recent changes to the Local Public Contracts Law gave local contracting units the ability to increase their bid threshold up to \$36,000.00; and

**WHEREAS, N.J.S.A. 40A:11-3a**, permits an increase in the bid threshold if a Qualified Purchasing Agent is appointed as well as granted the authorization to negotiate and award such contracts below the bid threshold; and

**WHEREAS, N.J.A.C. 5:34-5 et seq.,** establishes the criteria for qualifying as a Qualified Purchasing Agent; and

**WHEREAS, FRANCES VANDERHOOF** possesses the designation of Qualified Purchasing Agent, as issued by the Director of the Division of Local Government Services in accordance with **N.J.A.C. 5:34-5 et seq.;**

**WHEREAS,** the Borough of Lincoln Park desires to take advantage of the increased bid threshold;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, in the County of Morris, in the State of New Jersey, hereby increases its bid threshold to \$36,000.00;

**BE IT FURTHER RESOLVED** that the Governing Body of the Borough of Lincoln Park hereby appoints **FRANCES VANDERHOOF** as the **QUALIFIED PURCHASING AGENT** to exercise the duties of a **PURCHASING AGENT** pursuant to **N.J.S.A. 40A:11-2(30)**, with specific relevance to the authority, responsibility, and accountability of the purchasing activity of the contracting unit;

**BE IT FURTHER RESOLVED,** that in accordance with **N.J.A.C. 5:34-5.2**, the local unit Clerk is hereby authorized and directed to forward a Certified copy of this Resolution and a copy of **FRANCES VANDERHOOF's** Certification to the Director of the Division of Local Government Services.

\* \* \*

Pepe: Any discussion? Please call the Roll.

Yes: Council Members: Cardillo, Gemian, Kerwin, Petracca, Thompson, and Pepe.

No: None

Absent: Wild

Abstain: None

The Resolutions were Adopted.

## **XII. PUBLIC HEARING**

Kerwin: MOTION TO GO TO PUBLIC

Petracca: SECOND

Councilman President Pepe asked for a Voice Vote. The PUBLIC HEARING WAS OPENED.

Thompson: MOTION TO CLOSE THE PUBLIC HEARING.

Kerwin: SECOND

Councilman President Pepe asked for a Voice Vote. The PUBLIC HEARING WAS CLOSED.

## **XIII. ADJOURNMENT:**

Thompson: MOTION TO ADJOURN

Kerwin: SECOND

There being no further business to come before the Council the Re-Organization Meeting of January 2, 2011 was Adjourned at 12:50 PM.

---

Louis J. Pepe, Council President

---

Annette Maida-Smith, RMC  
Borough Clerk

