

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 Mayor at 7:03 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 June 12, 2007. 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 Ms. Danile led the Invocation.

The Township Clerk called the roll.

Present: Ms. Danile, Ms. Eberle, M. Glicklich, Mayor Levine, Mr. Prasad, Deputy Mayor Ritchie, Mr. Sumter, Mr. Vassanella

Absent: No One.

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

AMEND AGENDA

Mr. Prasad made a motion to amend the agenda and add the appointment of a new Councilperson to fill the vacancy of Fred A. McKenzie. Said motion was seconded by Mr. Glicklich and carried unanimously upon voice vote

APPOINTMENT OF NEW COUNCILPERSON

Mr. Prasad nominated Kimberly Francois to fill the Council vacancy left by Fred A. McKenzie (term expires December 31, 2007). Said nomination was seconded by Mr. Sumter. Mayor Levine nominated both Joseph Danielson and Phillip Kramer. The Township Clerk polled Council as follows:

<u>FRANCOIS</u>	<u>DANIELSON</u>	<u>KRAMER</u>
Danile		
Eberle		
Glicklich		
Levine		
Prasad		
Ritchie		
Sumter		

The Township Clerk administered the oath of office to newly appointed Councilwoman Kimberly Francois.

EXECUTIVE SESSION

Upon motion by Mr. Prasad, seconded by Mr. Glicklich, the following resolution was adopted 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 Prasad
Ritchie Sumter
Vassanella

WHEREAS, Section 8 of the Open Public Meetings Act, (N.J.S.A. 10:4-12 (b) (1-9), Chapter 231, P.L. 1975, permits the exclusion of the Public from a meeting under certain circumstances; and

WHEREAS, the Township Council is of the opinion that such circumstances do exist;

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

- 1 The public shall be excluded from discussion of and action upon the hereinafter specified subject matters;
- 2 The general nature of the subject matter to be discussed is as follows:

Personnel – Reduction in Force

- 3 The Township Council may take official action on those items discussed in Executive Session upon completion of the Execution Session.
- 4 The minutes of the discussions shall be made available to the public as soon as the matters under discussion are no longer of a confidential or sensitive nature.
- 5 This resolution shall take effect immediately.

The Township Council adjourned to Executive Session at 7:11 p.m. The meeting resumed at 7:50 p.m.

SWEARING IN OF NEW POLICE OFFICERS

The Township Clerk administered the oath of office to the following new Police Officers:

John Mercogliano	Dexter McKelvin	Michael Casey
Ariel Almora	Walter Skrobowski	Robert Ellis
Brandon Domotor	Michael Opaleski	Brian Quigley
Christine Rodriguez	Lawrence Sticia	Vincent Wilson

The Township Clerk also administered the oath of office to Rabbi Garfinkel of Temple Beth-El as Police Chaplain.

COMMENDATION

Honoring Siddharta Prasad – Advisory Board of Health

Mayor Levine, with Mr. Prasad presented the following proclamation to Siddharta Prasad:

WHEREAS, SIDDHARTHA PRASAD has served the Township of Franklin, County of Somerset, New Jersey from 2002 to the present as Chairman of the Advisory Board of Health; and

WHEREAS, SID PRASAD'S extensive education and professional experience has given the Township of Franklin the benefit of his knowledge, caring and dedication to the wellness of his community; and

WHEREAS, under SID PRASAD'S chairmanship, the Advisory Board of Health has accomplished the following innovations to improve the health and well-being of the residents of Franklin Township:

- Passage of a hand washing ordinance requiring all publicly accessible rest rooms to provide adequate supplies and sanitary method of hand drying;
- Recognition of the growing public health problem of obesity as a real issue of concern for reasons of person health and long-term chronic health care costs;
- Promotion of good nutrition, walking and other physical activity as normal, healthy and enjoyable parts of daily life;
- Planning and executing health fairs and preventative health screenings as a mode of increasing the level of wellness in Franklin Township.

NOW, THEREFORE, I, BRIAN D. LEVINE, MAYOR of the Township of Franklin in the County of Somerset, State of New Jersey, extend gratitude and appreciation on behalf of the Township Council and citizens to SIDDHARTHA PRASAD for his dedication and service to our community.

CDBG ANNUAL ACTION PLAN

Public Hearing

Mr. Sumter moved to open the meeting for the public hearing on the CDBG Annual Action Plan. Said motion was seconded by Mr. Glicklich and carried unanimously upon voice vote. There being no comments made by the public, Ms. Danile moved to close the meeting for the public hearing on the CDBG Annual Action Plan. Said motion was seconded by Mr. Sumter and carried unanimously upon voice vote.

Resolution #07-279 Approving the Fiscal year 2007 Community Development Block Grant Program 2007 Action Plan (3rd Year of the 2005-2009 Consolidated Plan)

Mayor Levine presented the following resolution:

WHEREAS, under Title I of the Housing and Community Development Act of 1974, as amended, the Secretary of Housing and Urban Development is authorized to extend financial assistance to communities for the elimination or prevention of slums or urban blight, or activities which will benefit low and moderate income families, or other urgent community development needs; and

WHEREAS, the U.S. Department of Housing and Urban Development has advised the Township of its willingness to provide a Fiscal Year 2007 Community Development Block Grant in the estimated amount of Three Hundred Thirty Two Thousand Seven Hundred Seventy Two Dollars (\$332,772);

WHEREAS, the Township can budget a total of Three Hundred Thirty Two Thousand Seven Hundred Seventy Two Dollars (\$332,772) for eligible activities to Fiscal Year 2007;

WHEREAS, Public Hearings were held on February 13, March 27 and June 12, 2007 to provide citizen participation in the development of the Action Plan for HUD's Fiscal Year 2007;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Franklin that:

Section 1. The application for the Federal Fiscal Year 2007 Community Development Block Grant Program for Franklin Township is hereby in all respects approved.

Section 2. It is cognizant of the conditions that are imposed in the undertaking and carrying out of community development activities with Federal financial assistance under Title

I, including those relating to (a) the relocation of site occupants; (b) the prohibition of discrimination because of race, creed, national origin or handicap and other assurances as set forth under the certifications.

Section 3. The Mayor of the Township of Franklin on behalf of the Township Council, is authorized to file an application for Three Hundred Thirty Seven Thousand Three Hundred Seventy Two Dollars (\$332,772), which the U.S. Department of Housing and Urban Development has indicated it is willing to make available to carry out the Community Development Program, and act as authorized representative of the Township of Franklin.

Section 4. The Mayor of the Township of Franklin, on behalf of the Township Council, is hereby authorized to provide such assurances and/or certifications as are required by the Housing and Community Development Act of 1974, as amended, and also any supplemental or revised data which HUD may request in connection with the review of this application.

The aforesaid resolution was introduced by Mr. Prasad and seconded by Mr. Glicklich.

Motion - Amend 2007 CDBG Annual Plan

Mr. Vassanella moved to amend the 2007 CDBG Annual Plan to include a minimum of \$50,000 for the Improvements to the Sidewalks Infrastructure Repair of Kossuth Street. He noted he had conducted research and found that other municipalities have allocated CDBG funds for street improvements. He moved that the \$50,000 be taken from the Rehabilitation Program. There was no second, therefore the motion died.

The original motion to adopt Resolution #07-259 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	Prasad			
Ritchie	Sumter			

MAYOR'S REPORT

Mayor Levine presented the following report:

- Welcomed those attending the meeting and those watching the meeting on television.
- Thanked all the FTTV-25 volunteers and staff.
- Gave a brief overview of how the meeting would be conducted.
- Reminded all meetings are public. Council meetings generally are held on the 2nd and 4th Tuesdays of the month. Announced that the second June meeting will be held on June 28, 2007 at 9:00 a.m. in the Council Chambers, Municipal Complex, not the Senior Center as in the past. In July and August there are only one meeting – the second Tuesday of each month. The Public is invited and encourages attending. Check listings on FTTV-25 and the Township website. Sign up for website updates of meetings, minutes etc. Van view agendas, ordinances and resolutions pending.
- Reported that a couple of week's prior, Franklin held its Memorial Day Parade and Ceremony. He thanked all who were involved.
- Reported June 20th is FHS Graduation and congratulated all the graduates and their families.

- Reported that last week was Primary Election Day in New Jersey. Congratulated all those on the ballot.
- Announced that Sunday, June 24 is the dedication for the new library.
- Announced that the past week was the Mayor's Wellness Campaign and he attended and participated a Mayor's cook off in Parsippany. He stated that Mayor Flannery of Bridgewater won in the category of "best tasting". He noted that Franklin township was the only town represented at a table for healthy methods.

COMMITTEE REPORTS

Environmental Commission

Mr. Vassanella reported that he "Help Keep America's Rivers Clean" Franklin township Stream Cleanup at Seeley's Brook held on Saturday, June 9th from 9-11 am was the most successful in the program this year. He thanked all citizens who participated.

REVIEW OF THE PREPARED AGENDA

Mayor Levine led a lengthy discussion reviewing the prepared agenda. As a result of this review the following actions were taken:

Ordinance No. 3700 Amend Code Chapter 115, Dogs & Other Animals, Section 115-8, Licensing Fees; Term; Non-Transferability (Increase Dog License Fee from \$7.00 to \$21.00, effective January 1, 2008).

Mr. Vassanella moved to amend the ordinance to change the increase from \$21.00 to \$12.00. Said motion was seconded by Ms. Francois 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	Prasad			
Ritchie	Sumter			
Vassanella				

The Clerk was directed to re-publish the ordinance with a new public hearing date set on June 28, 2007 at 9:00 a.m. in Council Chambers.

Ordinance No. 3705 Authorize the Sale of Township Owned Land – Block 349.02, Lots 86-114; 112-113 and Block 348, Lots 14-15 (1301 Hamilton Street, 438 West Point Avenue and 463 West Point Avenue) for Affordable Housing Purposes.

Deputy Mayor Ritchie asked if the aforesaid ordinance was reviewed by a Council committee. Mr. Daly replied no and recommended the ordinance and the resolution authorizing the developer's agreement be tabled and both referred to the Land Use Committee who are meeting on June 22, 2007.

Resolution #07-288 Award Non-Fair and Open Extraordinary Unspecifiable Services Agreement – Loos Consulting – FY2008 Open Space Consultant – Amount Not to Exceed \$75,000.00

Deputy Mayor Ritchie requested that the aforesaid resolution be voted on separately.

Resolution #07-289 Award Non-Fair and Open Professional Services Agreement – DeCotiis, Fitzpatrick, Cole & Wisler – Louis N. Rainone, Esq. – FY2008 Township Attorney – Amount Not to Exceed \$517,000.

Mayor Levine requested that the aforesaid resolution be voted on separately.

Mayor Levine made a motion to change the amount of the contract from \$517,000.00 to \$385,000.00. Said motion was seconded by Ms. Francois 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	Prasad			
Ritchie	Sumter			
Vassanella				

Mayor Levine rescinded his request that the aforesaid resolution be voted on separately.

Resolution #07-295 Authorize Issuance of Special Event Permit – St. Sharbel Maronite Catholic Church Festival – June 22-24, 2007 – Church Grounds, 526 Easton Avenue.

Mr. Vassanella moved to amend the agenda so that the aforesaid resolution is listed on the agenda after Public Discussion. Said motion was seconded by Deputy Mayor Ritchie and carried unanimously upon call of the roll.

Resolution #07-296 Authorize Developers Agreement with West Point, LLC for Purposes of Affordable Housing on West Point Avenue.

Resulting from a prior discussion, the aforesaid resolution was removed from the agenda.

Resolution #07-299 Authorize Stormwater Detention Facility Maintenance Agreement – Canal Walk Plaza.

Mr. Glicklich requested the aforesaid resolution be voted on separately, noting he has a conflict because he lives in Canal Walk.

Resolution #07-302 Endorse a Peace and Non-Violent Memorial on Jug Handle at Easton Avenue and Foxwood Drive and Request Permission from Somerset County for Placement of Monument on their Property.

Ms. Danile requested the aforesaid resolution be voted on separately.

Resolution #07-319 Amend Contract – Summit Ad Group – Design and Printing of Newsletter – July 1, 2006 to June 30, 2007 – Additional Amount of Contract Not to Exceed \$2,085.85.

Mr. Vassanella requested the aforesaid resolution be voted on separately.

Appointments

Mr. Prasad nominated Kimberly Francois for the following appointments:

- a) *Councilmember* to the *Administration Standing Committee* for an unexpired one-year term ending December 31, 2007.

- b) *Councilmember to the Public Relations & Cable TV Standing Committee for an unexpired one-year term ending December 31, 2007.*
- c) *Councilmember to the Traffic Subcommittee for an unexpired one-year term ending December 31, 2007.*
- d) *Councilmember to the Board of Education Joint Subcommittee for an unexpired one-year term ending December 31, 2007.*

DISCUSSION ITEMS

4th of July Celebration

Ms. Danile referred to a letter from the Fire Chief's Association expressing their disappointment that the fireworks are on July 3rd this year. The Association recommended that the fireworks for the July 4th celebration be on the Friday prior to the 4th of July. Mr. Daly stated that they could be a week before and noted the concerns of prior Councils. He suggested that staff work with the Fire Chief's Association to amend the schedule. Mr. Glicklich suggested they look at a calendar going back five-years and pick a date for each year.

East Millstone Re-Zoning

Deputy Mayor Ritchie reviewed the history of Ordinance No. 3637A. She recommended that the historic overlay be removed from the lots included in the ordinance because they are not historic. She recommended that this matter be referred back to the Planning Board for additional review and recommendations.

Mr. Vassanella asked if Council could afford the Chairs of the Historic Preservation Commission and the Planning Board one to two minutes regarding the historic overlay and if it should or should not be removed.

Tom Gale, Historic Preservation Commission Chairman, disagreed with the removing of the historic overlay noting that some renovations on these lots could impact on the historic district. He noted that there is no real harm for the historic overlay to remain on these lots to protect the district.

APPROVAL OF MINUTES

Mr. Prasad moved the approval of the Work Session/Regular Meeting and Executive Session Minutes of May 22, 2007 as amended. 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>
Eberle	Glicklich		Danile	
Levine	Prasad		Francois	
Sumter	Vassanella		Ritchie	

APPROVAL OF WARRANTS

Mayor Levine presented the following warrants in the amount of \$4,052,823.76 for June 12, 2007 to the Township Council for payment:

1	Current	2,559,014.26
5	Water Operating	579,126.93
6	Water Capital	11,795.17
4	General Capital	241,854.37
15	Trust Others	42,843.34
18	Self Insurance Trust	3,412.76

12	Open Space Trust	7,905.63
2	Grant	49,047.36
29	Unemployment Trust	8,713.16
26	Affordable Housing	20,000.00
3	Collector Trust	11,197.79
13	Redevelopment	2,847.46
28	Redevelopment – RPM	535.56
30	Payroll Agency	472,175.44
	Subtotal	4,010,469.23
25	Escrow Account	42,354.53
	Grand Total	4,052,823.76

Mr. Glicklich moved that warrants in the amount of \$4,052,823.76 for June 12, 2007 to be paid. 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>
Eberle	Glicklich		Francois	Danile
Levine	Prasad			
Ritchie	Sumter			
Vassanella				

ORDINANCES – PUBLIC HEARING & FURTHER CONSIDERATION

Ordinance No. 3663

Mayor Levine presented the following ordinance:

AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET, STATE OF NEW JERSEY, MORE PARTICULARLY, CHAPTER 54, POLITICAL CONTRIBUTIONS BY ADDING A NEW ARTICLE II, PROHIBITION OF ENTERING INTO OR AMENDING REDEVELOPMENT AGREEMENTS WITH CERTAIN CONTRIBUTORS.

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. Vassanella moved to open the public hearing on the ordinance. Said motion was seconded by Mr. Prasad 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.

Heather Taylor, Citizens Campaign, support the ordinance and asked Council to adopt it.

There being no further public discussion, Deputy Mayor Ritchie moved to close the public hearing on the ordinance. Said motion was seconded by Mr. Prasad and carried unanimously upon call of the roll.

Councilman Glicklich moved the final passage of the ordinance and publication in accordance with law. Said motion was seconded by Mr. Prasad.

After a brief discussion regarding some wording in the beginning of the ordinance, Ms. Danile moved that the first three paragraphs of the ordinance be removed. Said motion was seconded by Deputy Mayor Ritchie 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	Glicklich		
Francois	Ritchie	Levine		
Sumter		Prasad		
		Vassanella		

Ordinance No. 3663, as amended, was adopted 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	Prasad			
Ritchie	Sumter			
Vassanella				

PUBLIC DISCUSSION

Mr. Prasad moved to open the meeting for public discussion. Said motion was seconded by Ms. Francois and carried unanimously upon voice vote.

Monsignor Maroun Asmar, Pastor, Saint Sharbel Maronite Catholic Church, refuted statements made at the prior Council meeting of past problems resulting from their annual festival. He stated that no one has ever contacted him regarding any problems. In regards to parking violations, he noted he has called police on those who violate parking regulations. He stated that he has complied with the Fire Prevention regulations for their tents and the insurance requirements. He stated that they are doing their best to cooperate with Franklin's rules and regulations.

Barbara Hewitt read a letter on behalf of her son, Colin who is representing Team New Jersey at the USA Wrestling National Championships. She asked for contributions to assist him in attending said Championships.

Nella Plescia, 285 Cedar Avenue, asked for help from the Township Council to stop the Township from demolishing her parent's home at 265 Cedar Avenue. She noted that she has spent the last seven years trying to save the house. She stated that her parents were forced to sign for life rights of their home in connection with the Nassau Park project.

Bill Connell, 25 Spring Street, thanked Council for removing Ordinance No. 3705 from the agenda. He expressed his concerns with increasing the dog license fees.

Carol Peterson, 12 Lake Avenue, reported there are two homes on Veronica and Hamilton that are vacated and are a health hazard. She expressed her concerns regarding the West Point Avenue properties included in Ordinance No. 3705. She asked Council to consider decreasing the increase to dog licenses. She recommended the peace memorial be moved to another location, noting safety hazards at Easton Avenue and Foxwood Drive.

Vincent Vignuolo, 1347 Hamilton Street, stated the dog license increase is penalizing responsible dog owners and recommended Council consider licensing cats.

M. Mayle, 84 9th Street, agreed with Mr. Vignuolo and asked Council to revisit the ordinance as well as looking into licensing cats. He indicated that \$12 was better than \$21.

Phillip Kramer, 429 Canal Road, congratulated Ms. Francois on her appointment to Council. He apologized to Mr. Prasad regarding statements made regarding Benjamin Franklin. He reiterated his prior statements regarding tax assessment and concurred with those made by Mr. Vassanella. In regards to the \$12 dog license fee, he suggested that if it is legal, to provide an option of a donation of \$5.00 to the animal shelter. In regards to Kossuth Street, he noted he

looked at the street schedule and there are some streets that can wait. He stated Kossuth Street cannot wait another year.

John McConville, 5 Stone Leigh Way, spoke of his support of the new police officers. He thanked the Township Manager for turning down the thermostat.

W. Klikus, 475 Elizabeth Avenue, asked that the public hearing on the dog license ordinance be changed to July 10th since the June 28th meeting is a morning meeting.

Deputy Mayor Ritchie left the meeting at 11:06 p.m.

Scott Huff, Easton Avenue, stated he never heard of any complaints regarding the St. Sharbel Festival. He expressed there could be some modifications regarding the direction the speakers are facing and the blocking of driveways in the area. He agreed that Council should look into cat licensing to keep the increase of dog licenses down.

Theodore Chase, 159 Old Georgetown Road, spoke on Ordinance No. 3705 and the difference in the numbers from the housing plan.

Mr. Prasad spoke on the removal of the historic overlay from the lots in Block 73.01 (Ordinance No. 3637A). He stated there is not strong feeling either way. He noted the Planning Board's concern was enabling these lots to be further subdivided.

Tom Gale, Ford Avenue, spoke of his concerns regarding the St. Sharbel Festival, noting the loud noise, parking violations, blocking of driveways. He stated that this is a public safety and quality of life issue. He asked that the dog license fees be decreased. He stated the Foxwood Drive intersection is not peaceful and suggested the DeMott Lane or JFK intersections. He expressed his wish that all contracts were open to bidding.

Elaine Cabera, expressed her concerns of the noise from the St. Sharbel Festival and how it interferes with her study time.

Tony (inaudible), Devon Court, North Brunswick, St. Sharbel, assured everyone that the speakers would be turned toward Easton Avenue and expressed his hope there is not a dramatic impact on the quality of life. The music would be turned off on time. He stated this is a major fundraiser for the church and they will comply the best they can.

Mr. Prasad moved to close the meeting for public discussion. Said motion was seconded by Mr. Glicklich and carried unanimously upon voice vote.

COUNCIL COMMENTS

Mr. Glicklich congratulated the new police officers and the retirees. He asked that future executive sessions not be scheduled at the beginning of the meeting, noting it is unfair to keep the public waiting.

Mr. Sumter congratulated Ms. Francois on her appointment to Council. He congratulated the new police officers.

Mr. Glicklich welcomed Ms. Francois to Council.

Ms. Danile welcomed Ms. Francois to Council. She noted this executive session was the exception to the normal placement of executive sessions. She stated she is glad Council had an opportunity to look at the dog license fees.

Mr. Vassanella apologized Council didn't approve St. Sharbel's special event permit prior to Council Comments. He stated that Council should re-address cat licensing. He thanked Mr. Kramer for his donation idea with dog licensing. He stated that St. Sharbel's

festival is a great event and they may look to having it at another location since it has become so successful.

Ms. Eberle congratulated the new police officers and welcomed back, Ms. Francois.

Ms. Francois thanked everyone for their kind words. She stated it is an honor and a privilege to serve on Council again. She looked forward to working with new Council members. She congratulated the new police officers. She state her first initiative as a member of the Administration Committee is to restructure the agenda's order to make it more efficient.

Mr. Prasad welcomed Ms. Francois and spoke of the proposed peace memorial. He spoke of the success of the St. Sharbel Festival.

Mayor Levine and Mr. Vassanella welcomed Ms. Francois to Council. He supported the St. Sharbel Festival and was glad to hear of their open door policy.

Resolution #07-295 Authorize Issuance of Special Event Permit – St. Sharbel Maronite Catholic Church Festival – June 22-24, 2007 – Church Grounds, 526 Easton Avenue. *(As Amended)*

Mayor Levine presented the following resolution:

WHEREAS, a request has been received from Monsignor Maroun Asmar for permission to have a Church Festival on the following days during the following hours:

June 22, 2007	6:00 p.m. to 10:00 p.m.
June 23, 2007	10:00 a.m. to 11:00 p.m.
June 24, 2007	12:00 p.m. to 10:00 p.m.

to be conducted at the St. Sharbel Maronite Church Grounds located at 526 Easton Avenue, Somerset; and

WHEREAS, St. Sharbel Maronite Church has requested that the Permit Fee of \$125.00 be waived since they represent a non-profit organization; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, New Jersey, that permission is hereby granted to St. Sharbel Maronite Church to conduct a Church Festival on

June 22, 2007	6:00 p.m. to 10:00 p.m.
June 23, 2007	10:00 a.m. to 11:00 p.m.
June 24, 2007	12:00 p.m. to 10:00 p.m.

to be conducted at the St. Sharbel Maronite Church Grounds located at 526 Easton Avenue, Somerset and subject to compliance with the requirements of Township Officials including but not limited to the Chief of Police and Director of Fire Prevention; and

BE IT FURTHER RESOLVED that the permit fee of \$125.00 be waived since said organization is a non-profit organization; and

BE IT FURTHER RESOLVED that the conduct of this special event requires the closing of Reeves Street, a public roadway of the Township of Franklin, and said closing is subject to the following conditions:

- (1) Said public roadway shall be closed to traffic between the hours when the Event commences and the time the event will be totally finished;

- (2) The closing of said public roadway in conjunction with said Event shall be accomplished in a manner whereby access by emergency vehicles is easily maintained at all times;
- (3) The Applicant shall notify all persons and businesses affected by said road closing. Said notice shall be in writing and served upon the person/business in person or by certified mail at least ten (10) days prior to the event. Affidavit of Service to said affected persons/businesses shall be prepared by the Applicant and filed with the Township Clerk at least five (5) days prior to the event;
- (4) Applicant shall provide an Insurance Policy to cover the Event and the closing of the aforesaid public roadway in conjunction therewith in the amount of \$1,000,000. Said policy shall name the Township of Franklin as additionally insured and a Certification of same shall be filed with the Township Clerk at least 5 day prior to the event;

BE IT FURTHER RESOLVED that the Applicant shall be responsible for providing off-duty police officers as follows as required by the Chief of Police:

- (1) June 22, 2007 6:00 p.m. to 10:00 p.m. – One (1) Police Officer
 June 23, 2007 10:00 a.m. to 6:00 p.m. – One (1) Police Officer
 6:00 p.m. to 11:00 p.m. – Two (2) Police Officers
 June 24, 2007 Noon to 6:00 p.m. – One (1) Police Officer
 6:00 p.m. to 10:00 p.m. – Two (2) Police Officers
- (2) Applicant shall deposit with the Township Finance Director, at least five (5) days prior to the event, an escrow amount sufficient to cover the cost of said off-duty police protection in accordance with the fee schedule set forth in Ordinance #1417;
- (3) Payment to said off-duty police officer for services provided shall be made by the Finance Department from said escrow deposit. Should escrow funds be found insufficient, the Applicant shall deposit additional funds with the Finance Department to cover the remaining cost of off-duty police protection;
- (4) Any unused monies deposited for off-duty police protection shall be returned by the Township Clerk to the person or organization making the deposit upon approval of the Chief of Police.

BE IT FURTHER RESOLVED that in accordance with Section 97-6 (e) of the Township Code that there shall be deposited with the Township Clerk a cash deposit, money order, certified check or treasurer's check in the amount of \$300.00 to guarantee the maintenance of the premises on which the applied for activity is to be conducted; and,

- (1) If at the end of such activity, the Health Inspector of the Township decides that the premises were not returned to the condition they were in as of the time that the applied for activity commenced, he/she shall be authorized to return the premises to such condition and to pay for having same done out of the deposit left with the Township Clerk for such purposes;
- (2) Any unused monies deposited for maintenance shall be returned by the Township Clerk to the person or organization making the deposit upon approval of the Health Inspector.

BE IT FURTHER RESOLVED that the Applicant shall be responsible for providing for a health inspector to check at various times during the event the noise level to ensure that it is in compliance with Municipal Code Chapter 167 to the satisfaction of the Health Director; and

- (1) Applicant shall deposit with the Township Finance Director, at least five (5) days prior to the event, an escrow amount sufficient to cover the cost of said health inspector in accordance with the fees set forth by the Health Director;
- (2) Payment to said health inspector for services provided shall be made by the Finance Department from said escrow deposit. Should escrow funds be found insufficient, the Applicant shall deposit additional funds with the Finance Department to cover the remaining cost of the health inspector;
- (3) Any unused monies deposited for the health inspector shall be returned by the Township Clerk to the person or organization making the deposit upon approval of the Health Director.

The aforesaid resolution was moved by Mr. Vassanella, 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	Eberle			Ritchie
Francois	Glicklich			
Levine	Prasad			
Sumter	Vassanella			

ORDINANCES – INTRODUCTION

Ordinance No. 3702

Mayor Levine presented the following ordinance:

AN ORDINANCE TO ACQUIRE BY PURCHASE OR CONDEMNATION CERTAIN LANDS WITHIN THE TOWNSHIP OF FRANKLIN, SOMERSET COUNTY FOR OPEN SPACE AND/OR FARM PRESERVATION 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 June 28, 2007 at 9:00 a.m. in the Municipal Complex.

Ms. Danile moved the foregoing ordinance for adoption on first reading, posting, publication in accordance with law and public hearing and final adoption on June 28, 2007 at 9:00 p.m. at the Municipal Complex. Said motion was seconded by Mr. 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			Ritchie
Francois	Glicklich			Vassanella
Levine	Prasad			
Sumter				

Ordinance No. 3703

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 FEBRUARY 8, 2005, AS AMENDED BY BOND ORDINANCE NUMBER 3601 FINALLY ADOPTED MARCH 28, 2006, AS AMENDED BY BOND ORDINANCE NUMBER 3619 FINALLY ADOPTED JUNE 29, 2006, AS AMENDED BY BOND ORDINANCE NUMBER 3666 FINALLY ADOPTED MARCH 13, 2007, AS AMENDED BY BOND ORDINANCE NUMBER 3693 FINALLY ADOPTED MAY 8, 2007 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 June 28, 2007 at 9:00 a.m. in the Municipal Complex.

Ms. Danile moved the foregoing ordinance for adoption on first reading, posting, publication in accordance with law and public hearing and final adoption on June 28 , 2007 at 9:00 p.m. at the Municipal Complex. 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			Ritchie
Francois	Glicklich			Vassanella
Levine	Prasad			
Sumter				

Ordinance No. 3704

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 62 - SALARIES & COMPENSATION – SECTION 62-5 – ANNUAL COMPENSATION FOR FULL TIME WHITE COLLAR MUNICIPAL EMPLOYEES.

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 June 28, 2007 at 9:00 a.m. in the Municipal Complex.

Mr. Glicklich moved the foregoing ordinance for adoption on first reading, posting, publication in accordance with law and public hearing and final adoption on June 28 , 2007 at 9:00 p.m. at 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>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Danile	Eberle			Ritchie
Francois	Glicklich			Vassanella
Levine	Prasad			
Sumter				

CONSENT AGENDA ITEMS

Upon motion by Mr. Glicklich, 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>
Danile	Eberle			Ritchie
Francois	Glicklich			Vassanella
Levine	Prasad			
Sumter				

Resolution #07-280 Authorize the Execution of Grant Application with the New Jersey Department of Community Affairs for Recreation Opportunities for Individuals with Disabilities - \$10,000 with \$2,000 local share for a total contract of \$12,000 in 2008 to run a Inclusive Summer Camp for regular and special education students.

WHEREAS, the Township of Franklin, Somerset County desires to apply for and obtain a grant from the New Jersey Department of Community Affairs, for approximately \$10,000 State with \$2,000 local share for a total contract of \$12,000 in 2008 to run an Inclusive Summer Camp, for regular and special education students.

BE IT THEREFORE RESOLVED, that the Township of Franklin, Somerset County does hereby authorize the application for such a grant; and upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of the agreement; and also upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of such funds pursuant to the terms of said agreement between Franklin Township and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

/s/ Brian Levine, Mayor

/s/ Sue van Aken, Superintendent of Recreation

Resolution #07-281 Authorize Request to Waive vendor fees to sell food and other products for local civic organizations that volunteer to participate in the 4th of July Celebration as well as any business that donates and gives food away for free at event.

BE IT RESOLVED by the Township Council of the Township of Franklin, Somerset County, New Jersey that it hereby authorizes the waiver of any fees normally required of vendors to sell food of other products for local civic organizations that volunteer to participate in the 4th of July Celebration as well as any business that donates and gives food away for free at said event to be held on Tuesday, July 3, 2007.

Resolution #07-282 Authorize Execution of Collective Bargaining Agreement with AFSCME 2859 – White Collar Clerical for the period of July 1, 2005 to June 30, 2010.

BE IT RESOLVED that the Township Council of Franklin, County of Somerset, State of New Jersey does hereby authorize the Mayor and Township Clerk to execute a Contract with the AFSCME 2859 White Collar Clerical providing conditions of employment for White Collar Clerical for the period of July 1, 2005 to June 30, 2010.

Resolution #07-283 Authorize Execution of Collective Bargaining Agreement with AFSCME 2426 – Senior Managers for the period of July 1, 2005 to June 30, 2010.

BE IT RESOLVED that the Township Council of Franklin, County of Somerset, State of New Jersey does hereby authorize the Mayor and Township Clerk to execute a Contract with the AFSCME 2426 Senior Managers providing conditions of employment for Senior Managers for the period of July 1, 2005 to June 30, 2010.

Resolution #07-284 Authorize Person-to-Person Transfer of Plenary Retail Distribution Liquor License – 1808-44-040-001 from Peter Camamis to Franklin Park Liquors Inc. (Location to be determined at a later date.)

WHEREAS, an application has been filed for a person to person transfer of Plenary Retail Distribution License No. 1808-44-040-001, heretofore issued to Peter Camamis; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Franklin, County of Somerset and State of New Jersey does hereby approve effective **June 12, 2007** the transfer of the aforesaid Plenary Retail Distribution License to Franklin Park Liquors Inc. and does hereby direct the Township Clerk to endorse the license certificate to the new ownership as follows: "**This license, subject to all its terms and conditions, is hereby transferred to Franklin Park Liquors Inc., effective June 12, 2007.**"

Resolution #07-285 Authorize Transfer of Municipal Court Violations Bureau Overpayments to General Fund.

WHEREAS, there exists on the books of the general account of the Municipal Court Violations Bureau, overpayments that were not able to be refunded for the year;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Franklin, County of Somerset, that the following list of ticket numbers in the amount of \$409.00 be turned over to the Chief Financial Officer:

<u>Date</u>	<u>Ticket No.</u>	<u>Amount</u>
03/01/06	5640	8.00
03/08/06	5653	1.00
04/06/06	5680	350.00
04/06/06	5683	19.00
06/09/06	5711	1.00
07/05/06	5730	10.00
07/05/06	5731	3.00
07/05/06	5732	1.00
09/08/06	5768	1.00
09/08/06	5770	5.00
09/29/06	5774	1.00
09/29/06	5775	1.00
10/11/06	5776	1.00
11/15/06	5806	2.00
12/18/06	5817	1.00
12/18/06	5818	4.00
	Check # 5826	409.00

Resolution #07-286 Authorize Transfer of Municipal Court Violation Bureau Bails to General Fund.

WHEREAS, there exists on the bail book of the bail account of the Municipal Court Violations Bureau bail that were not able to be refunded to the Surety for the year;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Franklin, County of Somerset, that the following bails in the amount of \$864.50 be turned over to the Chief Financial Officer:

<u>Date</u>	<u>Receipt No.</u>	<u>Amount</u>
03/11/06	22107	250.00
06/11/06	22270	11.00
06/26/06	22283	250.00
08/17/07	22386	1.50
10/16/06	22503	2.00
10/30/06	22527	300.00
12/12/06	22583	50.00
	Check # 22602	864.50

Resolution #07-287 Authorize Refund of 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 9, 2005
Block/Lot:	158/16
Name & Address:	Garcia, Francisco 60 Douglas Avenue Somerset, NJ 08873
Amount:	1,085.00
Make Check Payable To:	James Pilewski 346 South Avenue Fanwood, NJ 07023
Certificate No.:	05-040
Payment Received:	May 30, 2007
Date of Sale:	June 8, 2006
Block/Lot:	34.10/59.01 C1213
Name & Address:	Walker, Dionne 77 Amethyst Way Franklin Park, NJ 08823
Amount:	8,686.25
Make Check Payable To:	Plymouth Financial Co. P.O. Box 2288 Morristown, NJ 07962-2288
Certificate No.:	06-029

Payment Received: May 22, 2007

Date of Sale: June 8, 2006
Block/Lot: 34.10/59.01 C0100
Name & Address: Gittens, Deborah
14 Edward Drive
Franklin Park, NJ 08823

Amount: 767.34
Make Check Payable To: James C. Older
87 East Mountain Road
Hillsborough, NJ 08844

Certificate No.: 06-027
Payment Received: May 21, 2007

Resolution #07-289 Award Non-Fair and Open Professional Services Agreement – DeCotiis, Fitzpatrick, Cole & Wisler – Louis N. Rainone, Esq. – FY2008 Township Attorney – Amount Not to Exceed \$385,000.00.

WHEREAS, a need exists to contract for the below noted services for the Township of Franklin, County of Somerset, New Jersey as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

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

WHEREAS, that continuation of the terms of this contract beyond June 30, 2007 is contingent upon availability of funds in the 2008 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 Municipal Attorney has reviewed the certification of the Chief Financial Officer and is satisfied that said certification is in proper form; and

WHEREAS, DeCotiis, Fitzpatrick, Cole & Wisler has submitted a proposal indicating they will provide Township Attorney services in a amount not to exceed \$517,000.00; and

WHEREAS, DeCotiis, Fitzpatrick, Cole & Wisler has completed and submitted a Business Entity Disclosure Certification which certified that DeCotiis, Fitzpatrick, Cole & Wisler has not made any reportable contributions to a political or candidate committee in the Township of Franklin in the previous one year, and that the contract will prohibit DeCotiis, Fitzpatrick, Cole & Wisler from making any reportable contributions through the term of the contract;

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) The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.
- (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 Professional 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 Professional Service Agreement authorized herein.

VENDOR NAME: DeCotiis, Fitzpatrick, Cole & Wisler
Louis N. Rainone, Esq.
ADDRESS: 500 Frank W. Burr Boulevard
Teaneck, NJ 007666
CONTRACT AMOUNT: Amount not to exceed \$385,000.00.
SERVICE: Township Attorney Services FY2008.

Resolution #07-290 Award Non-Fair and Open Professional Services Agreement - Hodulik & Morrison Associates – Andrew Hodulik –FY2008 -Township Auditor Services – Amount Not to Exceed \$84,550.00.

WHEREAS, a need exists to contract for the below noted services for the Township of Franklin, County of Somerset, New Jersey as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

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

WHEREAS, that continuation of the terms of this contract beyond June 30, 2007 is contingent upon availability of funds in the 2008 FY Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract.

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

WHEREAS, Hodulik & Morrison, PA has submitted a proposal indicating they will provide Auditing Services for FY2008 in a amount not to exceed \$84,550.00; and

WHEREAS, Hodulik & Morrison, PA has completed and submitted a Business Entity Disclosure Certification which certified that Hodulik & Morrison, PA has not made any reportable contributions to a political or candidate committee in the Township of Franklin in the previous one year, and that the contract will prohibit Hodulik & Morrison, PA from making any reportable contributions through the term of the contract;

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) The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.
- (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 Professional 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 Professional Service Agreement authorized herein.

VENDOR NAME: Hodulik & Morrison, PA
ADDRESS: 1102 Raritan Avenue – PO Box 1450
 Highland Park, NJ 08904
CONTRACT AMOUNT: Amount not to exceed \$84,550.00
SERVICE: Auditing Services – 07/01/07 to 06/30/08

Resolution #07-291 Authorize Issuance of 2007-2012 Quarry License to Trap Rock Industries, Inc.

WHEREAS, a permit to operate a Quarry was granted to Trap Rock Industries, Incorporated on May 22, 2002 expired January 31, 2007, and at the request of the Township of Franklin, was extended by resolution of the Township Council adopted January 9, 2007 to May 31, 2007; and

WHEREAS, Trap Rock Industries, Incorporated has applied for renewal of their Quarry License for the years 2007-2012 and has paid the required fee of \$2,200.00; and

WHEREAS, approval of issuance of 2007-2012 Quarry License has been received from the Township Health Officer, Zoning Officer and Township Engineer; and

WHEREAS, Trap Rock Industries, Incorporated has complied with **Section 278-7 of the Township Code** regarding Reclamation Plan;

NOW, THEREFORE, BE IT RESOLVED that a Quarry License be issued to Trap Rock Industries, Incorporated said license to commence retroactively to February 1, 2007 by virtue of the aforesaid resolution and to expire January 31, 2012 in conformance with **Section 278-2C of the Township Code**.

Resolution #07-292 Authorize Performance Guarantee Release – Parkside Realty Associates, LP – Block 57, Lots 30.03 & 34 – Route 27 – Site Improvements - Bond #S02796 - \$130,395.00.

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

ITEM: Performance Bond
 NAME OF APPLICANT: Parkside Realty/Countryside – Apartments
 ADDRESS OF APPLICANT: P.O. Box 41 – 2 Yolanda Drive
 Edison, NJ 08818
 DOCKET NO. P94010P
 NUMBER: S02796
 INSURANCE CO./BANK: First Indemnity of America
 IN THE AMOUNT OF: \$130,870.00
 FOR: Block 57/Lots 30.03 & 34 – Route 27 – Site Improvements

WHEREAS, the aforesaid applicant has requested release of the aforesaid Performance Guarantee; and

WHEREAS, the Township Engineer, after inspection, recommended release of the aforesaid Performance Guarantee;

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 Guarantee in the amount of \$130,870.00 be released to the above named applicant.

Resolution #07-293 Authorize Purchase – Bio-Key International Inc. – Licensing and Maintenance for Police Mobile Computers – Amount Not to Exceed \$14,089.20.

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: **Bio-Key International, Inc.**
 300 Nickerson Road
 Marlborough, MA 01752

ITEMS: Licensing and Maintenance for Police mobile computers

COST: Not to exceed \$14,089.20

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 vendor to purchase the specified items.

Resolution #07-294 Authorize Extension of Contract – Good Morning Care, Inc. – July 1, 2007 to September 30, 2007 – Amount Not to Exceed \$25,000.00.

WHEREAS, the Township Council awarded a contract on June 30, 2005 for the following:

GOOD MORNING CARE INC.
 231B Franklin Avenue
 Cliffside Park, NJ 70010

Total amount not to exceed \$59,900.00

WHEREAS, the Township Council extended the contract on June 13, 2006 for a second year for an amount not to exceed \$59,900.00 and amended the contract on August 8, 2006 to include cleaning of the new Animal Shelter and the Community Development Wing for an amount not to exceed \$14,350.00; and

WHEREAS, the specifications to rebid this contract are being revised and a new contract will not be ready before the current contract expires on June 30, 2007; and

WHEREAS, Good Morning Care, Inc. agreed to extend the contract at the current terms and conditions on a monthly basis until a new contract is executed;

WHEREAS, the Purchasing Administrator recommends the extension of said contracts; 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

WHEREAS, that continuation of the terms of this contract beyond June 30, 2007 is contingent upon availability of funds in the 2008 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 contracts be extended for the July 1, 2007 to September 30, 2007 contract period:

GOOD MORNING CARE INC.

231B Franklin Avenue
Cliffside Park, NJ 70010

Total amount not to exceed \$25,000.00

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 #07-297 Request to Change in Title, Text of Appropriation Pursuant to NJS 40A:4-85 – Jersey Fresh Grant – Local Match Amount of \$450.00 not included in Chapter 159 Resolution.

WHEREAS, NJS 40A:4-85 provides that the Director of the Division of Local Government Services, may, at the request of, or with the consent of, the governing body of any county or municipality, make such correction of title, text of amount of any appropriation appearing in the budget as may be necessary to make said item of appropriation available for the purpose or purposes required for the needs of any county or municipality;

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of NJS 40A:4-85, the Township of Franklin hereby requests the Director of the Division of Local Government Services to make the following correction in the FY2007 budget:

Revenue Title: NJ State Dept. of Agriculture Farm Fresh Grant	Amount: \$450.00
Appropriation Title: NJ State Dept. of Agriculture Farm Fresh Grant	Amount: \$450.00
Cash Match	Amount: \$450.00

BE IT RESOLVED that the foregoing correction is, in the opinion of the Township Council, warranted and authorized by the statute referred to above, and is necessary for the orderly operation of the Township of Franklin for the reasons set forth:

Resolution #07-259 adopted on May 22, 2007 provided for the revenue title and appropriation title for the NJ State Department of Agricultural Farm Fresh Grant in the amount of \$450.00. The resolution did not provide for the cash match of \$450.00.

Resolution #07-298 Authorize Agreement with County of Somerset to Provide Participation in a Cooperative Means of Conducting HOME Investment Partnership Program Activities.

WHEREAS, Title II of the Cranston-Gonzalez National Affordable Housing Act, as amended, provides federal HOME Investment Partnership funds being made available to a consortium of geographically contiguous units of government, including urban counties such as Somerset County; and

WHEREAS, a consortium of geographically contiguous units of general local government is considered a unit of general local government for purposed of the HOME Program; and

WHEREAS, the HOME Program provides affordable housing benefits to persons of low and moderate income in Franklin Township; and

WHEREAS, the Township wishes to join a consortium with Somerset County for purposed of participating in the HOME Program; and

WHEREAS, to be considered as a HOME Program consortium for FY 2008, proposed jurisdiction must execute a HOME consortium agreement that:

- a. Agrees to cooperate to undertake or to assist in undertaking housing assistance for the HOME Program.
- b. Authorizes Somerset County to act in a representative capacity for all member units for the purposes of the HOME Program.
- c. Provides that Somerset County be the lead entity and assume overall responsibility for ensuring the consortium's program is carried out in compliance with the requirements of the HOME Program, including requirements concerning a Consolidated Plan.
- d. Authorizes the Mayor to sign the consortia agreement.
- e. Contains a provision requiring each member to affirmatively further fair housing.
- f. Will be for qualification period of Federal Fiscal Years 2008-2010.
- g. States the program year start date to be September 1; and

WHEREAS, the Interlocal Services Act (N.J.S.A. 40:8A-1 et seq.) provides a mechanism through which counties and municipalities may enter into agreements for the provision of joint services; and

WHEREAS, N.J.S.A. 40:8A-1 et seq. provides that authorization for participation in such a cooperative program must be by resolution:

NOW, THEREFORE, BE IT RESOLVED, by the Township of Franklin, County of Somerset, New Jersey.

1. It does hereby authorize continued participation in the Somerset County HOME Investment Partnership Program Consortium.
2. It does hereby authorize, certify and confirm a certain agreement (hereinafter referred to as "Agreement") between the Township of Franklin and Somerset County entitled "Cooperative Agreement".

It hereby authorizes full participation by the Township of Franklin in all aspects of the activities provided for within said Agreement pursuant to the terms and conditions as more fully set forth in said Agreement.

3. It hereby incorporates said Agreement into this resolution by reference, as if fully set forth herein.
4. The Mayor and Municipal Clerk are hereby authorized to execute the Agreement with the County and copy of said Agreement will remain filed in the Office of the Municipal Clerk for public inspection.

Resolution #07-301 Authorize Non-Partisan Election Information on Township Media.

WHEREAS, we believe that all eligible voters of Franklin Township should have the opportunity to access information on general elections in the Township; and

WHEREAS, the Franklin Township provides information to its residents through the Township web site, the Franklin Times, and FTTV 25; and

WHEREAS, these Franklin Township media currently provide voter registration and other general information about general elections in Franklin Township;

THEREFORE, BE IT RESOLVED that the Township media will also provide the following information on general elections in Franklin Township:

1. FTTV 25 will broadcast a debate among the candidates in the general election for Township office, provided that the debate is open to all candidates for Township office and to the public, arranged and moderated by a non-partisan organization such as the League of Women Voters, and recorded under the auspices of that organization in a format that can be broadcast on the township television station, FTTV-25.
2. The Township web site and the Franklin Times will list all candidates for office who will appear on the ballot in the general election.
3. The Township web site will post the sample ballot for the general election once it has been prepared by the County Clerk.

BE IT FURTHER RESOLVED, that the Township Council will work with the Board of Education to ensure that similar resources are provided to voters for school elections.

Resolution #07-303 Authorize Issuance of Raffles 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>
St. Sharbel Maronite Catholic Church 526 Easton Avenue, Somerset, NJ On-Premise 50/50 RL#1635 Drawings: St. Sharbel Church Grounds	June 22 & 23, 2007 12 pm – 12 pm June 24, 2007 – 12 pm-10pm (Revised Application)
Association for Hunterdon Development Ctr., Inc. 275 Shephard Avenue Bound Brook, New Jersey 08805 Off-Premise 50/50 – RL#1641 On-Premise Raffle – RL#1642 On-Premise 50/50 – RL#1643 On-Premise Raffle – RL#1644 Drawings: Garden State Exhibit Center, Somerset	September 30, 2007 1:00 pm – 7:00 pm

Somerset Hills Learning Center
 1810 Burnt Mills Road, Bedminster, NJ
 Off-Premise Raffle – RL#1645
 Drawing: The Palace at Somerset Park

October 26, 2007
 7:00 pm – 12:00 pm

NJ Right to Life Committee
 113 North Avenue West, Cranford, New Jersey
 Off-Premise Raffle – RL#1646
 Drawing: Holiday Inn, Somerset, NJ

November 16, 2007
 7:00 pm - 10:00 pm

McCarrick Care Center
 15 Dellwood Lane, Somerset, NJ
 Off-Premise Raffle – RL#1647
 Drawing: 15 Dellwood Lane, Somerset

Sept. 15, 2007
 2:30 pm

Resolution #07-304 Authorize Issuance of Special Event Permit – Community Volunteer Fire Company #1 – Motorcade – Dedication of New Rescue Truck – June 30, 2007 – 11 am to 5 pm – Hamilton Street and John’s Parking Lot.

WHEREAS, a request has been received from Robert Amos of Community Volunteer Fire Company for permission to have a motorcade and dedication of the new rescue truck on June 30th 2007 from 11:00 am to 5:00 pm, to be conducted on Hamilton Street and John’s Parking Lot; and,

WHEREAS, Community Volunteer Fire Company #1 has requested that the Permit Fee of \$125.00 be waived since they represent a non-profit organization; and,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, New Jersey, that permission is hereby granted to Community Volunteer Fire Company #1 to conduct a motorcade and dedication celebration of a new rescue truck on June 30, 2007, to be conducted at Hamilton Street and John’s Parking Lot, subject to compliance with the requirements of Township Officials, including but not limited to the Chief of Police and Director of Fire Prevention; and,

BE IT FURTHER RESOLVED that the permit fee of \$125.00 be waived since said organization is a non-profit organization; and

BE IT FURTHER RESOLVED that the conduct of this special event requires the closing a portion of Hamilton Street, a Somerset County public roadway, and said closing is subject to the following conditions:

- (1) Said public roadway shall be closed to traffic between the hours when the Event commences and the time the event will be totally finished;
- (2) The closing of said public roadway in conjunction with said Event shall be accomplished in a manner whereby access by emergency vehicles is easily maintained at all times;
- (3) The Applicant shall notify all persons and businesses affected by said road closing. Said notice shall be in writing and served upon the person/business in person or by certified mail at least ten (10) days prior to the event. Affidavit of Service to said affected persons/businesses shall be prepared by the Applicant and filed with the Township Clerk at least five (5) days prior to the event;
- (4) Applicant shall provide an Insurance Policy to cover the Event and the closing of the aforesaid public roadway in conjunction therewith in the amount of \$1,000,000. Said policy shall name the Township of Franklin as additionally insured and a

Certification of same shall be filed with the Township Clerk at least 5 day prior to the event;

BE IT FURTHER RESOLVED that the Applicant shall be responsible for providing a sufficient number of off-duty Police Officers to the satisfaction of the Chief of Police during the conduct of this event and;

- (1) Applicant shall deposit with the Township Finance Director, at least five (5) days prior to the event, an escrow amount sufficient to cover the cost of said off-duty police protection in accordance with the fee schedule set forth in Ordinance #1417;
- (2) Payment to said off-duty police officer for services provided shall be made by the Finance Department from said escrow deposit. Should escrow funds

be found insufficient, the Applicant shall deposit additional funds with the Finance Department to cover the remaining cost of off-duty police protection;

- (3) Any unused monies deposited for off-duty police protection shall be returned by the Township Clerk to the person or organization making the deposit upon approval of the Chief of Police.

BE IT FURTHER RESOLVED that in accordance with Section 97-6 (e) of the Township Code that there shall be deposited with the Township Clerk a cash deposit, money order, certified check or treasurer's check in the amount of \$300.00 to guarantee the maintenance of the premises on which the applied for activity is to be conducted; and,

- (1) If at the end of such activity, the Health Inspector of the Township decides that the premises were not returned to the condition they were in as of the time that the applied for activity commenced, he/she shall be authorized to return the premises to such condition and to pay for having same done out of the deposit left with the Township Clerk for such purposes;
- (2) Any unused monies deposited for maintenance shall be returned by the Township Clerk to the person or organization making the deposit upon approval of the Health Inspector.

Resolution #07-305 Authorize Grant Application – NJ Historic Trust – To develop Historic Structure Report for the Franklin Inn.

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 a grant application in the amount of \$39,863.00 with a 25% cash match of \$13,288 to the New Jersey Historic Trust to develop a Historic Structure Report (HSR) for the Franklin inn which would provide a basis for the preservation of the Inn and does authorize the appropriate Township officials to execute these grant applications on its behalf.

Resolution #07-306 Authorize funds from the Township's Historic Trust Fund for the Township's match in the grant application to the NJ Historic Trust for a Historic Structure Report of the Franklin Inn.

WHEREAS, the Township's Historic Trust Fund was established in 1989 and its sole purpose is to protect historic structures within Franklin Township; and

WHEREAS, the Township is applying for a grant to the New Jersey Historic Trust for a Historic Structure Report of the Franklin Inn; and

WHEREAS, said Report would outline a plan for restoration and maintenance of the structure and include prioritized recommendations and estimated costs; and

WHEREAS, the grant amount is \$39,863 and a 25% cash match of \$13,288 is required; and

WHEREAS, the Township received a proposal for \$53,150 from Farewell Mills and Gatsch; and

WHEREAS, there is approximately \$42,000 available in the Township's Historic Trust Fund;

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 funds in the amount of \$13,288 from the Township's Historic Trust Fund for the Township's cash match for its grant application to the New Jersey Historic Trust for an Historic Structure Report of the Franklin Inn.

Resolution #07-307 Authorize Grant Application – NJDOT Bike Path on Cedar Grove Lane behind the curb from Bob Franks Way to New Brunswick Road.

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 a grant application in the amount of \$167,700 to the NJ Department of Transportation for bike paths to be constructed on Cedar Grove Lane behind the curb from Bob Franks Way to New Brunswick Road and does authorize the appropriate Township officials to execute these grant applications on its behalf.

Resolution #07-308 Authorize Grant Application – NJ Department of Health and Human Services for a wellness program for community residents involving fitness and educational activities.

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 a grant application in the amount of \$2,500 to the NJ Department of Health and Human Services for a wellness program for community residents involving fitness and educational activities and does authorize the appropriate Township officials to execute these grant applications on its behalf.

Resolution #07-309 Authorize Issuance of 2007-08 Alcoholic Beverage Plenary Consumption, Distribution and Club Licenses.

WHEREAS, applications have been received for eleven (11) Plenary Retail Consumption Licenses, three (3) Plenary Retail Consumption Licenses issued under the Hotel-Motel Exception, five (5) Plenary Retail Distribution Licenses, and three (3) Club Licenses; and

WHEREAS, these applications have been made to the Township Clerk and filing fees have been paid to the Township and to the State of New Jersey, Division of Alcoholic Beverages; and

WHEREAS, the Health Officer, the Chief of Police and Fire Inspector have inspected the applicants' property and have approved them as per letters filed with the Township Clerk; and

WHEREAS, no objections have been filed with the Township Clerk; and

WHEREAS, said applications have been examined by the Township Council and the Township Council finds that:

- (1) The submitted application forms are complete in all respects:
- (2) The applicants are qualified to be licensed according to all statutory, regulatory and Local Government Alcoholic Beverage Control Laws and Regulations;
- (3) The applicants have disclosed and the issuing authority has ascertained and reviewed the source of any additional financing obtained in the previous license term for use in the licensed business; and

with respect to Club Licenses:

- (1) The submitted applications are complete in all respects, including submission of the Club Member List;
- (2) The Officers and Directors of the Club are qualified according to all statutory, regulatory and Local Government Alcoholic Beverage Control Law and Regulations; and
- (3) The Clubs maintain all records required by NJAC 13:2-8.8 (Special Events Open to Non-Club Members) and NJAC 13:2-8.12 (true books of accounts for receipts and disbursements);

NOW, THEREFORE, BE IT RESOLVED this 12th day of June, 2007 by the Township Council of the Township of Franklin in the County of Somerset and State of New Jersey that the Township Clerk be and she is hereby instructed to issue ten (10) Plenary Retail Consumption Licenses to the following:

1808-33-003-003	Rukh Catering LLC	t/a The Imperia 1714 Easton Avenue, Somerset, NJ 08873
1808-33-004-003	Fireside Corporation	t/a Hidden Lake Liquors & Lounge 2011 Route 27, Somerset, NJ 08873
1808-33-006-004	Charlie Browns of Franklin Inc.	t/a Charlie Brown's Steakhouse 4591 Route 27, Kingston, NJ 08528
1808-33-009-002	Nelsons Bar/Liquors Inc.	Nelsons Bar & Liquors 1135 Easton Avenue, Somerset, NJ 08873
1808-33-010-002	O'Brien's Tavern	t/a O'Brien's Tavern 310 Elizabeth Avenue, Somerset NJ 08873
1808-33-011-003	O'Connors Colonial Farms Inc.	t/a O'Connor's Beef 'n' Chowder House 1719 Amwell Road, Somerset, NJ 08873
1808-33-015-005	One Eleven Wines & Liquors Inc.	t/a Den, The/Sophie's Bistro 700 Hamilton Street, Somerset, NJ 08873
1808-33-016-007	The Palace @ Somerset Park LLC	t/a The Palace @ Somerset Park 345 Davidson Avenue, Somerset, NJ 08873
1808-33-017-007	Principessa LLC	Inactive
1808-33-033-005	GS Exhibit Center	t/a Garden State Convention Center 50 Atrium Drive, Somerset, NJ 08873

BE IT FURTHER RESOLVED that the Clerk be instructed to issue one (1) Plenary Retail Consumption License to the following with the condition that all Fire Prevention violations are corrected prior to issue of license:

1808-33-039-001	Sashshel Corporation	t/a De Island Shop 676 Franklin Blvd., Somerset, NJ 08873
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BE IT FURTHER RESOLVED the Clerk is instructed to issue three (3) Plenary Retail Consumption Licenses under the Hotel/Motel exception as follows:

1808-36-025-004	Weston Canal Realty LP	t/a Ramada Inn 60 Cottontail Lane, Somerset, NJ 08873
1808-36-036-002	Ruby Tuesday Inc.	t/a Ruby Tuesdays 250 Davidson Avenue, Somerset, NJ 08873
1808-36-041-001	Royal Somerset Inn LLC	t/a Comfort Suites at Somerset 315-325 Davidson Avenue, Somerset, NJ

BE IT FURTHER RESOLVED that the Clerk is instructed to issue five (5) Plenary Retail Distribution Licenses to the following:

1808-44-005-006	Hiren Inc.	t/a Buy Rite Liquors 900 Easton Avenue, Suite 42, Somerset, NJ 08873
1808-44-008-004	UJAL Inc.	t/a Franklin Liquors 1199 Route 27, Somerset, NJ 08873
1808-44-012-003	Scarlett Knight Liquors Inc.	t/a Scarlett Knights Liquors 874 Hamilton Street, Somerset, NJ 08873
1808-44-032-007	A to Z Discount Auto Parts Inc.	t/a Cedar Grove Wine & Liquors 120 Cedar grove Lane, Unites T19-21, Somerset, NJ 08873
1808-36-040-001	Camamis, Peter	Inactive

BE IT FURTHER RESOLVED that the Clerk be instructed to issue three (3) Club License s to the following:

1808-31-020-001	Franklin Eagles A.C. Inc.	t/a Franklin Eagles A.C. Inc. 95 Ray Street, Somerset, NJ 08873
1808-31-030-001	Fraternal Order of Eagles New Brunswick	t/a New Brunswick Eagles 873 Hamilton Street
1808-31-031-001	Ten's Enough Inc.	t/a Ten's Enough 37 Pine Street, Somerset, NJ 08873

Resolution #07-310 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.

BLOCK/LOT	NAME/ADDRESS	QTR/YR	AMOUNT
Various Tax Accounts	Township of Franklin	Transfer 2/07 To 3/07	34,542.54
10/10.03 QFarm	Township of Franklin	2/07 Move to 6/23	3,713.49
Various Water Accounts	Township of Franklin	Transfer 3/07 to 2/07	22,665.79
468.01/21.069001	Township of Franklin	Transfer 3/07 to 2/07 8001 Account	650.31
517.03/3.32 2	Weston Canal Associates P.O. Box 4500 Warren, New Jersey 07059	2/07 Overbilled Water	3,903.90

Resolution #07-311 Authorize Fire Works Display – Patel Wedding – Ukrainian Hall – 135 Davidson Avenue – July 6, 2007 – 8:30 p.m.

WHEREAS, Yashvant Patel has made application for permission to hold a fireworks display on Wednesday, July 6, 2007 in conjunction with the Patel Wedding Celebration to be conducted at The Ukrainian Center, 135 Davidson Avenue, Somerset; and

WHEREAS, the Uniform Fire Code (NJAC 5:18 et seq.) and the New Jersey Fireworks Act (NJSA 21:2-1 et. seq.) provides that the Governing Body of the Municipality may, upon application in writing, grant permission for a public display of fireworks by organizations or groups of individuals;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Franklin, County of Somerset and State of New Jersey does hereby grant permission to Yashvant Patel to hold a public display of fireworks on Wednesday, July 6, 2007 in conjunction with the Patel Wedding Celebration to be conducted at The Ukrainian Center, 135 Davidson Avenue, Somerset subject to the following conditions:

- (1) Submission to the Director of Fire Prevention an application pursuant to and meeting the specifications of the Uniform Fire Code and the New Jersey Fireworks Act;
- (2) Approval of the location of the storage place for said fireworks by the Director of Fire Prevention;
- (3) Submission of Certificate of Insurance by Yashvant Patel covering the fireworks; and
- (4) Submission of Surety as per N.J.S.A. 21:3-5.

BE IT FURTHER RESOLVED that if the Township's Fireworks for its Fourth of July Celebration is rained out on July 3rd and are conducted on July 6th, the Township Council hereby extends the deadline time to 10:15 p.m.

Resolution #07-312 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 112-214 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:	Richard Rubin	
ADDRESS:	PO Box 576 Kingston, NJ 08528	
DOCKET NO.	ZBA-06-00020	
BLOCK/LOT:	11.01/45	
LOCATION:	94 Coppermine Road	
TYPE:	Planning Review	
AMOUNT DEPOSITED:	\$2,000.00	(In-Hse – 274.28)
AMOUNT CHARGED:	<u>850.53</u>	(Heyer – 576.25)
AMOUNT TO BE REFUNDED:	\$1,149.47	

Resolution #07-313 Authorize Issuance of Special Event Permit – First Baptist Church of Lincoln Gardens – Family Fun Day – June 30, 2007 – 8:00 am to 4:00 p.m. – 771 Somerset Street.

WHEREAS, a request has been received from First Baptist Church of Lincoln Gardens for permission to have a Family Fun Day celebration on June 30th 2007 from 8:00 am to 4:00 pm, to be conducted on the grounds of First Baptist Church of Lincoln Gardens at 771 Somerset Street; and,

WHEREAS, First Baptist Church has requested that the Permit Fee of \$125.00 be waived since they represent a non-profit organization; and,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, New Jersey, that permission is hereby granted to First Baptist Church of Lincoln Gardens to conduct a Family Fun Day celebration on June 30, 2007, on the grounds of First Baptist Church, subject to compliance with the requirements of Township Officials, including but not limited to the Chief of Police, Director of Fire Prevention and Assistant Director of Health; and,

BE IT FURTHER RESOLVED that the permit fee of \$125.00 be waived since said organization is a non-profit organization.

Resolution #07-314 Award State Contract to Paper Mart & Somerset County Cooperative Bid to Central Lewmar for the Purchase of Copy Paper for all Departments in an amount not to exceed \$40,000.00.

WHEREAS, the Township of Franklin desires to purchase items as follows through State Contract and/or Somerset County Cooperative Bid, which items when combined with prior purchases exceed the prevailing bid threshold:

VENDORS:

<i>Paper Mart</i>	<i>Central Lewmar</i>
151 Ridgedale Avenue	60 McClellan Street
East Hanover NJ 07936	Newark, NJ 07114
<i>State Contract #61044</i>	Somerset County Coop Bid
	CC-46-04

ITEMS:	Purchases for Copier Paper for All Departments
COST:	\$40,000.00

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.

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 #07-315 Award Competitive Contract – Garrison Printing Company – Design and Printing of Township Newsletter – Four Issues: Fall 2007 to Summer 2008 – Amount Not to Exceed \$30,000.00.

WHEREAS, the Township of Franklin is desirous of contracting for the design and printing of its Township Newsletter; and

WHEREAS, N.J.S.A. 40A:11-4 et. seq. provides that the provision of specialized goods and services requires sealed bids, and that price and other factors can be considered when awarding a contract; and

WHEREAS, bids for the design and printing of the Township Newsletter was publicized as required by law;

BE IT RESOLVED by the Township Council of the Township Council of the Township of Franklin, Somerset County, NJ that the following contract be awarded to:

GARRISON PRINTING COMPANY
7155 Airport Highway
Pennsauken, NJ 08109

Amount not to exceed \$30,000.00; and

BE IT FURTHER RESOLVED that the Mayor and Township Council be and the same are hereby authorized to enter into a contract with the above listed provider; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified hereon that funds are available; and

BE IT FURTHER RESOLVED that notice of this action shall be printed in the official Township newspaper as required by law.

Resolution #07-316 Authorize Rejection of Bid – Dump Bodies – Flaw in Bid.

WHEREAS, notice to bidders was posted on the Township website and published in the Courier News on April 30, 2007 for receipt of bids on May 15, 2007; and

WHEREAS, there was a flaw in the bid specifications regarding the omission of a date for delivery after the Notice to Proceed is issued; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, Somerset County, New Jersey that the bids for Dump Bodies be and are hereby rejected.

Resolution #07-317 Award State Contract – Dell Marketing LP – Dell Computer for Mobile Computer System – Amount Not to Exceed \$10,000.00.

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: **Dell Marketing LP**
One Dell Way, MS 9723
Round Rock, TX 78682

ITEMS: Dell Computer for Mobile Computer System
COST: Not to exceed \$10,000.00

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 vendor to purchase the specified items.

Resolution #07-318 Award Non-Fair and Open Professional Services Agreements – Valerie Sparandero (Amount Not to Exceed \$27,560.00) and Susan Gaccione (Amount Not to Exceed \$7,950.00) – Nursing Services – July 1, 2007 to June 30, 2007 .

WHEREAS, a need exists to contract for the below noted services for the Township of Franklin, County of Somerset, New Jersey as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

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

WHEREAS, that continuation of the terms of this contract beyond June 30, 2007 is contingent upon availability of funds in the 2008 FY Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract.

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

WHEREAS, Valerie Sparandero and Susan Gaccione have submitted proposals indicating they will provide Nursing Services for FY2008 in a amount not to exceed \$27,560.00 for Valerie Sparandero and \$7,950.00 for Susan Gaccione; and

WHEREAS, Valerie Sparandero and Susan Gaccione have completed and submitted a Business Entity Disclosure Certification which certified that Valerie Sparandero and Susan Gaccione have not made any reportable contributions to a political or candidate committee in the Township of Franklin in the previous one year, and that the contract will prohibit Valerie Sparandero and Susan Gaccione from making any reportable contributions through the term of the contract;

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) The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.
- (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 Professional 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 Professional Service Agreement authorized herein.

VENDOR NAME: VALERIE SPARANDERO
ADDRESS: 5 Arrowhead Drive
 Neshanic Station, NJ 08853-1428
CONTRACT AMOUNT: Amount Not to Exceed \$27,560.00
SERVICE: Nursing Services

VENDOR NAME: SUSAN GACCIONE
ADDRESS: 29 Rittner Lane
 Old Bridge, NJ 08857
CONTRACT AMOUNT: Amount Not to Exceed \$7,950.00
SERVICE: Nursing Services

Resolution #07-320 Award CDBG Rehabilitation Contracts – Stormbringer Construction for 91 Stanwick Court in an amount not to exceed \$11,640 – Creative Bathrooms, LLC for 15 Oakbrook Place in an amount not to exceed \$10,720 – A. Rossi & Sons, Inc. for 1 Shevchenko Avenue in an amount not to exceed \$7,215 – Bianchi Renovations for 1 Shevchenko Avenue in an amount not to exceed \$4,000.

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 CDBG Grant for Rehabilitation, copies of which are on file with the Township Clerk and available for public inspection:

CONTRACTOR: Stormbringer Construction
 34 Como Drive, Somerset NJ 08873
AMOUNT: \$11,640.00
PROJECT: 91 Stanwick Court

CONTRACTOR: Creative Bathrooms LLC
 14 Dobson Road, East Brunswick, NJ 08816
AMOUNT: \$10,720.00
PROJECT: 15 Oakbrook Place

CONTRACTOR: A. Rossi & Sons Inc.
 31 Rose Street, Somerset NJ 08873
AMOUNT: \$7,215.00
PROJECT: 1 Shevchenko Avenue

CONTRACTOR: Bianchi Renovations LLC
 172 Cloverdale Circle, Tinton Falls, NJ 07724-
 3157
AMOUNT: \$4,000.00
PROJECT: 1 Shevchenko Avenue

Resolution #07-322 Authorize Issuance of Special Event Permit – Hamilton Street Business & Community Corp. – Hamilton Street Cruise – Wednesdays from 6:30 p.m. to 9:00 p.m. – June 6, 2007 through September 26, 2007 – 621 Hamilton Street (Nora’s Shopping).

WHEREAS, a request has been received from the Hamilton Street Business & Community Corporation for permission to hold Hamilton Street Cruise Night every Wednesday between June 6, 2007 and September 26, 2007 from 6:30 p.m. to 9:00 p.m. to be conducted at 621 Hamilton Street (Nora’s Shopping); and,

WHEREAS, Hamilton Street Business & Community Corporation has requested that the Permit Fee of \$125.00 be waived since they represent a non-profit organization; and,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, New Jersey, that permission is hereby granted to Hamilton Street Business & Community Corporation for permission to hold Hamilton Street Cruise Night every Wednesday between June 6, 2007 and September 26, 2007 from 6:30 p.m. to 9:00 p.m. to be conducted at 621 Hamilton Street (Nora’s Shopping), subject to compliance with the requirements of Township Officials, including but not limited to the Chief of Police, Director of Fire Prevention and Assistant Director of Health; and,

BE IT FURTHER RESOLVED that the permit fee of \$125.00 be waived since said organization is a non-profit organization.

RESOLUTIONS, VOTED ON SEPARATELY

Resolution #07-288 Award Non-Fair and Open Extraordinary Unspecifiable Services Agreement – Loos Consulting – FY2008 Open Space Consultant – Amount Not to Exceed \$75,000.00.

Mayor Levine presented the following resolution:

WHEREAS, a need exists for a contract for the below noted services for the Township of Franklin, County of Somerset, New Jersey as a non-fair and open extraordinary Unspecifiable services contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

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

WHEREAS, continuation of the terms of this contract beyond June 30, 2007 is contingent upon availability of funds in the 2008 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 Municipal Attorney has reviewed the certification of the Chief Financial Officer and is satisfied that said certification is in proper form; and

WHEREAS, Loos Consulting has completed and submitted a Business Entity Disclosure Certification which certified that Loos Consulting has not made any reportable contributions to a political or candidate committee in the Township of Franklin in the previous one year, and that the contract will prohibit Loos Consulting from making any reportable contributions through the term of the contract;

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 amended agreement with the below stated vendor, which agreement shall be maintained on file with the Township Clerk and available for public inspection.

- (2) The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.
- (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 Professional 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.

VENDOR NAME: Loos Consulting
ADDRESS: 39 Fisher Drive
Franklin Park, NJ 08823
CONTRACT AMOUNT: Amount not to exceed \$75,000.00
SERVICE: FY2008 Open Space Consultant – 07/01/07 to 06/30/08.

Mr. Glicklich moved the adoption of the aforesaid resolution. 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	Eberle			Ritchie
Francois	Glicklich			
Levine	Prasad			
Sumter	Vassanella			

Resolution #07-299 Authorize Stormwater Detention Facility Maintenance Agreement – Canal Walk Plaza.

Mayor Levine presented the following resolution:

BE IT AND IT IS HEREBY 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 on its behalf Stormwater Detention Facility Maintenance Agreement with Canal Walk Associates, LLC, with offices located at 812 Central Avenue, Westfield, NJ 07090 for property known as Block 513.01, Lot 15.01 located on the westerly portion of Canal Walk Boulevard pursuant to the Planning Board Resolution approval dated September 6, 2006, a copy of which is on file in the office of the Township Clerk and available for public inspection.

Ms. Francois moved the adoption of the aforesaid resolution. 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	Eberle			Ritchie
Francois	Levine		Glicklich	
Prasad	Sumter			
Vassanella				

Resolution #07-300 Support Congressional Authorization of the FDA to Regulate Tobacco Products.

Mayor Levine presented the following resolution:

WHEREAS, each day, about 4,000 children try their first cigarette and each day another 1,000 become regular daily smokers, and that means that more than 416,000 kids become new regular daily smokers each year; and

WHEREAS, roughly one-third of these regular smokers will eventually die from a tobacco-related disease; and

WHEREAS, almost 90 percent of adult smokers began at or before age 18; and

WHEREAS, a study published in the *Journal of the National Cancer Institute* found that teens are more likely to be influenced to smoke by cigarette advertising than they are by peer pressure; and

WHEREAS, the tobacco industry spent \$13.4 billion on advertising and promotion in 2005, an increase in spending of 94% since 1998; and

WHEREAS, the tobacco industry in 2005 spent more than \$36 million a day to advertise and promote its deadly products which is more than 48 states spend annually on tobacco prevention; and

WHEREAS, smoking rates for students in grades 9-12 in New Jersey is 19.8%; and

WHEREAS, cigarettes kill more than 400,000 Americans every year, more deaths than from AIDS, alcohol, car accidents, murders, suicides, drugs and fires; and

WHEREAS, according to the Center for Disease Control statistics, the addiction rate for smoking is higher than the addiction rates for marijuana, alcohol or cocaine; and

WHEREAS, the Supreme Court, in a 2000 ruling, said that “tobacco use, particularly among children and adolescents, poses perhaps the single most significant threat to public health in the United States” while invalidating FDA rules governing tobacco products due to Congressional inaction; and

WHEREAS, FDA control over tobacco products would ensure that the same scrutiny is given to cigarettes, cigars and smokeless tobacco as to other products like macaroni and cheese; and

WHEREAS, legislation to be considered in Congress and sponsored by Senators John Cornyn and Ted Kennedy and Representatives Tom Davis and Henry Waxman would give the U.S. Food and Drug Administration meaningful jurisdiction over the labeling, sale and marketing of tobacco products, therefore

BE IT RESOLVED that the Mayor and Council of the Township of Franklin, County of Franklin, State of New Jersey urge the United States Congress, to immediately pass legislation establishing meaningful FDA authority over tobacco products; and further

BE IT RESOLVED that a certified copy of this resolution be sent to the members of the New Jersey Congressional delegation.

Ms. Francois moved the adoption of the aforesaid resolution. Said motion was seconded by Mr. 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		Levine	Ritchie
Francois	Glicklich			
Prasad	Sumter			
Vassanella				

Resolution #07-302 Endorse a Peace and Non-Violent Memorial on Jug handle at Easton Avenue and Foxwood Drive and Request Permission from Somerset County for Placement of Monument on their Property.

Mayor Levine presented the following resolution:

WHEREAS, the residents of Franklin Township hope for a world of peace and non-violence for their families, friends, and neighbors; and

WHEREAS, the residents of Franklin Township aspire to peace and non-violence for their children and their descendents; and

WHEREAS, the residents of Franklin Township wish to inspire the same hopes and aspirations in future generations; and

WHEREAS, Dr. Martin Luther King and Mahatma Gandhi were both leaders who practiced peace and non-violence and who gave their lives in the cause of peace and non-violence; and

WHEREAS, Dr. Martin Luther King and Mahatma Gandhi serve as models and reminders of the importance of peace and non-violence; and

WHEREAS, the traffic island at the intersection of Foxwood Drive and Easton Avenue is an appropriate site for a Peace and Non-Violence Memorial; and

WHEREAS, the traffic island at the intersection of Foxwood Drive and Easton Avenue is owned by Somerset County; therefore,

BE IT RESOLVED that the Township Council of Franklin Township supports the establishment of a “Peace and Non-Violence Memorial” including statues of Dr. Martin Luther King and Mahatma Gandhi at the intersection of Foxwood Drive and Easton Avenue in Franklin Township; and

BE IT FURTHER RESOLVED that Franklin Township requests that Somerset County grant permission for the erection of this Peace and Non-Violence Memorial on its traffic island at the corner of Foxwood Drive and Easton Avenue; and

BE IT FURTHER RESOLVED that Franklin Township supports efforts to raise private funds to pay for the installation and continued maintenance of this Peace and Non-Violence Memorial.

Mr. Prasad moved the adoption of the aforesaid resolution. 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>
Eberle	Francois		Danile	Ritchie
Glicklich	Levine			
Prasad	Sumter			
Vassanella				

Resolution #07-319 Amend Contract – Summit Ad Group – Design and Printing of Newsletter – July 1, 2006 to June 30, 2007 – Additional Amount of Contract Not to Exceed \$2,085.85.

Mayor Levine presented the following resolution:

WHEREAS, the Township Council awarded a contract for the following:

SUMMIT AD GROUP

312 North Avenue East, Suite 4
Cranford, NJ 07016

Total amount not to exceed \$34,000.00

WHEREAS, with the increase in the cost of paper, the estimated amount of the total contract was exceed by \$2,085.85; 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

WHEREAS, that continuation of the terms of this contract beyond June 30, 2007 is contingent upon availability of funds in the 2008 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 contract be amended:

SUMMIT AD GROUP

312 North Avenue East, Suite 4
Cranford, NJ 07016

Total amount not to exceed	\$34,000.00
Add'l amount not to exceed	\$ 2,085.85
New total amount not to exceed	\$36,085.85

Mr. Prasad moved the adoption of the aforesaid resolution. Said motion was seconded by Ms. Francois 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	Levine		Ritchie
Francois	Glicklich	Vassanella		
Prasad	Sumter			

FY2008 HAMILTON STREET SPECIAL IMPROVEMENT DISTRICT BUDGET

Resolution #07-321 Introduce, Approve and Set Public Hearing Date for FY2008 Hamilton Street Special Improvement District Budget

Mayor Levine presented the following resolution:

The following is submitted as the Hamilton Street Special Improvement District Budget for the fiscal year beginning July 1, 2007 and ending June 30, 2008.

BE IT RESOLVED that the following shall constitute the Hamilton Street Special Improvement District Budget for FY2008:

BE IT RESOLVED that said budget be published in the *Courier News* in the issue of June 18, 2007.

Notice is hereby given that the following budget was approved by the Township Council of the Township of Franklin, County of Somerset on June 12, 2007.

A hearing on the budget will be held at the Franklin Township Municipal Complex, Council Chambers on July 10, 2007 at 7:00 p.m. at which time and place taxpayers and all persons having an interest therein shall be given an opportunity to present objections.

GENERAL APPROPRIATIONS & EXPENSES

General Administration	\$ 38,000.00
Insurance	1,500.00
Promotions and Public Relations	10,000.00
Quality of Life	38,000.00
Grantsmanship	5,500.00
Business Recruitment	7,000.00
TOTAL BUDGET AMOUNT	\$100,000.00

Ms. Francois moved the adoption of the aforesaid resolution. 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	Eberle			Ritchie
Francois	Glicklich			
Levine	Prasad			
Sumter	Vassanella			

APPOINTMENTS

Kimberly Francois was appointed to the following by acclamation:

- *Councilmember* to the *Administration Standing Committee* for an unexpired one-year term ending December 31, 2007.
- *Councilmember* to the *Public Relations & Cable TV Standing Committee* for an unexpired one-year term ending December 31, 2007.
- *Councilmember* to the *Traffic Subcommittee* for an unexpired one-year term ending December 31, 2007.
- *Councilmember* to the *Board of Education Joint Subcommittee* for an unexpired one-year term ending December 31, 2007.

ADJOURNMENT

Mr. Glicklich moved to adjourn the meeting at 12:12 a.m. (June 13, 2007). Said motion was seconded by Ms. Francois and carried unanimously upon call of the roll.

Approved: *As Submitted.*

Brian D. Levine, Mayor

Date: *July 10, 2007*

Ann Marie McCarthy, Township Clerk