

REORGANIZATION MEETING

The Franklin Township Committee held their annual reorganization meeting on Monday, January 4, 2016 at the hour of 7:00 p.m. Denise L. Becton opened the meeting in accordance with the "Open Public Meeting Act" Chapter 231, P.L. 1975 having been duly advertised and a copy posted in the office of the Township Clerk.

Present were: Bonnie Butler, Joe Flynn, Jacob Pence, Michael Toretta, Jeff DeAngelis, Denise L. Becton, Municipal Clerk, Raymond Read, OEM, Jim Onembo, Zoning and Code Enforcement, Roger Bulava, Recycling Coordinator, Ron Read, Road Foreman.

Flag Ceremony performed by Franklin Township School Student Council.

Freeholder Rick Gardner swore in Committeeperson-elect Joe Flynn and Mike Toretta for a (3) three year, full term, on the Franklin Township Committee, Term of office January 1, 2016 - December 31, 2018.

Nominations for Mayor for the year 2016 were opened, Jeff DeAngelis nominated, Bonnie Butler, Joe Flynn seconded the motion. Mike Toretta made motion to close nominations for Mayor and seconded by Joe Flynn. All in favor to close nomination for Mayor.

Roll Call Vote for Mayor: (Yes) Bonnie Butler, Jacob Pence, Michael Toretta, Jeff DeAngelis, Joe Flynn (5) Yes, (0) Absent (0) No, Motion carried.

Chair declares Bonnie Butler is Mayor for 2016.

Nominations for Deputy Mayor for the year 2016 were opened. Mike Toretta nominated, Jacob Pence and Bonnie Butler seconded the nomination. Bonnie Butler made motion to close nominations for Deputy Mayor and seconded by Mike Toretta. All in favor to close nomination for Deputy Mayor.

Roll Call Vote for Deputy Mayor: (Yes) Bonnie Butler, Jacob Pence, Michael Toretta, Jeff DeAngelis, Joe Flynn. (5)Yes, (0) No, (0) Absent. Motion carried

Chair declares Jacob Pence is Deputy Mayor for 2016.

Freeholder, Rick Gardner, swore in Bonnie Butler as Mayor for a one (1) year term, and Jacob Pence as Deputy Mayor, for a one (1) year term for the year 2016.

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

Freeholder, Rick Gardner, swore in the line officers of the Franklin Township Rescue Squad for a (1) year term, for the year 2016.

Freeholder, Rick Gardner, swore in the line officers of the Franklin Township Fire Department for a (1) year term, for the year 2016.

Freeholder, Rick Gardner, swore in Rondi Bogwald of the Franklin Township Historical Commission for a (2) year term, for the year 2016.

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

APPROVALS

On motion by Jeff DeAngelis and seconded by Bonnie Butler the following Regular Meeting Minutes from December 7, 2015 and Bid Opening Synopsis for the DPW Truck from December 30, 2015 and the Solid Waste Disposal Agreement expiring February 29, 2016 were accepted as posted. All in favor.

(5) Yes (0) Abstained

REPORT/UPDATES

New Jersey State Police not present.

INTRODUCTION/ADOPTION

Continuing, Mayor Butler, presented various **Resolutions 1-27** by number and a quick briefing as to what each one represented as follows:

RESOLUTION 2016-1

BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Warren and State of New Jersey that the regular meetings of the Township Committee for the year 2016 shall be held the first Monday of each month at the Franklin Township Municipal Building, Broadway, N.J. at the hour of 7:00 p.m. unless otherwise noted.

The Franklin Township Committee chose the following meeting dates for the year 2016. **TAKE NOTICE** that pursuant to provisions of Section 231 of the "Open Public Meetings Act" Chapter 231, PL 1975 the following is a schedule of the Regular Meetings of the Franklin Township Committee of the Township of Franklin, County of Warren to be held for the year 2016. All meetings unless otherwise indicated shall be held at 7:00 p.m. at the Franklin Township Municipal Building, 2093 Rt. #57, Broadway, N.J. 08808.

January	4 Re-Org	July	11
February	** 1	August	1
March	7	September	12
April	4	October	3
May	2	November	7
June	6	December	5
Monday, January 2 , 2017 (Re-Organization)			

****February 1, 2016 Meeting will begin at 6:00 p.m. to meet with the Auditors and the regular township meeting session will begin promptly at 7:30 p.m.**

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

November 21, 2016 6:00 pm

***Workshop Meetings will be held on the third Monday of the following months at 7:00 pm at the Municipal Building, 2093 Rt. 57, Broadway, NJ, official action may be taken at all workshop meetings:**

March 21, April 18, May 16, June 20, September 19, October 17 at 7:00 pm

Dated: January 4, 2016

Disposition

- 1. Star-Gazette
- 2. Express-Times
- 3. Clerks Office

Municipal Building Broadway, N.J.
08808

RESOLUTION 2016-2

BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Warren and State of New Jersey that the regular meetings of the Franklin Township Historical Commission for the year 2016 shall be held the third Monday of each month at the Franklin Township Municipal Building, 2093 Rt. 57, Broadway, N.J. at the hour of 7:00 p.m. unless otherwise noted.

The Franklin Township Historical Commission chose the following meeting dates for the year 2016.

TAKE NOTICE that pursuant to provisions of Section 231 of the "Open Public Meetings Act" Chapter 231, PL 1975 the following is a schedule of the Regular Meetings of the Franklin Township Historical Commission, of the Township of Franklin, County of Warren to be held for the year 2016. All meetings unless otherwise indicated shall be held at 7:00 p.m. at the Franklin Township Municipal Building, 2093 Rt. #57, Broadway, N.J. 08808.

- | | |
|-----------------------------|--------------|
| January 19 | August 17 |
| February 16 | September 21 |
| March 16 | October 19 |
| April 20 | November 16 |
| May 18 | December 21 |
| June 15 | |
| July (NO SCHEDULED MEETING) | |

Dated: January 4, 2016

Disposition

1. Star-Gazette
 2. Clerks Office
- Municipal Building Broadway, N.J.
08808

RESOLUTION 2016-3

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

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

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

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

A. Designation of Official Depositories:

1. The following institutions are designated Official Depositories.

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

2. Designated Official Depositories are required to submit to the Financial

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

3. Designated Official Depositories are required to submit to the Financial

Officer a copy of the Institutions' Annual Report on an annual basis.

B. Deposit of Funds

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

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

2. Trust funds may be deposited into interest bearing accounts, Non

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

C. Designation of Allowable Investment Instruments

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

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

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

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

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

E. Reporting Procedures:

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

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

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

F. Maximum Maturity Policy:

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

G. Bonding:

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

Financial Officer

Tax Collector

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

H. Compliance:

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

RESOLUTION 2016-4

BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Warren, and State of New Jersey that the Clerk's fees for permanent registration and election fees and services for the year 2016 shall be and the same set at \$300.00 per each election.

RESOLUTION 2016-5

BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Warren, and State of New Jersey, that all merchants of Franklin Township, County of Warren, doing retail business within the Township be obligated to obtain a mercantile license in the amount of \$50.00 during the month of January. Penalty after February 28, 2016 to be an additional \$10.00.

RESOLUTION 2016-6

BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Warren and State of New Jersey that the following job titles for the year 2016 be made

DPW Foreman	Ronald Read
DPW Asst. Foreman	Richard Frankenfield
DPW Road Repairman/Operator	Joe Biel, Sr.
Municipal Clerk	Denise L. Becton
Office Assistant	Margaret Housman
Tax Collector	Karin Kneafsey
Tax Assessor	Eloise Hagaman
Chief Financial Officer	Dawn Stanchina
Asst. Treasurer	Denise L. Becton
Construction Official	Walter VanLieu
Plumbing Inspector	William Barry Gleason
Fire Inspector	Thomas Lance
Electrical Inspector	Joseph Rossi
Animal Control Officer	Kim Bennett
Dog Licensing Officials	Denise L. Becton/Margaret Housman
Health Officer	(5) Twsp. Comm. Members & Zoning Officer
Emergency Management Coordinator	Raymond Read
Deputy Emergency Mgt. Coordinator	Denise L. Becton
9-1-1 Coordinator	Raymond Read
Zoning Officer	James Onembo
Land Use Board Secretary	Margaret Housman
Open Space Clerk	Margaret Housman
Tax Search Officer	Karin Kneafsey
Assessment Search Officer	Denise L. Becton
Registrar Vital Statistics	Denise L. Becton
Deputy Registrar Vital Statistics	Kelley D. Smith
Alternate Deputy Registrar	Margaret Housman

Municipal Judge	Share w/Knowlton Twsp.
Municipal Prosecutor	Share w/Knowlton Twsp.
Public Defender	Share w/Knowlton Twsp.
Sgt. At Arms	Share w/Knowlton Twsp.
Recycling Coordinator	Roger Bulava
Site Manager	Eddy Patient
Maintenance/Event Supervisor	

RESOLUTION 2016-7

The following Temporary Budget for the year 2016 as prepared by Dawn Stanchina, C.F.O. was presented.

WHEREAS, N.J.S.A. 40 A-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2015 budget, temporary appropriations should be made for the purpose and time therein provided: and

WHEREAS, the date of this resolution is within the first thirty days of January 2016, and:

WHEREAS, the total appropriations in the prior years budget, exclusive of any appropriations made for interest and debt redemption, capital improvement fund and public assistance, is the sum of \$1,857,874.00; and

WHEREAS, 26.25% of the total appropriations in the 2016 budget, exclusive of any appropriations made for interest and debt redemption, capital improvement fund, public assistance, is the sum of \$492,336.61

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

Temporary Budget

General Admin: S/W	\$ 2870.00
General Admin: OE	\$ 4466.00
Human Resources (personnel): OE	\$ 394.00
Mayor & Council: S&W	\$ 4342.00
Municipal Clerk: S& W	\$14923.00
Financial Admin: S&W	\$ 8035.00
Financial Adm: OE	\$ 919.00
Audit Services:OE	\$ 6563.00
Rev Admin (Tax Coll):S&W	\$ 7200.00
Rev. Admin (Tax Col.): OE	\$ 574.00
Tax Assessment: S&W	\$ 8387.00
Tax Assessment:OE	\$ 1575.00
Legal Services (Lgl Dept):OE	\$ 7954.00
Engineering Services: OE	\$ 7875.00
Historical Sites Office: OE	\$ 656.00
Land Use: S&W	\$ 5266.00
Land Use: OE	\$ 2888.00
Zoning Officer: S& W	\$ 6172.00
Zoning Officer: OE	\$ 236.00
Construction Official: S& W	\$14351.00
Construction Official: OE	\$ 0.00
Employee Group Insurance	\$14044.00
Unemployment Insurance	\$ 840.00
Other Insurance Premiums	\$24938.00
Emergency Management:S& W	\$ 3780.00
Emergency Management:OE	\$ 79.00
Aide to Volunteer Fire Companies	\$14228.00
Contrib to First Aid Org.	\$ 1969.00
Fire: OE	\$ 3413.00
Road,Maintenance:S& W	\$50269.00
Road Maintenance:OE. .	\$42263.00
Solid Waste Collection:S&W	\$ 2371.00
Solid Waste Collection:OE	\$ 0.00
Building & Grounds:OE	\$12994.00
Animal Control Services:S& W	\$ 2289.00
Recreation: OE	\$ 1838.00
Electricity/Street Lighting	\$ 7088.00
Gasoline	\$ 5775.00
PERS	\$13636.00
Social Security	\$10264.00

MDA Grant	\$ 1492.00
Good Springs Rd Sect 2 DOT Grant	\$ 30188.00
Recycling Tonnage Grant	\$ 410.00
Municipal Court: OE	\$ 2100.00
Clean Communities Program: OE	\$ 2797.00
Reserve for Uncollected Taxes	\$164485.00
Capital Improvement Fund	\$ 32813.00
Improvements to Building	\$ 7875.00
Recreation Equipment	\$ 2625.00
Payment of Notes	\$ 58433.00
Note Interest	\$ 3675.00
TOTAL	\$623,304.00

Resolution 2016-8

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

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

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

WHEREAS, the anticipated term of this contract is 1 year; and

WHEREAS, John D. Draikiwicz Esq., Gibbons, PC has submitted a proposal dated, November 4, 2015 indicating they will provide the bond counsel services for the Franklin Township Committee and,

WHEREAS, John D. Draikiwicz Esq., Gibbons, PC, has completed and submitted a Business Entity Disclosure Certification which certified that John D. Draikiwicz, Esq., has not made any reportable contributions to a political or candidate committee in the previous one year, and that the contract will prohibit John D. Draikiwicz, Esq., from making any reportable contributions through the term of the contract, and

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

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin authorizes the Mayor and Clerk of the Township of Franklin to enter into a contract with John D. Draikiwicz Esq., Gibbons, PC , as described herein as bond counsel on and in behalf of the Township of Franklin for 1 year; for the calendar year 2016 and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and

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

On Motion by Jeff DeAngelis and seconded by Joe Flynn to approve **Resolution 2016-8** be adopted as read.

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

CERTIFICATION

I, Denise L. Becton, Municipal Clerk of the Township of Franklin, Warren County, New Jersey is a true and correct copy of a Resolution approved by the Township Committee of the Township of Franklin at a regular meeting held on January 4, 2016.

Denise L. Becton, Clerk
Franklin Township
Warren County, State of New Jersey

Resolution 2016-9

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

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

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

WHEREAS, the anticipated term of this contract is 1 year; and

WHEREAS, Kevin P. Benbrook of Benbrook & Benbrook, LLC, has submitted a proposal dated, October 28, 2015 indicating they will provide the legal services for the Franklin Township Committee and,

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

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

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin authorizes the Mayor and Clerk of the Township of Franklin to enter into a contract with Kevin P. Benbrook, Benbrook & Benbrook, LLC, as described herein as attorney on and in behalf of the Township of Franklin for 1 year; for the calendar year 2016 and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and

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

On Motion by Jeff DeAngelis and seconded by Joe Flynn to approve **Resolution 2016-9** be adopted as read.

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

CERTIFICATION

I, Denise L. Becton, Municipal Clerk of the Township of Franklin, Warren County, New Jersey is a true and correct copy of a Resolution approved by the Township Committee of the Township of Franklin at a regular meeting held on January 4, 2016.

Denise L. Becton, Municipal Clerk
Franklin Township
Warren County, State of New Jersey

Resolution 2016-10

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

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

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

WHEREAS, the anticipated term of this contract is 1 year; and

WHEREAS, The Land Conservancy, has submitted a proposal dated, November 11, 2015 indicating they will provide the open space services for the Franklin Township Committee and,

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

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

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin authorizes the Mayor and Clerk of the Township of Franklin to enter into a contract with The Land Conservancy , as described herein as open space advisor on and in behalf of the Township of Franklin for 1 year; for the calendar year 2016 and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and

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

On Motion by Jeff DeAngelis and seconded by Joe Flynn to approve **Resolution 2016-10** be adopted as read.

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

CERTIFICATION

I, Denise L. Becton, Municipal Clerk of the Township of Franklin, Warren County, New Jersey is a true and correct copy of a Resolution approved by the Township Committee of the Township of Franklin at a regular meeting held on January 4, 2016.

Denise L. Becton, Clerk
Franklin Township
Warren County, State of New Jersey

Resolution 2016-11

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES-SPECIAL TAX COUNSEL FOR FRANKLIN TOWNSHIP COMMITTEE

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

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

WHEREAS, the anticipated term of this contract is 1 year; and

WHEREAS, Richard M. Conley, LLC, has submitted a proposal dated, November 2, 2015 indicating they will provide the special tax counsel services for the Franklin Township Committee and,

WHEREAS, Richard M. Conley, LLC, has completed and submitted a Business Entity Disclosure Certification which certified

that Richard M. Conley, LLC, has not made any reportable contributions to a political or candidate committee in the previous one year, and that the contract will prohibit Richard M. Conley, LLC, from making any reportable contributions through the term of the contract, and

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

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin authorizes the Mayor and Clerk of the Township of Franklin to enter into a contract with Richard M. Conley, LLC, as described herein as special tax counsel on and in behalf of the Township of Franklin for 1 year; for the calendar year 2016 and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and

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

On Motion by Jeff DeAngelis and seconded by Joe Flynn to approve **Resolution 2016-11** be adopted as read.

Roll Call Vote	Yes	No	Absent/Abstained
Bonnie Butler	X		
Michael Toretta	X		
Joe Flynn	X		
Jeffrey DeAngelis	X		
Jacob Pence	X		

(5) Yes (0) No Motion Carried

CERTIFICATION

I, Denise L. Becton, Municipal Clerk of the Township of Franklin, Warren County, New Jersey is a true and correct copy of a Resolution approved by the Township Committee of the Township of Franklin at a regular meeting held on January 4, 2016.

Denise L. Becton, Municipal Clerk
Franklin Township
Warren County, State of New Jersey

Resolution 2016-12

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

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

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

WHEREAS, the anticipated term of this contract is 1 year; and

WHEREAS, James T. Kyle, PP of Kyle Planning and Design, LLC, has submitted a proposal dated, November 12, 2015 indicating they will provide the engineer services for the Franklin Township Committee,

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

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

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin authorizes the Mayor and Clerk of the Township of Franklin to enter into a contract with James T. Kyle, PP of Kyle Planning and Design, LLC,

as described herein as engineers on and in behalf of the Township of Franklin for 1 year; for the calendar year 2016 and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and

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

On Motion by Jeff DeAngelis and seconded by Joe Flynn to approve **Resolution 2016-12** be adopted as read.

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

CERTIFICATION

I, Denise L. Becton, Municipal Clerk of the Township of Franklin, Warren County, New Jersey is a true and correct copy of a Resolution approved by the Township Committee of the Township of Franklin at a regular meeting held on January 4, 2016.

Denise L. Becton, Clerk
Franklin Township
Warren County, State of New Jersey

Resolution 2016-13

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

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

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

WHEREAS, the anticipated term of this contract is 1 year; and

WHEREAS, Ardito & Co., LLP, has submitted a proposal dated, October 29, 2015 indicating they will provide the auditing services for the Franklin Township Committee for the anticipated fee of \$25,674 (including court); and,

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

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

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin authorizes the Mayor and Clerk of the Township of Franklin to enter into a contract with Ardito & Co., LLP, as described herein as auditors on and in behalf of the Township of Franklin for 1 year; for the calendar year 2016 and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and

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

On Motion by Jeff DeAngelis and seconded by Joe Flynn to approve **Resolution 2016-13** be adopted as read.

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

CERTIFICATION

I, Denise L. Becton, Municipal Clerk of the Township of Franklin, Warren County, New Jersey is a true and correct copy of a Resolution approved by the Township Committee of the Township of Franklin at a regular meeting held on January 4, 2016.

Denise L. Becton, Clerk
Franklin Township
Warren County, State of New Jersey

RESOLUTION 2016-14

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

NOW, THEREFORE BE IT RESOLVED, by a majority of the members of the Governing Body of the Township of Franklin, County of Warren, State of New Jersey, that the Municipal Attorney and/or Special Counsel are hereby authorized to file, prosecute, stipulate, modify, agree upon and otherwise perform the duties which are required of said Attorney, in the process of prosecution and/or filing of Municipal Tax Appeals.

IT IS THEREFORE, on this 4th day of January 2016, Resolved as aforesaid by the Township Committee of the Township of Franklin, in the County of Warren and State of New Jersey.

CERTIFICATION

I, Denise L. Becton, Clerk of the Township of Franklin, County of Warren, and State of New Jersey, hereby certify the foregoing Resolution is a true and correct copy of a Resolution adopted by the Township Committee. Of the Township of Franklin at a regular meeting held on Monday, January 4th, 2016.

Denise L. Becton, Municipal Clerk

RESOLUTION 2016-15

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

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

RESOLUTION 2016-16

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

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

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

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

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

2. Effective January 1, 2016, there will be a ten (10) day grace period of quarterly tax payments made by cash, check or money order.

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

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

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

Dated: January 4, 2016

CERTIFICATION

I, Denise L. Becton, Clerk of the Township of Franklin, County of Warren, and State of New Jersey hereby certify the foregoing Resolution is a true and correct copy of a Resolution adopted by the Township Committee of the Township of Franklin at a regular meeting held on Monday, January 4, 2016.

Denise L. Becton, Municipal Clerk

RESOLUTION 2016-17

WHEREAS, Ordinance 2002-14 provides for the establishment of a "Land Use Board" consisting of nine members that shall be appointed by the Mayor of the Township of Franklin. The appointments for the year 2016 for the coming year were made on January 4, 2016 as follows.

Class 1: Mayor Bonnie Butler	1 year exp. 12/16
Class 2: James Onembo	1 year exp. 12/16
Class 3: Committeeperson Jeff DeAngelis	1 year exp. 12/16
Alt. #1 Pat Banes	1 year exp. 12/16
Alt. #2 Mike Ferri	1 year exp. 12/16
Alt. #3 Open Position	1 year exp. 12/16
Alt. #4 Open Position	1 year exp. 12/16

RESOLUTION 2016-18

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

- Bonnie Butler
- Mike Toretta
- Joe Flynn
- Jeff DeAngelis
- Jacob Pence
- Jim Onembo

RESOLUTION 2016-19

WHEREAS, the Franklin Township Committee has deemed it necessary to appoint the following members to the Open Space Commission that shall be appointed by the Mayor of the Township of Franklin. The appointments for the year 2016 for the coming year were made on January 4, 2016 as follows.

Advisor The Land Conservancy of New Jersey	1 yr.	exp. 12/16
Brad Sigler- Alt #2	1 yr.	exp. 12/16
Jacob Pence – Alt #1	1 yr.	exp. 12/16
Bill Rymon	3 yr.	exp. 12/18
Richard Herzer	3 yr.	exp. 12/18

Resolution 2016-20

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

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

NOW, THEREFORE, BE IT RESOLVED, that the following individuals take their place on the Public Safety Committee for a period of one year effective January 4, 2016.

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

RESOLUTION 2016-21

WHEREAS, there remains on the records and books of the Township of Franklin delinquent taxes and municipal charges owing as of December 31, 2015; and

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

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

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Township of Franklin, that the Tax Collector is hereby authorized and directed to sell all municipal liens in accordance with New Jersey law, on or before December 31, 2015.

RESOLUTION 2016-22

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

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

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

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

Principal	\$226,600.00
Interest	\$ 10,800.00

RESOLUTION 2016-23

SCHOOL BOARD RECOGNITION MONTH

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

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

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

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

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

WHEREAS, the New Jersey State Board of Education and the New Jersey School Boards Association have declared January 2016 to be School Board Recognition Month, a time that all residents might acknowledge the contributions made by our local school board members; and

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

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

Dated: January 4, 2016

On motion by Jeff DeAngelis and seconded by Joe Flynn the aforementioned **Resolution 2016-23** be adopted as read.

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

CERTIFICATION

I, Denise L. Becton, Municipal Clerk of the Township of Franklin, Warren County, New Jersey is a true and correct copy of a resolution approved by the Township Committee of the Township of Franklin at a regular meeting held on January 4, 2016.

Denise L. Becton, Municipal Clerk
Franklin Township

RESOLUTION 2016-24

TONNAGE GRANT

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

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

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

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

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants for 2015 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township of Franklin to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

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

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

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

On motion by Jeff DeAngelis and seconded by Joe Flynn to adopt the aforementioned **Resolution 2016-24**.

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

Dated: January 4, 2016

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

RESOLUTION 2016-25

Public Agency Compliance Officer

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

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

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

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

On motion by Jeff DeAngelis and seconded by Joe Flynn the aforementioned **Resolution 2016-25** be adopted as read.

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

**RESOLUTION 2016-26
APPOINTMENT OF MUNICIPAL
AGRICULTURE ADVISORY BOARD**

WHEREAS, the Franklin Township Committee has deemed it necessary to appoint the following members to the Municipal Agriculture Advisory Board that shall be appointed by the Mayor of the Township of Franklin. The appointments are for the year 2016.

Robert Hood
Joel Reger

**RESOLUTION
2016-27**

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

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

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

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

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

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

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

CERTIFICATION

I, Denise L. Becton, Registered Municipal Clerk of the Township of Franklin, County of Warren and State of New Jersey, do hereby certify that this is a true and correct copy of a Resolution adopted by the Township Committee of the Township of Franklin at their regular meeting held on January 4, 2016.

Witness, my hand and seal of the Township of Franklin on this 4th day of January 2016.

Denise L. Becton, RMC/CMR

On motion by Jeff DeAngelis and seconded by Joe Flynn the aforementioned **Resolutions 2016-1, 2, 3, 4, 5, 6, 7,10, 16,17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27** be adopted as read. Let the record reflect that and abstained from Resolution 2016- only.

Roll Call Vote	Yes	No	Absent/Abstained
Joe Flynn	X		
Jeff DeAngelis	X		
Jacob Pence	X*		
Michael Toretta	X		
Bonnie Butler	X		
(5) Yes (0) No (0) Abstained Motion Carried			
*Noting Jacob Pence abstained from roll call vote for Res. 2016-9			

Resolution 2016-28 and Resolution 2016-29 were not entertained at this time, further discussion to ensue in Executive Session.

RESOLUTION 2016-30

FORM 1B

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Township Committee of the Township of Franklin, County of Warren, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Township Committee has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Warren;

NOW, THEREFORE, BE IT RESOLVED by the Township of Franklin, County of Warren, State of New Jersey hereby recognizes the following:

1. The Township of Franklin does hereby authorize submission of a strategic plan for the Franklin/Mansfield/Washington Borough Municipal Alliance grant for fiscal year 2016-2017 in the amount of:

DEDR	\$ 4,198
Cash Match	\$ 1,259
In-Kind	<u>\$ 3,149</u>
	\$ 8,606

2. The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: _____
Bonnie Butler, Mayor

On Motion by Joe Flynn and seconded by Jacob Pence the aforementioned **Resolution 2016-30** be adopted as read.

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

CERIFICATION

I, Denise L. Becton, certify this to be a true copy of a Resolution by the Franklin Township Committee at a regularly scheduled meeting held on **Monday, January 4, 2016**.

 Denise L. Becton, RMC/CMR
 Municipal Clerk

**RESOLUTION OF THE TOWNSHIP OF FRANKLIN
 Warren County, New Jersey**

RESOLUTION NO. 2016-31

Title or Subject: Resolution of Award, 2017 Model Dump Truck with Plow and Spreader

Be It Resolved, that on January 4, 2016 the Township Committee of the Township of Franklin adopted **Resolution 2016-31** to award a contract for the furnishing of a 2017 Model Dump Truck with Plow and Spreader.

Be It Further Resolved, that the Township Committee of the Township of Franklin does hereby award the project, to Opdyke’s Sales and Service from, Washington, NJ, 07882 for a total bid price of \$155,887.00, as listed and outlined within their completed project bid specification dated December, 2015. Resolution and Written Contract are on file and available for public inspection in the office of the Municipal Clerk. Contract Duration 60 days from issuance of notice to proceed.

ATTEST:

**TOWNSHIP COMMITTEE OF THE
 TOWNSHIP OF FRANKLIN**

Denise L. Becton, RMC/CMR
Municipal Clerk

Bonnie Butler, Mayor

Date of Adoption: January 4, 2016

On motion by Jacob Pence and seconded by Mike Toretta the aforementioned **Resolution 2016-31** be adopted as read.

Roll Call Vote	Yes	No	Absent/Abstained
Jacob Pence	X		
Jeffrey DeAngelis	X		
Joe Flynn	X		
Michael Toretta	X		
Mayor Bonnie Butler			X

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

Certification

I, Denise L. Becton, 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 January 4, 2016.

Denise L. Becton, RMC/CMR
Municipal Clerk

FIRST READING AND INTRODUCTION -

Ordinance 2016-1

SALARY ORDINANCE TOWNSHIP OF FRANKLIN WARREN COUNTY, NJ

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

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

Assessor, per year	\$31,950.00
Collector, per year	\$27,428.00
Tax Searches	All fees
Chief Financial Officer, per year	\$26,673.00
Assistant Treasurer, per year	\$ 4,461.00
Municipal Clerk, per year	\$57,839.00
Office Assistant, per year	\$10,612.00
Registrar/Deputy Registrar/Alt. Deputy Registrar	\$3.00 per original Marriage Application/Certified Copies- All Fees
Assessment Searches	All fees
Dog Licensing Official, per year	\$ 2,040.00
Zoning/Code Enforcement Officer, per year	\$23,515.00
Land Use Board Secretary, per year	\$20,463.00
LUB Special Meetings to be paid at \$150	Out of Applicants Fee
Animal Control Officer	\$ 6,155.00
Deputy Animal Control Officer	\$60 per call out (plus mileage)
Dog Canvasses, every other year	\$ 500.00
Emergency Management Co-Ord., per year	\$12,240.00
Deputy OEM	\$ 1,200.00
911 Co-Ord., per year	\$ 2,400.00
Recycling Co-Ord., per year	\$ 8,768.00
DPW Foreman	\$ 56,626.00
DPW Asst. Foreman	\$ 54,701.00
DPW Road Repairer/Operator	\$ 52,349.00
All Department of Public Works. - Employees time	

and a half over 8 hour day.

Day Laborer	\$ 18.00/hour
Emergency Call Out	\$ 18.00/hour
Construction Official, per year	\$ 25,784.10
Maintenance/Event Supervisor	\$10.00/hour
Open Space Clerk, per year	\$ 5,202.00
Plumbing Inspector, per year	\$ 12,293.10
Fire Inspector, per year	\$ 5,426.10
Electrical Inspector, per year	\$ 5,701.50

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

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

That this Ordinance shall remain in effect for one year. That said Ordinance will be presented for final reading and adoption at a public meeting to be held on February 1st, 2016 at the hour of 7:30 p.m. following publication in the Star-Gazette.

On motion by Mike Toretta and seconded by Jacob Pence the aforementioned **Ordinance 2016-1** be adopted as read. Final reading and adoption to take place on **February 1st, 2016 at 7:30 p.m.**

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

On motion by Committeeperson _____ and seconded by Committeeperson _____
the aforementioned

Ordinance 2015-1 be adopted.

Roll Call Vote	Yes	No	Absent/Abstain
Bonnie Butler			
Joe Flynn			
Jeff DeAngelis			
Michael Toretta			
Jacob Pence			() Yes () 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 January 4, 2016. Second reading, public hearing will be held on February 1st, 2016 at or near 7:30 PM in the Franklin Township Municipal Building, 2093 Rt. 57, Broadway, New Jersey.

Denise L. Becton, Municipal Clerk

FIRST READING AND INTRODUCTION -

**ORDINANCE 2016-2
CALENDAR YEAR 2016
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO
ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

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

WHEREAS, the Franklin Township Committee of the Township of Franklin in the County of Warren finds it advisable and necessary to increase its CY 2016 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Franklin Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$42,125.16 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

NOW THEREFORE BE IT ORDAINED, by the Franklin Township Committee of the Township of Franklin, in the County of Warren, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2016 budget year, the final appropriations of the Township of Franklin shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$ 42,125.16, and that the CY 2016 municipal budget for the Township of Franklin be approved and adopted in accordance with this ordinance; and,

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

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

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

On motion by Committeeperson Mike Toretta and seconded by Committeeperson Jacob Pence the aforementioned **Ordinance 2016-2** be adopted at first reading. Final reading and adoption to take place on **February 1, 2016 at 7:00 p.m.**

Roll Call Vote	Yes	No	Absent/Abstain
Jacob Pence	X		
Joe Flynn	X		
Jeff DeAngelis	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 be adopted at final reading.

Roll Call Vote	Yes	No	Absent/Abstain
Jacob Pence			
Joe Flynn			
Jeff DeAngelis			
Michael Toretta			
Bonnie Butler, Mayor	()	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 January 4, 2016. Second reading, public hearing will be held on February 1, 2016 at or near 7:00 PM in the Franklin Township Municipal Building, 2093 Rt. 57, Broadway, New Jersey.

Denise L. Becton, RMC/CMR

ORDINANCE 2016-3

BOND ORDINANCE RESTATING BOND ORDINANCE 2015-8 PROVIDING AN APPROPRIATION OF \$998,000 FOR VARIOUS CAPITAL IMPROVEMENTS FOR AND BY THE TOWNSHIP OF FRANKLIN IN THE COUNTY OF WARREN, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$948,100 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE APPROPRIATION.

BE IT ORDAINED, BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF FRANKLIN, IN THE COUNTY OF WARREN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION ONE:

The Township Committee of the Township of Franklin has ascertained and determined to restate Bond Ordinance 2015-8 and accordingly Bond Ordinance 2015-8 is restated as follows:

“SECTION 1:

The improvements described in Section 3 of this bond ordinance (the “Improvements”) are hereby authorized to be undertaken by the Township of Franklin, New Jersey (the “Township”) as general improvements. For the said Improvements there is hereby appropriated the amount of \$998,000, such sum includes the sum of \$49,900 as the down payment (the “Down Payment”) required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the “Local Bond Law”). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payment or for capital improvement purposes.

SECTION 2.

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$948,100 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Township are hereby authorized to be issued in the principal amount not exceeding \$948,100 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements authorized and the purposes for which obligations are to be issued are as follows:

Improvements	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Useful Life
a) Acquisition of a fire truck.	\$200,000	\$190,000	10 Years
b) Acquisition of a dump truck with spreader and plow for the Department of Public Works.	160,000	152,000	5 Years
c) Acquisition of a asphalt roller for the Department of Public Works.	18,000	17,100	15 Years
d) Construction of a salt shed for the Department of Public Works, including all work and materials necessary therefor and incidental thereto.	40,000	38,000	15 Years
e) Replacement of windows in Municipal Building.	100,000	95,000	15 Years
f) Road Improvement program of various streets throughout the Township pursuant to N.J.S.A. 40A:2-22e.2 - penetration macadam road, including all work and materials necessary therefor and incidental thereto.	240,000	228,000	5 Years
g) Resurfacing of various streets throughout the Township, including all work and materials necessary therefor and incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file in the Office of Engineering.	240,000	228,000	10 Years
TOTAL	\$998,000	\$948,100	

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$948,100.

(c) The estimated cost of the Improvements is \$998,000 which amount represents the initial appropriation made by the Township.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Township (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized

to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Township Committee of the Township at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Township Clerk and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Township may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvements, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 8.78 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Township, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$948,100 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$200,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds received from time to time by the Township as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Township authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Township reasonably expects to pay expenditures with respect to the Improvements prior to the date that Township incurs debt obligations under this Bond Ordinance. The Township reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Township under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$948,100.

SECTION 10:

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.”

SECTION TWO:

The restated bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

On motion by Committeeperson Mike Toretta and seconded by Committeeperson Jacob Pence the aforementioned Ordinance 2016-3 be adopted at first reading. Final reading and adoption to take place on February 1, 2016 at 7:00 p.m.

Roll Call Vote	Yes	No	Absent/Abstain	
Jacob Pence	X			
Joe Flynn	X			
Jeff DeAngelis	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 be adopted at final reading.

Roll Call Vote	Yes	No	Absent/Abstain	
Jacob Pence				
Joe Flynn				
Jeff DeAngelis				
Michael Toretta				
Bonnie Butler, Mayor		() 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 January 4, 2016. Second reading, public hearing will be held on February 1, 2016 at or near 7:00 PM in the Franklin Township Municipal Building, 2093 Rt. 57, Broadway, New Jersey.

Denise L. Becton, RMC/CMR

REPORTS/UPDATES

Committee Reports:

Jeff DeAngelis – nothing to report

Joe Flynn – nothing to report

Michael Toretta – nothing to report

Jacob Pence – nothing to report

Bonnie Butler – Mayor Butler informed that after speaking with our Planner, Jim Kyle, the Econsult numbers are lower than thought at last meeting, involving Affordable Housing, as this is good news.

Open Space – no one present at this meeting

Jim Onembo – Code Enforcement/Zoning – Mr. Onembo informed the committee as to issues dealt with last month, involving property clean ups, ISE has put up a shed for a watchman to sit in with heat.

Roger Bulava – Recycling – nothing to report

Fire Department – Chief Read has signed the purchase order for the new fire truck.

OEM – Mr. Read informed that he is assisting the county with the Hazmat Mitigation Plan. Generator Grants, still working on this with the electrician.

Rescue Squad – Chief Chiu advised that the squad is waiting for their generator to be installed at their building. They have a great idea for a fund raiser/open house, more details to follow.

FTYA – Nothing to report

DPW – Nothing to report

Open Public Session

Chris Koepp of 45 Maple Avenue, present at this meeting, informed of a drainage problem with his property and a neighbor. Mr. Onembo is familiar with this situation, as he visited this site, and also offered a brief history to the committee. Mr. Koepp left his contact information with the clerk for the mayor to discuss further with him.

EXECUTIVE SESSION

BE IT RESOLVED, on this 4th day of January, 2016, 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 – Meyers/Toretta Farms – Farmland Preservation

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 January, 2016 by the Franklin Township Committee, that the matter stated will be discussed in executive session, said session to commence at 7:37 pm.

On Motion by Jacob Pence and seconded by Jeff DeAngelis to exit to executive session at 7:37 p.m. Unanimous Vote.

On motion by Bonnie Butler and seconded Jeff DeAngelis to return to the regular session at 8:15 p.m. Unanimous Vote.

Let the record reflect that Mike Toretta, was not sitting at the dais, for the next discussion as to his farm.

Mayor Butler informed that after looking back at least 5 years, the township has not entertained the preservation of a farm, with municipal funds and advised Mr. Toretta to approach the county to preserve his farm. All prior farmland preserved

have been funded through the County of Warren. Mr. Toretta advised that he was the one approached to preserve these farms and had he been aware that this was the township's position he wouldn't have wasted a year trying to preserve the farmland through the township. Further discussion will ensue at the February meeting, and possibly at that time, they township may consider entertaining Resolution 2016-28 and Resolution 2016-29 to authorize professional appraisers to estimate fair market value of the farm properties for Meyers and Toretta.

On motion by Jeff DeAngelis and seconded by Joe Flynn, to pay appropriate bills as per bill list received by our Chief Financial Officer.

Roll Call:	Yes	No	Absent	Abstained
Joe Flynn	X			
Michael Toretta	X			
Jeff DeAngelis	X			
Jacob Pence	X			
Bonnie Butler	X	(5) Yes	(0) No	(0) Abstained

Motion carried

On motion by Jacob Pence and seconded by Mike Toretta, hearing no objection, meeting stands adjourned at 8:34 pm.

Respectfully submitted,

Denise L. Becton, RMC/CMR
Municipal Clerk