



**TOWNSHIP OF FRANKLIN
COUNCIL AGENDA
MARCH 9, 2010 - 7:00 P.M.**

1. Call to Order
2. Pledge of Allegiance
3. Invocation – *Mayor Levine*
4. Roll Call
5. Commendations/Proclamations:
 - a) *Rachel Baker-Blackwell (Outstanding Women in Somerset County Award – Social Work)*
 - b) *Conerly Road School Peacemakers and Film Makers*
 - c) *Girl Scout Week Proclamation*
 - d) *Women’s History Month Proclamation*
 - e) *World Kidney Day – March 11, 2010*
6. Presentation: *Cable Television Advisory Committee*
7. Mayor’s Report
8. Deputy Mayor’s Report
9. Public Discussion
10. Council Comments/Reports
11. Council Discussion Items:
 - a) *Roles of Boards/Commissions/Committees (Vassanella)*
 - b) *Reschedule April 15, 2010 Board of Health Meeting*
 - c) *2010 Fireworks Display*
12. Approval of Minutes:
 - a) *Work Session/Regular Meeting – December 8, 2009 (Amended)*
 - b) *Reorganization Meeting – January 1, 2010*
13. Approval of Warrants

14. Public Hearing and Adoption of Ordinances on Second Reading

- a) [Ordinance No. 3865-10](#) – Ordinance Amending Chapter 260, Parks and Recreation, More Particularly Article VIII, Trails, Section 260-41, Permitted Uses (Remove Trails List).
- b) [Ordinance No. 3866-10](#) – Amend Code Chapter 226, Traffic and Vehicles, Stop Signs and Subtitle 1.
- c) [Ordinance No. 3867-10](#) – Amend Code Chapter 46, Personnel Policies, Section 46-12. Medical insurance coverage, Subsection B – Medical coverage cost and eligibility, (5) School crossing guards.
- d) [Ordinance No. 3868-10](#) – Amend Chapter 13, Boards, Committees and Commissions, Article XIII, Insurance Commission (Delete in its entirety); Article XV, Library Board of Trustees, Section 13-65, Membership (Amend to state Mayor or Designee); Article XXII, Absenteeism Policy, Section 13-92 Removal of board, commission or committee members not subject to state statute guidelines for the removal of such members. (Delete Senior Affordable Housing Advisory Committee); Chapter 26, Housing Authority, Section 26-2, Composition; terms of office; appointments (Add Council Liaison); Chapter 294, Rent Leveling Board, Article I, Rent Leveling Board, Section 294-8, Rent Leveling Board establishment; composition; chairperson; appointments; terms; services of attorney and secretary; compensation. (Add Council Liaison). (Ordinance as per recommendation of Adhoc Committee on Committees)
- e) [Ordinance No. 3869-10](#) – Authorize Acceptance of Easement Agreement – Ten Mile Run Homeowners Association – Block 20.12, Lot 61.

15. Ordinances on Introduction and First Reading

- a) [Ordinance No. 3871-10](#) – Amend the Code of the Township of Franklin, County of Somerset, State of New Jersey, More Particularly, Chapter 142, Garbage, Rubbish and Refuse, Article V, Refuse Containers/Dumpsters, Section 142-36, Enforcement (Change from Police Department a/o Code Enforcement Officer to “Proper Designated Authority”). *Public Hearing and further consideration is scheduled for Tuesday, April 13, 2010 at 7:00 p.m. in Council Chambers.*
- b) [Ordinance No. 3872-10](#) – Amend the Code of the Township of Franklin, County of Somerset and State of New Jersey, More Particularly, Chapter 201, Sewers & Sewage Disposal, Article VI, Private Storm Drain Inlet Retrofitting, Section 201-38, Enforcement(Change from Police Department a/o Code Enforcement Officer to “Proper Designated Authority”). *Public Hearing and further consideration is scheduled for Tuesday, April 13, 2010 at 7:00 p.m. in Council Chambers.*
- c) [Ordinance No. 3873-10](#) – Amend the Code of the Township of Franklin, County of Somerset and State of New Jersey, More Particularly, Adding a New Chapter 152, Hunting Generally and Wildlife Management. *Public Hearing and further consideration is scheduled for Tuesday, April 13, 2010 at 7:00 p.m. in Council Chambers.*
- d) [Ordinance No. 3874-10](#) – Amend the Code of the Township of Franklin, County of Somerset and State of New Jersey, More Particularly, Chapter 333, Streets and Sidewalks, Add New Article VI, Personal Property and Article VII, Roll-Off Dumpsters and Roll-Off Containers. *Public Hearing and further consideration is scheduled for Tuesday, April 13, 2010 at 7:00 p.m. in Council Chambers.*

- e) [Ordinance No. 3875-10](#) – Amend the Code of the Township of Franklin, County of Somerset and State of New Jersey, More Particularly Chapter 112, Land Development, Article I, Definitions; New Section 112-53.1, Billboards; New Section 112-114.1, Billboards Permitted in the M-2 District; and Schedule I, Permitted Uses. *Public Hearing and further consideration is scheduled for Tuesday, April 27, 2010 at 7:00 p.m. in Council Chambers.*

16. Consent Agenda Resolutions

- a) [Resolution #10-095](#) – Affirmation of Governing Body’s Compliance of Audit Report Requirements.
- b) [Resolution #10-096](#) – Approval of Correction Action Plan in connection with FY2009 Annual Audit Findings and Recommendations.
- c) [Resolution #10-097](#) – Amend Resolution to increase purchase amount for ice control, sand and rock from \$125,000.00 to \$225,000.00.
- d) [Resolution #10-098](#) – Authorize Release of Planning and Building Escrows & Inspection Fees.
- e) [Resolution #10-099](#) – Authorize Release of Performance Guarantees.
- f) [Resolution #10-100](#) – Authorize Stipulation of Settlement – Beal Service Corporation/BRE-2, Inc. – Year 2008 – 655 Howard Avenue.
- g) [Resolution #10-101](#) – Award Non-Fair and Open Contract – Support of Land Development Software – March 1, 2010 to February 28, 2011 – Spatial Data Logic – Amount Not to Exceed \$40,000.00.
- h) [Resolution #10-102](#) – Authorize Refund of Tax/Water Overpayments.
- i) [Resolution #10-103](#) – Award Purchase – Plumbing, As Needed – March 15, 2010 to March 14, 2011 – Nastus Brothers, Inc. – Amount Not to Exceed \$17,499.00.
- j) ~~[Resolution #10-104](#) – Award Bid – Display of Fireworks – July 2010. – **Removed from Agenda**~~
- k) [Resolution #10-105](#) – Appoint Special Prosecutor – Kevin A. Buchan – Special DWI Session – March 26, 2010.
- l) [Resolution #10-106](#) – Award Bid – Water Meters & Parts As Needed – HD Supply Waterworks, Ltd – April 1, 2010 – March 31, 2011 – Amount Not to Exceed \$450,000.00.
- m) [Resolution #10-107](#) – Award Bid – CDBG Rehabilitation Contracts – Neumann Construction: 52 Ambrose Street amount not to exceed \$8,820.00 and 25 Acken Lane amount not to exceed \$2,160.00; ANPE Corp.: 4307 Route 27 amount not to exceed \$17,434.80; and Ark Building & Remodeling: 93 Main Street amount not to exceed \$3,452.57.
- n) [Resolution #10-108](#) – Authorize Tax Title Lien Redemptions – Outside Buyers.
- o) [Resolution #10-109](#) – Award Non-Fair and Open Contract – Mailings from Tax Assessor’s Office to Residents – Vital Communications, Inc. – Amount Not to Exceed \$40,000.00.

- p) [Resolution #10-110](#) – Authorize Change Order – Resurfacing Dahmer Road Area – Additional \$9,165.56 for additional asphalt need to complete project – New Contract Amount: \$416,275.68.
- q) [Resolution #10-111](#) – Authorize Emergency Appropriation for Snow Removal Salary & Wages in the amount of \$50,000.00 and Snow Removal Other Expenses in the amount of \$150,000.00.
- r) [Resolution #10-112](#) – Authorize Issuance of Raffles License.
- s) [Resolution #10-113](#) – Authorize Issuance of Special Event Permit – HSBCC, Inc. – Community Festival – John’s Plaza – April 10, 2010 – 2-4 p.m.
- t) [Resolution #10-114](#) – Authorize Issuance of Special Event Permit – Meadows Foundation – Dutch Queen’s Birthday – Van Wickle House – may 1, 2010 – 11a.m. to 4 p.m.
- u) [Resolution #10-115](#) – Authorize Issuance of Special Event Permit – Somerset Baptist Church – Church Community Flea Market – 9 Pershing Avenue – April 24, 2010 – 10 a.m. to 5:00 p.m.
- v) [Resolution #10-116](#) – Authorize Issuance of Special Event Permit – Church of St. Matthias – Church Carnival – Church Grounds – Tuesday-Friday, May 11-14, 2010 from 6-10 p.m.; Saturday, May 15, 2010 from 2-10 p.m. and Sunday, May 16, 2010 from 2-9 p.m.

17. Old Business

A) Appointments

1. *Advisory Board of Health:*

- 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:*

- 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. *Human Relations Commission*

- Nominations for One (1) Regular Member of the Human Relations Commission for an unexpired 3-year term expiring 12/31/10.

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. Composition of Joint Meeting (April 6, 2010 & June 1, 2010) *(Vassanella & Glicklich)*

18. Adjournment