

REGULAR MEETING OF THE TOWNSHIP COUNCIL
TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET, NEW JERSEY
SEPTEMBER 11, 2001

The Regular Meeting of the Township Council of the Township of Franklin, County of Somerset, New Jersey, held at 475 DeMott Lane, Somerset, was called to order by the Mayor at 8:02 P.M.

The Mayor read a statement indicating all requirements of P.L. 1975, Chapter 231 (The Open Public Meeting Act) had been met.

The Mayor led the entire assembly in the Pledge of Allegiance.

Mayor Clyde announced that, because of the emergency situation in the United States caused by the terrorist attacks on the World Trade Center and the Pentagon, the agenda for this meeting will be truncated to include only items requiring immediate attention.

The invocation given by Councilman Robert Mettler follows:

"Dear God, our sure and present help in times of trouble, tonight we pray to you with perhaps more earnestness than usual for our beloved country has been attacked. The 11th of September has indeed become the day of 911.

The World Trade Center, those proud towers that symbolized our economic strength, is no more. The Pentagon which since the last World War has symbolized our military might, has been severely damaged. These are but structures that can and will be replaced. What grieves us most is the human cost that has accompanied this tragedy.

We pray especially for our ordinary citizens going about their daily business meaning no harm to anyone. We pray for their families. We pray for the brave fire fighters and police who, in trying to save lives, gave their own, and we pray for their families. We pray also for the rescue and recovery workers who will have long days and nights ahead in an increasingly heartbreaking task.

We grieve also for the lost sense of our own security for the world will not ever seem exactly the same again. We are a country that craves and expects safety from fire codes to seat belt laws, but as we have seen, we live in an unsafe world.

Lord, we are angry at the people who have done these things to us, who have so callously harmed the innocent. May we, however, be measured in our anger rather than overcome by it, that our response be more just than the actions of those who have wronged us.

Lastly Lord, even in the tragedy there is much that we have to be grateful to you for. We are grateful to live in a country that pulls together in time of crisis. We are grateful to have the strength and spirit to overcome adversity and we are grateful that in the end the just will prevail.

Amen"

The Township Clerk called the roll.

Present: Mayor Clyde, Deputy Mayor Eberle, Ms. Barrier, Mr. Chivukula, Mr. Grippo, Mr. Levine, Mr. Mettler, Mr. Sumter

Absent: Mr. Mazzola. Mr. Mettler advised that Mr. Mazzola has been called into active duty in response to the terrorist attacks.

Also present: Kenneth W. Daly, Township Manager, Jean C. Pellicane, RMC, Township Clerk. Mayor Clyde advised that he instructed Township Attorney Rainone to remain at home with his family, particularly since the agenda for this meeting will be limited.

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Chief Novick, Sgt. Bantlow and Sgt. Roberts of the Franklin Township Police Department appeared at the meeting. Chief Novick reported and responded to questions that:

1. The Franklin Township Police Department is at high alert and the entire department is at ready and on active call. Shifts have been strengthened, interaction has begun and patrol cars have been posted at churches and public buildings which could be targeted. The Department is ready for any issues that could occur within our Township.
2. No arrangements for our department members to provide assistance to areas impacted by the terrorism have been made as of this time. The Somerset County Emergency Management Council is coordinating all requests for emergency personnel.
3. Seven emergency medical rigs from the Township have gone to New York City. One has returned; the remainder are still on duty.
4. Blood drives are being arranged by various organizations, and information on the drives has been provided in a memo to Council this evening.

Mayor Clyde noted that he attended an Office of Emergency Management meeting coordinated by Lt. Carter earlier this evening and that the Franklin Township Police Department's response to the emergency as been exemplary as usual.

Mr. Grippo extended the appreciation of the Board of Education for the appearance of police officers at the schools to reassure children and staff. The Board of Education is planning a meeting with administrators to discuss their communications system and is looking forward to working with Franklin Township Police Department to improve our communication link.

WARRANTS - SEPTEMBER 11, 2001**Read by Mayor Clyde**

01	Current Fund	12,494,796.02
05	Water Operating	405,506.67
06	Water Capital	405,899.02
04	General Capital	938,813.68
	Animal Control	0
15	General Trust	11,083.35
18	Self Insurance Trust	2,500.00
21	Recreation Trust	6,758.00
12	Open Space Trust	424.50
02	Grant	39,402.81
17	Workers' Compensation	10,657.59
	Unemployment Trust	0
	Employee Payroll Deduction	0
	Public Assistance	0
	Assessment Trust	0
	Community Foundation	0
22	Payroll	160,420.54
03	Lien	41,197.46
	General Ledger: Water	0
13	Redevelopment Agency	<u>2,170.00</u>
	SUB-TOTAL	14,519,629.64
	Voided Checks	0
	Adjustment	<u>0</u>
	TOTAL BILL LIST	<u>14,519,629.64</u>

Motion was made by Ms. Barrier and seconded by Mr. Levine. Township Clerk Pellicane polled the Board, the vote being as follows:

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<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
Ms. Barrier	Mr. Grippo	No One	No One
Mr. Chivukula	Mr. Levine		
Mayor Clyde	Mr. Mettler		<u>ABSENT</u>
Ms. Eberle	Mr. Sumter		Mr. Mazzola

Motion was carried.

ORDINANCE INTRODUCTION – ACCEPT DEEDS & EASEMENTS – CANAL WALK ASSOCIATES - WESTON ROAD, WESTON CANAL ROAD, METTLERS ROAD AND SCHOOLHOUSE ROAD

ORDINANCE INTRODUCTION – ACCEPT PRESERVATION AREA DEEDS – LAFONGE ASSOCIATES AND HAR REALTY – BLOCK 37.02

ORDINANCE INTRODUCTION – AMEND CODE – CHAPTER 226, VEHICLES & TRAFFIC – SECTION 226-31, ON STREET HANDICAPPED PARKING SPACES (2) – 59 MAIN STREET

ORDINANCE INTRODUCTION – AMEND CODE – CHAPTER 222 – TREE REMOVAL

ORDINANCE INTRODUCTION – BOND ORDINANCE – LIBRARY EXPANSION – \$6,100,000.00

ORDINANCE INTRODUCTION – AMEND CODE – CHAPTER 29, JOINT TOWNSHIP ADVISORY COMMITTEE/VILLAGE OF KINGSTON (NEW CHAPTER)

ORDINANCE INTRODUCTION – AMEND CODE – CHAPTER 115, DOGS & OTHER ANIMALS – SECTION 115-19, BORROWING OF TRAPS

Ms. Barrier moved to carry the public hearings for each of the above ordinances to September 25, 2001. Mr. Mettler seconded the motion; motion was carried unanimously.

PUBLIC DISCUSSION

No public discussion period was conducted.

RESOLUTION - CONSENT AGENDA

Township Clerk Pellicane requested that Council approve the Consent Agenda Items listed on the agenda (with the exception of Item UU - (Adopt Land Sale Policy - Retention of Township Owned Land for Open Space Except for Exceptional, Compelling Circumstances) because delay would result in inconvenience to many members of the public. Item UU was drafted as a result of Council discussion at the September 4th Work Session, and Township Clerk Pellicane noted the need for Council to review the language before approving. Therefore, deferral of this resolution to September 25th was requested. Council concurred.

Read by Mayor Clyde

The items listed within the Amended Consent Agenda portion of this meeting have been referred to the Township Council for reading and study, are considered routine and will be enacted by one motion of the Township Council with no separate discussion. If separate discussion is required, the item may be removed from the agenda by request of a Township Council member and placed on the regular agenda.

I move that the Consent Agenda Resolutions as they appear on the prepared agenda be and the same are hereby approved:

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A. Tax Title Lien Redemptions:

Ford – Block 57.01/Lot 33.04 CO401 - \$127.10 – 31 Gallop Lane
 Page – Block 220/Lot 17.01 - \$2,221.81 – 49 Stuyvesant Avenue
 Cates – Block 235/Lot 15 - \$7,411.95 – 375 Ralph Street
 Giannotto – Block 341/Lot 33-34 - \$23,251.20 – 311 West Point Ave
 Thomas – Block 374/Lot 10 - \$231.70 – 6 Tunnell Road

B. Tax Overpayments - Various

C. Water Overpayments – Various

D. Adjust Water Charges – Copeland – 90 Driftwood Drive

E. Adjust Water Charges – Walker – 46 Bayberry Drive

F. Budget – Transfer Appropriation Balances – FY2001 Budget

G. Bid Award – Vermont Systems – Recreation Tracking Software, Licenses, Installation and 1 year Maintenance - \$13,000.00

~~H. Bid Award – Fire Hydrants – Various Vendors – \$20,000~~~~I. Bid Award – SCADA Cabinet for Remote Computer Equipment~~

J. Purchase – Dictaphone Corporation – Maintenance of recording equipment/Police Telephone Calls - \$11,230 – State Contract

K. Purchase – Avaya, Inc./\$25,163.60 and Lucent Technologies/\$7,511.00 – Maintenance of Police, 9-1-1 and Municipal Telephone Systems – State Contract

L. Purchase – Avaya, Inc. – Police Telephone/Communications System - \$160,000

~~M. Purchase – Mid State Mobile Radio, Motorola, Inc. and Warner Communications Co., Inc. – Purchase of Radio Equipment and Accessories – State Contract~~

N. Purchase – General Sales Administration, Lawman Supply, Ray's Sport Shop – Police Equipment and Supplies – \$31,500.00 – State Contract

O. Purchase – Home News, Star Ledger, Courier News, Rutgers Daily Targum, Somerset Spectator – Legal and Other Advertising – \$34,000.00

~~P. Purchase – Ben Shaffer & Assoc., Efinger Sporting Goods, Flaghouse, Inc. – Sporting Goods/Public Works and Recreation Departments – State Contract~~

Q. Purchase – Good Year, Michelin North America Inc., Cooper Tire & Rubber – Tires and Tubes – \$25,000.00 – State Contract

R. Purchase – Raritan Valley Office Supplies, Allied Strauss Office Products, Oak Tree Office Supply Inc., State of New Jersey Distribution & Support – Office Supplies - \$60,000 – State Contract

S. Purchase – Pinnacle Materials, Inc. – Ice Control Sand – \$15,000.00 – Somerset County Cooperative

T. Purchase – Various Vendors – Automotive Parts and Accessories – \$68,000.00 – State Contract

U. Purchase – Atlantic Salt, Inc. and Rochez Bros, Inc. – Rock Salt – \$80,000.00 - Somerset County Cooperative

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- V. Purchase – Seely Equipment & Supply Co. and H. A. DeHart & Son, Inc. – Snow Plow Parts – \$30,000.00 – State Contract
- W. Purchase – Various Vendors – Parts and Repair of Highway and Construction Equipment – \$64,500.00 – State Contract
- X. Purchase – CMF Business Supplies, Inc., Paper Mart and Pick Quick – Printing Paper - \$20,000 – State Contract
- Y. Purchase – XE Systems, Inc. & Atlanticom Technology, Inc. – Computer Equipment for Engineering, Fire Prevention and Information Systems Departments - \$41,056.00 – State
- Z. Purchase – PSE& G - Naaman Williams Park Renovations – Lighting - \$12,102.00 – Section 3-13
- AA. Agreement – Whitehall Manor Condominium Association – Animal Control Services
- BB. Rescind Agreement – Metricom – Right of Way Use for Mobile Digital Communications Radio Network
- CC. Escrow Release – Inspection Fees:
Barrood Family Associates – Docket #Z92032P - \$846.25
- DD. Performance Guarantee Release – Barrood Family Associates, LP – Docket #Z92032P - \$151,045.00
- EE. Performance Guarantee Reduction – Pizzo/Mindel Tract A/Eastern Hill LLC – Docket #P97056P - \$598,205.94, minus \$268,662.05; new balance \$329,542.00
- FF. Reject Request for Performance Guarantee Reduction – Pizzo/Mindel Tract C/Eastern Hill LLC – Docket #P97058SP
- GG. Performance Guarantee Release – Stoney Brook Eagle, Inc./ t/a Sunflower Estates – Docket #P98034PF – Replaced by new bonds in the same amounts:
\$642,319.00 – Site Improvements
\$ 2,500.00 – Monuments
- HH. Grant Application – REDI – Phase 2 of Document Imaging Project
- II. Subordination of Mortgage – Rapp – Block 196/Lot 5 – 543 Hamilton St
- JJ. Special Events Permit – Franklin Care Center – Carnival – September 22, 2001
- KK. Authorize Raffle & Bingo Licenses
- LL. Naming of Picnic Grove at Community/Senior Center – “Grosso’s Grove”
- MM. Appointment – Joanne Kaiser – Historic Preservation Commission Representative to Open Space Advisory Committee – 8/14/01 to 12/31/02
- NN. Donation of Abandoned Bicycles – African Kind Heart Society
- OO. Creation and Appointments – Veteran’s Memorial Committee
- PP. Creation and Appointments – Recreation Facilities Study Committee
- QQ. Extraordinary Unspecifiable Services – Cosentini Information Technologies – Consulting Services – Assistance in Installation of new Police Telephone/ Communications System for Police Department - \$5,000.00

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- RR. Amend Professional Service Agreement – Civil Solutions – Township Geographic Information System - \$31,200.00
- SS. Support designation of commemorative stamp in memory of Gunnery Sergeant John Basilone
- TT. Six Mile Run – Request to NJDEP – Open Space, Farming, Recreational Uses, Protection of Historic Dwellings
- UU. Adopt Land Sale Policy – Retention of Township Owned Land for Open Space except for exceptional, compelling circumstances - Removed from Agenda

THE FOLLOWING ARE THE ITEMS OF THE AMENDED CONSENT AGENDA:**A. 01-365 RESOLUTION - 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:

<u>DATE OF SALE</u>	<u>BLOCK/LOT</u>	<u>NAME</u>	<u>AMOUNT</u>
June 11, 1998	57.01/33.04 C0401	FORD, DENNIS & APRIL 31 Gallop Lane Somerset NJ 08873	\$ 127.10
CHECK #4027 CERT #98-183	PAID:	August 6, 2001	
	LIENHOLDER:	Herbert Sehgel PO Box 284 Kingston NJ 08528	
June 10, 1999	220/17.01	PAGE, BRUCE 49 Stuyvesant Avenue Somerset NJ 08873	\$2,221.81
CHECK #4051 CERT #99-133	PAID:	August 21, 2001	
	LIENHOLDER:	James C. Older 87 East Mountain Road Hillsborough NJ 08844	
June 7, 2001	235/15	CATES, JAMES E. & GLORIA 375 Ralph Street Somerset NJ 08873	\$7,411.95
CHECK #4048 CERT #01-198	PAID:	August 6, 2001	
	LIENHOLDER:	Plymouth Financial PO Box 2288 Morristown NJ 07962-2288	

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99999/98 442/1.03	Michell, Michael 31 Twelfth St Somerset, NJ 08873	4/00	241.00
99999/98 389/11	Bartha, John 41 Emerson Rd Somerset, NJ 08873	4/00	75.05
99999/98 426/16	Bush, William 31 Fifteenth St Somerset, NJ 08873	4/00 4/00	32.00 90.00
99999/98 386.09/124	Howell, William 264 DeMott Lane Somerset, NJ 08873	4/00	90.00
99999/98 386.04/28	La Rue, Phyllis 1651 Amwell Road Somerset, NJ 08873	4/00	90.00
99999/98 331/17	Taylor, O.C. & Brenda 14 Barker Road Somerset, NJ 08873	4/00	90.00
99999/98 374/10	Thomas, Kirk 6 Tunnell Rd Somerset, NJ 08873	4/00	90.00
99999/98 84.01/36.24	Tien N. Hoany & Quynh G. Vo. C/O Green & Green PO Box 5321 Somerset, NJ 08875-5321	3/01	2,053.57
99999/98 Various	First American Real Estate Tax Service 3445 Winton Place Ste 219 Rochester, NY 14623	3/01	15,857.59
99999/98 34.04/8.01c0135	Stanley Mittelman 76 Williamson Ct Bridgewater, NJ 08807	3/01	851.46
99999/98 147/39	Cynthia Sanders 117 Chester Ave Somerset, NJ 08873	3/01	717.79
99999/98 Various	Transamerica Real Estate Tax Service 172 Eab Plaza West Tower, 15 th Floor Uniondale, NY 11556	3/01	26,325.83

C. 01-367 RESOLUTION - WATER OVERPAYMENT

WHEREAS, there appears on the books of the Collector of Revenue water monies to be refunded as follows:

<u>BLOCK/LOT</u>	<u>NAME/ADDRESS</u>	<u>REASON</u>	<u>AMOUNT</u>
139/25	Dumas, Loretta 7 Davis Avenue Somerset NJ 08873	Overpayment	\$491.84

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259/77.01 & T0001	Monmouth Rei Corporation c/o Cronheim Management Services PO Box 268 Chatham NJ 07928	Overpayment	763.31
386.10/204	Szallai, Richard 33 Abraham Road Whitehouse Station NJ 08889	Overpayment	96.04

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

NOW, THEREFORE, BE IT RESOLVED that the Treasurer of the Township of Franklin, County of Somerset and State of New Jersey be instructed to draw checks in the amounts covering the overpayments and to deliver such checks to the proper person.

D. 01-368 RESOLUTION - ADJUST WATER CHARGES - DAVID COPELAND - 90 DRIFTWOOD DRIVE - BLOCK 386.11/LOT 90

WHEREAS, David Copeland has unusually high water charges for the quarter July 1, 2000 through present in the amount \$1,210.76 for the property known as Block 386.11, Lot 90; and

WHEREAS, it has been determined that the high usage is the result of a broken pipe under the home; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, State of New Jersey that the Collector of Revenue is hereby directed to adjust the aforesaid water charges to reflect the charges for said water paid by the Township to its bulk supplier, specifically a reduction to \$481.65.

E. 01-369 RESOLUTION - ADJUST WATER CHARGES - CHERREL WALKER - 46 BAYBERRY DRIVE - BLOCK 386.10/LOT 208

WHEREAS, Cherrel Walker has unusually high water charges for the quarter January 1 and April 1, 2001 in the amount \$430.97 for the property known as Block 386.10, Lot 208; and

WHEREAS, it has been determined that the high usage is the result of a running toilet; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, State of New Jersey that the Collector of Revenue is hereby directed to adjust the aforesaid water charges to reflect the charges for said water paid by the Township to its bulk supplier, specifically a reduction to \$177.78.

F. 01-370 RESOLUTION - TRANSFERS APPROPRIATION RESERVES – FY2001 BUDGET

BE IT RESOLVED by the Township Council of the Township of Franklin in the County of Somerset and State of New Jersey, that the following Appropriation Reserves Transfers be made from the Fiscal Year 2001 Municipal Budget Appropriations:

<u>DEPARTMENT</u>	<u>FROM</u>	<u>TO</u>
ENGINEERING		
Salaries & Wages	10,000.00	
MINI-DUMP		
Other Expenses	15,000.00	
LEGAL		
Other Expenses		25,000.00

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WHEREAS, a notice to bidders for the receipt of bids for Recreation Tracking Software for the Department of Recreation, Community Celebrations and Park Administration was published in the Courier News on August 9, 2001 for receipt on August 22, 2001;

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

VERMONT SYSTEMS
12 Market Place
Essex Junction VT 05452

Recreation Tracking Software, including license for six users, training, installation and maintenance for 1 year.

Activity Registration	Finance/Accounting
Facility Reservation	Trip reservation
Pass Management	Accident/Insurance updates
Photo/ID Card capabilities	Demographic reports
Inventory control	League scheduling
Analysis capabilities	
Communication forms to be used with program participants	

Sole Bidder; and

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

BE IT FUTHER RESOLVED that 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.

H. Removed from Agenda

I. Removed from Agenda

J. 01-372 RESOLUTION - AUTHORIZE PURCHASE UNDER STATE CONTRACT – DICTAPHONE CORPORATION - ENHANCED 9-1-1 TELECOM EQUIPMENT - AN AMOUNT NOT TO EXCEED \$11,230.00

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

VENDOR: DICTAPHONE CORPORATION
3984 Pepsi Cola Drive
Melborne FL 32934
State Contract No. A41523

ITEMS: Enhanced 9-1-1 Telecom Equipment

COST: An amount not to exceed \$11,230.00

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 under State Contract.

REGULAR MEETING - SEPTEMBER 11, 2001**K. 01-373 RESOLUTION - AUTHORIZE PURCHASE UNDER STATE CONTRACT - POLICE & MUNICIPAL TELEPHONE MAINTENANCE HARDWARE - AVAYA, INCORPORATED / NOT TO EXCEED \$25,163.60 & LUCENT TECHNOLOGIES/NOT TO EXCEED \$7,511.00**

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

VENDOR: AVAYA, INCORPORATED
PO Box 5332
New York NY 10087-5332
State Contract No. A42285

ITEMS: Police & Municipal Telephone Maintenance Hardware for the period July 1, 2001 to June 30, 2002
COST: \$25, 163.60

VENDOR: LUCENT TECHNOLOGIES
PO Box 100317
Atlanta GA 30384-0317
State Contract No. A41528

ITEMS: Police Telephone Maintenance Hardware July 1, 2001 until new telephone/communications system is activated
COST: \$7,511.00; 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.

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.

L. 01-374 RESOLUTION - POLICE TELEPHONE/COMMUNICATION SYSTEM - STATE CONTRACT - AVAYA, INCORPORATED - AN AMOUNT NOT TO EXCEED \$160,000.00

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

VENDOR: AYAYA, INCORPORATED
124 Gaither Drive, Suite 100
Mount Laurel NJ 08054
State Contract No. A42284

ITEMS: Telephone-Communications System for the Police
COST: An amount not to exceed \$160,000.00

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

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

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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.

M. Removed from Agenda**N. 01-375 RESOLUTION - AUTHORIZE PURCHASE UNDER STATE CONTRACT - POLICE EQUIPMENT AND SUPPLIES - JULY 1, 2001 TO JUNE 30, 2002 - AN AMOUNT NOT TO EXCEED \$31,500.00**

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

VENDOR: GENERAL SALES ADMINISTRATION
T/a Major Police Supplies
3025 Route 10
Morris Plains NJ 07950
State Contract No. A46912

LAWMAN SUPPLY
5521 White Horse Pike
Egg Harbor City NJ 08215
State Contract No. A46901

RAY SPORT SHOP
559 Route 22 West
North Plainfield NJ 07060
State Contract No. A46903

ITEMS: Police Equipment and Supplies

COST: An amount not to exceed \$31,500.00

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 under State Contract; and

BE IT FURTHER RESOLVED that continuation of the terms of this contract is contingent upon availability of funds in the FY2002 Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract

O. 01-376 RESOLUTION - AUTHORIZE PURCHASE - LEGAL AND OTHER ADVERTISING - JULY 1, 2001 TO JUNE 30, 2002 - AN AMOUNT NOT TO EXCEED \$34,000.00

WHEREAS, N.J.S.A. 40A:11-5 provides exceptions to the **Local Public Contract Law** to permit the Governing Body to purchase certain items in excess of the bidding threshold without public bidding; and

WHEREAS, legal notices in newspapers as required by law are an exception to said **Local Public Contracts Law** as set forth in **Section ((1)(j) of N.J.S.A. 40A:11-5**, and there exists a need to purchase such legal advertising; and

WHEREAS, there also exists a need to purchase supplementary and classified advertising in the legal newspaper and in other newspapers for the period July 1, 2001 to June

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30, 2002, which will not exceed the amount requiring competitive bidding under **N.J.S.A. 40A:11-1**; and

WHEREAS, that a certificate executed by the Chief Financial Officer hereon that funds are available;

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

NOW, THEREFORE, BE IT RESOLVED that the Township Clerk of the Township of Franklin is hereby authorized to purchase legal advertising from the **Courier News, 1201 Route 22, Bridgewater NJ 08807** for the period July 1, 2001 to June 30, 2002; and

BE IT FURTHER RESOLVED that the Township Clerk and any Department of the Township of Franklin with the approval of the Township Clerk is hereby authorized to purchase supplementary advertising from the following: **Courier News, 1201 Route 22, Bridgewater NJ 08807; Home News/Tribune, 35 Kennedy Boulevard, POB 1049, East Brunswick NJ 08816; Star Ledger, Star Ledger Plaza, POB 1115, Newark NJ 07101; Rutgers Daily Targum, 126 College Avenue, New Brunswick NJ 08901; Somerset Spectator, PO Box 5717, Somerset NJ 08875-5717, and various other publications as deemed necessary** for the period July 1, 2001 to June 30, 2002; and

BE IT FURTHER RESOLVED that the Personnel Officer, is hereby authorized to purchase classified advertising from the following: **Courier News, 1201 Route 22, Bridgewater NJ 08807; Home News/Tribune, 35 Kennedy Boulevard, POB 1049, East Brunswick, NJ 08816; Star Ledger, Star Ledger Plaza, POB 1115, Newark NJ 07101 and Professional Magazines (various)** for the period July 1, 2001 to June 30, 2002; and

BE IT FURTHER RESOLVED that the amount to be expended for legal, supplemental and personnel advertising for the period July 1, 2001 to June 30, 2002 shall not exceed \$34,000.00.

P. Removed from Agenda

Q. 01-377 RESOLUTION - AUTHORIZE PURCHASE UNDER STATE CONTRACT - TIRES & TUBES - JULY 1, 2001 TO JUNE 30, 2002 - AN AMOUNT NOT TO EXCEED \$25,000.00

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

**VENDOR: GOOD YEAR
114 East Market
Akron OH 44316
State Contract No. A44172**

**MICHELIN NORTH AMERICA, INCORPORATED
PO Box 19001
Greenville SC 29602-9002
State Contract No. A44174**

**COOPER TIRE & RUBBER
PO Box 550
Findlay OH 45839
State Contract No. A44175**

ITEMS: Tire and Tubes for the Department of Public Works

COST: An amount not to exceed \$25,000.00

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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 under State Contract; and

BE IT FURTHER RESOLVED that continuation of the terms of this contract is contingent upon availability of funds in the FY2002 Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract.

R. 01-378 RESOLUTION - AUTHORIZE PURCHASE UNDER STATE CONTRACT OFFICE SUPPLIES - JULY 1, 2001 TO JUNE 30, 2002 - AN AMOUNT NOT TO EXCEED \$60,000.00

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

VENDOR: RARITAN VALLEY OFFICE SUPPLIES
1952 Woodbridge Avenue
Edison NJ 08818
State Contract No. A84565

ALLIED STRAUSS OFFICE PRODUCTS
65 Route 17 South
Hasbrouck Heights NJ 07604
State Contract No. A84511

OAK TREE OFFICE SUPPLY, INCORPORATED
50 Williams Parkway
East Hanover NJ 07936
State Contract No. A84558

STATE OF NJ DISTRIBUTION AND SUPPORT
PO Box 234
Trenton NJ 08625

ITEMS: Office Supplies
COST: An amount not to exceed \$60,000.00

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 under State Contract; and

BE IT FURTHER RESOLVED that continuation of the terms of this contract is contingent upon availability of funds in the FY2002 Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract.

S. 01-379 RESOLUTION - AUTHORIZE PURCHASE UNDER STATE CONTRACT - ICE CONTROL SAND - JULY 1, 2001 TO JUNE 30, 2002 - AN AMOUNT NOT TO EXCEED \$15,000.00

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

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VENDOR: PINNACLE MATERIALS, INCORPORATED
39 Edgeboro Road
East Brunswick NJ 08816
Somerset County Coop Bid #2-SOCCP
\$9.45/ton delivered
FOB Bidder's Yard \$7.00/ton

ITEMS: Ice Control Sand
COST: An amount not to exceed \$15,000.00

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 under State Contract; and

BE IT FURTHER RESOLVED that continuation of the terms of this contract is contingent upon availability of funds in the FY2002 Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract.

T. 01-380 RESOLUTION - AUTHORIZE PURCHASE UNDER STATE CONTRACT -
AUTOMOTIVE PARTS & ACCESSORIES - JULY 1, 2001 TO JUNE 30, 2002
- AN AMOUNT NOT TO EXCEED \$80,000.00

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

VENDORS: BEYER BROTHERS, CORPORATION
109 Broad Avenue
Fairview NJ 07022
State Contract No. A86723

DAYTON FORD, INCORPORATED
Route 130 POB 466
Dayton NJ 08810
State Contract No. A86716

KALDOR EMERGENCY LIGHTS
19 Vanderburg Road, POB 167
Marlboro NJ 07746
State Contract No. A86810

MALOUF GMC
US Highway One and Adams Lane
POB 7473
North Brunswick NJ 08902
State Contract No. A86726

MALOUF FORD
US Highway One and Route 130
POB 7480
North Brunswick NJ 08902
State Contract No. A86717

MOTOR PARTS & MACHINE CO., INC.
227 French Street
New Brunswick NJ 08901
State Contract No. A86759

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NATIONAL PARTS SUPPLY
535 Milltown Road
North Brunswick NJ 08902
State Contract No. A86611/A88304

RUDY'S AMATURE SERVICE
501 W. Hazelwood Avenue
Rahway NJ 07065
State Contract No. A86812

STELTON AUTO PARTS & SUPPLY
1410 Stelton Road
Piscataway NJ 08854
State Contract No. A86627

ITEMS: Automotive parts and accessories.

COST: An amount not to exceed \$80,000.00

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 under State Contract; and

BE IT FURTHER RESOLVED that continuation of the terms of this contract is contingent upon availability of funds in the FY2002 Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract

U. 01-381 RESOLUTION - AUTHORIZE PURCHASE UNDER STATE CONTRACT & SOMERSET COUNTY COOPERATIVE - JULY 1, 2001 TO JUNE 30, 2002 - ROCK SALT - AN AMOUNT NOT TO EXCEED \$80,000.00

WHEREAS, the Township of Franklin desires to purchase items as follows through State Contract and Somerset County Cooperative, which items exceed the prevailing bid threshold:

VENDORS: ATLANTIC SALT, INCORPORATED
130 Plain Street
Lowell MA 01851
Somerset County Coop Bid #2-SOCCP
\$31.89 per ton

ROCHEZ BROTHERS, INCORPORATED (Alternate)
6600 Ross Avenue
Pittsburgh PA 15221-2126
Somerset County Coop Bid#2-SOCCP
\$32.18 per ton

ITEMS: Rock Salt

COST: An amount not to exceed \$80,000.00

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

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Township Clerk to execute a contract with the above named vendor to purchase the specified items under State Contract; and

BE IT FURTHER RESOLVED that continuation of the terms of this contract is contingent upon availability of funds in the FY2002 Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract.

V. 01-382 RESOLUTION - AUTHORIZE PURCHASE UNDER STATE CONTRACT - SNOW PLOW PARTS - JULY 1, 2001 TO JUNE 30, 2002 - AN AMOUNT NOT TO EXCEED \$30,000.00

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

VENDORS: SELLY EQUIPMENT AND SUPPLY COMPANY
1325 Highway 34
Farmingdale NJ 07702-3619
State Contract No. A47063

H.A. DeHART & SON, INCORPORATED
311 Crown Point Road
Thorofare NJ 086086-9999
State Contract No. A47069

ITEMS: Snowplow Parts

COST: An amount not to exceed \$30,000.00

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 under State Contract;

BE IT FURTHER RESOLVED that continuation of the terms of this contract is contingent upon availability of funds in the FY2002 Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract.

W. 01-383 RESOLUTION - AUTHORIZE PURCHASE UNDER STATE CONTRACT - PARTS AND REPAIRS OF HIGHWAY AND CONSTRUCTION EQUIPMENT - JULY 1, 2001 TO JUNE 30, 2002 - AN AMOUNT NOT TO EXCEED \$64,500.00

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

VENDORS: AMBOY GENERATOR SERVICE
423 County Road
Cliffwood NJ 07721
State Contract No. A40878

ATLANTIC DETROIT
180 Route 17 South
Lodi NJ 07644
State Contract No. 40979

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BEYER BROTHERS CORPORATION
109 Broad Avenue
Fairview NJ 07022
State Contract No. A40970

CLIFFSIDE BODY CORPORATION
POB 206
Fairview NJ 07022
State Contract No. A40877

FOLEY, INCORPORATED
855 Centennial Avenue POB 1555
Piscataway NJ 08855
State Contract No. A40908

H.A. DEHART & SON, INC.
311 Crown Point Road
Thorofare NJ 08086
State Contract No. 40905

INDUSTRIAL TRUCK BODY CORP.
251 North Avenue East
Elizabeth NJ 070201-2004
State Contract No. A41028

JASPER ENGINES & TRANSMISSIONS
POB 650 Jasper IN 47546
State Contract No. 40974

JESCO, INCORPORATED
118 St. Nicholas Avenue
South Plainfield NJ 07080
State Contract No. A40902

LANDPOWER EQUIPMENT, INC.
65 Route 22
Green Brook NJ 08812
State Contract No. 40891

LAWSON PRODUCTS, INC.
530 Palmer Fram Drive
Yardley PA 19067
State Contract No. A41304

NATIONAL PARTS SUPPLY
535 Milltown Road
North Brunswick NJ 08902-3393
State Contract No. 41021

NORCIA CORPORATION
451 Blackhorse Lane
North Brunswick NJ 08902
State Contract No. A40913

PUMPING SERVICES, INC.
368 Lincoln Boulevard
Middlesex NJ 08846
State Contract No. A41445

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SANITATION TRUCK REPAIRS
2301 Roosevelt Avenue
South Plainfield NJ 07080
State Contract No. A40942

SEELY EQUIPMENT & SUPPLY COMPANY
1325 Highway 34
Farmingdale NJ 07727-3619
State Contract No. A40887

STORR TRACTOR COMPANY
3191 US Highway 22
Somerville NJ 08876
State Contract No. A40889

TRUIS OF NEW JERSEY, INC.
47 North Dell Avenue
Kenvil NJ 07847
State Contract No. A41029

VOLVO & GMC TRUCK CENTER
PO Box 7052
North Brunswick NJ 08902
State Contract No. A41026

WILFRED MacDONALD, INC.
2 Terminal Road
Lyndhurst NJ 07071-3497
State Contract No. A41163

ITEMS: Parts and Repairs of Highway and Construction Equipment

COST: An amount not to exceed \$64,500.00

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

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; and

BE IT FURTHER RESOLVED that continuation of the terms of this contract is contingent upon availability of funds in the FY2002 Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract.

X. 01-384 RESOLUTION - AUTHORIZE PURCHASE UNDER STATE CONTRACT - PRINTING PAPER - JULY 1, 2001 TO JUNE 30, 2002 - AN AMOUNT NOT TO EXCEED \$20,000.00

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

VENDOR: CMF BUSINESS SUPPLIES, INCORPORATED
3622 Kennedy Boulevard
South Plainfield NJ 07080
Somerset Count Coop No. 2-SOCCP

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PAPER MART
151 Ridgdale Avenue
East Hanover NJ 07936
State Contract No. A80181

PICK QUICK
60 McClellan Street
Newark NJ 07114
State Contract No. A80186

ITEMS: Printing Paper

COST: An amount not to exceed \$20,000.00

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 under State Contract; and

BE IT FURTHER RESOLVED that continuation of the terms of this contract is contingent upon availability of funds in the FY2002 Budget, and in the event of unavailability of such funds, the Township of Franklin reserves the right to cancel this contract.

Y. 01-385 RESOLUTION - AUTHORIZE PURCHASE UNDER STATE CONTRACT - COMPUTER EQUIPMENT - AN AMOUNT NOT TO EXCEED \$41,056.00

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

VENDOR: XE Systems, Incorporated
300 Main Street, Suite 898-01A
East Rochester NY 14445
State Contract No. A48334

ITEMS: Large format scanner and copier for Engineering Department
COST: An amount not to exceed \$23,056.00

VENDOR: Atlanticom Technology, Incorporated
572 Whitehead Road
Trenton NJ 08619
State Contract No. A81212

ITEMS: Server hardware and software, including APC UPS battery backups, Norton AV Corp. Edition, Memory upgrade for server and laserjet printer

COST: An amount not to exceed \$18,000.00

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.

REGULAR MEETING - SEPTEMBER 11, 2001**Z. 01-386 RESOLUTION - AUTHORIZE PURCHASE UNDER BID THRESHOLD/ OVER \$8,500.00 – PSE&G SALES AND SERVICE - NAAMAN WILLIAMS PARK LIGHTING - AN AMOUNT NOT TO EXCEED \$12,102.00**

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

**VENDOR: PSE&G SALES & SERVICE
PO Box 1023
Cranford NJ 07016-1023**

ITEMS: Naaman Williams Park Lighting

COST: An amount not to exceed \$12,102.00

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

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

NOW, THEREFORE, BE IT RESOLVED 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.

AA. 01-387 RESOLUTION - AUTHORIZE AGREEMENT - WHITEHALL MANOR CONDOMINIUM ASSOCIATION IMPOUNDMENT OF ANIMALS

BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey that the Mayor and Township Clerk are hereby authorized to execute an agreement with Whitehall Manor Condominium Association to provide the following within said development:

License and privilege to enter upon Condominium Association properties held in common ownership to enforce Sections 115-12, 115-15, 115-19 and 115-21 of the Township code for the impoundment of certain dogs and cats; an

BE IT FURTHER RESOLVED that said agreement shall also be subject to the provisions of an amendment to the Township Code, Chapter 115, Dogs & Animals, Section 115-19 currently under consideration for adoption by the Township Council as follows:

If feral (wild) cats or wildlife become destructive or an annoyance, it shall be the responsibility of property owners to set and maintain traps for the removal of such feral (wild) cats or wildlife inhabiting their private property. Once trapped, the Township Department of Animal Control will accept the animals for disposal. For purposes of this ordinance, the term private property shall include common areas owned by homeowner's associations, regardless of whether or not the homeowner's association has granted permission to the Township to enter upon said common areas for the purpose of enforcing owners regarding dogs and/or cats running at large.

BB. 01-388 RESOLUTION – RESCIND AGREEMENT - METRICOM – RIGHT OF WAY USE FOR MOBILE DIGITAL DATA COMMUNICATIONS RADIO NETWORK

WHEREAS, by resolution adopted December 12, 2000, the Township Council of the Township of Franklin, County of Somerset and State of New Jersey authorized the Mayor and Township Clerk to execute on its behalf a Right of Way Use Agreement with Metricom to permit Metricom to locate, place, attach, install, operate and maintain radios on facilities owned by the Township, as well as facilities owned by third parties, located in the Municipal Right of Way for purposes of operating a Mobile Digital Data Communications Radio Network for a period of ten

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NUMBER: 90323

INSURANCE CO./BANK: Brunswick Bank & Trust
439 Livingston Avenue New Brunswick NJ 08901

IN THE AMOUNT OF: \$151,045.00

FOR: Site Improvements for Docket No. Z92032P - Block 383/Lots 35-37, Easton Avenue and Foxwood Drive; and

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

WHEREAS, the Township Engineer, after inspection, recommends 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 be released to the above named applicant.

EE. 01-391 RESOLUTION - PERFORMANCE GUARANTEE REDUCTION - PIZZO/MINDEL TRACT "A"/EASTERN HILL LLC - DOCKET NO. P97056P - \$598,205.04, MINUS \$268,662.05; BALANCE \$329,542.99

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

ITEM: PERFORMANCE BOND

NAME OF APPLICANT: PIZZO/MINDEL TRACT "A"/EASTERN HILL LLC

ADDRESS OF APPLICANT: 1065 Route 22 West
Bridgewater NJ 08807

NUMBER: UB1004333

INSURANCE CO./BANK: Universal Bonding Insurance Company
518 Styuvesant Avenue PO Box 615
Lyndhurst NJ 07071-9836

IN THE AMOUNT OF: \$598,205.04

FOR: Site Improvements for Docket No. P97056P, Block 417.01/Lots 4.04 & 22 - Charles Street; and

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

WHEREAS, the Township Engineer, after inspection, recommends reduction of the aforesaid Performance Guarantee by the amount of \$268,662.05;

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 be released to the above named applicant upon receipt of a reduced performance guarantee in the amount of \$329,542.99.

FF. 01-392 RESOLUTION - PERFORMANCE GUARANTEE REJECTION - PIZZO/MINDEL TRACT C/EASTERN HILL LLC - DOCKET NO. P97058SP

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

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ITEM: PERFORMANCE BOND

NAME OF APPLICANT: PIZZO/MINDEL TRACT "C"/EASTERN HILL LLC

ADDRESS OF APPLICANT: 1065 Route 22 West
Bridgewater NJ 08807

NUMBER: UB1004335

INSURANCE CO./BANK: Universal Bonding Insurance Company
518 Styuvesant Avenue PO Box 615
Lyndhurst NJ 07071-9836

IN THE AMOUNT OF: \$322,897.20

FOR: Site Improvements for Docket No. P97058SP, Block 424.08/Lots 39.01- Dellwood Lane; and

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

WHEREAS, by report dated August 1, 2001, Consulting Engineer Robert J. Russo, CME Associates, recommends rejection of the request based upon incomplete improvements; and

WHEREAS, the **Municipal Land Use Law** requires the Governing Body, by resolution, to release or reject the release of Performance Guarantees within forty-five (45) days of the report from the Township Engineer;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey does hereby reject the request from Pizzo/Mindel Tract "C"/Eastern Hill LLC to release the aforesaid referenced Performance Guarantees for the reasons set forth above.

GG. 01-393 RESOLUTION - PERFORMANCE GUARANTEE RELEASE - STONEY BROOK EAGLE, INCORPORATED t/a SUNFLOWER ESTATES - DOCKET NO. 98034PF - \$642,319.00 & \$2,500.00 - REPLACED BY NEW BONDS

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

NAME OF APPLICANT: STONEY BROOK EAGLE, INCORPORATED
t/a SUNFLOWER ESTATES

ADDRESS OF APPLICANT: 1320 Hamilton Street, Room 207
Somerset NJ 08873

INSURANCE CO./BANK: Amwest Surety Insurance Company
140 Broadway New York NY 10005

ITEM: PERFORMANCE BOND

NUMBER: 125002905

IN THE AMOUNT OF: \$642,319.00

ITEM: PERFORMANCE BOND

NUMBER: 125002908

IN THE AMOUNT OF: \$2,500.00

FOR: Site Improvements and Placement of ten concrete monuments for Docket No. P90834PF - Block 74.01/Lot 6.01, off Van Cleef Road; and

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WHEREAS, the aforesaid applicant has replaced said bonds with new bonds in the same amounts; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey that the aforesaid Performance Guarantee be released to the above named applicant.

HH. 01-394 RESOLUTION - GRANT APPLICATION - REGIONAL EFFICIENCY DEVELOPMENT INCENTIVE PROGRAM - PHASE 2 OF DOCUMENT IMAGING PROJECT

WHEREAS, the Governing Body of the County of Somerset and the Townships of Bernards, Branchburg, Franklin, Hillsborough and Montgomery, have agreed to apply for Regional Efficiency Development Incentive (REDI) assistance through the State of New Jersey REDI Program in the amount of \$100,000; and

WHEREAS, the County of Somerset has agreed to be the lead agency in this endeavor; and

WHEREAS, the Governing Body of the County of Somerset, is acknowledging and accepting the responsibility of acting as applicant for this grant on behalf of the Townships of Bernards, Branchburg, Franklin, Hillsborough and Montgomery; and

WHEREAS, the State of New Jersey has made Regional Efficiency Development Incentive assistance available to assist local units study, develop and implement new shared and regional services; and

WHEREAS, the purpose of this grant is to promote shared services between our communities through the sharing of a Somerset County Document Imaging Center, that would be beneficial to all local units; and

WHEREAS, the County of Somerset agrees to execute an Interlocal Services Agreement or an agreement as authorized by N.J.S.A. 18A with the Townships of Bernards, Branchburg, Franklin, Hillsborough and Montgomery in order to implement a Somerset County Document Imaging Center.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the County of Somerset, that the County of Somerset does hereby join with the Townships of Bernards, Branchburg, Franklin, Hillsborough and Montgomery in applying for a grant for the purpose of implementing a Somerset County Document Imaging Center.

II. 01-395 RESOLUTION - AUTHORIZE EXECUTION OF A SUBORDINATION OF MORTGAGE - RICHARD & JENNIFER RAPP - BLOCK 196/LOT 5 - 543 HAMILTON STREET

WHEREAS, the Township of Franklin holds a Rehabco Mortgage in the amount of \$10,000.00 regarding Lot 5 in Block 196, 543 Hamilton Street in the Township of Franklin, assessed to Richard and Jennifer Rapp; and

WHEREAS, the property owner is seeking an additional Mortgage for an amount of \$111,650.00 to Oceanside Mortgage Company; and

WHEREAS, Oceanside Mortgage Company has requested that the Township of Franklin subordinate its Rehabco Mortgage to Oceanside Mortgage Company; and

WHEREAS, the Tax Assessor's Office has advised the fair market value of Lot 5 in Block 196 is approximately \$154,600; and

WHEREAS, it has been determined that there is enough equity in the above mentioned premises to subordinate the Township's Rehabco Mortgage to Oceanside Mortgage Company's Mortgage;

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NOW, THEREFORE, BE IT RESOLVED this 11th day of September, 2001 by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey, that the Mayor and Township Clerk of the Township of Franklin are hereby authorized and directed to execute the Subordinate of Mortgage whereby the Township of Franklin shall subordinate its Rehabco Mortgage to Oceanside Mortgage Company's Mortgage regarding Lot 5 in Block 196, located in the Township of Franklin.

JJ. 01-396 RESOLUTION - SPECIAL EVENT PERMIT - FRANKLIN CONVALESCENT CENTER - CARNIVAL - SATURDAY, SEPTEMBER 22, 2001

WHEREAS, a request has been received from Franklin Convalescent Center for permission to have a Carnival on Saturday, September 22, 2001 from 12:00 pm to 3:00 pm, to be conducted on their grounds located at 3371 Route 27, Franklin Park NJ; and

WHEREAS, Franklin Convalescent Center has paid the required \$125.00 Permit Fee; 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 Franklin Convalescent Center to conduct a Carnival on Saturday, September 22, 2001 from 12:00 pm to 3:00 pm, to be conducted on their grounds located at 3371 Route 27, Franklin Park NJ, 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 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,

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;

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 in accordance with **Section 97-7 of the Township Code** the applicant shall furnish evidence that a Public Liability Insurance Policy in an amount not less than five hundred thousand (\$500,000) dollars for one (1) person and one million (1,000,000) dollars for one (1) accident which shall be in force and effect at the time such CARNIVAL will be operating.

REGULAR MEETING - SEPTEMBER 11, 2001**KK. 01-397 RESOLUTION - AUTHORIZE RAFFLE/BINGO**

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 & ADDRESS OF ORGANIZATION</u>	<u>DATE OF BINGO/RAFFLE</u>
CENTRAL JERSEY SPINAL CORD ASSOCIATION 17 JEFFERSON AVENUE, NEW BRUNS., NJ OFF-PREMISE RAFFLE - RL#1317 DRAWING: DOUBLETREE HOTEL	NOVEMBER 2, 2001 7:00 P.M.
PLAYERS DEVELOPMENT ACADEMY WESTON CANAL ROAD, ZAREPHATH, NJ OFF-PREMISE RAFFLE - RL#1318 DRAWING: PLAYERS DEV. ACADEMY	DECEMBER 21, 2001 5:00 PM - 7:00 PM

LL. 01-398 RESOLUTION - NAMING PICNIC GROVE – GROSSO’S GROVE

WHEREAS, the various senior citizen clubs within the Township of Franklin requested the Township Council to name the picnic grove adjacent to the Community Senior Center in honor of John Grosso, member, advocate and activist for the resolution of senior needs within the Township; and

WHEREAS, the Township Council concurs with the request of the various senior clubs;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Franklin in the County of Somerset, State of New Jersey does hereby name the picnic grove adjacent to the Community Senior Center as

"Grosso's Grove"

and direct that appropriate signage be installed for this picnic grove in honor of the many services provided to our senior residents by

John Grosso

MM. 01-399 RESOLUTION - APPOINTMENT TO OPEN SPACE ADVISORY COMMITTEE - JOANNE KAISER

BE IT AND IT IS HEREBY RESOLVED by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey that Joanne Kaiser (134 Skipton Place, Somerset NJ 08873) be and she is hereby appointed to serve as the Historic Preservation Commission representative of the Open Space Advisory Committee for term commencing September 11, 2001 and expiring December 31, 2002.

NN. 01-400 RESOLUTION - AUTHORIZING THE TOWNSHIP OF FRANKLIN TO DISPOSE OF VARIOUS ITEMS OF TANGIBLE PERSONAL PROPERTY - AFRICAN KIND HEART SOCIETY (BICYCLES)

WHEREAS, the Township of Franklin possesses various items of tangible personal property (found or abandoned bicycles); and

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WHEREAS, the Township Council has determined that the Township has no need for the above-mentioned tangible personal property and that the tangible property is of little or no value; and

WHEREAS, the African Kind Heart Society desires to obtain the above-mentioned tangible personal property from the Township of Franklin; and

WHEREAS, pursuant to NJSA 40A:11-36 a Municipality may dispose of personal property wherein the value of such property is valued at less than \$2,500.00; and

WHEREAS, the value of each bicycle is under \$25.00, for a total of \$1,875.00; and

WHEREAS, the Township of Franklin is desirous of transferring the bicycles to the African Kind Heart Society;

NOW, THEREFORE, BE IT RESOLVED this 11th day of September, 2001 by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey that the Township is hereby authorized to prepare and execute any necessary documents regarding the transfer of seventy-five (75) found or abandoned bicycles to the African Kind Heart Society.

OO. 01-401 RESOLUTION – CREATE VETERAN’S MEMORIAL COMMITTEE

BE IT AND IT IS HEREBY RESOLVED that the Township Council of the Township of Franklin does hereby create a Veteran’s Memorial Committee as follows:

- Membership - Three representatives of the Township Council*
One representative each from the Franklin Township Chapters of the American Legion and the Veterans of Foreign Wars
Two representatives of the general public
- Purpose - Study improvements to be installed for the proposed Veteran’s Memorial within the portion of the Municipal Complex located at the corner of Amwell Road and DeMott Lane*
- Goal - Prepare for the Township Council a recommendation of the:*
Proposed facilities;
Methods of fundraising;
Time line for construction.

BE IT FURTHER RESOLVED that the following persons be appointed to serve on the Veteran’s Memorial Committee:

- Three representatives of the Township Council: Bill Grippo
 Anthony Mazzola
Council nomination pending
- Representative of American Legion: **Hugh McDonald or his nominee**
- Representative of Veterans of Foreign Wars: **Joseph Scalzone**
- Two representatives of the general public: John Grosso
 Alice Osipowitz

PP. 01-402 RESOLUTION – CREATE RECREATION FACILITY STUDY COMMITTEE

BE IT AND IT IS HEREBY RESOLVED that the Township Council of the Township of Franklin does hereby create a Recreation Facility Study Committee as follows:

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Membership - *Two representatives of the Township Council
Two representatives of the Board of Education
One representative of the Franklin Township Police Department
Two representatives of the general public*

Purpose - *Study existing facilities owned by the Township and Board of Education which provide or can provide for recreation activities, indoor and outdoor*

Goal - *Prepare for recommendation to the Township Council by December 1, 2001 a report noting:*

*Adequacy of existing facilities to serve recreational needs for citizens of all ages;
Current use of all existing facilities to their maximum potential;
Short range and long range recommendations for the provision of additional recreational facilities, including a phasing plan; and*

BE IT FURTHER RESOLVED that the following persons be appointed to serve on the Recreation Facility Study Committee:

Two representatives of the Township Council: **Council's nomination pending
Council's nomination pending**

Two representatives of the Board of Education: **Eva Nagy, President
Frank Pepe, Superintendent/Schools**

Chair of Advisory Recreation Council/Designee: **Linda Smith, Chair or her nominee
pending**

Two representatives of the general public: **Council's nomination pending
Council's nomination pending**

QQ. 01-403 RESOLUTION - EXTRAORDINARY UNSPECIFIABLE SERVICES - COSENTINI INFORMATION TECHNOLOGIES - CONSULTING SERVICES - ASSISTANCE IN INSTALLATION OF NEW TELEPHONE-COMMUNICATIONS SYSTEM FOR POLICE DEPARTMENT - \$5,000.00

WHEREAS, a need exists to contract for the below noted services for the Township of Franklin, County of Somerset, New Jersey; and

WHEREAS, the Chief Financial Officer has certified in writing, a copy of which certification is attached hereto, that funds are available; and

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

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40:11-1 et seq.) requires that the resolution authorizing the award of contracts for "EXTRAORDINARY UNSPECIFIABLE SERVICES" without competitive bids must be publicly advertised;

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) This agreement is awarded without competitive bidding as a "EXTRAORDINARY UNSPECIFIABLE SERVICE" under the provisions of the Local Public Contracts Law.

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

VENDOR NAME: COSENTINI INFORMATION TECHNOLOGIES

ADDRESS: 225 West 34th Street New York NY 10122

CONTRACT AMOUNT: Not to exceed \$5,000.00

SERVICE: Consulting Services for assistance for the installation of new Telephone-Communications System for the Police Department.

RR. 01-404 RESOLUTION - AMEND PROFESSIONAL SERVICE - CIVIL SOLUTIONS - PHASE I OF PROJECT - TOWNSHIP GEOGRAPHIC INFORMATION SYSTEM - AN AMOUNT NOT TO EXCEED \$31,200.00

WHEREAS, by resolution adopted August 14, 2001, Professional Service Agreement was authorized with Civil Solutions for the Township Geographic Information System in the amount of \$31,200.00; and

WHEREAS, it has been determined that said Professional Service Agreement should be designated as Phase I and that the technical specifications therefor should be attached thereto;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, New Jersey that the resolution adopted August 14, 2001 authorizing the subject Professional Service Agreement be amended in pertinent part to read as follows:

VENDOR NAME: CIVIL SOLUTIONS

**ADDRESS: 1030 Route 28
Branchburg NJ 08876**

CONTRACT AMOUNT: Not to exceed \$31,200.00

SERVICE: Project Phase I of the Township Geographic Information System (GIS) in accordance with Technical Specifications for Parcel Mapping Project which is attached and made a part hereof.

I. PURPOSE:

Franklin Township is in the fundamental stage of developing its Geographic Information System (GIS). The GIS Implementation Plan recommends the Township GIS develop in a manner that is consistent with county and state data development standards so that information can be easily shared between these agencies and eventually private and other public entities. For the township, this includes creation of a more accurate and up to date digital parcel layer that in the future can be developed into a digital set of tax maps acceptable by the State Division of Taxation. The process for developing the digital parcel layer to digital tax maps will include the registration of line work to a more accurate 100 foot scale base map, deed research, and the addition of dimensional text and tax map border annotation. These elements, however, are not required for this current parcel mapping project. Creating a system consistent with standards will facilitate the exchange of information across the Internet. In fact, compatibility with the proposed county and state standards is one of the requirements of the county GIS grant.

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The GIS Committee is just beginning to decide the future development of the township's GIS. Its first role will be in setting goals for the system while fundamental data layers are concurrently created. Policy-oriented tasks of the GIS Committee demonstrate that the Township is in the early stages of GIS development which requires not just the creation of maps and data, but development of basic data from which a dynamic GIS can evolve over the next five years.

These goals demonstrate the need for specialized and qualitative services from consultants who can develop a base of data that will support a whole GIS designed on the Committee's goals and policies. In the digital parcel mapping project the consultant will be expected to not only provide expertise on the quantitative aspects of parcel mapping and data development, but to demonstrate qualitative knowledge on the integration of a parcel map product that fits with the developing policies of the township GIS. The consultant must also demonstrate knowledge of the county and state initiatives for standardized mapping and on the current status of digital mapping standards across the nation. In the context of the parcel mapping project, the consultant is expected to provide qualitative professional services relative to GIS development. These services may include policy development on technology, product or system design, and the ability to steer technology development so that it is both standardized enough for broad use at the state and county level yet specialized to meet township goals.

The consultant must have an understanding of the township GIS as a whole while providing expertise on the design and integration of individual components of the system. The consultant must apply these local objectives to state and national initiatives on digital mapping. Digital information is a ubiquitous form that can be shared at a global level. An understanding of local, state and national policies and initiatives is essential to development of a local GIS.

II. PROJECT OBJECTIVES:

- ***To improve the current township digital parcel layer so that its spatial and tabular data is accurate and consistent for use with other existing and proposed GIS data in the township and among a adjoining municipalities, counties and states.***
- ***To create an accurate and standard parcel layer that will serve as the foundation toward a future certified digital tax layer. At this time, the project does not require the capture of dimensional or border text.***
- Specific updates will include:
 1. Parcel boundaries (create a seamless parcel map referenced to the 200' scale DVRPC orthophotographs to be available August 2001).
 2. addition of new parcels based on filed subdivisions since 1997
 3. create road centerline file
 4. develop right-of-way layer based on tax map annotation (offset from centerline file)
 5. create a separate, seamless easement layer based on the current individual tax sheet details
 6. create a separate layer of condominium details (method of addressing condominium shape and data files to be discussed during "kick-off meeting")
 7. create a FEMA (Floodplain) digital data set
 8. create a SSURGO (soils) (Natural Resources Conservation Service) digital data set
- Specific attribute (FAT) tables include:
 1. Parcel attribute table include: block, lot, polygon identifier¹, parcel linking identifier, calculated acreage, tax acreage, tax map sheet number, geodetic reference, qualifier, parcel identification number (county number, district number, block, block suffix, lot, lot suffix)
 2. Road centerline file include: street name
 3. Right-of-way file include: street name, row width
 4. Easement FAT include: easement type, width
 5. Condominium attribute: block, lot, qualifier, street address, street number, parcel linking identifier

III. DATA QUALITY

The digital work done and provided shall comply with the NJDEP digital data and mapping standards and meet National Mapping Accuracy Standards.

¹ The polygon identifier is a critical component of the Somerset County parcel data. Consultant will insure the township's identifier is consistent with that of the County.

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All spatial data developed shall be directly compatible with the ESRI software ArcView GIS 3.2 and ArcView GIS 8.1.

All GIS data requested shall be based on the individual tax map files and DVRPC orthophotographs and referenced to the NJ State Plane Coordinates NAD83.

The DVRPC orthophotographs are referenced to the NJ State Plane NAD 83 coordinate system and at a map scale of 1" = 200' which will result in a horizontal accuracy of +/- 5.0 feet.

Centerline data, constructed by digitizing the physical cartway street centerlines on the DVRPC orthophotographs, will serve as a georeferencing source.

Lineage

- Source Documents

1. Current tax maps

The consultant shall scan the original (mylar) tax sheets (approximately 240 sheets), provided by the township.

Township will identify, on a set of 12 x 18 inch tax map copies, the location of any new subdivisions (major only) not yet added to the certified tax map set. The date of this set will represent the final parcel layer product.

For creation of a separate digital easement layer with attribute table, the consultant is responsible for identifying all recorded easements as shown on the certified tax maps.

Condominiums: The township will provide a list of condominiums and will include block, lot, qualifier, location by street and number, and tax map page. The consultant will create a separate parcel layer for these identified condominiums. Actual method of addressing condominium shape and data files will be discussed during "kick-off meeting".

Townhouses that are not fee-simple, that is do not own unimproved property, will also be included in this list.

2. Subdivision Final Plats

Township will gather and make accessible to consultant all final subdivision plats (mylars) that have not yet been added to the official, certified set of tax maps. A database of subdivisions to be added will be compiled by the township and provided along with the final plats.

Any final subdivision plats provided to the township in digital format will be provided on a CD ROM to consultant by township. If the consultant acquires additional digital final plats from developers, prior to integrating the information with the parcel layer, the consultant must notify the township and provide a copy to the township engineer for review and update of the subdivision database.

3. Delaware Valley Regional Planning Commission (DVRPC) digital orthophotography, available through Somerset County. Consultant is responsible for acquiring the orthophotographs and associated metadata. Project timeline will not begin until the consultant has successfully received all digital orthophotography from the County.

4. Existing Franklin Township 1999 Parcel Map

The township will provide the consultant with a digital version of the current parcel layer entitled, "blknl33". Parcel layer attributes (FAT) will also be provided.

5. Tax Assessors ModIV data.

- Processing Steps

The consultant shall supply, at project completion, an outline of processing steps taken toward completion of the parcel layer.

All spatial data developed in accordance with this parcel mapping project shall be accompanied by metadata and compiled in NJ Metalite.

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Using DVRPC orthophotographs, consultant will perform "heads-up" digitizing where the digital image of the orthophoto is displayed on the computer screen and lot boundaries are drawn directly to the screen using a mouse.

Hard Copy Original Tax Maps

Consultant will scan, on a large-format scanner, at (greater than or equal to) ≥ 300 dots per inch, individual tax sheets creating raster images.

Vectorization

Consultant will vectorize raster images using an on-screen or heads-up digitization method. Vectors or the image will be translated into the coordinate system of the digital orthophotograph.

Logical Consistency

The consultant shall use, at a minimum, and in consultation with the township, the following measures of data validation during the spatial development process to insure a quality product. In addition to those listed below, the township shall be involved in any decisions made by the consultant regarding data control and assurance prior to and during the spatial development process (i.e., accuracy tolerance, edge-matching).

Data Quality Control/Assurance

Line intersections
Overshoots/undershoots
Undersized/de minimus polygons
Closed polygons
Segmentation only where the break reflects visual or attribute code characteristics

Visual check – compare orthophotography to parcel layer
Physical check – compare digital parcel to original tax maps

Completeness

Features vs known universe of features
Complete entries for all data fields and cells

Vectorization

Use of standard objects
Use of "snap" features
Avoid double digitizing common lot lines to prevent slivers

Continuous Parcel Map

Capture continuous road centerline from visible cartway on orthophotography and create right-of-ways. Block limits are then established.

Establish limits of each block.

Rubber sheet using at least four points of reference to align tax map vectors and eliminate distortion.

Consultant shall work in a consistent and logical manner, first within blocks, correcting for distortions, verifying again with orthophotos and then aligning adjacent tax sheets with right-of-ways. Parcel lines that cross map sheets or adjoin across map sheets shall align properly (edge-matching control).

Verify topology. Right-of-way boundaries are not smooth or consistent in width because lot frontages and depths on individual lots vary. As a result, the right-of-ways appear "jagged" or the lot frontages create a "jagged" right-of-way on the original and paper tax sheets. This appearance is correct. The consultant shall capture this feature as it is shown on the source documents.

The township can then use the right-of-way layer created from buffering the centerlines to determine where dedications are required.

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The consultant must agree that title to and all rights and other legal interest in all correspondence, memoranda, records, data, analysis, graphs, reports, physical property and other subject matter prepared, procured or produced in the rendition of services under this agreement shall vest exclusively and remain with the Township and the consultant shall not have the right to sell, disclose, or make same available to third parties without the prior written consent of the Township.

The Township shall retain all of its right, title and interest in and to any and all documents and property furnished by the Township to the consultant, for the purpose of assisting the consultant in the performance of this or any resulting contract. All such items shall be returned immediately to the Township at the expiration or termination of the work or completion of any related services, pursuant thereto, which ever comes first. None of such documents and/or property shall respectfully be disclosed to others or used by the consultant or permitted by the consultant to be used by third parties at any time except in the performance of the resulting contract without the written consent of the Township.

VI. SOMERSET COUNTY GRANT AGREEMENT CONDITIONS

Franklin Township is required to adhere to the project conditions set forth in the grant agreement entitled, "The County of Somerset County/Municipal Geographic Information Systems", Exhibit 1: Approved Project Description. The conditions are as follows and shall be considered by the consultant during the parcel mapping project:

- Ability to access external databases (Access, dBase, MS SQL Server, Oracle, etc.)
- Spatial registration to New Jersey State Plane feet and NAD83
- Must use ESRI software
- Must use FGDC metadata standards
- Must agree to maintain digital tax maps²
- Data sharing between the State, County and Grantee may occur on a cost free basis
- Registration with the NJ Spatial Data Clearinghouse

VII. KEY PERSONNEL

The digital parcel mapping project requires personnel who are both specially trained in the practice of geomatics and licensed in the field of engineering and/or surveying. Key personnel in the project will include a project manager, project liaison, and production manager. The production manager will oversee map and data production, and provide, to the project liaison, the status of mapping and data development, as well as any problems or discrepancies that may arise during the mapping process. The production manager should also have hands-on experience and training in the field of geomatics.

The project liaison will interact directly with the township GIS Administrator and township staff communicating the status of the project and any discrepancies that may arise during the course of the production. The liaison will inform the project manager of GIS committee goals and impact of the goals on the current project. The liaison will also coordinate revisions to the project consistent with the committee goals. The project liaison will be a licensed land surveyor, engineer or certified photogrammetrist with experience in the field of geomatics.

The project manager will meet with the GIS Administrator, township staff and the GIS committee members when required, and coordinate GIS activities with the township GIS Administrator through and with the project liaison. The project manager will possess a professional license in surveying or engineering.

Consultant shall provide the identity and professional credentials of the principals and key personnel assigned to this project and their areas of responsibilities at the start of the project.

VIII. COMMENCEMENT OF WORK/TIME OF COMPLETION

The consultant shall meet the conditions of the Resolution – *Professional Service – Civil Solutions – Planning of Township Geographic Information System – An Amount Not to Exceed \$31,200.00* and begin work within fourteen (14) days of receipt of all source documents including the DVRPC orthophotography from the County.

The consultant shall complete the parcel mapping project (i.e., final deliverables shall be made to the township) within 6 months, not to exceed 6 months, from date of receipt of all source documents.

IX. MEETINGS

Four meetings, at a minimum, with the IS and Engineering Departments are required.

² The digital parcel layer, must and will be maintained. However, at this time, the Township has not decided on a maintenance procedure for the digital parcel layer.

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Of the four, at least one meeting with the township GIS Committee is required.

X. **PROJECT DELIVERABLES**

- Scanned images of the original source documents (i.e., individual original certified tax maps, original final major subdivision plats)
 - AutoCad 2000 files of filed subdivision plan (linework only) if applicable and any other AutoCad 2000 data generated from the project
 - MODIV data to link to GIS parcels
 - Listing of unreconciled tax/parcel data
 - Metadata in NJ Metalite format
 - **GIS Layers – Provide ArcInfo8 files and ArcView Shape file formats:**
 - Seamless parcel (also in AutoCAD format)
 - Right of Way
 - Road Centerline
 - Seamless easement
 - Condominium
 - FEMA (floodplain)
 - SSURGO (soils)
 - **Attribute Data – Provide ArcInfo8 files and all ArcView file formats (with linking identifiers) including those required for established links:**
 - Parcel table
 - Road centerline table
 - Right-of-Way table
 - Easement table
 - Condominium attribute table
 - Images –
 - Meetings –
- Meeting agendas
Meeting notes

Deliverables shall be supplied to the township on CD-ROM (two copies) as stated above

SS. 01-405 RESOLUTION - SUPPORT HOUSE CONCURRENT RESOLUTION 4 - ENDORSING A COMMEMORATIVE STAMP HONORING GUNNERY SERGEANT JOHN BASILONE

WHEREAS, Gunnery Sergeant John Basilone was raised and educated in the Borough of Raritan, County of Somerset in the State of New Jersey; and

WHEREAS, Sergeant Basilone was an American Hero, making the ultimate sacrifice for his Country to preserve the way of life we have come to enjoy by distinguishing himself in World War II for bravery and commitment to duty and earning the distinction of being the only enlisted Marine in World War II to receive the Congressional Medal of Honor, the Navy Cross and the Purple Heart; and

WHEREAS, the United States Postal Service has commissioned postage stamps to honor the great heroes in American History; and

WHEREAS, House Concurrent Resolution 4 supports a commemorative postage stamp honoring Gunnery Sergeant John Basilone and urges the Citizens Stamp Advisory Committee to recommend to the Postmaster General that such a stamp be issued;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of Franklin, in the County of Somerset and State of New Jersey that the Township

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Council does hereby support House Concurrent Resolution 4 endorsing a commemorative postage stamp honoring Gunnery Sergeant John Basilone; and

BE IT FURTHER RESOLVED that the Township Clerk shall forward certified copies of this Resolution to all Somerset County Municipalities, Somerset County Delegations and the Citizens' Stamp Advisory Committee.

TT. 01-406 RESOLUTION – SIX MILE RUN – REQUEST TO NJDEP

WHEREAS, the New Jersey Department of Environmental Protection is the owner of 3,600 plus acres of land within the Township of Franklin known as Six Mile Run; and

WHEREAS, the land was purchased by the State of New Jersey approximately 30 years ago for reservoir purposes; and

WHEREAS, the reservoir use for Six Mile Run was subsequently de-designated by former Governor Thomas Keane and the land designated for park purposes; and

WHEREAS, the Township Council wishes to express to the New Jersey Department of Environmental Protection its concerns and desires for the preservation, use and protection of Six Mile Run and the existing historic structures therein;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Franklin, Somerset County, New Jersey, does hereby make the following requests to the New Jersey Department of Environmental Protection for the lands in their ownership known as Six Mile Run:

- (1) That the lands be designated as permanent open space;
- (2) That appropriate portions be utilized for passive recreation, hiking, cycling, horseback riding;
- (3) That protection be provided for the historic structures within Six Mile Run which have been deteriorating over the past 30 years under state ownership; and

BE IT FURTHER RESOLVED that the Township Council does hereby reiterate its concerns as set forth in a resolution adopted November 11, 2000 and forwarded to the NJDEP, specifically that:

- (1) Several former farmlands now owned by the State of New Jersey as part of Six Mile Run are not actively being farmed;
- (2) Many farmlands require immediate action to remain viable;
- (3) The Franklin Township Master Plan Farmland Preservation Element recognizes as a goal "to urge the State of New Jersey to dedicate all viable land to be used for agricultural purposes";
- (4) The Township of Franklin has established the area surrounding Six Mile Run as Project Area #1 in an application to the State of New Jersey for a Planning Incentive Grant;

And does reiterate its recommendations as set forth in a resolution adopted November 11, 2000 and forwarded to the NJDEP, specifically that:

- (1) Take action to reestablish farming on all viable land;
- (2) Charge reasonable rates for the rental of farmland;
- (3) Provide reasonable public access and trail corridors in Six Mile Run area; and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to the Director, New Jersey Department of Environmental Protection, Acting Governor Donald DiFrancesco and members of the State Legislature representing the Township.

UU. Removed from Agenda

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Motion was made by Ms. Barrier and seconded by Mr. Levine to approve the items of the foregoing Amended Consent Agenda. Township Clerk Pellicane polled the Board, the vote being as follows:

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
Ms. Barrier	Mr. Grippo	No One	No One
Mr. Chivukula	Mr. Levine		
Mayor Clyde	Mr. Mettler		<u>ABSENT</u>
Ms. Eberle	Mr. Sumter		Mr. Mazzola

Motion was carried.

USE OF COUNCIL CHAMBERS - SENIOR CITIZEN ADVISORY COMMITTEE/AFFORDABLE HOUSING COMMITTEE PUBLIC HEARING - SEPTEMBER 24, 2001

Deputy Mayor Eberle moved to authorize the requested use of the Council Chambers. Mr. Mettler seconded the motion.

<u>AYES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
Ms. Barrier	Mr. Grippo	No One	No One
Mr. Chivukula	Mr. Levine		
Mayor Clyde	Mr. Mettler		<u>ABSENT</u>
Ms. Eberle	Mr. Sumter		Mr. Mazzola

Motion was carried.

NOMINATIONS - ASSOCIATE PROSECUTOR - 9/11/01 TO 9/13/02

These nominations were deferred to September 25th.

COMMUNITY SERVICE/TERRORIST ATTACK

Members of Council noted the need for our community to send one message in support of our country and our resolve against the evil that has befallen us. A Community Service will be organized and held on Sunday, September 18th at 6:00 p.m. in the Franklin High School auditorium. Invitations to participate in the service will be issued to local churches and all residents through press releases and announcements at Saturday/Sunday religious services this weekend.

Mayor Clyde requested Mr. Grippo and Ms. Barrier to serve with him as subcommittee to organize the Community Service. Township Manager Daly advised Council that flags will be raised along our streets to demonstrate our support for our country.

Upon a motion made, seconded and unanimously agreed, the Regular Meeting was adjourned at 8:20 p.m.

JOHN CLYDE, MAYOR

JEAN C. PELLICANE, RMC, TOWNSHIP CLERK