

**TOWNSHIP OF FRANKLIN  
COUNCIL AGENDA  
JANUARY 26, 2010 - 7:00 P.M.**

1. Call to Order
2. Pledge of Allegiance
3. Invocation – *Deputy Mayor Francois*
4. Roll Call
5. Executive Session: *Litigation Update & COAH Mediation Update*
6. Commendations/Proclamations:
  - a) *International Holocaust Remembrance Day*
  - b) *Sue van Aken – 2009 Somerset County Advocate for the Disabled Award Recipient*
  - c) *Doris Dealaman Youth Advocate of the Year Award Recipients*
7. Presentation: *Library Board of Trustees*
8. Mayor’s Report
9. Deputy Mayor’s Report
10. Public Discussion
11. Council Comments/Reports
12. Council Discussion Items:
  - a) *Scheduling Board of Health Meeting – February 9, 2009 at 6:00 p.m.*
  - b) *Wildlife Management Committee (Vassanella)*
  - c) *Permitted Uses for Trails (Glicklich)*
13. Approval of Minutes – *None Submitted*
14. Approval of Warrants
15. Public Hearing and Adoption of Ordinances on Second Reading – *None*
16. Ordinances on Introduction and First Reading
  - a) *Ordinance No. 3861-10 – Amend Code Chapter 142, Garbage, Rubbish & Refuse with the addition of the NJDEP Requirement that all Refuse Containers/Dumpsters be covered. Public Hearing and further consideration of this ordinance is scheduled for February 23, 2010 at 7:00 p.m., Council Chambers.*

b) *Ordinance No. 3862-10* – Amend Code Chapter 201, Sewers & Sewage Disposal with the addition of NJDEP Requirement Regarding Private Storm Drain Inlet Retrofitting. *Public Hearing and further consideration of this ordinance is scheduled for February 23, 2010 at 7:00 p.m., Council Chambers.*

17. Consent Agenda Resolutions

- a) *Resolution #10-040* – Authorize Insertion into FY2010 Municipal Budget (Chapter 159) – 2010 Child Passenger Safety Grant - \$9,000.00.
- b) *Resolution #10-041* – Authorize Grace Period and Interest Rate for 2010 First Quarter Taxes.
- c) *Resolution #10-042* – Authorize Tax Remittals.
- d) *Resolution #10-043* – Authorize Tax Court Stipulation of Settlement – Worlds Fair Drive Association – Block 468.11, Lot 13 – 20 World’s Fair Drive – 2009.
- e) *Resolution #10-044* – Authorize Tax Court Stipulation of Settlement – 600 Apgar Road, LLC – Block 517.01, Lot 3.16 – 60 Apgar Drive – 2008 & 2009.
- f) *Resolution #10-045* – Authorize Reduction of Performance Guarantee – Route 27 School, LLP – PLN2006-0033 – Route 27 Site Improvements – From \$561,226.96 to \$369,689.58.
- g) *Resolution #10-046* – Authorize Release of Planning Review/Inspection Fee Escrows.
- h) *Resolution #10-047* – Authorize Release of Street Opening Surety and Escrows.
- i) *Resolution #10-048* – Award Non-Fair and Open Professional Services Contract – 2010 Township Attorney – Leslie G. London – MacManimon & Scotland – Not to Exceed \$300,000.00.
- j) *Resolution #10-049* – Award Professional Services Contract – 2010 Special Counsel – John P. Belardo – McElroy, Deutsch, Mulvaney & Carpenter, LLC. – Not to Exceed \$15,000.00.
- k) *Resolution #10-050* – Award Non-Fair and Open Professional Services Contract – 2010 Labor Attorney – Avis Bishop-Thompson – DeCotiis, Fitzpatrick & Cole, LLP – Not to Exceed \$50,000.00.
- l) *Resolution #10-051* – Award Non-Fair and Open Professional Services Contract – 2010 Litigation Attorney – Michael J. Perrucci – Florio, Perrucci, Steinhardt & Fader, LLC – Not to Exceed \$20,000.00.
- m) *Resolution #10-052* – Award Professional Services Contract – 2010 Land Use Attorney – Linda M. Herlihy – Riker, Danzig, Scherer, Hyland, Perretti – Not to Exceed \$15,000.00
- n) *Resolution #10-053* – Approval of Letter of Support – Berry Street Commons Smart Growth Award Nomination.

- o) *Resolution #10-54* – Amend 2010 Council Meeting Schedule – Delete Tuesday, June 8, 2010 Meeting (Primary Election) and Add Thursday, June 10, 2010 at 7:00 p.m.

18. Old Business

A) Appointments

1. *Advisory Board of Health:*

- a) Nominations for One (1) Regular Member of the Advisory Board of Health for an unexpired 3-year term expiring 12/31/10.
- b) Nominations for One (1) Non-Voting Student Member of the Advisory Board of Health for a 1-year term expiring 12/31/10.

2. *Advisory Recreation Council:*

- a) Nominations for One (1) Non-Voting Teen Public School Female of the Advisory Recreation Council, for a 1-year term expiring 12/31/10.
- b) Nominations for One (1) Non-Voting Teen Private School Male Member and One (1) Non-Voting Teen Private School Female Member of the Advisory Recreation Council, each for a 1-year term expiring 12/31/10.

3. *Housing Authority:*

- Nominations for One (1) Regular Member of the Housing Authority for an unexpired 5-year term expiring 02/08/13.

4. *Municipal Ethics Board:*

- Nominations for One (1) Regular Member of the Municipal Ethics Board, for a 5-year term expiring 12/31/14. *(There are 2 Republicans; 2 Democrats & 1 Libertarian presently serving on the Board. The maximum of one political party on the Board is 3.)*

5. *Rent Leveling Board:*

- a) Nominations for One (1) Tenant Member of the Rent Leveling Board for a 3-year term expiring 12/31/12.
- b) Nominations for One (1) Citizen Member of the Rent Leveling Board for an unexpired 3-year term expiring 12/31/11.
- c) Nominations for One (1) Alternate #1 Member and One (1) Alternate #2 Member of the Rent Leveling Board, each for a 1-year term ending 12/31/10.

- 6. *Senior Citizen Advisory Committee:*
  - a) Nomination for One (1) Non-Senior Citizen Club Member of the Senior Citizen Advisory Committee for a 1-year term expiring 12/31/10. *(This is a senior citizen who does not belong to any senior club.)*
  - b) Nomination for One (1) Non-Senior Citizen Resident of the Senior Citizen Advisory Committee for a 1-year term expiring 12/31/10. *(This is a person who is not a senior citizen yet (under 65).)*
- 7. *Sewerage Authority:*
  - Nomination for One (1) Alternate #2 Member of the Sewerage Authority for an unexpired 5-year term expiring 01/31/12.
- 8. *Somerset County Cultural and Heritage Advisory Committee:*
  - Nominations for One (1) Franklin Township Representative to the Somerset County Cultural and Heritage Advisory Committee for a 1-year term expiring 12/31/10.
- 9. *Trails Advisory Committee:*
  - Nominations of One (1) Regular Member of the Trails Advisory Committee for a 4-year term expiring 12/31/13.

B. Mayoral Appointments

- *Library Board of Trustees*
  - 1) Appointment of Regular Member for a five-year term expiring 12/31/14.
  - 2) Appointment of Regular Member for an unexpired five-year term expiring 12/31/13.
  - 3) Acknowledge Service or Appoint Designee for a one-year term expiring 12/31/10.

C. Deer Management

20. Adjournment