

REGULAR MEETING

The Franklin Township Committee held its regular monthly meeting at 7:00 pm on Monday, May 6, 2013. Deputy Mayor Mike Toretta 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.

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

ROLL CALL OF COMMITTEE MEMBERS PRESENT: Bonnie Butler (joined meeting at 7:35 pm), Jacob Pence, Mike Toretta, Sarah Payne, Joe Flynn

Present were: Denise L. Cicerelle, Municipal Clerk, Mike Finelli, Municipal Engineer, Kevin Benbrook, Municipal Attorney, Roger Bulava, Recycling Coordinator, Jim Onembo, Ron Read, DPW Foreman, Raymond Read, OEM/Fire Chief, Anthony Ardito, Auditor (Budget Hearing), Bob Canace, Conservation Resources (Special Discussion Farmland Presentation Plan for Block 26 Lots 3 & 8)

CONSENT AGENDA

Minutes:

The Regular Meeting Minutes of April 1, 2013, Executive Meeting Minutes of April 1, 2013, were accepted on motion by Jacob Pence, and seconded by Mike Toretta, Joe Flynn (abstained), Sarah Payne (abstained), Bonnie Butler (absent). Motion Carried

Raffles:

Raffle #RA2013-3; Musconetcong Watershed Association, October 5, 2013, Off-Premises Merchandise Raffle.

Raffle #RA2013-4; Lions Club Franklin Township-Warren County, Various Dates-On Premises 50/50 Raffle.

On motion by Sarah Payne and seconded by Jacob Pence, all in favor to approve raffles, Bonnie Butler (absent).

PUBLIC HEARING/ADOPTION 2013 MUNICIPAL BUDGET

Deputy Mayor Toretta opened the hearing for the **2013 Municipal Budget**, for the Township of Franklin, County of Warren, State of New Jersey. Anthony Ardito was present for any questions. On motion by Jacob Pence and seconded by Sarah Payne to open the public hearing. Question from committee concerning unused budget monies and re-allocating Capital Ordinances to other funds.

Hearing no questions or comments from the public a motion by Jacob Pence and seconded by Sarah Payne to close the Public Hearing of the 2013 Municipal Budget.

First Reading/Adoption of Self Exam Resolution (A resolution that permits a municipality in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination)

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

**A RESOLUTION
2013-48**

WHEREAS, N.J.S.A.40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and,

WHEREAS, N.J.A.C.5:30-7 was adopted by the Local Finance Board on February 11, 1997; and,

WHEREAS, pursuant to N.J.A.C.5:30-7.2 thru 7.5 the Township of Franklin has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Township of Franklin meets the necessary conditions to participate in the program for the 2013 budget year, so now therefore,

BE IT RESOLVED, by the Township Committee of the Township of Franklin that in accordance with N.J.A.C.5:30-7.6a & b, and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A.40A:45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met. (Complies with the "CAP" law.)
3. That the budget is in such form, arrangement and content as required by the Local Budget Law and N.J.A.C.5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated;
 - b. Items of appropriation are properly set forth;
 - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced, publicly advertised and adopted in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A.40A:4-5, shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

On motion by Sarah Payne and seconded by Jacob Pence the aforementioned **Resolution 2013-48** be adopted as read.

| Roll Call Vote | Yes | No | Absent/Abstained |
|-----------------------|------------|-----------|-------------------------|
| Joe Flynn | X | | |
| Sarah Payne | X | | |
| Jacob Pence | X | | |
| Michael Toretta | X | | |
| Mayor Bonnie Butler | | | X |

(4) Yes (0) No (0) Abstained (1)Absent Motion Carried

CERTIFICATION

It is hereby certified that this is a true and accurate copy of a Resolution adopted by the governing body of the Township of Franklin at a meeting held on May 6, 2013.

Witness my hand and the SEAL of the Township of Franklin.

Denise L. Cicerelle
Municipal Clerk

Certification of Approved Budget

It is hereby certified that the Approved Budget complies with the requirements of the law and approval is given pursuant to N.J.S.A.40A:4-78(b) and NJAC 5:30-7.

It is further certified that the municipality has met the eligibility requirements of NJAC 5:30-7.4 and 7.5, and that I, as Chief Financial Officer, have completed the local examination in compliance with NJAC 5:30-7.6.

Dated: May 6, 2013

BY: _____
Dawn Stanchina
Chief Financial Officer

On motion by Joe Flynn and seconded by Sarah Payne to **adopt the 2013 Municipal Budget.**

| Roll Call Vote: | Yes | No | Absent/Abstained |
|------------------------|------------|-----------|-------------------------|
| Joe Flynn | X | | |
| Sarah Payne | X | | |
| Jacob Pence | X | | |
| Michael Toretta | X | | |
| Mayor Bonnie Butler | | | X |

(4) Yes (0) No (1) Absent Motion carried

SPECIAL PRESENTATION/DISCUSSION

Bob Canace of Conservation Resources, our Township’s Open Space Advisor, presented to the committee a Farmland Preservation Plan for Block 26 Lots 2 & 8. There is a two acre exception area, for a proposed farm stand, on Rt. 57 and a one acre residential floating exception area. Remaining acreage proposed to be Farmland Preserved. Attorney Benbrook added that the first step is to approach the County for a Preservation Easement. Once that is accomplished then we will be in a position to go out to bid and/or auction to sell the Fee Title to a (third party) to be able to pay off the remaining two payments to Carl Sigler and anything else left over would go into the Township’s Open Space Fund. Mr. Canace is moving in the direction to present an Application to the County by the next meeting. The

consensus of the committee that a Greenway Park was not something they would like to consider at this time.

On motion by Sarah Payne and seconded by Joe Flynn to approve L.J. Brill & Associates for Land Survey \$2,500 and PK Environmental for Preliminary Environmental \$2,500 for the New Village Field Acquisition (Guinta/Onembo) Block 35 Lot 1 and 1.01.

| Roll Call Vote: | Yes | No | Absent/Abstained |
|------------------------|------------|---------------------------|-------------------------|
| Joe Flynn | X | | |
| Sarah Payne | X | | |
| Jacob Pence | X | | |
| Michael Toretta | X | | |
| Mayor Bonnie Butler | X | (5) Yes (0) No (1) Absent | Motion carried |

NEW BUSINESS

First Reading/Adoption of Resolutions:

The following Resolution was presented for adoption:

RESOLUTION 2013-47

RESOLUTION SUPPORTING S-1896/A-1503 SHARING THE BURDEN OF PROPERTY ASSESSMENT APPEAL REFUNDS

WHEREAS, when County Tax Board appeals are granted the municipality must reimburse the property taxpayer 100% of the appealed tax levy, which includes the municipal, school, county and any special districts tax; and

WHEREAS, the municipal tax collector makes the adjustment from the appeal as a credit on the 4th quarter tax bill resulting in the municipality's fund balance for the preceding year to diminished , if not completely depleted; and

WHEREAS, a League of Municipalities' survey measured the extent to which residents have filed and won tax appeals in 2010; and

WHEREAS, one hundred fifty (150) municipalities, representing both large and small municipalities in all 21 counties, that participated in the survey reported property value declines of more than \$87,900,000, which resulted from 19,788 tax appeals filed in 2010; and

WHEREAS, those responding to the survey indicated that 13,760 appeals were filed in 2009, compared to 19,788 in 2010, representing an increase of 43.7%; and

WHEREAS, a municipality often experiences an increase in tax appeals because it has conducted a revaluation, however, only 5 of the 150 municipalities, which participated in our survey, indicated that their 2010 appeals resulted from revaluations; and

WHEREAS, as a way of comparison, 23 of the participating municipalities conducted revaluations in 2009, when fewer tax appeals were presented to the County Tax Boards; and

WHEREAS, the 2010 spike in appeals should be attributed to the economic down-turn, which lowered property values and placed increased stress on the income of homeowners, all around our Garden State; and

WHEREAS, the survey also indicated that in 2010 the various County Tax Boards have granted average property value reductions of close to \$5,000, per appeal; and

WHEREAS, fifty-six percent of those responding indicated that the successful tax appeals would have an impact on fund balances and place additional pressures on local officials during 2011; and

WHEREAS, the reductions, which were granted by County Tax Boards in 2010, likely had a multiplier in subsequent years when neighbors learned of their neighbor's tax reduction; and

WHEREAS, successful tax appeals have a three-fold negative impact on municipal budgets. First, the municipality, as the collector of taxes for the School district, county and special districts, must fund the full cost of the legal defense of the assessment. Second, since State law guarantees to the county and the school district 100% of their levies, the municipality bears the full cost of any re-imbursements resulting from the appeal (as well as the full burden for any uncollected taxes). Third, the end result will be a further decline in the property tax base used to support Municipalities, County governments and School systems; and

WHEREAS, in light of the revenue limitations that have been placed on all levels of local government by the Legislature (2% cap), such declining values will compound and add additional stress to local public officials, as they grapple with the issues confronting the tax paying public; and

WHEREAS, Senator Bucco, Assemblyman Carroll and Assemblyman Bucco have recently introduced S-1896/A-1503, which requires fire districts, school districts, and county governments to share in burden of property assessment appeal refunds;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Franklin, Warren County, New Jersey, hereby urge the swift passage and signing of S-1896/A-1503; and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to New Jersey Governor Christopher Christie, to Senate President Stephen Sweeney, to Assembly Speaker Sheila Oliver, to our State Senator, to our two Representatives in the General Assembly, and to the New Jersey League of Municipalities.

DISTRIBUTION LIST

1. The Hon. Chris Christie,
Governor, State of New Jersey
PO Box 001
Trenton, NJ 08625
Phone (609) 292-6000
Fax (609) 292-3454
2. The Hon. Stephen Sweeney,
Senate President,
Senator, District 3
NJ Senate Democratic Office
State House PO Box 099
Trenton, NJ 08625
Phone (609) 292-5215
SenSweeney@njleg.org
3. The Hon. Sheila Oliver,
Speaker, NJ General Assembly
Assemblywoman, District 34
NJ General Assembly Democratic Office
PO Box 098
Trenton, NJ 08625
Phone (609) 292-7065
Fax (609) 292-2386
AswOliver@njleg.org

4. NJ League of Municipalities
222 West State Street
Trenton, NJ 08608
Phone (609) 695-3481
Fax (609) 695-0151
NJLeague@njslom.com
5. Your State Legislators (State Senator and Assembly Representatives)

On motion by Jacob Pence and seconded by Mike Toretta the aforementioned **Resolution 2013-47** be adopted as read.

| Roll Call Vote | Yes | No | Absent/Abstained |
|-----------------------|------------|---|-------------------------|
| Joe Flynn | X | | |
| Sarah Payne | X | | |
| Jacob Pence | X | | |
| Michael Toretta | X | | |
| Mayor Bonnie Butler | X | | |
| | | (5) Yes (0) No (0) Abstained (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 May 6, 2013.

Denise L. Cicerelle, RMC/CMR

The following Resolution was presented for adoption:

PROCLAMATION

WHEREAS, it has become a tradition that the Month of May is designed as Older Americans Month, and

WHEREAS, the growing population of older adults in our county and our municipality continues to make innumerable positive contributions through their efforts as volunteers and citizens; and

WHEREAS, Franklin Township, Warren County, NJ, wishes to honor our older adults for their past and present contributions and encourages our older residents to remain in the mainstream of life as they continue to play a vital role in our society, and particularly in our local community;

NOW, THEREFORE, BE IT RESOLVED, that, I, Mayor Bonnie Butler of Franklin Township, Warren County, NJ, hereby proclaim May 2013 as **OLDER AMERICANS MONTH** in Franklin Township, Warren County, NJ

The aforementioned **Proclamation** be adopted by unanimous vote.

I, Denise L. Cicerelle, Municipal Clerk, for the Township of Franklin, Warren County, NJ, hereby certify that this is a true copy of a Proclamation adopted by the Franklin Township Committee, May 6th, 2013.

Denise L. Cicerelle, Municipal Clerk

Dated: May 6, 2013

The following Resolution was presented for adoption:

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

**A RESOLUTION
2013-49**

WHEREAS, various ordinances (Improvement Authorizations), as noted below, were adopted for the acquisition of real property and for other various township improvements and equipment; and,

WHEREAS, Bonds and Notes, as noted below, were authorized but not issued; and,

| <u>IMPROVEMENT DESCRIPTION</u> | <u>ORDINANCE NUMBER</u> | <u>DATE</u> | <u>Cancel Unspent Improvement Authorization</u> | <u>Credit Deferred Charges Bonds Auth, Not Issued</u> | <u>Credit Capital Improv. Fund</u> |
|--------------------------------|-----------------------------|-------------|---|---|--|
| Mountain View Road | 05-09 | 8-1-05 | \$31,265 | \$31,265 | |
| Totals | | | <u>\$ 31,265</u> | <u>\$ 31,265</u> | |

WHEREAS, Improvement authorizations for various ordinances, as noted below, are currently unspent and remain outstanding, so now therefore,

BE IT RESOLVED, by the Township Committee of the Township of Franklin that in accordance with N.J.S.A. 40A-2 et al, the governing body authorizes cancelation of said Improvement Authorizations as noted below and the credit of said balances as noted below.

On motion by Sarah Payne and seconded by Jacob Pence the aforementioned **Resolution 2013-49** be adopted as read.

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

CERTIFICATION

It is hereby certified that this is a true and accurate copy of a Resolution adopted by the governing body of the Township of Franklin at a meeting held on Monday, May 6, 2013.

Witness my hand and the SEAL of the Township of Franklin.

Denise L. Cicerelle, Municipal Clerk

The following Resolution was presented for adoption:

**GOVERNING BODY CERTIFICATION OF THE ANNUAL
AUDIT FORM OF RESOLUTION**

RESOLUTION 2013-50

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2012 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Township Committee of the Township of Franklin, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

On motion by Jacob Pence and seconded by Sarah Payne the aforesaid **Resolution 2013-50** be adopted as read.

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

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON May 6, 2013.

Denise L. Cicerelle, Municipal Clerk

Dated: May 6, 2013

NO PHOTO COPIES OF SIGNATURE

STATE OF NEW
JERSEY COUNTY OF
WARREN

We, members of the governing body of the Franklin Township Committee, in the County of Warren, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Franklin Township Committee of the Township of Franklin in the county of Warren;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2012;
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled "Comments and Recommendations."

(L.S.)
(L.S.)
(L.S.)
(L.S.)
(L.S.)

(L.S.)
(L.S.)
(L.S.)
(L.S.)
(L.S.)

Clerk

Sworn to and subscribed before me this
_____ Day of

Notary Public of New Jersey

The Municipal Clerk (or Clerk of the Board of Chosen Freeholders as the case may be) shall set forth the reason for the absence of signature of any members of the governing body.

IMPORTANT: This certificate must be sent to the Bureau of Financial Regulation and Assistance, Division of Local Government Services, P.O. Box 803, Trenton, New Jersey 08625.

The following Resolution was presented for adoption:

**TOWNSHIP OF FRANKLIN
WARREN COUNTY
AUDIT REPORT YEAR: 2012**

**CORRECTIVE ACTION PLAN
RESOLUTION 2013-51**

Whereas, the Township Committee of Franklin has received and reviewed the Annual Audit Report for the Year 2012 and;

Whereas, the Chief Financial Officer has prepared the following corrective action plan in accordance with the reports findings as follows;

Finance Office

Finding/Condition #1:

I noted various interfund balances at year-end.

Recommendation:

It is suggested that all interfunnds be transferred to their respective funds. Remaining authorized debt should be issued to generate necessary cash flow to liquidate the interfund balances.

Explanation and Corrective Action:

Many accounts are run through the Township General Account as Interfund receivables and payables. All attempts will be made to make sure all interfunnds are liquidated to the accounts that have separate checking capabilities where economically feasible. The main issue in past years is with the Grants Fund where money has been expended but not yet received from various grant agencies for various reasons. Many of these situations should be resolved within the next year or two.

Implementation Date:

Ongoing

Now, therefore be it resolved by the Township Committee of Franklin that a certified copy of this corrective action plan resolution be transmitted to the Director of Local Government Services.

On motion by Sarah Payne and seconded by Joe Flynn the aforesaid **Resolution 2013-51** be adopted as read.

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

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON May 6, 2013.

Denise L. Cicerelle,
Municipal Clerk

Dated: May 6, 2013

The following Resolution was presented for adoption:

RESOLUTION 2013-52

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 FOLLOWS:

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 (3/13/13 Tree Removal/4/22/13 Bi-Weekly Visit) | 16 | 20.33 | Michael & Diane D'Aries | \$195 |
| 45 Thatcher Avenue (4/22/13 Bi-Weekly Visit) | 35 | 5 | Genaro B. Rodrigues | \$ 35 |
| 74 Good Springs Road (4/22/13 Bi-Weekly Visit) | 27 | 4.08 | MichaelConstanceHorn | \$ 35 |

On motion by Sarah Payne and seconded by Joe Flynn the aforementioned **Resolution 2013-52** 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: May 6, 2013

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 May 6, 2013.

Denise L. Cicerelle, RMC/CMR
Municipal Clerk

First Reading/Introduction of Ordinances:

ORDINANCE 2013-6

AN ORDINANCE APPROPRIATING THE SUM OF \$4,500.00 CURRENTLY LOCATED WITHIN THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP OF FRANKLIN FOR THE NETWORK ATTACHED STORAGE DEVICE AND SERVER – COMPUTER EQUIPMENT HARDWARE IN THE TOWNSHIP MUNICIPAL BUILDING

WHEREAS, there are currently funds, raised by the Current Fund and previous, budgets within the Capital Improvement Fund of Franklin Township, and the Township Committee wishes to replace and upgrade the Air Conditioning System in the Township Municipal Building

WHEREAS, it is deemed appropriate to make use of **\$4,500.00** of the allowable Capital improvements for the replacement and upgrade the Network Attached Storage Device and Server

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Franklin, County of Warren, State of New Jersey, as follows:

Section 1. The sum of **\$4,500.00** presently located in the Capital Improvement Fund is hereby appropriated for Network Attached Storage Device and Server in Township Buildings.

Section 2. In connection with the amount authorized in Section 1 hereof, the Township Committee makes the following determinations.

A) The purpose described in. Section 1 hereof is not a Current Expense and is an improvement which the Township may lawfully take as a general capital improvement

B) The period of usefulness of the purpose described in Section 1 hereof is not in the limitation of the Local Bond Law and the reasonable life thereof is at least five (5) years.

Section 3. All ordinances 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.

Section 4. This ordinance shall take effect immediately after final passage, approval and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Committee of the Township of Franklin held on May 6, 2013, and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Committee to be held on June 3, 2013 at 7 p.m. or as soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building, 2093 Rt. 57, Broadway, New Jersey, at which time all persons interested may appear for or against the passage of said Ordinance.

Denise L. Cicerelle
Municipal Clerk

On motion by Committeeperson Joe Flynn and seconded by Committeeperson Mike Toretta the aforementioned **Ordinance 2013-6** be adopted at first reading. Final reading and adoption to take place on **June 3rd, 2013 at 7:00 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 _____ and the seconded by Committeeperson _____ the aforementioned **Ordinance 2013-6** be adopted.

| Roll Call Vote | Yes | No | Absent/Abstain |
|-----------------------|------------|-----------|-----------------------|
| Bonnie Butler | | | |
| Joe Flynn | | | |
| Sarah Payne | | | |
| Michael Toretta | | | |
| Jacob Pence | | () Yes | () No () 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 May 6, 2013. Second reading, public hearing will be held on June 3, 2013 at or near 7:00 PM in the Franklin Township Municipal Building, 2093 Rt. 57, Broadway, New Jersey.

Denise L. Cicerelle, Municipal Clerk

First Reading/Introduction of Ordinances:

**ORDINANCE NO. 2013-7
FRANKLIN TOWNSHIP
WARREN COUNTY, NEW JERSEY**

**AN ORDINANCE ESTABLISHING
FEES FOR COPIES OF VITAL RECORDS**

BE IT ORDAINED by the Committee of the Township of Franklin, County of Warren, State of New Jersey that Chapter 74 of the Code of the Township of Franklin entitled “Fees,” shall be amended by the establishment of a new section 74-10 entitled “Procedures and fees for purchasing copies of vital records”, said new section to read as follows:

Section 1:

§74-10 Procedures and fees for purchasing copies of vital records.

A. Any individual that establishes their right to request a copy of a vital record pursuant to the provisions of N.J.S.A. 26:8-62(a) shall be entitled to obtain a copy of vital records in accordance with the following fee schedule:

- (1) Certified copy of birth, marriage, domestic partnership, and death certificate: \$5.00 per copy.
- (2) Certification of birth, marriage and death: \$5.00 per copy.
- (3) Photocopy of correction of birth, marriage, and death: \$5.00 per copy.
- (4) Correction to record of birth, marriage, and death: \$5.00 per correction.
- (5) Burial permits: \$5.00 each.

B. Copies of vital records shall be furnished without fee to any individual or entity requesting a copy for any purpose set forth in N.J.S.A. 26:8-63.

C. All fees shall be payable to the Franklin Township Municipal Clerk at the time the copies are requested. In the event of a request for the mailing of a copy of a vital

record, an additional mailing fee in the amount of \$10.00 shall be remitted at the time the copies are requested.

Section 2:

Severability. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

Section 3:

Repealer. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

Section 4:

Effective Date. This Ordinance shall take effect upon final passage and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Committee of the Township of Franklin held on May 6, 2013, and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Committee to be held on June 3, 2013 at 7 p.m. or as soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building, 2093 Rt. 57, Broadway, New Jersey, at which time all persons interested may appear for or against the passage of said Ordinance.

Denise L. Cicerelle
Municipal Clerk

On motion by Committeeperson Mike Toretta and seconded by Committeeperson Sarah Payne the aforementioned **Ordinance 2013-7** be adopted at first reading. Final reading and adoption to take place on **June 3rd, 2013 at approximately 7:00 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 _____ and seconded by Committeeperson _____ the aforementioned **Ordinance 2013-7** be adopted. _____ the

| Roll Call Vote | Yes | No | Absent/Abstain |
|-----------------------|------------|-----------|---------------------------|
| Bonnie Butler | | | |
| Joe Flynn | | | |
| Sarah Payne | | | |
| Michael Toretta | | | |
| Jacob Pence | | | () Yes () No () 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 May 6, 2013. Second reading, public hearing will be held on June 3, 2013 at or near 7:00 PM in the Franklin Township Municipal Building, 2093 Rt. 57, Broadway, New Jersey.

Denise L. Cicerelle, Municipal Clerk

Discussions/Approvals/Executions

Spring Clean Up Quotes (June 1, 2013):

- Only one quote received from Sanico
 - Cost per packer truck of trash \$535/load
 - Cost per container of trash \$195/pickup
 - Cost per container of metal waste no charge
 - Disposal Cost of trash \$60/ton

Two quotes received for Electronics Recycling, one with Sanico and the other with Don John Recycling. The township utilized Don John last year for Electronics and recommendation to continue with them for Electronics only.

On motion by Mike Toretta and seconded by Sarah Payne to accept the proposal from Sanico for Spring Clean Up and recommendation of Don John Recycling for Electronics.

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

Stormwater Management Plan/Stormwater Education Programs:

On motion by Joe Flynn and seconded by Jacob Pence to enter the township into an agreement with the Musconetcong Watershed Association to help acquire the necessary annual 10 points, at a cost of \$250.00.

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

Uniform Shared Services Agreement for Local Public Health Services Warren County Health Department:

On motion by Sarah Payne and seconded by Joe Flynn to authorize the mayor and the clerk to execute the contract with the Warren County Health Department.

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

Sustainable State Funding for Preservation and Stewardship:

A discussion ensued as to a resolution for consideration for Open Space, Parks, Farmland and Historic Sites in New Jersey. The committee tabled this matter for their June meeting.

Franklin Township Board of Education:

The township committee reviewed the contract the school and the township have presently. The school cleans/buffs the community center floor (for 10 months out of the year) in exchange for the township road department will snow plow their parking lots.

On motion by Joe Flynn and seconded by Jacob Pence to authorize the mayor and the clerk to execute the contract without any changes for this year with the Franklin Township Board of Education.

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

OLD BUSINESS:

Public Hearing and Consideration of:

Final Reading and Adoption of Ordinance 2013-5

On motion by Joe Flynn and seconded by Jacob Pence to open the Public Hearing.

No Public Comments

On motion by Joe Flynn and seconded by Mike Toretta to close the Public Hearing

ORDINANCE 2013-5

AN ORDINANCE APPROPRIATING THE SUM OF \$8,039.00 CURRENTLY LOCATED WITHIN THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP OF FRANKLIN FOR THE REPLACEMENT AND UPGRADE THE AIR CONDITIONING SYSTEM IN THE TOWNSHIP MUNICIPAL BUILDING

On motion by Joe Flynn and seconded by Mike Toretta to adopt the aforementioned **Ordinance 2013-5.**

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

Dated: May 6, 2013

Reports/Updates:

New Jersey State Police: No one present

Engineer’s Report: Mr. Finelli briefed the committee as to his report submitted.

On motion by Jacob Pence and seconded by Joe Flynn to authorize the engineer to submit application to the DEP for additional funding for the Township Wastewater Management Plan and authorize the mayor/clerk to execute accordingly. Unanimous Vote.

On motion by Mike Toretta and seconded by Sarah Payne to pay Tillerman upon receipt of voucher for remaining balance for the Halfway House Road Project and add to the 5-6-2013 Bill List.

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

Engineer Finelli informed the committee that the township has been selected to receive funding from the State of New Jersey DOT for Fiscal Year 2013 Municipal Aid Program for the resurfacing of Good Springs Road in the amount of \$153,965.00. The grant unfortunately does not cover soft cost, which includes the engineer's fees. A question was raised if our DPW can do the preliminary and prep work for this project through the Morris County Co-Op. Mr. Finelli said yes they could and will comment further on this after meeting with Committeeman Toretta and DPW Foreman Read.

Mayor Butler informed that she and Engineer Finelli met with the EPA in reference to the water line installation due to the Pohatcong Contamination. Attorney Benbrook will review our current ordinance, as this will need to be in place to install the fire hydrants. Engineer Finelli concerned as to when the water line will be installed (years away) the impact it will have on our township roads. The lines will be directly installed to the home, if a homeowner decides not to hook up to the water line at the time, then upon a later date it will cost the homeowner to do so, other than that it will be free.

THIRD STREET DRAINAGE PROBLEMS (Flood Control Grant Application)

- On September 21, 2012, a meeting was held at our office consisting of two (2) members of the Warren County Planning Department (Dave Dech and Elizabeth Roy) who were also representing the Warren County Morris Canal Commission. Mayor Butler and representatives of our office were also in attendance. Invitations were made to the NJDEP, but the NJDEP representatives declined to attend. The meeting provided an overview and a status update to both Mayor Butler and the Warren County representatives in attendance. Sets of progress prints were provided to all in attendance. In general, the meeting was productive and will allow our office to continue to proceed forward in order to complete the design for the Regional Stormwater Management facility within the Morris Canal.
- It is our understanding that the Warren County Canal Commission was going to meet and discuss the project at a Commission meeting. To date, our office is unaware if this meeting took place and has not received any feedback/comments from any Canal Commission and/or County Planning Department representatives. We were advised to contact Jim Lee to potentially utilize his professional consulting services as both a Morris Canal "expert" and archaeologist as required by the Warren County Planning Department and Canal Commission.
- A field meeting with Mr. Lee and Kevin Smith from our office was previously conducted at the site. Subsequent to that meeting, Mr. Lee's company, Hunter Research, submitted a proposal, dated December 18, 2012, for the required Archaeological consulting services associated with our Morris Canal drainage improvements project. In order for this project to move forward, the Township needs to contract with an Archaeologist to perform the services as outlined in the Hunter Research' proposal. The proposal was previously provided to Mayor Butler and it is my understanding is that it was distributed and discussed at the February 4, 2013 Committee meeting. The amount of the proposal was \$7,393.78. It is important to note that the fees for the archaeological services would be considered a reimbursable to the Township through this grant program. I have previously confirmed that with Mr. James Watt, NJDEP, our project administrator.
- On February 14, 2013, I met with Dawn Stanchina, CFO, to review the status of the reimbursement component of this project and grant. We believe that we are in a

position to apply for a sizable reimbursement of professional fees for services previously provided (in 2012). We have been coordinating with Dawn in order to apply and receive the maximum amount of grant dollars available to the Township at this time. A progress payment voucher was recently sent to the State in the amount of \$29,513 via correspondence from our office, dated March 21, 2013.

- The Township Committee, at their March 4, 2013 meeting, voted to authorize Hunter Research to proceed with the work in question. Attorney Benbrook previously forwarded a contract to Hunter Research for their execution. As previously discussed, the work to be performed by Hunter Research is a requirement of SHPO, the Warren County Canal Commission, and the NJDEP. I am pleased to report that the required field work by Hunter Research was completed the week of April 15, 2013. Based upon recent discussions with Mr. Lee from Hunter Research, they are in the process of performing their soils analysis and preparing their final report. Although their follow-up work is not complete as of the date of this report, their preliminary findings appear to be positive and should not present any obstacles or delays moving forward. We hope to have a definitive and more conclusive result in the very near future. Once Hunter Research's work is complete and submitted, I will immediately notify the Committee regarding same.

TOWNSHIP WASTEWATER MANAGEMENT PLAN

- Our office previously forwarded all the required paperwork and supporting documentation to Dawn Stanchina, CFO, via correspondence dated February 12, 2013, for her execution and submittal to the NJDEP for additional reimbursement. The voucher amount submitted for reimbursement in conjunction with the recent work completed on this project (July 2012 thru December 2012) totaled \$7,261.48.
- We have recently completed another phase of the WMP and have submitted the revised mapping to the NJDEP via correspondence from our office, dated January 16, 2013. A recent submittal of our WMP, via correspondence dated February 12, 2013, was made to the Highlands Council for their review and approval as required by the NJDEP. We will continue to keep the Committee apprised as this project and Plan move forward through the review/approval process with the NJDEP.
- As required by the NJDEP, our office, via correspondence dated March 14, 2013, provided the required quarterly progress reports for the third and fourth quarter of 2012 to the NJDEP.
- Additional funding has been made available by the DEP for the completion of the required work on our WMP. I sent a separate e-mail to the Township Committee regarding this matter. A decision must be rendered at the May 6, 2013 Committee meeting regarding authorization for the preparation of the grant application, as it is due May 24, 2013.

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.
- James Kyle, P.P., Township Planner, is presently working on furthering the Plan Conformance process and various Highlands requirements. We are coordinating and providing the necessary support to Jim Kyle as per his needs and requests. It is my understanding that Jim Kyle is also coordinating with Dawn Stanchina, CFO, regarding the appropriate and currently applicable Highlands reimbursements.

2010 TRANSPORTATION ENHANCEMENT APPLICATION

(No change since last month's report)

- We have previously submitted all final NJDOT close-out documents, via correspondence dated September 12, 2012, in an effort to complete this project and receive the final reimbursement due the Township. The final reimbursement amount due the Township equates to \$66,904.00. As of the date of this report, I am unaware if the Township has received their reimbursement.

HALFWAY HOUSE ROADWAY STABILIZATION PROJECT

- Final payment to the contractor (Payment Voucher #2) was made by the Township in December, 2012. The project could not be closed out at that time due to some miscellaneous paperwork, maintenance bond, etc. that was due the Township from the contractor. We have been continually coordinating with Tillerman regarding the final close-out of this project as it relates to contractor's responsibility to the Township and have received all of the required "paperwork."
- As discussed at the March 4, 2013 Township Committee meeting, the NJDOT had not performed their final inspection of the project as of that date and therefore, we were reluctant to forward final payment (retainage in the amount of \$2,379) to Tillerman. The NJDOT has recently and finally performed their final inspection with the results being approval of the project with one (1) minor exception which includes the incorporation of "chevrons" at both terminus points of the new guiderail. We previously contacted Tillerman and have authorized Tillerman to install same.
- Our office just received notification from the NJDOT that the project has been re-inspected and approved. Our office has prepared a separate correspondence, dated May 2, 2013, which recommends final payment to Tillerman for both the previously held retainage and the installation of the Chevrons. Once this final payment is made to Tillerman, we will be in a position to proceed with project close-out in order to secure the final reimbursement due the Township in the amount of \$28,750.

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)

- Please refer to our engineer's report, February 4, 2013, for previously provided information regarding this project.

FEMA LOCAL AID INFRASTRUCTURE FUNDING

(No change since last month's report)

- Please refer to our engineer's report, February 4, 2013, for previously provided information regarding this project.

2013 NJDOT TRUST FUND GRANT PROGRAM

- As previously directed by the Township Committee, our office prepared one (1) updated grant application to be submitted under this program. We previously forwarded to Denise Cicerelle one (1) draft Resolution for Good Springs Road which is the Township's only application for this year's program. The Township Committee took action on the Good Springs Road Resolution at the October 1, 2012 Committee meeting as part of their requirements for the submission of a complete application. The deadline for the submission of these applications was October 19, 2012 and the applications were submitted electronically through the SAGE system on October 18, 2012.
- As per my separate and prior e-mail to the Township Committee, I am very pleased to report that the Township received a grant for Good Springs Road in the amount of \$152,965. This project will need to be discussed at the May 6, 2013 Committee meeting relative to the Township's desire to proceed forward with the required survey and design work and, if so, the budget implications of same.

Open Public Session – As to Engineer's Report and New Jersey State Police matters Only

At this time Mayor Butler opened up the floor for any comments only for the Engineer, hearing no public comment.

Attorney Report – Attorney Updated Committee as to items on his report. (Report on File)

Attorney Benbrook addressed the committee as to a letter received from COAH (Council on Affordable Housing). If a municipality fails to spend or commit development fees which is in their affordable housing trust fund within four years of the date of collection then the municipality must transfer the funds to the NJ Affordable Housing Trust Fund. Township Planner, Jim Kyle has been waiting for approval of the township's spending plan sent a year ago. The township allocated monies to the Warren County Housing Program, but has not released monies as of yet. Attorney will work with the mayor to execute a certification to see if these funds are still able to be released to Warren County.

Jim Onembo – Code Enforcement/Zoning –

Mr. Onembo updated the committee as to Mercantile Licenses and complaints received this past month. The State Fire Inspector received a complaint on the motorcycle repair shop located on Skinner Court which has an apartment above the shop. When they first came to town it was supposed to be a home occupied business with owner living in apartment. Found out now that owner does not reside in this apartment. Mr. Onembo has sent a letter advising that this is not as per code and business must cease by end of May or he will be summonsed. H&K Auto started constructing a building had to. Bryan Road complaint of brush being placed in an easement.

Roger Bulava – Recycling

Mr. Bulava updated committee as to a Solid Waste Advisory Committee Meeting, Global Computer Pro out of Phillipsburg asked to support their request for a Class D Electronics Recycling License, with their approval once approved by the Freeholders, any Warren County resident can bring items to the site for no charge.

OEM REPORT – Raymond Read – (Report on File)

DPW REPORT – Report submitted – (Report on File)

Mayor Butler advised Mr. Read to do what needs to be done to the eyewash station as per the last safety inspection. Mr. Read is also making the necessary improvements to our exit signs and backup lightning per our recent inspection with the State Fire Inspector, we have one month to comply.

OPEN SPACE REPORT – No representative present

Franklin Township Youth Association – No representative present

Rescue Squad – Chief Karen Chiu

Ms. Chiu advised that the squad will be celebrating its 50th anniversary with a cook book, if anyone has a recipe to forward it to recipes@gmail.com.

TOWNSHIP COMMITTEE REPORTS:

Joe Flynn –

Updated committee as to the window project; bid package will be forwarded shortly. Eddy Patient is doing an excellent job with the community center activities, next month will have a 6 month analysis.

Jacob Pence –

Committeeman Pence informed that after further investigation, he found that Whites Road was abandoned but not vacated. Chief Read commented that this portion of Whites Road was the only road they were able to use during the Hurricane to get to the opposite side of Millbrook Road. Attorney Benbrook will speak to Mrs. Schoen in reference to the road vacation as well as an emergency access for our Emergency Services.

Sarah Payne –

Nothing further to report.

Michael Toretta

Nothing further to report.

Bonnie Butler, Mayor

Nothing further to report.

OPEN PUBLIC SESSION

No public comment

Attorney Benbrook received an email from Tax Assessor, Eloise Hagaman, State Tax Court Appeal for Block 34.02 Lot 3 assessed to Edward G. Adamusinski. Mrs. Hagaman has worked out a reduction settlement by \$15,000 for 2012. Mrs. Hagaman is looking for the township committee’s approval since this settlement is subject to it.

On motion by Bonnie Butler and seconded by Joe Flynn, to approve the settlement as given by Tax Assessor, Eloise Hagaman, Original Settlement for 2012 \$380,000, Proposed Settlement \$365,000 for 2012.

| 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 |

EXECUTIVE SESSION

BE IT RESOLVED, on this 6th day of May, 2013, 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

PERSONNEL

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 6th, day of May, 2013 by the Franklin Township Committee, that the matter stated will be discussed in executive session, said session to commence at 9:14 pm.

On Motion by Joe Flynn and seconded by Sarah Payne to exit to executive session at 9:14 p.m. Unanimous Vote.

On motion by Mike Toretta and seconded Jacob Pence to return to the regular session at 9:42p.m. Unanimous Vote.

MOTION FOR PAYMENT OF BILL LIST

On motion by Sarah Payne and seconded by Joe Flynn, and hearing no objection, to pay bills as per bill lists 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 |

ADJOURNMENT

On motion by Joe Flynn and seconded by Mike Toretta, hearing no objection, meeting stands adjourned at 9:44 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