

REGULAR MEETING

The Franklin Township Committee held their regular monthly meeting at 7:00 pm on Monday, March 01, 2010. Mayor Mark Blaszk a 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: Mayor Mark Blaszk a, Bonnie Butler, Jeffrey DeAngelis, Michael Toretta, Denise L. Cicerelle, Municipal Clerk, Nevitt Duveneck, Municipal Engineer, Brian Tipton, ESQ, Municipal Attorney.

Absent: Joe Flynn

Following the flag salute the Regular Meeting Minutes of February 1, 2010 were accepted on motion by Bonnie Butler, and seconded by Michael Toretta, *with the following correction to page 24, Committeeman Flynn's Report, should state as follows, There is a substantial amount of money in the Recreation Trust Fund, all in favor.* Executive Session Meeting Minutes of March 1, 2010 were accepted on motion by Michael Toretta, and seconded by Bonnie Butler, all in favor.

At this time, Jeanmarie Murray was present, on behalf of the Franklin Township appointment to the River Management Council. Since this council wasn't officially completed for the first year they are really just getting started. The Management Plan is in the process of being updated They are compiling Professional Data and they do not take a position on the Industrial Park as this is not their job. Once the data is collected it will be available for the Watershed Association or anyone else that might want it. Committeewoman Butler questioned as to what exactly the River Management Council does; Mrs. Murray replied; Thermal Studies, Soil Studies, Run Off.

New Jersey State Police present with a stat sheet as to Franklin Township. Resident Pence Ziegler commented as to traffic not stopping coming out of Bryan Road entering onto Asbury-Broadway Road.

PUBLIC HEARING and CONSIDERATION

The following **Ordinance 2010-5** was presented for Final Reading/Adoption

**TOWNSHIP OF FRANKLIN
ORDINANCE NO. 2010 -5**

**AN ORDINANCE AMENDING CHAPTER 15 OF THE CODE OF THE
TOWNSHIP OF FRANKLIN (COMMONLY KNOWN AS "FIRE
DEPARTMENT"), COUNTY OF WARREN,
AND STATE OF NEW JERSEY**

MOTION: To open Public Hearing by Bonnie Butler, seconded by Jeffrey DeAngelis.

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

PUBLIC COMMENTS: Mayor Blaszka commented that the fire company received a trophy in the Express Times this past week as to the consolidation of the fire departments.

MOTION: To close Public Hearing by Jeffrey DeAngelis, seconded by Bonnie Butler.

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

On motion by Jeffrey DeAngelis and seconded by Michael Toretta the aforementioned **Ordinance 2010-5** be adopted.

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

The following **Resolution 2010-42** was presented for First Reading/Adoption

RESOLUTION2010-42

WHEREAS, the Franklin Township Mayor and Committee shall appoint the Chief of the Franklin Township Fire Department for the year 2010 were made on March 1, 2010 as follows.

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 for the remainder of 2010; term beginning effective, March 1st, 2010 to December 31st, 2010 and for the annual (3) year term beginning on January 1st, 2011 to December 31st, 2013.

On motion by Bonnie Butler and seconded by Jeffrey DeAngelis the aforenoted **Resolution 2010-42** be adopted as read.

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

At this time, let the record reflect, that Committeeman Joe Flynn joined the meeting at 7:15pm.

The following **Resolution 2010-43** was presented for First Reading/Adoption

RESOLUTION 2010-43

Appointment DOEM Coordinator

WHEREAS, it is the desire of the Township Committee to appoint a second Deputy Emergency Management Coordinator to assist Raymond Read during emergency operations or during his absence by vacation or illness; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Franklin, County of Warren, State of New Jersey appoint Denise L. Cicerelle as second Deputy Emergency Coordinator for the Township of Franklin for a period of 3 years per N J S P mandate beginning on March 1st, 2010 and ending on March 1st, 2013.

On motion by Jeffrey DeAngelis and seconded by Michael Toretta the aforementioned **Resolution 2010-43** be adopted as read.

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

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

Committeeman DeAngelis commented as to an Ordinance to declare a Snow Emergency by the Fire Chief. This ordinance will be placed on April's meeting agenda for introduction.

The following **Resolution 2010-44** was presented for First Reading/Adoption

RESOLUTION 2010- 44

WHEREAS, the General Code of the Township of Franklin, Chapter 48, Article 1 and Article 2 Regulating the growth of Brush, Noxious Weeds and Grass, Etc. Authorizes the Department of Public Works to remove debris, brush and noxious growth after Providing the notice required by the ordinance; and

WHEREAS, the required notice was sent to the below properties by certified mail return receipt requested and regular mail; and

WHEREAS, ten days has elapsed since the notices were received; and

WHEREAS, the property owners failed to remove the debris, brush and noxious growth within ten days of their receipt of the notice; and

WHEREAS, the Department of Public Works has caused the debris, brush, and noxious growth to be removed; and

WHEREAS, the Foreman of the Department of Public Works has certified to the Mayor and Committee the cost of the removal of the debris, brush and noxious growth.

THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF FRANKLIN, AS FOLLOWS:

1. The certification of the costs of removal of the debris, brush and noxious growth has been examined and found to be correct.
2. The tax collector is hereby directed that the following costs shall be charged against the land and shall be added to and become part of the taxes next to be assessed and levied upon such land, to bear interest at the same rate as taxes, and shall be collected and enforced by the tax collector in the same manner as taxes:

<u>Property Address</u>	<u>Block</u>	<u>Lot</u>	<u>Property Owner</u>	<u>Cost</u>
40 Halfway House Rd.	15	16	Secty of Vet Affairs	\$625

On motion by Michael Toretta and seconded by Bonnie Butler the aforementioned **Resolution 2010- 44** be adopted as read.

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

The following **Resolution 2010-45** was presented for **First Reading/Adoption**

RESOLUTION 2010-45

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 2010 for the coming year were made on January 4, 2010 as follows.

Sam Santini	3 year	Expires 12/2012
Dave Werkhiser	3 year	Expires 12/2012

On motion by Jeffrey DeAngelis and seconded by Michael Toretta the aforementioned **Resolution 2010-45** be adopted as read.

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

The following **Resolution 2010-46** was presented for **First Reading/Adoption**

RESOLUTION NO. 2010-46

WHEREAS, On November 14, 1991, property taxes on Block 48 Lot 9 were sold at Tax Sale to Franklin Township and

WHEREAS, the property owner has paid off this lien and subsequent taxes, and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Committee authorize the Tax Collector to cancel the lien on Block 48 Lot 9.

On motion by Jeffrey DeAngelis and seconded by Bonnie Butler the aforementioned **Resolution 2010-46** be adopted as read.

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

PUBLIC HEARING and CONSIDERATION

The following **Ordinance 2010-3** was presented for Final Reading/Adoption

**TOWNSHIP OF FRANKLIN
ORDINANCE NO. 2010- 3**

**ORDINANCE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF WARREN,
STATE OF NEW JERSEY, OF THE CODE OF THE TOWNSHIP OF
FRANKLIN TO REGULATE TEMPORARY MUNICIPAL STREET CLOSURE.**

MOTION: To open Public Hearing by Bonnie Butler, seconded by Jeffrey DeAngelis.

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

PUBLIC COMMENTS: None

MOTION: To close Public Hearing by Bonnie Butler, seconded by Jeffrey DeAngelis.

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

On motion by Jeffrey DeAngelis and seconded by Joe Flynn the aforementioned **Ordinance 2010-3** be adopted.

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

PUBLIC HEARING and CONSIDERATION

The following **Ordinance 2010-4** was presented for Final Reading/Adoption

**TOWNSHIP OF FRANKLIN
ORDINANCE NO. 2010-4**

AN ORDINANCE AUTHORIZING THE APPLICATIONS FOR CHARITABLE SOLICITATION PERMITS FOR FRANKLIN FIRE COMPANY AND FRANKLIN TOWNSHIP RESCUE SQUAD’S “COIN DROP” EVENTS FOR THE YEAR 2010 IN THE TOWNSHIP OF FRANKLIN, COUNTY OF WARREN, NEW JERSEY

MOTION: To open Public Hearing by Jeffrey DeAngelis, seconded by Bonnie Butler.

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

PUBLIC COMMENTS: Karen Chiu commented as to if there is a rain date for a coin drive how this would apply to the ordinance since rain dates are not addressed. Attorney Tipton addressed the questions and feels that the ordinance would probably have some flexibility and the application is made to the state that might be able to address this question.

MOTION: To close Public Hearing by Bonnie Butler, seconded by Joe Flynn.

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

On motion by Jeffrey DeAngelis and seconded by Michael Toretta the aforementioned **Ordinance 2010-4** be adopted.

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

DISCUSSION:

Mayor Blaszkka has received some emails as to the changing of the name of New Street. Just by changing New will not take care of the problems since New Street is in Broadway and Washington. This matter will be addressed to the Historical Commission for further comment.

DISCUSSION:

Change of the municipal mailing address. Mayor Blaszkka is working on this, and will contact the Washington Post Office to further question if the mail could be delivered inside the municipal building.

APPROVAL:

Raffle Application **RA 2010-3** was submitted by PTA Franklin Township, for an On Site Raffle 50/50, Date of Event, 4/9/10, on motion by Jeffrey DeAngelis and seconded by Michael Toretta, application approved to issue license accordingly.

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

REPORTS/UPDATES/DISCUSSIONS

FTYA

Chris Hamler, President, updated committee as to Baseball/Softball signups. Mayor Blaszkka advised that he and Committeeman Flynn met with Engineer to work on the updated concept design for the fields.

OPEN SPACE COMMITTEE

Not Present

OEM

Not Present for report

RECYCLING

Not Present

ZONING

As to clothing collection bins in the township, looks like all will be removed but one, which is at a non-profit organization location. Mercantile Licenses are being renewed. Mr. Onembo has asked Foreman Read to make a list of those addresses plowing or shoveling snow in the streets. Mr. Hoser complained of this on Edison Road. Committeewoman Butler commented as to where we are at with "Z" Brothers? Engineer Duveneck commented that they want to come out to review the problem with the seams, Duveneck will get a hold of contractor to see what is going on with this.

ENGINEER REPORT – Engineer Duveneck in attendance this evening, Mr. Finelli unable to attend due to a family emergency.

1. THIRD STREET DRAINAGE PROBLEMS (No change since last month's report)

- As authorized by the Committee, our office sent a Highlands Applicability Determination (HAD) application to the Highlands Council to receive formal authorization to construct the project. Unfortunately, the Township's HAD application was denied by the Highlands Council as it did not meet the requirements to be classified as one of the Qualified Exemptions.
- Our office previously prepared and submitted a "Pre-Application" package for review by the NJDEP. Nevitt Duveneck attended a meeting on October 4, 2007 with various NJDEP representatives including John Moyle, Division of Dam Safety and Lou Cattuna, Land Use Regulation. Nevitt Duveneck will continue to coordinate with both John Moyle and Lou Cattuna. We were notified by Lou Cattuna that in order for the project to proceed forward, an application to SHPO must be made in order to receive a "Project Authorization."
- Our office submitted the required SHPO application (refer to separate correspondence dated December 13, 2007). Our office then forwarded a follow-up correspondence to the Warren County Morris Canal Committee in answer to questions they raised in their review of the project.
- On December 22, 2008, our office contacted the Warren County Morris Canal Committee Chairman, Dave Detrick as well as, Greg Sipple to coordinate a field meeting to review the scope of work and discuss any concerns they may have regarding the project. As previously reported, we are optimistic that the project can move forward into the design phase once the required property is secured by the Township.
- On January 13, 2009, our office met with the Warren County Morris Canal Committee to discuss the project. Subsequently, we received a correspondence from the Committee which supports the project to utilize the canal as a detention structure. The next phase would involve negotiations with the property owner, the Chiu's, to purchase the canal property or seek an easement on the property for the construction work necessary to develop the proposed detention basin. In the past, we have had only marginal success in discussing the project with the Chiu's.
- The Township recently executed an extension to the original grant agreement for an additional period of three (3) years to expire on August 31, 2012.
- Nevitt Duveneck and I met with Mayor Blaszkas on January 15, 2010 to review a number of current Municipal projects including this project. It is our understanding that Mayor Blaszkas will be following up on this matter in an effort to meet with Mr. Chiu to discuss acquiring the necessary parcel of property to allow this project to move forward.

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

- Our office received a copy of a letter, dated September 24, 2008, from the NJDEP, Division of Watershed Management, to Mayor Butler regarding this matter. In summary, based upon the County's decision not to assume the wastewater management planning responsibilities, the Township is now the lead entity for the wastewater management planning responsibilities for the Township. Per the recently adopted and amended Water Quality Management Planning Rules (NJAC 7:15), the municipality is responsible to submit a WMP within one (1) year from the date of the adoption of the rules which would be July 7, 2009. As previously discussed by me at recent Township Committee meetings, if a "new" Township-specific WMP would not be submitted, the Township would be subject to the withdrawal of any wastewater service area designations.
- As per the NJDEP's September 24, 2008 letter to the municipality, the NJDEP is requesting a letter from the Township which would indicate the Township's intended course of direction and WMP responsibilities. This matter has been discussed at the last few Township Committee Meetings. I attended a Highlands Council Information Session meeting on January 22, 2009 regarding Plan Conformance. At that meeting, there was an indication from Eileen Swan, Highlands Council that a potential extension may be granted by the NJDEP to the July, 2009 submission deadline for Municipalities (within Warren County) that lie within the Highlands and have supplied a "Notice of Intent to Conform." We have since received confirmation that there will be extensions granted to Highlands municipalities within Warren County. The Township has now formally requested an extension from the NJDEP, via a correspondence from our office dated June 1, 2009.
- The NJDEP has amended their requirements for Warren County municipalities relative to the submission of a "complete" WMP. We have spoken with numerous NJDEP personnel regarding the NJDEP's requirements for WMP submissions in Warren County/Highlands municipalities. The NJDEP will be accepting an "interim" WMP which is a much abbreviated and more concise WMP submission. Additionally, the NJDEP has made available a \$10,000 grant for each municipality who decides to proceed and submit an "interim" plan. Our office, with assistance from both Denise Cicerelle and Dawn Stanchina, has developed the grant application. At the August 10, 2009 Committee meeting, the Township Committee approved a Resolution which was a requirement of the submission of the grant application. Our office has forwarded the completed grant application to the NJDEP via correspondence dated August 19, 2009.
- Our office received a copy of an Agreement from the NJDEP on October 28, 2009 which must be executed by the Township in conjunction with the \$10,000 grant referenced above. The grant agreement was signed and executed by Mayor Butler and Denise Cicerelle. The agreement will enable the Township to secure the \$10,000 grant from the NJDEP for the work associated with the development of this interim WMP.
- Our office will keep the Committee updated as we proceed forward in developing the "interim" WMP. Prior to any submission of an "interim" WMP to the NJDEP, the Township Committee will need to approve same.

3. MILLBROOK ROAD (2008 NJDOT DISCRETIONARY GRANT)

- The Township previously received notification that we were successful in obtaining a \$300,000 grant to stabilize and remediate the damage to the roadway.
- Subsequent to the receipt of bids for the project, the Township awarded a contract to the low bidder, Pave-King, Inc., in the amount of \$193,450.00. The contract

and all required supporting documents have been received and the project contract has been fully executed.

- Some additional pavement related work (asphalt berms and end treatments) has been completed by the contractor which constituted the final punchlist items in order to bring this project to completion. Be advised, according to our calculations and analysis to date, we believe that the final adjusted total cost for this project (which can also be inclusive of the pavement testing and construction inspection costs incurred) is expected to be very near the total grant amount of \$300,000.
- The project has now been completed and the asphalt cores have been taken for testing of air voids and composition as required by the NJDOT.
- The Final Voucher and Change Order for the project were previously approved and paid to the contractor by the municipality. There was retainage held pending receipt of the asphalt testing results. According to the testing results, a penalty is to be assessed to the contractor. Our office is now processing the final paperwork to the NJDOT to receive the final 25% of the \$300,000.00 grant for the project.

4. SAFE ROUTES TO SCHOOLS GRANT APPLICATION (SRTS)

- The Township Committee previously authorized our office to prepare a SRTS grant application for a project which consisted of both a sidewalk extension on Bryan Road and sidewalk repair/replacement along Asbury-Broadway Road between NJSH Route 57 and the Elementary School. We completed the grant application for submittal which was prepared utilizing the System for Administering Grants Electronically (SAGE) procedure. The estimate developed by our office for this application totaled \$86,100.
- Our office recently received confirmation that the Township was successful in receiving funding in the amount of \$70,000 for the project. According to the grant guidelines, the project requires project authorization (design plan approval) by the NJDOT within two (2) years of the date of the grant award.
- At this time, our office has completed the survey work and will begin developing the base maps in preparation for the design of the project. Additionally, our office attended a mandatory “Kick-Off” Meeting with the NJDOT on September 15, 2009. The Township should be advised that there is additional administrative work required through this funding program than the typical DOT Trust Fund project (i.e. Report Item #s 3 and 5).
- Our office has completed the design phase and preliminary construction plans for the project. We have been and will continue to coordinate with the Warren County Engineer’s office regarding our proposed design on Asbury-Broadway Road before completing the final construction drawings.

5. 2009 NJDOT TRUST FUND APPLICATION: WILLOW GROVE ROAD, SECTION II

- The Township previously received notification of a grant allocation for Willow Grove Road Section II in the amount of \$120,000. As a result of the fact that in-place asphalt paving from independent paving contractors can result in a savings of up to \$10.00 per ton under the current MCCPC price for in-place paving, the Committee authorized our office to go “out to bid” for the project.
- The NJDOT initial voucher, in the amount of \$90,000 has been submitted to the NJDOT which represents the initial reimbursement amount due the Township of Franklin. As of the date of this report, our office is unaware if the Township has received the initial payment due from the NJDOT.
- Our office had been coordinating with the contractor and former Committeeman Mike Ferri regarding the completion of a number of final punchlist items in order

to bring this project to closure enabling the Township to request the final grant disbursement payment from the NJDOT.

- After coordinating with the NJDOT regarding the status of the initial NJDOT payment voucher in the amount of 75% of the grant amount. According to the NJDOT records, they did not have the initial NJDOT voucher request forward by our office on September 10, 2009 in their files. In addition, the NDOT informed us that we could not close-out the project with the state until the project was closed-out with the contractor (which may not occur until spring). As a result, our office prepared a second initial 75% NJDOT voucher with the CFO signature and forwarded same onto the NJDOT for processing (refer to February 11, 2010 correspondence).
- Our office has prepared a Final Voucher and Change Order for the project which was detailed in our December 29, 2009 correspondence. The Committee took no action regarding authorization to approve the Voucher and Change Order. Subsequently, our office met with Mayor Blaszkza and it was decided, and the contractor consented to retainage in the amount of \$20,000.00 would held to cover the costs of milling and paving of the defective pavement seams on the project. Please refer to separate correspondence dated January 27, 2010 regarding our recommendations.
- Our office has coordinated with the contractor regarding the pavement repairs and requested a \$10,000.00 adjustment for same. The contractor requested a field meeting to inspect the unacceptable pavement areas and further discuss our proposal. However, as of the date of this report we have not met with the contractor.

6. TOWNSHIP RECREATIONAL FIELDS COMPLEX

- The original concept plan had been finalized with the overall layout securing approval from the Township Recreation Subcommittee. On January 12, 2009, Greg VandeRydt from our office, along with Malia Corde and Mark Blaszkza, presented the plan via a PowerPoint presentation to the public at a public information session which was attended by approximately 50± citizens. The plan was generally well received and, we believe at this juncture, the funding mechanism(s) and sources are being evaluated and pursued.
- The wetlands have been delineated by our wetlands consultant and we have developed the plan which accompanied the previously filed Letter of Interpretation (LOI) application to the NJDEP. Our office is in receipt of an approved NJDEP LOI for the project dated December 1, 2009.
- Recently, Greg VandeRydt of our office met with Mayor Blaszkza and Committeeman Flynn to discuss revisions to Phase 1 of the proposed recreational complex. It is my understanding that some field layout and location changes are being evaluated and an amended Phase I plan may be presented in the near future. Mayor Blaszkza may wish to update the Township Committee further on this matter.

7. HIGHLANDS PLAN CONFORMANCE **(No change since last month's report)**

- Nevitt Duvneck, Joe Nalio and I attended an informational session at the Highlands Council office in Chester, NJ on January 22, 2009. The purpose of this meeting/informational session was to advise various professionals (engineers, planners and attorneys) about the Plan Conformance process, the timeline and the Grant program associated with same. Our office will be working with Chuck McGroarty, P.P. towards the development of the various planning modules which constitute the Highlands Plan Conformance process. The intent of this program is to have all involved municipalities be in a position to make a better "informed"

decision relative to whether or not they choose to “opt in” to the Highlands Regional Master Plan (HRMP) for the areas within the Planning Area of the HRMP.

- It is my understanding that Planner McGroarty has made application(s) to the Highlands for the grants associated with the Plan Conformance process. The total for this grant program is \$50,000 with a maximum upset amount of \$100,000. This grant amount would be inclusive of all seven (7) modules required in conjunction with the plan conformance process. Confirmation should be made regarding the submission of these grant applications to the Highlands Council prior to the Township incurring any additional costs. The Township should be aware that receipt of these grant monies from the Highlands does NOT obligate the Township to “opt in” to the HRMP.
- It is our understanding that Chuck McGroarty, P.P., completed the balance of the Highlands Plan Conformance process and the compilation and submission of all required documents and completed Modules and forwarded same to the Highlands Council. At this juncture, we are waiting for the Highlands Council to review and provide comment on our Module 7 submission and the Township’s Petition for Plan Conformance. Our office is in receipt of a recent correspondence from the Highlands Councils indicating that our submission was determined to be administratively complete.
- The next phase of the Highlands Conformance is the development of the Fair Share Housing Plan for the municipality which is being handled Chuck McGroarty, P.P.

8. 2010 TRANSPORTATION ENHANCEMENT APPLICATION

- The Mayor and Township Committee previously authorized our office to prepare a grant application thru this program for the replacement and improvements to a portion of the sidewalk system in Asbury. Our office, on behalf of the Township, completed the application and submitted same electronically, as required.
- Due to the fact that the sidewalks will be constructed within a County ROW, we were required to secure the County’s endorsement for the project. The County’s endorsement was received and forwarded to the NJDOT, as required, on June 25, 2009.
- The Township was originally awarded a \$76,000 grant for the project and it is being funded through the American Recovery and Reinvestment Act (ARRA) through the federal government. Subsequently, the amount of the grant award was increased to \$104,770 to correspond to the additional projected costs associated with this project.
- We completed the design phase and developed a full set of construction plans, specifications as well as the required AARA documentation for the project which were forwarded to the NJDOT’s consultant, Greenman-Pedersen (GPI), on November 5, 2009 for their review in conjunction with the required “Authorization” referenced above. Nevitt Duvencek of our office attended a meeting with GPI on December 2, 2009 where we were provided with some initial review comments. Our office revised the plans and supporting documentation and resubmitted them for review. We have been contacted by GPI and they expect to forward some minor additional comments. This will allow the project to secure their final approval and “Authorization”.
- Additionally, as required, we have met on site with the employees from the State Historic Preservation Office (SHPO), NJDOT and the Chair and Vice Chair of the Township Historic Commission to solicit their input on the project. All of their

respective comments have been incorporated into the construction plans as required by the NJDOT.

9. MILLBROOK INTERSECTION UTILITY POLE RELOCATION INVOICE

- As background, at a September 2008 Township Committee meeting, there was a long discussion regarding traffic safety concerns related to the location of an electric service utility pole at the southwestern corner of Millbrook Road and State Highway Route 57 that forced truck traffic turning right at the light to drive into the northbound lanes (travel lanes in the direction of Washington) to negotiate the turn without hitting the above-referenced utility pole. At the direction of the Township Committee, we forwarded this request to the NJDOT as they had jurisdiction over the service pole which supplies the power to the intersection light. It should be noted, this pole was a combination utility power pole and an electric service pole prior to moving the power lines to a new utility line location in conjunction with the Millbrook Road Realignment project. The NJDOT reviewed the request and forwarded a contract and invoice for the work to be performed to the municipality. Based on the extensive cost to move the pole (which was billable to the municipality under the intersection agreement, the Township chose to not sign the contract and did not order the work to move the service pole.
- At the end of 2009, the Township received an invoice for the work and the NJDOT demanded payment. Our office attempted to work with the NJDOT during a number of telephone conversations which ended with direction to draft a letter regarding the Township's request to cancel the project which was sent by Mayor Butler in November, 2009. The Township previously received a notice that the invoice has been sent to a collection company for payment. Denise previously forwarded all relevant information to Debbie Hirt, NJDOT Community Relations, and requested a resolution to the matter.
- Recently, our office was contacted by Ms. Hirt who communicated that the NJDOT was going to contact the collection company and advise them to withdraw their pursuit of this payment from the Township. I am cautiously optimistic and hopeful that this matter may be resolved.

10. TRAFFIC SPEED LIMIT ORDINANCE

- Our office is currently working with Attorney Tipton to prepare a revised Speed Limit Ordinance for future introduction and consideration for adoption by the municipality.

ATTORNEY REPORT

Report on file. Further discussion to ensue in Executive Session.

COMMITTEE REPORTS

Joe Flynn – We have officially entered into a contract with SSP for the Roof Analysis. They have already met with some employees for their input. Mr. Flynn would like to set up a Community Form for March 27th. Committeeman DeAngelis wanted to make certain that with this analysis that the roof and the community center are our first priority. Mr. Flynn is quite happy with what SSP has done thus far.

Michael Toretta - Nothing to report

Bonnie Butler – No complaints noted with any of the snow storms. The road rank sheets are not complete due to the storms and down one member of the road department. Ms. Butler received a letter from Windsor Soil on infield mix pricing, she passed this to Chris Hamler, FTYA President.

Jeff DeAngelis - We need to update our Policy and Procedure Manual as well as our Employee Handbook. If we meet an insurance deadline date, we may be entitled to a pro rated reimbursement to our insurance premium. Mr. DeAngelis will solicit for quotes for a camera system to be installed in the backroom, lobby, parking lot and meeting room. Key Fobs, hearing no complaints, so hopefully the bugs are being ironed out.

Mark Blaszka – Last Wednesday went to a mayor’s meeting. Governor Christie gave an overview of property taxes, as to possibly removing school funding out of property taxes. Email received inviting planners to share recommendations regarding the establishment of a better COAH Model for the state. Mayor Blaszk has already made his recommendation. A letter was received by Mayor Blaszk from Frank Greek today as to the Trucking Warehouse on Bloomsbury Road, advising he will NOT be proceeding with this project as to several items. Electrical power and Natural gas to the site, 10 ton Bridge limit, containers under the Bayonne Bridge and the added cost of water/septic. Funding at this time is more for rehabilitation projects not for new commercial construction. Mayor commented that this is a disappointment not to hear all the facts of this application, traffic, environment, back to square one, how to go forward without knowing the answers.

OPEN PUBLIC SESSION

Jeanmarie Murray - Can I get on a fill my pothole first list? Good Springs Road in the 40mph zone is where the problem is. Committeewoman Butler addressed the question and advised that once the weather breaks and since the DPW is down one man she will get them to it.

Dolores Klinger – Confirming that the 78/Trucking Warehouse project application has been withdrawn. Advised that it could resurface and no way to stop an applicant to come forth again. Mrs. Klinger also advised of a large animal on County Route 634, NJSP advised that they have already been assigned to the job.

EXECUTIVE SESSION

BE IT RESOLVED, on this 1st day of March, 2010, 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

Brandywine Litigation

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 1st, day of March, 2010 by the Franklin Township Committee, that the matter stated will be discussed in executive session, said session to commence at 7:50 p.m.

On Motion by Michael Toretta and seconded by Bonnie Butler to exit to executive session. Unanimous Vote

On motion by Michael Toretta and seconded by Jeffrey DeAngelis to return to the regular session 9:00 p.m. Unanimous Vote

Committeeman Joe Flynn commented as to if approval was given to do a topography map. A discussion ensued as per a meeting that Committeeman Flynn and Mayor Blaszkas had with Greg of Finelli Consulting last week. Mayor Blaszkas advised we need to get a concept first then stake the property afterwards so we have a plan. Committeeman Toretta commented as to where we will be getting the money before we put a shovel in the ground? The mayor stated from Open Space. Committeewoman Butler commented as to stake out the area, where we would consider for the topography. Committeeman Flynn commented that we went to the community in January of last year with 50+ people, if we don't have a plan, we will be waiting another year before this happens. Engineer Duvneck commented that everything has to tie together, and he will submit a proposal for the topography work. A letter will go out to Sam Santini, since he farms the land, as to the staking of the property and to delay the planting of his crop until May, 2010 and a copy of the letter should be forwarded to Mr. Finelli's Office.

Also, Attorney Tipton addressed the committee as to the Fire Company merger, this paper work will be a cost outside of his normal retainer with the township.

On motion by Jeffrey DeAngelis and seconded by Bonnie Butler to pay bill list as presented by the CFO.

ROLL CALL VOTE	YES	NO	ABSENT/ABSTAINED
Bonnie Butler	X		
Jeffrey DeAngelis	X		
Joe Flynn	X		
Michael Toretta	X		
Mayor Mark Blaszkas	X	(5) Yes (0) Absent	Motion Carried

On motion by Jeffrey DeAngelis and seconded by Bonnie Butler, hearing no objection, meeting stands adjourned at 9:22 pm. Unanimous Vote.

Respectfully submitted,

Denise L. Cicerelle
Municipal Clerk

