

I. Tuesday, February 6, 2023 Work Meeting of the Governing Body of the Borough of Lincoln Park, the Borough Clerk called the Work Meeting to order and announced the meeting was duly advertised in accordance with the Open Public Meetings Act.

All stood for the Pledge of Allegiance.

II. ROLL CALL

On the Roll Call, Council Members present were: Antonetti, Gemian, Gurkovich, Moeller, Ross, Thompson, and Seise

ABSENT: None

Present from Administration: Mayor David Runfeldt, Borough Administrator Perry Mayers, CFO, Fabiana Mello, and Chris DiLorenzo Borough Attorney

III. MISCELLANEOUS/ COUNCIL COMMITTEE REPORTS:

Antonetti: Pickleball inside the gym has been well attended and are obtaining quotes for an outside court(s). Phase #3 of Centennial Park has been ordered. Canopy tables for Centennial Park are scheduled for an April delivery. Picnic tables were added to the playground at Hose Company #2. The application for the LRIG Grant was submitted in late January. Funding for improvements to the Lake were requested. If anyone has questions about the playground, please contact Janet directly and she would be happy to update them.

Gemian: No report.

Gurkovich: Library is working on the punch list. Waiting on the furniture and flooring. There is a meeting tonight.

Moeller: After speaking with Rick Beyer today, TBSA is still reviewing Park Ave with their Engineers. Hopefully we will hear something back soon as to why the road sunk in.

Ross: The new sign looks great.

Thompson: No report.

Seise: No report.

IV. MAYOR'S AGENDA:

I. Escrow Release

- A. Release of Escrow #2470, 7 Chapel Hill Road – Block 22.1 / Lot 291.1, to Nicole Force, Twin Consulting d/b/a Just 3 Blue Boutique, has been approved by the Borough Engineer.
- B. Release of Escrow #2528, 5 Little Court – Block 151 / Lot 13, to Michael Ricca, has been approved by the Borough Engineer
- C. Release of Escrow #2602, 196 Main Street – Block 35.1 / Lot 115.3, to Tony Piau d/b/a Chomi Cuisine, has been approved by the Borough Engineer

Council concurred and a Resolution will be on the February 21, 2023 Agenda.

II. Request Resolution Approving 2022 LOSAP Certification List for EMS/FD Volunteers

- A. EMS – 20 Members
- B. Hose Co #2 – 10 Members
- C. Hose Co. #1 – 17 Members

Council concurred and a Resolution will be on the February 21, 2023 Agenda.

III. Request Resolution Authorizing Employment Agreement

- A. Health Officer/Registered Environmental Health Specialist - Marissa Granovsky

Council concurred and a Resolution will be on the February 21, 2023 Agenda.

IV. Request Resolution Authorizing Application for and Acceptance of CDBG Grant

- A. Americans with Disabilities Act (ADA) Curb Ramp Improvements
- B. Patania Court, Tulane Place, Randolph Street, Pleasant Avenue, Crefeld Court, and Verkade Lane

Council concurred and a Resolution is on tonight's meeting Agenda.

V. Request Resolution Authorizing Sale of Surplus Property no longer needed for Public Use

Council concurred and a Resolution is on tonight's meeting Agenda.

V. PROCLAMATION:

Mayor Runfeldt read the following proclamation:

Black History Month Proclamation

WHEREAS, During Black History Month, we celebrate the many achievements and contributions made by African Americans to our economic, cultural, spiritual and political development; and

WHEREAS, In 1915, Dr. Carter Godwin Woodson, noted Black scholar and son of former slaves, founded the Association for the Study of African American Life and History; and

WHEREAS, Dr. Woodson initiated Black History Week, February 12, 1926; and for many years, the second week of February, chosen to coincide with the birthdays of Frederick Douglas and Abraham Lincoln, was celebrated by African Americans in the United States; and

WHEREAS, In 1976, as part of the nation's bicentennial, Black History Week was expanded and became established as Black History Month, and is now celebrated all over North America; and

WHEREAS, The observance of Black History Month calls our Nation's attention to the continued need to build a society that lives up to its democratic ideals.

NOW, THEREFORE, I, Mayor David Runfeldt of the Borough of Lincoln Park, of the County of Morris, in the State of New Jersey, do hereby proclaim February 2023 as

Black History Month

in the Borough of Lincoln Park and urge all citizens to celebrate our diverse heritage and culture and continue our efforts to create a world that is more just, peaceful, and prosperous for all.

IN WITNESS WHEREOF I have hereunto set my hand this 6TH day of February, 2023.

Mayor David Runfeldt

VI. RESOLUTIONS:

Seise: R22-86, Resolution Authorizing Audit for the 2021 Calendar Year for the Borough of Lincoln Park

Ross: So Moved

Moeller: Second

RESOLUTION R23-86

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, The Annual Report of Audit for the year 2021 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of **N.J.S.A 40A:5-6**, and a copy has been reviewed by each member of the Governing Body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per **R.S. 52:27BB-34**; and

WHEREAS, The Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall by Resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the Annual Audit entitled:

GENERAL COMMENTS

RECOMMENDATIONS

And

WHEREAS, the members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

GENERAL COMMENTS

RECOMMENDATIONS

As evidenced by the group affidavit form of the Governing Body; and

WHEREAS, such Resolution of certification shall be Adopted by the Governing Body no later than forty-five days after receipt of the Annual Audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey, may subject the members of the Local Governing Body to the penalty provisions of **R.S. 52:27BB-52** - to wit:

R.S. 52:27BB-52 - "A Local Officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the Director, (Director of Local Government Services), under the provisions of the Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Lincoln Park, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a Certified copy of this Resolution and the required affidavit to said Board to show evidence of said compliance.

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

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

No: None

Absent: None

Abstain: None

Resolution R22-86 was Adopted.

Seise: R22-87, Resolution Authorizing Application for a Grant to Fund ADA Curb Ramp Improvements on Various Roads through the Morris County Community Development Block Grant (CDBG) Program

Thompson: So Moved

Gemian: Second

RESOLUTION R23-87

Application for a grant to fund ADA Curb Ramp Improvements on Various Roads through the Morris County Community Development Block Grant (CDBG) program.

WHEREAS, there is an identified need for Americans with Disabilities Act (ADA) Curb Ramp Improvements on Patania Court, Tulane Place, Randolph Street, Pleasant Avenue, Crefeld Court, and Verkade Lane; and

WHEREAS, the Borough of Lincoln Park has prioritized the ADA Curb Ramp Improvements on Patania Court, Tulane Place, Randolph Street, Pleasant Avenue, Crefeld Court, and Verkade Lane; and

WHEREAS, there is a recognized need to ensure the accessibility and usability of pedestrian walkways and access to pedestrian routes in the public right of way for persons with disabilities along Patania Court, Tulane Place, Randolph Street, Pleasant Avenue, Crefeld Court, and Verkade Lane for the residents of Lincoln Park; and

WHEREAS, if awarded CDBG funds, the Borough of Lincoln Park shall implement the activities in a manner to ensure compliance with all applicable federal, state, and local laws and regulations.

NOW THEREFORE BE IT RESOLVED,

1. The Governing body of the Borough of Lincoln Park, Morris County, State of New Jersey that the Borough Administrator and Borough Engineer are authorized to apply for funding through the 2023 Morris County Community Development Block Grant Program for the ADA Curb Ramp Improvements on Patania Court, Tulane Place, Randolph Street, Pleasant Avenue, Crefeld Court, and Verkade Lane Improvement Project described in the proposal.
2. If awarded CDBG funds the Mayor and Clerk are hereby authorized to execute the grant agreement on behalf of Lincoln Park Borough. Their signatures constitute acceptance of the terms and conditions of the grant agreement and approval of the grant agreement.

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

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

No: None

Absent: None

Abstain: None

Resolution R22-87 was Adopted

Seise: R22-88, Resolution Authorizing the Sale of Surplus Property no longer needed for Public Use on an Online Auction Website

Thompson: So Moved

Ross: Second

RESOLUTION R23-88

**Borough of Lincoln Park
Resolution Authorizing the Sale of Surplus Property No Longer Needed for Public Use on an Online Auction Website.**

WHEREAS, the Borough of Lincoln Park has determined the following surplus items;

- 1) Lot of 78 used Avaya phones – (70) Model 5410 & (8) 5420
- 2) Lot of 13 New Avaya phones – Model 5410
- 3) 2003 Chevrolet Impala - Maroon – VIN# 2G1WF55KX393751

are property no longer needed for public use; and

WHEREAS, the State of New Jersey permits the sale of surplus property no longer needed for public use through the use on an online auction services, pursuant to the Local Unit Electronic Technology Pilot Program and Study Act, P.L. 2001, c.30; and

WHEREAS, the Borough of Lincoln Park has the property listed in schedule A, attached to this Resolution, and desires to sell this property online.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Lincoln Park’s Governing Body that the Borough of Lincoln Park is hereby authorized to post an offer to sell the items listed on schedule A, on an auction website as follows:

Online Auction Site: www.govdeals.com

Length of Auction: 29 Days.

Start Date: Wednesday, February 8, 2023 (see schedule A)

End Date: Wednesday, March 8, 2023 (see schedule A)

Auction Fees: 12.5% of the winning bid amount, paid by the buyer.

Shipping All shipping arrangements and shipping costs are the responsibility of the buyer. Item pickup on location: 34 Chapel Hill Road, Lincoln Park, NJ.

Possession: Within 10 business days (excluding holidays) of winning bid and at pickup location.

Other Terms: All items are being sold “as is, where is”.

Payment by the bidder must be submitted

within 5 business days (excluding holidays) of winning the bid. Pickup of items auctioned must be made within 10 business days (excluding holidays) of winning bid unless other arrangements have been made

prior.

Schedule A

Auction 1: Lot of 78 used Avaya phones – (70) Model 5410 & (8) 5420

Bid Start: Wednesday, February 8, 2023: 10:00AM

Bid Stop: Wednesday, March 8, 2023: 3:00PM

Auction 2: Lot of 13 New Avaya phones – Model 5410

Bid Start: Wednesday, February 8, 2023: 10:00AM

Bid Stop: Wednesday, March 8, 2023: 3:00PM

Auction 3: 2003 Chevrolet Impala - Maroon – VIN# 2G1WF55KX393751

Bid Start: Wednesday, February 8, 2023: 10:00AM

Bid Stop: Wednesday, March 8, 2023: 3:00PM

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

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

No: None

Absent: None

Abstain: None

Resolution R22-88 was Adopted.

Seise: R22-89, Resolution Authorizing Transfer of 2022 Appropriation Reserves

Ross: So Moved

Gurkovich: Second

RESOLUTION R23-89

TRANSFER OF 2022 APPROPRIATION RESERVES

WHEREAS, a 2022 bills have been presented for payment this year, which bills represent obligations of the prior fiscal year and were not covered by order number and/or recorded at the time of transfers between the 2022 Budget in the last two months of 2022; and

WHEREAS, N.J.S. 40A:4-59 provides that all unexpended balances carried forward after the close of the fiscal year are available, until lapsed at the closed of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances to those which are expected to be insufficient during the first three months of the succeeding year;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Lincoln Park, in the County of Morris, State of New Jersey, (2/3 of the majority of the full membership concurring herein) that the transfers in the amount of \$15,000.00 be made between the 2022 Budget Appropriation Reserves as follows:

Transfer of 2022 Appropriation Reserves Current Fund

<u>Transfer From:</u>	<u>Appropriation</u>	<u>Amount</u>
Board of Health: Salaries		\$20,000.00
	Total:	<u>\$20,000.00</u>

<u>Transfer To:</u>	<u>Appropriation</u>	<u>Amount</u>
Public Building and Grounds: Other Expenses		\$20,000.00
	Total:	<u>\$20,000.00</u>

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

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

No: None

Absent: None

Abstain: None

Resolution R22-89 was Adopted.

VII. ORDINANCE FOR INTRODUCTION:

Seise: Ordinance 4-23 for Introduction. An Ordinance Adding "Chapter 190 Business and Rental Liability Insurance Registration" to the Code of the Borough of Lincoln Park

The Clerk read the following Resolution:

Be it resolved that an Ordinance entitled:

**AN ORDINANCE ADDING “CHAPTER 190 BUSINESS AND RENTAL
UNIT LIABILITY INSURANCE REGISTRATION” TO THE CODE OF THE BOROUGH OF LINCOLN
PARK**

Be Introduced and Read by Title on first reading by the Clerk.

Seise: I need a Motion and a Second

Moeller: So Moved

Ross: Second

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

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

No: None

Absent: None

Abstain: None

The Resolution was adopted.

Seise: Please read it again.

The Clerk read the following resolution:

BE IT FURTHER RESOLVED, that an Ordinance entitled,

**AN ORDINANCE ADDING “CHAPTER 190 BUSINESS AND RENTAL
UNIT LIABILITY INSURANCE REGISTRATION” TO THE CODE 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 21st day of February, 2023 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 Clerk be authorized and directed to advertise said Ordinance with a Notice of Introduction thereof in the Daily Record according to law.

Seise: I need a Motion and a Second

Moeller: So Moved

Ross: Second

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

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

No: None

Absent: None

Abstain: None

The Resolution was adopted.

Seise: Ordinance 5-23 for Introduction. 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 Fees

The Clerk read the following Resolution:

Be it resolved that an Ordinance entitled:

**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**

Be Introduced and Read by Title on first reading by the Clerk.

Seise: I need a Motion and a Second

Moeller: So Moved

Gurkovich: Second

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

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

The Resolution was adopted.

Seise: Please read it again.

The Clerk read the following resolution:

BE IT FURTHER RESOLVED, that an Ordinance entitled,

**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**

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 **21st day of February, 2023** 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 Clerk be authorized and directed to advertise said Ordinance with a Notice of Introduction thereof in the Daily Record according to law.

Seise: I need a Motion and a Second

Moeller: So Moved

Gurkovich: Second

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

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

The Resolution was adopted.

Seise: Ordinance 6-23 for Introduction. An Ordinance Authorizing NJSA 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 Introduced and Read by Title on first reading by the Clerk.

Seise: I need a Motion and a Second

Thompson: So Moved

Moeller: Second

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

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

The Resolution was adopted.

Seise: Please read it again.

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 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 **21st day of February, 2023** 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 Clerk be authorized and directed to advertise said Ordinance with a Notice of Introduction thereof in the Daily Record according to law.

Seise: I need a Motion and a Second

Thompson: So Moved

Moeller: Second

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

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

No: None

Absent: None

Abstain: None

The Resolution was adopted.

VIII. ORDINANCES FOR ADOPTION:

Seise: Ordinance 2-23 for Adoption. An Ordinance Adding "Chapter 310 Lead-Based Paint Inspections" to the Code of the Borough of Lincoln Park

The Clerk read the following Resolution:

Be it resolved that an Ordinance entitled:

**AN ORDINANCE ADDING "CHAPTER 310 LEAD-BASED PAINT INSPECTIONS" TO THE CODE OF
THE BOROUGH OF LINCOLN PARK**

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

Moeller: So Moved

Ross: Second

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

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

No: None

Absent: None

Abstain: None

The Resolution was Adopted.

Thompson: Motion to go to Public

Ross: Second

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

Seise: Anyone wishing to speak on Ordinance 2-23 may do so now.

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

Ross: Second

Council President Seise 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 ADDING “CHAPTER 310 LEAD-BASED PAINT INSPECTIONS” TO THE CODE 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

Thompson: Second

Seise: Any questions or comments? Call the Roll.

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

No: None

Absent: None

Abstain: None

The Ordinance was Adopted.

Seise: Ordinance 3-23 for Adoption. An Ordinance Adding a Section of the Code of the Borough of Lincoln Park, Chapter 34, Fees, Section 34-22, Lead-Based Paint Inspections

The Clerk read the following Resolution:

Be it resolved that an Ordinance entitled:

AN ORDINANCE ADDING A SECTION OF THE CODE OF THE BOROUGH OF LINCOLN PARK, CHAPTER 34, FEES, SECTION 34-22, LEAD-BASED PAINT INSPECTIONS

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

Moeller: So Moved

Thompson: Second

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

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

No: None

Absent: None

Abstain: None

The Resolution was Adopted.

Thompson: Motion to go to Public

Ross: Second

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

Seise: Anyone wishing to speak on Ordinance 3-23 may do so now.

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

Ross: Second

Council President Seise 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 ADDING A SECTION OF THE CODE OF THE BOROUGH OF LINCOLN PARK, CHAPTER 34, FEES, SECTION 34-22, LEAD-BASED PAINT INSPECTIONS

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

Moeller: So Moved

Ross: Second

Seise: Any questions or comments? Call the Roll.

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

No: None

Absent: None

Abstain: None

The Ordinance was Adopted.

IX. PUBLIC HEARING:

Thompson: Motion to go to Public

Ross: Second

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

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

Ross: Second

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

X. ADJOURNMENT:

Thompson: Motion to Adjourn.

Gemian: Second

There being no further business to discuss the Work Meeting of February 6, 2023 was Adjourned at 7:52 PM.

ATTEST:

Courtney Fitzpatrick, Borough Clerk

Andrew Seise, Council President

Mayor David Runfeldt