

REORGANIZATION MEETING

The Franklin Township Committee held their annual reorganization meeting on Tuesday, January 2, 2013 at the hour of 7:00 p.m. Denise L. Cicerelle 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: Bonnie Butler, Joe Flynn (joined meeting at 7:11pm), Jacob Pence, Michael Toretta, Sarah Payne, Denise L. Cicerelle, Municipal Clerk, Raymond Read, OEM.

Flag Ceremony performed by Franklin Township Cub Scouts (Troop #65)

Freeholder Rick Gardner swore in Committeeperson-elect Mike Toretta for a (3) three year term on the Franklin Township Committee, Term of office January 1, 2013 - December 31, 2015.

Nominations for Mayor for the year 2013 were opened, Mike Toretta nominated, Bonnie Butler, Sarah Payne seconded the motion. Sarah Payne made motion to close nominations for Mayor and seconded by Mike Toretta. All in favor to close nomination for Mayor. (4) Yes, (1) Absent (0) No, Motion carried.

Roll Call Vote for Mayor: (Yes) Bonnie Butler, Jacob Pence, Michael Toretta, Sarah Payne.
(Absent) Joe Flynn.

Chair declares Bonnie Butler is Mayor for 2013.

Nominations for Deputy Mayor for the year 2013 were opened. Bonnie Butler nominated, Mike Toretta and Jacob Pence seconded the nomination. Bonnie Butler made motion to close nominations for Deputy Mayor and seconded by Sarah Payne. All in favor to close nomination for Deputy Mayor. (4)Yes, (0) No, (1) Absent (Joe Flynn) Motion carried

Roll Call Vote for Deputy Mayor: (Yes) Bonnie Butler, Jacob Pence, Michael Toretta, Sarah Payne.
(Absent) Joe Flynn

Chair declares Mike Toretta is Deputy Mayor for 2013.

Let the record reflect that Committeeperson Joe Flynn joined the meeting at this time, at 7:11 pm.

Freeholder Rick Gardner swore in Committeeperson-elect Joe Flynn for a (3) three year term on the Franklin Township Committee, Term of office January 1, 2013 - December 31, 2015.

Freeholder, Rick Gardner, swore in Bonnie Butler as Mayor for a one (1) year term, Bill Butler, the mayor's father, held the bible, and swore in Mike Toretta as Deputy Mayor, for a one year term for the year 2013.

At this time, the remainder of the meeting was turned over to Mayor Butler.

Freeholder, Rick Gardner, swore in the line officers of the Franklin Township Rescue Squad for a (1) year term, for the year 2013.

Freeholder, Rick Gardner, swore in the line officers of the Franklin Township Fire Department for a (1) year term, for the year 2013.

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

APPROVALS

On motion by Mike Toretta and seconded by Sarah Payne the following Regular Meeting Minutes from December 3, 2012 were accepted as posted. Unanimous Vote. On motion by Mike Toretta and seconded by Sarah Payne the following Regular Executive Meeting Minutes from December 3, 2012 were accepted as posted. Unanimous Vote.

REPORT/UPDATES

New Jersey State Police not present.

INTRODUCTION/ADOPTION

Continuing, Mayor Butler, presented various **Resolutions 1-29** by number and a quick briefing as to what each one represented as follows:

RESOLUTION 2013-1

BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Warren and State of New Jersey that the regular meetings of the Township Committee for the year 2013 shall be held the first Monday of each month at the Franklin Township Municipal Building, Broadway, N.J. at the hour of 7:00 p.m. unless otherwise noted.

The Franklin Township Committee chose the following meeting dates for the year 2013.

TAKE NOTICE that pursuant to provisions of Section 231 of the "Open Public Meetings Act" Chapter 231, PL 1975 the following is a schedule of the Regular Meetings of the Franklin Township Committee of the Township of Franklin, County of Warren to be held for the year 2013. All meetings unless otherwise indicated shall be held at 7:00 p.m. at the Franklin Township Municipal Building, 2093 Rt. #57, Broadway, N.J. 08808.

January	2 Re-Org	July	1
February	** 4	August	5
March	4	September	9
April	1	October	7
May	6	November	4
June	3	December	2

Monday, January 6, 2014
(Re-Organization)

****February 4, 2013 Meeting will begin at 6:30 p.m. to meet with the Auditors and the regular township meeting session will begin promptly at 7:30 p.m.**

***Budget Workshop Meeting will be held as follows:**

November 18, 2013 6:00 pm

***Additional Workshop Meetings will be held on the third Wednesday of the following months:**

March 20, 2013, April 17, 2013, May 15, 2013, June 19, 2013, September 18, 2013, October 16, 2013 at 7:00 pm

Dated: January 2, 2013

Disposition

1. Star-Gazette

2. Express-Times

3. Clerks Office

Municipal Building Broadway, N.J.

08808

RESOLUTION 2013-2

BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Warren and State of New Jersey that the regular meetings of the Franklin Township Historical Commission for the year 2013 shall be held the third Monday of each month at the Franklin Township Municipal Building, Broadway, N.J. at the hour of 7:00 p.m. unless otherwise noted.

The Franklin Township Historical Commission chose the following meeting dates for the year 2013.

TAKE NOTICE that pursuant to provisions of Section 231 of the "Open Public Meetings Act" Chapter 231, PL 1975 the following is a schedule of the Regular Meetings of the Franklin Township Historical Commission, of the Township of Franklin, County of Warren to be held for the year 2013. All meetings unless otherwise indicated shall be held at 7:00 p.m. at the Franklin Township Municipal Building, 2093 Rt. #57, Broadway, N.J. 08808.

January 21

February 18

March 18

April 15

May 20

June 17

July 15

August (**NO SCHEDULED MEETING**)

September 16

October 21

November 18

December 16

Dated: January 2, 2013

Disposition

1. Star-Gazette

2. Clerks Office

Municipal Building Broadway, N.J.

08808

RESOLUTION 2013-3

WHEREAS, the Township Committee of the Township of Franklin, County of. Warren, State of New Jersey deems it necessary to incorporate a purchase order system so that the State Directive requiring an encumbrance system be enacted, and

WHEREAS, by Order of the Mayor and Committee that system be initiated, utilizing pre-numbered purchase orders, and encumbering any purchase of \$1,000.00 or over

WHEREAS, P.L. 1983, chapter 8, Local Fiscal Affairs Law, N.J.S.A. 40A 59-2 has been amended to require that each municipality designate a Cash Management Plan for the deposit of local units monies.

BE IT RESOLVED, that the following Cash Management Plan be adopted by the Township of Franklin.

A. Designation of Official Depositories:

1. The following institutions are designated Official Depositories.

PNC Bank	TD/Commerce Bank
Bank of America	Chase Manhattan Bank

2. Designated Official Depositories are required to submit to the Financial Officer of the Township of Franklin a copy of the State of New Jersey, Department of Banking, Governmental Unit Deposit Protection Act notification of eligibility which must be filed semi-annually in the Department of Banking as of June 30th, and December 31st, of each year.

3. Designated Official Depositories are required to submit to the Financial Officer a copy of the Institutions' Annual Report on an annual basis.

B. Deposit of Funds

All funds shall be deposited within forty-eight hours (48) of receipt in accordance with State Statutes.

1. Operating funds shall be deposited into interest bearing accounts to maximize earnings.

2. Trust funds may be deposited into interest bearing accounts, Non interest bearing accounts should be regularly monitored for availability of funds for investment except where either State, Federal . laws or Local Ordinances prohibit the earnings of interest on such funds. .

C. Designation of Allowable Investment Instruments

The Township may permit deposits and investments in such depositories as permitted in section 4 of P.L. 1970 Chapter 23666 (c. 17:9-44)

D. Definitions of Acceptable Collateral and Protection of Township Assets.

1. All designated. depositories must conform to all applicable state statutes.

2. All depositories shall obtain the highest amount possible F.D.I.C.,and or F.S.L.I.C. coverage of all Township Assets. (Demand and Certification of Deposits.).

3. Collateral will be required for all deposits and investment of the Township except for those in the State Cash management fund, collateral must have a market value of not less than 100% of all deposits and investments

E. Reporting Procedures:

The Financial Officer shall prepare for the Township Committee for the following investment reports.

1. Monthly reporting: A listing of all investments as part of the Financial Officer's monthly report.

2. The Financial Officer, shall prepare a schedule of outstanding investments for the independent auditors as of December 31st, of each year and at other such times as required by the auditors.

F. Maximum Maturity Policy:

Investments shall be limited to a maturity not to exceed one year on all operating funds unless a longer maturity is permitted within the provisions of regulation promulgated by either the Federal or State Government. .

G. Bonding:

The following Official shall be covered by surety bonds, said surety bonds to be examined by the Independent Auditor to insure their proper execution:

Financial Officer
Tax Collector

Staff members of the Department of Finance not covered by separate surety bonds shall be covered by a Public Employees' Faithful Performance Bond in the minimum amount of \$5,000.00.

H. Compliance:

The Cash Management Plan of the Township of Franklin shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-4.

RESOLUTION 2013-4

BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Warren, and State of New Jersey that the Clerk's fees for permanent registration and election fees and services for the year 2013 shall be and the same set at \$300.00 per each election.

RESOLUTION 2013-5

BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Warren, and State of New Jersey, that all merchants of Franklin Township, County of Warren, doing retail business within the Township be obligated to obtain a mercantile license in the amount of \$50.00 during the month of January. Penalty after February 28, 2013 to be an additional \$10.00.

RESOLUTION 2013-6

BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Warren and State of New Jersey that the following job titles for the year 2013 be made

- | | |
|-----------------------------------|--|
| DPW Foreman | Ronald Read |
| DPW Asst. Foreman | Richard Frankenfield |
| DPW Road Repairer/Operator | Joe Biel, Sr. |
| Municipal Clerk | Denise L. Cicerelle |
| Office Assistant | Margaret Housman |
| Tax Collector | Karin Kneafsey |
| Tax Assessor | Eloise Hagaman |
| Chief Financial Officer | Dawn Stanchina |
| Asst. Treasurer | Denise L. Cicerelle |
| Construction Official | Walter VanLieu |
| Plumbing Inspector | William Barry Gleason |
| Fire Inspector | Thomas Lance |
| Electrical Inspector | Joseph Rossi |
| Animal Control Officer | Betty & Gary Wysocki |
| Dog Licensing Officials | Denise L. Cicerelle/Margaret Housman |
| Health Officer | (5) Twsp. Comm. Members & Zoning Officer |
| Emergency Management Coordinator | Raymond Read |
| Deputy Emergency Mgt. Coordinator | Clint Ziegler |
| Deputy Emergency Mgt. Coordinator | Denise L. Cicerelle |
| 9-1-1 Coordinator | Raymond Read |
| Zoning Officer | James Onembo |
| Land Use Board Secretary | Margaret Housman |
| Open Space Clerk | Margaret Housman |
| Tax Search Officer | Karin Kneafsey |
| Assessment Search Officer | Denise L. Cicerelle |
| Registrar Vital Statistics | Denise L. Cicerelle |
| Deputy Registrar Vital Statistics | Kelley D. Smith |
| Alternate Deputy Registrar | Margaret Housman |
| Municipal Judge | Share w/Knowlton Twsp. |
| Municipal Prosecutor | Share w/Knowlton Twsp. |
| Public Defender | Share w/Knowlton Twsp. |
| Sgt. At Arms | Share w/Knowlton Twsp. |
| Recycling Coordinator | Roger Bulava |
| Site Manager | Eddy Patient |
| Maintenance/Event Supervisor | |

RESOLUTION 2013-7

The following Temporary Budget for the year 2013 as prepared by Dawn Stanchina, C.F.O. was presented.

WHEREAS, N.J.S.A. 40 A-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2013 budget, temporary appropriations should be made for the purpose and time therein provided: and

WHEREAS, the date of this resolution is within the first thirty days of January 2013, and:

WHEREAS, the total appropriations in the prior years budget, exclusive of any appropriations made for interest and debt redemption, capital improvement fund and public assistance, is the sum of \$2,190,815.00; and

WHEREAS, 26.25% of the total appropriations in the 2012 budget, exclusive of any appropriations made for interest and debt redemption, capital improvement fund, public assistance, is the sum of \$575,089.00

NOW, THEREFORE BE IT RESOLVED, that the following appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer, Dawn Stanchina

Temporary Budget

General Admin: S/W	\$2678.00
General Admin: OE	\$8531.00
Human Resources (personnel): OE	\$ 328.00
Mayor & Council: S&W	\$4342.00
Municipal Clerk: S& W	\$13,752.00
Financial Admin: S&W	\$7878.00
Financial Adm: OE	\$1,181.00
Audit Services:OE	\$6431.00
Rev Admin (Tax Coll):S&W	\$7059.00
Rev. Admin (Tax Col.): OE	\$ 656.00
Tax Assessment: S&W	\$8223.00
Tax Assessment:OE	\$2100.00
Legal Services (Lgl Dept):OE	\$8925.00
Engineering Services: OE	\$22,838.00
Historical Sites Office: OE	\$ 235.00
Land Use: S&W	\$5163.00
Land Use: OE	\$4988.00
Zoning Officer: S& W	\$6051.00
Zoning Officer: OE	\$ 263.00
Construction Official: S& W	\$14,351.00
Construction Official: OE	\$ 263.00
Employee Group Insurance	\$16,142.00
Unemployment Insurance	\$ 0.00
Other Insurance Premiums	\$22,027.00
Emergency Management:S& W	\$2126.00
Emergency Management:OE	\$ 656.00
Aide to Volunteer Fire Companies	\$13,125.00
Contrib to First Aid Org.	\$6563.00
Fire: OE	\$3413.00
Road,Maintenance:S& W	\$42,285.00
Road Maintenance:OE. .	\$67,800.00
Solid Waste Collection:S&W	\$2324.00
Solid Waste Collection:OE	\$2077.00
Building & Grounds:OE	\$11,813.00
Animal Control Services:S& W	\$2244.00
Animal Control Services:OE	\$ 0.00
Recreation: S&W	\$ 0.00
Recreation: OE	\$2363.00
Maintenance of Parks: OE	\$ 0.00
Electricity/Street Lighting	\$6938.00
Gasoline	\$5250.00
PERS	\$11,158.00
Social Security	\$8925.00
Employment Compensation: SDI/SUI Tax	\$ 840.00
MDA Grant	\$1327.00
Municipal Court: OE	\$ 4,813.00
Clean Communities Program: OE	\$2577.00
Reserve for Uncollected Taxes	\$159,225.00
Capital Improvement Fund	\$13,125.00
Improvements to Building	\$7,875.00
Recreation Equipment	\$2625.00
Payment of Notes	\$29,951.00
Note Interest	\$5,707.00
NJ Trust/Halfway House Road Bank Stabilization	\$30,188.00
TOTAL	\$613,267.00

Resolution 2013-8

**TOWNSHIP OF FRANKLIN COUNTY OF
WARREN STATE OF NEW JERSEY**

**RESOLUTION AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR
PROFESSIONAL SERVICES-MUNICIPAL AUDITOR**

WHEREAS, the Township of Franklin has a need to acquire a Municipal Auditor as a fair and open contract pursuant to provisions of *N.J.S.A. 19:44A-20.5*; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one year; January 1, 2013 through December 31, 2013, and,

WHEREAS, ARDITO & CO., LLP has submitted a proposal, indicating they will provide the auditor services for the anticipated fee of \$23,000; and,

WHEREAS, ARDITO & CO., LLP has completed and submitted a Business Entity Disclosure Certification which certifies that ARDITO & CO., LLP has not made any reportable contributions to a political or candidate committee in the Township of Franklin in the previous one year, and that the contract will prohibit ARDITO & CO., LLP from making any reportable contributions through the term of the contract, and

WHEREAS, the required certificate for the availability of funds has been filed by the Chief Financial Officer providing that legally appropriated balances are available to cover the amount of the contract as required by N.J.A.C. 5:30-14.5 and that fees for the aforementioned auditing and non-auditing services shall be made available by appropriate inclusion in either an annual municipal budget which includes current, revenue sharing and utility provisions, by budget amendments for Federal program spending or by inclusion in an appropriate bond ordinance.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin, authorizes the Mayor and Clerk of the Township of Franklin to enter into a contract with ARDITO AND CO., LLP as described herein as auditors on and in behalf of the Township of Franklin for the year 2013; and,

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in a legally designated publication.

Resolution 2013-9

**TOWNSHIP OF FRANKLIN COUNTY OF
WARREN STATE OF NEW JERSEY**

**RESOLUTION AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR
PROFESSIONAL SERVICES-PROFESSIONAL PLANNING SERVICES**

WHEREAS, the Township of Franklin has a need to acquire a Municipal Planner as a fair and open contract pursuant to provisions of *N.J.S.A. 19:44A-20.5*; and,

WHEREAS, the anticipated term of this contract is one year; and,

WHEREAS, James T. Kyle, PP/AAICP of Kyle Planning and Design has submitted a proposal, indicating they will provide the planning services for the anticipated fee at an hourly rate of \$140.00 for all others see Schedule of Fees; and,

WHEREAS, James T. Kyle, PP/AAICP of Kyle Planning and Design has completed and submitted a Business Entity Disclosure Certification which certifies that James T. Kyle, PP/AAICP of Kyle Planning and Design has not made any reportable contributions to a political or candidate committee in the Township of Franklin in the previous one year, and that the contract will prohibit James T. Kyle, PP/AAICP of Kyle Planning and Design from making any reportable contributions through the term of the contract, and

WHEREAS, the required certificate for the availability of funds has been filed by the Chief Financial Officer providing that legally appropriated balances are available to cover the amount of the contract as required by N.J.A.C. 5:30-14.5 and that fees for the aforementioned auditing and non-auditing services shall be made available by appropriate inclusion in either an annual municipal budget which includes current, revenue sharing and utility provisions, by budget amendments for Federal program spending or by inclusion in an appropriate bond ordinance.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin, authorizes the Mayor and Clerk of the Township of Franklin to enter into a contract with Kyle Planning and Design as described herein as planner on and in behalf of the Township of Franklin for the year 2013; and,

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in a legally designated publication.

Resolution 2013-10

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES-MUNICIPAL ENGINEER FOR FRANKLIN TOWNSHIP COMMITTEE

WHEREAS, the Franklin Township Committee has a need to acquire a Municipal Engineer as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$17, 500; and

WHEREAS, the anticipated term of this contract is 1 year; January 1, 2013 through December 31, 2013; and indicating they will provide the planning services as per the Schedule of Fees; hourly rate of \$115.00 for Municipal Engineer and for all others see Schedule of Fees; and,

WHEREAS, Michael S. Finelli, PE, PP, CME of Finelli Consulting Engineers, Inc., has submitted a proposal dated, September 28, 2012 indicating they will provide the engineer services for the Franklin Township Committee and,

WHEREAS, Michael S. Finelli, PE, PP, CME of Finelli Consulting Engineers, Inc has completed and submitted a Business Entity Disclosure Certification which certifies that Michael S. Finelli, PE, PP, CME of Finelli Consulting Engineers, Inc has not made any reportable contributions to a political or candidate committee in the Township of Franklin in the previous one year, and that the contract will prohibit Michael S. Finelli, PE, PP, CME of Finelli Consulting Engineers, Inc from making any reportable contributions through the term of the contract, and

WHEREAS, the required certificate for the availability of funds has been filed by the chief financial officer providing that legally appropriated balances are available to cover the amount of the contract as required by N.J.A.C. 5:30-14.5 and that fees for the aforementioned auditing and non-auditing services shall be made available by appropriate inclusion in either an annual municipal budget which includes current, revenue sharing and utility provisions, by budget amendments for Federal program spending or by inclusion in an appropriate bond ordinance.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin authorizes the Mayor and Clerk of the Township of Franklin to enter into a contract with Michael S. Finelli, PE, PP, CME Finelli Consulting Engineers, Inc., as described herein as engineers on and in behalf of the Township of Franklin for 1 year; and,

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in a legally designated publication.

Resolution 2013-11

**TOWNSHIP OF FRANKLIN COUNTY OF
WARREN STATE OF NEW JERSEY**

**RESOLUTION AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR
PROFESSIONAL SERVICES-MUNICIPAL ATTORNEY**

WHEREAS, the Township of Franklin has a need to acquire a Municipal Attorney as a fair and open contract pursuant to provisions of *NJ.S.A. 19:44A-20.5*; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one year; January 1, 2013 through December 31, 2013, and,

WHEREAS, Kevin P. Benbrook of Benbrook & Benbrook, LLC, has submitted a proposal, indicating they will provide the attorney services for an annual retainer of \$25,000 payable in equal monthly installments of \$2,083.33; and, any litigation in excess of 75 hours, the agreement would establish an hourly litigation rate of \$165.00 per hour; and,

WHEREAS, Kevin P. Benbrook of Benbrook & Benbrook, LLC, has completed and submitted a Business Entity Disclosure Certification which certifies that Kevin P. Benbrook of Benbrook & Benbrook, LLC has not made any reportable contributions to a political or candidate committee in the Township of Franklin in the previous one year, and that the contract will prohibit Kevin P. Benbrook of Benbrook & Benbrook, LLC from making any reportable contributions through the term of the contract, and

WHEREAS, the required certificate for the availability of funds has been filed by the Chief Financial Officer providing that legally appropriated balances are available to cover the amount of the contract as required by N.J.A.C. 5:30-14.5 and that fees for the aforementioned auditing and non-auditing services shall be made available by appropriate inclusion in either an annual municipal budget which includes current, revenue sharing and utility provisions, by budget amendments for Federal program spending or by inclusion in an appropriate bond ordinance.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin, authorizes the Mayor and Clerk of the Township of Franklin to enter into a contract with Kevin P. Benbrook of Benbrook & Benbrook, LLC, as described herein as attorneys on and in behalf of the Township of Franklin for the year 2013; and,

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in a legally designated publication.

On motion by Mike Toretta and seconded by Sarah Payne the aforementioned **Resolution 2013-11** be adopted as read.

Resolution 2013-12

**TOWNSHIP OF FRANKLIN COUNTY OF
WARREN STATE OF NEW JERSEY**

**RESOLUTION AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR
PROFESSIONAL SERVICES-MUNICIPAL OPEN SPACE ADVISOR**

WHEREAS, the Township of Franklin has a need to acquire a Municipal Open Space Advisor as a fair and open contract pursuant to provisions of *NJ.S.A. 19:44A-20.5*; and,

WHEREAS, the anticipated term of this contract is one year; January 1, 2013 through December 31, 2013, and,

WHEREAS, Conservation Resources, has submitted a proposal, indicating they will provide the

open space services for a flat, fixed annual fee, not to exceed \$10,000.00, payable in equal quarterly installments. This fee would be all inclusive, and would cover travel, attendance at however many meetings needed to attend, as well as all hours spent on any and all projects of the townships choosing; and,

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

WHEREAS, the required certificate for the availability of funds has been filed by the Chief Financial Officer providing that legally appropriated balances are available to cover the amount of the contract as required by N.J.A.C. 5:30-14.5 and that fees for the aforementioned auditing and non-auditing services shall be made available by appropriate inclusion in either an annual municipal budget which includes current, revenue sharing and utility provisions, by budget amendments for Federal program spending or by inclusion in an appropriate bond ordinance.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin, authorizes the Mayor and Clerk of the Township of Franklin to enter into a contract with Conservation Resources, as described herein as open space advisors on and in behalf of the Township of Franklin for the year 2013; and,

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in a legally designated publication.

Resolution 2013-13

TOWNSHIP OF FRANKLIN COUNTY OF WARREN STATE OF NEW JERSEY

RESOLUTION AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES-MUNICIPAL BOND COUNSEL

WHEREAS, the Township of Franklin has a need to acquire a Municipal Bond Counsel as a fair and open contract pursuant to provisions of *N.J.S.A. 19:44A-20.5*; and,

WHEREAS, the anticipated term of this contract is one year; January 1, 2013 through December 31, 2013 and,

WHEREAS, John G. Hudak of The Law Office of John G. Hudak, ESQ., LLC, has submitted a proposal, indicating they will provide the bond counsel services for bond sale, the anticipated fee of \$1,100 plus \$1.10 per thousand dollars of bonds issued; for all other services see Schedule of Fees, and,

WHEREAS, John G. Hudak of the Law Office of John G. Hudak, Esq., LLC, has completed and submitted a Business Entity Disclosure Certification which certifies that John G. Hudak of the Law Office of John G. Hudak, Esq., LLC has not made any reportable contributions to a political or candidate committee in the Township of Franklin in the previous one year, and that the contract will prohibit John G. Hudak of the Law Office of John G. Hudak, Esq., LLC from making any reportable contributions through the term of the contract, and

WHEREAS, the required certificate for the availability of funds has been filed by the Chief Financial Officer providing that legally appropriated balances are available to cover the amount of the contract as required by N.J.A.C. 5:30-14.5 and that fees for the aforementioned auditing and non-auditing services shall be made available by appropriate inclusion in either an annual municipal budget which includes current, revenue sharing and utility provisions, by budget amendments for Federal program spending or by inclusion in an appropriate bond ordinance.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin, authorizes the Mayor and Clerk of the Township of Franklin to enter into a contract with John G. Hudak of The Law Office of John G. Hudak, ESQ., LLC, as described herein as municipal bond counsel on and in behalf of the Township of Franklin for the year 2013; and,

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in a legally designated publication.

Resolution 2013-14

**TOWNSHIP OF FRANKLIN COUNTY OF
WARREN STATE OF NEW JERSEY**

**RESOLUTION AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR
PROFESSIONAL SERVICES-SPECIAL TAX COUNSEL**

WHEREAS, the Township of Franklin has a need to acquire a Special Tax Counsel as a fair and open contract pursuant to provisions of *N.J.S.A. 19:44A-20.5*; and,

WHEREAS, the anticipated term of this contract is one year; January 1, 2013 through December 31, 2013, and,

WHEREAS, Richard M. Conley, LLC, has submitted a proposal, indicating they will provide the special tax counsel services, at the hourly rate of \$175.00 for partners and \$150.00 for associates and \$75.00 for paralegal time, expecting reimbursement for their expenditures for such things as couriers, special mailings and expert witnesses, and,

WHEREAS, Richard M. Conley, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that Richard M. Conley, LLC has not made any reportable contributions to a political or candidate committee in the Township of Franklin in the previous one year, and that the contract will prohibit Richard M. Conley, LLC from making any reportable contributions through the term of the contract, and

WHEREAS, the required certificate for the availability of funds has been filed by the Chief Financial Officer providing that legally appropriated balances are available to cover the amount of the contract as required by N.J.A.C. 5:30-14.5 and that fees for the aforementioned auditing and non-auditing services shall be made available by appropriate inclusion in either an annual municipal budget which includes current, revenue sharing and utility provisions, by budget amendments for Federal program spending or by inclusion in an appropriate bond ordinance.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin, authorizes the Mayor and Clerk of the Township of Franklin to enter into a contract with Richard M. Conley, LLC, as described herein as special tax counsel on and in behalf of the Township of Franklin for the year 2013; and,

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in a legally designated publication.

RESOLUTION 2013-15

WHEREAS, It is resolved that the Mayor and Township Committee of each municipality in the County of Warren, in order to file Municipal Tax Appeals, pass a Resolution allowing the Attorney for the Municipality, to file and prosecute said appeals.

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 the Municipal Attorney and/or Special Counsel are hereby authorized to file, prosecute, stipulate, modify, agree upon and otherwise perform the duties which are required of said Attorney, in the process of prosecution and/or filing of Municipal Tax Appeals.

IT IS THEREFORE, on this 2nd day of January 2013, Resolved as aforesaid by the Township Committee of the Township of Franklin, in the County of Warren and State of New Jersey.

CERTIFICATION

I, Denise L. Cicerelle, Clerk of the Township of Franklin, County of Warren, and State of New Jersey, hereby certify the foregoing Resolution is a true and correct copy of a Resolution adopted by the Township Committee. Of the Township of Franklin at a regular meeting held on Monday, January 2nd, 2013.

Denise L. Cicerelle, Municipal Clerk

RESOLUTION 2013-16

WHEREAS, the Township Committee of the Township of Franklin, County of Warren, State of New Jersey, desires not to refund tax overpayments under the amount of \$10.00.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of said Township of Franklin that all tax over-payments under the amount of \$10.00 shall not be refunded, but shall be applied to the subsequent quarter's tax receivable.

RESOLUTION 2013-17

**RESOLUTION OF THE TOWNSHIP OF FRANKLIN,
COUNTY OF WARREN, STATE OF NEW JERSEY,
FIXING THE RATE OF INTEREST TO BE CHARGED
ON DELINQUENT TAXES OR ASSESSMENTS**

WHEREAS, N.J.S.A. 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of taxes or assessments subject to any abatement or discount for the late payment of taxes as provided by law; and

WHEREAS, N.J.S.A. 54-4-67 has been amended to permit the fixing of said rates of 8% per annum on the first, \$1,500.00 and allows an additional penalty of 6% be collected against a delinquency in excess of \$10,000.00 on properties that fail to pay the delinquency prior to the end of the calendar year.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Franklin, County of Warren, State of New Jersey as follows:

1. The Tax Collector is hereby authorized and directed to charge 8% per annum on the first \$1,500.00 of taxes becoming delinquent after due date and 18% per annum on any amount of taxes in excess of \$1,500.00 becoming delinquent after due date and if a delinquency is in excess of \$10,000.00 and remains in arrears beyond December 31st an additional penalty of 6% shall be charged against the delinquency.

2. Effective January 1, 2013, there will be a ten (10) day grace period of quarterly tax payments made by cash, check or money order.

3. Any payments not made in accordance with paragraph two (2) of this resolution shall be charged interest from due date as set forth in paragraph one (1) of this resolution.

4. This Resolution shall be published in its entirety in the Star-Gazette, the official newspaper of the Township of Franklin.

5. A certified copy of this Resolution be provided by the Township Clerk to the Tax Collector, Township Attorney and Township Auditor for the Township of Franklin.

Dated: January 2, 2013

CERTIFICATION

I, Denise L. Cicerelle, Clerk of the Township of Franklin, County of Warren, and State of New Jersey hereby certify the foregoing Resolution is a true and correct copy of a Resolution adopted by the Township Committee of the Township of Franklin at a regular meeting held on Monday, January 2, 2013

Denise L. Cicerelle, Municipal Clerk

RESOLUTION 2013-18

WHEREAS, Ordinance 2002-14 provides for the establishment of a "Land Use Board" consisting of nine members that shall be appointed by the Mayor of the Township of Franklin. The appointments for the year 2013 for the coming year were made on January 2, 2013 as follows.

- Class 1: Mayor Bonnie Butler 1 year exp. 12/13
- Class 2: James Onembo 1 year exp. 12/13
- Class 3: Sarah Payne 1 year exp. 12/13
- Class 4: Albert Hart 3 year exp. 12/15

- Alt. #1 Ron Sigler 1 year exp. 12/13

- Alt. #2 David Schnorrbusch 1 year exp. 12/13
- Alt. #3 Sudha Kantor 1 year exp. 12/13
- Alt. #4 Pat Banes 1 year exp. 12/13

RESOLUTION 2013-19

WHEREAS, the Franklin Township Committee has deemed it necessary to appoint the following members to the Local Board of Health for a period of one (1) year.

- Bonnie Butler
- Mike Toretta
- Joe Flynn
- Sarah Payne
- Jacob Pence
- Jim Onembo

RESOLUTION2013-20

WHEREAS, the Franklin Township Committee has deemed it necessary to appoint the following members to the Open Space Commission that shall be appointed by the Mayor of the Township of Franklin. The appointments for the year 2013 for the coming year were made on January 2, 2013 as follows.

- Conservation Resources - Advisor 1 yr. exp. 12/13
- Sam Santini 3 yr. exp. 12/15
- Jacob Pence – Alternate #1 2 yr. exp. 12/14
- Tirdad Hoghooghi – Alternate #2 2 yr. exp. 12/14
- Robert Hood 1 yr. exp. 12/13
- Open Position 3 yr. exp. 12/15
- Dave Werkheiser 3 yr. exp. 12/15
- Larry Adams 3 yr. exp. 12/15

Resolution 2013-21

WHEREAS, there exists vacancies on the newly enacted Public Safety Committee and;

WHEREAS, the following appointments to fill said vacancy for a period of one year has been enacted, and:

NOW, THEREFORE, BE IT RESOLVED, that the following individuals take their place on the Public Safety Committee for a period of one year effective January 2, 2013.

- (1) Township Committee members
Jacob Pence –Bonnie Butler
- (2) Chief Raymond Read
- (3) Asst. Fire Chiefs Shawn Weilaman, George Young
- (4) Rescue Squad Chief Karen Chiu
- (5) OEM Coordinator Raymond Read
- (6) Deputy OEM Coordinator- Clint Ziegler, Denise Cicerelle
- (7) Dawn Stanchina, CFO

RESOLUTION 2013-22

WHEREAS, there remains on the records and books of the Township of Franklin delinquent taxes and municipal charges owing as of December 31, 2012; and

WHEREAS, the statutes of the State of New Jersey, expressly N.J.S.A. 54:5 et seq., provide for the enforcement and collection of such delinquencies through a tax lien sale; and

WHEREAS, the Tax Collector is empowered by statute to conduct and preside over the sale of liens;

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Township of Franklin, that the Tax Collector is hereby authorized and directed to sell all municipal liens in accordance with New Jersey law, on or before December 31, 2012.

RESOLUTION 2013-23

WHEREAS, the Franklin Township Committee has deemed it necessary to appoint the following members to the Historical Commission that shall be appointed by the Mayor of the Township of Franklin. The appointments for the year 2013 for the coming year were made on January 2, 2013 as follows:

MEMBER

Fred Kinney	2 year exp. 12/2014
Amy Perkins	2 year exp. 12/2014
Joe Flynn	4 year exp. 12/2016
Bonnie Hamler	4 year exp. 12/2016
Brenda Higgins	4 year exp. 12/2016

ALTERNATES

Leonard Ziegler	2 year exp. 12/2014
Judy Rosensteel	2 year exp. 12/2014

RESOLUTION 2013-24

WHEREAS, N.J .S.A. 40A: 4-19 provides authority for appropriating in a resolution the permanent debt service requirements for the coming fiscal year providing that such resolution is not made earlier than December 20th, of the year preceding the beginning of the fiscal year; and

WHEREAS, the date of this resolution is subsequent to December 19th.; and

WHEREAS, principal and interest will be due on dates from January 1st to December 31st., inclusive, on sundry bonds and notes issued and outstanding; and

NOW, THEREFORE, BE IT RESOLVED, that the following appropriations be made to cover the period from January 1st to December 31st inclusive.

Principal	\$401,164.00
Interest	\$ 36,731.00

RESOLUTION 2013-25

SCHOOL BOARD RECOGNITION MONTH

WHEREAS, New Jersey's public schools serve more than 1.2 million children from Kindergarten through Grade 6; and

WHEREAS, The direction of public education in New Jersey is chartered locally by individual school boards, whose 4,800 members serve as advocates for public education as they work with administrators, teachers, parents and local residents; and

WHEREAS, Boards of Education provide accountability to the democratic system of governing the schools by communicating the needs of the district to the community while impressing upon administrators the public's expectations for the school district; and

WHEREAS, School Board members receive no remuneration for their services;
and

WHEREAS, The Township of Franklin is justly proud of the academic, athletic and social achievements of the students in our community; and,

WHEREAS, the New Jersey State Board of Education and the New Jersey School Boards Association have declared January 2013 to be School Board Recognition Month, a time that all residents might acknowledge the contributions made by our local school board members; and

NOW, THEREFORE, BE IT RESOLVED, that the Franklin Township Committee does hereby commend the service of the Franklin Township Board of Education and its members to our community and its children; and be it further

RESOLVED, that the Franklin Township Committee proclaims January as **SCHOOL BOARD RECOGNITION MONTH** in Franklin Township, and urges all citizens to join in recognizing the dedication of local school board members, past and present, as we work together to improve educational opportunities for our children.

Dated: January 2, 2013

On motion by Mike Toretta and seconded by Sarah Payne the aforementioned **Resolution 2013-25** be adopted as read.

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

CERTIFICATION

I, Denise L. Cicerelle, Municipal Clerk of the Township of Franklin, Warren County, New Jersey is a true and correct copy of a Resolution approved by the Township Committee of the Township of Franklin at a regular meeting held on January 2, 2013.

Denise L. Cicerelle, Municipal Clerk
Franklin Township

RESOLUTION 2013-26

TONNAGE GRANT

WHEREAS, The Mandatory Source Separation and Recycling Act P.L.1987, C.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection is promulgating recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants for 2012 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township of Franklin to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a Resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Franklin, County of Warren, that Franklin Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Roger Bulava to ensure that the application is properly filed, and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

On motion by Mike Toretta and seconded by Sarah Payne to adopt the aforementioned **Resolution 2013-26**.

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

Dated: January 2, 2013

A MUNICIPAL RESOLUTION AUTHORIZING THE FILING OF A RECYCLING TONNAGE GRANT MUST BE SUBMITTED WITH THE GRANT APPLICATION

RESOLUTION 2013-27

Public Agency Compliance Officer

WHEREAS, The Township of Franklin (hereinafter "Public Agency") in accordance with N.J.A.C. 17:27-3.5 that each agency shall designate a Public Agency Compliance Officer; and

WHEREAS, the New Jersey Department of Treasury, Division of Contracts Compliance and Equal Employment Opportunity in Public Contracts; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of The Township of Franklin, in the County of Warren and State of New Jersey, as follows:

1. The Township of Franklin hereby designates Denise L. Cicerelle, RMC, as its Public Agency Compliance Officer.

On motion by Mike Toretta and seconded by Sarah Payne the aforementioned **Resolution 2013-35** be adopted as read.

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

**RESOLUTION 2013-28
APPOINTMENT OF MUNICIPAL
AGRICULTURE ADVISORY BOARD**

WHEREAS, the Franklin Township Committee has deemed it necessary to appoint the following members to the Municipal Agriculture Advisory Board that shall be appointed by the Mayor of the Township of Franklin. The appointments are for the year 2013.

Robert Hood
Joel Reger

**RESOLUTION
2013-29**

**JOINING THE WARREN COUNTY
COOPERATIVE PRICING COUNCIL (WCCPC)**

**A RESOLUTION AUTHORIZING THE TOWNSHIP OF FRANKLIN
TO ENTER INTO A COOPERATIVE PRICING AGREEMENT WITH THE WARREN COUNTY
COOPERATIVE PRICING COUNCIL HEREIN AFTER REFERRED TO AS THE "LEAD AGENCY"
FOR THE CONDUCT OF CERTAIN FUNCTIONS RELATING TO THE PURCHASE OF WORK
MATERIALS AND SUPPLIES FOR THEIR RESPECTIVE JURISDICTIONS.**

BE IT RESOLVED by Franklin Township of the Township of Franklin, County of Warren and State of New Jersey:

This Resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Township of Franklin

Pursuant to the provisions of N.J.S.A. 40A: 11-11(5), the Mayor is authorized to enter into a Cooperative Pricing Agreement with the Warren County Cooperative Pricing Council for the purchase of work, materials and supplies.

The Warren County Cooperative Pricing Council entering into contracts on behalf of the Township of Franklin shall be responsible for complying with the provisions of Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

All Resolutions or parts inconsistent with this Resolution shall be and the same are hereby repealed.

CERTIFICATION

I, Denise L. Cicerelle, Registered Municipal Clerk of the Township of Franklin, County of Warren and State of New Jersey, do hereby certify that this is a true and correct copy of a Resolution adopted by the Township Committee of the Township of Franklin at their regular meeting held on January 2, 2013.

Witness, my hand and seal of the Township of Franklin on this 2nd day of January 2013.

Denise L. Cicerelle, RMC/CMR

On motion by Mike Toretta and seconded by Sarah Payne the aforementioned **Resolutions 2013-1** through and including **Resolution 2013-29** be adopted as read. Let the record reflect for **Resolution 2013-11** that Jacob Pence abstained from vote on that reflection only.

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

First Reading and Introduction -

Ordinance 2013-1

**SALARY ORDINANCE TOWNSHIP OF FRANKLIN
WARREN COUNTY, NJ**

BE IT ORDAINED, by the Township Committee of the Township of Franklin, County of Warren, State of New Jersey that;

1. The Compensation of each member of the Township Committee of the Township of Franklin, County of Warren and Sate of New Jersey shall be and the same is hereby set at 2,900.00 per annum. payable quarterly. Mayor \$4,938.00 per yr.
2. The salaries and wages of the Officers and other employees of the Township of Franklin, County of Warren, and State of New Jersey hereinafter set forth, shall be as follows:

Assessor, per year	\$31,950.00
Collector, per year	\$27,428.00
Tax Searches	All fees
Chief Financial Officer, per year	\$25,637.00
Assistant Treasurer, per year	\$ 4,374.00
Municipal Clerk, per year	\$54,503.00
Office Assistant, per year	\$10,200.00
Registrar/Deputy Registrar/Alt. Deputy Registrar	\$3.00 per original Marriage Application/Certified copies-All Fees
Assessment Searches	All fees
Dog Licensing Official, per year	\$ 2,040.00
Zoning/Code Enforcement Officer, per year	\$23,515.00
Land Use Board Secretary, per year	\$20,062.00
LUB Special Meetings to be paid at \$150	Out of Applicants Fee
Animal Control Officer	\$ 6,155.00
Dog Canvasses, every other year	\$ 500.00
Emergency Management Co-Ord., per year	\$ 6,682.00
911 Co-Ord., per year	\$ 1,540.00
Recycling Co-Ord., per year	\$ 8,768.00
DPW Foreman	\$ 53,360.00
DPW Asst. Foreman	\$ 51,545.00
DPW Road Repairer/Operator	\$ 49,330.00
All Department of Public Works. Employees time and a half over 8 hour day.	
Day Laborer	\$ 18.00/hour
Emergency Call Out	\$ 16.37/hour
Construction Official, per year	\$ 28,649.00
Maintenance/Event Supervisor	\$10.00/hour
Open Space Clerk, per year	\$ 5,100.00
Plumbing Inspector, per year	\$ 13,659.00
Fire Inspector, per year	\$ 6,029.00

Electrical Inspector, per year

\$ 6,335.00

ALL AUTHORIZED TOWNSHIP OFFICIALS OR EMPLOYEES OF THE TOWNSHIP WHILE ON OFFICIAL BUSINESS FOR THE TOWNSHIP, WHEN A SWORN VOUCHER IS APPROVED BY THE TOWNSHIP COMMITTEE, SHALL BE PAID PER THE IRS STANDARD MILEAGE RATE, PER MILE, FOR USE OF THEIR OWN PERSONAL VEHICLE.

3. All Ordinance or parts of ordinances which are inconsistent with the terms of this ordinance be and the same are hereby repealed to the extent of their inconsistency.

That this Ordinance shall remain in effect for one year. That said Ordinance will be presented for final reading and adoption at a public meeting to be held on February 4th, 2013 at the hour of 7:30 p.m. following publication in the Star-Gazette.

On motion by Sarah Payne and seconded by Jacob Pence the aforementioned **Ordinance 2013-1** be adopted as read. Final reading and adoption to take place on **February 4th, 2013 at 7:30 p.m.**

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

On motion by Committeeperson
Committeeperson
Ordinance 2013-1 be adopted.

and seconded by
the aforementioned

Roll Call Vote	Yes	No	Absent/Abstain
Bonnie Butler			
Joe Flynn			
Sarah Payne			
Michael Toretta			
Jacob Pence		(0) Yes (0) Absent	Motion carried

CERTIFICATION

I, Denise L. Cicerelle, Registered Municipal Clerk of the Township of Franklin, County of Warren, State of New Jersey, do hereby certify that this a true and correct copy of an Ordinance introduced by the Township Committee of the Township of Franklin at their regular meeting held on January 2, 2013. Second reading, public hearing will be held on February 4th, 2013 at or near 7:30 PM in the Franklin Township Municipal Building, 2093 Rt. 57, Broadway, New Jersey.

Denise L. Cicerelle, Municipal Clerk

First Reading and Introduction -

ORDINANCE 2013-2

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

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriations and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Franklin Township Committee of the Township of Franklin in the County of Warren finds it advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Franklin Township Committee hereby determines that a 1.5 % increase in the budget for said year, amounting to \$20,277.71 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Franklin Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Franklin Township Committee of the Township of Franklin, in the County of Warren, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations of the Township of Franklin shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$47,314.65, and that the CY 2013 municipal budget for the Township of Franklin be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

On motion by Committeeperson Jacob Pence and seconded by Committeeperson Mike Toretta the aforenoted **Ordinance 2013-2** be adopted at first reading. Final reading and adoption to take place on **February 4th, 2013 at 7:30 p.m.**

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

On motion by Committeeperson
Committeeperson
Ordinance 2013-2 be adopted.

and seconded by
the aforementioned

Roll Call Vote

Yes

No

Absent/Abstain

Bonnie Butler
Joe Flynn
Sarah Payne
Michael Toretta
Jacob Pence

() Yes () Absent Motion carried

CERTIFICATION

I, Denise L. Cicerelle, Registered Municipal Clerk of the Township of Franklin, County of Warren, State of New Jersey, do hereby certify that this a true and correct copy of an Ordinance introduced by the Township Committee of the Township of Franklin at their regular meeting held on January 2, 2013. Second reading, public hearing will be held on February 4th, 2013 at or near 7:30 PM in the Franklin Township Municipal Building, 2093 Rt. 57, Broadway, New Jersey.

Denise L. Cicerelle, Municipal Clerk

REPORTS/UPDATES

Attorney

Not Present

Committee Reports:

Joe Flynn

No further comments

Michael Toretta

No further comments

Sarah Payne

No further comments

Jacob Pence

No further comments

Bonnie Butler, Mayor

No further comments

Open Space

Not representative present

Jim Onembo – Code Enforcement/Zoning
Not present

Roger Bulava – Recycling
Not present

OEM
No formal report given

FTYA
Not present

Open Public Session

No public comment

On motion by Sarah Payne and seconded by Joe Flynn, to pay appropriate bills.

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

On motion by Sarah Payne and seconded by Jacob Pence, hearing no objection, meeting stands adjourned at 7:26 pm.

Respectfully submitted,

Denise L. Cicerelle, RMC/CMR
Municipal Clerk