REGULAR MEETING

The Franklin Township Committee regular scheduled meeting of September 8, 2020 meeting was called to order by Mayor Jeff DeAngelis, via "ZOOM", at approximately 7:00 pm, 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: Mike Ferri, David Guth, Rich Herzer, Mike Toretta, Mayor Jeff DeAngelis, (5) Present.

Present were: Kevin Benbrook, Municipal Attorney, Jim Onembo, Zoning/Code Enforcement, Kathleen Reinalda.

CONSENT AGENDA:

(One Roll Call to approve the following agenda items 2-3)

2.	APPROVAL a. Meeting Minutes	RE: August 3, 2020
3.	RESOLUTIONS	
	a. Res. 2020-57	RE: A Resolution authorizing payment in lieu of Medical
		Benefits, Denise L. Becton, for year August 1, 2019-July 31, 2020
	b. Res. 2020-61	RE: Re-Appointment of OEM, Raymond Read 3 year term
	c. Res. 2020-62	RE: Tax Refund B11 L13.03, Tax Sale Cert#2017-001, total
		refund in the amount of \$36,621.38
	b. Res. 2020-63	RE: 2020 Liquor License Renewals – Playmakers
	e. Res. 2020-64	RE: FORM 1B Amendment to Municipal Alliance Grant no
		longer valid due to reduction in funding

On motion by Mike Toretta and seconded by Mike Ferri approving the meeting minutes, listed above.

Roll Call Vote	Yes	No	Absent/Abstained
Mike Ferri	Х		
David Guth	Х		
Rich Herzer	Х		
Michael Toretta	Х		
Mayor, Jeff DeAngelis	Х	(5) Yes (0) No (0) Absent Motion Carried

On motion by Mike Toretta and seconded by Mike Ferri approving the Resolutions, listed above, Res. 2020-57 and Res. 2020-61-64. Noting Mayor DeAngelis abstained from Resolution 2020-63, only

Roll Call Vote	Yes	No	Absent/Al	ostained
Mike Ferri	Х			
David Guth	Х			
Rich Herzer	Х			
Michael Toretta	Х			
Mayor, Jeff DeAngelis	X (al	bstained from Res. 20	020-63, ONLY)	(5) Yes (0) No (0) Absent
Motion Carried				

RESOLUTIONS

First Reading/Introduction: Res. 2020-57

Franklin Township Warren County, State of New Jersey Resolution 2020-57

A Resolution Authorizing Payment In Lieu of Medical Benefits for Year August 1, 2019 – July 31, 2020

WHEREAS, Franklin Township fulltime regular employees received medical and health benefits through the Oxford Health Benefits Plan;

WHEREAS, Franklin Township employees contribute partially towards payment of their benefits and the majority of benefits are paid by Franklin Township;

WHEREAS, Denise L. Becton, has waived the benefit package since August 1, 2014 due to spouse providing same benefits;

WHEREAS, Denise L. Becton, Municipal Clerk has requested to be compensated for such benefits in the amount of **\$2839.26** for August 1, 2019-July 31, 2020 benefit period;

WHEREAS, the Township Committee approves this request and recommends it be paid during the 3rd quarter of 2020 for this benefit period and the request should continue to be made on a yearly basis for consideration if still desired.

NOW, THEREFORE BE IT RESOLVED, Franklin Township Committee grants the **\$2839.26** payment in lieu of health benefits to Denise L. Becton.

On motion by Mike Toretta and seconded by Mike Ferri the aforenoted **Resolution 2020-57** be adopted as read and the CFO is directed to confirm the formula used verifying the refund amount accordingly.

Roll Call Vote	Yes	No	Absent/Abstained
David Guth	Х		
Rich Herzer	Х		
Mike Ferri	Х		
Michael Toretta	Х		
Mayor Jeff DeAngelis	Х		(5) Yes (0) No (0) Absent Motion Carried

CERTIFICATION

I, Denise L. Becton, Municipal Clerk of the Township of Franklin, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Franklin Township Committee at a meeting held on September 8, 2020.

Denise L. Becton Municipal Clerk

First Reading/Introduction: Res. 2020-61

RESOUTION 2020-61 Re-Appointment of OEM Coordinator

WHEREAS, the Township of Franklin, County of Warren is required to have an Emergency Management Coordinator; and

WHEREAS, it is the desire of the Township Committee of the Township of Franklin, County of Warren, State of New Jersey to re-appoint Raymond Read as Emergency Management Coordinator for a period of 3 years per N J S P mandate beginning on September 12th, 2020 and ending on September 12th, 2023; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Franklin, County of Warren, State of New Jersey re-appoint Raymond Read as Emergency Management Coordinator for the Township of Franklin.

On motion by Mike Toretta and seconded by Mike Ferri the aforenoted **Resolution 2020-61** be adopted as read.

Roll Call Vote	Yes	No	Absent/Absta	ained
Dave Guth	Х			
Mike Ferri	Х			
Rich Herzer	Х			
Mike Toretta	Х			
Mayor Jeff DeAngelis	Х	(5) Yes (0) No (0) Absent	Motion carried

CERTIFICATION

I, Denise L. Becton, 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, September 8, 2020.

Dated: September 8, 2020

First Reading/Introduction: Res. 2020-62

RESOLUTION NO. 2020-62

WHEREAS, US Bank-Cust for BV002 Trust & Creditors holds Tax Sale Certificate #2017-001 on Block 11 Lot 13.03 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 Tax Lien amount of \$26,821.38 plus the Tax Sale Premium amount of \$9,800.00 for a total of \$36,621.38 to US Bank-Cust for BV002 Trust & Creditors, 50 South 16th Street, Suite 2050, Philadelphia, PA 19102.

On Motion by Mike Toretta and seconded by Mike Ferri the aforenoted **Resolution 2020-62** be adopted as read.

Roll Call Vote	Yes	No
Absent/Abstained		
Mayor Jeffrey DeAngelis	Х	
Mike Ferri	Х	
David Guth		X
Michael Toretta	Х	
Richard Herzer	Х	(5)Yes (0) No (0) Absent 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 September 8, 2020.

Denise L. Becton, Municipal Clerk

First Reading/Introduction: Res. 2020-63

RESOLUTION 2020-63

WHEREAS, the Township Committee of the Township of Franklin, County of Warren, State of New Jersey, has received applications for the renewal year 07/01/2020 to 06/30/2021 of liquor licenses; and

WHEREAS, each application for renewal was accompanied by the following fees: Plenary Retail Consumption \$826.80; and

WHEREAS, each application also electronically submitted to the Division of Alcoholic Beverage Control a \$200.00 check; and

WHEREAS, the following submitted electronically to the State of New Jersey **Plenary Retail Consumption Liquor License** retail applications;

Playmakers Sports Bar & Grill, LLC, 288 Anderson Rd, Asbury, NJ, License# 2105-33-003-012

WHEREAS, the applicants for renewals have provided proof of tax clearance as issued by the New Jersey Division of Taxation; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Franklin, County of Warren and State of New Jersey, that the applications received for Plenary Retail Consumption License have been duly inspected and that all appropriate documentation and fees have been submitted along with said applications and as such, the licensee application is deemed complete and renewal of the same is hereby granted and that aforenoted liquor license for the year July 1st 2020 to June 30th 2021 be accepted and approved for issue

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the Municipality is directed to execute the license certificate and deliver the same on behalf of the Township of Franklin.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Franklin that this resolution shall take effect immediately.

The within **Resolution 2020-63** was moved by Committeeperson Mike Toretta and seconded by Committeeperson Mike Ferri and upon roll call vote was passed.

Roll Call Vote:	Yes	No	Absent/Abstained
David Guth	Х		
Rich Herzer	Х		
Mike Ferri	Х		
Michael Toretta	Х		
Mayor Jeff DeAngelis			Х
		(4) Yes (0) No (1) Abstained Motion Carried

Dated: September 8, 2020

CERTIFICATION

I, Denise L. Becton, Municipal Clerk of the Township of Franklin, County of Warren, do hereby certify that the foregoing is a true and exact copy of the resolution adopted by the Franklin Township Committee on Monday, September 8, 2020.

Denise L. Becton, RMC/CMR Municipal Clerk

RESOLUTION 2020-64

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 Council does hereby authorize submission of a strategic plan for the Franklin/Mansfield/Washington Municipal Alliance grant for fiscal year 2021 in the amount of:

DEDR	\$767.00
Cash Match	\$ 192.00
In-Kind	\$575.00

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

APPROVED: _____ Jeff DeAngelis, Mayor

The within **Resolution 2020-64** was moved by Committeeperson Mike Toretta and seconded by Committeeperson Mike Ferri and upon roll call vote was passed.

Roll Call Vote:	Yes	No Absent/Abstained
David Guth	Х	
Rich Herzer	Х	
Mike Ferri	Х	
Michael Toretta	Х	
Mayor Jeff DeAngelis	Х	(5) Yes (0) No (0) Absent Motion Carried

Dated: September 8, 2020

CERTIFICATION

I, Denise L. Becton, Municipal Clerk of Township of Franklin, County of Warren, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Committee Council on this 8th day of September, 2020.

NEW BUSINESS

NJSP - no representation or report

ORDINANCES

First Reading/Introduction: Ordinance 2020-8

FRANKLIN TOWNSHIP WARREN COUNTY, STATE OF NEW JERSEY

Ordinance 2020-8

AN ORDINANCE APPROPRIATING THE SUM OF \$140,000.00 FROM THE CAPITAL IMPROVEMENT FUND OF THE GENERAL CAPITAL ACCOUNT IN CONNECTION WITH THE COSTS ATTRIBUTABLE TO THE MONTANA ROAD, SECTIONS 1 AND 2, IMPROVEMENT PROJECT

WHEREAS, the Committee of the Township of Franklin, County of Warren, State of

New Jersey, has determined that it needs to appropriate the sum of \$140,000.00 from the Capital

Improvement Fund – General Capital Account in conjunction with the Montana Road, Sections 1

and 2, Improvement Project; and

WHEREAS, the Committee has been approved for a \$252,000.00 grant from the State of

New Jersey for such improvement project, which will be used in addition to the \$140,000.00 to

fund the project.

NOW THEREFORE BE IT ORDAINED by the Township Committee of the

Township of Franklin, County of Warren and State of New Jersey that:

- 1. There are funds available in the Capital Improvement Fund of the General Capital Account in the Municipal Budget of the Township of Franklin for costs attributable to the paving projects.
- 2. There is hereby appropriated the sum of up to \$140,000.00 from the Capital Improvement Fund of the General Capital Account in the Municipal Budget of the Township of Franklin for the aforementioned purpose.
- 3. There is no debt authorized by this Ordinance.

This Ordinance shall take effect upon passage following a public hearing to be conducted thereon and publication of notice of final passage with the requirements of law.

On motion by David Guth and seconded by Rich Herzer the aforementioned **Ordinance 2020-8** be adopted as read. Final reading and adoption to take place on October 5, 2020 at 7:00 p.m or near that hour.

Roll Call Vote Mike Ferri David Guth Rich Herzer Michael Toretta Jeff DeAngelis, Mayor	Yes X X X X X X	(5)	No Yes	(0) No	Absent/At o (0) Abse	Motion carried
On motion by Committeepers by Ordinance 2020-8 be adopted.	on					and seconded the aforenoted
Roll Call Vote Mike Ferri David Guth Rich Herzer Michael Toretta Jeff DeAngelis, Mayor	Yes	0	No Yes ()) No ()	Absent/At	on 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 September 8, 2020. Second reading, public hearing will be held on October 5, 2020 at or near 7:00 PM in the Franklin Township Municipal Building, 2093 Rt. 57, Broadway, New Jersey.

Denise L. Becton, Municipal Clerk

OLD BUSINESS

PUBLIC HEARING AND CONSIDERATION OF:

Final Reading and Adoption of Ordinance 2020-7

Ordinance 2020-7 SALARY ORDINANCE TOWNSHIP OF FRANKLIN WARREN COUNTY, NJ

On motion by Mike Ferri and seconded by Rich Herzer to open the Public Hearing.

Public Comments – Kim Lorencz inquired as to what this ordinance is about. Mayor informed all fulltime employees will receive a 2% increase on their base salary.

On motion by Mike Ferri and seconded by Rich Herzer to close the Public Hearing.

On motion by Committeeperson Mike Ferri and seconded by Committeeperson Mike Toretta the aforenoted ordinance be adopted at final reading.

Roll Call Vote	Yes	No	Absent/Abstain	
David Guth	Х			
Jeff DeAngelis	Х			
Mike Ferri	Х			
Michael Toretta	Х			
Rich Herzer	Х	(5) Ye	s (0) No (0) Absent	Motion carried

DISCUSSIONS/APPROVALS

Shared Municipal Court- Discussion ensued as to where to place our court next year. Per Attorney Benbrook we are beyond our deadline with the AOC to contract with the Town of Belvidere. The same numbers given to Belvidere were also sent to Mansfield Township for another quote and nothing to date has been received. Committee's consensus to move forward with the contract with the Town of Belvidere for a Shared Court.

RESOLUTION 2020-60 FRANKLIN TOWNSHIP WARREN COUNTY NEW JERSEY

RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE TOWN OF BELVIDERE

WHEREAS, the Township of Franklin and the Town of Belvidere currently operate separate Municipal Courts at separate facilities utilizing separate staffs for each Court; and

WHEREAS, for the purpose of effectuating further efficiency and cost savings, the Mayor and Committee have determined it to be in the best interest of the citizens of Franklin Township to enter into a Shared Services Agreement for Municipal Court services with the Town of Belvidere; and

WHEREAS, Franklin and Belvidere have reached agreement on the terms and conditions of a Shared Services Agreement, which said Agreement has been approved by the Administrative Offices of the Court and by the Honorable Thomas C. Miller, Assignment Judge of Vicinage 13.

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

1. The Mayor and Clerk be and hereby are authorized to date and execute a Shared Services Agreement for a shared Municipal Court with the Town of Belvidere, a true copy of which is attached hereto as **Exhibit A**, the terms and conditions of which are specifically incorporated herein by reference.

The within **Resolution 2020-60** was moved by Committeeperson David Guth and seconded by Committeeperson Mike Ferri and upon roll call vote was passed.

Roll Call Vote:	Yes	No	Absent/Abstained
David Guth	Х		
Rich Herzer	Х		
Mike Ferri	Х		
Michael Toretta	Х		
Mayor Jeff DeAngelis	Х	(5) Yes (0) No (0) Absent Motion Carried

Dated: September 8, 2020

CERTIFICATION

I hereby certify the foregoing to be a true copy of a Resolution adopted by the Franklin Township Committee at a meeting held on September 8, 2020.

Denise L. Becton, Municipal Clerk

Flashing Speed Sign – After a discussion, the committee's consensus to purchase/maintain and permanently install signs in Asbury, at the intersection of Maple and Old Main Streets, they would not entertain, at this time. Due to shrub growth impeding in that intersection, that since have been trimmed, at the MWA building, the committee and Zoning Officer will view this area for any site impediments.

<u>REPORTS/UPDATES:</u>

Engineer Report – no formal report submitted this month – Engineer Finelli not present

Attorney Report - no formal report submitted -

Mr. Benbrook is still working on 26 VanSyckle Road with our Zoning Officer to deem abandoned. The Redevelopment Designation Hearings need to get wrapped up and back in Judge Miller's hands. Challenges with a public meeting need to be addressed via Zoom. Committeeman Toretta would like to see Tax Liens and Foreclosure, some dating back to 2004, off our books. Attorney will have proper procedures to move ahead with this for our October meeting.

Jim Onembo - Code Enforcement/Zoning -

Mr. Onembo addressed the committee with numerous happenings in the township. A letter was mailed out referencing a noise complaint received as to Skyworks. Bogyos has received approval by the state for Aeronautics. To date, a total of \$47,500 has been received in 2020 for Abandoned Property fees. Leyburn/Riggs, properties for sale, possible use for a wedding venue. Mr. Onembo granted Highland exemptions to Common Sense for Animals for three of Dr. Blease's properties. The Sign Ordinance review has taken a back burner, Mr. Onembo still enforces the commercial piece of said ordinance. Received a complaint of farm animals in outside pens on 9 Stewartsville Road. Lastly, permits have been issued for the second Habitat House on Beidleman Road.

Peggy Housman – Recycle Coordinator – no report submitted

Fire Department/OEM – Raymond Read – not in attendance this evening

Beth Barry - Open Space Commission -

Ms. Barry informed that Barbara Davis presented the Open Space Plan to the Land Use Board. Mayor DeAngelis is hopeful that this will be completed by the end of the year.

DPW REPORT – **Ron Read** – no report submitted – not in attendance this evening

Franklin Township Community Center – Eddy Patient- Report submitted

Franklin Township Youth Association - No one present

Township Committee Reports:

Rich Herzer –

Franklin Township Elementary School is open and on half day sessions.

Mike Ferri

Committeeman Ferri commended those involved in the paving of Stewartsville Road, however, now it is a race track. Discussion as to how to help control the speed limit.

Mike Toretta

The Recycle center needs to be re-addressed and re-opened. CFO Reinalda advised that no grant funds can be used for operation of the center and will have to be taken from tax payer's dollars. Whatever days works for the Recycle Coordinator as to days to have the center open. Also the brush area is now locked when the DPW is not working, due to illegal dumping. We have been informed that a special DEP Permit is required to chip the brush and will need to be reviewed. A burn permit was issued the last time for the brush pile.

On motion by David Guth and seconded by Mike Toretta to re-open the Recycle Center and coordinate with the Recycle Coordinator as to when the gate will be open and how policed.

Roll Call: Yes	No	Absent/Abstained
Michael Toretta X		
Rich Herzer X		
David Guth X		
Mike Ferri	Х	
Mayor, Jeff DeAngelis X	(4) Yes (1) No	(0) Absent Motion carried

David Guth

Oil and Chipping of the roads have been completed. A letter was received referencing cracks and grass growing in the roads of the development, nuisance for those walking, strollers, etc. Mr. Guth will coordinate with the DPW and Engineer to address this complaint.

Jeff DeAngelis, Mayor

Mayor DeAngelis has been on calls with the county, weekly, and there is zero guidelines as to holding a public meeting. After speaking with IT, recommendation to purchase a meeting owl, which is a 360 degree camera, will help make all meetings, more accessible for the public, as this camera will rotate placing the speaker on camera, allowing you to see who is talking, in lieu of just hearing. At this time, consensus of the committee is, not, to purchase.

At this time, on motion by David Guth and seconded by Mike Ferri, the mayor opened the floor for Public Session at approximately 9:20 pm, all in favor.

Kim Lorencz – speeding in Asbury is a major issue and something needs to be done. Mayor DeAngelis will reach out to the NJSP. Zoning Officer Onembo addressed concerns to our noise ordinance.

Rick Canale – As to our Zoom meetings, they can be recorded and a link can be placed on our website, after meetings, allowing for public listening. Mr. Canale also addressed his concern, since the State approved, Aeronautics on the Bogyos property, is there anything else that the municipality can do. Attorney advised that the township has no requirements for such and the state is the final approval.

Tracey Heisler – As to the Redevelopment Hearings, we might want to re-think in resuming, via Zoom, White Township had numerours problems. We might want, also, want to rethink another app besides Zoom. Mayor informed that a Professional Organization would have to Host due to the capacity of attendees.

Claire Rohloff – inquiring as to a Fire Permit to be issued, advised Sonny Read, will be back in town today. Also, speeding on Bloomsbury Road, needs attention as well. Mayor will inform NJSP.

At this time, on motion by Mike Toretta and seconded by Mike Ferri to close Public Session at 8:42 pm, all in favor.

MOTION FOR PAYMENT OF BILL LIST:

On motion by David Guth and seconded by Rich Herzer, hearing no objection, to pay the bills from the bill list provided by the Chief Financial Officer.

Roll Call:	Yes	No Absent/A	Abstained
Michael Toretta	Х		
Rich Herzer	Х		
David Guth	Х		
Mike Ferri	Х		
Mayor, Jeff DeAngelis	Х	(5) Yes (0) No (0) Abser	nt Motion carried

MOTION FOR ADJOURNMENT:

On motion by Mike Ferri and seconded by Rich Herzer, hearing no objection, meeting stands adjourned at 8:43 pm.

Roll Call:	Yes	No Absent	Abstained
Michael Toretta	Х		
Rich Herzer	Х		
David Guth	Х		
Mike Ferri	Х		
Mayor, Jeff DeAngelis	Х	(5) Yes (0) No (0) Absent	Motion carried

Respectfully submitted,

Denise L. Becton Municipal Clerk