

**TOWNSHIP OF FRANKLIN
COUNCIL AGENDA
JANUARY 12, 2010 - 7:00 P.M.**

1. Call to Order
2. Pledge of Allegiance
3. Invocation – *Councilman Chase*
4. Roll Call
5. Commendations/Proclamations: *Honoring Martin Luther King, Jr.*
6. Presentation: *Somerset County Business Partnership*
7. Mayor’s Report
8. Deputy Mayor’s Report
9. Public Discussion
10. Council Comments/Reports
11. Council Discussion Items:
 - a) *RPM Request for PILOT – Second Phase of the Parkside Village Redevelopment Project*
 - i. [#10-006](#) – Authorize Tax Abatement & Execution of Agreement with RPM for PILOT
 - ii. [#10-007](#) – Resolution of Need
 - iii. [#10-008](#) – Authorize Application for & Acceptance of Neighborhood Preservation Balanced Housing Funds
 - b) *Joint Meeting Composition & Meeting Dates (March 2 & May 4)(Glicklich/Vassanella)*
 - c) *Reschedule Budget Hearing Dates*
 - d) *Action Plan for Open Space/Recreation/Farmland Preservation/Historic Preservation (Kramer)*
12. Approval of Minutes
 - a) *Budget Hearing – September 29, 2009*
 - b) *Budget Hearing – October 1, 2009*
13. Approval of Warrants
14. Public Hearing and Adoption of Ordinances on Second Reading - *None*

15. Ordinances on Introduction and First Reading

- a) [No. 3845-10](#) – Amend Code Chapter 112, Land Development, Article VI, Wireless Communications Antennas. *Public Hearing and further consideration of this ordinance is scheduled for Tuesday, February 23, 2010 at 7:00 p.m. in Council Chambers.*
- b) [No. 3846-10](#) – Amend Code Chapter 112, Land Development, Section 112-4, Definitions and Schedule 2, Lot and Yard Requirements. *Public Hearing and further consideration of this ordinance is scheduled for Tuesday, February 23, 2010 at 7:00 p.m. in Council Chambers*
- c) [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 9, 2010 at 7:00 p.m., Council Chambers.*
- d) [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 9, 2010 at 7:00 p.m., Council Chambers.*
- e) [No. 3863-10](#) – Amend Code Chapter 384, Water, Repeal Article IX, Water Emergencies and Replace with New Article IX, Water Conservation and Water Emergencies. *Public Hearing and further consideration of this ordinance is scheduled for February 9, 2010 at 7:00 p.m., Council Chambers.*
- f) [No. 3864-10](#) – Ordinance Amending Code Chapter 226, Traffic and Vehicles, Section 226-13, No Parking (Adding Lillian Street) and Section 226-20, Stop Intersections (Add Lakeside Road & First Street). *Public Hearing and further consideration of this ordinance is scheduled for February 9, 2010 at 7:00 p.m., Council Chambers.*

16. Consent Agenda Resolutions

- a) [#10-009](#) – Approve and Enact the Neighborhood Preservation Program (NPP) Year Four Work Plan.
- b) [#10-010](#) – Authorize Insertion into 2010 Municipal Budget (Chapter 159) – FY2010 Recreational Opportunities for Individuals with Disabilities Grant - \$6,000 Grant Award and \$1,200 Matching Funds = \$7,200 Total Grant.
- c) [#10-011](#) – Authorize Insertion into 2010 Municipal Budget (Chapter 159) – 2009 CDBG Administration - \$314.00.
- d) [#10-012](#) – Authorize Leveraging Franklin Township’s PARIS Grant Funding with Somerset County for a Shared Services PARIS Grant.
- e) [#10-013](#) – Authorize Release of Performance Guarantees.
- f) [#10-014](#) – Authorize Release of Planning and Building Escrows and Inspection Fees.
- g) [#10-015](#) – Authorize Tax Remittals.

- h) [#10-016](#) – Authorize Tax Title Lien Redemptions – Outside Buyers.
- i) [#10-017](#) – Authorize Refund of Tax Overpayments.
- j) [#10-018](#) – Authorize Stipulation of Settlement – Joseph & Roger Hamrah – Year 2009.
- k) [#10-019](#) – Authorize Transfer of Municipal Court-Violations Bureau Overpayments.
- l) [#10-020](#) – Authorize Transfer of Municipal Court-Violations Bureau Bail Accounts.
- m) [#10-021](#) – Authorize Interlocal Services Agreement – Middlesex Regional Educational Services Commission – Bid Pricing Cooperative.
- n) [#10-022](#) – Authorize Agreement between Somerset County and Franklin Township – Recycling Pick-Up – 2010.
- o) [#10-023](#) – Authorize Execution of Somerset County Historic Preservation Grant Agreement for Cornelius Stoothoff House in the amount of \$134,500.00.
- p) [#10-024](#) – Authorize Discharge of Second Repayment Mortgages and Affordable Housing Agreements – 46 Fisher Drive, Franklin Park.
- q) [#10-025](#) – Authorize Discharge of Repayment Mortgage and Affordable Housing Agreement – 245 Columbus Drive, Franklin Park.
- r) [#10-026](#) – Authorize Discharge of Second Repayment Mortgage and Affordable Housing Agreement – 42 Amethyst Way, Franklin Park.
- s) [#10-027](#) – Authorize Discharge of Second Repayment Mortgage and Affordable Housing Agreement – 65 Taylor Drive, Franklin Park.
- t) [#10-028](#) – Award Non-Fair and Open Contract – Software Maintenance (January 1, 2010-December 30, 2010); Printing of Tax Bills; and Software Upgrade and License for 10 Users – Edmunds and Associates, Inc. – Amount Not to Exceed: \$11,025 (Maintenance); \$13,000 (Bills); and \$4,913.75 (Upgrade).
- u) [#10-029](#) – Authorize Change Order #1 and Final – 2009 Resurfacing Program, Mark Area Resurfacing – S. Brothers Inc. – Decrease in Contract from \$436,798.72 to \$411,362.96.
- v) [#10-030](#) – Award Contract – Service Agreement for Chlorine Analyzers – January 1, 2010 to December 31, 2010 – Instrumentation Technology – Amount Not to Exceed \$9,600.00.
- w) [#10-031](#) – Rescind Contract – Snow Plowing, 2009-2010 (as Awarded in Resolution #09-555) – K. Kraft and Sons Trucking, LLC.
- x) [#10-032](#) – Award Contract – Maintenance of ARCVIEW/GIS Program – March 1, 2010 to February 28, 2011 – ESRI, Inc. – Amount Not to Exceed \$9,950.00.

- y) [#10-033](#) – Award Snow Plowing Contract (8 trucks) 2009-2010 Season – Country View Inc. - \$155.00 per hour – Not to Exceed Amount Budgeted in FY2010 Budget.
- z) [#10-034](#) – Authorize Issuance of Raffles Licenses.
- aa) [#10-035](#) – Authorize Insertion into 2010 Municipal Budget (Chapter 159) – Griggstown Bridgetender’s House Visitor Center Grant - \$392,000.00.
- bb) [#10-036](#) – Award Fair and Open Contracts – Consulting Engineering Services – February 1,2 010 to January 31, 2011 – Carroll Engineering/Birdsall Engineering Group/Remington, Vernick & Vena Engineers/CME/Delaware-Raritan Engineering, Inc./Hatch Mott MacDonald, LLC/T&M Associates – Amount Not to Exceed \$70,000.00 per vendor.
- cc) [#10-037](#) – Authorize Stipulation of Settlement – Ferrero USA, Inc. – 600 Cottontail Lane – Year 2009.
- dd) [#10-038](#) – Authorize Change Orders – Housing Rehabilitation Projects.
- ee) [#10-039](#) – Authorize Registration Renewal of Commodity Resale System - Resale of Fuel to Somerset County Board of Chosen Freeholders – March 8, 2010 to March 7, 2015.

17. Old Business

18. Board and Commission Appointments:

A. *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.

B. *Advisory Recreation Council:*

- 1) Nominations for Two (2) Regular Members of the Advisory Recreation Council, each for a 3-year term expiring 12/31/12.
- 2) Nominations for One (1) Regular Member of the Advisory Recreation Council for an unexpired 3-year term expiring 12/31/10.
- 3) Nominations for One (1) Non-Voting Teen Public School Male Member and One (1) Non-Voting Teen Public School Female Member of the Advisory Recreation Council, each for a 1-year term expiring 12/31/10.
- 4) 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.

C. *Agricultural Advisory Committee:*

- Nominations for Five (5) Regular Members of the Agricultural Advisory Committee, each for a 1-year term expiring 12/31/10.

D. Business & Industry Advisory Board:

- 1) Nomination of Harry Weber as Planning Board Representative to the Business & Industry Advisory Board for a 1-year term expiring 12/31/10. (*Planning Board recommendation*)
- 2) Nomination of Alan Rich as Board of Adjustment Representative to the Business & Industry Advisory Board for a 1-year term expiring 12/31/10. (*Board of Adjustment recommendation*)

E. Cable Television Advisory Committee:

- Nominations for Two (2) Regular Member of the Cable Television Advisory Committee, each for a 2-year term expiring 12/31/11.

F. Clean Communities Committee:

- Nomination of Thomas Zilinek, Township Engineer; Victor Stevens, DPW Manager; Michele Samarya-Timm, Health Educator; Emily Amon, Environmental Center) as Regular Members of the Clean Communities Committee, each for a 1-year term expiring 12/31/10.

G. Housing Authority:

- 1) Nominations for One (1) Regular Member of the Housing Authority for a 5-year term expiring 02/08/15.
- 2) Nominations for One (1) Regular Member of the Housing Authority for an unexpired 5-year term expiring 02/08/13.

H. Insurance Commission:

- Nomination of Kenneth W. Daly, Township Manager; Donna Vieiro, Assistant Township Manager and Vandana Khurana, Chief Finance Officer to the Insurance Commission, each for a 1-year term expiring 12/31/10.

I. Joint Advisory Committee/Village of Kingston:

- Nominations for Two (2) Franklin Township Representatives to the Joint Advisory Committee/Village of Kingston, each for a 3-year term expiring 12/31/12.

J. Local Energy Team:

- Nomination of Thomas Zilinek, Township Engineer; Victor Stevens, DPW Manager; and Arnold Vernick, Environmental Commission Member to the Local Energy Team, each for a 1-year term expiring 12/31/10.

K. *Municipal Cross-Acceptance Committee:*

- Nomination of Theodore Chase and Cecile MacIvor, Planning Board Representatives and Mark Healey, Township Planner to the Municipal Cross-Acceptance Committee, each for a 1-year term ending 12/31/10.

L. *Municipal Wastewater Management Plan Committee:*

- Nominations for Robert Skokowski, Sewerage Authority Executive Director; Thomas Zilinek, Township Engineer; Marvin Coble, Planning Board Representative; Mark Healey, Planning Director, each for a 1-year term expiring 12/31/10.

M. *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.)*

N. *Open Space Advisory Committee:*

- 1) Nomination of Robert Puskas, Agricultural Advisory Committee Representative to the Open Space Advisory Committee for a term concurrent with his Agricultural Advisory Committee term. *(Recommendation by Board)*
- 2) Nomination of Robert LaCorte, Historic Preservation Commission Representative to the Open Space Advisory Committee for a term concurrent with his Historic Preservation Commission term. *(Recommendation by Board)*
- 3) Nomination of Michael Orsini, Planning Board Representative to the Open Space Advisory Committee for a term concurrent with his Planning Board term. *(Recommendation by Board)*
- 4) Nominations for Two (2) Citizen Members of the Open Space Advisory Committee, each for a 3-year term expiring 12/31/12.

O. *Redevelopment Agency:*

- 1) Nominations for Two (2) Citizen Members of the Redevelopment Agency, each for a 5-year term expiring 12/31/14.
- 2) Nominations for One (1) Citizen Member of the Redevelopment Agency for an unexpired 5-year term expiring 12/31/13.

P. *Rent Leveling Board:*

- 1) Nominations for One (1) Tenant Member of the Rent Leveling Board for a 3-year term expiring 12/31/12.

- 2) Nominations for One (1) Citizen Member of the Rent Leveling Board for a 3-year term expiring 12/31/12.
- 3) 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.

Q. Senior Affordable Housing Advisory Committee:

- 1) Nominations for Two (2) Regular Members of the Senior Affordable Housing Advisory Committee, each for a 3-year term expiring 12/31/12.
- 2) Nominations for Two (2) Regular Members of the Senior Affordable Housing Advisory Committee, each for an unexpired 3-year term expiring 12/31/11.
- 3) Nomination for One (1) Alternate #1 Member of the Senior Affordable Housing Advisory Committee for a 3-year term expiring 12/31/12.
- 4) Nomination for One (1) Alternate #2 Member of the Senior Affordable Housing Advisory Committee for an unexpired 3-year term expiring 12/31/11.

R. Senior Citizen Advisory Committee:

- 1) Nomination of the following Regular and Alternate Members to the Senior Citizen Advisory Committee, each for a 1-year term expiring 01/31/11:
 - Tom Bardarik, Regular Member, Franklin Township Senior Club
 - Jean Doyle, Alternate Member, Franklin Township Senior Club
 - Mary Luizzi, Regular Member, Franklin Park Senior Club
 - Lorraine Patterson, Alternate Member, Franklin Park Senior Club
 - Dale Woltz, Regular Member, Parkside Senior Club
 - Martha Belnavis, Alternate Member, Parkside Senior Club
 - Inga Markowicz, Regular Member, 360 Social Club
- 2) 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.)*
- 3) 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).)*

S. Sewerage Authority:

- 1) Nomination for One (1) Regular Member of the Sewerage Authority for a 5-year term expiring 01/31/15.
- 2) Nomination for One (1) Alternate #2 Member of the Sewerage Authority for an unexpired 5-year term expiring 01/31/12.

T. Somerset County Solid Waste Advisory Committee:

- Nomination of Thomas Zilinek, Township Engineer and Victor Stevens, DPW Manager as Franklin Township Representatives to the Somerset County Solid Waste Advisory Committee, each for a 1-year term expiring 12/31/10.

U. 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.

V. Trails Advisory Committee:

- Nominations for Two (2) Regular Members of the Trails Advisory Committee, each for a 4-year term expiring 12/31/13.

19. 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.

20. Council Liaison/Representative Appointments

A. Advisory Recreation Council Liaison

- Nominations for One (1) Council Liaison to the Advisory Recreation Council for a one-year term ending December 31, 2010.

B. Business & Industry Advisory Committee Council Members

- Nominations for Three (3) Council Members to the Business & Industry Advisory Committee each for a one-year term ending December 31, 2010.

C. Cable TV Advisory Committee Council Liaison

- Nominations for One (1) Council Liaison to the Cable TV Advisory Committee for a one-year term ending December 31, 2010

D. Community Foundation Council Members

- 1) Nominations for One (1) Council Members to the Community Foundation for an unexpired two-year term ending December 31, 2010.

- 2) Nominations for Two (2) Council Members to the Community Foundation each for a two-year term ending December 31, 2011.
- E. *Emergency Life Support Committee Council Liaisons*
- Nominations for Two (2) Council Liaisons to the Emergency Life Support Committee each for a one-year term ending December 31, 2010.
- F. *Environmental Commission Council Liaison*
- Nominations for One (1) Council Liaison to the Environmental Commission for a one-year term ending December 31, 2010.
- G. *Fire Prevention Board Council Liaisons*
- 1) Nominations for One (1) Council Liaison Regular to the Fire Prevention Board for a one-year term ending December 31, 2010.
 - 2) Nominations for One (1) Council Liaison Alternate to the Fire Prevention Board for a one-year term ending December 31, 2010.
- H. *Hamilton Street Business & Community Corporation Council Liaisons*
- Nominations for Two (2) Council Liaisons to the Hamilton Street Business & Community Corporation each for a one-year term ending December 31, 2010.
- I. *Historic Preservation Commission Council Liaison*
- Nominations for One (1) Council Liaison to the Historic Preservation Commission for a one-year term ending December 31, 2010.
- J. *Human Relations Commission Council Liaison*
- Nominations for One (1) Council Liaison to the Human Relations Commission for a one-year term ending December 31, 2010.
- K. *Joint Advisory Committee/Village of Kingston Council Liaison*
- Nominations for One (1) Council Liaison to the Joint Advisory Committee/Village of Kingston for a one-year term ending December 31, 2010.
- L. *Library Board of Trustees Council Liaison*
- Nominations for One (1) Council Liaison to the Library Board of Trustees for a one-year term ending December 31, 2010.
- M. *Franklin Township Local Energy Team (In connection with Somerset County Energy Audit Grant Program)*
- Nomination for One (1) Council Representative to the Franklin Township Local Energy Team.

- N. *Municipal Cross Acceptance Committee Council Liaison*
- Nominations for One (1) Council Liaison to the Municipal Cross Acceptance Committee for a one-year term ending December 31, 2010.
- O. *Open Space Advisory Committee*
- Nominations for One (1) Council Liaison to the Open Space Advisory Committee for a one-year term ending December 31, 2010.
- P. *Redevelopment Agency Council Representatives*
- Nominations for Two (2) Council Representatives to the Redevelopment Agency each for a one-year term ending December 31, 2010.
- Q. *Route 27 Pedestrian System Feasibility Study Steering Committee*
- Nominations for One (1) Council Representative to the Route 27 Pedestrian System Feasibility Study Steering Committee.
- R. *Senior Affordable Housing Advisory Committee Council Member*
- Nominations for One (1) Council Member to the Senior Affordable Housing Advisory Committee for a three (3) year term ending December 31, 2012.
- S. *Senior Citizen Advisory Committee Council Liaison*
- Nominations for One (1) Council Liaison to the Senior Citizen Advisory Committee for a one-year term ending December 31, 2010.
- T. *Sewerage Authority Council Liaison*
- Nominations for One (1) Council Liaison to the Sewerage Authority for a one-year term ending December 31, 2010.
- U. *Somerset Community Action Program Board of Trustees*
- Nominations for Two (2) Council Representatives to the Somerset Community Action Program Board of Trustees each for a one-year term ending December 31, 2010.
- V. *Somerset County Coalition on Affordable Housing Representative to Board of Directors*
- Nominations for One (1) Council Representative to the Somerset County Coalition on Affordable Housing Board of Directors for a one-year term ending December 31, 2010.

W. *Trails Advisory Committee*

- Nominations for One (1) Council Liaison to the Trails Advisory Committee for a one-year term ending December 31, 2010.

X. *Transportation Subcommittee*

- Nominations for Four (4) Council Members to the Transportation Subcommittee each for a one-year term ending December 31, 2010.

Y. *Youth Services Commission/Alliance Against Drug Abuse Council Members*

- Nominations for Two (2) Council Members to the Youth Services Commission/Alliance Against Drug Abuse each for a one-year term ending December 31, 2010.

Z. *Board of Education Joint Subcommittee*

- Nominations for Four (4) Council Members to the Board of Education Joint Subcommittee each for a one-year term ending December 31, 2010.

21. Adjournment