

I. Monday December 5, 2011 Work Meeting of the Governing Body of the Borough of Lincoln Park, the Deputy Clerk called the Work Meeting to order and announced the meeting was duly advertised in accordance with the Open Public Meetings Act. The Deputy Clerk also advised those present where the exits to the room were and to turn off all Cell Phones and Beeipers. All stood for the Pledge of Allegiance.

II. ROLL CALL

On the Roll Call, Council Members present were: Cardillo, Gemian, Kerwin, Kostoplis, Thompson, and Wild.

ABSENT: Council President Pepe

Present from Administration: Mayor David Runfeldt, Administrator Sean Canning, CFO Kerry Geisler, and Ed Buzak, Borough Attorney.

III. ACTING COUNCIL PRESIDENT:

Clerk: In the absence of the Council President I will take nominations for Acting Council President.

Thompson: I nominate Raymond Kerwin.

Wild: SECOND

Clerk: Are there any other nominations?

Thompson: I MOVE the nominations be closed.

Wild: SECOND

Clerk: I will call the Roll.

Yes:	Council Members: Cardillo, Gemian, Kerwin, Kostoplis, Thompson, And Wild
No:	None
Absent:	Pepe
Abstain:	None

Clerk: Acting Council President Kerwin please take your seat.

IV. COUNCIL AGENDA:

1. Request to Refund Place –to – Place Transfer to Philhank Properties.

Mr. Hank Finelli withdrew his request for a place to place transfer, therefore, requesting his \$250.00 refund.

Council concurred and a Resolution will be placed on the Regular Meeting .

2. Evangelical Mission Discussion – Postponed, waiting for Mr. Schepis to arrive.

V. MISCELLANEOUS/ COUNCIL COMMITTEE REPORTS:

Cardillo: Nothing

Gemian: Attended Passaic River Task Force meeting with the Mayor. Attached to these minutes is a request for signatures to support a Resolution demanding that a solution to the chronic flooding conditions in the Passaic River Basin be made a priority in the Presidential Budget for Fiscal Year 2013. Mr. Gemian asked Council to have their constituents sign and return as soon as possible.

Kerwin: Nothing

Kostoplis: Nothing

Thompson: Nothing

Wild: Nothing

VI. MAYOR'S AGENDA:

Mayor Runfeldt moved up the following:

1. Dedication of health Grant Sign

Mr. Pat Pignatelli was instrumental in the obtaining of the grant for the sign. The final cost was \$36,990.10 of which \$25,000.00 was paid for by health grant.

The Mayor recognized Pat Pignatelli and Karen Noonan for a job well done.

2. Recognition of DPW Personnel

The Mayor recognized DPW personnel for job well done in 2011 due to a severe winter, four (4) floods including a hurricane as well as a devastating October snowstorm the DPW personnel have performed more than admirably.

The Mayor Recognized Tom Piorkowski and Rick Beyer as well as the members of the DPW.

Council was also very appreciative to the DPW.

Evangelical Mission Discussion:

Mr. Schepis stated he is requesting a referral from the Governing Body concerning:

Modifications Proposed to Ordinance 4-09:

1. Eliminate the age restriction and all attendant requirements and regulations associate therewith.
2. Eliminate all reference to 'COAH CAP," permitting all low/moderate income housing units to be provided on-site (unrestricted as to age).
3. Modify density requirement from eight (8) dwelling units per acre to ten (10) dwelling units per acre.
4. Increase maximum building height from 35 feet to 60 feet.
5. Increase the maximum number of stories from 2 ½ stories to 4 ½.

Mr. Marc G. Walker, PE discussed the sight line of the project. As discussed the buildings will not be easily seen from existing residential areas in Lincoln Park.

Council is in favor and the Deputy Clerk was directed to send a letter to the Planning Board Secretary Joan Ward.

3. Cancel Flood Emergency

The first part of FEMA Category A and B reimbursements have been completed. While there is still much to do the initial sign off was for over \$500,000.00 in reimbursements for debris removal and emergency response.

Council Concurred and a Resolution will be placed on the Regular Meeting

4. Developers Agreement with Lincoln Park Rehabilitation Center

Developer's agreement between Lincoln Park and the Lincoln Park JDT Center discussed.

Council Concurred and a Resolution will be placed on the Regular Meeting

5. Release of Performance Guarantee

LP Retail Development LLC (Walgreen's) 153 Main St requesting release of their performance guarantee.

Council concurred and the Resolution should be forthcoming from Paul Darmofalski office.

6. Recommendation Award IT Bid

Re-bid based upon initial unsatisfactory bid results, second round yielded much more competitive results Recommendation to award to NCN data the IT bid a 2 year contract.

Council concurred and a Resolution will be placed on the January Agenda.

7. Morristown Nursing Agreement ~~deleted from agenda~~

8. Letter from Morris County Prosecutors Office

Commendation for Acting Chief West, Sgt Hackett and Det Zammit in regard to August murder investigation.

9. Safe Routes to Schools Resolution

Resolution jointly with the Lincoln Park School district to apply for a 2011 Safe Routes to Schools Grant.

Council Concurred and a Resolution will be placed on the Regular Meeting.

10. PAL Request for Waiver of Fees

Request by PAL members to waive fees under ordinance similar to first responders

Council is not in agreement to waive the fees to the PAL members. The Deputy Clerk was directed to send a letter to the PAL.

11. Refund of Veterans Tax Deduction

Refund of payment by veteran, Loretta Gould, Block 113 Lot 14, entitled to veteran's tax deduction

Council concurred and a Resolution will be placed on the Regular Agenda.

12. Escrow release 196 Main St

Escrow release for 196 Main Street, Escrow 2208, Anna Hopkins Block 35.1 Lot 115.3. Escrow #2208.

Council concurred and a Resolution will be placed on the Regular Agenda.

13. Escrow Release 4 Thomas Ct

Escrow release for 4 Thomas Court, Marissa Patel, Block 3 Lot 56.2 Escrow # 2202.

Council concurred and a Resolution will be placed on the Regular Agenda.

14. Escrow Release

Escrow release for 2 Frassetto Way, Pechiney Plastic Packaging, and Escrow # 1889 Block 22 Lot 339.6

Council concurred and a Resolution will be placed on the Regular Agenda.

15. Escrow Release

Escrow release for 20 Stephen Avenue, James Mc Mann, Block 145, Lot 10 Escrow # 2193.

Council concurred and a Resolution will be placed on the Regular Agenda.

16. Escrow Release 510 Ryerson Rd

Escrow Release for 510 Ryerson Road, **Intercon**, Block 22 Lot 338, Escrow # 1751

Council concurred and a Resolution will be placed on the Regular Agenda

17. Escrow Release 19091, 19092

Escrow Release for 499 and 521 Pinebrook Rd , JDT Building , Lincoln Park Care Center Block 136, Lot 20 and 20.3.

Council concurred and a Resolution will be placed on the Regular Agenda.

18. Escrow Release 4 Frassetto Way

Escrow release for Block 22 Lot 339.5, Pechiney Plastics, and Escrow # 1890

Council concurred and a Resolution will be placed on the Regular Agenda.

19. Tax Adjustment Authorization

Tax overpayment adjustments to be applied to portion of unpaid taxes.

Council concurred and a Resolution will be placed on the Regular Agenda

20. Tax Overpayment Refund

Bruce and Barbara Scardilli, Block 9, Lot 29, Mort Co and Lawyer both paid.

Council concurred and a Resolution will be placed on the Regular Agenda.

21. Redemption of Tax Sale Certificate

Redemption of Tax Sale Certificate for 36 Midwood Road, Box 70, Lot 2.

Council concurred and a Resolution will be placed on the Regular Agenda.

Mayor Runfeldt also discussed;

Pequannock, Fairfield, Wayne and Lincoln Park will have ongoing meetings concerning the current flooding issues.

The Tree Lighting Ceremony went very well.

Brush pickup to continue through December 10th.

We will be eligible for some reimbursement for the October 28th snow storm.

VI. RESOLUTIONS:

Kerwin: R11-330 Closed Session Resolution:

Wild: So MOVED

Thompson: SECOND

**RESOLUTION R11-300
BOROUGH OF LINCOLN PARK
RESOLUTION AUTHORIZING EXECUTIVE SESSION**

WHEREAS, the Governing Body of the Borough of Lincoln Park is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Governing Body of the Borough of Lincoln Park to discuss in a session not open to the public certain matters relating to the item or items as authorized and designated below;

As authorized by N.J.S.A. 10:4-12b(7), Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed as a public meeting.

A. Personnel Matters

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Lincoln Park, assembled in public session on the 5 day of December, 2011, that an Executive Session, closed to the public, shall be on the 5 day of December 2011, at approximately 7:30 pm in the Borough of Lincoln Park, Municipal Building, 34 Chapel Hill Road, Lincoln Park, New Jersey 07035 for the discussion of matters relating to the specific items designated above.

Kerwin: Please call the Roll.

Yes: Council Members: Cardillo, Gemian, Kerwin, Kostoplis, Thompson, And Wild
No: None
Absent: Pepe
Abstain: None

The Resolution was Adopted

VIII. PUBLIC HEARING

Thompson: Motion to go to PUBLIC

Kerwin: SECOND

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

NO PUBLIC PRESENT

Thompson: MOTION TO CLOSE THE PUBLIC

Gemian: SECOND

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

IX. CLOSED SESSION:

Thompson: MOTION TO GO TO CLOSED.

Wild: SECOND

Acting Council President Kerwin asked for a Voice Vote. THE MEETING WAS CLOSED at 8:30 PM.

A. Personnel Matters

At this time Cynthia Sloane and Kerry Geisler left the meeting.

The meeting was Re-Opened to the Public at 8:50 PM. Kerry Geisler did not return to the Meeting.

Discussion continued on the Evangelical Mission Project.

X. ADJOURNMENT

Thompson: MOTION to ADJOURN

Wild: SECOND

There being no further business for the Council the Work Meeting of December 5, 2011 was adjourned at 9:05 PM.

Acting Council President Ray Kerwin

Cynthia L. Sloane, RMC, CMR
Deputy Borough Clerk