

The Work Session/Regular Meeting of the Township Council of the Township of Franklin, County of Somerset, New Jersey, was called to order by Mayor Levine at 7:12 p.m.

Mayor Levine called the Work Session/Regular Meeting of the Township Council to order. Mayor Levine stated “In accordance with Section 5 of the Open Public Meeting Act, Chapter 231, Public Law 1975, be advised that adequate notice of this Work Session/Regular Meeting of the Township Council of the Township of Franklin, County of Somerset was made by the posting on the bulletin board at the Municipal Complex and transmitted to the officially designated newspapers, a list of dates, annually, indicating that this Work Session/Regular Meeting would take place at the Municipal Complex at 7:00 p.m. on Tuesday, December 8, 2009. In addition, a copy of this notice is and has been available to the public and is on file in the Office of the Municipal Clerk.”

Everyone present participated in the Pledge of Allegiance and Councilwoman Eberle led the Invocation.

The Township Clerk called the roll.

Present: Ms. Danile, Ms. Eberle, Ms. Francois, Deputy Mayor Glicklich, Mayor Levine, Mr. Mettler, Mr. Prasad, Mr. Sumter, Mr. Vassanella

Absent: No One

Also present: Leslie G. London, Township Attorney, Donna M. Vieiro, Acting Township Manager, Ann Marie McCarthy, Township Clerk

COMMENDATIONS/PROCLAMATIONS

Former Councilman Alfred Caesar

Ms. Francois presented the following proclamation to Mr. Caesar’s family:

WHEREAS, Alfred Caesar, Jr. faithfully served our Township as Councilman from November 3, 1987 through June 30, 1993; and

WHEREAS, Al’s death leaves our community with a deep feeling of sorrow for the loss of such an honored and respected citizen; and

WHEREAS, during his tenure with our Township, Al served this community in various capacities, too numerous to list; and

WHEREAS, Al demonstrated his concern for the welfare and well-being of his fellow citizens by his actions both in his private life and by his participation in numerous civic organizations and projects; and

WHEREAS, the Township of Franklin is deeply indebted to Al for his service to our community; and

WHEREAS, Al’s service was given with such devotion that he earned the respect, admiration and friendship of all the citizens of our community through his professional leadership and dedication;

NOW, THEREFORE, I, Brian D. Levine, Mayor, on behalf of the Township Council and the citizens of the Township of Franklin, in recognition of Al’s many contributions to our Township and its citizens, hereby express our deep appreciation for his dedication to the progress of this community and extend to his family our sincere sympathy upon his passing.

Out-Going Council Members

Mayor Levine and Deputy Mayor Glicklich presented the out-going Council Members the following commendations, along with a plaque:

Councilwoman Shirley Eberle

WHEREAS, the Township of Franklin is benefited by citizens who contribute their time, talent and skills for the betterment of our community; and

WHEREAS, SHIRLEY EBERLE has served the community of Franklin Township, Somerset County as Councilwoman Ward 1 from January 1, 1998 through December 31, 2009; and

WHEREAS, during her tenure as a member of the Township Council, Shirley Eberle served as Deputy Mayor from January 1, 2001 through December 31, 2001 and as Mayor from January 1, 2002 through December 31, 2002; and

WHEREAS, in addition to her duties on the Township Council, she has served in many capacities on many boards and commissions, including; Advisory Board of Health; Library Board of Trustees; Senior Citizen Advisory Committee Liaison; Open Space & Planning Advisory Committee; Somerset County Coalition on Affordable Housing Representative; Fire Prevention Board Liaison; Renaissance 2000 Work Force Ad Hoc Committee; Land Use & Planning Advisory Committee; Community Development Block Grant Committee; Planning Board Class III Member; Business & Industry Advisory Board Liaison; Emergency Life Support Committee Council Liaison; Traffic management Subcommittee; Public Affairs Committee; Route 287 Task Force; Joint Advisory Committee/Village of Kingston Council Liaison; Historic Preservation Committee/Designation Study Committee; Task Force on Open Space and Parks in Southern Portion of Township; Administration Standing Committee ; and Land Use and Open Space Standing Committee ; and

WHEREAS, the time and talent dedicated to these various boards and commissions are merely a small indication of Shirley's dedication to this community and its residents and her desires and efforts to keep Franklin Township a home in which all can be proud,

NOW, THEREFORE, I, BRIAN D. LEVINE, MAYOR of the Township of Franklin in the County of Somerset, State of New Jersey, on behalf of the Township Council, do hereby thank and commend **SHIRLEY EBERLE** for her devotion and dedication to our community and its residents.

Councilman Willis "Rickey" Sumter

WHEREAS, the Township of Franklin is benefited by citizens who contribute their time, talent and skills for the betterment of our community; and

WHEREAS, WILLIS "RICKEY" SUMTER has served the community of Franklin Township, Somerset County as Councilman Ward 4 from July 1, 1993 through December 31, 2009; and

WHEREAS, during his tenure as a member of the Township Council, Willis "Rickey" Sumter served as Deputy Mayor from January 1, 1999 through December 31, 1999 and as Mayor from January 1, 2003 through December 31, 2003; and

WHEREAS, in addition to his duties on the Township Council, he has served in many capacities on many boards and commissions, including; Housing Authority; Youth Services Commission/Alliance Against Drug Abuse Council Liaison; Real Estate/Open Space Subcommittee; Collective Bargaining Subcommittee; Contracts/Proposals Subcommittee; Human Relations Commission Liaison; Public Safety Standing Committee; Public Works Standing Committee; Senior Services, Parks & Recreation Standing Committee; Land Use/Properties Subcommittee; Redevelopment Plan Committee; Renaissance 2000 Subcommittee; Municipal Improvements Advisory Committee; Somerset County Action Program/Board of Trustees; Community Development Block Grant Committee; Youth Center Task Force Ad Hoc Committee; Traffic Management Subcommittee; Planning Board Class III Member; Somerset County Youth Service Commission Liaison; Veteran's Memorial Ad Hoc Committee; Hamilton Street Advisory Ad Hoc Committee; Hamilton Street Business & Community Corporation Council Representative; Redevelopment Agency; Municipal Cross-Acceptance Committee; and Transportation Subcommittee; and

WHEREAS, the time and talent dedicated to these various boards and commissions are merely a small indication of Rickey's dedication to this community and its residents and his desires and efforts to keep Franklin Township a home in which all can be proud,

NOW, THEREFORE, I, BRIAN D. LEVINE, MAYOR of the Township of Franklin in the County of Somerset, State of New Jersey, on behalf of the Township Council, do hereby thank and commend **WILLIS "RICKEY" SUMTER** for his devotion and dedication to our community and its residents.

Councilwoman Teresa Danile

WHEREAS, the Township of Franklin is benefited by citizens who contribute their time, talent and skills for the betterment of our community; and

WHEREAS, TERESA DANILE has served the community of Franklin Township, Somerset County as Councilwoman At-Large from May 25, 2004 through November 8, 2004 and Councilwoman Ward 2 from November 9, 2004 through December 31, 2009; and

WHEREAS, in addition to her duties on the Township Council, she has served in many capacities on many boards and commissions, including: Advisory Recreation Council; Senior Services, Parks & Recreation Standing Committee; Board of Education Liaison; Administration & Financial Oversight Standing Committee; Traffic Management Subcommittee; Route 287 Task Force; Public Relations & Cable TV Standing Committee; Board of Fire Prevention Council Liaison; Senior Affordable Housing Advisory Committee; and Board of Education Joint Subcommittee; and

WHEREAS, the time and talent dedicated to these various boards and commissions are merely a small indication of Teresa's dedication to this community and its residents and her desires and efforts to keep Franklin Township a home in which all can be proud,

NOW, THEREFORE, I, BRIAN D. LEVINE, MAYOR of the Township of Franklin in the County of Somerset, State of New Jersey, on behalf of the Township Council, do hereby thank and commend **TERESA DANILE** for her devotion and dedication to our community and its residents.

Councilman Robert Mettler

WHEREAS, the Township of Franklin is benefited by citizens who contribute their time, talent and skills for the betterment of our community; and

WHEREAS, ROBERT METTLER has served the community of Franklin Township, Somerset County as Councilman Ward 3 from September 18, 2007 through December 31, 2009; and

WHEREAS, in addition to his duties on the Township Council, he has served in many capacities on many boards and commissions, including; Financial Oversight Standing Committee; Public Safety Standing Committee; Community Foundation; Historic Preservation Commission Council Liaison; Somerset County Coalition on Affordable Housing Council Representative; Youth Services Commission/Alliance Against Drug Abuse Council Liaison; Land Use & Open Space Standing Committee; Public Works Standing Committee; Task Force on Open Space & Parks in Southern Portion of the Township; Municipal Cross-Acceptance Committee; Route 27 Pedestrian System Feasibility Study Steering Committee; Redevelopment Agency; Trails Advisory Committee Liaison; and

WHEREAS, the time and talent dedicated to these various boards and commissions are merely a small indication of Robert's dedication to this community and its residents and his desires and efforts to keep Franklin Township a home in which all can be proud,

NOW, THEREFORE, I, BRIAN D. LEVINE, MAYOR of the Township of Franklin in the County of Somerset, State of New Jersey, on behalf of the Township Council, do hereby thank and commend **ROBERT METTLER** for his devotion and dedication to our community and its residents.

MAYOR'S REPORT

Mayor Levine made the following report:

- Explained how the meeting is conducted
- Announced his mug is from New Road School.
- Announced the Tree Lighting was December 1st and the Kingston Tree Lighting was December 6th.
- Reported groups of officials have continued to meet regarding the FHS incident and community relations.
- Announced that Friday, December 11th a basketball game is scheduled between the Police Department and Teen Recreation Students/Staff. He noted these types of events have been recommended by him and Deputy Mayor Glicklich.
- Announced there are several events at the Township's Meadow's historical homes during the holidays.
- Announced Reorganization Meeting is scheduled for 2:00 p.m. on New Year's Day.
- Wished everyone good holidays and to remember those who are less fortunate during the winter holiday season.

DEPUTY MAYOR'S REPORT

Deputy Mayor Glicklich reported as follows:

- Announced there will be a Town Hall Meeting sponsored by the Department of Justice on December 9, 2010 at the Sampson G. Smith School from 7:00 p.m. to 9:00 p.m.
- Announced that four (4) Township Youths have received awards from the Somerset County Youth Services Commission.
- Wished everyone a Happy Holiday and New Year.

PUBLIC DISCUSSION

Deputy Mayor Glicklich moved to open the meeting for public discussion. Said motion was seconded by Mr. Mettler and carried unanimously upon voice vote.

Jan ten Broeke, Amwell Road, reported the Millstone Valley Scenic/Historic Byway has been granted national byway status. He noted there is an excellent article about this Byway, written by Andrea Sachs published in the Dec.2 issue of the Washington Post.

Mylene Anderson, 40 Mosher Road, asked Council to join the Somerset County Library System and share with their services. She asked how one would start the process. Mr. Mettler replied it would have to be done by referendum.

Regina Doyle, Senior Citizen Advisory Committee, asked for a waiver to the \$75.00 temporary food vendor license fee. She noted it is too expensive for the senior groups.

Ronald Pavone, DeMott Lane, supported the proposed improvements to Middlebush Park and expressed the need of a youth center.

Janet Natel, 134 Jefferson Street, spoke of a parking concern at the corner of Highland Avenue and Jefferson Street. Mr. Vassanella replied the Public Safety Standing Committee is aware and are working on this matter.

John Clyde, 18 Sweetbriar Road, spoke in high regard of Al Caesar, former Councilman and thanked all the out-going Council members for their service to the community.

Joel Reiss, 198 Stone Manor Drive, expressed his concern regarding the firework displays that run too late on a Sunday night. He asked that they be conducted at an earlier hour and make sure they are in compliance with the Township's Noise Ordinance.

Phillip Kramer, 429 Canal Road, TUF, requested that the appointments for the Advisory Board of Health and Municipal Ethics Board be added to the Reorganization Agenda.

Thomas Canales, 107 South Lawrence Avenue, spoke of Pearl Harbor Day and thanked the World War II veterans for their service.

Mr. Mettler moved to close the public discussion portion of the meeting. The motion was seconded by Mr. Prasad and carried unanimously upon voice vote.

COUNCIL COMMENTS/REPORTS

Mr. Vassanella reported on the Easton Avenue Corridor Study and noted there was still time to participate in the survey. He commended the four out-going Council Members. He spoke kind words of former Councilman Al Caesar. He reported a Public Safety meeting was held today. He reported on the Public Works meeting and noted the convenience center is struggling and will remain open at least to July 2010.

Mr. Sumter expressed his sadness of the passing of former Councilman Al Caesar. He spoke of feeling good regarding his retirement from Council. He wished all well.

Ms. Danile added the Easton Avenue survey remains open until mid-December. She stated it was an honor to know former Councilman, Al Caesar. In regards to firework displays, she believes they should be no later than 9:30 p.m. She stated it was an honor to serve on Council and wished everyone happy holidays.

Mr. Mettler echoed the comments regarding Al Caesar. He noted he served with him and that he cared very much for the community and he will be missed. He wished everyone happy holidays.

Ms. Eberle spoke kind words regarding Al Caesar and Mr. Mettler. She spoke of Kingston and the dedicated residents there who work together. She expressed her hope that the convenience center will remain open.

Ms. Francois suggested waiving the temporary food vendor fees for the seniors. She encouraged all to attend tomorrow night's Town Hall meeting. She echoed the comments made regarding the out-going Council members.

Mr. Prasad echoed the comments made regarding Al Caesar and shares everyone's sentiments regarding the four out-going Council members. He expressed his wish that the convenience center remain open. In regards to the fireworks, he recommended that the noise ordinance be enforced. He wished all happy holidays.

Mr. Sumter thanked Mr. Mettler for all his help and friendship while serving together on Council.

Deputy Mayor Glicklich thanked the out-going Council members for their service to the community. He reported the waiver of the license fee for the seniors is scheduled for a Financial Oversight Committee meeting. He wished all happy holidays.

Mayor Levine announced and reported on the Census 2010 and encouraged all to complete the forms and mail them back.

PUBLIC HEARING AND ADOPTION OF ORDINANCE NO. 3859 ON SECOND READING**Ordinance No. 3859**

Mayor Levine presented the following ordinance:

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

Mayor Levine stated that this ordinance is called up for second reading and final passage. He stated that the Township Attorney has approved the Affidavit of Publication and a public hearing is in order.

Deputy Mayor Glicklich moved to open the public hearing on the ordinance. Said motion was seconded by Mr. Mettler and carried unanimously upon call of the roll.

Mayor Levine stated that the meeting is open for public discussion on this ordinance. He stated that anyone interested in speaking to raise their hand and when recognized, state your name and address.

There being no comments from the public, Mr. Mettler moved to close the public hearing on the ordinance. Said motion was seconded by Mr. Prasad and carried unanimously upon call of the roll.

Deputy Mayor Glicklich moved the final passage of the ordinance and publication in accordance with law. Said motion was seconded by Mr. Sumter and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Danile	Eberle			
Francois	Glicklich			
Levine	Mettler			
Prasad	Sumter			
Vassanella				

FY2010 MUNICIPAL BUDGET**Public Hearing**

Mr. Prasad moved to open the public hearing on the FY2010 Municipal Budget as advertised. Said motion was seconded by Mr. Mettler and carried unanimously upon voice vote.

Mayor Levine announced the public hearing is open on the FY2010 Municipal Budget as advertised. Anyone interested in speaking, please raise your hand and when recognized, state your name and address.

There being no comments from the public, Mr. Sumter moved to close the public hearing is open on the FY2010 Municipal Budget as advertised. Said motion was seconded by Mr. Prasad and carried unanimously upon voice vote.

Resolution #09-570.1 Read Budget By Title

Mayor Levine resented the following resolution for adoption:

BE IT RESOLVED, by the Township Council of the Township of Franklin, County of Somerset that it hereby determines that the FY2010 Municipal Budget shall be read by its title, as per NJSA 40A:4-8 and it is declared that all required conditions have been met.

The aforesaid resolution was moved by Mr. Sumter, seconded by Mr. Mettler and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Danile	Eberle			
Francois	Glicklich			
Levine	Mettler			
Prasad	Sumter			
Vassanella				

Resolution #09-571 *Approve Amendments to the FY2010 Municipal Budget & Set Date for Public Hearing and Adoption*

Mayor Levine presented the following resolution for adoption:

WHEREAS, the local municipal budget for the fiscal year 2010 was approved on the 10th day of November, 2009, and

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approved budget,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Township Council of the Township of Franklin, County of Somerset that the following amendments to the approved budget for the fiscal year 2010 be made:

	<u>Ayes</u>	<u>Nays</u>	<u>Abstained</u>
Recorded Vote	(Danile	((
(Insert last names)	(Eberle	((
	(Francois	(
	(Glicklich	(Absent
	(Levine		(
	(Mettler		(
	(Prasad		
	(Sumter		
	(Vassanella		

	<u>FROM</u>	<u>TO</u>
Current Fund - Anticipated Revenues:		
General Revenues		
1. Surplus Anticipated	<u>\$10,640,205.14</u>	<u>\$10,576,223.22</u>
Total Surplus Anticipated	<u>10,640,205.14</u>	<u>10,576,223.22</u>
3. Miscellaneous Revenues		
Section F: Special Items of Revenue		
Anticipated with Prior		
Written Consent of the Director of Local		
Government Services	-	9,600.00
- Public and Private Revenues Offset with		
Appropriations:		
Recreation Opportunity for		
Individuals with Disabilities		
Safe and Secure Communities	-	<u>58,127.00</u>
Program		
Total Miscellaneous Revenues -	<u>1,057,481.96</u>	<u>1,125,208.96</u>
Section F		
Total Miscellaneous Revenues	<u>13,016,522.96</u>	<u>13,084,249.96</u>
5. Subtotal General Revenues	<u>26,056,728.10</u>	<u>26,060,473.18</u>
6. Amount to be Raised by Taxes:		
(a) Local Tax for Municipal Purposes		
Including	<u>29,735,738.00</u>	<u>29,696,067.00</u>

Reserve for Uncollected Taxes

7. TOTAL GENERAL REVENUES	<u>\$55,792,466.10</u>	<u>\$55,756,540.18</u>
	<u>FROM</u>	<u>TO</u>
Current Fund - Appropriations		
8. General Appropriations		
(E) Deferred Charges and Statutory		
Expenditures -		
Municipal within "CAPS"	821,518.36	962,552.00
Public Employees' Retirement System		
Police and Firemen's Retirement	<u>2,843,919.56</u>	<u>2,599,233.00</u>
System of N.J.		
Total Deferred Charges and Statutory		
Expenditures -	<u>5,619,924.92</u>	<u>5,516,272.00</u>
Municipal within "CAPS"		
(H-1) Total General Appropriations for		
Municipal Purposes	<u>41,750,480.62</u>	<u>41,646,827.70</u>
within "CAPS"		
8. General Appropriations		
(A) Operations Excluded from "CAPS"		
Public and Private Programs Offset by		
Revenues:	-	9,600.00
Recreation Opportunity for Individuals		
with Disabilities		
Safe and Secure Communities Program	-	<u>58,127.00</u>
Total Public and Private Programs Offset	<u>1,082,481.96</u>	<u>1,150,208.96</u>
by Revenues		
Total Operations-Excluded from "CAPS"	<u>4,733,374.63</u>	<u>4,801,101.63</u>
Detail:		
Salaries and Wages	240,778.00	240,778.00
Other Expenses	4,492,596.63	4,560,323.63
(H-2) Total General Appropriations for		
Municipal	<u>9,255,636.78</u>	<u>9,323,363.78</u>
Purposes Excluded from "CAPS"		
(O) Total General Appropriations- Excluded	<u>9,255,636.78</u>	<u>9,323,363.78</u>
from "CAPS"		
(L) Subtotal General Appropriations (Items	<u>51,006,117.40</u>	<u>50,970,191.48</u>
(H-1) and (O))		
9. TOTAL GENERAL APPROPRIATIONS	<u>\$55,792,466.10</u>	<u>\$55,756,540.18</u>
10. Dedicated Revenues From Water Utility:		
Surplus Anticipated	<u>\$ 2,523,185.55</u>	<u>\$ 2,528,645.38</u>
Water Rents	<u>8,500,000.00</u>	<u>8,494,540.17</u>
Total Water Utility Revenues	<u>\$12,213,185.55</u>	<u>\$12,213,185.55</u>

BE IT FURTHER RESOLVED, that two (2) certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for certification of the fiscal year 2010 local municipal budget so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S.A. 40A: 4-9, be published in The Courier News in the issue of December 11, 2009, and that said publication contain notice of public hearing on said amendment to be held at the Municipal Building on December 15, 2009, at 6:00 o'clock p.m.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 8th day of December, 2009.

The aforesaid resolution was moved by Deputy Mayor Glicklich, seconded by Mr. Vassanella and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Danile	Eberle			
Francois	Glicklich			
Levine	Mettler			
Prasad	Sumter			
Vassanella				

PUBLIC HEARINGS

Potential development of the Phil Marden Preserve (located at 1970 Amwell Road)

Deputy Mayor Glicklich moved to open the meeting for a public hearing on the Potential Development of the Phil Marden Preserve (located at 1970 Amwell Road) as noticed and advertised. Said motion was seconded by Mr. Mettler and carried unanimously upon call of the roll.

Mayor Levine announced the public hearing is open on the Potential Development of the Phil Marden Preserve (located at 1970 Amwell Road) as noticed and advertised. Anyone interested in speaking, please raise your hand and when recognized, state your name and address.

Randy Jones, Open Space Advisory Committee Chairman, gave a brief overview of the proposed development as per the following memorandum from John Loos, Consultant to Franklin Township dated April 28, 2009:

“Based upon our conversation about this matter, I am proposed a bit more information about the TAC/OSAC recommendations for this project. Perhaps this may assist the Land Use Committee in their deliberations. And I am available to attend their next meeting if you wish.

The site plan can be separated into four specific proposals.

1. Construction of a better public access area.

- a. The current access driveway is at an unsafe location on Amwell Road. I have discussed this with Lt. Vornlocker and the OSAC members and all agree.
- b. The proposed access area on Van Cleef has good site lines on a much less-traveled roadway.
- c. The existing driveway can be chained and maintained as an emergency access driveway.

2. Construction of a parking lot.

- a. There currently is not a parking lot. There is an area that people park in at the end of the current driveway. This is a nice wooded grove and having parking in this area is a detriment to the visual delight of this portion of the property.
- b. Having a parking area on the interior of the property (not visible from the road) tends to invite problems as what is done there, say, after hours, cannot be seen. Locating the parking area along Van Cleef eliminates this problem. I have discussed this with Lt. Vornlocker and the OSAC members and all agree.

- c. Originally, the proposal was to locate the parking area as indicated in Figure 1 of the memorandum. As an alternative to that, I have discussed with the OSAC, my recommendation to move the parking area closer to the roadway, as shown in the following map. OSAC was supportive of this alternative. (Figure 2 of the memorandum.) The advantage of this location is that avoids the need for a driveway to enter the property – making the project cheaper and resulting in less impervious coverage. Also it is more visible from the roadway.

3. Cleaning up the area around the existing pond and creating a “calm area”.

The area around the pond is quite attractive and some who have visited it have suggested it is quite a soothing place. Large trees are scattered throughout and there is large grassy area on one side of the pond. The specific proposals for this area include:

- a. Removing the invasive around the pond edge – mostly *multiflora rose*.
- b. Planting some ornamental native shrubs and/or grasses around the pond. (I have taken representatives of the NRCS and the NJ Audubon Society out to the site and the three of us would make recommendations regarding species to plant.
- c. Improving the turf around the pond area – not to high quality grass that needs to be fertilized, but a better ground cover than the weeds that are there now.

4. Creating paths.

- a. The paths link to the existing path along Van Cleef Road. The reason these paths link on Van Cleef is so that users can come out to signalized intersection at the corner of Van Cleef and Amwell Road. If the user then wanted to continue east on Amwell, there is an existing bike path along Old Amwell that then links to the bike path on Amwell that runs in front of the Memorial Forest.
- b. The Township may be eligible for grants to assist in paying for this path; however, until the “green light” is given in favor of this plan, it makes no sense to apply for any such funding.

A brief discussion ensued between Council members and Mr. Jones. Deputy Mayor Glicklich made a point of order and the meeting returned to the public hearing.

Jan ten Broeke, 2346 Amwell Road, supported the trails.

Berit Marshall, South Middlebush Road, was happy with the name of the preserve, but expressed her position she would like the area to remain in its natural state.

Robert Puskas, 170 South Middlebush Road, recommended preserve be left as is and noted there is no need to a parking lot and trails to nowhere.

Mark Fortin, 115 Sunnyvale Court, expressed is disappointed that there are no recreational activities in the parks and trails and questioned why they can't be worked on together. He supported the trails.

John Clyde, 18 Sweetbriar Road, supported the trails project, noting there are too many bikes on South Middlebush Road and too much on Canal Road.

Mr. Mettler made a motion to close the public hearing on the Potential development of the Phil Marden Preserve (located at 1970 Amwell Road) as noticed and advertised. Said motion was seconded by Mr. Prasad and carried unanimously upon call of the roll.

After a brief discussion, Mr. Prasad made a motion of support of the concept of the development of the Phil Marden Preserve as presented to allow for the application of grants. Said motion was seconded by Deputy Mayor Glicklich and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Danile	Eberle		Vassanella	
Francois	Glicklich			
Levine	Mettler			
Prasad	Sumter			

Potential Expansion of Middlebush Park (located at 421 DeMott Lane)

Alice Osipowitz presented a brief overview and conceptual design of the proposed expansion of Middlebush Park. Expansion of the park will help to partially meet Franklin's recreational deficits and the needs of the community's youth sports programs. The proposed expansion will allow for a total of 3 soccer fields, 2 football fields, a softball field, basketball courts, a park pavilion with restrooms, walking and fitness trails, and additional parking. A copy of the concept design is available at the Recreation Office at 505 DeMott Lane, Somerset, NJ for review.

Deputy Mayor Glicklich moved to open the meeting for a public hearing on the Potential Expansion of Middlebush Park (located at 421 DeMott Lane) as noticed and advertised. Said motion was seconded by Ms. Francois and carried unanimously upon voice vote.

Mayor Levine announced the public hearing is open on the Potential Expansion of Middlebush Park (located at 421 DeMott Lane) as noticed and advertised. Anyone interested in speaking, please raise your hand and when recognized, state your name and address.

Gisela Dunn, 15 Simpson Road, expressed her support of the potential expansion of Middlebush Park noting the need for soccer fields.

Joel Reiss, 198 Stone Manor Drive, supported the improvements to the park and stated the Township needs more parks.

Susan London, 140 Piccadilly Place, asked that there be no lights or speakers at the park and expressed her concern regarding the additional costs to the project. She supported the phasing concept of the project.

Robert Roberts, 16 Thomas Road, Pop Warner Head Coach, expressed his support to the proposed expansion of Middlebush Park.

Diane Jolene, 297 Schilling Drive, spoke of her concerns of overloading the park with too many fields and expressed the potential of traffic issues. She also expressed her concerns regarding lighting and speakers.

Roma Marcana, 3 Goughan Way, expressed her strong support of sports and the project. She expressed her concerns regarding parking, traffic and fencing.

Kevin Jeffrey, Sierra Club, expressed his non-support of the expansion and his support to leave the area in its natural state.

Charles Brown, 17 Sussex Court, expressed his concerns regarding parking, access, buffers, police security and future lights. He asked for more information be given to the residents.

Inaudible, 319 (inaudible), expressed the need for a youth facility and the need to look at all sports. He supported the projects and expressed the need to do the project right the first time.

Name and address not given, stated that programs are important to children and asked what needs to be done to get this project started and agreed it needs to be done right the first time.

Stanley Krauter, 384 Ralph Street, agreed that programs are important to children and asked what needs to be done to get this project started and agreed it needs to be done right the first time.

Randy Jones, OSAC Chairman, supported the project and reported that they are also looking at the southern section of the Township for parkland and recreational activities. He stated they need to continue to plan because there are not enough fields.

Domenico Paniscotti, 917 Village Drive, stated we need the fields now and expressed his wish Council started the hearings earlier.

Ted Chase, 159 Old Georgetown Road, supported the project and stated they are moving ahead with discussions regarding the southern portion of the Township.

Linda Smith, 139 Wilson Road, stated the plans for Middlebush Park need to move forward because the children need a place to go. She further stated that trails are needed to link the parks.

Nancy Sayre, Elizabeth Avenue, supported the proposed plans for Middlebush Park, noting it has taken too long to get to this point. She stated that there are not enough fields in the Township. She stated that many towns have multi-sport complexes that bring in people to the town which results in revenue to the businesses in town.

Jessie Frasier, address not given, commended the Township on its championship teams and scholars and expressed the need for the expansion.

Jim Kelly, 4 Norris Road, supported the improvements and expressed the need for fields in the southern portion of the Township.

Keith Stewart, 26 Atlantic Road, President of Pop Warner, Advisory Recreation Council member, spoke of the great need for the expansion of Middlebush Park. He gave a list of what he thinks should be included in the park. He agreed that the parks and trails should work together.

Don Olney, 35 Hughes Road, expressed his opposition to the current plan, noting it is too large for the area as well as too expensive and intrusive to the nature there. He stated that an artificial turf is a more green approach. He spoke of the cost issues regarding maintenance and upkeep of the project which are not fiscally responsible.

Carl Wright, 139 Fuller Street, commended Alice Osipowitz and gave his support to the project, noting it should be done all at one time and not in phases.

Phillip Kramer, 429 Canal Road, expressed his concerns regarding costs and maintenance. He spoke of a five-year plan that needs to be drafted before a project of this size is begun. It would be a unifying document regarding recreation, historic, agricultural, open space and farmland resources and needs.

Louis Herd, Pop Warner Coach, supported the non-phasing of the project and that access to the park needs to be addressed.

Bruce Stein, 21 Goughan Way, spoke of the soccer field being 50 feet from residential property. He questioned the environmental impact this project would have and that a 50 foot buffer is not enough. He asked that they consider the residents in the neighborhood when finalizing the plans for the park.

Rozalyn Sherman, 429 Rosecliff Court, acknowledged the desperate need for fields and supports the youth in the Township. She expressed her concern for the residents in the area. She asked if a traffic study was conducted.

Ms. Francois moved to close the meeting for a public hearing on the Potential Expansion of Middlebush Park (located at 421 DeMott Lane) as noticed and advertised. Said motion was seconded by Mr. Prasad and carried unanimously upon voice vote.

Mayor Levine announced this matter would be further discussed by the Advisory Recreation Council.

Ms. Francois left the meeting at 10:58 p.m.

COUNCIL DISCUSSION ITEMS

2010 Reorganization Meeting Agenda

After a very brief discussion, it was the consensus of Council to approve the Reorganization Agenda as submitted:

**REORGANIZATION MEETING
TOWNSHIP COUNCIL – TOWNSHIP OF FRANKLIN, SOMERSET COUNTY
JANUARY 1, 2010 – 2:00 P.M.**

1. Call to Order
2. Flag Ceremony by
Pledge of Allegiance by
3. Administration of the Oaths of Office – Theodore Chase – Councilman Ward 1
4. Administration of the Oath of Office - Rozalyn Sherman – Councilwoman Ward 2
5. Administration of the Oath of Office – Phillip Kramer – Councilman Ward 3
6. Administration of the Oath of Office – Carl Wright – Councilman Ward 4
7. Administration of the Oath of Office – James Vassanella – Councilman Ward 5
8. Invocation:
9. Remarks by Councilman Theodore Chase
Remarks by Councilwoman Rozalyn Sherman
Remarks by Councilman Phillip Kramer
Remarks by Councilman Carl R. A. Wright
Remarks by Councilman James Vassanella
10. Roll Call
11. Public Discussion (2 minutes per speaker, ½ hour maximum)
12. Nominations for Deputy Mayor for a 1-year term from 01/01/10 to 12/31/10.
Administration of Oath of Office to Deputy Mayor
Remarks by Deputy Mayor
13. Nominations for Township Attorney – 1 year term expiring 12/31/10
Administration of Oath of Office to Township Attorney
14. Nominations for Township Prosecutor – 1 year term expiring 12/31/10
Administration of Oath of Office to Township Prosecutor
15. Nomination of Township Associate Prosecutor – 1 year term expiring 12/31/10
Administration of the Oath of Office to the Township Prosecutor
16. Nominations for Public Defender – 1 year term expiring 12/31/10
Administration of Oath of Office – Public Defender
17. Nominations for Bond Counsel – 1 year term expiring 12/31/10
Administration of Oath of Office to Bond Counsel

18. Nominations for Two (2) Class IV Planning Board Members, each for a 4-year term expiring 12/31/13.
19. Nominations for One (1) Class IV Planning Board Member for an unexpired 4-year term expiring 12/31/12.
20. Nominations for One (1) Class III (Governing Body) Planning Board Member for an 1- year term expiring 12/31/10.
21. Nominations for One (1) Class II (Township Official) Planning Board Member for an 1-year term expiring 12/31/10.
22. Mayor – Acknowledge service as Class I Planning Board Member or appoint a designee for a 1-year term expiring 12/31/10.
23. Nominations for One (1) Planning Board Member Alternate #1 for a 2-year term expiring 12/31/11.
24. Nominations for One (1) Regular Member of the Board of Adjustment for a 4-year term expiring 12/31/13.
25. Nominations for Alternate #1 and Alternate #4 Members of the Board of Adjustment, each for a 2-year term expiring 12/31/11.
26. Nominations for Alternate #2 Member of the Board of Adjustment for an unexpired 2-year term expiring 12/31/10.
27. Nominations for Environmental Commission Chairman for a 1-year term expiring 12/31/10.
28. Nominations for Two (2) Regular Members of the Environmental Commission, each for a 3-year term expiring 12/31/12.
29. Nominations for One (1) Regular Member of the Environmental Commission for an unexpired 3-year term expiring 12/31/10.
30. Nominations for One (1) Alternate Member #2 of the Environmental Commission for a 2-year term expiring 12/31/11.
31. Nominations for Four (4) Regular Members of the Historic Preservation Commission, each for a 2-year term expiring 12/31/11.
32. Nominations for One (1) Alternate #1 Member of the Historic Preservation Commission for a 2-year term expiring 12/31/11.
33. Standing Committees Appointments:
 - Nominations for the following Standing Committees (4 Council Members on each) each for a 1 year term expiring 12/31/10:
 - Administration and Financial Oversight
 - Public Safety
 - Land Use, Open Space, Parks & Recreation
 - Public Works
34. Consent Agenda:
 - a) *Resolution #10-001* – Depositories – All Township Funds
 - b) *Resolution #10-002* – Depositories – Special
 - c) *Resolution #10-003* – Adopt Cash Management Plan
 - d) *Resolution #10-004* – Appoint Joyce Miller as Public Agency Compliance Officer
 - e) *Resolution #10-005* – Fix the Rate of Interest to be charged on delinquent taxes or assessments

- 35. Adjourn
- 36. Refreshments

Buffa Drive Property

Mr. Mettler led a discussion regarding concerns brought to his attention of a property located on Buffa Drive. As per an email from Jarret Sutton dated December 7, 2009, the property owner, Mike Gianotto, based on the original approval, was supposed to remove the old house once the subdivision was approved with the county. He later came and got an amendment to the original approval that would allow him to keep the old house up, build the new, and 30 days after the new house got its C.O., the old house would have to be removed. The C.O. was issued on 5/11/2009. The Zoning Inspector will be going out today or tomorrow to issue a violation on the old house and he will have 10 days to remove the house before he will be required to go to court. He was issued a demo permit back on September 10, 2009.

In speaking to Mr. Gianotto, he is trying to work with the historic commission or someone else to salvage part or all of the house rather than put it in a landfill, up till this point he has been unsuccessful. The other issue he is up against is the tax assessor. They are going to place a value on the property because there is a partial assessment on the property because the house should have been removed but because it has not been demoed yet they are going to place a full valuation on the land and the house. He has until December 18, before he will be hit with an assessment on the house.

The engineering department is checking on the mound of dirt in the front of the house because he was originally going to build a second house and that would have required him to bring in dirt. If he did not submit a permit with engineering then they are going to issue him a violation as well. So I will get back to you later on the dirt pile.

A brief discussion ensued between Council and Mr. Gianotto and the matter was referred to the Township Attorney and Acting Township Manager to resolve.

APPROVAL OF MINUTES

Mayor Levine presented the following minutes for approval: November 10, 2009 Work Session/Regular Meeting; November 12, 2009 Special Meeting; November 24, 2009 Work Session/Regular Meeting and Executive Session.

Ms. Danile moved the approval of the following minutes: November 10, 2009 Work Session/Regular Meeting; November 12, 2009 Special Meeting; November 24, 2009 Work Session/Regular Meeting and Executive Session. Said motion was seconded by Mr. Prasad and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Danile (11/10 & 11/12)	Eberle		Danile (11/24)	Francois
Glicklich	Levine (11/10 & 11/24)		Levine (11/12)	
Mettler	Prasad (11/24)		Prasad (11/10 & 11/12)	
Sumter	Vassanella			

Ms. Eberle left the meeting at 11:30 p.m.

APPROVAL OF WARRANTS

Mayor Levine presented the following warrants in the amount of \$2,997,377.59 for December 8, 2009 to the Township Council for payment:

1	Current	1,065,482.62
2	Grant	73,318.17
3	Tax Title Lien	108,993.90
4	General Capital	579,248.63
5	Water	92,499.79
6	Water Capital	8,315.50

11	Recreation Trust	
12	Trust Others	2,429.56
13	Unemployment	
15	Redevelopment	
17	Animal Control	
19	Self Insurance	
20	Affordable Housing	
30	Payroll	1,052,286.67
35	Historical Preservation	
39	Worker's Comp	
40	Open Space	
42	Redevelopment Escrow	
50	County Imp Auth Fund	
	Subtotal	2,982,574.84
	Escrow	14,802.75
	Grand Total	2,997,377.59

Mr. Prasad moved that warrants in the amount of \$2,997,377.59 for December 8, 2009 to be paid. Said motion was seconded by Mr. Mettler and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Danile	Glicklich			Eberle
Levine	Mettler			Francois
Prasad	Sumter			
Vassanella				

Ms. Eberle returned to the meeting at 11:36 p.m.

PUBLIC HEARING AND ADOPTION OF ORDINANCE ON SECOND READING

Ordinance No. 3853

Mayor Levine presented the following ordinance:

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET, STATE OF NEW JERSEY, MORE PARTICULARLY CHAPTER 112, DEVELOPMENT.

Mayor Levine stated that this ordinance is called up for second reading and final passage. He stated that the Township Attorney has approved the Affidavit of Publication and a public hearing is in order.

Mr. Prasad moved to open the public hearing on the ordinance. Said motion was seconded by Mr. Mettler and carried unanimously upon call of the roll.

Mayor Levine stated that the meeting is open for public discussion on this ordinance. He stated that anyone interested in speaking to raise their hand and when recognized, state your name and address.

There being no comments from the public, Mr. Mettler moved to close the public hearing on the ordinance. Said motion was seconded by Mr. Prasad and carried unanimously upon call of the roll.

Mr. Prasad moved the final passage of the ordinance and publication in accordance with law. Said motion was seconded by Mr. Sumter and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Danile	Eberle		Vassanella	Francois
Glicklich	Levine			
Mettler	Prasad			
Sumter				

Ms. Danile left the meeting at 11:40 p.m.

Ordinance No. 3860

Mayor Levine presented the following ordinance:

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET AND STATE OF NEW JERSEY, MORE PARTICULARLY CHAPTER 260, PARKS AND RECREATION, TO REMOVE TRAIL LIST FROM ARTICLE VIII, TRAILS, SECTION 260-41, PERMITTED USES.

Deputy Mayor Glicklich moved to table the Ordinance until 2010 for further review and recommendation. Said motion was seconded by Mr. Vassanella and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Eberle	Glicklich			Danile
Levine	Mettler			Francois
Prasad	Sumter			
Vassanella				

CONSENT AGENDA ITEMS

Upon motion by Ms. Eberle, seconded by Mr. Prasad, the following consent agenda items were adopted as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Eberle	Glicklich			Danile
Levine	Mettler			Francois
Prasad	Sumter			
Vassanella				

Resolution #09-574 Authorize Refund of Tax/Water Overpayments.

WHEREAS, there appears on the books of the Collector of Revenue, refunds due, resulting from Tax Overpayments; and

WHEREAS, refunds are to be made to the persons who have made these overpayments;

NOW, THEREFORE, BE IT RESOLVED that the Township Treasurer of the Township of Franklin, Somerset County, be instructed to draw checks in the amounts covering the overpayments and to deliver said checks to the proper persons.

<u>Block/Lot</u>	<u>Name/Address</u>	<u>Quarter/Year</u>	<u>Amount</u>
57.01/33.04 C1104	Collector of Revenue	2/09	31.24
34.09/59.02 C0352		Move to next year	85.80
277/2.01	CitiMortgage PO Box 23689 Rochester, NY 14692	1/10 Duplicate Payment	1,387.53
424.10/303 C0078	Evers, Edward 78 Oswestry Way Somerset, NJ 08873	2/09 3/09 4/09 Disabled Veteran	130.23 974.63 974.62
413.44/3.304	Canal Plaza, LLC 812 Central Avenue Westfield, NJ 07090	4/09 100% Disabled Veteran Canal Paid in Error	736.78
561/5	Malko, Roger & Laura 564 Equator Avenue Somerset, NJ 08873	1/10 Duplicate Payment	729.43

37.02/5.04 C1731	Nellutla, Madhava & Prathima 31 Mindy Drive Somerset, NJ 08873	1/10 Title & Mortgage Co. Paid	1,049.33
386.16/4	Bacwyn-Holowinsky, Vera 109 Hickory Road Somerset, NJ 08873	1/10 Homeowner & Mortgage Company Paid	1,959.16
315/10	Carrion, Sandra 84 Hillcrest Avenue Somerset, NJ 08873	4/09 100% Disabled Veteran	958.17

Resolution #09-575 Authorize Tax Remittals.

WHEREAS, there appears on the books of the Collector of Revenue, taxes to be remitted, as a result of Common Elements; and

<u>BLOCK/LOT</u>	<u>NAME/ADDRESS</u>	<u>QTR/YR</u>	<u>AMOUNT</u>
315/10	Carrion, Sandra 84 Hillcrest Avenue Somerset, NJ 08873	4/09 Widow of 100% Disabled Veteran	958.27

Resolution #09-576 Authorize Submission of 2010 Recreational Trails Program Grant Application - \$25,000 – Pathways/Trails – Middlebush Park.

BE IT AND IT IS HEREBY RESOLVED that the Township Council of the Township of Franklin, County of Somerset, State of New Jersey does hereby authorize the submission of the 2010 Recreational Trails Program Grant Application in the amount of \$25,000.00 for the development of pathways and trails in Middlebush Park and does authorize the appropriate Township officials to execute these grant applications on its behalf.

Resolution #09-577 Authorize Change Order – Housing Rehabilitation Contract – 107 South Lawrence Avenue – Change Order Amount: \$375.00 – New Total: \$9,775.00.

WHEREAS, the Township Council of the Township of Franklin in the County of Somerset, State of New Jersey, has on September 8, 2009, authorized the awarding of a contract to

VENDOR: Stormbringer Construction
ADDRESS: 35 Como Drive, Somerset, NJ 08873
ITEM: Housing Rehabilitation Project – 107 South Lawrence Avenue
AMOUNT: Amount Not to Exceed \$9,400.00

WHEREAS, it was determined that additional work was needed in the amount of \$350.00, resulting in a new contract total of \$9,775.00; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin in the County of Somerset, State of New Jersey, does hereby authorize the issuance of Change Order No. 1 to the contract with Ark Building and Stormbringer Construction; and

BE IT FURTHER RESOLVED that the Township Manager be and he is authorized to sign said Change Order on behalf of the Township.

Resolution #09-578 Award Housing Rehabilitation Contract – 57 Miller Avenue – Stormbringer – Amount Not to Exceed \$9,588.00.

BE IT AND IT IS HEREBY RESOLVED that the Township Council of the Township of Franklin in the County of Somerset, State of New Jersey does hereby authorize the Mayor and Township Clerk to execute on its behalf the following Housing Rehabilitation Contract, copies of which are on file with the Township Clerk and available for public inspection:

CONTRACTOR: Stormbringer, 35 Como Drive, Somerset, NJ 08873
CDBG PROJECT: 57 Miller Avenue in the amount of \$7,990 plus 20% (\$1,598), total amount not to exceed \$9,588.

WHEREAS, continuation of the terms of this contract beyond June 30, 2010 is contingent upon availability of funds in the 2011 FY Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract; and

WHEREAS, the Chief Financial Officer has certified in writing hereon that funds are available and the Municipal Attorney has reviewed the certification of the Chief Financial Officer and is satisfied that said certification is in proper form; and

NOW BE IT RESOLVED that the Mayor and the Township Clerk be and the same are hereby authorized to enter into a contracts with the above listed company.

Resolution #09-579 Authorize Issuance of Raffles and Bingo Licenses.

WHEREAS, the following have made application to the Township of Franklin, Somerset County, for a Raffle/Bingo License; and

WHEREAS, said applications have been presented to the Mayor and the Chief of Police for Findings and Determinations; and

WHEREAS, the Clerk has reported that the proper fees have been paid;

NOW, THEREFORE, BE IT RESOLVED that the Clerk be instructed to issue a **RAFFLE/BINGO LICENSE** to the following:

<u>NAME OF ORGANIZATION</u>	<u>DATE OF RAFFLE/BINGO</u>
Spartan Club of Immaculata High School 240 Mountain Ave., Somerville, NJ On-Premise Raffle - #1805 Drawings: DoubleTree Hotel, Somerset	April 17, 2010 10:30 am – 3:30 pm
Franklin Township Senior Citizens Club 505 DeMott Lane, Somerset Seniors Only – 50/50 Raffles – RL#1806 Drawings: Community/Senior Center	2010 Tuesdays on Meeting Days 9:00 am – 10:00 am
Franklin Park Senior Citizens Club 505 DeMott Lane, Somerset Seniors Only – 50/50 Raffles – RL#1807 Drawings: Community/Senior Center	2010 Wednesdays on Meeting Days One Thursday Each Month 12:00 pm – 3:00 pm

Resolution #09-580 Amend FY2010 Temporary Budget.

WHEREAS, RS 40A:4-19 of the Local Budget Act provides that temporary appropriations should be made for the purpose and amounts required;

NOW, THEREFORE, BE IT RESOLVED that the following temporary appropriations be made; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be transmitted to the Finance Officer of the Township of Franklin, County of Somerset, New Jersey:

<u>CURRENT FUND BUDGET</u>	<u>SFY - 2010 TEMPORARY BUDGET</u>		
<u>Description</u>	<u>Salary & Wages</u>	<u>Other Expenses</u>	<u>Total</u>
General Admin: Township Manager	25,000.00	100,000.00	125,000.00
General Admin: Grant Coordinator			
General Admin: Purchasing	15,000.00	20,000.00	35,000.00
Human Resources		5,000.00	5,000.00
Mayor and Council	15,000.00	2,500.00	17,500.00
Municipal Clerk: Township Clerk	25,000.00	5,000.00	30,000.00

Municipal Clerk: Elections	500.00		500.00
Finance Administration	10,000.00	100,000.00	110,000.00
Audit Services			
Data Processing	25,000.00	20,000.00	45,000.00
Revenue Administration	5,000.00		5,000.00
Tax Assessment	50,000.00	30,000.0	80,000.00
Legal Services		75,000.00	75,000.00
Engineering	50,000.00		50,000.00
Economic Development			
Planning Board	5,000.00		5,000.00
Zoning Board	40,000.00		40,000.00
Affordable Housing			
Municipal Court	50,000.00		50,000.00
Public Defender			
Police: Uniformed Officers	2,000,000.00	40,000.00	2,040,000.00
Police: Administration		-	
Police: Crossing Guards		-	
Police: 911 Dispatch	100,000.00	25,000.00	125,000.00
Emergency Management			
Aid to Volunteer Fire Companies			
Aid to Volunteer Ambulance			
Fire Prevention	100,000.00		100,000.00
Municipal Prosecutor	0	14,000.00	14,000.00
Public Works	350,000.00	-	350,000.00
Streets & Roads: Snow Removal	5,000.00	90,000.00	95,000.00
Streets & Roads: Other		20,000.00	20,000.00
Public Works Administration			
Solid Waste, Sanitation, Recycling		125,000.00	125,000.00
Buildings & Grounds		50,000.00	50,000.00
Vehicle Maintenance		10,000.00	10,000.00
Shade Tree			
Community Services Act: Condo Act			
Board of Education Transportation			
Board of Health: Administration	5,000.00	150,000.00	155,000.00
Board of Health: Visiting Nurse		15,000.00	15,000.00
Environmental Health			
Animal Control Services	30,000.00	2,500.00	32,500.00
Community Resources	20,000.00	3,000.00	23,000.00
Recreation Services	50,000.00	30,000.00	80,000.00
Park & Playground			
Liability Insurance		100,000.00	100,000.00
Worker's Compensation		10,000.00	10,000.00
Employee Group Insurance			
Accumulated Leave		100,000.00	100,000.00
Celebration of Public Events			
Tax Appeal Refund			
Tax Title Lien Foreclosure			
Environmental Commission			
Salary Adjustment			
Historical Commission			
Code Enforcement	100,000.00	7,000.00	107,000.00
Zoning Enforcement			
Gasoline		200,000.00	200,000.00
Telephone		100,000.00	100,000.00
Electricity/Heat		200,000.00	200,000.00
Water			
Street Lighting		200,000.00	200,000.00
Fire Hydrant			
	3,075,500.00	1,849,000.00	4,924,500.00
DCRP			
	3,075,500.00	1,849,000.00	4,924,500.00
Social Security System	-	250,000.00	250,000.00
Total Appropriation within CAPS	3,075,500.00	2,099,000.00	5,174,500.00
Public Employees Retirement			
Police & Firemen Retirement		700,000.00	700,000.00
Maintenance of Public Library			
LOSAP			
Board of Education – Interlocal		50,000.00	50,000.00
Senior Transportation		15,000.00	15,000.00
Mid County Sexually Transmitted			
Board of Education – Officers	40,000.00		40,000.00
Construction Code Interlocal			

State & Federal Grants CDBG 2009 CDBG-Recovery 08 PHPF NJ Health Officers grant			
Total Excluded from CAPS	40,000.00	765,000.00	805,000.00
Reserve for Uncollected Taxes	-	-	-
Total General Appropriation	3,115,500.00	2,864,000.00	5,979,500.00

Public Assistance Matching Funds for Grants Capital- Cash Capital Bond Principal Bond Interest Green Trust Loan Repayments SCIA Lease Payments			-
Total Excluded from CAPS	40,000.00	765,000.00	805,000.00

TOTAL CURRENT FUND	3,115,500.00	2,864,000.00	5,979,500.00
---------------------------	---------------------	---------------------	---------------------

WATER UTILITY BUDGET		<i>SFY - 2010 TEMPORARY BUDGET</i>		
<i>Description</i>		<i>Salary & Wages</i>	<i>Other Expenses</i>	<i>Total</i>
Operating:				
Salaries & Wages		500,000.00	-	500,000.00
Other Expenses		-	1,500,000.00	1,500,000.00
Health Benefits		-		
Insurance Other		-		
Statutory Expenditures:				
Social Security		-	50,000.00	50,000.00
Disability Insurance		-	1,250.00	1,250.00
Subtotal		500,000.00	1,551,250.00	2,051,250.00
Debt Service:				
Bond Principal		-		
Bond Interest		-		
Loan Repayments				
Subtotal:		-		
Total Water Utility Appropriation		500,000.00	1,551,250.00	2,051,250.00

Resolution #09-581 Authorize Change Order – Rehabilitation of 4307 Route 27 – ANPE Corporation – Original Contract: \$13,264.00 – Change Order Amount: \$2,760.00 – New Contract Amount: \$16,024.00.

WHEREAS, the Township Council of the Township of Franklin in the County of Somerset, State of New Jersey, has on October 27, 2009, authorized the awarding of a contract to

VENDOR: ANPE Corporation
ADDRESS: 25 Sandra Lane, Wayne, NJ 07740
ITEM: Housing Rehabilitation Project (CDBG) – 4307 Route 27
AMOUNT: Amount Not to Exceed \$13,264.00

WHEREAS, it was determined that additional work was needed in the amount of \$2,760.00, resulting in a new contract total of \$16,024.00; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin in the County of Somerset, State of New Jersey, does hereby authorize the issuance of Change Order No. 1 to the contract with ANPE Corporation; and

BE IT FURTHER RESOLVED that the Township Manager be and he is authorized to sign said Change Order on behalf of the Township.

Resolution #09-582 Authorize Agreement between Township of Franklin and DataPipe, Inc. – For Use of Township Street and Right-of-Way – Install fiber optic cable lines for private use to connect 2 buildings located in Township and separated by Somerset County road and Township street.

WHEREAS, Datapipe intends to install fiber optic cable lines for private use to connect two of their buildings that are located in the Township and separated by a Somerset County road and a Township street; and

WHEREAS, such installation will require Datapipe to run cable in, over or under the street and rights-of-way within the Township; and

WHEREAS, Datapipe has requested permission from the Township to install such cable and as needed provide such maintenance and make such repairs and adjustments, as may be required in the future; and

WHEREAS, the Township is empowered to provide such permission and consent pursuant to N.J.S.A. 48:17-10; and

WHEREAS, the Parties desire to enter into this Agreement to authorize the use of the Township rights-of-way by Datapipe for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Franklin, County of Somerset as follows:

1. The Township hereby grants its permission and consent to Datapipe to locate and install its fiber optic cable in the Township street and right-of-ways shown in Attachment A for their private use to connect two of their buildings, subject to the provisions of this Agreement. The Township's grant also includes permission and consent to repair, replace, inspect and maintain its fiber optic cable in the Township street and rights-of-way. This Agreement does not authorize Datapipe to provide telecommunications or cable service to potential customers.
2. The Mayor and the Township Clerk are hereby authorized to execute said agreement.

Resolution #09-583 Approval of Tax Court Settlement – Hamilton Corner, LLC – 725 Hamilton Street – Year 2009.

WHEREAS, Hamilton Corner, LLC is the owner of certain property located at 725 Hamilton Street, which is identified as Block 219, Lot 3 on the tax maps of Franklin Township; and

WHEREAS, Hamilton Corner, LLC filed an appeal to the Tax Court of New Jersey for said premises for the 2009 tax year; and

WHEREAS, the parties have engaged in settlement negotiations;

WHEREAS, it is hereby stipulated and agreed that the assessment for the aforesaid property be adjusted and a judgment be entered as follows:

<u>2009 Assessment</u>	<u>Original Assessment</u>	<u>Requested Tax Court Judgment</u>
Land:	\$936,000.00	\$936,000.00
Improvements:	\$764,000.00	\$764,000.00
Total:	\$1,700,000.00	\$1,700,000.00

WHEREAS, both parties have made such examination of the value and proper assessment of the property and have obtained such appraisals, analysis and information with respect to the valuation and assessment of the property as they deem necessary and appropriate for the purpose of enabling them to enter into said stipulation; and

WHEREAS, the Township Tax Assessor has been consulted by the Township Attorney with respect to said settlement and has concurred; and

WHEREAS, based upon the foregoing, both parties represent to the Court that the said settlement will result in an assessment at the fair assessable value of the property consistent with assessing practices generally applicable in the taxing district as required by law; and

WHEREAS, interest on the refund is waived by the taxpayer provided the refund is paid in accordance with the paragraph below; and

WHEREAS, the parties agree that provided there is no material physical change in the property between the date hereof and January 1, 2010, the property's 2010 total assessment shall be \$1,530,000 and further agree that either party shall have the right to file a tax appeal for the 2010 tax year to obtain a judgment to implement, enforce and/or confirm the \$1,530,000 assessment agreed upon herein; and

NOW, THEREFORE, BE IT RESOLVED this 8th day of December 2009 by the Township Council of the Township of Franklin, County of Somerset, State of New Jersey, that the settlement in this matter as set forth herein above be and the same approved, and the Township Attorney is hereby authorized and directed to affect said settlement.

Resolution #09-584 Approval of Tax Court Settlement – Belmont Investments, LLC – 145 Belmont Drive – Year 2009.

WHEREAS, Belmont Investments, LLC is the owner of certain property located at 145 Belmont Drive, which is identified as Block 528.05, Lot 19.29 on the tax maps of Franklin Township; and

WHEREAS, Belmont Investments, LLC filed an appeal to the Tax Court of New Jersey for said premises for the 2009 tax year; and

WHEREAS, the parties have engaged in settlement negotiations;

WHEREAS, it is hereby stipulated and agreed that the assessment for the aforesaid property be adjusted and a judgment be entered as follows:

<u>2009 Assessment</u>	<u>Original Assessment</u>	<u>Requested Tax Court Judgment</u>
Land:	\$1,188,000.00	\$1,188,000.00
Improvements:	\$3,235,000.00	\$2,860,000.00
Total:	\$4,423,000.00	\$4,048,000.00

WHEREAS, both parties have made such examination of the value and proper assessment of the property and have obtained such appraisals, analysis and information with respect to the valuation and assessment of the property as they deem necessary and appropriate for the purpose of enabling them to enter into said stipulation; and

WHEREAS, the Township Tax Assessor has been consulted by the Township Attorney with respect to said settlement and has concurred; and

WHEREAS, based upon the foregoing, both parties represent to the Court that the said settlement will result in an assessment at the fair assessable value of the property consistent with assessing practices generally applicable in the taxing district as required by law; and

WHEREAS, the parties agree that property's 2010 total assessment shall be \$3,717,000 and further agree that neither party shall have the right to file a tax appeal for the 2010 tax year to obtain a judgment to implement, enforce and/or confirm the \$3,717,000.00 assessment agreed upon herein and said agreement shall be binding upon any assignees, tenants and successors in interest with regard to the subject property; and

WHEREAS, the taxpayer agrees to waive all interest due on any refund provided that said refund is paid by Franklin Township within sixty (60) days from the date of entry of the judgment pursuant to N.J.S.A. 54:3-27.2 and any refunds due in accordance with this settlement shall be made payable to Norris McLaughlin & Marcus, P.A. and the taxpayer,

and forwarded to Norris McLaughlin & Marcus, P.A. at 721 Route 202-206, P.O. Box 5933, Bridgewater, NJ 08807;

NOW, THEREFORE, BE IT RESOLVED this 8th day of December 2009 by the Township Council of the Township of Franklin, County of Somerset, State of New Jersey, that the settlement in this matter as set forth herein above be and the same approved, and the Township Attorney is hereby authorized and directed to affect said settlement.

Resolution #09-585 Approval of Tax Court Settlement – Veronica Plaza Investors, LLC – 1165 Route 27 – Years 2009 & 2010.

WHEREAS, Veronica Plaza Investors, LLC is the owner of certain property located at 1165 Route 27, which is identified as Block 88.01, Lot 43 on the tax maps of Franklin Township; and

WHEREAS, Veronica Plaza Investors, LLC filed an appeal to the Tax Court of New Jersey for said premises for the 2009 and 2010 tax years; and

WHEREAS, the parties have engaged in settlement negotiations;

WHEREAS, it is hereby stipulated and agreed that the assessment for the aforesaid property be adjusted and a judgment be entered as follows:

<u>2009 Assessment</u>	<u>Original Assessment</u>	<u>Requested Tax Court Judgment</u>
Land:	\$3,300,000.00	\$3,300,000.00
Improvements:	\$4,425,000.00	\$3,200,000.00
Total:	\$7,725,000.00	\$6,500,000.00

WHEREAS, both parties have made such examination of the value and proper assessment of the property and have obtained such appraisals, analysis and information with respect to the valuation and assessment of the property as they deem necessary and appropriate for the purpose of enabling them to enter into said stipulation; and

WHEREAS, the Township Tax Assessor has been consulted by the Township Attorney with respect to said settlement and has concurred; and

WHEREAS, based upon the foregoing, both parties represent to the Court that the said settlement will result in an assessment at the fair assessable value of the property consistent with assessing practices generally applicable in the taxing district as required by law; and

WHEREAS, interest on the refund is waived by the taxpayer provided the refund is paid in accordance with the paragraph below; and

WHEREAS, the parties agree that property's 2010 total assessment shall be \$5,300,000.00 and further agree that either party shall have the right to file a tax appeal for the 2010 tax year to obtain a judgment to implement, enforce and/or confirm the \$5,300,000.00 assessment agreed upon herein and said agreement shall be binding upon any assignees, tenants and successors in interest with regard to the subject property; and

WHEREAS, all refunds as result of the settlement set forth are to be made payable to "Zipp & Tannenbaum, LLC, Attorney Trust Fund" and the taxpayer and forwarded to Zipp and Tannenbaum, LLC, 166 Gatzmer Avenue, Jamesburg, New Jersey 08831 within 60 days of the date of entry of the Judgment pursuant to N.J.S.A. 54:3-27.2;

NOW, THEREFORE, BE IT RESOLVED this 8th day of December 2009 by the Township Council of the Township of Franklin, County of Somerset, State of New Jersey, that the settlement in this matter as set forth herein above be and the same approved, and the Township Attorney is hereby authorized and directed to affect said settlement.

Resolution #09-586 Approval of Municipal Services Agreement – Renaissance Homeowners Association Inc./Renaissance Condo Association/Renaissance Master Association – Removal of Snow & Ice from Roads and Streets and Payment of Street Light Costs.

BE IT RESOLVED by the Township Council of the Township of Franklin, Somerset County, New Jersey that the Mayor and Township Clerk are hereby authorized to execute a Municipal Service Agreement with the Renaissance Homeowners Association; Renaissance Condominium Association and the Renaissance Master Association to provide Municipal Services as per Code Chapter 236 for the reimbursement of removal of snow and ice and cost of streetlighting.

Resolution #09-587 Authorize Execution of Grant Agreement – 2009 Somerset County Open Space Partnership Grant - \$140,000.00 – Lake Property.

BE IT AND IT IS HEREBY RESOLVED that the Township Council of the Township of Franklin, County of Somerset, State of New Jersey does hereby authorize execution of a grant agreement with Somerset County for the 2009 Somerset County Open Space Partnership Program Grant for the Lake Property and does authorize the appropriate Township officials to execute these grant agreements on its behalf.

Resolution #09-588 Authorize Tax Title Lien Redemption – Outside Buyers.

WHEREAS, at a sale of land for delinquent taxes and all liens held by the Collector of Taxes of Franklin Township, Somerset County, various blocks and lots were sold to the following persons; and

WHEREAS, said property and/or liens have been redeemed by the owners thereof, and the purchasers of said property are legally entitled to a refund of monies paid at the time of redemption in the following specific amount;

NOW, THEREFORE, BE IT RESOLVED that the amounts covering the certificates of sale, together with all the charges due the said individuals at the time of redemption be and the same are hereby ordered refunded to the said individuals, and the proper officials of the Township of Franklin, Somerset County, New Jersey are hereby authorized and empowered to execute a voucher to the said individuals in the following amounts:

Date of Sale: 06/08/09
Block/Lot: 161/30.01
Name & Address: SCURTU, MIHAIL & EDIT; 43 EUGENE AVE
Amount: \$ 2,859.90
Make Check Payable To: ELLIOT LOEB
Certificate No.: 09-117
Payment Received: 10/22/09

Date of Sale: 06/08/09
Block/Lot: 191/31
Name & Address: OLIVIO, FRED & AIDA ACEVEDO; 4 POE AVE
Amount: \$ 2,186.61
Make Check Payable To: SEQUOIA INVESTMENTS
Certificate No.: 09-142
Payment Received: 10/28/09

Date of Sale: 06/08/09
Block/Lot: 331/10
Name & Address: NEAL, JURETHA THOMA; 19 LEXINGTON RD
Amount: \$ 16,645.69
Make Check Payable To: CRUSADER LIEN SERVICES
Certificate No.: 09-229
Payment Received: 10/29/09

Date of Sale: 06/08/09
Block/Lot: 383/27

Name & Address: CAMPBELL, NATALIE R. ALMONTE, SONYA; 19 SHELLY DR
Amount: \$ 722.39
Make Check Payable To: JAMES C. OLDER
Certificate No.: 09-256
Payment Received: 10/29/09

Date of Sale: 06/09/08
Block/Lot: 270/26
Name & Address: JACKSON, GINA; 146 FRANKLIN BLVD
Amount: \$ 786.51
Make Check Payable To: STUART LASHER
Certificate No.: 08-158
Payment Received: 10/29/09

Date of Sale: 06/08/09
Block/Lot: 270/26
Name & Address: JACKSON, GINA; 146 FRANKLIN BLVD
Amount: \$ 301.65
Make Check Payable To: STUART LASHER
Certificate No.: 09-192
Payment Received: 10/29/09

Date of Sale: 06/08/09
Block/Lot: 417.02/5
Name & Address: GRUBBS, COREY S.; 5 NOTTINGHAM WAY
Amount: \$ 623.59
Make Check Payable To: JAMES C. OLDER
Certificate No.: 09-283
Payment Received: 10/30/09

Date of Sale: 06/08/06
Block/Lot: 288/30
Name & Address: FROMETA, JOSE RENE; 31 HOLLY STREET
Amount: \$ 1,101.77
Make Check Payable To: JNH FUNDING CORP
Certificate No.: 06-135
Payment Received: 11/02/09

Date of Sale: 06/09/08
Block/Lot: 288/30
Name & Address: FROMETA, JOSE RENE; 31 HOLLY STREET
Amount: \$ 692.48
Make Check Payable To: JNH FUNDING CORP
Certificate No.: 08-163
Payment Received: 11/02/09

Date of Sale: 06/08/09
Block/Lot: 288/30
Name & Address: FROMETA, JOSE RENE; 31 HOLLY STREET
Amount: \$ 413.88
Make Check Payable To: JNH FUNDING CORP
Certificate No.: 09-203
Payment Received: 11/02/09

Date of Sale: 06/08/09
Block/Lot: 37.02/3.01C0151
Name & Address: SANTOS, ROGELIO & KINOSHITA, YOSHIKO; 10 WOODHILL ST
Amount: \$ 867.65
Make Check Payable To: NITHI SERVICES LLC
Certificate No.: 09-055
Payment Received: 11/09/09

Date of Sale: 06/08/07
Block/Lot: 37.02/5.04C2613
Name & Address: WILLIAMS, WAYNE S.; 13 DINA LANE
Amount: \$ 474.99
Make Check Payable To: CHUN T. LI
Certificate No.: 070044
Payment Received: 11/09/09

Date of Sale: 06/09/08
Block/Lot: 37.02/5.04C2613
Name & Address: WILLIAMS, WAYNE S.; 13 DINA LANE
Amount: \$ 4,205.78
Make Check Payable To: JNH FUNDING CORP
Certificate No.: 08-049
Payment Received: 11/09/09

Date of Sale: 06/08/09
Block/Lot: 347/18
Name & Address: PATTI, PAOLO; 435 WHEELER PLACE
Amount: \$ 1,329.25
Make Check Payable To: JAMES C. OLDER
Certificate No.: 09-241
Payment Received: 11/10/09

Date of Sale: 06/08/09
Block/Lot: 180/161
Name & Address: QUESADA, GUADALUPE; 20 LILLIAN STREET
Amount: \$ 880.07
Make Check Payable To: JAMES C. OLDER
Certificate No.: 09-134
Payment Received: 11/12/09

Date of Sale: 06/08/09
Block/Lot: 439/8
Name & Address: MAYLE, MARTA; 84 NINTH ST
Amount: \$ 780.07
Make Check Payable To: JAMES C. OLDER
Certificate No.: 09-314
Payment Received: 11/20/09

Date of Sale: 06/08/09
Block/Lot: 423.01/28
Name & Address: CAPPELLETTI, SUSAN; 228 TREPTOW RD
Amount: \$ 42,333.15
Make Check Payable To: PLYMOUTH FINANCIAL CO.
Certificate No.: 09-292
Payment Received: 11/20/09

Date of Sale: 06/08/09
Block/Lot: 99/16
Name & Address: PRETKO, ANDRE; 119 CODINGTON AVE
Amount: \$ 11,951.14
Make Check Payable To: US BANK CUST. FOR PHOENIX
Certificate No.: 09-094
Payment Received: 11/20/09

Date of Sale: 06/08/09
Block/Lot: 142/45
Name & Address: COKER, OKANLAWON; 173 MINETTA ST
Amount: \$ 1,844.46
Make Check Payable To: US BANK CUST. FOR CCTS
Certificate No.: 09-103
Payment Received: 11/20/09

Date of Sale: 06/08/09
Block/Lot: 507.14/48.02
Name & Address: KULIGOWSKI, JAMES & LAURINA; 65 WESTON ROAD
Amount: \$ 17,992.87
Make Check Payable To: PLYMOUTH FINANCIAL CO.
Certificate No.: 09-331
Payment Received: 11/23/09

Resolution #09-589 Authorize Release of Planning Review Escrows & Inspection Fees.

WHEREAS, the Township of Franklin, Somerset County has received escrow monies for purposes of professional fees incurred for review of and/or testimony concerning an application for development in accordance with Section 112-214 of the Code of the Township of Franklin; and

WHEREAS, the project has been completed and the Township Engineer has certified to the Township Clerk the amount of money charged against the escrow and has recommended that the balance remaining as set forth be returned to the applicant:

APPLICANT: Barbieri Builders Corp.
 ADDRESS: P.O. Box 277, Raritan, NJ 08869
 DOCKET NO. PLN2001-0032
 BLOCK/LOT: 11.01/15-16
 LOCATION: 3683 Route 27
 TYPE: Inspection Fees
 AMOUNT DEPOSITED: \$50,801.62(SD)
 AMOUNT CHARGED: 50,491.65
 AMOUNT TO BE REFUNDED: \$ 309.97

APPLICANT: Bedrock Tower
 ADDRESS: 170 King Street, 3rd Floor, Chappaqua, NY 10514
 DOCKET NO. ZBA2004-0974
 BLOCK/LOT: 10/10.02 & 10.03
 LOCATION: 43 Old Georgetown Road
 TYPE: Plan Review
 AMOUNT DEPOSITED: \$4604.94 (SD) \$935.00 (Stern) \$1460.06 (In-Hse)
 AMOUNT CHARGED: 4604.94 935.00 0.00
 AMOUNT TO BE REFUNDED: \$ 0.00 \$ 0.00 \$1460.06

APPLICANT: Bedrock Tower
 ADDRESS: 170 King Street, 3rd Floor, Chappaqua, NY 10514
 DOCKET NO. ZBA2005-0888
 BLOCK/LOT: 10/10.02 & 10.03
 LOCATION: 43 Old Georgetown Road
 TYPE: Plan Review
 AMOUNT DEPOSITED: \$2000.00 (In-Hse)
 AMOUNT CHARGED: 80.00
 AMOUNT TO BE REFUNDED: \$1920.00

APPLICANT: Bedrock Tower
 ADDRESS: 170 King Street, 3rd Floor, Chappaqua, NY 10514
 DOCKET NO. ZBA2004-0975
 BLOCK/LOT: 10/10.02 & 10.03
 LOCATION: 43 Old Georgetown Road
 TYPE: Plan Review
 AMOUNT DEPOSITED: \$1127.50 (Stern) \$2622.50 (In-Hse)
 AMOUNT CHARGED: 1127.50 \$ 0.00
 AMOUNT TO BE REFUNDED: \$ 0.00 \$2622.50

APPLICANT: GFA Development Company LLC
 ADDRESS: 727 Raritan Road, Clark, NJ 07066
 DOCKET NO. PLN2006-0025

BLOCK/LOT: 514/4.01
 LOCATION: 70 Schoolhouse Road
 TYPE: Inspection Fee
 AMOUNT DEPOSITED: \$8999.99 (In-Hse)
 AMOUNT CHARGED: 7134.17
 AMOUNT TO BE REFUNDED: \$1865.82

Resolution #09-590 Authorize Release of Maintenance Bond and Performance Guarantees.

WHEREAS, the Township Clerk of the Township of Franklin, Somerset County, New Jersey 08873 has received the following:

NAME OF APPLICANT: ***Barbieri Builders Corp.***
ADDRESS OF APPLICANT: P.O. Box 277, Raritan, NJ 08869
ITEM: Maintenance Bond
DOCKET: PLN2001-0032
IN THE AMOUNT OF: \$157,219.38
FOR: Block 88.02/Lot 13 – Veronica & Route 27 – Site Restoration

NAME OF APPLICANT: ***JHL Distribution Inc.***
ADDRESS OF APPLICANT: 10 Woodfield Court, Princeton, NJ 08540
ITEM: Performance Bond
NUMBER: S13421
INSURANCE CO./BANK: First Indemnity of America Insurance Company
DOCKET: PLN2006-0025
IN THE AMOUNT OF: \$512,757.00
FOR: Block 514/Lot 4.02 – 70 Schoolhouse Road – Site Improvements – 90%

NAME OF APPLICANT: ***JHL Distribution Inc.***
ADDRESS OF APPLICANT: 10 Woodfield Court, Princeton, NJ 08540
ITEM: Performance Bond
NUMBER: 5207
INSURANCE CO./BANK: First Indemnity of America Insurance Company
DOCKET: PLN2006-0025
IN THE AMOUNT OF: \$56,973.00
FOR: Block 514/Lot 4.02 – 70 Schoolhouse Road – Site Improvements – 10%

WHEREAS, the Township Engineer, after inspection, recommends release of the aforesaid Maintenance Bond; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey that the aforesaid Maintenance Bond be release to the aforesaid applicants.

Resolution #09-591 Approval of 2010 Annual Fire District Compensations for Fire Districts 1-4.

WHEREAS, NJSA 40A:14-88 provides in pertinent part:

"EACH MEMBER OF THE BOARD OF FIRE COMMISSIONERS SHALL RECEIVE AS COMPENSATION SUCH AMOUNT AS THE BOARD SHALL FIX SUBJECT TO REVIEW BY THE GOVERNING BODY WHEREIN THE FIRE DISTRICT IS LOCATED;" and

WHEREAS, the Board of Commissioners of the following Fire Districts have proposed Annual Compensation for various members of their Board of Fire Commissioners for 2010 as follows:

Fire District No. 1	\$5,000.00 each	
Fire District No. 2	\$5,000.00 each	
Fire District No. 3	\$7,002.00 each	
Fire District No. 4	\$ 300.00 each;	and

WHEREAS, the Township Council has carefully considered such proposed salaries; and

WHEREAS, the Township Council is of the opinion that the public interest would be best served by the approval of said proposed salaries;

NOW, THEREFORE, BE IT RESOLVED THIS 8th DAY OF DECEMBER 2009 by the Township Council of the Township of Franklin, in the County of Somerset and State of New Jersey that the Township Council does hereby approve payment of the 2010 Annual Compensation as follows:

Fire District No. 1	\$5,000.00 each
Fire District No. 2	\$5,000.00 each
Fire District No. 3	\$7,002.00 each
Fire District No. 4	\$ 300.00 each

Resolution #09-592 Award Fair and Open Professional Services Agreement – Architectural & Engineering Services for Restoration and Improvements to the Griggstown Bridgetenders House – Farewell Mills Gatsch – Amount Not to Exceed \$44,000.00.

WHEREAS, a need exists to provide architectural and engineering services in connection with the restoration and improvements to the Griggstown Bridgetenders House; and

WHEREAS, the Chief Financial Officer has certified in writing hereon that funds are available; and

WHEREAS, the Municipal Attorney has reviewed the certification of the Chief Financial Officer and is satisfied that said certification is in proper form; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, as follows:

- (1) The Mayor and Township Clerk are hereby authorized and directed to execute the below referenced agreement with the below stated vendor, which agreement shall be maintained on file with the Township Clerk and available for public inspection.
- (2) A notice of this action shall be printed in the **LEGAL NEWSPAPER OF THE TOWNSHIP** as required by law within ten (10) days of its passage.
- (3) The vendor shall supply the Township of Franklin with Federal Affirmative Action Plan Approval or State Certificate of Employee Information Report within the time period specified by NJAC 17:27. The Contract shall contain the Mandatory Affirmative Action Language for Professional Service Contracts required by NJAC 17:27, a copy of which shall be attached to and incorporated in the Professional Service Agreement authorized herein.
- (4) The vendor shall agree to comply with the requirements of Title II of the Americans with Disabilities Act of 1990 and indemnify, protect and save harmless the Township from all suits, claims, losses, demands or damages of whatever kind or nature arising out of or claimed to arise out of alleged violations of the Act. A copy of the Act shall be attached to and incorporated in the Professional Service Agreement authorized herein.

VENDOR NAME: FAREWELL MILLS GATSCH
ADDRESS: 200 Forrestal Road, Princeton, NJ 08540
CONTRACT AMOUNT: Amount Not to Exceed \$44,000.00
SERVICE: Architectural and Engineering Services for Restoration and Improvements to the Griggstown Bridgetenders House

Resolution #09-593 Authorize Refund of Non-Residential COAH Fees – Schoolhouse Crossing (Dunkin’ Donuts) – Block 521.02/Lots 5.03 & 5.06 - \$5,190.00.

WHEREAS, pursuant to the New Jersey Economic Stimulus Act of 2009 (“Act”), the State has suspended the 2.5% affordable housing (“COAH”) fee for non-residential developments until July 1, 2010; and

WHEREAS, the non-residential developments that have paid the 2.5% fee are entitled to a refund from the municipality in an amount equivalent to the difference between what was paid and what would have been paid under the 2.0% fee that was in place before July 17, 2008; and

WHEREAS, these refunds are to be paid from the Township’s Housing Trust Fund and will be reimbursed by the State; and

WHEREAS, Schoolhouse Crossings – Dunkin’ Donuts, applicant requested a full refund of the affordable housing fee pursuant to the Economic Stimulus Act of 2009 with respect to the following: *Dunkin’ Donuts*: \$25,950 collected at building permit; and

WHEREAS, the applicant chose to pay the full 2.5% fee based upon the estimated assessed value at the time of the building permit and therefore is entitled to a partial refund; and

WHEREAS, as set forth in the October 27, 2009 memorandum of the Township’s Director of Planning, a copy of which is attached hereto and made part hereof, based on the estimated equalized assessed value of \$1,038,000, the total estimated fee is \$20,760 and since the applicant paid \$25,950, the applicant is entitled to a refund of \$5,190;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Franklin, County of Somerset, State of New Jersey that it hereby authorizes the refund of Non-Residential COAH Fees to Schoolhouse Crossings – Dunkin’ Donuts in the amount of \$5,190.

Resolution #09-594 Authorize Refund of Non-Residential COAH Fees – 1221 Route 27/Veronica Avenue (Stop and Shop) – Block 88.02, Lot 90 - \$27,645.00.

WHEREAS, pursuant to the New Jersey Economic Stimulus Act of 2009 (“Act”), the State has suspended the 2.5% affordable housing (“COAH”) fee for non-residential developments until July 1, 2010; and

WHEREAS, the non-residential developments that have paid the 2.5% fee are entitled to a refund from the municipality in an amount equivalent to the difference between what was paid and what would have been paid under the 2.0% fee that was in place before July 17, 2008; and

WHEREAS, these refunds are to be paid from the Township’s Housing Trust Fund and will be reimbursed by the State; and

WHEREAS, the applicant requested a partial refund of the affordable housing fee pursuant to the Economic Stimulus Act of 2009 in the amount of \$27,645 and

WHEREAS, as set forth in the November 9, 2009 memorandum of the Township’s Director of Planning, a copy of which is attached hereto and made part hereof, based on the estimated equalized assessed value of \$5,529,000, the now applicable fee is \$110,580 and

since the applicant paid \$138,225, the applicant is entitled to a refund of \$27,645;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Franklin, County of Somerset, State of New Jersey that it hereby authorizes the refund of Non-Residential COAH Fees to 1221 Route 27 and Veronica Avenue (Stop and Shop) in the amount of \$27,645.

Resolution #09-595 Authorize Refund of Non-Residential COAH Fees – Franklin Commons – CVS Development – Block 521.02, Lot 5.05 \$22,805.50.

WHEREAS, pursuant to the New Jersey Economic Stimulus Act of 2009 (“Act”), the State has suspended the 2.5% affordable housing (“COAH”) fee for non-residential developments until July 1, 2010; and

WHEREAS, the non-residential developments that have paid the 2.5% fee are entitled to a refund from the municipality in an amount equivalent to the difference between what was paid and what would have been paid under the 2.0% fee that was in place before July 17, 2008; and

WHEREAS, these refunds are to be paid from the Township’s Housing Trust Fund and will be reimbursed by the State; and

WHEREAS, the applicant requested a partial refund of the affordable housing fee pursuant to the Economic Stimulus Act of 2009 in the amount of \$22,805.50 and

WHEREAS, as set forth in the November 30, 2009 memorandum of the Township’s Director of Planning, a copy of which is attached hereto and made part hereof, based on the estimated equalized assessed value of \$4,561,100, the now applicable fee is \$91,220 and since the applicant paid \$114,027.50, the applicant is entitled to a refund of \$22,805.50;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Franklin, County of Somerset, State of New Jersey that it hereby authorizes the refund of Non-Residential COAH Fee to Franklin Commons – CVS Development in the amount of \$22,805.50.

Resolution #09-596 Authorize Refund of Non-Residential COAH Fees – Franklin Commons – JP Morgan Chase Bank – Block 521.02, Lot 5.04 - \$9,245.00.

WHEREAS, pursuant to the New Jersey Economic Stimulus Act of 2009 (“Act”), the State has suspended the 2.5% affordable housing (“COAH”) fee for non-residential developments until July 1, 2010; and

WHEREAS, the non-residential developments that have paid the 2.5% fee are entitled to a refund from the municipality in an amount equivalent to the difference between what was paid and what would have been paid under the 2.0% fee that was in place before July 17, 2008; and

WHEREAS, these refunds are to be paid from the Township’s Housing Trust Fund and will be reimbursed by the State; and

WHEREAS, the applicant requested a full refund of the affordable housing fee pursuant to the Economic Stimulus Act of 2009 in the amount of \$46,225 and

WHEREAS, the applicant is not entitled to a full reimbursement under the recent amendments to the Non-Residential Development Fee Act, but is entitled to a partial reimbursement; and

WHEREAS, as set forth in the November 30, 2009 memorandum of the Township’s Director of Planning, a copy of which is attached hereto and made part hereof, based on the estimated equalized assessed value of \$1,849,000, the now applicable fee is \$36,980 and since the applicant paid \$46,225, the applicant is entitled to a refund in the amount of

\$9,245;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Franklin, County of Somerset, State of New Jersey that it hereby authorizes the refund of Non-Residential COAH Fee to Franklin Commons – CVS Development in the amount of \$22,805.50.

Resolution #09-597 Authorize Refund of Non-Residential COAH Fees – Franklin Shopping Center Partners, LLC – Block 88.02, Lot 90.01 (Strip Center Building) - \$10,025.00.

WHEREAS, pursuant to the New Jersey Economic Stimulus Act of 2009 (“Act”), the State has suspended the 2.5% affordable housing (“COAH”) fee for non-residential developments until July 1, 2010; and

WHEREAS, the non-residential developments that have paid the 2.5% fee are entitled to a refund from the municipality in an amount equivalent to the difference between what was paid and what would have been paid under the 2.0% fee that was in place before July 17, 2008; and

WHEREAS, these refunds are to be paid from the Township’s Housing Trust Fund and will be reimbursed by the State; and

WHEREAS, the applicant requested a partial refund of the affordable housing fee pursuant to the Economic Stimulus Act of 2009 in the amount of \$10,025 and

WHEREAS, as set forth in the November 30, 2009 memorandum of the Township’s Director of Planning, a copy of which is attached hereto and made part hereof, based on the estimated equalized assessed value of \$2,005,000, the now applicable fee is \$40,100 and since the applicant paid \$50.125, the applicant is entitled to a refund in the amount of \$10,025;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Franklin, County of Somerset, State of New Jersey that it hereby authorizes the refund of Non-Residential COAH Fee to Franklin Shopping Center Partners, LLC in the amount of \$10,025.

Resolution #09-598 Denial of Request for Refund of Non-Residential COAH Fees – GFA Development Company, LLC – 70 Schoolhouse Road – Block 514, Lot 4.02.

WHEREAS, pursuant to the New Jersey Economic Stimulus Act of 2009 (“Act”), the State has suspended the 2.5% affordable housing (“COAH”) fee for non-residential developments until July 1, 2010; and

WHEREAS, the non-residential developments that have paid the 2.5% fee are entitled to a refund from the municipality in an amount equivalent to the difference between what was paid and what would have been paid under the 2.0% fee that was in place before July 17, 2008; and

WHEREAS, these refunds are to be paid from the Township’s Housing Trust Fund and will be reimbursed by the State; and

WHEREAS, the applicant requested a refund of the affordable housing development fee; and

WHEREAS, the applicant made an initial payment of \$81,813 at the time of the building permit and \$49,087 at the time of the certificate of occupancy and said applicant has requested reimbursement of their entire amount of \$130,900; and

WHEREAS, in August, the applicant requested reimbursement of the \$81,813 paid at the time of the building permit but was informed via an August 25, 2009 memorandum from the Planning Office that they were not entitled to a refund as per the Act and would, in

fact, owe an additional \$49,087 at the time of the certificate of occupancy; and

WHEREAS, the applicant has paid the \$49,087 due at the time of the certificate of occupancy and they have again requested reimbursement of affordable housing development fees paid and the applicant is still not entitled to reimbursement under the recent amendments to the Non-Residential Development Fee Act;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Franklin, County of Somerset, State of New Jersey, as set forth in the November 30, 2009 memorandum of the Township's Director of Planning, a copy of which is attached hereto and made part hereof, the request for refund of Non-Residential COAH Fees by GFA Development Company, LLC for 70 Schoolhouse Road, Block 514, Lot 4.02 is hereby denied.

Resolution #09-599 Authorize Refund of Deposit for Construction Water Meters.

WHEREAS, the Township of Franklin, Somerset County has received escrow monies for purposes of utilizing fire hydrants for construction water as required by **Section 384-11 of the Code**; and

WHEREAS, the project has been completed and the Director of the Water Division of the Department of Public Works, has certified to the Township Clerk the amount of money actually due for said construction water and has recommended that the balance remaining as set forth be refunded to the applicant:

APPLICANT:	Dover Construction	
ADDRESS:	695 East bay Avenue, Barnegat, NJ 08005	
AMOUNT DEPOSITED:		\$900.00
AMOUNT TO BE DEPOSITED IN WATER ACCOUNT FOR SERVICE CHARGE & WATER USAGE		<u>\$850.00</u>
AMOUNT TO BE REFUNDED:		\$ 50.00

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, Somerset County and State of New Jersey that the remaining escrow monies be refunded to the above named applicant; and

BE IT FURTHER RESOLVED that the Chief Financial Officer be and is hereby directed to refund the escrow amounts herein.

Resolution #09-600 Award State Contract – Maintenance of the Township's Telephone Hardware – One-Year – 40 Churchill Avenue & 935 Hamilton Street (12/13/09-12/12/10) – 495 DeMott Lane (03/01/10-02/28/11) – 475 DeMott Lane (03/19/10-02/18/11) – Amount Not to Exceed \$19,900 for Municipal Phones and Amount Not to Exceed \$23,280 for Police Phones.

WHEREAS, the Township of Franklin desires to purchase items as follows through State of New Jersey, which items when combined with prior purchases exceed the prevailing bid threshold:

VENDOR:	Avaya, Inc. 161 Clivenden Drive, Newton, PA 18940 <i>State Contract #42285</i>
ITEMS:	Maintenance of the Township's Telephone Hardware 40 Churchill Avenue/935 Hamilton Street (12/13/09-12/12/10) 495 DeMott Lane (03/01/10-02/28/11) 475 DeMott Lane (03/19/10-02/18/11)
COST:	Not to Exceed \$19,900.00 (40 Churchill Ave/935 Hamilton St/475 DeMott La) Not to Exceed \$23,280.00 (495 DeMott Lane)

WHEREAS, the Chief Financial Officer has certified in writing hereon that funds are available and the Municipal Attorney has reviewed the certification of the Chief Financial Officer and is satisfied that said certification is in proper form; and

WHEREAS, continuation of the terms of this contract beyond June 30, 2010 is contingent upon availability of funds in the 2011 FY Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Franklin, County of Somerset and State of New Jersey does hereby authorize the Mayor and Township Clerk to execute a contract with the above named vendor to purchase the specified items under State Contract.

Resolution #09-601 Award State Contract – Four Photocopiers – 4-Year Leases – February 1, 2010 to January 31, 2014 – Police Records & Professional Services in the amount of \$175.20 per month of \$2,100 per year – General Services Mail Room and Finance in the amount of \$105.00 per month or \$1,260 per year.

WHEREAS, the Township of Franklin desires to purchase items as follows through State Contract, which items when combined with prior purchases exceed the prevailing bid threshold:

VENDORS: ***Ikon Office Solutions***
567 Route 46 West
Fairfield, NJ 07004
SC 64039

ITEMS: Police Department – Records & Professional Services
General Services – Mail Room & Finance

COST: Police Department - \$175.20/month, total of \$8,400.00
General Services - \$105.00/month, total of \$5,040.00

WHEREAS, the Chief Financial Officer has certified in writing hereon that funds are available and the Municipal Attorney has reviewed the certification of the Chief Financial Officer and is satisfied that said certification is in proper form; and

WHEREAS, continuation of the terms of this contract beyond June 30, 2010 is contingent upon availability of funds in the 2011 FY Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Franklin, County of Somerset and State of New Jersey does hereby authorize the Mayor and Township Clerk to execute a contracts with the above named vendors to purchase the specified items under State Contract.

Resolution #09-602 Authorize Execution of Stipulation of Settlement Regarding a Foreclosure Matter Involving 223 Sapphire Lane.

WHEREAS, the Township has an Affordable Housing Agreement with Laurice Gross and holds a mortgage for the property involved located at 223 Sapphire Lane, Franklin park, New Jersey, in accordance with the Fair Housing Act and Uniform Affordability Controls; and

WHEREAS, a foreclosure action was filed by the Condominium Association against the property owner and the Township was named as a defendant in the matter; and

WHEREAS, in an effort to dismiss the Complaint as to the Township, the parties entered in negotiations and have agreed to enter into a Stipulation of Settlement, the terms of which will protect the Township's interest under the Affordable Housing Agreement and Mortgage and remove the Township from the litigation; and

WHEREAS, the form of Stipulation has been approved by the Township Attorney;

NOW, THEREFORE, BE IT RESOLVED this 8th day of December 2009 by the Township Council of the Township of Franklin, County of Somerset, State of New Jersey, that the settlement in this matter as set forth herein above be and the same approved, and the Township Attorney is hereby authorized and directed to affect said settlement.

Resolution #09-603 Authorize Execution of Grant Agreement – 2009 Somerset County Historic Preservation Grant Program – Cornelius Stoothoff House.

BE IT AND IT IS HEREBY RESOLVED that the Township Council of the Township of Franklin, County of Somerset, State of New Jersey does hereby authorize execution of a grant agreement with Somerset County for the 2009 Somerset County Historic Preservation Grant for the Cornelius Stoothoff House and does authorize the appropriate Township officials to execute these grant agreements on its behalf.

Resolution #09-604 Authorize Release of Performance Guarantees – GLM Global.

WHEREAS, the Township Clerk of the Township of Franklin, Somerset County, New Jersey 08873 has received the following:

NAME OF APPLICANT:	GLM Global
ADDRESS OF APPLICANT:	140 Fresh Ponds Road, East Brunswick, NJ 08816
ITEM:	Performance Bond
DOCKET:	PLN2003-0004
FOR:	Block 88.02/Lot 80 – 63 Veronica Avenue – Site Improvements
NUMBER:	S11195
INSURANCE CO./BANK:	First Indemnity of America Insurance Company
AMOUNT:	\$42,216.48

NAME OF APPLICANT:	GLM Global
ADDRESS OF APPLICANT:	140 Fresh Ponds Road, East Brunswick, NJ 08816
ITEM:	Performance Bond
DOCKET:	PLN2003-0004
FOR:	Block 88.02/Lot 80 – 63 Veronica Avenue – Site Improvements
NUMBER:	S11194
INSURANCE CO./BANK:	First Indemnity of America Insurance Company
AMOUNT:	\$129,404.16

WHEREAS, the Township Engineer, after inspection, recommends release of the aforesaid Performance Guarantees subject to the completion of the following items by no later than January 1, 2010:

1. The chains on the hydrant caps must be in place; and
2. Additional "Fire Lane-No Parking" signs are required -- left side of driveway, entire length.

WHEREAS, if the aforementioned items are not completed by January 1, 2010, the applicant will be found in violation of the Fire Code and will be subject to applicable penalties;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey that the aforesaid Performance Guarantees be release to the aforesaid applicant subject to the aforesaid conditions.

Resolution #09-605 Authorize Release of Plan/Building Escrows & Inspection Fees – GLM Global.

WHEREAS, the Township of Franklin, Somerset County has received escrow monies for purposes of professional fees incurred for review of and/or testimony concerning an

application for development in accordance with Section 112-214 of the Code of the Township of Franklin; and

WHEREAS, the project has been completed and the Township Engineer has certified to the Township Clerk the amount of money charged against the escrow and has recommended that the balance remaining as set forth be returned to the applicant:

APPLICANT:	GLM Global
ADDRESS:	140 Fresh Ponds Road, East Brunswick, NJ 08816
DOCKET NO.	PLN2003-0004
BLOCK/LOT:	88.02/80
LOCATION:	63 Veronica Avenue
TYPE:	Inspection Fee
AMOUNT TO BE REFUNDED:	\$2,706.93

OLD BUSINESS

Mayor Levine reported the following items are listed as Old Business:

- a) *Ordinance No. 3845* – Amend Land Use Development Ordinance - Amends Article VI, Wireless Communications Antennas, of Chapter 112, Land Development, so as to: (1) reorganize the Article, to provide clarity with respect to the procedural requirements and to eliminate redundancies and inconsistencies in the ordinance; (2) to provide administrative approval of certain applications by the full Technical Review Committee rather than just the Township Engineer and Director of Planning as currently permitted; and (3) slightly expand the types of applications that require administrative approval by the Technical Review Committee. – *Tabled at 09/22/09 Council Meeting – Received Recommendation from Planning Board will be scheduled for introduction at the January 12, 2010 meeting.*
- b) *Ordinance No. 3846* – Amend Land Use Development Ordinance - Adds definition for “Dwelling, Single Family (Zero Lot Line)”, amends the minimum lot area requirement for two-family dwellings in the R-7 zone and establishes lot and yard requirements for zero lot line single-family dwellings in a R-7 zone. – *Tabled at 09/22/09 Council Meeting– Tabled at 09/22/09 Council Meeting – Received Recommendation from Planning Board will be scheduled for introduction at the January 12, 2010 meeting.*
- c) Drop Box – *Installed.*

ADJOURNMENT

Deputy Mayor Glicklich moved to adjourn the meeting at 11:46 p.m. Said motion was seconded by Mr. Prasad and carried unanimously upon call of the roll.

Approved: *As Submitted*

Date: *February 23, 2010*

Brian D. Levine, Mayor

Ann Marie McCarthy, Township Clerk

Approved: *As Amended*

Date: *March 9, 2010*

Brian D. Levine, Mayor

Ann Marie McCarthy, Township Clerk