

The Work Session/Regular Meeting of the Township Council of the Township of Franklin, County of Somerset, New Jersey, was called to order by the Township Clerk at 9:08 a.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 Senior Citizen/Community Center at 9:00 a.m. on June 30, 2005. 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 Councilman Chivukula led the Invocation.

The Township Clerk called the roll.

Present: Ms. Ashley-Williams, Mr. Chivukula, Ms. Danile, Ms. Eberle, Mr. Levine, Mr. McKenzie, Ms. Ritchie, Mr. Sumter.

Absent: Mr. Regan, Mr. Sumter

Also present: Louis N. Rainone, Esq., Township Attorney, Kenneth W. Daly, Township Manager, Ann Marie McCarthy, Township Clerk

MAYOR'S REPORT

Mayor Levine made the following report:

- Welcome to those attending and TV viewers.
- Thanked the FTTV-25 volunteers.
- Explained how the meeting is conducted for the benefit of audience and viewers.
- Reported he has heard from many about the sound system in the Council Chambers. He stated that new equipment with improved sound for home viewers would be installed shortly.
- Announced that this is Council's annual meeting for those who find it more convenient to attend meetings in the mornings, especially senior citizens.
- Announced Summer Council Schedule – 2nd Tuesdays only in July and August. There will be public hearings on the FY2006 Budget to be announced in July and August.
- Welcomed and invited everyone to the Township's July 4th Independence Day Celebration on Friday, July 1st starting at 7:00 p.m. with food and games for children.
- Announced the Township received two grant checks from Somerset County for Development Incentive and Façade Improvements.

At this time, Mayor Levine asked Mr. Daly to provide a status report on the Franklin Park Water problem. Mr. Daly reported that at the last meeting Council gave him direction to implement the Franklin Park Water project. He stated that the Health Director has implemented a Zone of Involvement requiring those in the zone to hook up to Township water. He stated the ordinance to waive connection fees is scheduled for public hearing and further

consideration today. He reported that the Township would be paying for the costs of installing the water lines from the street to the house for those in the Zone of Involvement. He stated that the Township would seek reimbursement for these costs from the Spill Fund and collect from the polluters.

Mr. Daly reported that the Department of Public Works has identified twenty-four (24) homes in the Zone of Involvement whose streets already have Township water lines. He announced that the Township would be working with the plumber that has been used by the NJDEP and these homes will be hooked up right away. He stated that these residents would be contacted by the Township.

- Reported that he has received many calls and comments regarding eminent domain and the recent Supreme Court ruling. He stated that the Supreme Court ruled in favor of eminent domain rights. He stated that Franklin Township has never taken property to give to another property owner. He opined that this is not the use of government should be making of eminent domain. He pledged that he would remain diligent in protecting property rights and individual freedoms where they are threatened. He stated he would oppose eminent domain where it is not warranted.

DEPUTY MAYOR REPORT

Deputy Mayor McKenzie spoke on the meaning of Independence Day and invited all residents to participate in Independence Day celebrations.

COUNCIL REPORTS

Library Boar of Trustees

Ms. Wandra Ashley-Williams reported that she attended the June 27th meeting of the Library Board of Trustees. She reported that the tentative construction completion date is September and entire project completion date would be by the end of the year.

Ms. Ashley-Williams announced that the library would need to be closed for approximately three (3) weeks to move from the old section to the new section. She highlighted the Director's Report which included the selection of new materials for the new library has started; boxing of reference materials has started; 550 residents participated in 29 programs and the Monday Chess Club would be meeting on Friday afternoons during the summer and that activities have increased from 2004 to 2005.

Finance Oversight Committee

Ms. Danile made the following report:

"The Finance Oversight Committee met on Monday, June 20th. Among the agenda items that were discussed at that meeting were the following:

1. The Fiscal Year 2006 budget process will begin. Agreeable dates for the budget hearings were discussed and will be distributed to Council members.
2. Area rescue squads had made recent requests for considerable sums of money. No determination has been made regarding the granting of those requests, however, the committee discussed the need for financial information from the rescue squads. To date only one squad submitted information regarding their finances.
3. A plan for the collection of fees for updating Township Tax Maps and the GIS system was discussed. These fees would be user fees and would not constitute a burden to the taxpayer. The recommendation was made that fees reflect a full costing basis. This approach would make the fees all-inclusive of township costs.

4. A more broad-based vendor policy was discussed and agreed upon.
5. The Finance Oversight Committee agreed to waive a past due Housing Authority PILOT payment. More recent PILOT payments have been collected from the Housing Authority.”

Ms. Danile asked Mayor Levine if he attended the Board of Education Retreat and asked for a report. Mayor Levine replied he did not attend and did not have any information at this time, but would receive information from the Board of Education.

Public Safety

Mr. Chivukula reported that the Public Safety Standing Committee met on June 28, 2005 and discussed the public safety needs of the Township such as staffing and a substation as a result of the Route 27 Corridor and the increasing population. Hamilton Street and Park lighting improvements were also discussed.

REVIEW OF THE PREPARED AGENDA

Mayor Levine led the following review of the prepared agenda:

In relation to Ordinance No. 3555 – Change designation of Block 74.01, Lots 7, 8.01, 9-11 and 14 from R-40 to A, Deputy Mayor McKenzie asked for a status report of the master plan. Ms. Ritchie replied that the Planning Board is working on it diligently and they are close to completing a first draft. Public Hearings on the draft would be held. The tentative adoption date would be by the end of November.

In relation to Resolution #05-295 – Support of Danielle’s Law, Mr. Chivukula explained the need to support federal legislation that would require care staff who work with people with developmental disabilities and/or traumatic brain injury to call 9-1-1 telephone emergency services in life threatening emergencies.

DISCUSSION ITEM

FY2006 Municipal Budget Hearing Schedule

The following budget hearing schedule was accepted by Council:

- July 12th – Draft Budget distributed to Council
- July 20th & 26th – Budget Hearings
- August 1st – Budget Hearing (August 2nd – National Night Out-Op-Cop)
- August 9th – Regular Council Meeting – Mark up of Budget
- August 23rd – Finance Oversight Committee Meeting – Final Mark up of Budget
- September 13th – Budget Introduced
- October 11th – Budget Hearing/Adoption

APPROVAL OF MINUTES

Mayor Levine asked for a motion to approve the following minutes: Regular Meeting and Executive Session of June 14, 2005.

A correction was made by Ms. Ashley-Williams. Ms. Danile moved the approval of the following minutes, as amended: Regular Meeting and Executive Session of June 14, 2005. Said motion was seconded by Deputy Mayor McKenzie and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Ashley-Williams	Danile		Chivukula	Regan
Eberle	Levine			Sumter
McKenzie	Ritchie			

APPROVAL OF WARRANTS

Mayor Levine presented the following warrants in the amount of \$1,685,763.19 for June 30, 2005 to the Township Council for payment:

1	Current	3,97,563.47
5	Water Operating	1,49,744.28
4	General Capital	2,126.23
15	Trust Others	32,005.69
18	Self Insurance Trust	527.00
21	Recreation Trust	3,509.23
12	Open Space Trust	18,788.33
2	Grant	107,557.75
3	Collector Trust	325,454.94
22	Payroll	645,814.17
13	Redevelopment Agency	452.10
	Sub-Total	1,683,548.19
25	Escrow Account	2,215.00
	Grand Total	1,685,763.19

Deputy Mayor McKenzie moved that warrants in the amount of \$1,685,763.19 for June 30, 2005 to be paid. Said motion was seconded by Ms. Danile and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Ashley-Williams	Chivukula			Regan
Danile	Eberle			Sumter
Levine	McKenzie			
Ritchie				

ORDINANCE – PUBLIC HEARING

Ordinance No. 3553

Mayor Levine offered the following ordinance:

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF FRANKLIN IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY MORE PARTICULARLY CHAPTER 236, WATER – ARTICLE XI, OTHER REGULATIONS, ADDING SECTION 236-53.1 – WAIVER OF FEES WHEN A GENERAL WATER EMERGENCY IS DECLARED.

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 McKenzie moved to open the meeting for a public hearing on the ordinance. Said motion was seconded by Ms. Danile 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.

Kenneth Jones, 84 Central Avenue, extended his appreciation for what is being done from the Franklin Park residents. He asked what happens to those outside the Zone of Involvement. Mr. Daly replied that the Township has tested the entire area and the Health Director has declared a Zone of Involvement. There are no plans to continue testing by the Township. The NJ Department of Environmental Protection is continuing to test and monitor the area. Priority is given to those in the Zone of Involvement. Those not in the Zone of Involvement would have to pay to connect to the Township’s water system.

Charles Seigel, Franklin Greens, asked if the Township is trying to recoup the costs from the polluters. Mr. Daly replied the Township plans to collect through the State’s Spill Fund.

There being no further comments by the public, Deputy Mayor McKenzie moved to close the public hearing on the ordinance. Said motion was seconded by Ms. Danile and carried unanimously upon call of the roll.

Deputy Mayor McKenzie moved the final passage of the ordinance and publication in accordance with law. Said motion was seconded by Ms. Ashley-Williams and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Ashley-Williams	Chivukula			Regan
Danile	Eberle			Sumter
Levine	McKenzie			
Ritchie				

PROCLAMATION

Honoring Betty Gallo

Mayor Levine, with Mr. Chivukula, presented the following proclamation to Betty Gallo:

WHEREAS, BETTY GALLO formed the first county task force in the State of New Jersey to bring education and awareness about prostate cancer to the community and is also on the ACS State Prostate Cancer Task Force; and

WHEREAS, BETTY GALLO through AFUD, sponsored the Dean Gallo Scholarship supporting a student in medical school in New Jersey conducting prostate cancer research and for her efforts, Mrs. Gallo received the AFUD 1997 Presidential Award; and

WHEREAS, BETTY GALLO, testified before the New Jersey Legislature to name the month of June “Prostate Cancer Awareness” month in memory of Congressman Gallo; and

WHEREAS, BETTY GALLO, is working with the Cancer Research Foundation of America to initiate a program with Congressional wives for education and awareness on prostate cancer to their respective districts; and

WHEREAS, in conjunction with the Congressional Delegation of New Jersey **BETTY GALLO** is developing improvements in education and screenings not only to the general population, but also in the uninsured, underserved and African American Community;

WHEREAS, BETTY GALLO is helping to create the New Jersey Prostate Cancer Coalition and has also been instrumental in organizing a proposed Office of Men’s Health in Washington;

NOW, THEREFORE, I, BRIAN LEVINE, MAYOR of the Township of Franklin, County of Somerset, State of New Jersey, on behalf of the Township Council and the residents of Franklin Township, do hereby recognize and commend **BETTY GALLO** for her outstanding

actions and accomplishments in the education and awareness of prostate cancer in New Jersey and the United States.

Ms. Gallo thanked Council for the honor and stated that they have raised \$15.2 million for the Gallo Center in New Brunswick. She stated that early detection and prevention is very important. Gilbert Grant, Prostate Cancer Survivor, stated that with help, getting the message out would help prevent the disease. Mr. Chivukula commended Ms. Gallo and Mr. Grant and agreed education is needed.

PUBLIC DISCUSSION

Ms. Ashley-Williams moved to open the meeting for public discussion. Said motion was seconded by Ms. Danile and carried unanimously upon call of the roll.

Mayor Levine announced that this meeting is open for public discussion on any item of interest, which does not have a public hearing of its own. He stated that if anyone was interested in speaking to raise their hand and when recognized, state their name and address.

Harold Leventhal, 360 DeMott Lane, commended Betty Gallo and Gilbert Grant. He thanked them for coming forward and getting the message out. He recommended all to read the speeches posted on the outside wall of the Council Chambers. He noted that FDR's speech regarding the four (4) freedoms is still pertinent today.

Charles Seigel, Franklin Greens, stated that Seniors support education, but do not support funding for an athletic field when there is one already. He stated that something needs to be done regarding increasing taxes to help Seniors who are on fixed incomes. He opposed the rumor that the YMCA is no good for the community. He stated that it is a win-win situation because it has no cost to the township and provides a swimming pool for the high school.

Regina Doyle, 127 Winchester Way, expressed her concerns regarding the Senior Citizen/Community Center's sound system.

Saul Cohn, 6 Bray Street, requested the speed be increased on Schoolhouse Road since it has been widened. He stated it is only 30 mph and the increase would not be a threat to public safety. He stated that the cycling of the traffic light on New Brunswick Road at Elizabeth Avenue and Schoolhouse Road is not long enough and an adjustment is needed.

Anna Chiavaroli, 18 Castleton Road, stated that since the renovations to Stop and Shop and the construction of Wendy's on Easton Avenue, Castleton Road has become a cut through. She stated more police officers are needed to ticket the speeders. She expressed her concerns regarding the sound system.

Carrie Bradshaw, 85 North Lawrence Avenue, expressed her concerns regarding the traffic on North Lawrence Avenue and the use of cell phones while driving. She also expressed her concerns that there is no heavy pick up for seniors.

Helen Stokes, 186 Green Street, expressed her concerns regarding unsolicited litter on her property. She stated that she has put up a sign and still gets unsolicited litter. Mr. Daly replied that the ordinance is enforced by the Health Director and the offender will be given notice and summons.

Muriel Seigel, Franklin Greens, requested reimbursement to the United Seniors for their payment for the replacement of the kitchen counter and top in the amount of \$5640. She stated that they were denied this request last year.

Deputy Mayor McKenzie moved to close the public discussion portion of the meeting. Said motion was seconded by Ms. Danile and carried unanimously upon call of the roll.

COUNCIL COMMENTS

Ms. Eberle expressed her contentment that they are moving forward with the Franklin Park water project. She agreed that something should be done regarding the continued use of cell phones while driving and recommended those who are concerned to contact their State Legislators.

Ms. Ashley-Williams thanked all those in attendance at the meeting. She stated that the work of Ms. Gallo and others is important the prevention and early detection of prostate cancer. She wished all a happy 4th of July.

Ms. Danile stated the Finance Oversight Committee would look into reimbursing the United Seniors their costs for the replacement of the kitchen counter and top. She wished everyone a happy 4th of July and invited all to attend the festivities. She thanked all attending the meeting.

Mr. Chivukula stated that the Lions Club donated the wall plaques at the entrance of the Council Chambers. He stated the use of cell phones while driving is an on-going problem. He stated heavy pickup should be addressed once again and noted it was looked at in 1998. He announced that he has one more meeting as Councilman of the 5th Ward. He thanked the Township staff for all of their help over the years. He stated he would be working on the State Budget this weekend as Assemblyman.

Ms. Ritchie expressed her sadness that Mr. Chivukula only has one more meeting. She expressed her contentment of the attendance of the Seniors and for their good comments. She stated she is pleased they are moving forward with the Franklin Park water situation.

Deputy Mayor McKenzie thanked the Seniors for their comments. He commended Mr. Chivukula for all of his efforts, especially those for the Seniors. He wished everyone a happy 4th of July.

Mayor Levine expressed his contentment to see everyone in attendance and for his or her comments. He wished everyone a happy 4th of July.

ORDINANCE INTRODUCTIONS

Ordinance No. 3555

Mayor Levine presented the following ordinance:

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF FRANKLIN, COUTNY OF SOMERSET, STATE OF NEW JERSEY, MORE PARTICULARLY CHAPTER 112, DEVLOPMENT, SECTION 112-6B(1), OFFICIAL ZONING MAP.

Mayor Levine stated that the foregoing ordinance is presented to the Township Council for adoption on first reading, posting, publication in accordance with law and public hearing and final adoption on August 9, 2005.

Deputy Mayor McKenzie moved the foregoing ordinance for adoption on first reading, posting, publication in accordance with law and public hearing and final adoption on August 9, 2005 at 7:00 p.m. in the Municipal Complex. Said motion was seconded by Ms. Danile and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Ashley-Williams	Chivukula	Ritchie			Regan
Danile	Eberle				Sumter
Levine	McKenzie				

Ordinance No. 3556

Mayor Levine presented the following ordinance:

AN ORDINANCE TO ACQUIRE BY PURCHASE OR CONDEMNATION CERTAIN LANDS WITHIN THE TOWNSHIP OF FRANKLIN, SOMERSET COUNTY, STATE OF NEW JERSEY FOR PARKS AND/OR CONSERVATION PURPOSES

Mayor Levine stated that the foregoing ordinance is presented to the Township Council for adoption on first reading, posting, publication in accordance with law and public hearing and final adoption on August 9, 2005.

Ms. Danile moved the foregoing ordinance for adoption on first reading, posting, publication in accordance with law and public hearing and final adoption on August 9, 2005 at 7:00 p.m. in the Municipal Complex. Said motion was seconded by Deputy Mayor McKenzie and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Chivukula	Danile		Ashley-Williams	Regan
Eberle	Levine			Sumter
McKenzie	Ritchie			

Ordinance No. 3557

Mayor Levine presented the following ordinance:

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 3256 FINALLY ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP ON DECEMBER 11, 2001 ENTITLED, "BOND ORDINANCE PROVIDING FOR THE PAYMENT OF THE PURCHASE PRICE FOR THE ACQUISITION OF LANDS FOR OPEN SPACE AND FARMLAND PRESERVATION, ALL LAWFUL AND PUBLIC PURPOSES, BY AND IN THE TOWNSHIP OF FRANKLIN, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY (THE "TOWNSHIP"); APPROPRIATING \$14,400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$13,680,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF," AS AMENDED BY BOND ORDINANCE NUMBER 3293 FINALLY ADOPTED ON JUNE 13, 2002, AS AMENDED BY BOND ORDINANCE NUMBER 3369 FINALLY ADOPTED ON APRIL 8, 2003, AS AMENDED BY BOND ORDINANCE NUMBER 3401 FINALLY ADOPTED ON SEPTEMBER 23, 2003, AS AMENDED BY BOND ORDINANCE NUMBER 3522 FINALLY ADOPTED ON FEBRUARY 8, 2005 TO AMEND THE DESCRIPTION THEREOF

Mayor Levine stated that the foregoing ordinance is presented to the Township Council for adoption on first reading, posting, publication in accordance with law and public hearing and final adoption on August 9, 2005.

Ms. Danile moved the foregoing ordinance for adoption on first reading, posting, publication in accordance with law and public hearing and final adoption on August 9, 2005 at 7:00 p.m. in the Municipal Complex. Said motion was seconded by Deputy Mayor McKenzie and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Chivukula	Danile		Ashley-Williams	Regan
Eberle	Levine			Sumter
McKenzie	Ritchie			

Ordinance No. 3558

Mayor Levine presented the following ordinance:

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF FRANKLIN, SOMERSET COUNTY, NEW JERSEY, MORE PARTICULARLY CHAPTER 112, DEVELOPMENT SECTION 112-8, GENERAL REGULATIONS

Mayor Levine stated that the foregoing ordinance is presented to the Township Council for adoption on first reading, posting, publication in accordance with law and public hearing and final adoption on August 9, 2005.

Ms. Danile moved the foregoing ordinance for adoption on first reading, posting, publication in accordance with law and public hearing and final adoption on August 9, 2005 at 7:00 p.m. in the Municipal Complex. Said motion was seconded by Ms. Eberle and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Ashley-Williams	Chivukula			Regan
Danile	Eberle			Sumter
Levine	McKenzie			
Ritchie				

Ordinance No. 3559

Mayor Levine presented the following ordinance:

AN ORDINANCE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET AND STATE OF NEW JERSEY AUTHORIZING ACCEPTANCE FROM THE PRINCETON HIGHLAND ESTATES II – DOCKET NO. ZBA 2003-0942 – THIRTEEN (13) CONSERVATION EASEMENTS; SEVEN (7) DRAINAGE EASEMENTS; TWO (2) DRAINAGE & ACCESS EASEMENTS; TWO (2) UTILITY EASEMENTS; ONE (1) AMENDED UTILITY EASEMENT AND THREE (3) DEEDS OF DEDICATION.

Mayor Levine stated that the foregoing ordinance is presented to the Township Council for adoption on first reading, posting, publication in accordance with law and public hearing and final adoption on August 9, 2005.

Deputy Mayor McKenzie moved the foregoing ordinance for adoption on first reading, posting, publication in accordance with law and public hearing and final adoption on August 9, 2005 at 7:00 p.m. in the Municipal Complex. Said motion was seconded by Ms. Ashley-Williams and carried as follows upon call of the roll:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Ashley-Williams	Chivukula			Regan
Danile	Eberle			Sumter
Levine	McKenzie			
Ritchie				

CONSENT AGENDA ITEMS

Upon motion by Mr. Chivukula, seconded by Ms. Danile, 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>
Ashley-Williams	Chivukula			Regan
Danile	Eberle			Sumter
Levine	McKenzie			
Ritchie				

Resolution #05-295 Support of “Danielle’s Law” – Requiring direct care staff who work with people with developmental disabilities and/or traumatic brain injury to call 911 telephone emergency services in life threatening emergencies.

WHEREAS, on November 5, 2002, Danielle Gruskowski, who suffered from Rett Syndrome – a neurological disorder that affects motor movements and the ability to communicate – required 24-hour care because of her condition; and

WHEREAS, on the evening of November 4, 2002, Danielle experienced multiple symptoms that indicated the need for emergency attention, yet the caretaker failed to identify the symptoms as life threatening and did not call 911, Danielle died the next day; and

WHEREAS, due to the tireless efforts of Danielle’s mother, Diane Gruskowski, and The Family Alliance to Stop Abuse and Neglect, Governor James McGreevey signed into law legislation known as Danielle’s Law on October 26, 2003. The law requires that people who directly deal with the developmentally disabled or people with traumatic brain injury call 911 in the event of life-threatening situations; and

WHEREAS, Congressman Rush Holt, the 12th District, New Jersey, proposed federal legislation modeled after the New Jersey law, and if enacted would:

- Require direct care staff who are providing health related services to persons with developmental disabilities or traumatic brain injury to call 911 emergency telephone service for assistance anytime one of their charges experiences a life-threatening emergency and to report the call to the appropriate State agency or department;
- End Medicare funding to healthcare providers who fail to implement these regulations.

THEREFORE, BE IT RESOLVED, That the Governing Body of the Township of Franklin, County of Somerset, New Jersey, does hereby support this important legislation protecting the developmentally disabled.

Resolution #05-296 Authorize Refund of Tax 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>QTR/YR</u>	<u>AMOUNT</u>
11.01/13.33 05-002	Herbert Sehgel	Void Tax Sale	1,392.33
11-07/18 05-003	PO Box 284	Certificates	1,207.89
11.07/18 03-005	Kingston, NJ 08528	Township	1,803.03
11.09/29 05-004		Owned	1,246.39
11.09/29 03-007		Property	1,864.73
11.09/29 04-004			600.45
11.09/32 05-005			129.40
11.10/1 05-006			173.87
11.10/1 04-005			354.83
11.13/1 05-007			<u>93.35</u>
			8,866.27
11.07/18 040002	Chong Xu 609 Lancaster Court	Void Tax Sale Certificates	581.78

	Belle Mead, NJ 08502	Township Owned Property	
11.13/1 040007	Trebies Properties LLC 30 Vista Drive Little Silver, NJ 07739-1612	Void Tax Sale Certificates Township Owned Property	219.59
386.17/129.22	Township of Franklin	Water Credit to Final Fee	25.00
87.03/11	LSI Tax Service Refund Department 3100 New York Drive Suite 100 Pasadena, CA 91107	05/3 Mortgage Company and Title Company Paid	1,535.79
297/15	Township of Franklin	05/3 Payment Posted to Wrong Tax Year	900.00
468.09/48	Wolfblock Esq. 101 Eisenhower Pkwy. Roseland, NJ 07068	04/4 Tax Appeal	22,410.00

Resolution #05-297 Authorize Temporary License for Ingress and Egress and To Use and Occupy – Julie L. Lockwood – Rutgers University, Ecology, Evolution and Natural Resources – Portion of Negri Nepote Native Grasslands Preserve and the Ten Mile Run Greenway – Conduct Research and Field Work on Birds in the Licensed Area.

BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, State of New Jersey that the Mayor and Township Clerk are hereby authorized to execute a temporary license for ingress and egress and to use and occupy with Julie L. Lockwood, Rutgers University, Ecology, Evolution and Natural Resources for the purpose of conducted research and more specifically field work on the birds in the Negri Nepote Native Grasslands Preserve and the Ten Mile Run Greenway.

Resolution #05-298 Award Bid – Good Morning Care Inc. – Janitorial Services for Municipal Buildings – July 1, 2005 thru June 30, 2006 – Not to Exceed \$59,900.00.

WHEREAS, a notice to bidders for the receipt of bids for Janitorial Services for Municipal Buildings, including Public Safety Building, Community/Senior Center, Municipal Building, Public Works Building and 12 Berry Street, for the period July 1, 2005 to June 30, 2006, was published in the Courier News on May 17, 2005; 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;

WHEREAS, that continuation of the terms of this contract beyond June 30, 2005 is contingent upon availability of funds in the 2006 FY Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract.

BE IT RESOLVED by the Township Council of the Township of Franklin, Somerset County, New Jersey that the following bid be awarded:

Good Morning Care, Inc.
231B Franklin Avenue
Cliffside Park, NJ 07010

Amount not to exceed \$59,900.00; and

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

Resolution #05-299 Authorize Interlocal Services Agreement – Somerset County Transportation – Senior Transportation Services – July 1, 2005 thru June 30, 2006 – Not to Exceed \$44,000.00.

BE IT AND IT IS HEREBY RESOLVED that the Mayor and Township Clerk are hereby authorized to execute on behalf of the Township Council interlocal service agreements with the Somerset County Transportation as permitted by NJSA 40:8A-1 et. seq. for Senior Transportation Services for the period July 1, 2005 to June 30, 2006.

BE IT FURTHER RESOLVED, that continuation of the terms of this contract beyond June 30, 2005 is contingent upon availability of funds in the 2006 FY Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract.

Resolution #05-300 Authorize Release of Planning/Building Review Escrows.

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 112-29 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:	Raritan Computer		
ADDRESS:	400 Cottontail Lane, Somerset, NJ 08873		
DOCKET NO.	PLN2004-0002		
BLOCK/LOT:	517.06/15.11		
LOCATION:	400 Cottontail Lane		
AMOUNT DEPOSITED:	\$3,950.00	\$2,750.00 <Heyer>	\$300.00 <In-Hse>
		<Schoor>	
AMOUNT CHARGED:	<u>3,300.00</u>	<u>1,485.00</u>	<u>0.00</u>
AMOUNT TO BE REFUNDED:	\$ 650.00	\$1,265.00	\$300.00

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey that the remaining escrow monies be returned 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 #05-301 Authorize Tax Title Lien Redemption – Outside Buyer.

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: June 8, 2004
Block/Lot: 84.01/36.45
Name & Address: Smith, James & Judith
 77 Dahmer Road
 Somerset, NJ 08873
Amount: \$113,875.06
Make Check Payable To: Crusader Servicing Corp.
 179 Washington Lane
 Jenkintown, PA 19046
Certificate No.: 040027
Payment Received: June 10, 2005

Date of Sale: June 9, 2005
Block/Lot: 85/56.03 C0228
Name & Address: Briggs, Isaac Jr. & J.
 228 Kingsbury Drive
 Somerset, NJ 08873
Amount: \$8,294.60
Make Check Payable To: Plymouth Park
 P.O. Box 2288
 Morristown, NJ 07962-2288
Certificate No.: 05-023
Payment Received: June 20, 2005

Date of Sale: June 9, 2005
Block/Lot: 87.06/5
Name & Address: Gonzalez, Miguel & Mar.
 1551 Amwell Road
 Somerset, NJ 08873
Amount: \$1,021.72
Make Check Payable To: JNH Funding Corp.
 90 Dayton Avenue, Bldg. 6C
 Passaic, NJ 07055
Certificate No.: 05-024
Payment Received: June 16, 2005

Date of Sale: April 28, 1994
Block/Lot: 184/11
Name & Address: Ski Automotive Inc.
 383 Somerset Street
 Somerset, NJ 08873
Amount: \$72,304.97
Make Check Payable To: Gladiator, LLC
 510 Washington Street, Suite 3
 Newark, NJ 07102
Certificate No.: 7130
Payment Received: June 20, 2005

Date of Sale: June 11, 1998
Block/Lot: 184/11
Name & Address: Ski Automotive Inc.

383 Somerset Street
Somerset, NJ 08873

Amount: \$2,345.52

Make Check Payable To: Gladiator, LLC
510 Washington Street, Suite 3
Newark, NJ 07102

Certificate No.: 98-39

Payment Received: June 20, 2005

Date of Sale: June 10, 1999

Block/Lot: 184/11

Name & Address: Ski Automotive Inc.
383 Somerset Street
Somerset, NJ 08873

Amount: \$1,645.52

Make Check Payable To: Gladiator, LLC
510 Washington Street, Suite 3
Newark, NJ 07102

Certificate No.: 99-0060

Payment Received: June 20, 2005

Date of Sale: June 9, 2005

Block/Lot: 189/14

Name & Address: Remson, Darry J.

Amount: \$21,525.88

Make Check Payable To: Crusader Servicing Corp.
179 Washington Lane
Jenkintown, PA 19046

Certificate No.: 05-048

Payment Received: June 20, 2005

Date of Sale: June 7, 2001

Block/Lot: 219/2.05

Name & Address: Inyang & Thomas
314-316 Lewis Street
Somerset, NJ 08873

Amount: \$1,787.86

Make Check Payable To: James C. Older
87 East Mountain Road
Hillsborough, NJ 08844

Certificate No.: 01-121

Payment Received: June 14, 2005

Date of Sale: June 10, 2003

Block/Lot: 219/2.05

Name & Address: Sanders, Wm & Carolyn
144 Churchill Avenue
Somerset, NJ 08873
(For 989 Hamilton Street)

Amount: \$21,158.67

Make Check Payable To: JNH Funding Corp.
90 Dayton Avenue, Bldg. 6C
Passaic, NJ 07055

Certificate No.: 03-167

Payment Received: June 14, 2005

Date of Sale: June 9, 2005

Block/Lot: 315/15.01

Name & Address: Tita, Guiseppe & Marianna
 100 Hillcrest Avenue
 Somerset, NJ 08873
Amount: \$27,201.56
Make Check Payable To: American Tax Funding
 PO Box 862658
 Orlando, FL 32886-2658
Certificate No.: 05-076
Payment Received: June 20, 2005

Date of Sale: June 10, 2003
Block/Lot: 372/1
Name & Address: Jarrett, Rudolph & Joyce
 31 Patton Drive
 Somerset, NJ 08873
Amount: \$27,704.89
Make Check Payable To: Plymouth Financial Co.
 PO Box 2288
 Morristown, NJ 07962-2288
Certificate No.: 03-192
Payment Received: June 13, 2005

Date of Sale: June 10, 2003
Block/Lot: 507/63.01
Name & Address: Fish Three
 PO Box 80
 Lakewood, NJ
Amount: \$13,767.42
Make Check Payable To: James C. Older
 87 East Mountain Avenue
 Hillsborough, NJ 08844
Certificate No.: 03-235
Payment Received: May 26, 2005

Date of Sale: June 8, 2004
Block/Lot: 507/64
Name & Address: Fish Three
 PO Box 80
 Lakewood, NJ
Amount: \$10,029.20
Make Check Payable To: Chong Xu
 609 Lancaster Court
 Belle Mead, NJ 08502
Certificate No.: 040115
Payment Received: May 26, 2005

Date of Sale: June 10, 2003
Block/Lot: 507/64
Name & Address: Fish Three
 PO Box 80
 Lakewood, NJ
Amount: \$2,792.07
Make Check Payable To: BDG Realty
 1828 Holly Road
 North Brunswick, NJ 08902
Certificate No.: 03-236
Payment Received: May 26, 2005

Resolution #05-302 Award Contract – Ronald Patrick’s Plumbing & Artic Air, Inc. – Contractors for CDBG Rehabilitation Projects – Not to Exceed \$24,462.00 for Ronald Patrick’s Plumbing and Not to Exceed \$24,285.00 for Artic Air, Inc.

WHEREAS, the Township of Franklin desires to purchase items as follows which do not exceed the bid threshold but which exceed the limits set forth in Chapter 3, Section 3-13; and

WHEREAS, quotations as required by NJSA 40A:11-1 et seq. have been received;

VENDOR: Ronald Patrick’s Plumbing
31 Heidi Drive
Fords, NJ 08863
ITEMS: Project: 122 Runyon Avenue
COST: Not to exceed \$24,462.00

VENDOR: Artic Air Inc.
494 Ridge Road
Monmouth Junction, NJ 08852
ITEMS: Project: 54 Dewald Avenue
COST: Not to exceed \$24,825.00

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

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 vendors to purchase the specified items.

Resolution #05-303 Authorize Waiver of PILOT (Payment In Lieu Of Taxes) Payment – Franklin Township Housing Authority - \$65,707.00.

WHEREAS, the Franklin Township Housing Authority has a Cooperative Agreement with Franklin Township that provides for the Housing Authority to make annual payments PILOT (“Payments in Lieu of Taxes) to Franklin Township for payment of public services and facilities; and

WHEREAS, as a result of an audit of the Franklin Township Housing Authority, it has been found that PILOT payments for a number of years have not been paid to the Township of Franklin resulting in an outstanding balance of \$78,894.00; and

WHEREAS, the Franklin Township Housing Authority made a PILOT payment in November, 2004 in the amount of \$16,968.00 and is scheduled to make a second payment upon the close of their audit in the amount of \$13,187.00; and

WHEREAS, the Franklin Township Housing Authority has requested a waiver of PILOT payment in the amount of \$65,707.00 because of the serious hardship this payment would cause to the Housing Authority’s ability to serve its residents; and

WHEREAS, the Franklin Township Housing Authority has indicated that all future PILOT payments would be made at the end of each fiscal year;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, State of New Jersey that it hereby waives the PILOT payment in the amount of \$65,707.00.

Resolution #05-304 Rescind Resolution #05-185 – Release Maintenance Bond – Eastern Hill, LLC (Glen Eyre Tract B).

WHEREAS, Resolution #05-185 entitled “Resolution – Maintenance Bond Release – Eastern Hill, LLC – Glen Eyre Tract B – 2-Year Maintenance Bond – Water Line & Trenches – Block 424.12/Lot 2.02 – Treptow Road” was adopted by the Township Council at a regular meeting held on April 26, 2005; and

WHEREAS, said Maintenance Bond was released by the Engineering Department in error;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, State of New Jersey that Resolution #05-185 entitled “Resolution – Maintenance Bond Release – Eastern Hill, LLC – Glen Eyre Tract B – 2-Year Maintenance Bond – Water Line & Trenches – Block 424.12/Lot 2.02 – Treptow Road” is hereby rescinded.

Resolution #05-305 Authorize Tax Remittals.

WHEREAS, there appears on the books of the Collector of Revenue, taxes to be remitted as follows:

Year	Block/Lot	Name	Reason	Amount
2005	11.01/13.33	Township of Franklin	Tax Exempt	\$1,904.08
	11.09/32			48.25
	11.10/1			111.20
	11.13/1			44.07
	11.07/18			1,757.17
	11.09/29			1,784.45
2005	2500/14.01	First Equipment Co.	Tax line item error – Assessor	180.00
	2500/14.02			89.87
	2500/14.03			76.61
	2500/14.04			2.68

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, Somerset County that the Collector of Revenue be and she is hereby directed to remit the amount so stated.

Resolution #05-306 Authorize Purchase – Suydam Insurance Agency – Insurance Policies – July 2005 to July 2006 – Not to Exceed \$15,616.30.

WHEREAS, the Township of Franklin desires to purchase items as follows which are exempt from the bidding requirements of the Local Public Contracts Law and meeting the requirements for an Extraordinary Unspecifiable Service:

VENDOR: SUYDAM INSURANCE AGENCY

ITEMS: Accident Policy for Department of Recreation; Department of Community Resources; Community Celebrations and Park Administration – July 1, 2005- July 1, 2006
Local Administrator: Suydam Insurance, 1743 Route 27, Somerset, NJ 08873
Total Cost: \$15,043.00

Accident Policy: Work Release Program: July 1, 2005 to July 1, 2006
Local Administrator: Suydam Insurance, 1743 Route 27, Somerset, NJ 08873
Total Cost: \$573.00

COST: Not to exceed \$15,616.30 for the period July 1, 2005 to July 1, 2006

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

WHEREAS, that continuation of the terms of this contract beyond June 30, 2005 is contingent upon availability of funds in the 2006 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:

- (1) Authorizes the Mayor and Township Clerk to execute a contract with the above named vendor to purchase the specified items, which contract shall be maintained on file with the Township Clerk and available for public inspection.
- (2) This contract is awarded without competitive bidding and in accordance with the requirements for Extraordinary Unspecifiable Services in accordance with NJSA 40A:11-5(1) (M) of the Local Public Contracts Law.
- (3) 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.
- (4) 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 Extraordinary Unspecifiable Service Agreement authorized herein.
- (5) 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 Extraordinary Unspecifiable Service Agreement authorized herein.

Resolution #05-307 Authorize Purchase – FY2006 Health Insurance Policies – Oxford (Not to Exceed \$2,900,000) – Benecard (Not to Exceed \$2,000,000) – Blue Cross/Blue Shield Dental (Not to Exceed \$400,000) – Cigna Dental (Not to Exceed \$6,000).

WHEREAS, the Township of Franklin desires to purchase items as follows which are exempt from the bidding requirements of the Local Public Contracts Law and meeting the requirement of an Extraordinary Unspecifiable Service (**NJSA 40A:11-5(m)**):

<u>VENDOR</u>	<u>ITEM</u>	<u>COST</u>
OXFORD OXHP PO Box 26973 NY, NY 10087-6973	Medical Insurance	Not to Exceed \$2,900,000.00
BENECARD Benecard Services, Inc. 168 Franklin Corner Rd. Bldg. #2 Suite 201 Lawrenceville, NJ 08638	Prescription Insurance	Not to Exceed \$2,000,000.00
BLUE CROSS/BLUE SHIELD DENTAL Horizon Blue Cross Blue Shield of NJ PO Box 1738 Newark, NJ 07101-1738	Dental Insurance	Not to Exceed \$400,000.00
CIGNA DENTAL Cigna Dental CGLIC-Bloomfield EASC 5082 Collection Center Drive Chicago, IL 60693-0050	Dental Insurance	Not to Exceed \$6,000.00

WHEREAS, the Chief Financial Officer has certified 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;

WHEREAS, that continuation of the terms of this contract beyond June 30, 2005 is contingent upon availability of funds in the 2006 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 by the Township Council of the Township of Franklin, County of Somerset that the above purchases be authorized subject to the following provisions:

- (1) These contracts are awarded without competitive bidding as an exemption under the provisions of the Local Public Contracts Law, NJSA 40A:11-5(1)(m).
- (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 vendors 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 contract authorized herein.
- (4) The vendors 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 contract authorized herein.

Resolution #05-308 Award Contract – First Choice Automotive Parts – Replacement of two (2) Garage Bay Lifts at the Public Works Building – Not to Exceed \$21,059.00.

WHEREAS, the Township of Franklin desires to purchase items as follows which do not exceed the bid threshold but which exceed the limits set forth in Chapter 3, Section 3-13; and

WHEREAS, quotations as required by NJSA 40A:11-1 et seq. have been received;

VENDOR: First Choice Automotive Parts

ITEMS: Two (2) Garage Bay Lift Replacements

COST: Not to exceed \$21,059.00

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

WHEREAS, that continuation of the terms of this contract beyond June 30, 2005 is contingent upon availability of funds in the 2006 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 vendors to purchase the specified items.

Resolution #05-309 Authorize FY2005 Budget Transfers.

BE IT RESOLVED by the Township Council of the Township of Franklin in the County of Somerset and State of New Jersey, that the following transfers be made from the Fiscal Year 2005 Municipal Budget Appropriations:

<u>DEPARTMENT</u>	<u>FROM</u>	<u>TO</u>
Salary Adjustment, Salary & Wage Human Resources, Salary & Wage	\$ 1,800.00	\$ 1,800.00
Zoning Board, Salary & Wage Zoning Enforcement, Salary & Wage	\$ 3,000.00	\$ 3,000.00
Engineering, Salary & Wage Animal Control, Salary & Wage	\$ 8,000.00	\$ 8,000.00
Public Works Administration, S&W Streets & Roads, Salary & Wage	\$12,000.00	\$12,000.00

Resolution #05-310 Authorize FY2006 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:

TEMPORARY BUDGET**GENERAL GOVERNMENT**

Manager (Township Manager's Office)	Salaries & Wages	48,498.00
	Other Expenses	3,570.00
Manager (Grant Coordinator's Office)	Salaries & Wages	16,629.00
	Other Expenses	340.00
Manager (Purchasing & General Services)	Salaries & Wages	14,886.00
	Other Expenses	42,217.00
Human Resources (Personnel)	Salaries & Wages	22,447.00
	Other Expenses	10,121.00
Township Council	Salaries & Wages	19,117.00
	Other Expenses	3,713.00
Municipal Clerk	Salaries & Wages	58,136.00
	Other Expenses	14,309.00
Elections	Salaries & Wages	1,575.00
	Other Expenses	2,993.00
Treasury	Salaries & Wages	70,458.00
	Other Expenses	25,417.00
Audit Services	Salaries & Wages	
	Other Expenses	8,925.00
Data Processing	Salaries & Wages	39,010.00
	Other Expenses	32,333.00
Tax Collection	Salaries & Wages	31,344.00
	Other Expenses	6,722.00
Tax Assessor	Salaries & Wages	77,867.00
	Other Expenses	14,429.00
Legal Services	Salaries & Wages	5,513.00
	Other Expenses	97,125.00
Engineering Services	Salaries & Wages	58,713.00
	Other Expenses	2,405.00
Economic Development	Salaries & Wages	44,213.00
	Other Expenses	11,543.00
<u>LAND USE ADMINISTRATION</u>		
Planning Board	Salaries & Wages	44,811.00
	Other Expenses	55,565.00
Zoning Board Of Adjustment	Salaries & Wages	5,513.00
	Other Expenses	13,676.00
Affordable Housing Agency		

	Salaries & Wages	
	Other Expenses	18,375.00
<u>CODE ENFORCEMENT:</u>		
Code Enforcement		
	Salaries & Wages	286,334.00
	Other Expenses	93,342.00
Zoning Enforcement		
	Salaries & Wages	18,671.00
	Other Expenses	263.00
PUBLIC SAFETY FUNCTIONS		
Police Department – Uniform		
	Salaries & Wages	2,410,706.00
	Other Expenses	81,631.00
Police Department – Clerical		
	Salaries & Wages	99,831.00
	Other Expenses	
Police Department – 911/Dispatch		
	Salaries & Wages	146,562.00
	Other Expenses	39,086.00
Police Department – Crossing Guards		
	Salaries & Wages	48,731.00
	Other Expenses	
Office of Emergency Management		
	Salaries & Wages	3,409.00
	Other Expenses	735.00
Aid to Volunteer Fire Companies		
	Salaries & Wages	
	Other Expenses	14,900.00
Aid to Volunteer Ambulance Companies		
	Salaries & Wages	
	Other Expenses	28,416.00
Fire Prevention		
	Salaries & Wages	127,335.00
	Other Expenses	4,434.00
Prosecutor's Office		
	Salaries & Wages	10,710.00
	Other Expenses	210.00
PUBLIC WORKS FUNCTIONS		
Street & Road Maintenance		
	Salaries & Wages	333,242.00
	Other Expenses	49,744.00
Snow Removal		
	Salaries & Wages	52,500.00
	Other Expenses	49,350.00
Public Works Administration		
	Salaries & Wages	26,290.00
	Other Expenses	276.00
Recycling (Mini Dump)		
	Salaries & Wages	31,897.00
	Other Expenses	257,217.00
Building and Grounds		
	Salaries & Wages	38,348.00
	Other Expenses	48,694.00
Vehicle Maintenance		
	Salaries & Wages	42,365.00

Maintenance School Equipment	Other Expenses	40,852.00
	Salaries & Wages	
	Other Expenses	12,689.00
Community Services Act	Salaries & Wages	
	Other Expenses	13,125.00
Shade Tree Commission	Salaries & Wages	
	Other Expenses	263.00
HEALTH & HUMAN RESOURCES		
Health Services (Administration)	Salaries & Wages	49,136.00
	Other Expenses	3,331.00
Health Services (Clinic)	Salaries & Wages	10,938.00
	Other Expenses	10,742.00
Environmental Health Services (Inspection)	Salaries & Wages	54,145.00
	Other Expenses	3,668.00
Animal Control Services	Salaries & Wages	48,963.00
	Other Expenses	5,843.00
Community Resources (Welfare)	Salaries & Wages	31,398.00
	Other Expenses	10,320.00
Municipal Court	Salaries & Wages	88,667.00
	Other Expenses	34,880.00
Public Defender	Salaries & Wages	3,938.00
	Other Expenses	
PARKS & RECREATION		
Recreation Services & Programs	Salaries & Wages	92,548.00
	Other Expenses	29,831.00
Maintenance of Parks	Salaries & Wages	120,449.00
	Other Expenses	20,042.00
OTHER COMMON OPERATING FUNCTIONS		
Accumulated Leave Compensation	Salaries & Wages	
	Other Expenses	105,000.00
Celebration of Public Events	Salaries & Wages	
	Other Expenses	12,105.00
Tax Appeals Refunds	Salaries & Wages	
	Other Expenses	
Salary Adjustment	Salaries & Wages	
	Other Expenses	
Tax Title Lien & Foreclosure	Salaries & Wages	
	Other Expenses	5,381.00

Purchase of Vehicles

Salaries & Wages
Other Expenses

Environmental Commission

Salaries & Wages
Other Expenses

315.00

Historic Commission

Salaries & Wages
Other Expenses

420.00

UTILITY EXPENSES & BULK PURCHASES

Electricity

Salaries & Wages
Other Expenses

90,563.00

Street Lighting

Salaries & Wages
Other Expenses

220,595.00

Telephone

Salaries & Wages
Other Expenses

64,076.00

Water

Salaries & Wages
Other Expenses

4,856.00

Gas & Fuel

Salaries & Wages
Other Expenses

59,122.00

Fire Hydrant

Salaries & Wages
Other Expenses

6,038.00

CONTINGENT

Contingent

Salaries & Wages
Other Expenses

STATUTORY EXPENDITURES

Social Security

Salaries & Wages
Other Expenses

336,260.00

TOTAL GENERAL OPERATIONS WITHIN CAPS

\$6,858,236.00

Salaries & Wages (Sub-Total Not Including
Contingent)

\$4,735,843.00

Other Expenses (Sub-Total Not Including Contingent)

\$2,122,393.00

EDUCATION FUNCTIONS

Municipal Library

Salaries & Wages
Other Expenses

511,674.00

FEDERAL, STATE & COUNTY GRANTS

Grants & Matching Funds for Grants
Matching Funds for Grants

INTERLOCAL SERVICE AGREEMENTS

Board of Education Transportation

Salaries & Wages

35,440.00

Somerset County Shared Services	Other Expenses	20,472.00
	Salaries & Wages	
Senior Transportation	Other Expenses	4,304.00
	Salaries & Wages	
Middlesex County Sexually Transmitted Disease	Other Expenses	11,288.00
	Salaries & Wages	
	Other Expenses	1,706.00
<u>INSURANCE</u>		
Liability		
	Salaries & Wages	
Workers Compensation Insurance	Other Expenses	450,000.00
	Salaries & Wages	
Employee Group Insurance	Other Expenses	
	Salaries & Wages	
Unemployment Insurance	Other Expenses	2,432,837.00
	Salaries & Wages	
Public Employees Retirement System	Other Expenses	
	Salaries & Wages	
Police & Firemen's Retirement System	Other Expenses	15,311.00
	Salaries & Wages	
	Other Expenses	100,287.00
<u>CAPITAL IMPROVEMENTS</u>		
Capital Improvements – Down Payments		
	Salaries & Wages	
	Other Expenses	
Capital Improvements – Specific Projects		
	Salaries & Wages	
	Other Expenses	
<u>MUNICIPAL DEBT SERVICE</u>		
Debt Service		
	Salaries & Wages	
Payment of Notes – Principal	Other Expenses	1,930,000.00
	Salaries & Wages	
Bond Interest	Other Expenses	
	Salaries & Wages	
	Other Expenses	967,200.00
Note Interest		
	Salaries & Wages	
	Other Expenses	
Green Acres Loan Payments		
	Salaries & Wages	
	Other Expenses	59,653.00
SCIA Lease Payments		
	Salaries & Wages	
	Other Expenses	1,155,785.00

DEFERRED CHARGES

Deferred Charges	Salaries & Wages	
	Other Expenses	
Emergency Appropriations	Salaries & Wages	
	Other Expenses	
Deferred Charges to Future Taxation Unfunded	Salaries & Wages	
	Other Expenses	
Community Resource Summer Child Care	Salaries & Wages	
	Other Expenses	
Public Assistance – State Aid	Salaries & Wages	
	Other Expenses	2,000.00
LOSAP (Other Expenses)	Salaries & Wages	
	Other Expenses	
TOTAL GENERAL OPERATIONS EXCLUDED FROM CAPS		\$7,292,957.00
SUBTOTAL – GENERAL OPERATIONS		\$14,151,193.00
Reserve for Uncollected Taxes		
Other Expenses		10,441,549.00
TOTAL		\$24,592,742.00

WATER UTILITY

Operating	Salaries & Wages	403,539.94
	Other Expenses	1,335,645.83
	Health Benefits	64,482.60
	Insurance Other	11,812.50
Capital Improvements	Down Payments on Improvements	
	Capital Improvement Fund	
	Capital Outlay	
Debt Service	Payment of Bond Principal	945,000.00
	Interest on Bonds	189,448.75
	Loan Repayment Principal and Interest	475,222.22
Statutory Expenses	Social Security	31,549.55
	Disability Insurance	
TOTAL WATER UTILITY		\$3,456,701.39

OPEN SPACE

	Salaries and Wages	34,650.00
	Other Expenses	162,684.64
	Down Payments on Improvements	13,125.00
Capital Improvements		

Down Payments on Improvements
Capital Improvement Fund
Capital Outlay

Debt Service

Payment of Bond Principal 1,500,000.00
Interest on Bonds 862,000.00

Total – Open Space \$2,572,459.64

Resolution #05-311 Authorize Land Use Committee to conduct public hearings on Tree Removal Appeals as required in Code Section 222-12.

WHEREAS, Code Chapter 222, Tree Removal, Section 222-12, provides that rules and procedures are to be established by the Township Council with regards to Tree Removal Appeals;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, State of New Jersey that it hereby authorizes the Land Use Committee to conduct public hearings with regards to Tree Removal Appeals.

Resolution #05-312 Authorize Issuance of Raffle 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>
Franklin Township Food Bank, Inc. 60 Millstone Road, Somerset, NJ On-Premise Raffle – RL#1498 On-Premise 50/50 – RL#1499 Drawings: McAteers Restaurant	October 15, 2005 8:00 pm – 10:00 pm

Resolution #05-313 Authorize Submission of Proposed Ordinance No. 3554 – Amend Development Fee Ordinance for Review and Approval by Council on Affordable Housing.

WHEREAS, the Township of Franklin introduced an amended Development Fee Ordinance in the form of the current model ordinance established by the Council on Affordable Housing which also increases the Township’s current development fee pursuant to N.J.A.C. 5:94-6.6(a) which the Township intends to take place of the current approved Development Fee Ordinance at a Franklin Township Council meeting held on June 14, 2005; and

WHEREAS, the Township further modified the current development fee ordinance as follows:

DEFINITIONS

AFFORDABLE means a sales price or rent within the means of a low or moderate-income household as defined in N.J.S.A. 5:93-7.4 and any additional criteria established by COAH that would qualify the dwelling unit to count towards the Township's Fair Share Housing obligation.

INCLUSIONARY DEVELOPMENT means a residential development in which a substantial percentage of the housing units are affordable as defined herein.

SUBSTANTIAL means a significant amount of affordable units that is equal to or greater than the Third Round COAH regulations of 1 affordable unit per 8 market rate unit and 1 affordable unit per every 25 jobs created.

SUBSTANTIVE CERTIFICATION means a determination by COAH approving a municipality's housing element and fair share plan in accordance with the provisions of the Act and the rules and criteria as set forth herein. A grant of substantive certification shall be valid for a period of ~~six~~ ten (10) years in accordance with the terms and conditions contained therein.

RESIDENTIAL DEVELOPMENT FEES

- (1) ~~Within all residential zoning districts, All developers of residential subdivisions and site plans~~ developers shall pay a development fee of one (1%) percent of the equalized assessed value for each residential unit constructed and of any eligible residential activity pursuant to Subsection 112-32.02.F. of this section. This mandatory fee shall be calculated as follows: 1.0% x equalized assessed valuation x number of units. [Amended 04/12/05 by Ord. No. 3537]
- (2) If a "d" variance is granted pursuant to N.J.S.A. 40:55D-70d(5), then the additional residential units realized (above what is permitted by right under the existing zoning) will incur a bonus development fee of 6 percent rather than the development fee of one percent (1.0%). However, if the zoning on a site has changed during the two-year period preceding filing of the "d" variance application, the density for the purposes of calculating the bonus development fee shall be the highest density permitted by right during the two-year period preceding the filing of the "d" variance application.
- (3) In order to implement the goals of the Township's Master Plan, as amended and the goals and objectives of the Township's Certified Affordable Housing Plan and the Fair Share Housing Plan, the Planning Board, ~~in its sole discretion,~~ may permit developers to pay a fee of ~~twenty-seven thousand five hundred (\$27,500.00)~~ thirty-five thousand (\$35,000) dollars per unit in lieu of constructing affordable housing a low income housing unit and twelve thousand five hundred (\$12,500.00) dollars in lieu of constructing a moderate income housing unit, or where projects have been identified by the Township, payment can be based upon a proportionate share of the total project cost embodied in one or more forms for the construction of an affordable housing development elsewhere within Franklin Township, which form(s) shall be on file in the office of the Township Clerk. The actual payment in lieu of construction made by the developer may be negotiated with the Township considering the actual land cost of the site(s) identified for affordable housing construction elsewhere within Franklin Township or the substitution of land, site preparation and/or construction services for all or a portion of the monetary payment otherwise required.
 - (a) Regardless of the mechanism selected by the developer for satisfying the required number of affordable housing units, any development or portion thereof that generates a fraction of an affordable housing unit as all or a portion of the obligation shall under any circumstances be required to make a payment in lieu of construction for that fraction of a

unit based on the pro-rated cost of constructing an affordable housing unit in the Township.

- (4) Before a municipality permits a developer to pay a fee in lieu of constructing affordable housing units, the arrangement must be reviewed and approved by ~~COAH~~ the Governing Body. The Governing Body ~~COAH~~ must determine that such an arrangement is not at cross-purposes with the municipal housing element and fair share plan and that there continues to be a realistic opportunity for the Township to address its entire fair share ordinance. After this approval and determination is made, the Governing body will submit the arrangement to COAH for review and approval.

NON-RESIDENTIAL DEVELOPMENT FEES

All non-residential developers shall pay a mandatory development fee equal to two percent (2.0%) of the total equalized assessed valuation of the non-residential development, provided however, no development fee shall be required where the total equalized assessed value of the development is less than \$15,000 as established by the Tax Assessor. This mandatory fee shall be calculated as follows: 2.0% x total equalized assessed valuation.

If a "d" variance is granted pursuant to N.J.S.A. 40:55D-70d(4), then the additional floor area realized (above what is permitted by right under the existing zoning) will incur a bonus development fee of 6 percent rather than the development fee of two percent (2.0%). However, if the zoning on a site has changed during the two-year period preceding filing of the "d" variance application, the density for the purposes of calculating the bonus development fee shall be the highest density permitted by right during the two-year period preceding the filing of the "d" variance application.

ELIGIBLE EXACTION, INELIGIBLE EXACTION AND EXEMPTIONS.

- (1) ~~Developers of low and moderate income Affordable dwelling units as defined herein shall be exempt from paying development fees. [Amended 3/11/98 by Ord. No. 2060]~~
- (2) Inclusionary developments, as defined, are exempt from development fees.
- (3) ~~The construction, alteration or renovation of a single family residence by an individual(s), when not part of a greater development consisting of two or more homes, shall be exempt from paying a development fee since single family homes, when not part of a greater development of homes, do not place the same burdens or have the same impact on the infrastructure of the municipality as does a development of a larger number of homes; the requirement of a development fee upon the construction or extensive renovation by the owner of a single family home creates additional costs for such construction, and thus causes this type of housing to be less affordable. Development that expands a non-residential existing structure shall pay a development fee. The development fee shall be calculated based on the increase in the equalized assessed value of the improved structure.~~
- (4) The construction or expansion of a single family dwelling shall be exempt from development fees.
- ~~(4) Developers that have received preliminary or final approval prior to the effective date of this ordinance shall be exempt from paying a development fee unless the developer seeks a substantial change in the approval.~~
- (5) ~~Developers of nonresidential activities shall be exempt from paying a development fee. Non-profit and tax exempt organizations, such as Houses of Worship are exempt.~~
- ~~(6) Group homes and elderly assisted living facilities~~

- ~~(6) The land uses indicated in Subsection 112.32.02.J, shall be exempt from paying a development fee.~~

COLLECTION OF FEES

- (1) ~~Developers shall pay fifty (50%) percent of the estimated development fee to the Township Construction Official at the issuance of building permits. The balance of the development fee shall be paid to the Township Construction Official at the issuance of a certificate of occupancy. The development fee shall be estimated by the Tax Assessor prior to the issuance of a building permit. Fifty percent (50%) of the total mandatory development fee owed to Franklin Township, whether for residential or non-residential development, shall be paid prior to the issuance of any building permit required in connection with the development, and shall be calculated as follows:~~
- (a) For residential developments, the fifty percent (50%) payment required prior to the issuance of any building permit shall be calculated using an estimated equalized valuation of each residential unit as determined by the Franklin Township Tax Assessor.
- (b) For non-residential developments, the fifty percent (50%) payment required prior to the issuance of any building permit shall be calculated using an estimated total equalized assessed valuation of the non-residential development as determined by the Franklin Township Tax Assessor.
- (2) ~~At the issuance of certificate of occupancy, the Tax Assessor shall calculate the fully assessed value and the appropriate development fee. If there is any change between the original estimated value and the actual value of the development, prior to receipt of a certificate of occupancy, the developer shall pay the balance of the fee plus the difference between the fee originally calculated at the issuance of the building permit and the fully assessed value of the property as calculated at the end of construction. The remaining portion of the development fee shall be paid prior to the issuance of any Certificate of Occupancy for any development or any part thereof, whether residential or non-residential, and shall be calculated using the actual assessed valuation of the development as determined by the Franklin Township Tax Assessor.~~
- (3) Because the initial payment required prior to the issuance of a building permit is calculated using an estimated assessed valuation based on estimates for construction costs, the following adjustments are permitted to compensate for differences between the estimated assessed valuation and the actual assessed valuation:

If the estimated assessed valuation used to calculate the initial fifty percent (50%) payment was over-estimated or under-estimated, causing the actual assessed valuation to be less than or greater than the estimated assessed valuation used to calculate the initial fifty percent (50%) payment, the developer's Certificate of Occupancy payment shall be equal to the difference between the actual assessed valuation and the initial fifty percent (50%) payment as determined by the Franklin Township Tax Assessor.

USE OF FUNDS

- (1) Money deposited in a housing trust fund may be used for any activity approved by COAH for addressing the Township's low and moderate-income housing obligation. Such activities may include, but are not necessarily limited to: housing rehabilitation; new construction; regional contribution agreements; the purchase of land for low and moderate income housing; extensions and/or improvements of roads and infrastructure to low and moderate income housing sites; assistance designed to render units to be more affordable to low and moderate income people; and

administrative costs necessary to implement the Township's housing element. The expenditure of all money shall conform to a spending plan approved by COAH.

- (2) At least thirty (30%) percent of the revenues collected from development fees pursuant to this Ordinance shall be devoted to rendering existing units more affordable unless exempt as per this Ordinance. Examples of such activities include, but are not limited to: down payment and closing costs assistance; low interest loans; and rental assistance.
- (3) No more than twenty (20%) percent of the revenues collected from development fees shall be expended on administrative costs necessary to develop, revise or implement the housing element. Examples of eligible administrative activities include: personnel; consultant services; space costs; consumable supplies; and rental or purchase of equipment and directly associated with plan development or plan implementation.
- (4) Development fee revenues shall not be expended to reimburse the Township for housing activities that preceded substantive certification.

LAND USE TYPES SUBJECT TO DEVELOPMENT FEES

The following table identifies the land uses that are subject to, or exempt from the imposition of development fees for affordable housing:

DEVELOPMENT FEE – LAND USE TABLE			
	Use Type	Subject to Fee	Exempt from Fee
A.	Agricultural A, AC	<u>X</u>	
B.	Residential Uses A, CP, RR3, RR5, R-40, R-20, R-15, R-10, R-10B, R-10A, R-7, C-R, H, RC, NRPC	<u>X</u>	
	Single-Family Residential*	X	
	Condominium	X	
	Duplex	X	
	Townhouse Duplex	X	
	Townhouse	X	
	Garden Apartment	X	
	Cluster-Residential	X	
	Mobile Home Park	X	
	Residential Conversion	<u>X</u>	
	Elderly Housing	<u>X</u>	
	Assisted Living	<u>X</u>	
	Group Home	<u>X</u>	
	Bed and Breakfast	X	
C.	Municipal, Religious, Educational, Recreation and Institutional All		X
D.	Office Use ROL, OP	<u>X</u>	✗
E.	Retail and Consumer Services N-B, G-B, C-B	<u>X</u>	✗
F.	Common Carriers, Utilities and Public Service Organizations All	<u>X</u>	
G.	Industrial Uses M-1, M-2, M-3	X	✗

H.	Accessory Uses All	<u>X</u>	
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~~*Exempt if qualifies pursuant to 112-32.02E.~~

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Franklin that the Township Clerk forward a copy of the new Development Fee Ordinance to the Council on Affordable Housing for its review and approval; and

BE IT FURTHER RESOLVED that the Township of Franklin commits to petitioning for third round substantive certification in accordance with N.J.A.C. 5:95 by December 20, 2005; and

BE IT FURTHER RESOLVED that Ordinance No. 3554 will be null and void if the Township of Franklin fails to petition for third round substantive certification in accordance with N.J.A.C. 5:95 by December 20, 2005.

Resolution #05-314 Authorize Traffic Signal Agreement with Somerset County – Amwell Road CR514 and Mettlers Road.

WHEREAS a traffic condition exists at the intersection of Amwell Road, County Route 514 and Mettlers Road, Township of Franklin, Somerset County which requires the installation of a traffic control signal in order to minimize accidents; and

WHEREAS, it is necessary to expedite the safe movement and conduct of pedestrian and vehicular traffic; and

WHEREAS, the County of Somerset has indicated its willingness to maintain a traffic control signal at said intersection; and

WHEREAS, the County of Somerset has proposed a form agreement pertaining to the maintenance of said traffic control signal;

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

1. That the Township Mayor and Clerk are hereby authorized to enter into an agreement with the County of Somerset for the purpose aforesaid, a copy of said agreement being attached hereto and made part hereof.
2. That certified copies of this resolution shall be transmitted to the County of Somerset together with the original and three (3) copies of the agreement.

Resolution #05-315 Authorize Traffic Signal Agreement with Somerset County – Cedar Grove Lane CR619 and Treptow Road.

WHEREAS a traffic condition exists at the intersection of Cedar Grove Lane, County Route 619 and Treptow Road, Township of Franklin, Somerset County which requires the installation of a traffic control signal in order to minimize accidents; and

WHEREAS, it is necessary to expedite the safe movement and conduct of pedestrian and vehicular traffic; and

WHEREAS, the County of Somerset has indicated its willingness to maintain a traffic control signal at said intersection; and

WHEREAS, the County of Somerset has proposed a form agreement pertaining to the maintenance of said traffic control signal;

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

1. That the Township Mayor and Clerk are hereby authorized to enter into an agreement with the County of Somerset for the purpose aforesaid, a copy of said agreement being attached hereto and made part hereof.
2. That certified copies of this resolution shall be transmitted to the County of Somerset together with the original and three (3) copies of the agreement.

Resolution #05-316 Authorize Traffic Signal Agreement with Somerset County – Canal Road CR623 and School House Road.

WHEREAS a traffic condition exists at the intersection of Canal Road, County Route 623 and School House Road, Township of Franklin, Somerset County which requires the installation of a traffic control signal in order to minimize accidents; and

WHEREAS, it is necessary to expedite the safe movement and conduct of pedestrian and vehicular traffic; and

WHEREAS, the County of Somerset has indicated its willingness to maintain a traffic control signal at said intersection; and

WHEREAS, the County of Somerset has proposed a form agreement pertaining to the maintenance of said traffic control signal;

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

1. That the Township Mayor and Clerk are hereby authorized to enter into an agreement with the County of Somerset for the purpose aforesaid, a copy of said agreement being attached hereto and made part hereof.
2. That certified copies of this resolution shall be transmitted to the County of Somerset together with the original and three (3) copies of the agreement.

Resolution #05-317 Authorize Traffic Signal Agreement with Somerset County – Cedar Grove Lane CR619 and Weston Road.

WHEREAS a traffic condition exists at the intersection of Cedar Grove Lane, County Route 619 and Weston Road, Township of Franklin, Somerset County which requires the installation of a traffic control signal in order to minimize accidents; and

WHEREAS, it is necessary to expedite the safe movement and conduct of pedestrian and vehicular traffic; and

WHEREAS, the County of Somerset has indicated its willingness to maintain a traffic control signal at said intersection; and

WHEREAS, the County of Somerset has proposed a form agreement pertaining to the maintenance of said traffic control signal;

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

3. That the Township Mayor and Clerk are hereby authorized to enter into an agreement with the County of Somerset for the purpose aforesaid, a copy of said agreement being attached hereto and made part hereof.

4. That certified copies of this resolution shall be transmitted to the County of Somerset together with the original and three (3) copies of the agreement.

ADJOURNMENT

Ms. Ashley-Williams moved to adjourn the meeting at 10:46 a.m. Said motion was seconded by Deputy Mayor McKenzie and carried unanimously upon call of the roll.

Approved:

Brian D. Levine, Mayor

Date:

Ann Marie McCarthy, Township Clerk