

REGULAR MEETING

The Franklin Township Committee held its regular monthly meeting at 7:07 pm on Monday, November 4, 2013. Mayor Bonnie Butler opened the meeting in accordance with the "Open Public Meeting Act" Chapter 231, P.L. 1975 having been duly advertised and a copy posted in the office of the Township Clerk.

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

ROLL CALL OF COMMITTEE MEMBERS PRESENT: Joe Flynn, Sarah Payne (joined the meeting at 7:21pm), Jacob Pence, Mike Toretta, Bonnie Butler

Present were: Denise L. Becton, Municipal Clerk, Mike Finelli, Municipal Engineer, Kevin Benbrook, Municipal Attorney, Roger Bulava, Recycling, Raymond Read, OEM, Ronald Read, Road Foreman.

CONSENT AGENDA

Minutes

The Regular Meeting Minutes of October 7, 2013, Executive Meeting Minutes of October 7, 2013 were accepted on motion by Mike Toretta, and seconded by Joe Flynn. Sarah Payne, Absent.

NEW BUSINESS

Report/Update:

New Jersey State Police

No representative present

FIRST READING/ADOPTION OF RESOLUTIONS

The following Resolutions were presented for adoption:

RESOLUTION 2013-79

A RESOLUTION FIXING THE SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF FRANKLIN

BE IT ORDAINED, by the Mayor and Committee of the Township of Franklin, County of Warren and State of New Jersey, as follows, until a subsequent salary resolution is adopted

Section I. The salary for 2013 for the following employee of the Township of Franklin shall be as follows effective November 4, 2013;

Title	Salary
Construction Official	\$25,784.10
Plumbing Inspector	\$12,293.10
Fire Inspector	\$ 5,426.10
Electrical Inspector	\$ 5,701.50

Section II Any resolution or part of resolution inconsistent herewith is hereby repealed.

On motion by Joe Flynn and seconded by Mike Toretta the aforementioned **Resolution 2013-79** be adopted as read.

Roll Call Vote	Yes	No	Absent/Abstained
Jacob Pence	X		
Sarah Payne			X
Joe Flynn	X		
Michael Toretta	X		
Mayor Bonnie Butler	X	(4) Yes (0) No (1) Absent	Motion Carried

CERTIFICATION

I, Denise L. Becton, Township Clerk, do hereby certify that the foregoing is a true copy of a resolution adopted by the Franklin Township Committee at a meeting held on the 4th day of November, 2013.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 4th day of November, 2013.

Denise L. Becton, Municipal Clerk

Dated: November 4, 2013

RESOLUTION 2013-80

Whereas, the Franklin Township Board of Education currently maintains a membership with the National Association for Industrial and Educational Resources, a clearing house for non-profit surplus supplies contributions, and

Whereas, the Township of Franklin seeks to partner with the Franklin Township Board of Education on this membership

Therefore, the Township of Franklin agrees to pay and the Franklin Township Board of Education is willing to receive the sum of \$1.00 to effectuate the shared service between these two entities, for the 2013-2014 school year.

On motion by Joe Flynn and seconded by Mike Toretta the aforementioned **Resolution 2013-80** be adopted as read.

Roll Call Vote	Yes	No	Absent/Abstained
Sarah Payne			X
Jacob Pence	X		
Joe Flynn	X		
Michael Toretta	X		
Mayor Bonnie Butler	X	(4) Yes (0) No (1) Absent	Motion Carried

CERTIFICATION

I, Denise L. Cicerelle, Municipal 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, November 4th, 2013.

Dated: November 4, 2013

Denise L. Becton, Municipal Clerk

RESOLUTION 2013-81

WHEREAS, Royal Tax Lien Services, LLC holds Tax Sale Certificate #08-01 and has paid subsequent taxes on Block 30 Lot 18 and,

WHEREAS, the property owner has redeemed this lien,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Committee authorize the Tax Collector to refund the sum of \$ 52,612.14 to Royal Tax Lien Services, LLC, 179 Washington Lane, Jenkintown, PA 19046.

On motion by Joe Flynn and seconded by Mike Toretta the aforementioned **Resolution 2013-80** be adopted as read.

Roll Call Vote	Yes	No	Absent/Abstained
Sarah Payne			X
Jacob Pence	X		
Joe Flynn	X		
Michael Toretta	X		
Mayor Bonnie Butler	X		
		(4) Yes (0) No (1) Absent	Motion Carried

CERTIFICATION

I, Denise L. Cicerelle, Municipal 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, November 4th, 2013.

Dated: November 4, 2013

Denise L. Becton, Municipal Clerk

First Reading/Introduction of Ordinances:

ORDINANCE #2013-12

**AN ORDINANCE TO ESTABLISH A NEW CHAPTER 157
ENTITLED “WALLS AND FENCES”
OF THE CODE OF THE
TOWNSHIP OF FRANKLIN**

BE IT ORDAINED by the Mayor and Committee of the Township of Franklin, Warren County, New Jersey that the Code of the Township of Franklin be and hereby is amended to add a new Chapter 157 entitled “Walls and Fences”, to read as follows:

SECTION I

**Chapter 157
Walls and Fences**

§157.1. Walls and Fences.

- A. Permitted fences shall not require construction permits unless greater than seven feet in height. Fences shall be situated on a lot in such a manner that the finished side of the fence shall face adjacent properties. No fence shall be erected of barbed wire, topped with metal spikes, nor constructed of any material or in any manner which may be dangerous to persons or animals, except that these provisions shall not apply to farms, and except further that permitted fences seven feet in height in nonresidential districts may be topped by a barbed wire protective barrier and except further that requirements of state or federal regulations shall prevail.
- B. A dog run may have fencing a maximum of seven feet in height, provided that such area is located in rear yards only and is set back from any lot line the distance required for accessory buildings in the applicable zoning district.
- C. A private residential swimming pool area must be surrounded by a fence at least four feet, but no more than seven feet in height. Swimming pool areas shall be located in rear and side yards only.
- D. A tennis court area, located in rear yards only, may be surrounded by a wire fence a maximum of 15 feet in height; said fence to be set back from any lot line the distance required for accessory buildings in the applicable zoning district.
- E. No fence, wall or hedge may be placed within 50 feet of any intersection of street right-of-way lines or within any specified sight triangle easement.
- F. The provisions of this Chapter shall be enforced by the Zoning Officer or other employee or official of the Township, as designated by the Township Committee.

SECTION II: Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason by any Court of competent jurisdiction, such provision(s) shall be deemed severable and the remaining portions of this Ordinance shall remain in full force and effect.

SECTION III. Repealer. All ordinances or parts of ordinances or resolutions that are inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV. Effective Date. This ordinance shall take effect after the second reading, public hearing, adoption and publication, in accordance with the law.

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Franklin in the County of Warren and State of New Jersey, held on October 7, 2013, and will be further considered for final passage after public hearing thereon at a regular meeting of said Township Council on November 4, 2013.

Dated: November 4, 2013

Denise L. Becton, Clerk

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 November 4, 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 December 2, 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. Becton
Municipal Clerk

On motion by Committeeperson Bonnie Butler and seconded by Committeeperson Jacob Pence the aforementioned **Ordinance 2013-12** be adopted at first reading. Final reading and adoption to take place on December 2, **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	(4) Yes	(0) No	(1) Absent Motion carried

On motion by Committeeperson _____ and seconded by Committeeperson _____ the aforementioned **Ordinance 2013-12** 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. Becton, 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 November 4, 2013. Second reading, public hearing will be held on December 2, 2013 at or near 7:00 PM in the Franklin Township Municipal Building, 2093 Rt. 57, Broadway, New Jersey.

Denise L. Becton, Municipal Clerk

Introduced: November 5, 2013

Adopted: , 2013

ORDINANCE 2013-13

AN ORDINANCE AMENDING ORDINANCE 2013-6 TO INCREASE THE SUM OF \$4,500.00 TO \$9,870.00 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 **\$5,370.00** of the allowable Capital improvements for the replacement and upgrade the Municipal Software Fund Accounting and Tax Collection System Server in Township Building

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 **\$5,370.00** presently located in the Capital Improvement Fund is hereby appropriated for Municipal Software Fund Accounting and Tax Collection System Server in Township Building

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 November 4, 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 December 2, 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. Becton
Municipal Clerk

On motion by Committeeperson Jacob Pence and seconded by Committeeperson Joe Flynn the aforementioned **Ordinance 2013-13** be adopted at first reading. Final reading and adoption to take place on **December 2, 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	(4) Yes (0) No	(1) Absent	Motion carried

On motion by Committeeperson _____ and seconded by Committeeperson _____ the aforementioned **Ordinance 2013-13** 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 November 4, 2013. Second reading, public hearing will be held on December 2, 2013 at or near 7:00 PM in the Franklin Township Municipal Building, 2093 Rt. 57, Broadway, New Jersey.

Denise L. Becton, Municipal Clerk

DISCUSSIONS/APPROVALS/NOTICE OF PRESENTATION/ACCEPTANCE

BAN Roosevelt and Cross, Inc.

Roosevelt and Cross, Inc., purchased BAN at a 1.50% interest rate (Total Principal Amount \$397,030; dated October 17, 2013, maturing October 16, 2014, submitted to the Mayor and Committee in order to meet reporting requirements of the Local Bond Law). Accepted on motion by Jacob Pence and seconded by Joe Flynn, unanimous vote.

Replacement Computer for Chief Financial Officer

A quote was received by our IT Support, Araenet, to replace the outdated CFO computer, causing delays and hang ups for normal routine work.

On motion by Mike Toretta and seconded by Jacob Pence to approve the quote received at a cost of \$1,353.00 for the workstation and a 3 year warranty.

Roll Call Vote	Yes	No	Absent/Abstain
Joe Flynn	X		
Sarah Payne			X
Jacob Pence	X		
Michael Toretta	X		
Bonnie Butler, Mayor	X (4)	Yes (0) No (1)	Absent (1) Motion carried

OLD BUSINESS

Public Hearing and Consideration of:

Final Reading and Adoption of Ordinance 2013-10

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

Public Comments

Betty Schoen informed due to where the gate is placed it is in the wrong position. With this new finding, the ordinance will need to be amended accordingly reflecting this.

Let the record reflect that Committeeperson Sarah Payne joined the meeting at 7:21pm.

Attorney Benbrook and Carl Sigler drove to the site where the gate is across the road, and agree that this needs to be further addressed prior to this ordinance being adopted. Harmony Township will need to be informed, since the top portion of this road lies within that township. Mrs. Schoen commented that this road is not maintained by the road department, nor salted in the winter, and is a dangerous route to travel. Apparently GPS is sending people to this route to get to Merrill Creek. Chief Karen Chiu addressed if there is a gate across this portion of the road, how will emergency access be allowed? This will also have to be further addressed per the township attorney. The township committee has agreed to visit this site, at separate occasions prior to the next meeting and the ordinance will be tabled until the December 2nd meeting.

On motion by Jacob Pence and seconded by Mike Toretta to close the Public Hearing and to table this ordinance until the, December 2nd, 2013. Unanimous Vote.

ORDINANCE #2013-10

**AN ORDINANCE TO RELEASE, VACATE
AND EXTINGUISH ANY AND ALL
PUBLIC RIGHTS IN AND TO
A PORTION OF WHITES ROAD**

Reports/Updates:

Engineer – Mike Finelli

Engineer reviewed his report submitted with the township committee. A letter received by the mayor from the engineer's office as to the Preliminary Design Review Fees for the Pohatcong Groundwater Contamination Superfund Site, OU2 was reviewed by the township committee and agreed to execute. Total fees of \$31,500 will be reimbursed by the EPA accordingly. Mayor Butler also informed as to this same project that the staging area will be broken down to two components. They will need one acre of land to work on this project. Use of the field across from the squad building would make most sense as far as accessibility to this project. Mayor Butler will inquire with the EPA as to a usage fee for the property and an indemnification holding the township harmless.

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.
- Mr. James Lee from Hunter Research forwarded their final report, dated June 26, 2013, entitled "Archaeological Investigations: Morris Canal Drainage Project." I will be forwarding an electronic copy of their report to all the Township Committee Members for their information and records. Their findings were generally of a positive nature and should not present any obstacles or delays in moving the project forward. The only changes resulting from the Hunter

Research report and investigation appear to be a slight shift in the design location for a small portion of the upstream run of the storm sewer and some minor proposed grading changes within the canal prism so as to minimize the impacts to the clay liner of the prism. The next step in this process and as previously authorized would be for Hunter Research to submit their report and findings to SHPO (State Historic Preservation Office) for their approval. Mr. Lee is in the process of preparing that application at this time.

- On May 9, 2013, Kevin Benbrook, Esq. and I met with Scott DeMasi, Esq. to discuss the easement that the Township is looking to secure from the DeMasi's relative to the new outfall to be constructed in conjunction with this project. The meeting seemed to go fairly well and I believe that all of Mr. DeMasi's questions were answered. Mr. Benbrook recently forwarded a follow-up letter to Mr. DeMasi to inquire if there were any questions and to encourage his execution of the required easement agreement. I would defer to Attorney Benbrook for any additional information and/or update on the progress of the Township securing this small drainage easement.
- As discussed at recent Committee meetings, this project must also secure approval from the Highlands Council (based upon the fact that the canal is located within the Preservation Area) and a LURP general wetlands permit from the NJDEP. Our office continues to move forward towards securing these two (2) permits/approvals and have been in fairly consistent conversations and discussions with various NJDEP representatives regarding their requirements to secure the required permits.
- As previously mentioned to the Committee, our office had scheduled a field meeting with the DEP on which took place on August 22, 2013. The meeting was on-site and attended by Donna Becker, P.E., our office, and Lou Catuna, NJDEP. As a result of the meeting, our office has been instructed to provide additional supporting calculations to the NJDEP in an effort for the DEP to better determine exactly which NJDEP permits will be required. At a minimum, it appears that we will need both Flood Hazard Area and Wetlands permits. Some of the permit requirements are directly related to the Township receiving a Highlands Preservation Area exception determination. In 2007, we applied for a Highlands exception and were denied. After the meeting, the DEP feels we should try to modify the project and apply again for the Highlands exception. FCE is looking into this course of action and will continue to advise the Committee accordingly.
- James Lee of Hunter Research has submitted his report and findings to SHPO (State Historic Preservation Office). On September 13, 2013, SHPO replied to Mr. Lee with a letter requesting written alternatives analysis/justification for why the project needs to use the canal as the basin. FCE will be further evaluating the impacts of SHPO's request on the project. We will coordinate further with Mr. Lee as necessary and will continue to advise the Township Committee accordingly.
- The various outstanding issues (NJDEP permits, Highlands exemption, SHPO requests, etc.) were discussed in some detail at the October 7, 2013 Committee meeting. Subsequent to that discussion, Mayor Butler came to our office for a meeting on October 16, 2013 to discuss all of these issues in more detail in an effort to determine the best path forward for both the Township and the project. Both myself and Donna Becker, P.E., of our office (who has been very involved with the permitting process for the project), were in attendance at the meeting with Mayor Butler. A definitive path was not determined at that meeting, but our office subsequently forwarded a bullet-point memo to Mayor Butler for her use in composing a letter and contacting upper level State Legislative representatives to hopefully and potentially facilitate the permitting hurdles presently facing both the Township and the project. As of the date of this report, I am unaware if Mayor Butler has had an opportunity to develop and forward said letter to the Legislative representatives in question. Until there is some conclusion drawn relative to the overall permitting "situation" and path forward for this project, we are not proceeding with any additional work at this time.
- At this juncture, based upon the issues stated above, we feel it is an appropriate point to submit a grant reimbursement request to the NJDEP. This grant request will include costs incurred to date by the Township from both our office and Hunter Research (Jim Lee) for their work relative to the site investigation and SHPO approval. Our office will be proceeding with the development of the required voucher and supporting documents and will coordinate with Dawn Stanchina, CFO, regarding same.

TOWNSHIP WASTEWATER MANAGEMENT PLAN
(No change since last month's report)

- 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.
- Additional funding has been made available by the DEP for the completion of the required work on our WMP. At the May 6, 2013 Committee meeting, the Committee authorized our office to prepare the application forms in conjunction with this additional funding which has recently become available. Our office has completed and submitted same on May 20, 2013.
- Subsequent to the receipt of our most recent grant application, the NJDEP provided our office with comments. Via correspondence to the NJDEP, dated June 27, 2013, our office submitted a revised grant proposal in the amount of \$19,000. This grant is intended to facilitate the next phase of work on the WMP. Once approval of our grant proposal is secured, we will proceed in continuing to move forward towards the completion of the Township's WMP. I will keep the Committee apprised relative to the DEP's action on our grant proposal and the various tasks associated with the completion of the WMP.
- Via correspondence from our office, dated July 16, 2013, our office submitted the required quarterly report for the second quarter, 2013. Additionally, via separate correspondence, dated July 16, 2013, our office forwarded to Dawn Stanchina all required reimbursement documents to submit to the NJDEP for reimbursement. The amount requested was \$4,210.26 which represented fees for the second quarter of 2013.
- Via correspondence from our office to the NJDEP, dated August 23, 2013, our office submitted a close-out report associated with the Franklin Township interim WMP. At this juncture, we believe that the work required of the Township by the NJDEP has been satisfied. Any additional work that is requested by the NJDEP in conjunction with the development of a "full" WMP will be a function of the second round of grant monies which were previously applied for, but no confirmation has been received to date.

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

(No change since last month's report)

- Our office previously 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 recommended final payment to Tillerman for both the previously held retainage and the installation of the Chevrons. This payment was made to Tillerman allowing our office

to proceed with the final close-out of the project. We recently received the approved Change Order form from the NJDOT and a copy has been forwarded to the Township. At this juncture, based upon correspondence to the NJDOT from our office, dated May 15, 2013, we believe that all administrative aspects of the project have been completed and the Township should soon be receiving their final reimbursement of \$28,750 in the near future.

- We have recently been advised by Dawn Stanchina, CFO, that the Township has indeed received the final grant reimbursement payment of \$28,750 from the NJDOT.

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.

GOOD SPRINGS ROAD RESURFACING (2013 NJDOT TRUST FUND)

- 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 was discussed at the May 6, 2013 Committee meeting where it was decided that a field meeting would take place to review the conditions of the roadway. This meeting occurred on May 17, 2013 where Mike Toretta, the DPW and myself were present. During the course of our meeting and roadway inspection, we began the development of a more defined scope of work and project limits in an effort to establish a total budget for this project with the obvious consideration of the \$152,965 NJDOT grant.
- It was determined that minimal roadway reconstruction would be performed and that the DPW would do all the necessary preparation work in order to allow for the project to be constructed via utilizing the Morris County Co-Op. The DPW has been working on the required "prep." work for Good Springs Road and as of the date of our last inspection, the vast majority of all required "prep" work has been completed. The DPW has done a very commendable job with this project to date.
- At the June 3, 2013 Township Committee meeting, the Committee provided authorization to our office to move forward with the development of plans and specifications (which are still necessary as per DOT requirements even if the project is slated to be constructed via the Co-Op) in order to continue to expedite this project with the hope of having it paved some time this year.
- Our office has completed the construction plans and project specifications and a final plan set was provided to the Township Committee at the August 5, 2013 Committee meeting. Our office has also sent the plans and specifications to the NJDOT and have secured their approval. Our office has been in recent continuous communications with Tilcon regarding the scheduling of the resurfacing of Good Springs Road.

- I am very pleased to report and as I am sure everyone is aware by now, the resurfacing of Good Springs Road occurred on September 17 and 18, 2013. The project was set up as two (2) sections, the first being the NJDOT Grant portion of the road (approximately 1.15 miles consisting of 1,996 tons at \$72.88 equating to \$145,468.48) and the second being the direct Township overlay section of the road (approximately 0.50 miles consisting of 1,010 tons at \$72.88 equating to \$73,608.80). We were able to resurface Good Springs Road from Asbury-Broadway Road to Edison Road for a distance of 1.65 miles utilizing a total of 3,006 tons of bituminous material at a total cost of \$219,077. It is important to note that this total for “blacktop” is much less than what was budgeted and resulted in the fact that very little DPW funds were needed to complete the overlay of Good Springs Road.
- At this juncture, we are moving forward with all the required NJDOT post-construction administrative work associated with the project. The roadway striping has been recently completed. The required pavement testing has also been completed although, as of the date of this report, we have not received the results from the testing firm. We will continue to keep the Township Committee apprised as the project goes through its mandatory administrative close-out phase and as we process all required NJDOT grant reimbursement forms and associated paperwork.

2014 NJDOT TRUST FUND GRANT PROGRAM

(No change since last month’s report)

- Our office recently received a letter from the NJDOT regarding the DOT’s FY2014 State Aid Programs. This year’s round of applications must be submitted on or before September 20, 2013 via the SAGE system. The Township previously authorized our office to proceed with the preparation of two (2) applications for the 2014 program. Those applications are for the final section of Good Springs Road and for a portion of Maple Avenue. Supporting resolutions were adopted by the Township Committee at the September 9, 2013 Committee meeting.
- Our office completed the development of the two (2) applications and submitted same through SAGE in advance of the September 20, 2013 deadline. Hardcopies of each grant application were previously sent by our office to Denise for the Township records. Our office is unaware of any specific timeline associated with any award notification through this year’s Trust Fund Grant Program. We do not anticipate that any announcements will be made until early 2014.

POTABLE WATER MAIN EXTENSION PROJECT (POHATCONG VALLEY GW CONTAMINATION: OU2)

- As everyone is aware, this project has been moving forward for a number of months. Our office has completed our review of the 30% complete design plans and have submitted our comments to the EPA’s consultants, CH2MHill. Additionally, we have forwarded a fee estimate associated with the costs to be incurred by the Township for our services as the municipality’s engineering consultant to Mayor Butler for her review and approval. This fee estimate will need to be sent to the EPA in order for the Township to be reimbursed for any “out-of-pocket” engineering expenses.
- A Fire Hydrant ordinance, as prepared by Township Attorney Benbrook, was adopted by the Committee at the October 7, 2013 Committee meeting. Adoption of this ordinance will allow the project to be designed with hydrants along the length of the water main extension so as to facilitate and significantly improve the Township’s fire protection capabilities in these areas.
- The matter of mandatory connections was discussed at some length at the October 7, 2013 Committee meeting and the consensus of the Committee seemed to be that the Township did not want to proceed with the development and adoption of an ordinance to mandate new water service connections. It is my understanding that the Township’s position on this matter has been relayed to the EPA for their information.

Attorney – Kevin Benbrook

Attorney reviewed his report submitted with the township committee. Also, looking for input as to the draft circulating for the facility use agreement form.

Roger Bulava – Recycling

Updated committee as to the Solid Waste Meeting (SWAC). The Pollution Control Facility cells were toured questioning the county as to the expansion and will additional land need to be purchased to expand the landfill.

Jim Onembo – Code Enforcement/Zoning

Not present

DPW REPORT – Report submitted and on file

Foreman Read advised they are crack filling in the developments.

Open Space – No representative present

Franklin Township Youth Association – No representative present

Franklin Township Rescue Squad –

Chief Chiu nothing to report

Fire Department/OEM – Chief Sonny Read

Mr. Read met with FEMA last week as to setting up the reimbursement program. Working on the end of the year reports.

TOWNSHIP COMMITTEE REPORTS:

Joe Flynn –

Mr. Flynn commented that Good Springs Road is in the best condition it has ever been. Mr. Flynn had the opportunity to observe a club at Warren Tech working with NASA, connect to space station through amateur radio, absolutely amazing and a lot of time and energy spent by these students.

Jacob Pence –

Nothing to report

Sarah Payne –

Nothing to report

Michael Toretta

Committeeperson Toretta inquired as to where we are at working with the construction office adjusting their permit fees. Committeeperson Flynn will meet with Joe Rossi to visit this and Attorney Benbrook will assist with the ordinance to possibly introduce at our workshop meeting

Bonnie Butler, Mayor

Nothing to report

OPEN PUBLIC SESSION

Karen Chiu –

Franklin Township School will be hosting their annual Thanksgiving Day Senior Citizen Luncheon on Thursday, November 21st at 1:00 pm.

EXECUTIVE SESSION

BE IT RESOLVED, on this 4th day of November, 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

Contract Negotiations-Inter Local Agreement-Paving Equipment

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 4th, day of November, 2013 by the Franklin Township Committee, that the matter stated will be discussed in executive session, said session to commence at 7:55 pm.

On Motion by Jacob Pence and seconded by Sarah Payne to exit to executive session at 7:55 p.m.
Unanimous Vote.

On motion by Mike Toretta and seconded Jacob Pence to return to the regular session at 8:15 p.m.
Unanimous Vote.

MOTION FOR PAYMENT OF BILL LIST

On motion by Sarah Payne and seconded by Joe Flynn, to pay the 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 Mike Toretta and seconded by Sarah Payne hearing no objection, meeting stands adjourned at 8:16 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. Becton
Municipal Clerk

