

I. CALL TO ORDER:

II. 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, February 21, 2023. The 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. After the Pledge of Allegiance, the Clerk called the Roll showing the following:

III. ROLL CALL:

PRESENT: Council Members: Patrick Antonetti
Gary Gemian
Joseph Gurkovich
Dan Moeller
Ann Thompson

ABSENT: Ellen Ross
Andrew Seise

On behalf of the absence of Council President Seise, a vote was taken, and Councilwoman Ann Thompson was voted as Acting Council President

Gemian: So Moved
Moeller: Second

All in favor, the Council responded as Aye.

Also, PRESENT were Mayor Runfeldt, Perry Mayers, Borough Administrator, and Chris DiLorenzo, Borough Attorney.

IV. PROCLAMATION:

Mayor Runfeldt presented the following proclamation honoring DePaul Catholic High School Football Team.

PROCLAMATION

Honoring DePaul Catholic High School Football Team

WHEREAS, the Mayor and Council of the Borough of Lincoln Park are desirous of honoring the members of the 2022 NJSIAA Non-Public State B Champion DePaul Catholic Football Team, particularly the members of the team who are Lincoln Park residents; and

WHEREAS, DePaul Catholic High School Football Team capped the season with a victory over Red Bank Catholic at MetLife Stadium in the Non-Public B State Championship game on November 25, 2022; and

WHEREAS, Sophomore WR Steve Fiorndino, Freshman OL William Orrego, Freshman WR Cody Webster, and Freshman QB Derek Zammit, as well as Senior Cheerleader Natalie Maione, Junior Cheerleader Erika Lomakin, and Sophomore Cheerleader Ashley LoMonaco are to be commended for their exceptional accomplishments and representation of the Borough of Lincoln Park as members of the DePaul Catholic High School Football Team and Cheerleading Squad; and

WHEREAS, the highlights of the season for the 2022 DePaul Catholic Spartans include:

- North Jersey Super- United White Conference Champions

- Playoff wins over Immaculata (42-13), St. Joseph Academy (35-14), and Red Bank Catholic (19-17)
- Ranked #7 in New Jersey – MaxPreps
- Ranked #7 in New Jersey – USA Today Network
- Ranked # 10 in New Jersey - NJ.com

and,

WHEREAS, QB Derek Zammit has also been named to the Jersey Sports Zone 2022 All-Zone Football Team and named NJ Athletics “Rookie of the Year.”

NOW, THEREFORE, I, David A. Runfeldt, Mayor of the Lincoln Park Borough of Morris County and the State of New Jersey, do hereby honor, recognize and congratulate Sophomore WR Steve Fiorndino, Freshman OL William Orrego, Freshman WR Cody Webster, Freshman QB Derek Zammit, Senior Cheerleader Natalie Maione, Junior Cheerleader Erika Lomakin, and Sophomore Cheerleader Ashley LoMonaco as members of the 2022 NJSIAA Non-Public State B Champion DePaul Catholic Football Team and Cheerleading Squad.

Dr. David A. Runfeldt, Mayor

Proclaimed Monday, February 21th, 2023

V. MINUTES FOR APPROVAL:

Thompson: Minutes for Approval, January 17, 2023, Regular Meeting Minutes

Moeller: So Moved

Gemian: Second

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

Yes: Antonetti, Gemian, Gurkovich, Moeller, and Thompson

No: None

Absent: Ross and Seise

Abstain: None

The Minutes of January 17, 2023 were approved.

Thompson: Minutes for Approval, February 6, 2023, Work Meeting Minutes

Moeller: So Moved

Antonetti: Second

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

Yes: Antonetti, Gemian, Gurkovich, Moeller, and Thompson

No: None

Absent: Ross and Seise

Abstain: None

The Minutes of February 6, 2023 were approved.

VI. ORDINANCES FOR ADOPTION:

At this time,

Ordinance 4-23, An Ordinance Adding “Chapter 190 Business and rental Unit Liability Insurance Registration” to the Code of the Borough of Lincoln Park

and;

Ordinance 5-23, An Ordinance Adding a Section of the Code of the Borough of Lincoln Park, Chapter 34, Fees, Section 34-23, Business and Rental Unit Liability Insurance Registration Fee

were Tabled until further notice.

Thompson: Ordinance 6-23 for Adoption. An Ordinance Authorizing N.J.S.A. Title 39 Enforcement of Traffic Regulations and Amending Chapter 450 of the Ordinances of the Borough of Lincoln Park

The Clerk read the following Resolution:

Be it resolved that an Ordinance entitled:

AN ORDINANCE AUTHORIZING NJSA TITLE 39 ENFORCEMENT OF TRAFFIC REGULATIONS AND AMENDING CHAPTER 450 OF THE ORDINANCES OF THE BOROUGH OF LINCOLN PARK

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

Moeller: So Moved

Gurkovich: Second

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

Yes: Antonetti, Gemian, Gurkovich, Moeller, and Thompson

No: None

Absent: Ross and Seise

Abstain: None

The Resolution was Adopted.

Moeller: Motion to go to Public

Gurkovich: Second

Acting Council President Thompson asked for a Voice Vote. The Public Hearing was Opened.

Thompson: Anyone wishing to speak on Ordinance 6-23 may do so now.

Gemian: Seeing no one wishing to speak I Move we close the Public Hearing.

Moeller: Second

Acting Council President Thompson asked for a Voice Vote. The Public Hearing was Closed.

The Clerk read the following Resolution:

Be it further resolved that an Ordinance Entitled:

AN ORDINANCE AUTHORIZING NJSA TITLE 39 ENFORCEMENT OF TRAFFIC REGULATIONS AND AMENDING CHAPTER 450 OF THE ORDINANCES 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.

Moeller: So Moved

Gurkovich: Second

Thompson: Any questions or comments? Call the Roll.

Yes: Antonetti, Gemian, Gurkovich, Moeller, and Thompson

No: None

Absent: Ross and Seise

Abstain: None

The Ordinance was Adopted.

VII. RESOLUTIONS: CONSENT AGENDA

Thompson: Resolutions Consent Agenda R23-90 through R23-94

Moeller: So Moved

Gemian: Second

RESOLUTION R23-90

WHEREAS, Nicole Force had heretofore deposited with the Borough of Lincoln Park a Zoning Permit #2019-31Z and Site Plan Exemption #SPE 19-05 in connection with a property located at 7 Chapel Hill Road, in Lincoln Park NJ 07035;

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

WHEREAS, Fabiana Monteiro Mello, 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 2023 General Trust Escrow Account – TD Escrow Account # 4308905443, Escrow Account #563283 (2470) and may be refunded to **Nicole Force**.

WHEREAS, Thomas A. Boorady, 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 the funds deposited by **Nicole Force** in the 2023 General Trust Escrow Account – TD Escrow Account # 4308905443, Escrow #563283 (2470) for a Zoning Permit #2019-31Z and Site Plan Exemption #SPE 19-05 in connection with a property located at 7 Chapel Hill Road, in Lincoln Park NJ 07035 ; be and hereby are ordered released/refunded by the Borough subject to the CFO first confirming that all bills (submitted and pending) from the Board Attorney, and Borough Engineer have been properly and fully satisfied.

RESOLUTION R23-91

WHEREAS, Metro Pools had heretofore deposited with the Borough of Lincoln Park a Zoning Permit #2020-144Z in connection with a property located at 5 Little Court, in Lincoln Park NJ 07035;

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

WHEREAS, Fabiana Monteiro Mello, 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 2023 General Trust Escrow Account – TD Escrow Account # 4308905443, Escrow Account #133340 (2528) and may be refunded to **Metro Pools**.

WHEREAS, Thomas A. Boorady, 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 the funds deposited by **Metro Pools** in the 2023 General Trust Escrow Account – TD Escrow Account # 4308905443, Escrow #133340 (2528) for a Zoning Permit #2020-144Z in connection with a property located at 5 Little Court, in Lincoln Park NJ 07035; be and hereby are ordered released/refunded by the Borough subject to the CFO first confirming that all bills (submitted and pending) from the Board Attorney, and Borough Engineer have been properly and fully satisfied.

RESOLUTION R23-92

WHEREAS, Chomi Cuisine, LLC had heretofore deposited with the Borough of Lincoln Park a Zoning Permit #2022-116Z and a Site Plan Exemption #SPE 22-08 in connection with a property located at 196 Main Street, in Lincoln Park NJ 07035;

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

WHEREAS, Fabiana Monteiro Mello, 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 2023 General Trust Escrow Account – TD Escrow Account # 4308905443, Escrow Account #977805 (2602) and may be refunded to **Chomi Cuisine, LLC**.

WHEREAS, Thomas A. Boorady, 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 the funds deposited by **Chomi Cuisine, LLC** in the 2023 General Trust Escrow Account – TD Escrow Account # 4308905443, Escrow #977805 (2602) for a Zoning Permit #2022-116Z and a Site Plan Exemption SPE 22-08 in connection with a property located at 196 Main Street, in Lincoln Park NJ 07035; be and hereby are ordered released/refunded by the Borough subject to the CFO first confirming that all bills (submitted and pending) from the Board Attorney, and Borough Engineer have been properly and fully satisfied.

RESOLUTION R23-93

RESOLUTION APPROVING THE 2022 LOSAP CERTIFICATION LIST FOR QUALIFICATION OF BOROUGH OF LINCOLN PARK FIRST AID SQUAD AND LINCOLN PARK FIRE DEPARTMENT VOLUNTEER HOURS

WHEREAS, Ordinance 15-00 created a Length of Service Award Program (LOSAP) for the Borough of Lincoln Park’s Volunteer First Aid Squad and Volunteer Fire Departments, Hose Co. # 1 and Hose Co. # 2, in an effort to ensure retention of existing members and for recruiting new members; and

WHEREAS, pursuant to N.J.S.A. 40A:14-191, emergency service organizations participating in a Length of Service Awards Program (LOSAP) shall annually certify to the sponsoring agency a list of all volunteer members who have qualified for credit for the previous year, and;

WHEREAS, the program shall provide for funding of a fixed contribution annually by the Borough to a deferred income account for each volunteer member that meets the criteria set forth in Ordinance 15-00; and

WHEREAS, pursuant to N.J.S.A. 40A:14-191, the Borough of Lincoln Park Volunteer First Aid Squad and Volunteer Fire Departments, Hose Co. # 1 and Hose Co. # 2 have submitted certified lists to the Borough for the volunteer members who have qualified under the LOSAP for the year 2022; and

WHEREAS, the Governing Body has reviewed the certified lists for accuracy as per N.J.A.C. 5:30-14.10 and approves the lists presented; and

WHEREAS, after Borough Council approval, the certified list will be posted for a period of 30 days for membership review at the office of the Borough Clerk and the volunteer facilities; and

WHEREAS, following the 30-day period for filing an appeal, and subject to holding the payment of any members being appealed, payment shall be made by the Borough of Lincoln Park to the approved contractor for deposit in the LOSAP account in the deferred income program.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Lincoln Park, County of Morris, State of New Jersey, hereby approves the attached certified lists for the LOSAP for the year 2022.

BE IT FURTHER RESOLVED that the Borough Clerk shall forward copies of this resolution to the Municipal Administrator, Chief Financial Officer, Auditor and any other interested parties.

RESOLUTION R23-94

WHEREAS, the Borough of Lincoln Park desires to enter into an Agreement entitled "Borough of Lincoln Park – Employment Agreement" with Marissa Granovsky for the position of **Health Officer**, subject to the terms and conditions set forth in the Employment Agreement, a copy of which is attached hereto; and,

WHEREAS, Marissa Granovsky desires to be employed as the **Health Officer** of the Borough of Lincoln Park, subject to the terms and conditions set forth in the attached Employment Agreement; and,

WHEREAS, the Council of the Borough of Lincoln Park finds that it is in the best interests of the Borough of Lincoln Park to approve and authorize the execution of the attached Employment Agreement;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Lincoln Park, that the Mayor of the Borough of Lincoln Park is hereby authorized to execute the attached Employment Agreement with Marissa Granovsky for the position of **Health Officer** on behalf of the Borough of Lincoln Park.

Thompson: Please call the Roll

Yes: Council Members: Antonetti, Gemian, Gurkovich, Moeller, and Thompson
No: None
Absent: Ross and Seise
Abstain: None

The Resolutions were Adopted.

VIII. RESOLUTIONS: REGULAR AGENDA:

Thompson: R22-95, Authorize Pay Bills/Vouchers

Thompson: Any questions or comments regarding Resolution R22-95?

Moeller: So Moved
Gurkovich: Second

RESOLUTION R23-95

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, have been recommended for payment by the Business Administrator, be and are hereby approved for payment.

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

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 on the spreadsheets attached, be and is hereby confirmed.

Thompson: Please call the Roll.

Yes: Council Members: Antonetti, Gemian, Gurkovich, Moeller, and Thompson
No: None
Absent: Ross and Seise
Abstain: None

The Resolution was Adopted.

Thompson: R22-96, Resolution Supporting Federal Housing

Thompson: Any questions or comments regarding Resolution R22-96?

Moeller: So Moved
Gurkovich: Second

RESOLUTION R23-96

The Borough of Lincoln Park supports Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the New Jersey Law Against Discrimination. It is the policy of the Borough of Lincoln Park to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, religion, ancestry, sex (including pregnancy), national origin, nationality, familial status, marital or domestic partnership status, affectional or sexual orientation, atypical hereditary cellular or blood trait, genetic information, liability for military service, mental or physical disability, perceived disability, AIDS/HIV status and Lawful Income or Source of Lawful Rent Payment (Section 8). The Borough of Lincoln Park further objects to discrimination in the sale, rental, leasing, financing of housing or land to be used for construction of housing, or in the provision of brokerage services because of race, color, religion, ancestry, sex, national origin, handicap or disability as prohibited by Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the New Jersey Law Against Discrimination. Therefore, the Municipal Council of Borough of Lincoln Park do hereby approve the following resolution.

BE IT RESOLVED, that within available resources, Borough of Lincoln Park will assist all persons who feel they have been discriminated against under one of the aforementioned categories, to seek equity under federal and state laws by filing a complaint with the New Jersey Division on Civil Rights and the U.S. Department of Housing and Urban Development, as appropriate.

BE IT FURTHER RESOLVED, that the Borough of Lincoln Park shall publicize this resolution and through this publicity shall cause owners of real estate, developers, and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Law, the New Jersey Law Against Discrimination, and any local laws or ordinances.

BE IT FURTHER RESOLVED, that the municipality will at a minimum include, but not be limited to: (1) the printing and publicizing of this resolution, a fair housing public notice and other applicable fair housing information through local media, community contacts and placement on the Municipal website and in other social media; (2) distribution of posters, flyers, and any other means which will bring to the attention of those affected, the knowledge of their respective responsibilities and rights concerning equal opportunity in housing.

Thompson: Please call the Roll.

Yes: Council Members: Antonetti, Gemian, Gurkovich, Moeller, and Thompson
No: None
Absent: Ross and Seise
Abstain: None

The Resolution was Adopted.

IX. MISCELLANEOUS/COUNCIL COMMITTEE REPORTS:

Antonetti: A new climber was installed last week at Davit Court Playground. Adopt-A-Bench Program began last week. The Recreation Department will be hosting a Summer Employment Job Fair on March 25, 2023. Open registrations for Summer Camp will begin on March 17, 2023. A Broadway Trip to see “A Beautiful Noise” is planned on May 11, 2023.

Gemian: An update on the Planning Board plans to consider appropriate re-zoning laws concerning the downtown development. The Planning Board has assigned a downtown committee and we will be meeting next month. We will be looking into how we can restructure any re-zoning if we do.

Gurkovich: The carpet installation is almost completed at the library. The shelves are coming in on Thursday. We met with Mr. Mayers last week to go over some of the things that we are doing at the library. We are looking at taking down 3-4 trees. We are working on a punch list. We have about another month or so before completion is done.

Moeller: The DPW will be on Park Ave on Thursday to put cameras to find out where the problem is. The DPW is doing the drainage at Centennial Park. The DPW is waiting on two new trucks.

Asked what is going on at the Beaverbrook Road (289) establishment where all the fires keep happening. They also took down trees to the right of the property.

Mr. Mayers said that there is a hearing being held tomorrow regarding that property. We should know more by the end of the week. There is only so much that we can do. We are keeping an eye on it.

Ross: Absent.

Thompson: No report.

Seise: Absent.

X. MAYOR'S AGENDA:

Chris DiLorenzo, Borough Attorney, said that sometime next month there will be an enforcement proceeding trial being held at Borough Hall regarding 69 DeHart Street.

XI. PUBLIC HEARING:

Acting Council President Thompson asked for a Voice Vote. The Public Hearing was Opened.

Moeller: So Moved

Gemian: Second

Acting Council President Thompson: All in favor, the Council responded as Aye.

Acting Council President Thompson: Anyone wishing to speak may do so now.

Gemian: Seeing that no one is wishing to speak, I move we Close the Public Hearing.

Gurkovich: Second

Council President Seise asked for a Voice Vote. The Council responded as Aye. The Public Hearing was Closed.

XII. ADJOURNMENT:

Moeller: Motion to Adjourn

Gurkovich: Second

Acting Council President Thompson: All in favor, the Council responded as Aye.

There being no further business to come before the Council the Regular Meeting of February 21, 2023, was adjourned at 7:50 PM.

Acting Council President, Ann Thompson

Borough Clerk, Courtney Fitzpatrick
RMC, CMC, MMC, CMR