

REGULAR MEETING

The Franklin Township Committee held its regular monthly meeting at approximately 7:00 pm on Monday, December 2, 2019. Mayor Jeff DeAngelis opened the meeting in accordance with the "Open Public Meeting Act" Chapter 231, P.L. 1975 having been duly advertised and a copy posted in the office of the Township Clerk.

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

ROLL CALL OF COMMITTEE MEMBERS PRESENT: Jeannene Butler, Mike Ferri, David Guth, Mike Toretta, Mayor Jeff DeAngelis, (5) Present.

Present were: Denise L. Becton, Municipal Clerk, Mike Finelli, Municipal Engineer, Kevin Benbrook, Municipal Attorney, Raymond Read, OEM/Fire Chief, Jim Onembo, Zoning/Code Enforcement.

CONSENT AGENDA:

(One Roll Call to approve the following agenda items)

2. APPROVALS

- a. Meeting Minutes **RE: November 4, 2019**
- b. Proclamation **RE: School Choice Week; January 26-February 1**
- c. Proclamation **RE: American Education Week, November 25th-27th**
- d. Res. 2019-70 **RE: Tax Lien Redeemed Block 27 Lot 4.07**
- e. Res. 2019-71 **RE: Tax Lien Redeemed Block 39 Lot 12**
- f. Res. 2019-72 **RE: Tax Lien Redeemed Block 2 Lot 7**
- g. Res. 2019-73 **RE: Tax Lien Paid off Block 27 Lot 4.02**

On motion by Committeeperson Jeannene Butler and seconded by Committeeperson David Guth all items on the Consent Agenda be adopted/approved as listed.

| Roll Call Vote | Yes | No | Absent/Abstain | |
|-----------------------|------------|-----------|-----------------------|---------------------------|
| Jeannene Butler | X | | | |
| Mike Ferri | X | | | |
| Michael Toretta | X | | | |
| Dave Guth | X | | | |
| Mayor Jeff DeAngelis | X | (5) Yes | (0) No | (0) Absent Motion Carried |

Consent Agenda Resolutions - First Reading/Adoption:

PROCLAMATION

**PROCLAMATION
NJ School Choice Week
January 26 – February 1, 2020**

FRANKLIN TOWNSHIP, Warren County, NJ, School Choice Week

WHEREAS, all children in **FRANKLIN TOWNSHIP** should have access to the highest-quality education possible; and,

WHEREAS, **FRANKLIN TOWNSHIP** recognizes the important role that an effective education plays in preparing all students in **FRANKLIN TOWNSHIP** to be successful adults; and,

WHEREAS, quality education is critically important to the economic vitality of **FRANKLIN TOWNSHIP**; and,

WHEREAS, FRANKLIN TOWNSHIP is home to a multitude of high quality public and nonpublic schools from which parents can choose for their children, in addition to families who educate their children in the home; and

WHEREAS, educational variety not only helps to diversify our economy, but also enhances the vibrancy of our community; and,

WHEREAS, FRANKLIN TOWNSHIP has many high-quality teaching professionals in all types of school settings who are committed to educating our children; and,

WHEREAS, School Choice Week is celebrated across the country by millions of students, parents, educators, schools and organizations to raise awareness of the need for effective educational options;

NOW, THEREFORE, I, Jeff DeAngelis, Mayor, do hereby recognize January 26 – February 1, 2020 as **FRANKLIN TOWNSHIP, WARREN COUNTY, NJ, School Choice Week**, and I call this observance to the attention of all of our citizens.

Dated this 2nd day of December, 2019

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

I, Denise L. Becton, Municipal Clerk, for the Township of Franklin, Warren County, NJ, hereby certify that this is a true copy of a Proclamation adopted by the Franklin Township Committee, December 2nd, 2019.

Denise L. Becton, Municipal Clerk

PROCLAMATION

American Education Week Proclamation

Whereas, public schools are the backbone of our democracy, providing young people with the tools they need to maintain our nation's precious values of freedom, civility, and equality; and

Whereas, by equipping young Americans with both practical skills and broader intellectual abilities, schools give them hope for, and access to a productive future; and

Whereas, education employees, be they substitute educators, custodians, teachers, bus drivers, or librarians, work tirelessly to serve our children and communities with care and professionalism; and

Whereas, schools are community linchpins, bringing together adults and children, educators and volunteers, business leaders, and elected official in a common enterprise.

Now, therefore I, Jeff DeAngelis, serving as Mayor of Franklin Township, New Jersey, do hereby proclaim November 25 - 27 as

the 98th annual observance of American Education Week.

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

I, Denise L. Becton, Municipal Clerk, for the Township of Franklin, Warren County, NJ, hereby certify that this is a true copy of a Proclamation adopted by the Franklin Township Committee, December 2nd, 2019.

Denise L. Becton, Municipal Clerk

Resolution 2019-70

RESOLUTION NO. 2019-70

WHEREAS, US Bank-Cust for PC7, First Trust Bank holds Tax Sale Certificate #2017-004 on Block 27 Lot 4.07 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 redemption amount of \$ \$37,747.09 to US Bank-Cust for PC7, First Trust Bank, 50 South 16th Street, Suite 2050, Philadelphia, PA 19102.

On motion by Jeannene Butler and seconded by David Guth the aforementioned **Resolution 2019-70** be adopted as read.

| Roll Call Vote | Yes | No | Absent/Abstained | |
|-----------------------|------------|-----------|-------------------------|---------------------------|
| David Guth | X | | | |
| Jeannene Butler | X | | | |
| Mike Ferri | X | | | |
| Michael Toretta | X | | | |
| Mayor Jeff DeAngelis | X | (5) Yes | (0) No | (0) Absent Motion Carried |

Dated: December 2, 2019

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 December 2, 2019.

Denise L. Becton RMC/CMR

Resolution 2019-71

RESOLUTION NO. 2019-71

WHEREAS, Bala Partners holds Tax Sale Certificate #2019-004 on Block 39 Lot 12 and,

WHEREAS, the property owner has redeemed this lien,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Committee authorize the Tax Collector to refund the sum of \$1,22.85 plus the Premium amount of \$1,500.00 for a total of \$ 2,922.85 to Bala Partners, 17 W. Cliff Street, Somerville, NJ 08876

On motion by Jeannene Butler and seconded by David Guth the aforementioned **Resolution 2019-71** be adopted as read.

| Roll Call Vote | Yes | No | Absent/Abstained |
|-----------------------|------------|---------------------------|-------------------------|
| David Guth | X | | |
| Jeannene Butler | X | | |
| Mike Ferri | X | | |
| Michael Toretta | X | | |
| Mayor Jeff DeAngelis | X | (5) Yes (0) No (0) Absent | Motion Carried |

Dated: December 2, 2019

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 December 2, 2019.

Denise L. Becton RMC/CMR

Resolution 2019-72

RESOLUTION 2019-72

WHEREAS, Bala Partners holds Tax Sale Certificate #2019-001 on Block 2 Lot 7 and,

WHEREAS, the property owner has redeemed this lien,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Committee authorize the Tax Collector to refund the sum of \$1,000.39 to Bala Partners, 17 W. Cliff Street, Somerville, NJ 08876

On motion by Jeannene Butler and seconded by David Guth the aforementioned **Resolution 2019-72** be adopted as read.

| Roll Call Vote | Yes | No | Absent/Abstained | |
|-----------------------|------------|-----------|-------------------------|---------------------------|
| David Guth | X | | | |
| Jeannene Butler | X | | | |
| Mike Ferri | X | | | |
| Michael Toretta | X | | | |
| Mayor Jeff DeAngelis | X | (5) Yes | (0) No | (0) Absent Motion Carried |

Dated: December 2, 2019

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 December 2, 2019.

Denise L. Becton RMC/CMR

Resolution 2019-73

RESOLUTION NO. 2019-73

WHEREAS, George Banghart holds Tax Sale Certificate #2018 - 003 Block 27 Lot 4.02 and,

WHEREAS, the property owner has paid off this lien,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Committee authorize the Tax Collector to refund the sum of \$ 2,118.67 to George Banghart, 50 Good Springs Road, Asbury, NJ 08802.

On motion by Jeannene Butler and seconded by David Guth the aforementioned **Resolution 2019-73** be adopted as read.

| Roll Call Vote | Yes | No | Absent/Abstained |
|-----------------------|------------|---------------------------|-------------------------|
| David Guth | X | | |
| Jeannene Butler | X | | |
| Mike Ferri | X | | |
| Michael Toretta | X | | |
| Mayor Jeff DeAngelis | X | (5) Yes (0) No (0) Absent | Motion Carried |

Dated: December 2, 2019

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 December 2, 2019.

Denise L. Becton RMC/CMR

NEW BUSINESS

New Jersey State Police – A trooper present this evening reported that patrols have been stepped up in the areas of all schools. Hearing no public comments.

RESOLUTIONS

Resolution 2019-67

RESOLUTION 2019-67

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:

- 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 | \$2,480.00 |
| Cash Match | \$ 620.00 |
| In-Kind | \$1,860.00 |

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

On motion by Mike Ferri and seconded by Mike Toretta the aforementioned **Resolution 2019-67** be adopted as read.

| Roll Call Vote | Yes | No | Absent/Abstained |
|-----------------------|------------|---------------------------|-------------------------|
| David Guth | X | | |
| Jeannene Butler | X | | |
| Mike Ferri | X | | |
| Michael Toretta | X | | |
| Mayor Jeff DeAngelis | X | (5) Yes (0) No (0) Absent | Motion Carried |

Dated: December 2, 2019

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 2nd day of December, 2019.

Denise L. Becton, RMC/CMR, Municipal Clerk

Resolution 2019-68

RESOLUTION 2019-68

WHEREAS, the Franklin Township Mayor and Committee shall appoint the Chief of the Franklin Township Fire Department for the year 2020-2022 for a 3 year term;

AND, THEREFORE IT BE RESOLVED, the Franklin Township Committee, of the County of Warren and the State of New Jersey, hereby appoint, Raymond Read, as the Franklin Township Fire Chief; term beginning effective, for a (3) year term beginning on January 1st, 2020 to December 31st, 2022.

On motion by David Guth and seconded by Mike Ferri the aforementioned **Resolution 2019-68** be adopted as read.

| Roll Call Vote | Yes | No | Absent/Abstained |
|-----------------------|------------|---------------------------|-------------------------|
| Mike Ferri | X | | |
| David Guth | X | | |
| Jeannene Butler | X | | |
| Michael Toretta | X | | |
| Mayor Jeff DeAngelis | X | (5) Yes (0) No (0) Absent | Motion Carried |

CERTIFICATION

I, Denise L. Becton, Township Clerk, do hereby certify that the foregoing is a true copy of a resolution adopted by the Franklin Township Committee at a meeting held on the 2nd day of December, 2019

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 2nd day of December, 2019.

Denise L. Becton,
Municipal Clerk

Dated: December 2, 2019

Resolution 2019-69

**RESOLUTION 2019-69
TRANSFER RESOLUTION**

BE IT RESOLVED by the Township Committee of the Township of Franklin, County of Warren, State of New Jersey, that there are insufficient funds to meet the demands necessary for the 2019 balances in the Current Fund Budget. Includes General Administration S/W, Tax Collector O/E, Tax Assessment O/E, Legal Services O/E, Engineering O/E, Land Use Board O/E, Employee Group Insurance, Emergency Management S/W, Aid to Volunteer Fire Companies, and Animal Control Services S/W.

WHEREAS, the following accounts have sufficient excess funds to meet such demands: Legal Services O/E and Streets and Roads O/E.

BE IT RESOLVED, that in accordance with the provisions of R.S. 40A:4-58 the Chief Financial Officer is hereby authorized to make the following transfers:

| | | |
|-------|---------------------------------|-------------|
| TO: | General Administration S/W | 6,000.00 |
| | Tax Collector O/E | 1,000.00 |
| | Tax Assessment O/E | 1,000.00 |
| | Legal Services O/E | 4,000.00 |
| | Engineering O/E | 18,000.00 |
| | Land Use Board O/E | 18,000.00 |
| | Employee Group Insurance | 2,000.00 |
| | Emergency Management S/W | 3,000.00 |
| | Aid to Volunteer Fire Companies | 3,000.00 |
| | Animal Control Services S/W | 161.00 |
| | | \$56,161.00 |
| FROM: | Human Resources O/E | 1,270.00 |
| | Other Insurance Premiums | 12,000.00 |
| | Recreation O/E | 6,000.00 |
| | Gasoline | 5,000.00 |
| | Streets & Roads O/E | 31,891.00 |
| | | \$56,161.00 |

On motion by Jeannene Butler and seconded by Mike Ferri the aforementioned **Resolution 2019-69** be adopted as read.

| Roll Call Vote | Yes | No | Absent/Abstained |
|-----------------------|------------|---------------------------|-------------------------|
| David Guth | X | | |
| Jeannene Butler | X | | |
| Mike Ferri | X | | |
| Michael Toretta | X | | |
| Mayor Jeff DeAngelis | X | (5) Yes (0) No (0) Absent | Motion Carried |

Dated: December 2, 2019

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 December 2, 2019.

Denise L. Becton RMC/CMR

Resolution 2019-74

Res. 2019-74

Resolution Calling for Study Commission to Review the Open Public Records Act

WHEREAS, Franklin Township, Warren County, NJ strongly believes in and supports open transparent government, and that citizens and residents have the right to be informed about the workings of government in order to best participate in a democracy; and

WHEREAS, on January 8, 2002 then Acting Governor DiFrancesco signed into law the Open Public Records Act (OPRA) which mandates that government records shall be available, with limited exceptions, for public access and simplifying the procedures for requesting such specific records; and

WHEREAS, the intent of the law was to provide the public with easy access to government records with an uncomplicated process for obtaining the records and eliminating bureaucratic red tape; and

WHEREAS, over the course of 18 years OPRA has been a positive light, but it has also been fraught with abuse and misuse, and has become an unanticipated financial cost to the taxpayers of New Jersey; and

WHEREAS, Franklin Township has labored under a well-intended law that has spiraled out of control, due to the volume and nature of requests, the cost to taxpayers in responding to the requests, and the potential liability in having to pay disproportionate prevailing party attorney's fees should the requests turn into litigated matters, as well as the liability in determining which documents shall be released, with or without redaction, while attempting to maintain individual privacy; and

WHEREAS, it is not only the volume of OPRA requests that challenge our resources, but it is also the cost associated with reviewing, retrieving, and processing the OPRA request(s) by public entity personnel and counsel and possibly defending our action(s) before the Government Records Council or in Superior Court; and

WHEREAS, Franklin Township received and responded to 47 OPRA requests in 2017, 63 OPRA requests in 2018, and to date has received and responded 62 OPRA requests as of September 1, 2019; and

WHEREAS, Franklin Township, Warren County, NJ, municipal staff has spent approximately 40.5 *hours* responding to OPRA requests received in 2019 to date, and a yearly average of approximately 72 hours since 2017; and

WHEREAS, due to the often conflicting case law and Government Record Council decisions, as well as the unique characteristics of OPRA request, Franklin Township must often times rely on the municipal attorney to review certain OPRA requests, the time for which to review and assist is factored into the annual retainer paid to the Municipal Attorney and the legal fee line item in the Township's budget; and

WHEREAS, with limited exceptions OPRA has not been amended to address the clear and apparent advancement in technology that has changed the way government records are created, stored, and/or transmitted; the various interpretive decisions; privacy concerns; abuse for commercial gain; and/or the ever-increasing cost to taxpayers; and

WHEREAS, as the current law approaches its twentieth (20th) anniversary it has outgrown its original intended use and has become ripe for comprehensive review and reform;

NOW, THEREFORE BE IT RESOLVED that the governing body of Franklin Township, Warren County, NJ appeals to the legislature to form a Commission comprised of Mayors, Municipal Clerks, Municipal Managers, Attorneys, Police Chiefs, open government advocates, privacy experts, members of the media, citizens and other appropriate stakeholders, to review and examine the effects of OPRA on local government and the needs to be fulfilled by the law, and use the Commission's findings to perform a comprehensive reform of OPRA; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to Assemblymen John DiMaio and Erik Peterson, *Senator Michael J. Doherty*, Assembly Speaker Craig Coughlin, Senate President Stephen Sweeney, Senator Weinberg, Executive Director of the Government Records Council, the Governor of the State of New Jersey, the Municipal Clerks Association of New Jersey and New Jersey State League of Municipalities.

On motion by David Guth and seconded by Jeannene Butler the aforementioned **Resolution 2019-74** be adopted as read.

| Roll Call Vote | Yes | No | Absent/Abstained |
|-----------------------|------------|-----------|----------------------------------|
| David Guth | X | | |
| Jeannene Butler | X | | |
| Mike Ferri | X | | |
| Michael Toretta | X | | |
| Mayor Jeff DeAngelis | X | | |
| | | (5) Yes | (0) No (0) Absent Motion Carried |

Dated: December 2, 2019

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 December 2, 2019.

Denise L. Becton RMC/CMR

Distribution List

Your State Senator and Assembly Representatives (information can be found at www.njleg.state.nj.us/members/legsearch.asp)

Hon. Phil Murphy
Governor, State of New Jersey
State House
PO Box 001
Trenton, NJ 08625

Hon. Stephen Sweeney
Senate President
Senate District 3
935 Kings Highway
Suite 400
West Deptford, NJ 08086
sensweeney@njleg.org

Hon. Craig Coughlin
Assembly Speaker
Assembly District 19
569 Rahway Avenue
Woodbridge, NJ 07095
asmcoughlin@njleg.org

[Hon. Loretta Weinberg](#)
[Senator, District 37](#)
[545 Cedar Lane](#)
[Teaneck, NJ 07666](#)
senweinberg@njleg.org

Frank F. Caruso
Executive Director
Government Records Council
PO Box 819
Trenton, NJ 08625-0819
Frank.Caruso@dca.state.nj.us

MCANJ
88 Inskip Ave
Ocean Grove, NJ 07756
executivedirector@NJClerts.org

NJLM
222 West State Street
Trenton, NJ 08608
lbuckelew@njlm.org

PRESENTATIONS/APPROVALS/DISCUSSIONS:

Historic Preservation in the Township – Brenda Higgins seeking financial support for the Warren Mill, historical building, in need of 23 new windows, Mayor DeAngelis will address at our Budget Workshop Meeting. Former Mayor Dave Werkheiser spoke as to the use of historic buildings, tourism and the need of new members on the commission.

Support for Windows 7 Upgrade Support Ends January 14, 2020 – After January 14, 2020, Microsoft will no longer provide security updates or support for PCs running Windows 7.

On motion by Mike Ferri and seconded by Jeannene Butler to upgrade Windows 7 to Windows 10.

| Roll Call Vote | Yes | No | Absent/Abstained |
|-----------------------|------------|-----------|----------------------------------|
| David Guth | X | | |
| Jeannene Butler | X | | |
| Mike Ferri | X | | |
| Michael Toretta | X | | |
| Mayor Jeff DeAngelis | X | (5) Yes | (0) No (0) Absent Motion Carried |

New Village Holdings execution of Auction Contract, Block 37, Lot 20 – Attorney Benbrook Informed that all money has been received for the purchase of said property. Contract has been executed by Ms. Chen.

On motion by Mike Ferri and seconded by Jeannene Butler to authorize the mayor/clerk to execute the Contract for Sale of Real Estate.

| Roll Call Vote | Yes | No | Absent/Abstained |
|-----------------------|------------|-----------|----------------------------------|
| David Guth | X | | |
| Jeannene Butler | X | | |
| Mike Ferri | X | | |
| Michael Toretta | X | | |
| Mayor Jeff DeAngelis | X | (5) Yes | (0) No (0) Absent Motion Carried |

Attorney Benbrook advised after speaking with Ms. Chen’s engineer the alley abutting this Block/Lot needs to be vacated to merge the property to design a new septic system to allow for a Disposal Field. With no expense to the township, the committees consensus to vacate alley.

Mayor DeAngelis informed that we received a Grant from the NJDOT FY2020 in the amount of \$130,000 to Resurface Montana Road, Section 2.

OLD BUSINESS - none

REPORTS/UPDATES:

Engineer Report - See report as submitted below by engineer:

1. Township Wastewater Management Plan (WMP) (No change since last Report)

- We have been advised in a June 16, 2014 email from NJDEP that there are three (3) options with regard to the most recent grant allotment received for \$19,000 via correspondence from the NJDEP dated, 2/12/14.
 - a. Don't accept the grant and don't do any additional work and see what comes out of the new Waster Management Planning Act regulations.
 - b. Submit a new scope of work which includes a request for funding for septic density zoning.
 - c. Complete septic density zoning without funding from the State.
- This matter was discussed at the July 7, 2014 TC Meeting, and the Committee decided to choose Option "a" as outlined above. Based upon that decision, our office, via letter dated July 15, 2014 notified the NJDEP of the Township's decision. A copy of this letter was provided to the Township for their information and records.

2. Pohatcong Valley Groundwater Contamination (OU2) Potable Water Main Extension Project

- Please refer to Engineers report dated June 1, 2018 for historical information relative to this project.
- Our office continues to coordinate with Arcadis regarding the project and the various issues associated with the pending start of construction in Franklin Township. Our office has provided review services associated with the Street Opening permit applications. Escrow monies were submitted by Rio Tinto to cover the fees generated by our office for our review work. Rio Tinto has hired Montana Construction as the General Contractor for the project. Montana Construction will be utilizing the American Legion Hall (adjacent to the Greenwich Municipal Bldg.) as their construction office.
- The process of issuing individual street opening permits has been completed. Our office had a meeting with Armando Veguez, Project Manager for Montana Construction, to review the various aspects and requirements associated with the issuance of Street Opening Permits. Mr. Veguez will be the primary contact person for Montana Construction for the project. Our office has released approvals to Montana Construction for the Street Opening Permits applications.
- The Township of Franklin has received a check in the amount of \$25,718.00 which represents the Application Fee to the Township associated with the Street opening permit applications. In addition, Rio Tinto has submitted an Escrow check to the Township which will be utilized by the Township for payments to our office in conjunction with our inspection work and general administration of the project for the Township of Franklin.
- A Pre-Construction meeting was held on April 5, 2018 at the American Legion building. Both myself and Committeeman Guth were present on behalf of the Township. There were many attendees present, consisting of representatives from Rio Tinto, Arcadis, Montana Construction, NJDOT, EPA, CH2M Hill, Warren County, Transcontinental Gas Pipeline, Franklin Township and Greenwich Township. The meeting was informative and clearly established that the project was getting very close to the start of construction.
- Overall Project Construction commenced the week of May 7th with the initial work being conducted on NJSH Rte. 57. Work in Greenwich Township commenced the week of May 21st. Work on Township Roads has been ongoing for over two months now (approx. since the beginning of Aug.). Water main installation has been completed within the Edison Lakes development and other misc. roadways (Thatcher Ave, Montana Rd, Cole Rd, Second St, etc). Please be advised that the road closure of Stewartsville Rd has been temporarily lifted, but the road will again be closed once work resumes on Stewartsville Rd. All required services

(Police, Fire, EMS) and other agencies, including the School District, have been notified and have approved of the closure.

- It should be noted that the connection to the portion of the system (AQUA) in Greenwich Township has been made.
- Warren County still has not issued their permit for the work on Edison Rd (County Route 633) or for the two (2) stream crossings along Stewartsville Rd. I am unaware of when the permit(s) may be issued. This situation with the County not issuing a permit is impacting the project schedule as it has created the inability for the contractor to continue to work on the project. Our office had a recent discussion with the contractor, Montana, who indicated that should construction cease at the project in the near future, the contractor will not be returning until late Winter to early Spring 2019 when they would resume activity.
- Representative of the Township (Mayor DeAngelis, Committeeman Guth, Sonny Read and myself) attended a meeting on October 9, 2018 at the Arcadis field office. Also in attendance were representatives from Rio Tinto, Arcadis, Montana, and NJAWCo. The primary purpose of the meeting was to develop a solution for the air releases which are quite unsightly and clearly in need of modification.
- Our office previously received a revised detail for the air releases which now consists of a 3 in. diameter pipe approximately 2ft high which is covered by a Fiberglass enclosure. The enclosure can either be tan or green in color. This feature seems to be a big improvement over the original design. The contractor is looking for direction from the Township, through our office, on approval of this air release design. We have been told that NJAWCo., will not agree to have these air releases removed in their entirety. We are also in the process of determining the flexibility of a horizontal shift (along the frontage of the impacted properties in question) to the location of the air releases.
- On January 28th I received a phone call from Nica Klaber, EPA, who was following up with me about our most recent letter, dated January 25, 2019, regarding the air releases and our request for clarification and additional information from the design engineer, John Tobia, PE, Jacobs. I believe that my phone conversation with Ms. Klaber will prove helpful towards a resolution of the air release issue. She seemed genuinely concerned that the Township was still objectionable to the latest proposal being offered by the OU2 reps.
- Very little work has been performed on the project during the month of January so there is not much to report on relative to the progress of the project on the whole. The majority of work during the months of March and April was conducted in Greenwich Township. Little work has occurred in Franklin Township since the resumption of construction for the project in February. The primary hold up remains the issuance of the road opening permit for Edison Rd (CR 633) along with the two culvert crossings along Stewartsville Rd. Our office has been coordinating with both the contractors and the County in an effort to bring this matter to closure by the issuance of the appropriate permits.
- A joint meeting was held at our office on April 16, 2019 between OU2 representatives (Arcadis & Rio Tinto) and Warren County representatives (County Administrator, Freeholder Sarnoski, and County Engineer). A detailed discussion took place regarding the outstanding permits and their respective status. It appears that the County may be issuing the permits for the 2 culvert crossings along Stewartsville Rd in the near future. Unfortunately, there appears to be a "stalemate" between the County and OU2 on the Edison work and associated permit. As of the date of this report, I am unaware of any resolution to this matter.
- I have recently contacted Nica Klaber regarding the need to resolve the long standing Air Release Valve (ARV) locations and final design configuration. A site inspection (walk-thru) is scheduled for June 11, 2019 between our office and the EPA reps. Dave Guth will be attending this meeting as well.

- A joint meeting between Warren County, New Jersey American Water Company and the EPA was held on May 20, 2019. The primary purpose of the meeting was to review all of the outstanding items/issues between the County and the OU2 reps in an effort to bring the various issues to closure and to allow the project to get “back on track”. I was not in attendance at the meeting but have spoken with representatives from both the EPA and the County subsequent to their meeting. It appears that all of the previously outstanding issues were resolved to the point where Arcadis will be supplying the County with revised plans with the intent that the County will be in a position to approve same allowing all the necessary permits to be issued. The time frame for construction to resume in Franklin Township was not relayed to me.
- The recent delays impacting work on the project in Franklin Township may soon be ending. It appears that the County and the OU2 project contractors have finally resolved their “differences”. There is a meeting scheduled for Wednesday August 7th which may result in permits being issued by the County and the resumption of work in Franklin Township.
- As previously reported, the ARV (Air Release Valve) modifications has been resolved. Upon resumption of work in Franklin Township, the contractors will be installing the new improved and modified ARV’s.
- Work in Franklin Township relative to the installation of the primary water main has recently been completed by virtue of the extensions within Stewartsville Rd. Beyond the ARV upgrades, the next milestone will be the service connections to the various properties.
- At this juncture and based upon the level of completion of work on the project, the anticipated construction completion date for the project is Spring 2020. This clearly impacts a number of issues within the Township including the resurfacing of Stewartsville Road and our 2018 NJDOT Grant for same (see item #3 below).
- At the November 4, 2019 Committee meeting there was some discussion regarding the full width paving of the various impacted roadways. If the Township still wishes to pursue the full width paving, additional internal discussions will be required in order to determine our approach to this matter with Arcadis and Rio Tinto.
- I will continue to keep the Committee apprised as the project moves forward.

3. 2018 NJDOT State Aid Program(No change since last Report):

- Our office and the Township recently received a letter, dated July 25, 2017, from the NJDOT announcing the start of the 2018 Program. As we have discussed many times over the past years, the Municipal Aid Program has been very beneficial to Franklin Township with over a million dollars being awarded over the past years. Since we did not receive a grant through the 2017 Program, I am sure that the Township intends to file at least one application through the 2018 Program. As you recall, last year’s application was for Stewartsville Road and I will assume that we will resubmit this Road again. We should consider potentially adding a second applicant should a good candidate be selected. The applications are required to be submitted (via SAGE) on or before October 6, 2017. The Committee authorized our office to proceed with the development of an application for Stewartsville Road at the August 7th, 2017 Committee Meeting.
- Our office has been developing the application and it is close to being in a position for submittal to the NJDOT via SAGE. As previously discussed, the Township must adopt a Resolution for the submittal and execution of a Grant Agreement with the NJDOT, as part of the application submittal process. Resolution # 2017-62 for Stewartsville Road was approved at the September 11th, 2017, Meeting.
- Our office completed the application and it was submitted to the NJDOT, via SAGE, prior to the October 6th, 2017 deadline.

- I am pleased to report that the Township was awarded a grant through this program for the resurfacing of Stewartville Road in the amount of \$160,000. Please be advised that there could potentially be a shortfall between the actual costs and the grant amount. Our office estimated a total cost, including inspections and testing, of \$234,285. We requested \$198,000 and received \$160,000.
- This budget shortfall was discussed in detail at the March 5, 2018 Committee meeting. Based upon the fact that the Township will be getting ½ of the road paved through the Water Main Project, we inquired with the NJDOT regarding that fact and its potential impact on the Grant. As reported, our office will need to develop a Scope Modification to confirm the ability to have the DOT participate in only ½ of the roadway. We are presently working on same. We are confident that this will work out in the best interest of the Township. Our latest estimate, considering only paving half of the road, equates to a new estimate of approximately \$152,500.00 (incl. inspection & testing), which would be completely within the Grant allotment from the DOT, with no shortfall.
- Our office has been in contact with Montana Construction (the OU2 water main project contractor) in respect to the necessary coordination with Montana's paving contractor in an effort to complete a full width overlay of the entire length of Stewartville Road. My discussions have been positive relative to their willingness to work with the Township in a collaborative way to achieve the goal of a full width overlay.
- The Township Committee previously authorized our office to begin the required field survey work and initiate the development of the Construction Plans for the project. Our office has completed the survey work for the project and are presently developing the base maps and continuing our work on the construction drawings. We anticipate completing the construction plans in the near future and then a submission will be made to the NJDOT for their approval.
- At the Aug. 6, 2108 Township Committee meeting, the Committee decided to delay the start and construction phase of the DOT Grant project until the completion of the OU2 Water Main Ext. Project(see report item #2 above) based upon the large amount of truck traffic impacting Stewartville Rd. Our office will still need to coordinate this project with the paving phase of the OU2 Water Main project so that the entire Road (½ -OU2 and ½-DOT Grant) will be paved at the same time as discussed above. This will require our office to secure the DOT's approval of our Plans and Spec.'s to insure there would be no delay in being able to start the DOT funded portion of this Roadway paving operation.
- Since the OU2 project will not be completed until sometime in 2020, this will impact the use of these grant dollars as the paving of this roadway is directly related to the schedule and completion of the OU2 project. The grant requires the project to be awarded by Feb 2020 (2 years after notification of the grant from the NJDOT). The delays in the OU2 project have resulted in the Townships inability to complete the roadway resurfacing in that time frame. We have been in discussions with the NJDOT regarding how we best proceed under these circumstances. We believe that we have a good solution which will facilitate the completion of both of these two projects and eliminate any possibility of the NJDOT rescinding the grant.
- At the September 3rd TC meeting, I explained the fairly simple approach in awarding a contract through the Co-Op in 2019, but obviously not going forward with the work until the road is ready to be resurfaced which will be some time in 2020 (subsequent to the completion of the Watermain project). I believe that this will satisfy the NJDOT as a contract will be awarded before the deadline of February 21, 2020.

- Please be advised that our office has recently forwarded all the required documents (plans, specs, certification, estimate) to the NJDOT for their review and approval.
- We will continue to keep the Committee apprised of the progress of the project.

4. Township Walking Path / Rec Trail: “Old” Smith Farm Property (No change since last month’s report):

- This matter was discussed at the July 10th, 2017 TC meeting. I was asked to forward a number of historical plans which were previously developed by our office for the Township. I sent out an email to everyone on July 24th, 2017 which included three (3) different versions and configurations of a Walking Path within and around the property. As per my cover e-mail, the most current plan which was sent, dates back to April 2015.
- This project was discussed at some length at the August 7th, 2017 Committee Meeting. A number of issues including, but not limited to, County Roadway improvement requirements, the incorporation of an emergency access driveway, the width of the path, the estimated cost and the size and location of the parking lot were all reviewed. The Township Committee was specifically interested in what improvements might be required by the County should a parking lot be constructed with direct access to Road (County Rote 643) across from the Elementary School.
- Based upon the above, I spoke at length with County Engineer, Bill Gleba, regarding the project and the improvements that would be required in order to secure approval from the County Planning and Engineering Departments. As I suspected and as I have indicated to you, the County would look at this “situation” as a mid-block crosswalk which would require flashing warning pedestrian crossing signs, other signage, and numerous administrative requirements and agreements between the Township and the County.
- The Township’s alternative to constructing the parking lot directly off of Asbury-Broadway Road would be to construct the parking lot with access being provided from Bryan Road. The exact location of the parking lot would need to be discussed and reviewed as there are a number of different potential locations available along Bryan Road. I discussed this alternative design with Bill Gleba who acknowledged and supported the concept. Based upon the number of unanswered questions at this time, I did not proceed any further. I will be making a recommendation to the Township Committee regarding what I believe to be the best location for a parking lot off of Bryan Road. Should it be approved, we would be in a position to move forward with the design.
- This project was discussed at length at the October 2, 2017 Committee meeting. The issue of the rights to access the Rocky Brook development have been since confirmed VIA a subsequent e-mail from my office. The location of the parking lot was also confirmed in that it would not be located off of Bryan Road and would be across from the elementary school with access from Asbury – Broadway Road. Other miscellaneous issues and design features were also discussed. The Township then authorized our office to proceed in developing the plans for the Walking Path and Parking Lot in an effort to get them out “to Bid”.
- Our office has completed the majority of the field survey work. This information was then utilized in moving forward with the design process and the development of construction plans for the project. We are currently moving forward towards the completion of the design and construction drawings. Subsequent to that, I will forward same to the Township Committee for their approval. After approval by the Township Committee, our office will provide the two (2) primary 3rd party review agencies, the Warren County Planning (Engineering) Department and the Warren County Soil Conservation District with formal applications for their review and approval.

- Our office attended a meeting with the County Engineers office to review and discuss the improvements they will be requiring along Asbury-Broadway Road. We have been incorporating those improvements into the project design and construction plans. We continue to make good progress and will hopefully be submitting the plans to the required review agencies (Warren County Planning Department & the WCSCD) in the near future.
- Based upon the SWM requirements that are required per the increase in impervious cover and overall area of disturbance, our office needed to generate additional and sight specific topography in order to better define the various drainage areas for this project. The field work was completed and the data has been transferred to our office. We have completed the SWM analysis and the design and have developed the required SWM report for purposes of our submissions to both the WCPD & WCSCD.
- Our office recently completed the development of all of the required submission information for the 2 primary reviewing agencies, the WCPD & WCSCD. We have assembled all the required documents and have submitted formal application to both agencies. The applications were submitted during the week of April 30, 2018. Our office will be providing hard copies of all information developed and submitted to Denise B. for the Township's information and records.
- The submission to the Warren County Planning Department (WCPD) did not require any type of application or review fee as the Township is exempt, but the submission to the Soil Conservation District did require a fee of \$2,525.00 (check provided to me by Dawn Stanchina, CFO). At this juncture we need to secure both of these approvals prior to going "out to bid".
- Submissions to both the WCPD and WCSCD were made on May 4, 2018. We have received initial review letters from both agencies. Our office has revised the plans as necessary to address the comments in each review letter. Resubmissions to both agencies were made on June 4, 2018.
- I am pleased to report that we have secured Plan Approval from WCSCD, via letter dated June 13, 2018. We have also received conditional approval from the WCPD, via letter dated June 26, 2018. There still remains a number of comments from the WCPD letter that we need to address and some administrative matters with the Township. As per their request we have scheduled a meeting with the County Engineer's office for July 6, 2018.
- We attended a meeting with reps from the County Engr. Dept. on July 6. A detailed review of their June 26, 2018 letter was conducted. We have recently completed the necessary plan revisions per their last review letter and our meeting. A resubmission to the County was recently made. I am confident that we will be able to satisfy the final comments from the County and the project will then be in a position to go "out to bid".
- Our office has recently been in discussions with the Warren County Engineers office regarding this project and the status of their review of same. There are some additional comments that the County Engineer's office would like us to incorporate into a revised plan set. We are looking to set up a meeting with the County in the near future to address their final comments.
- In addition to securing approvals from the WCPD & WCSCD, the project was presented to the Township LUB by myself at their November 7, 2018 meeting. It was presented to the Township Land Use Board as a Capital Improvement Project governed by NJSA 40:55D-31. Generally speaking, the Land Use Board seemed to support the project and did offer a number of recommendations to the Township relative to a few design issues for the project. Those recommendations were contained in a letter from Rich Schneider, Esq, LUB Attorney, dated November 12, 2018.
- Our office received a "Conditional Approval" letter, dated May 6, 2019 from, the Warren County Planning Department. Our office has addressed the vast majority

of the comments contained within their letter. We have spoken with County Engineer Bill Gleba, P.E, regarding their letter and have scheduled a meeting with Bill and the Planning Department for Wednesday June 5, 2019 where we will review the revised plans versus their review letter. We anticipate that all of their final comments will be addressed and that the project will very soon be Unconditionally Approved. Please be advised that a few administrative items (SWM Maintenance Responsibility and entering into an agreement with the County on Ownership and Maintenance for the Flashing Pedestrian Crossing Signs) remain outstanding.

- As stated at the July 1, 2019 Committee meeting, our office had resubmitted revised plans to the County in June. Our office received a review letter, dated July 22, 2019 containing a few final comments and a number of administrative compliance items. We remain very confident that final compliance with the County's latest review will be in the very near future. The Township may wish to consider going "out to bid" very soon as full unconditional approval is forthcoming.
- At the August 5, 2019 meeting, the TC authorized our office to put the project "out to bid". A bid opening date of September 25th was established with the hope and intent of a potential contract award at the October 7, 2019 Committee meeting. Our office has been working on completing the bid documents (plans and specs) to enable the project to be advertised. We are scheduled to have the notice to bidders advertised the first week of September.
- The bid opening was held on September 25th. Both myself and Denise were in attendance. The Township received 3 bids. Please refer to separate correspondence regarding the recommendation of award.
- At the October 7, 2019 Committee Meeting the Committee rejected all of the bids based upon the bids being in excess of the estimated amount for the project. At this juncture, the project will not be moving forward.
- I will continue to keep the Committee apprised as the project moves forward.

5. 2019 NJDOT Municipal Aid Program (No Change since Last Month's report):

- Our office and the Township recently received a letter, dated July 24, 2018, from the NJDOT announcing the start of the 2019 Program. As we have discussed many times over the past years, the Municipal Aid Program has been very beneficial to Franklin Township with well over a million dollars being awarded over the past years. I am sure that the Township intends to file at least one application (we have submitted 2 in the past) through the 2019 Program. As you recall, last year's application was for Stewartville Road where we were awarded a grant in the amount of \$160,000. We should consider developing an application for submittal. We can work with the DPW in determining the best applicant(s) to be submitted through the 2019 Program. The applications are required to be submitted (via SAGE) on or before October 8, 2018. The Committee authorized our office to proceed with the development of a 2019 application at the Sept. 4, 2018 Committee Meeting.
- We have discussed numerous candidates with the DPW for the 2019 application. In summary and conclusion, we all agreed that Montana Rd would be the best application for submission to the DOT through this program. Due to the amount of guiderail that would potentially be required, we will not be able to make application for the entire length of Montana Rd within Franklin Township as it would be cost prohibitive. We will be making an application for the "bottom" section of the roadway from Route 57 North to a point that is still being determined.
- Although there was an extension given by the NJDOT for the submittal of the 2019 application to October 18, 2018, our office made the submission via SAGE on October 5, 2018.

- We were recently notified via NJDOT letter, received April 1, 2019, that the Township was awarded a Grant in the amount of \$122,000 for Montana Rd, Section 1.
- At the May 6, 2019 Committee meeting, our office was authorized to begin the work associated with the development of construction plans for this project. Our office has done the survey work required in conjunction with the development of the construction plans.
- We will keep the Committee apprised of the status of our work moving forward.

6. Beidelman Road (Block 16, Lot 9) Major Subdivision: Mt. Laurel Settlement:

- This project is a primary component of the Township's Mt. Laurel Settlement Agreement with FSHC. It consists of an 8 lot Major Subdivision with each lot being approximately 0.5 Ac. with direct road frontage along Beidelman Road. Each lot will contain a Single Family Dwelling with a driveway and a Septic System. Habitat for Humanity has previously expressed their interest in purchasing these lots from the Township to facilitate the construction of the homes. In order for the Township to be able to transfer/convey these lots to "Habitat" (or another entity), the lots need to be created as they currently are part of the mother parcel (B-16, L-9). The creation of these 8 new lots plus the large "remaining lands" lot will be developed via a Preliminary & Final Major Subdivision Application that will be submitted by the Township to the Township LUB. We will continue to move forward with this project as it is my understanding that timing is somewhat critical based upon the terms of the Settlement Agreement with FSHC. I will be providing the Committee members with a sketch of the proposed lot layout for their information.
- I distributed a plan to the Committee at the April 2, 2018 meeting. A number of Beidelman Road residents were in attendance at the meeting. At the May 2, 2018 LUB meeting, many residents were in attendance regarding this matter. There has been communication between township professionals regarding the manner in which to "perfect" the subdivision and create the new lots. This procedure will be finalized soon and a courtesy presentation of the Plan may occur at the June 6, 2018 LUB meeting. There is an additional question which will also need to be resolved very soon and that is the total number of lots to be created by the Township in conjunction with this subdivision. 8 new lots are currently shown on the Plan. Our Mt. Laurel Settlement agreement only requires 6 lots on this property and therefore, there may be a reduction in the Plan to only create 6 new lots and a remainder versus 8 new lots and a remainder.
- At the May 7, 2018 Committee Meeting, a number of interested residents were in attendance to discuss this project. It was explained about the need to create these lots for future low and moderate income dwelling units. It was also determined that the Township would only proceed with the creation of 6 new building lots. Discussion ensued regarding the need to perform preliminary soils testing in an effort to confirm the viability of each of the proposed lots for the design and future construction of a septic system. Our office has been moving forward with this investigation and is coordinating with the Township DPW regarding excavation for the soil logs. The logs were originally scheduled to be dug on Friday May 25, 2018. Soils testing did proceed at the site on June 7, 2018. I am pleased to report that satisfactory results were obtained for each of the proposed 6 building lots.
- Our office completed the development of the Final Subdivision Plan which was sent to the Twp. the week of July 24, 2018. The Plan was presented to the Land Use Board as a "courtesy"/Informal presentation at the Aug. 8, 2018 LUB meeting. The application received a "positive" review from the Board. Some minor improvement comments were made by various Board members which will be incorporated into the "Final" Subdivision Plan prior to its recordation.
- This matter was discussed at the November 5, 2018 Committee meeting where Attorney Benbrook advised the Committee that the MOU has been signed and executed. At this point, our office will proceed to make the few minor plan

changes that were agreed upon in an effort to have the lots in a position to be recorded so that they can be conveyed to Habitat.

- Our office recently revised the Subdivision Plan to incorporate various comments and recommendations made by both Habitat and the Land Use Board (as referenced above). The revised plan was recently circulated within the Township for final review and comment. No further changes were provided. Additionally, I believe that Attorney Benbrook has forward the revised plan to Habitat and it was also found acceptable. The Township is now in a position to record same and look to convey the first lot to Habitat. Our office provided the Township with final prints at the April 1, 2019 Committee meeting.
- Our office recently received a phone call from Nevitt Duveneck, on behalf of Habitat for Humanity, inquiring regarding the proposed building lots. I answered all of Nevitt's questions and provided him with some supporting information (plans, soils testing, etc).
- Multiple additional discussions have occurred regarding the construction of the first home. I believe that Habitat maybe looking for the Township, via our office, to provide some level of services and support work. I am unaware of any specific requests, but will advise accordingly. Obviously, our office will not proceed with any work without securing the Townships approval for same.
- At the October 7, 2019 Committee meeting a presentation was given by Habitat for Humanity for the project. It appears that the first home may be started in the Spring 2020. Our office was authorized to provide Habitat with survey and plot plan information in conjunction with the pending construction of the first home. Habitat indicated that they will be proceeding with lots # 2 & 5 as the first two homes of the project.
- Our office has recently provided Habitat with survey information along with topography for the properties in question. Our office will continue to coordinate with Habitat as necessary.

7 2020 NJDOT LOCAL AID APPLICATIONS:

- Our office and the Township received a letter, dated May 13, 2019, from the NJDOT announcing the start of the 2020 Program. As we have discussed many times over the past years, the Municipal Aid Program has been very beneficial to Franklin Township with hundreds of thousands of dollars being awarded over the past years.
- Applications were due to be submitted by July 19, 2019. We received your authorization to proceed and we have collectively decided that we feel the best application for submittal through the 2020 program would be Montana Road, Section 2.
- Our office has electronically filed grant application Montana Road, Section 2 prior to the July 19, 2019 deadline. The amount requested was \$175,000 which covers construction costs, construction inspection and pavement coring.
- Authorizing Resolutions for each application were previously forwarded to Denise. The Township Committee adopted the Resolution at the August 5, 2019 Committee meeting. Our office submitted the Resolution to the NJDOT in conjunction with our grant application.
- I am pleased to report that notification has just been provided that Franklin Township received a grant for the Montana Rd Section 2 resurfacing project in the amount of \$130K. Based upon receipt of the second round of grant monies towards Montana Rd, the Township now has been allotted \$252K for the Montana Rd resurfacing project. These projects will need to be separated from an administrative standpoint but should be done concurrently as one large construction project. We will look to the Township Committee for their authorization to proceed.

Attorney Report – Report on file as submitted

Attorney Benbrook briefly touched base with the township committee as to items on his report.

Franklin Township Community Center – no representation or report

Zoning Officer – Jim Onembo – Mr. Onembo updated the committee as to the past months zoning issues.

Fire/OEM – Raymond Read – nothing further to address

DPW – report submitted and on file

Mr. Guth reviewed the report submitted by Foreman Read in his absence.

Township Committee Reports:

David Guth- Mr. Guth addressed the committee as to the attendance at the NJ League of Municipalities that he and Mayor DeAngelis attended. Bringing back information on Vacant Property Registration, Storage Containers, Time Card Software. Mr. Guth is working on security of the building. Mr. Guth also recapped the Open Space meeting he attended.

Jeannene Butler – Mrs. Butler thanked the committee for a great 3 years.

Mike Ferri – Nothing further to report.

Mike Toretta – Noting further to report.

Jeff DeAngelis, Mayor – The mayor will meet with the Warren County Board of Chosen Freeholders, December 9th in reference to traffic studies around industrial zones.

Open Space Commission – No one present.

Recycling – no report.

OPEN PUBLIC SESSION – Opened at approximately 8:01 pm. Unanimous Vote.

Karen Chiu – Community Tree Lighting, Friday, December 6th at 6pm at the Municipal Building.

Dave Werkhiser – Celebration for Donna, who managed the Villa Roller Rink this Friday, December 6th.

Rick Feaster – Addressed the committee as to the maintenance of Retention Basins and sinkholes in the Storm Drains in the Copperfields Development. Engineer Finelli will look into the Storm Drains. Attorney Benbrook informed that the basins will have to be addressed by their Homeowners Association.

FTYA – Sarah Pyskaty – The light bulb is still not working by the Community Center’s entrance and the floors are quite dirty.

CLOSE PUBLIC SESSION - At this time public session was closed at approximately 8:12 pm. Unanimous Vote.

EXECUTIVE SESSION

BE IT RESOLVED, on this 2nd day of December, 2019, 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 Negotiation – Shared Municipal Court with Knowlton Township Litigation – Block 58 Lot 1

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 2nd, day of December, 2019 by the Franklin Township Committee, that the matter stated will be discussed in executive session, said session to commence at 8:12 pm.

On Motion by Mike Toretta and seconded by Mike Ferri to exit to executive session at 8:12 p.m. Unanimous Vote.

On motion by Mike Ferri and seconded Jeannene Butler to return to the regular session at 9:07 p.m. Unanimous Vote.

Attorney Benbrook informed, a discussion in Executive Session with Knowlton Township, modifications to renewal of court agreement, under advisement, no decisions made. Attorney informed as to a case management conference on Block 58 Lot 1, procedurally going forward, to report December 10th to Judge Miller.

MOTION FOR PAYMENT OF BILL LIST:

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

| Roll Call: | Yes | No | Absent/Abstained | |
|-----------------------|------------|-----------|-------------------------|----------------|
| Michael Toretta | X | | | |
| Jeannene Butler | X | | | |
| David Guth | X | | | |
| Mike Ferri | X | | | |
| Mayor, Jeff DeAngelis | X | (5) Yes | (0) No (0) Absent | Motion carried |

MOTION FOR ADJOURNMENT:

On motion by Jeannene Butler and seconded by Mike Toretta, hearing no objection, meeting stands adjourned at 9:08 pm.

| Roll Call: | Yes | No | Absent | Abstained |
|-----------------------|------------|-----------|-------------------|------------------|
| Michael Toretta | X | | | |
| Jeannene Butler | X | | | |
| David Guth | X | | | |
| Mike Ferri | X | | | |
| Mayor, Jeff DeAngelis | X | (5) Yes | (0) No (0) Absent | Motion carried |

Respectfully submitted,

Denise L. Becton
Municipal Clerk