

**REGULAR MEETING**

The Franklin Township Committee held its regular monthly meeting at 7:06 pm on Monday, September 10, 2012. Mayor Bonnie Butler opened the meeting in accordance with the "Open Public Meeting Act" Chapter 231, P.L. 1975 having been duly advertised and a copy posted in the office of the Township Clerk.

Present were: Mayor Bonnie Butler, Michael Toretta, Sarah Payne, Jacob Pence, Joe Flynn, Denise L. Cicerelle, Municipal Clerk, Raymond Read, OEM/Fire Chief, Jim Onembo, Zoning/Code Enforcement, Roger Bulava, Recycling, Michael Finelli, Engineer, Ron Read, Road Foreman, Robert Benbrook, Attorney.

Following the flag salute a roll call of committee members present.

**ROLL CALL OF COMMITTEE MEMBERS PRESENT:** Bonnie Butler, Michael Toretta, Sarah Payne, Jacob Pence, Joe Flynn (5) Present

The Regular Meeting Minutes of August 6, 2012 were accepted on motion by Sarah Payne, and seconded by Mike Toretta, Unanimous Vote. Executive Meeting Minutes of August 6, 2012 were accepted on motion by Mike Toretta, and seconded by Joe Flynn, Unanimous Vote.

**REPORT/UPDATE:**

**NJSP**

No representative from the New Jersey State Police was present at this meeting.

**ENGINEER REPORT:**

Mr. Finelli briefed the committee as to pending projects. The Halfway House Road project will require approximately 4 – 6 weeks to complete. The 2013 DOT Grant Applications are due October 16th.

On motion by Mike Toretta and seconded by Bonnie Butler to authorize Engineer Finelli to make application for Good Springs Road and upon roll call vote was passed.

Roll Call Vote:	Yes	No	Absent/Abstained
Jacob Pence	X		
Sarah Payne	X		
Joe Flynn	X		
Michael Toretta	X		
Mayor Bonnie Butler	X		
		(5) Yes (0) No (0) Absent	Motion carried

Open Public Session – As to Engineer’s Report Only

At this time Mayor Butler opened up the floor for any comments only for the Engineer.

**THIRD STREET DRAINAGE PROBLEMS (Flood Control Grant Application)**

As reported by Attorney Benbrook at the October 3, 2011 Committee meeting, Mr. Chiu executed the easement agreement with the Township. As of the date of this report, I am unaware of the status of the Demasi easement and agreement. However, based upon the Township securing the Chiu easement, our office was authorized to proceed with the survey field work and design phases of the project in the effort to get the project in a position to be designed and "out to bid" in 2012. Our office has completed all of the field survey work on the project and has developed the base maps for the eventual development of construction plans. We continue to work on the design of the regional stormwater management basin in an effort to develop the construction plans for the project. The design of this project has proved somewhat challenging in conjunction with the stormwater management evaluation for the canal. We have recently been successful in developing a design scheme that we believe will satisfy the stormwater management design requirements.

Our office has recently spoken with the NJDEP representative coordinating and administering this project, Mr. James Watt. We provided Mr. Watt with an update and he was both pleased to receive a phone call from our office and also pleased with our update on the status of the project. Mr. Watt encouraged our office, on behalf of Franklin Township, to submit an extension request letter to the NJDEP in order to make certain that any necessary extension is granted well in advance of the project deadline of August, 2012. Mr. Watt confirmed that any extension request will absolutely be granted by the NJDEP based upon the progress made on the project to date.

Please be advised that our office submitted an extension request to the NJDEP via correspondence dated July 13, 2012. A copy of the letter and all of the supporting attachments were sent to Denise Cicerelle for the Township's records. As of the date of this report, I have not received any response from the NJDEP regarding our letter. Our office has been in communications with Mr. Watt regarding the status of the approval of our extension request and continue to receive verbal confirmation that the extension will be granted, but no "official" correspondence has been received by our office to date. We will continue to follow up on this and, of course, keep the Committee apprised of the status of same.

We will continue to update the Township as the design phase of the project proceeds and also advise the Township regarding any construction and/or environmental (NJDEP) permits which may be required in conjunction with this project. Our office has filed a request with the NJDEP for a Natural Heritage Database search and expect a response from the NJDEP in the near future.

We are also in the process of filing a second reimbursement request from the NJDEP for this project as some of the soft costs (survey, engineering, design, etc.) are reimbursable through this particular grant. We are coordinating this through both Denise C. and Dawn S. and expect to submit the reimbursement request in the very near future.

#### TOWNSHIP WASTEWATER MANAGEMENT PLAN

The Township Committee should be advised that the New Jersey Legislature recently enacted new legislation (Bill #S-3156) which both reinstates previously withdrawn sewer service areas as well as extending the period of protection for wastewater management plans and service areas. This bill also establishes a 180-day timeframe for all wastewater planning agencies (i.e. Franklin Township) to submit plan updates to the NJDEP.

Our office recently received a letter from the NJDEP approving and confirming award of an additional \$15,000. grant for the work required in conjunction with the development of a Township WMP. Our office, via letter dated February 9, 2012, forwarded the grant agreement to the Township for the Mayor to execute as required.

We recently completed the initial phases of work on the Township's WMP. Mayor Butler had met with Gene Weber and myself at our office on July 16, 2012 to review the WMP. Subsequent to that meeting, our office submitted the WMP to the NJDEP with all required supporting documents via correspondence dated July 16, 2012.

At this juncture, our work is completed until receipt of any review comments from the NJDEP based upon our submission. We will keep the Committee apprised as this project and Plan move forward through the review/approval process with the NJDEP.

Our office recently forwarded all the required paperwork and supporting documentation to Dawn Stanchina, CFO, for her execution and submittal to the NJDEP for additional reimbursement. The Township should expect the next portion of the project reimbursement in the near future.

#### HIGHLANDS PLAN CONFORMANCE

(No change since last month's report)

Please refer to our engineer's report, December 2, 2011, for previously provided information regarding this project.

#### 2010 TRANSPORTATION ENHANCEMENT APPLICATION

Please refer to our engineer's report, December 2, 2011, for previously provided information regarding this project.

Our office has finally received a quote from A&A Curbing Inc. (the original contractor on the project) for the additional work required in the areas adjacent to the Asbury Deli. Their proposal was in the amount of \$15,300. Their work would also include some other miscellaneous sidewalk and handicap ramp replacement/upgrade work. At the April 2, 2012 Township Committee meeting, the Township Committee awarded a change order to A&A Curbing in the amount of 15,300 to perform the outstanding work in question.

A&A commenced work at the project site the week of May 21, 2012. The balance of remaining work, which consisted primarily of the upgrades and sidewalk installation in the area of the Asbury Deli along with some other selected driveway aprons and sidewalks, was completed on May 30, 2012.

Representatives of the NJDOT visited the site during the construction phase (please make note that this is a very unusual occurrence) and complemented the Township on their decision to move forward to finish the project.

We recently forwarded a copy of a letter from the NJDOT, dated June 12, 2012, to the Township Committee. As per that letter, the NJDOT has accepted the project with no corrective actions necessary. Based upon the history of this project and the prior "conflict" with the NJDOT, I was very pleased to receive this letter.

At this juncture, we are now in a position to move forward with the balance of the administrative close-out components of this grant to have the Township secure its final reimbursement for this project. We have commenced with the various administrative tasks required to be developed and submitted to the NJDOT to secure final project reimbursement. We have been coordinating with Mayor Butler, Denise Cicerelle and Dawn Stanchina towards the completion and execution of all required NJDOT close-out documents. Our office just received the required documents from the Township. We are now in a position and will be submitting all final NJDOT close-out documents in an effort to complete this project and receive the final reimbursement due the Township.

#### HALFWAY HOUSE ROADWAY STABILIZATION PROJECT

As you are all aware, we were successful in securing a NJDOT Discretionary Grant for this project in the amount of \$115,000.

A second proposal from ANS Geo, Inc. in the amount of \$5,400 was previously provided to the Township and the Township Committee awarded the geotechnical work on this project to ANS Geo, Inc. at the December 5, 2011 meeting. The geotechnical exploration work (i.e. borings and soils evaluation) has been performed and our office has received the report and recommendations from ANS Geo, Inc. Based upon receipt of their report, we are now finally in a position to continue with the design work in an effort to get the project "out to bid" in the Spring/early Summer of 2012. Our office has been in contact with the Township DPW and is well aware of the need to get this project "out to bid" and to construction as soon as possible.

Our office completed the construction plans and specifications and put the project "out to bid" in mid-April, 2012. The bid opening was held on May 3, 2012 at the Municipal Building where two (2) bids were received for the project. Both bids were in excess of the engineer's estimate and the DOT grant amount. Our office previously provided the Township Committee with a memo, dated May 4, 2012, which recommended that the project be re-bid and not awarded to either of the two (2) original bidders based upon their bids both being well in excess of the engineer's estimate. The Township Committee took that action and both bids were rejected and our office was authorized to re-bid the project.

Our office slightly revised the construction plans and bid specifications and then put the project "out to bid" in May, 2012. A total of ten (10) bid packages (plans and specifications) were picked up by prospective bidders. A bid opening was held on May 31, 2012. Attorney Benbrook developed a separate correspondence on this matter outlining the options available to the Township regarding a potential contract award.

This matter was discussed at some length at the June 4, 2012 Committee meeting. Based upon the recommendation made by Attorney Benbrook, the Township Committee adopted Resolution 2012-68 which allowed for a direct negotiation and subsequent contract award to Tillerman Landscaping. The Tillerman Landscaping bid for this project was \$136,473 which included an "if and where directed" item for the drilling of Soldier Piles in the amount of \$27,000. I am cautiously optimistic that we may not need to use any of that particular line item in the contract.

Please be advised that based upon the fact that Halfway House Road will be closed during the construction of the retaining wall, the NJDOT is requiring a road closure plan with a detour route be submitted for their review and information. This plan was developed and forwarded to all involved parties (NJDOT, Warren County, Washington Township) and has received approval for the proposed detour route.

A Notice of Award was sent to Tillerman Landscaping on June 14, 2012. Our office has been coordinating with Tillerman regarding the execution of the project contract, approval of the performance bond and all other required supporting contract related documents (insurance certificate, etc). All required contract documents have been submitted, approved and fully executed.

A pre-construction meeting for this project was held on August 8, 2012 at the Township Municipal Building. Mobilization efforts have commenced by the contractor with the projected construction start date of September 10, 2012. As the project moves forward through construction, we will clearly be keeping the Township Committee apprised of both the progress and budget.

#### WILLOW GROVE ROAD DRAINAGE EASEMENT (No change since last month's report)

Please refer to our engineer's report, December 2, 2011, for previously provided information regarding this project.

TOWNSHIP-OWNED PROPERTIES: PHOTOVOLTAIC (SOLAR) RFP  
(No change since last month's report)

The Township and our office previously received an update from Mr. Kotzias (Alethea) relative to the approval from PJM and JCP&L for the interconnection to the power grid and their projected costs. As a result, it is my understanding that the Beidelman Road project is still feasible, but the Sigler property project may not be economically viable. I would recommend that Mr. Kotzias attend a future Township Committee meeting to give the Township Committee an update regarding the status of both sites and Alethea's position on proceeding forward. We will continue to keep the Township Committee abreast of Alethea's progress with the potential future solar development of the two (2) municipal properties in question.

As per Mayor Butler's request, our office, at the April 2, 2012 meeting, provided the Township Committee with copies of a plan entitled "Possible Property Reconfiguration Plan," prepared by our office, dated October, 2010, for the Sigler property. I forwarded this plan to the Committee in an effort to spur on some discussion relative to some potential options for the property should the Solar Farm concept not proceed forward. Attorney Benbrook then provided the Township Committee with an update regarding the likelihood and economic feasibility of the conversion of both the Beidelman Road property and the Sigler property to Solar Farms as per the current lease agreement with Alethea.

George Kotzias from Alethea Cleantech appeared at the July 2, 2012 Committee meeting and addressed the Township Committee regarding the status of both the Sigler and Beidelman sites. As per this discussion, it appears that Alethea will not be proceeding forward on the Sigler site, but will be proceeding forward on the Beidelman site. Beyond the execution of any required extensions to the existing agreement/contract between the Township of Franklin and Alethea Cleantech on the Beidelman site, I believe that the next formal step in the process would be for Alethea to authorize their engineers to develop Site Plan drawings and submit same to the Township Land Use Board for approval. Obviously, this has not occurred to date and I am unaware of any specific timeframe for these Site Plans to be developed and submitted to the Township.

FEMA LOCAL AID INFRASTRUCTURE FUNDING  
(No change since last month's report)

Bill Gleba from our office, along with both Ron Read, representing the Township DPW, and Sonny Read, Township OEM Coordinator, have been meeting to review candidates and develop cost estimates and have also met with the FEMA representatives representing Franklin Township on October 11, 2011. I am certain that both Sonny and Ronny Read and our office will continue to move this process forward and keep the Township Committee apprised of hopeful and expected reimbursement by FEMA through this program. At this juncture, the Township should be aware that the funding provided is a 75% grant with a 25% Township match, but this 25% Township match does include both man hours and equipment hours which will become a credit towards the Township's 25% match.

Bill Gleba continues to coordinate with Ron Read relative to the prioritization of the various roadway repairs and/or reconstruction work eligible through the FEMA program. At some point in the near future, the Township will need to make a decision on how aggressively they would like to pursue the FEMA funding (for eligible roadways and infrastructure) based upon the 25% match requirement as part of this program. Our office and Ron Read continue to coordinate with our FEMA representative regarding eligible roadways/projects, FEMA's determination of eligibility, Township credits towards our 25% match and the overall reimbursement program.

The Township Committee should be advised that our office has submitted the required RPA form to FEMA associated with the October snowstorm. At this juncture, no action has been taken regarding this particular storm event and any potential reimbursement which the Township may be eligible for. We will continue to coordinate with both FEMA and the designated Township representatives in conjunction with all of the RPA's submitted and to secure any eligible reimbursement monies due Franklin Township.

As per an e-mail which was sent to the Township Committee and other involved municipal representatives by me on March 30, 2012, I received notification of a pending FEMA disbursement in the amount of \$12,811.67 associated with the Stewartsville Road repair work. This amount reflects 75% of the total amount of monies expended for the project which was \$17,082.22.

Our office was contacted on June 1, 2012 by FEMA representative, Elizabeth Vasquez, regarding reimbursement for the October snowstorm. A meeting was held on June 6, 2012 at the Municipal Building where Township representatives met with FEMA representatives in an effort to move this particular reimbursement process forward. Bill Gleba from our office was in attendance at this meeting. I am sure that Mayor Butler and/or Sonny Read will be in a position to update the Township Committee regarding same.

2012 TOWNSHIP ROADWAY RESURFACING PROGRAM  
(No change since last month's report)

This year's program was discussed at length at the July 2, 2012 Committee meeting between Ron Read and the Township Committee. The scope of work, including the prioritization of roadways along with the overall budget for the project were discussed. A decision was made to cap the expense for this year's program at \$310,000 (including both Township bond funding and 2012 DPW budget appropriation). Our office drafted a letter which then was sent to Tilcon under the Mayor's signature indicating same.

The resurfacing work commenced on July 19, 2012 and was completed on July 26, 2012. A total of 11 different roadways were resurfaced along with additional pavement being placed at the Fire House and the DPW entrance drive. Bill Wismer from our office worked with both the DPW and Tilcon during this project. A total of 4,718.39 tons of bituminous top course (CO-OP price of \$64.38/ton) was used which equates to a total cost of \$303,769.95.

The Township DPW should be commended for their hard work and efforts on this project relative to the roadway prioritization, original project estimating, roadway preparation work and most importantly, their coordination with Tilcon during the actual resurfacing operation. I hope and trust that the Township is satisfied and pleased with the result of this year's resurfacing program.

**The following Resolution 2012-78 was presented for First Reading/Adoption**

**RESOLUTION NO. 2012-78**

WHEREAS, an overpayment exists on Block 57 Lot 31.01 Qfarm in the amount of \$156.36 for 2003 and the amount of \$32.25 for 2004, and

WHEREAS, the property owner has requested a refund check be issued to him,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Committee authorize the Tax Collector to refund the sum of \$ 188.61 to Adam Bowser, 8218 Bobolink Dr., West Palm Beach, Fla. 33412

On motion by Mike Toretta and seconded by Jacob Pence the aforementioned Resolution 2012-78 be adopted as read.

Roll Call Vote	Yes	No	Absent/Abstained	
Jacob Pence	X			
Sarah Payne	X			
Joe Flynn	X			
Michael Toretta	X			
Mayor Bonnie Butler	X	(5) Yes	(0) No	(0) Absent Motion Carried

Dated: September 10, 2012

Certification

I, Denise L. Cicerelle, Municipal Clerk of the Township of Franklin, do hereby certify that the foregoing resolution is a true and exact copy adopted by the Township Committee of the Township of Franklin on August 6, 2012.

Denise L. Cicerelle, RMC/CMR  
Municipal Clerk

**The following Resolution 2012-79 was presented for First Reading/Adoption**

**RESOLUTION 2012-79**

WHEREAS, the General Code of the Township of Franklin, Chapter 48, Article 1 and Article 2 Regulating the growth of Brush, Noxious Weeds and Grass, Etc. Authorizes the Department of Public Works to remove debris, brush and noxious growth after Providing the notice required by the ordinance; and

WHEREAS, the required notice was sent to the below properties by certified mail return receipt requested and regular mail; and

WHEREAS, ten days has elapsed since the notices were received; and

WHEREAS, the property owners failed to remove the debris, brush and noxious growth within ten days of their receipt of the notice; and

WHEREAS, the outside contractor, for Franklin Township, Warren County, NJ caused the debris, brush, and noxious growth to be removed; and

WHEREAS, the outside contractor, for Franklin Township, Warren County, NJ has certified to the Mayor and Committee the cost of the removal of the debris, brush and noxious growth.

THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF FRANKLIN, AS FOL.LOWS:

1. The certification of the costs of removal of the debris, brush and noxious growth has been examined and found to be correct.
2. The tax collector is hereby directed that the following costs shall be charged against the land and shall be added to and become part of the taxes next to be assessed and levied upon such land, to bear interest at the same rate as taxes, and shall be collected and enforced by the tax collector in the same manner as taxes:

Property Address	Block	Lot	Property Owner	Cost
29 Benjamin Drive	16	20.33	Michael & Diane D’Aries	\$130
45 Thatcher Avenue	35	5	Genaro B. Rodrigues	\$ 70
74 Good Springs Road	27	4.08	Michael & Constance Horn	\$ 70

(Dates of Service for above properties 8/6/12 and 8/21/12)

On motion by Sarah Payne and seconded by Jacob Pence the aforementioned Resolution 2012-79 be adopted as read.

Roll Call Vote	Yes	No	Absent/Abstained	
Jacob Pence	X			
Sarah Payne	X			
Joe Flynn	X			
Michael Toretta	X			
Mayor Bonnie Butler	X	(5) Yes	(0) No	(0) Absent Motion Carried

Dated: September 10, 2012

Certification

I, Denise L. Cicerelle, Municipal Clerk of the Township of Franklin, do hereby certify that the foregoing resolution is a true and exact copy adopted by the Township Committee of the Township of Franklin on September 10, 2012.

Denise L. Cicerelle, RMC/CMR  
Municipal Clerk

**DISCUSSIONS/APPROVALS**

Replacement Windows for Municipal Offices

Committeeman Flynn met with Attorney Benbrook finalizing the quote package, moving forward to further discuss at our October 1<sup>st</sup> meeting.

**Air Conditioning and Heating Units (Replacement Proposals and Maintenance Agreements)**

Two quotes were sought but only one received; Advanced Heating came out to review the work and never submitted a quote, second quote was received from Service Experts as follows:

**Maintenance Agreement**, 4 times per year, including discounted labor rates, 10% discount on parts \$672 (clerk will look into the previous quote/check made out, not sent out, for maintenance, from General Conditioning, in the amount of \$1069, to see what is the correct amount for maintenance) side note General Conditioning is now Service Experts our current maintenance vendor for heating and air conditioning

**System Replacement** of oldest unit \$8,039

**Coil Replacement** in other outside unit (already repaired due to no air conditioning in the office) \$3,028

On motion by Bonnie Butler and seconded by Sarah Payne to accept the Maintenance Agreement in the amount of \$672.

Roll Call Vote	Yes	No	Absent/Abstained		
Jacob Pence	X				
Mike Toretta	X				
Joe Flynn	X				
Sarah Payne	X				
Bonnie Butler, Mayor	X		(5) Yes	(0) No	(0) Absent Motion Carried

On motion by Joe Flynn and seconded by Jacob Pence to accept the quote received for the system replacement unit and coil in the amount of \$8,039, contingent on availability of funds.

Roll Call Vote	Yes	No	Absent/Abstained		
Jacob Pence	X				
Mike Toretta	X				
Joe Flynn	X				
Sarah Payne	X				
Bonnie Butler, Mayor	X		(5) Yes	(0) No	(0) Absent Motion Carried

**Pitney Bowes Postage Meter (Service Agreement)**

Attorney Bob Benbrook advised committee to look into Stamps.com prior to signing agreement as prices appear to be much cheaper than Pitney Bowes. Table til next month.

**Office Photocopier (Replacement Quotes)**

Quotes received from Fraser, our current photocopier supplier, as follows:

Color Option: Sharp, 36 pages per minute, \$7,897; Sharp, 31 pages per minute, \$7,145; Lease Options also provided

Black & White Option: Sharp, 36 pages per minute, \$6,200; Lease Options also provided

Committeeman Pence will look into additional quotes for comparison for next month’s meeting.

**Best Practices Inventory Checklist**

After completing the worksheet prior to submitting to the Division our amount of aid disbursed 100%, noting 41 questions were answered yes or not applicable, and a loss of 0% of total aid, no penalty.

On motion by Committeeperson Jacob Pence and seconded by Committeeperson Bonnie Butler the township committee has reviewed the Best Practice Inventory Worksheet and approved to be submitted at this public meeting.

<b>Roll Call Vote</b>	<b>Yes</b>	<b>No</b>	<b>Absent/Abstained</b>
Joe Flynn	X		
Sarah Payne	X		
Jacob Pence	X		
Michael Toretta	X		
Mayor Bonnie Butler	X (5)	Yes (0) No (0)	(0) Abstained Motion Carried

**REPORTS/UPDATES**

**Attorney Report – Report on File**

**Jim Onembo – Code Enforcement/Zoning**

Updated committee as to posting of properties for overgrown grass/weeds/brush.

**Roger Bulava – Recycling**

October 7<sup>th</sup> Hazardous Waste Clean Up, Shredding Event October 13<sup>th</sup>.

**DPW REPORT – Report on File**

County Auction the Ford Tractor went for \$2,100 and the Snow Blower \$675. Money to follow from the County shortly. Money turned into the CFO for deposit after recycling cans at S&L. DPW would like to continue with their hours of 6:00 am – 2:00 pm. Mayor informed that neighboring municipalities appear to work similar hours as to our DPW but during the winter months work 7:00 am – 3:00 pm. Committee decision to have the DPW work during Daylight Savings Time 6:00 am – 2:00 pm and 7:00 am – 3:00 pm during the winter months. Mayor informed that cracks still need to be sealed in the developments.

**OPEN SPACE REPORT:**

No one present at meeting.

**Franklin Township Youth Association:**

No one present at meeting.

**Rescue Squad – Chief Karen Chiu**

No report given.

**OEM/Fire Department – Chief Sonny Read – Report on File for OEM, no fire report given.**

Chief Read informed that we should start seeing FEMA reimbursements being deposited soon. 9/11 Ceremony to be held on Tuesday, September 11<sup>th</sup> at 6:30, memorial dedication open to public. Wednesday, September 12<sup>th</sup>, OEM quarterly meeting at 7:30 pm.

**TOWNSHIP COMMITTEE REPORTS:**

Joe Flynn

Nothing to comment

Jacob Pence

Nothing to comment

Sarah Payne

Comments for Executive Session

Michael Toretta

Nothing to comment

Bonnie Butler, Mayor

Mayor Butler informed that the CINTAS first aid kits at the road garage and the municipal building will no longer be supplied with Pain Aid, due to the cost. Valley Greene wishes to due away with the fencing around properties in this development. Randy Avaszi, a resident of this development, presented to the committee copies of the Declaration of Covenants and Fence Restriction Amendments Petition. Attorney Benbrook informed that the township committee does not have jurisdiction over this matter and a short application needs to be submitted to our Township Land Use Board to excuse that condition from the Final Subdivision Approval. The two trailers in the field by the squad building are test well sites, that the township was not given advanced notice of them leaving them there prior to the start of the job. Mayor met with officials on site and confirmed where the wells are to be placed and the equipment will be fenced in due to this being a recreational site.

**OPEN PUBLIC SESSION**

**Leonard Ziegler**

Mr. Ziegler addressed the committee as to the Paleoindian Site and the placement of a new sign. This site deserves recognition and is looking for monetary assistance from the committee. The cost of the sign would be approximately \$2700. This will be discussed further at the Historical Commission meeting this month, per Committeeman Flynn.

**Karen Chiu**

Thank you for removing the dead deer in the field alongside of the squad building.

**Jeanine Butler**

Resides at 31 Benjamin Drive and addressed the committee as to the abandoned home at 29 Benjamin Drive. The State Police showed up at this abandoned house the other day, apparently minors were in the home and ordered pizza. The home is trashed and vandalized and is not secured. Attorney Benbrook will look into the Abandoned Property/Un Safe Structure statutes with our Construction Official. Mayor also asked the clerk to contact the Mosquito Commission as to the pool at this home as well since it is not being maintained.

**EXECUTIVE SESSION**

BE IT RESOLVED, on this 10th day of September, 2012, by the Township Committee of the Township of Franklin and pursuant to N.J.S.A. 10:4-1, that the Township Committee shall discuss the following matter in executive session

**PENDING LITIGATION/CONTRACT NEGOTIATIONS**

It is not possible at this time for the Township Committee to determine when and under what circumstances the item which is to be discussed in executive session can be publicly disclosed.

THEREFORE, be it resolved on this 10th, day of September, 2012 by the Franklin Township Committee, that the matter stated will be discussed in executive session, said session to commence at 8:35p.m.

On Motion by Sarah Payne and seconded by Jacob Pence to exit to executive session at 8:35p.m. Unanimous Vote.

On motion by Sarah Payne and seconded Jacob Pence to return to the regular session at 9:45p.m. Unanimous Vote.

The following **Resolution 2012-80** was presented for First Reading/Adoption

**RESOLUTION 2012-80**

**RESOLUTION AUTHORIZING THE TOWNSHIP OF FRANKLIN, WARREN COUNTY, NEW JERSEY TO ENTER INTO AN EXTENSION OF CONTRACT AGREEMENT WITH SAM SANTINI JR, FOR LAND FARMED AT BLOCK 16 LOT 21, OWNED BY THE TOWNSHIP OF FRANKLIN**

**WHEREAS**, The Township of Franklin, has represented that they are the exclusive owner of real property, designated on the tax map of the Township of Franklin, Warren County, as Block 16, Lot 21, (hereinafter referred to as the "Property"); and

**WHEREAS**, Sam Santini, Jr., is committed to the continued farming of this Property and has advised the township that he would like to continue the contract; and

**BE IT RESOLVED**, as per the Township Committee of the Township of Franklin, it is in the best interest of the town, to extend the duration of the contract beginning on or about April 2013 and continuing until the end of the harvest season in 2015; and

**BE IT FURTHER RESOLVED**, the contact will read, the farmer agrees to farm the property for a total of 60 acres at a cost of \$126.00 an acre; and

**NOW, THEREFORE BE IT RESOLVED**, by a majority of the members of the Governing Body of the Township of Franklin, County of Warren, State of New Jersey, that members seek to effectuate the Resolution.

On motion by Sarah Payne and seconded by Bonnie Butler the aforementioned **Resolution 2012-80** be adopted as read.

Roll Call Vote	Yes	No	Absent/Abstained
Jacob Pence	X		
Sarah Payne	X		
Joe Flynn	X		
Michael Toretta	X		
Mayor, Bonnie Butler	X		
(5) Yes (0) No (0) Absent Motion Carried			

**CERTIFICATION**

I, Denise L. Cicerelle, Municipal Clerk of the Township of Franklin, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Franklin Township Committee at a meeting held on September 10th, 2012.

\_\_\_\_\_  
Denise L. Cicerelle, RMC/CMR

Dated: September 10th, 2012

On motion by Joe Flynn and seconded by Sarah Payne, excluding the Discovery Benefits bill and hearing no objection, to pay other bills as per bill list submitted by the Chief Financial Officer.

Roll Call:	Yes	No	Absent	Abstained
Michael Toretta	X			
Joe Flynn	X			
Jacob Pence	X			
Sarah Payne	X			
Mayor, Bonnie Butler	X	(5) Yes	(0) No	(0) Absent
				Motion carried

On motion by Mike Toretta and seconded by Joe Flynn, hearing no objection, meeting stands adjourned at 9:47 pm.

Roll Call:	Yes	No	Absent	Abstained
Michael Toretta	X			
Joe Flynn	X			
Jacob Pence	X			
Sarah Payne	X			
Mayor, Bonnie Butler	X	(5) Yes	(0) No	(0) Absent
				Motion carried

Respectfully submitted,

Denise L. Cicerelle  
Municipal Clerk