

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

A Regular 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 May 16, 2011. The Deputy Clerk Called the Meeting to Order at 7:30 PM 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 called the Roll showing the following:

**II. ROLL CALL**

PRESENT: Council Members: Robert Cardillo  
Gary Gemian  
Raymond T. Kerwin  
Matthew Petracca  
Ann Thompson  
James A. Wild

ABSENT: Council President Louis J. Pepe

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

ABSENT FROM ADMINISTRATION: CFO/Treasurer, Kerry Geisler

**III. ACTING COUNCIL PRESIDENT:**

Thompson: Motion for Ray Kerwin to be Acting Council President.

Petracca: SECOND

Deputy Clerk: We have a Motion and a Second for Ray Kerwin Acting Council President. Any other nominations. There being none I will call the Roll.

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

Deputy Clerk: Acting Council President Kerwin please take your seat.

**III. MINUTES FOR APPROVAL:**

Kerwin: Minutes for Approval April 18, 2011.

Thompson: So MOVED

Wild: SECOND

Kerwin: Any questions, comments or corrections? Call the Roll.

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

The Minutes of April 18, 2011 were Approved.

Kerwin: Minutes for Approval May 2, 2011.

Petracca: So MOVED

Thompson: SECOND

Kerwin: Any questions, comments or corrections? Call the Roll.

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

No: None

Absent: Pepe

Abstain: Gemian

The Minutes of May 2, 2011 were Approved.

**V. ORDINANCES FOR INTRODUCTION:**

**Kerwin: Ordinances for Introduction 9-11 2011 Capital Bond Ordinance**

The Deputy Clerk read the following Resolution:

**BE IT RESOLVED**, that an Ordinance entitled:

**BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS AND ACQUISITIONS IN AND FOR THE BOROUGH OF LINCOLN PARK IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, APPROPRIATING \$792,000.00 THEREFORE, AND AUTHORIZING THE ISSUANCE OF \$673,200.00 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF,**

be Introduced and Read by title of First Reading by the Deputy Clerk.

Petracca: So MOVED

Thompson: SECOND

Kerwin: Any Discussion? Please call the Roll.

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

No: None

Absent: Pepe

Abstain: None

The Resolution was Adopted.

Kerwin: Any discussion? Please read it again.

The Deputy Clerk read the following Resolution:

**BE IT FURTHER RESOLVED**, that an Ordinance entitled:

**BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS AND ACQUISITIONS IN AND FOR THE BOROUGH OF LINCOLN PARK IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, APPROPRIATING \$792,000.00 THEREFORE, AND AUTHORIZING THE ISSUANCE OF \$673,200.00 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF,**

be passed on First Reading; and

**BE IT FURTHER RESOLVED** that said ordinance be considered for Final Passage at the meeting of the Governing Body of the Borough of Lincoln Park on the 20<sup>th</sup> day of June 2011 at approximately 7:30 PM in the Municipal building at which time and place all persons interested shall be given an opportunity to be heard concerning said Ordinance; and

**BE IT FURTHER RESOLVED** that the Deputy Clerk be authorized and directed to advertise said Ordinance with a Notice of Introduction thereof in the Daily Record according to law.

Thompson: So MOVED

Cardillo: SECOND

Kerwin: Please call the Roll.

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

No: None

Absent: Pepe

Abstain: None

The Resolution was Adopted.

**Kerwin: 10-11 Amend Chapter 17, Planning, Art. XA, Stormwater Mgmt., Sec. 13, Subsection C, Fill Requirements.**

The Deputy Clerk read the following Resolution:

**BE IT RESOLVED**, that an Ordinance entitled:

**AN ORDINANCE AMENDING CHAPTER 17, PLANNING, ARTICLE XA, STORMWATER MANAGEMENT, SECTION 13, SPECIFIC FLOOD PLAIN REQUIREMENTS, SUBSECTION C, FILL REQUIREMENTS, OF THE ORDINANCES OF THE BOROUGH OF LINCOLN PARK**

be Introduced and Read by Title on First reading by the Deputy Clerk.

Thompson: So MOVED

Gemian: SECOND

Kerwin: Please call the Roll.

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

No: None

Absent: Pepe

Abstain: None

The Resolution was Adopted.

Kerwin: Please read it again.

The Deputy Clerk read the following Resolution:

**BE IT FURTHER RESOLVED**, that an Ordinance entitled:

**AN ORDINANCE AMENDING CHAPTER 17, PLANNING, ARTICLE XA, STORMWATER MANAGEMENT, SECTION 13, SPECIFIC FLOOD PLAIN REQUIREMENTS, SUBSECTION C, FILL REQUIREMENTS, OF THE ORDINANCES OF THE BOROUGH OF LINCOLN PARK**

be passed on First Reading; and

**BE IT FURTHER RESOLVED** that said ordinance be considered for Final Passage at the meeting of the Governing Body of the Borough of Lincoln Park on the 20<sup>th</sup> day of June 2011 at approximately 7:30 PM in the Municipal Building at which time and place all persons interested shall be given an opportunity to be heard concerning said Ordinance; and

**BE IT FURTHER RESOLVED** that the Deputy Clerk be authorized and directed to advertise said Ordinance with a Notice of Introduction thereof in the Daily Record according to law.

Petracca: So MOVED

Thompson: SECOND

Kerwin: Please call the Roll.

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

No: None

Absent: Pepe

Abstain: None

The Resolution was Adopted.

**ORDINANCES FOR ADOPTION:**

**Kerwin: Ordinances for Adoption 6-11 2011 Salary Compensation**

The Deputy Clerk read the following Resolution:

**BE IT RESOLVED**, that an Ordinance entitled:

**AN ORDINANCE PROVIDING COMPENSATION FOR CERTAIN OFFICERS AND EMPLOYEES  
OF THE BOROUGH OF LINCOLN PARK**

be read by Title on Second Reading and a Hearing Held Thereon.

Thompson: So MOVED

Petracca: SECOND

Kerwin: Please call the Roll.

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

No: None

Absent: Pepe

Abstain: None

The Resolution was Adopted.

Thompson: MOTION TO GO TO PUBLIC

Cardillo: SECOND

Acting Council President Kerwin asked for a Voice Vote: THE PUBLIC HEARING WAS OPENED.

There were no public present at this meeting.

Thompson: MOTION TO CLOSE THE PUBLIC HEARING.

Gemian: SECOND

Acting Council President Kerwin asked for a Voice Vote. THE PUBLIC HEARING WAS CLOSED.

Kerwin: Please read it again.

The Deputy Clerk read the following Resolution:

**BE IT RESOLVED**, that an Ordinance entitled:

**AN ORDINANCE PROVIDING COMPENSATION FOR CERTAIN OFFICERS AND EMPLOYEES  
OF THE BOROUGH OF LINCOLN PARK**

be passed on Final Reading and a Notice of Final Passage of said Ordinance be published according to law.

Thompson: So MOVED

Cardillo: SECOND

Kerwin: Please call the Roll.

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

The Ordinance was Adopted.

**Kerwin: Ordinance 7-11 Amend Chapter 17, Planning, Sec. 17 – 82.1**

The Deputy Clerk read the following Resolution:

**BE IT RESOLVED**, that an Ordinance entitled:

**AN ORDINANCE AMENDING SECTION 17-82.1-d, DEVELOPMENT REGULATIONS, OF THE CODE OF THE BOROUGH OF LINCOLN PARK TO REQUIRE THE SUBMISSION OF THE APPLICANT’S EXPERT REPORT SUPPORTING A “d” VARIANCE APPLICATION AS AN (N.J.S.A. 40:55d-70D(1)-(6) AS AN ELEMENT OF COMPLETENESS**

be read by Title on Second Reading and a Hearing Held Thereon.

Wild: So MOVED

Thompson: SECOND

Kerwin: Please call the Roll.

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

The Resolution was Adopted.

Wild: MOTION TO GO TO PUBLIC

Petracca: SECOND

Acting Council President Kerwin asked for a Voice Vote: THE PUBLIC HEARING WAS OPENED.

There were no public present at this meeting.

Thompson: MOTION TO CLOSE THE PUBLIC HEARING.

Wild: SECOND

Acting Council President Kerwin asked for a Voice Vote. THE PUBLIC HEARING WAS CLOSED.

Buzak: Council President, the record should reflect that we received a letter from the planning board approving the Ordinance. It had to be submitted to the planning board, we did get the report back so we are able to adopt tonight.

Kerwin: Please read it again.

The Deputy Clerk read the following Resolution:

**BE IT RESOLVED**, that an Ordinance entitled:

**AN ORDINANCE AMENDING SECTION 17-82.1-d, DEVELOPMENT REGULATIONS, OF THE CODE OF THE BOROUGH OF LINCOLN PARK TO REQUIRE THE SUBMISSION OF THE APPLICANT’S EXPERT REPORT SUPPORTING A “d” VARIANCE APPLICATION AS AN (N.J.S.A. 40:55d-70D(1)-(6) AS AN ELEMENT OF COMPLETENESS**

be passed on Final Reading and a Notice of Final Passage of said Ordinance be published according to law.

Wild: So MOVED

Cardillo: SECOND

Kerwin: Please call the Roll.

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

No: None

Absent: Pepe

Abstain: None

The Ordinance was Adopted.

**Kerwin: Ordinance 8-11 Grant Fiber Technologies Networks LLC Right-of-Way- 10 years**

The Deputy Clerk Read the following Resolution:

**BE IT RESOLVED**, that an Ordinance entitled:

**AN ORDINANCE GRANTING NON-EXCLUSIVE PERMISSION AND CONSENT TO FIBER TECHNOLOGIES NETWORKS, L.L.C., IT'S SUCCESSORS AND ASSIGNS, TO USE ALL OF THE VARIOUS PUBLIC RIGHTS-OF-WAY AND PARTS THEREOF IN THE BOROUGH OF LINCOLN PARK, MORRIS COUNTY, NEW JERSEY, BOTH ABOVE AND BELOW THE SURFACE THEREOF, FOR THE CONSTRUCTION, INSTALLATION, OPERATION, REPAIR, MAINTENANCE AND REPLACEMENT OF IT'S TELECOMMUNICATIONS SYSTEM**

be Read by Title on Second Reading and a Hearing Held Thereon.

Thompson: So MOVED

Cardillo: SECOND

Kerwin: Please call the Roll.

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

No: None

Absent: Pepe

Abstain: None

The Resolution was Adopted.

Thompson: MOTION TO GO TO PUBLIC

Cardillo: SECOND

Acting Council President Kerwin asked for a Voice Vote: THE PUBLIC HEARING WAS OPENED.

There were no public present at this meeting.

Thompson: MOTION TO CLOSE THE PUBLIC HEARING.

Gemian: SECOND

Acting Council President Kerwin asked for a Voice Vote. THE PUBLIC HEARING WAS CLOSED.

Kerwin: Please read it again.

The Deputy Clerk read the following Resolution:

**BE IT RESOLVED**, that an Ordinance entitled:

**AN ORDINANCE GRANTING NON-EXCLUSIVE PERMISSION AND CONSENT TO FIBER TECHNOLOGIES NETWORKS, L.L.C., IT'S SUCCESSORS AND ASSIGNS, TO USE ALL OF THE VARIOUS PUBLIC RIGHTS-OF-WAY AND PARTS THEREOF IN THE BOROUGH OF LINCOLN PARK, MORRIS COUNTY, NEW JERSEY, BOTH ABOVE AND BELOW THE SURFACE THEREOF, FOR THE CONSTRUCTION, INSTALLATION, OPERATION, REPAIR, MAINTENANCE AND REPLACEMENT OF IT'S TELECOMMUNICATIONS SYSTEM**

be passed on Final Reading and a Notice of Final Passage of said Ordinance be published according to law.

Thompson: So MOVED

Cardillo: SECOND

Kerwin: Please call the Roll.

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

No: None

Absent: Pepe

Abstain: None

The Ordinance was Adopted.

**VII. RESOLUTIONS:**  
**CONSENT AGENDA:**

Kerwin: Resolutions Consent Agenda R11-141 through R11-146 and R11-148 through R11-160 R11-147 will be pulled and placed on the Regular Agenda.

Buzak: Resolution 11- 147 Authorize Dedication by Rider for Recreational Activities this was prepared by the CFO and she is on vacation, there's a citation in the title and in the preamble that I think is incorrect. I was unable to find the reference in the statute to which she was making. So what I am going to suggest since it's not really in the operative section, I would suggest the Borough adopt this Resolution with the caveat that we insert or substitute the proper or correct citation for 40A:50-20 in the preamble and the title.

Kerwin: Would you like us to do that one separately?

Buzak: Yes

Gemian: So MOVED

Petracca: SECOND

**RESOLUTION R11-141**

***WHEREAS, N.J.S. 40A:4-87*** provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

***WHEREAS,*** said Director may also approve the insertion of an item of appropriation for an equal amount; and

***WHEREAS,*** the Borough of Lincoln Park has received notice of an award of \$11,064.00 from The County of Morris and wishes to amend its 2011 Budget to include this amount as a revenue; and

***WHEREAS,*** the Borough of Lincoln Park has already included the required matching funds in its 2011 Budget;

***NOW, THEREFORE, BE IT RESOLVED*** by the Council of the Borough of Lincoln Park, in the County of Morris, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2011 in the sum of \$11,064.00 which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

Public and Private Revenues Off-set with Appropriation:

Municipal Alliance on Alcoholism and Drug Abuse

**BE IT FURTHER RESOLVED** that the like sum of \$11,064.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Operations Excluded from CAPS  
Public and Private Programs Off-Set by Revenues:

Municipal Alliance on Alcoholism and Drug Abuse

**BE IT FURTHER RESOLVED**, that the Borough Clerk forward a certification of this resolution to the Director of Local Government Services for approval.

\* \* \*

**RESOLUTION R11-142**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that permission is hereby granted to the **LINCOLN PARK CARE CENTER** to display fireworks on Monday, July 4, 2011 from 6:00pm to 10:00 pm (rain date Saturday, July 9, 2011) pursuant to all applicable Rules and Regulations of any governmental authorities having jurisdiction;

**BE IT FURTHER RESOLVED**, that the **LINCOLN PARK CARE CENTER** be permitted to place one (1) advertising banner over Main Street (County Road) near Beaver Brook Road provided the location for this banner meets with the approval of the **MORRIS COUNTY BOARD OF CHOSEN**

**FREEHOLDERS, LINCOLN PARK POLICE DEPARTMENT** and **JERSEY CENTRAL POWER AND LIGHT** and **VERIZON** prior to any installation (pursuant to N.J.S. 27:5-9 and N.J.S. 27:5-9f and N.J.S. 27:5-23);

**BE IT FURTHER RESOLVED** that the **LINCOLN PARK CARE CENTER** be permitted to use the **MUNICIPAL COMPLEX** for the overflow of parking for the display of fireworks to be held on July 4, 2011 (rain date July 9, 2011) at their site.

\* \* \*

**RESOLUTION R11-143**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the **LINCOLN PARK DAY ASSOCIATION** be authorized to use the Municipal Complex on **September 24, 2011** (rain date **September 25, 2011**) for **LINCOLN PARK DAY**, subject to the following conditions:

1. That adequate police protection is secured and paid for by the **LINCOLN PARK DAY ASSOCIATION**;
2. That the Sanitarian inspects and approves all food facilities;
3. That all damage to Borough facilities must be replaced at the expense of the **LINCOLN PARK DAY ASSOCIATION**;
4. That the grounds are cleaned up after the event by the **LINCOLN PARK DAY ASSOCIATION**.

**BE IT FURTHER RESOLVED**, that the **LINCOLN PARK DAY ASSOCIATION** be permitted to place advertising banners over Main Street near Beaver Brook Road and over Comly Road near Pleasant Avenue, provided the location for these two (2) banners meets with the approval of the **BOARD OF CHOSEN FREEHOLDERS** for Morris County, **LINCOLN PARK POLICE** and **JERSEY CENTRAL POWER AND LIGHT AND VERIZON** prior to any installation.

**RESOLUTION R11-144**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park and pursuant to Chapter 68, Amusements and Devices, Section 68-1, License Required, and Section 68-7, License Fee, of the Code of the Borough of Lincoln Park, that the Governing Body hereby authorizes the issuance of a license by the Borough Clerk, to **LINCOLN PARK DAY ASSOCIATION** for their activities to be held on September 24, 2011 (rain date September 25, 2011) and that the license fee therefore in the sum of **ONE HUNDRED** {\$100.00} **DOLLARS** is hereby waived.

\* \* \*

**RESOLUTION R11-145**

**WHEREAS**, there were negotiations between Joseph Maselli and the Borough of Lincoln Park before trial and a settlement has been proposed and is being recommended by the Borough Attorney and the Borough Tax Assessor

**WHEREAS**, these tax court judgments are on file in the Office of the Tax Assessor and the Tax Collector and are subject to annual audit; and

**WHEREAS**, these properties have been adjusted to reflect this adjustment;

**NOW, THEREFORE, BE IT RESOLVED** By the Governing body of the Borough of Lincoln Park, that the Tax Collector is hereby authorized to make the necessary adjustments to the financial records of the Borough of Lincoln Park:

<u>Block/Lot</u>	<u>Year</u>	<u>Amount</u>	<u>Effect</u>
9/24.1	2010	\$2,830.75	Refund

**BE IT FURTHER RESOLVED** that the Tax Collector is authorized to refund the amount of \$2,830.75 to Davenport & Spiotti at 219 Changebridge Road, Montville, NJ 07045.

\* \* \*

**LINCOLN PARK, NEW JERSEY**

**RESOLUTION NO. R11-146**

**FLOOD DAMAGE PREVENTION RESOLUTION**

**A RESOLUTION ADOPTED PURSUANT TO SECTION N.J.A.C. 40:48-1, NEW JERSEY CODE ANNOTATED, FOR THE PURPOSE OF ESTABLISHING REGULATIONS DESIGNED TO PROMOTE PUBLIC HEALTH, SAFETY, AND GENERAL WELFARE OF ITS CITIZENRY.**

**WHEREAS**, the residents of Lincoln Park continue to be impacted by significant flooding that has intensified with the construction of the Pompton Lake Dam Floodgate Project in August 2007 with three major floods in the past five years (2007, 2010 and 2011) all recorded well above major flood stage of 19' (22.11 ft., 22.78 ft. and 21.72 ft. respectively); and

**WHEREAS**, the **PASSAIC RIVER FLOOD ADVISORY COMMISSION** has issued a **15-POINT PLAN TO MITIGATE IMPACT OF FLOODS IN MORRIS, PASSAIC AND BERGEN COUNTIES**; and

**WHEREAS**, an Advisory Commission, as directed by Governor Christie through Executive Order 23, has considered the causes and impacts of flooding, and to come up with potential long- and short-term remedies to help minimize a problem that has long impacted many towns, communities and residents of Morris, Passaic and Bergen counties; and

**WHEREAS**, the 15-point package of recommendations includes enhanced efforts to buy flood-prone properties, elevate homes in flood areas, improve the operation of the Pompton Lake floodgates, increase river de-snagging and shoal dredging efforts, create larger flood water storage areas, steer future development away from flood zones, create better water flow in Passaic Basin rivers, and directs the DEP to expedite permits for county and municipal projects aimed at eliminating or reducing flood; and

**WHEREAS**, the Department of Environmental Protection has approximately \$31 million dollars for State wide acquisition of properties through the Blue Acres program with much of these funds earmarked to buy out properties that are vulnerable to flooding and storms to get people out of harm's way along and within the Passaic River Basin; and

**WHEREAS** the residents of the Borough of Lincoln Park and other communities in Morris, Passaic and Bergen Counties continue to experience personal injury, property damage/loss, loss of wages, income/revenue and inconvenience due to significant road closures of major highways and arteries without any real assistance to remediate or mitigate the continual flood threat that has significantly lowered home values and placed additional hardships on public operations within those communities such emergency services (police/fire/first aid), hospitals, schools, mail service and other vital support services;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, in the county of Morris, and State of New Jersey, that we support the recommendations advanced by the Passaic River Basin Flood Advisory Commission calling for a realistic package of recommendations (15 recommendations in total) that will help to minimize the impact of flooding in the Passaic River Basin;

**BE IT FURTHER RESOLVED** that the recommendations and initiatives of the Passaic River Basin Flood Advisory Commission be acted upon without delay in order to prevent and or minimize the impact of future flooding within the region by calling upon the continued support of Governor Christie, along with our legislators and senators

**District 25 - (Morris)** Boonton, Boonton Township, Denville, Dover (Morris), Jefferson, Mendham Township, Mine Hill, Morris, Morristown, Mount Arlington, Mountain Lakes, Randolph, Rockaway, Rockaway Township, Roxbury, Victory Gardens, Wharton

**District 26 - (Morris and Passaic)** Bloomingdale, Butler, Chatham Borough, East Hanover, Florham Park, Hanover, Kinnelon, Lincoln Park, Montville, Morris Plains, Parsippany-Troy Hills, Pequannock, Pompton Lakes, Riverdale, West Milford

**District 27 - (Essex)** Caldwell, Essex Fells, Fairfield (Essex), Livingston, Maplewood, Newark, North Caldwell, Orange, Roseland, South Orange, West Caldwell, West Orange

**District 35 - (Bergen and Passaic)** Glen Rock, Haledon, Hawthorne, North Haledon, Paterson, Prospect Park, Totowa

**District 40 - (Bergen, Essex and Passaic)** Cedar Grove, Franklin Lakes, Little Falls, Mahwah, Midland Park, Oakland, Ridgewood, Ringwood, Verona, Wanaque, Wayne, Wyckoff

#### **Eighth Congressional District**

**ESSEX COUNTY:** Belleville, Bloomfield, Cedar Grove, Glen Ridge, Maplewood (part), Montclair (part), Nutley, South Orange (part), Verona, West Orange (part)

**PASSAIC COUNTY:** Clifton, Haledon, Little Falls, North Haledon (part), Passaic City, Paterson, Pompton Lakes, Prospect Park, Totowa, Wayne, West Paterson

#### **Eleventh Congressional District**

**ESSEX COUNTY:** Caldwell, Essex Fells, Fairfield, Livingston, Millburn (part), North Caldwell, Roseland, West Caldwell

**MORRIS COUNTY:** All

**PASSAIC COUNTY:** Bloomingdale

**SOMERSET COUNTY:** Bernard's Twp., Bridgewater (part), Raritan, Somerville

**SUSSEX COUNTY:** Byram, Hopatcong, Ogdensburg, Sparta, Stanhope

#### **ARTICLE I. STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND OBJECTIVES**

##### **Authorization.**

The Legislature of the State of New Jersey has in N.J.S.A. 40:48-1, et seq., delegated the responsibility to local governmental units to adopt regulations designed to promote public health, safety, and general welfare of

its citizenry. Therefore, the Mayor and Council of the Borough of Lincoln Park, of New Jersey does ordain as follows:

**Findings.**

1. The flood hazard areas of the Borough of Lincoln Park are subject to periodic flooding which results in injury and loss of property, health and safety hazards, disruption of commerce and government services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety, and general welfare.
2. These flood losses are caused by the cumulative effect of obstructions in areas of special flood hazard which increase flood heights and velocities, and when inadequately anchored, cause damage in other areas. Uses that are inadequately flood proofed, elevated or otherwise protected from flood damage also contribute to the flood loss.

**Statement of Purpose.**

It is the purpose of this resolution to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed:

1. To heighten awareness for short and long term relief of communities continuously impacted by significant flooding.
2. To ensure community support for the work of the Passaic River Basin Flood Advisory Commission and to make certain that this awareness and focus remain in effect until an acceptable relief system is in place.

**Objectives.**

The objectives of this Resolution are:

1. To protect human life, health, safety and property;
2. To minimize expenditure of public funds for costly flood control projects;
3. To minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
4. To minimize prolonged business interruptions;
5. To minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in flood prone areas;
6. To help maintain a stable tax base by providing for the sound use and development of flood prone areas to minimize blight in flood areas;
7. To ensure that potential homebuyers are notified that property is in a flood prone area and the methods set forth to reduce continued flood losses;
8. To maintain eligibility for participation in the NFIP.

**BE IT FURTHER RESOLVED** that the Clerk is hereby directed to forward a copy of this Resolution to all Municipal Clerks in Morris County, Clerks in Portions of Essex County, Bergen County, Passaic County and Somerset County.

\* \* \*

**RESOLUTION R11-148**

A Resolution requesting permission for the dedication by rider for Affordable Housing Trust Fund required by NJSA 40A:12A-3 et. seq.

**WHEREAS**, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

**WHEREAS, NJSA 40A:12A-3** allows municipalities to receive amounts for costs incurred regarding Affordable Housing, and

**WHEREAS, N.J.S.A. 40A:4-39** provides the dedicated revenues anticipated from the Affordable Housing Trust Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Lincoln Park, County of Morris, State of New Jersey as follows:

1. The Governing Body hereby requests permission of the Director of the Division of Local Government Services to pay expenditures of Affordable Housing per N.J.S.A. 40A:12A-3.
1. The municipal clerk of the Borough of Lincoln Park is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

\* \* \*

**RESOLUTION R11-149**

**WHEREAS, N.J.S. 40A:4-87** provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the Borough of Lincoln Park has received notice of an award of \$7,146.31 from the Energy Efficiency and Conservation Block Grant Rebate Program (EECBG) and wishes to amend its 2011 Budget to include this amount as a revenue;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Lincoln Park, in the County of Morris, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2011 in the sum of \$7,146.31 which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

Public and Private Revenues Off-set with Appropriation:  
EECBG – 370 George Cobb Lane

**BE IT FURTHER RESOLVED** that the like sum of \$7,146.31 be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS  
Public and Private Programs Off-Set by Revenues:

EECBG – 370 George Cobb Lane

**BE IT FURTHER RESOLVED**, that the Borough Clerk forward a certification of this resolution to the Director of Local Government Services for approval.

\* \* \*

**RESOLUTION R11-150**

**WHEREAS, N.J.S. 40A:4-87** provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the Borough of Lincoln Park has received notice of an award of \$4,053.53 from the Energy Efficiency and Conservation Block Grant Rebate Program (EECBG) and wishes to amend its 2011 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Lincoln Park, in the County of Morris, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2011 in the sum of \$4,053.53 which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

Public and Private Revenues Off-set with Appropriation:  
EECBG – 10 Boonton Turnpike

**BE IT FURTHER RESOLVED** that the like sum of \$4,053.53 be and the same is hereby appropriated under the caption of:

General Appropriations:

(b) Operations Excluded from CAPS  
Public and Private Programs Off-Set by Revenues:

EECBG – 10 Boonton Turnpike

**BE IT FURTHER RESOLVED**, that the Borough Clerk forward a certification of this resolution to the Director of Local Government Services for approval.

\* \* \*

#### **RESOLUTION R11-151**

**WHEREAS, N.J.S. 40A:4-87** provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the Borough of Lincoln Park has received notice of an award of \$7,696.09 from the Energy Efficiency and Conservation Block Grant Rebate Program (EECBG) and wishes to amend its 2011 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Lincoln Park, in the County of Morris, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2011 in the sum of \$7,696.09 which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

Public and Private Revenues Off-set with Appropriation:  
EECBG – 12 Boonton Turnpike

**BE IT FURTHER RESOLVED** that the like sum of \$7,696.09 be and the same is hereby appropriated under the caption of:

General Appropriations:

- (c) Operations Excluded from CAPS  
Public and Private Programs Off-Set by Revenues:

EECBG – 12 Boonton Turnpike

**BE IT FURTHER RESOLVED**, that the Borough Clerk forward a certification of this resolution to the Director of Local Government Services for approval.

\* \* \*

**RESOLUTION R11-152**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that a refund in the amount of \$40.00 be paid to **BEIDI YANG** as he was unable to continue in the Community Garden Plot program.

\* \* \*

**RESOLUTION R11-153**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the recommendation of Administration that **CHANGE ORDER NUMBER 2** in connection with **BOROUGH FIELD LIGHTING RENOVATIONS** in the sum not to exceed \$15,000.00 Dollars be and the same is hereby approved;

**BE IT FURTHER RESOLVED**, that funds are available for this **CHANGE ORDER NUMBER 2** are available specifically from Ordinances #1,245, #1,311, and #1,327 as appears from the Certification of the Chief Financial Officer on file in the Office of the Borough Clerk.

\* \* \*

**RESOLUTION R11-154**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the Administrator is hereby authorized to seek bids for **GARBAGE TRUCK** not to exceed \$85,000.00 for the Borough of Lincoln Park.

\* \* \*

**RESOLUTION R11-155**

**WHEREAS** the State of New Jersey Department of Environmental Protection (NJDEP) requires the Borough of Lincoln Park to submit annual reports and other supporting documentation in connection with the Municipal Stormwater Regulation Program which regulates the discharge of stormwater from municipal separate storm sewers; and,

**WHEREAS** the NJDEP requires such annual reports and other supporting documentation to be signed by a "Responsible Official" in accordance N.J.A.C. 7:14A-4.9; and,

**WHEREAS** the "Responsible Official" for government agencies are defined as a ranking elected official; or a senior executive officer such as an Administrator; or a duly authorized representative; and,

**WHEREAS** the Borough Engineer is the Stormwater Program Coordinator of the Borough's Stormwater Pollution and Prevention Plan (SPPP) and is the most familiar with the reporting requirements of the Municipal Stormwater Regulation Program and other compliance matters relating to the Borough's stormwater discharge permit; and,

**WHEREAS** the Borough of Lincoln Park wishes to recognize the position of Borough Engineer as being a "duly authorized representative" of Borough of Lincoln Park in matters involving the Municipal Stormwater Regulation Program.

**NOW THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that the Borough Engineer is duly authorized to act as a responsible official for matters relating to the Municipal Stormwater Regulation Program and is authorized to sign annual reports and/or other documentation as may be necessary to comply with the NJDEP stormwater discharge permit requirements.

\* \* \*

**RESOLUTION R11-156**

**BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the Administration is hereby authorized to seek bids for removal/purchase of the following obsolete equipment:

**TWO (2) 30 YARD DUMPSTERS**

\* \* \*

**RESOLUTION R11-157**

**WHEREAS, FORREST HARPER**, had heretofore deposited with the Borough of Lincoln Park, an escrow in connection with Variance Application #2010-7 and Flood Plain Encroachment #FPE10-08 for premises located at 48 Brook St., Block 9 Lot 155; and

**WHEREAS, FORREST HARPER** has submitted a written request, on file in the Office of the Chief Financial Officer, that unused escrow funds be returned; and

**WHEREAS**, Kerry Geisler, Chief Financial Officer for the Borough, has reported in her Certification of Funds for Release of Escrow Money, that a balance does remain in the 2011 General Trust Escrow Account – Bank Account #041-41378-4, Escrow Account #2116 and may be refunded to **FORREST HARPER**; and

**WHEREAS**, Paul Darmofalski, Borough Engineer, has inspected the premises, and has reported that the applicants have complied with/satisfied all of the required conditions, and has submitted a report to the Borough Administration, report on file in his office, recommending release of the remaining escrow funds;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that funds on deposit from **FORREST HARPER**, in the 2011 General Trust Escrow Account – Bank Account #041-41378-4, Escrow Account #2116 in connection with Variance Application #2010-7 and Flood Plain Encroachment #FPE10-08 for premises located at 48 Brook St., be and hereby are ordered released/refunded by the Borough subject to the CFO first confirming that all bills (submitted or pending) from the Board Attorney, and Borough Engineer have been properly and fully satisfied.

\* \* \*

**RESOLUTION R11-158**

**WHEREAS, SKYLINE VILLAGE**, had heretofore deposited with the Borough of Lincoln Park, an escrow in connection with a road opening bond; and

**WHEREAS, SKYLINE VILLAGE** has submitted a written request, on file in the Office of the Chief Financial Officer, that unused escrow funds be returned; and

**WHEREAS**, Kerry Geisler, Chief Financial Officer for the Borough, has reported in her Certification of Funds for Release of Escrow Money, that a balance does remain in the 2011 General Trust Escrow Account – Bank Account #041-41378-4, Escrow Account #2165 and may be refunded to **SKYLINE VILLAGE**; and

**WHEREAS**, Paul Darmofalski, Borough Engineer, has inspected the premises, and has reported that the applicants have complied with/satisfied all of the required conditions, and has

submitted a report to the Borough Administration, report on file in his office, recommending release of the remaining escrow funds;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that funds on deposit from **SKYLINE VILLAGE**, in the 2011 General Trust Escrow Account – Bank Account #041-41378-4, Escrow Account #2165 in connection with a road opening permit, be and hereby are ordered released/refunded by the Borough subject to the CFO first confirming that all bills (submitted or pending) from the Board Attorney, and Borough Engineer have been properly and fully satisfied.

**RESOLUTION R11-159**

**WHEREAS, KRISTINN AND SOLVEIG KARLSSON**, had heretofore deposited with the Borough of Lincoln Park, an escrow in connection with minor subdivision and variance application #626 for premises located at 34 Northwest St., Block 35 Lot 11.2; and

**WHEREAS, KRISTINN AND SOLVEIG KARLSSON** has submitted a written request, on file in the Office of the Chief Financial Officer, that unused escrow funds be returned; and

**WHEREAS**, Kerry Geisler, Chief Financial Officer for the Borough, has reported in her Certification of Funds for Release of Escrow Money, that a balance does remain in the 2011 General Trust Escrow Account – Bank Account #041-41378-4, Escrow Account #2108 and may be refunded to **KRISTINN AND SOLVEIG KARLSSON**; and

**WHEREAS**, Paul Darmofalski, Borough Engineer, has inspected the premises, and has reported that the applicants have complied with/satisfied all of the required conditions, and has submitted a report to the Borough Administration, report on file in his office, recommending release of the remaining escrow funds;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that funds on deposit from **KRISTINN AND SOLVEIG KARLSSON**, in the 2011 General Trust Escrow Account – Bank Account #041-41378-4, Escrow Account #2108 in connection with minor subdivision and variance application #626 for premises located at 34 Northwest St., be and hereby are ordered released/refunded by the Borough subject to the CFO first confirming that all bills (submitted or pending) from the Board Attorney, and Borough Engineer have been properly and fully satisfied.

**RESOLUTION R11-160**

**RESOLUTION AUTHORIZING A "DEDICATION BY RIDER" TO THE  
BUDGET OF THE BOROUGH OF LINCOLN PARK,  
IN THE COUNTY OF MORRIS, FOR SPECIAL POLICE DUTY  
PURSUANT TO N.J.S. 40A:4-39**

**WHEREAS, N.J.S. 40A:4-39** provides for the insertion of a "Dedication by Rider" in the budget of any local unit which dedicates revenues anticipated during the fiscal year from Special Police Duty revenues, subject to written prior consent of the Director of the Division of Local Government Services, when the revenue is not subject to reasonably accurate estimate in advance; and

**WHEREAS**, such dedicated revenues shall be appropriated for the purpose to which said revenue is dedicated by statute or other legal requirements.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Lincoln Park, County of Morris, New Jersey, that all Special Police Duty revenues received by the Borough of Lincoln Park, be placed in a specific trust fund and such trust fund shall be considered a "Dedication by Rider" to the budget of the local unit, pursuant to N.J.S. 40A:4-39, for the sole purpose stated above.

Kerwin: Please call the Roll

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

The Resolutions were Adopted.

**REGULAR AGENDA:**

Kerwin: Resolution R11-147 the caveat is that we will change the reference in the citation when we find out what the citation number should be.

Wild: So MOVED

Gemian: SECOND

**RESOLUTION R11-147**

Requesting approval of the Director of the Division of Local Government Services to Establish a Dedicated Trust by Rider for Donations to Recreation Activities – Acceptance of Bequests and Gifts Pursuant to NJSA 40A:50-29

**WHEREAS**, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

**WHEREAS, NJSA 40A:50-29** allows municipalities to receive amounts for costs incurred regarding donations, and

**WHEREAS, N.J.S.A. 40A:4-39** provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider,

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Lincoln Park, County of Morris, State of New Jersey as follows:

- 2. The Governing Body hereby requests permission of the Director of the Division of Local Government Services to pay expenditures of donations as stated by the donator as per N.J.S.A. 40A:4-39.
- 2. The municipal clerk of the Borough of Lincoln Park is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

Kerwin: Please call the Roll

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

No: None

Absent: Pepe

Abstain: Thompson

The Resolutions were Adopted.

**Kerwin: Regular Agenda R11-161 Pay Bills**

Gemian: So MOVED

Wild: SECOND

\* \* \*

**RESOLUTION R11-161**

**BE IT RESOLVED**, by the Governing Body of the Borough of Lincoln Park that the bills on a list filed in the Office of the Borough Clerk having been recommended for payment by the Business Administrator, be and are hereby approved for payment;

**BE IT FURTHER RESOLVED** that the Treasurer be and he hereby is authorized to issue warrants in payment thereof when there are sufficient funds available to meet them:

<u>CHECK NO.</u>	<u>ACCOUNT</u>	<u>TOTAL</u>
34444 thru 34453 34454 thru 34597	Current	983,903.53
960 thru 968	Accutrack	13,413.07
1152	Administrative Resale	400.00
1272	Dog License	13.20
2564 thru 2565	Fed/State Grants	2,373.76
3119 thru 3123	General Capital	10,131.00
2353 thru 2359	General Trust	4,531.46
1924 thru 1929	Recycling	4,924.31
6921 thru 6943	Water Utility	102,581.42

Kerwin: Please call the Roll

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

No: None

Absent: Pepe

Abstain: Petracca

The Resolution was Adopted.

**Kerwin: Resolution R11-162 Confirm Bills.**

Wild: So MOVED

Cardillo: SECOND

\* \* \*

**RESOLUTION R11-162**

**WHEREAS**, it was necessary to issue certain checks to carry on the order of business of the Borough of Lincoln Park;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park that the action of the Mayor and Treasurer in issuing the following checks be and is hereby confirmed:

<u>ACCOUNT</u>	<u>CHK NO.</u>	<u>PAID TO</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
<b>CURRENT</b>				
<b><u>Confirmed checks:</u></b>				
	34444	BOLP Petty Cash DPW	reim. petty cash fund	\$196.70
	34445	JCP &L	replace ck#25592	\$17,776.51
	34446	Treasurer, State of NJ	stickers	\$686.00
	34447	American Time Recorded	time cards rec dept	\$154.70
	34448	BOLP Petty Cash finance	reim. petty cash fund	\$149.77
	34449	Sheraton Atlantic City	hotel - Sean Canning	\$270.00
	34450	Net Payroll	voided for payroll	\$0.00
	34451	Payroll Escrow	voided for payroll	\$0.00
	34452	North Jersey Municipal Emp	health benefits	\$168,736.00
	34453	Pequannock, LP & the Fairfield Sewage Auth	2nd qtr TBSA	\$475,496.00
		Regular Meeting Checks	#34454 - 34597	\$320,437.85

**ACCUTRACK**

960(conf)	Douglas Bell Electrical	field lights	\$4,706.65
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**GENERAL CAPITAL**

3119(conf) Douglas Bell Electrical Ord # 1311 \$6,648.35

**GENERAL TRUST**

2353(conf) BOLP Petty Cash finance reim. petty cash fund \$21.39

**WATER UTILITY**

6921	JCP &L	utilities	\$1,638.27
6922	Void for payroll	void	\$0.00
6923	Void for payroll	void	\$0.00
	Regular Meeting Checks	#6924 - 6943	<u>\$100,943.15</u>

Kerwin: Please call the Roll

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

No: None

Absent: Pepe

Abstain: Petracca

The Resolution was Adopted.

Kerwin: Resolutions R11-163 through R11-165

Gemian: So MOVED

Cardillo: SECOND

**RESOLUTION R11-163**

**WHEREAS**, it has been determined by the Tax Collector that the taxpayers indicated below are entitled to a tax overpayment refund, and;

**WHEREAS**, these over payments should be returned to the respective taxpayers;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the Tax Collector is hereby authorized to make overpayment refunds in the amount shown below to the taxpayers:

<u>Block/Lot</u>	<u>Name</u>	<u>Amount</u>	<u>Reason</u>
35/112	HLC Settlement Services	\$1,674.45	Title pd property in wrong town.

**RESOLUTION R11-164**

**WHEREAS**, it has been determined by the Tax Collector that the taxpayers indicated below are entitled to a tax overpayment refund, and;

**WHEREAS**, these over payments should be returned to the respective taxpayers;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lincoln Park, that the Tax Collector is hereby authorized to make overpayment refunds in the amount shown below to the taxpayers:

<u>Block/Lot</u>	<u>Name</u>	<u>Amount</u>	<u>Reason</u>
72/1	Corelogic	\$1,032.53	Mort co & Title Co both paid
120.4/170	Corelogic	\$1,760.30	Mort co paid the wrong town.

**RESOLUTION R11-165**

**BE IT RESOLVED**, that the Administrator is hereby authorized to **seek** bids for **TAX CONSULTANT TO IMPLEMENT TAX REASSESSMENT/TAX COMPLIANCE PLAN**, for the Borough of Lincoln Park.

\* \* \*

Kerwin: Please call the Roll

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

The Resolutions were Adopted.

**VII. DISCUSSION: POLICE PROMOTIONS**

Runfeldt: Thank you Acting President Kerwin. We have been through some of the attrition we've had over the past 18 – 24 months. We find ourselves, administratively in the Police Department in need to fill some positions.

I have spoken to the Chief and he would like to make some recommendations for a promotion to Lieutenant and a promotion to Sergeant to fill vacancies that we have.

The key thing here is getting a Lieutenant in to the administrative position which then creates an opening for a sergeant. We will need to take probably formal action in terms of a Resolution at the work meeting next month in order to get it all down to D.O.P. in time or before the current test that we have runs out.

So I will be speaking to the Chief tomorrow and find out who his recommendations are for the promotion to these and then I will come back next meeting.

Kerwin: So it's one Lieutenant and one Sergeant?

Runfeldt: One Lieutenant and one Sergeant.

**VIII. MISCELLANEOUS/COUNCIL COMMITTEE REPORTS:**

**Cardillo: None**

**Gemian: None**

**Kerwin: 1. FOB situation at the First Aid Squad should be resolved this week.**

**Petracca: None**

**Thompson: None**

**Wild: None**

**IX. MAYOR'S AGENDA:**

- 1. The Fire Department and the First Aid Squad need Resolution to hang banners on poles owned by PSE and G.**

**X. PUBLIC HEARING:**

Thompson: MOTION TO GO TO PUBLIC

Petracca: SECOND

Acting Council President Kerwin asked for a Voice Vote. THE PUBLIC HEARING WAS OPENED

There was no public present at this meeting.

Thompson: MOTION TO CLOSE THE PUBLIC HEARING

Petracca: SECOND

Acting Council President Kerwin asked for a Voice Vote. THE PUBLIC HEARING WAS CLOSED

**XI. ADJOURNMENT:**

Thompson: MOTION TO ADJOURN.

Petracca: SECOND

There being no further business to come before the Governing Body the meeting of May 16, 2011 was adjourned at 7:52 PM

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Raymond T. Kerwin, Acting Council President

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Cynthia L. Sloane, RMC, CMR  
Deputy Borough Clerk

