

REGULAR MEETING

The Franklin Township Committee held their regular monthly meeting at 7:00 pm on Monday, July 12, 2010. Mayor Mark Blaszka 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 Blaszka, Bonnie Butler, Jeffrey DeAngelis, Joe Flynn, Michael Toretta, Denise L. Cicerelle, Municipal Clerk, Michael Finelli, Municipal Engineer, Brian Tipton, ESQ, Municipal Attorney, Roger Bulava, Recycling, Jim Onembo, Zoning and Code Enforcement, Raymond Read, OEM,.

ROLL CALL: Butler -Yes, DeAngelis - Yes, Flynn - Yes, Toretta - Yes, Blaszka - Yes.

Following the flag salute the Regular Meeting Minutes of June 7th, 2010 were accepted on motion by Bonnie Butler, and seconded by Jeffrey DeAngelis, all in favor. Executive Session Meeting Minutes of June 7th 2010 were accepted on motion by Bonnie Butler, and seconded by Jeffrey DeAngelis, all in favor.

New Jersey State Police – Not present.

PUBLIC HEARING and CONSIDERATION

The following **Ordinance 2010-9** was presented for Final Reading/Adoption

ORDINANCE 2010-9

**AN ORDINANCE APPROPRIATING THE SUM OF \$13,700.00
CURRENTLY LOCATED WITHIN THE CAPITAL
IMPROVEMENT FUND OF THE TOWNSHIP OF
FRANKLIN FOR NEW DPW MOWING EQUIPMENT AND MATERIALS**

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 Blaszka	X	(5) Yes (0) Absent (0) Abstained	

Motion Carried

PUBLIC COMMENTS: No Comments noted.

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 Blaszka	X	(5) Yes (0) Absent (0) Abstained	

Motion Carried

On motion by Committeeman Michael Toretta and seconded by Committeeman Jeffrey DeAngelis the aforementioned ordinance be adopted at final reading.

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

BOND ORDINANCE

Resolution 2010-73 ((The Township of Franklin desires to constitute the 2010 Capital Budget of said municipality by inserting therein improvements resulting from **Road Paving, Acquisition of Fire Pumper, and Township Building Improvements**) and **Bond Ordinance 2010-10** (Bond Ordinance providing for various general improvements, appropriating \$3,000,000 therefore and authorizing the issuance of \$2,850,000 bonds or notes of the township for financing the costs for said improvements authorized to be undertaken in and by the Township of Franklin, in the County of Warren, New Jersey) were discussed to be introduced this evening. Following discussion ensued as follows:

1. The need for a 3 million dollar bond and if used would impact tax payers between a 4 cent and 7 cent increase depending if the amount is paid via a BAN or a Bond.
2. We need to prioritize the need of the items listed in this Bond as well as to the long range plan on how to spend it.

At this time a motion by Committeeman DeAngelis to open the floor to public comment, seconded by Committeewoman Butler, All in Favor.

Jim Onembo, Zoning Officer – commented that the use of some of the Open Space money is a good idea for the roof repair, fire equipment and the roads are quite important.

Bob Hood, Open Space Chairman – commented that the Open Space Fund was voted on by the taxpayers and to reduce this fund would have to go back to the taxpayers. This is a Clean Agricultural Community.

Mayor Blaszk – commented that the voters approved up to 6 cents and can be changed as needed.

Steve Tabert – commented that the roads need repairing or we will be driving on dirt roads.

At this time a motion by Committeeman DeAngelis to close the floor to public comment, seconded by Committeewoman Butler, All in Favor.

Consensus of the committee is to go back to Bond Counsel to change Bond to a 1.5 million dollars and introduce the resolution and bond ordinance at the August Meeting.

The following **Resolution 2010-70** was presented for First Reading/Adoption

RESOLUTION OF THE TOWNSHIP OF FRANKLIN Warren County, New Jersey

RESOLUTION NO. 2010-70

Title or Subject: Resolution of Award, Asbury Historic District Pedestrian Improvements Project

Be It Resolved, that on July 12, 2010 the Township Committee of the Township of Franklin adopted **Resolution 2010-70** to award a contract for various construction items to perform the necessary construction to complete the Asbury Historic District Pedestrian Improvements Project, a New Jersey Department of Transportation (TE) Transportation Enhancement Grant funded project, with a total project grant award in the amount of \$104,770.00.

Be It Further Resolved, that the Township Committee of the Township of Franklin does hereby award the project to A&A Curbing, Inc., from 15 Terry Avenue, South River, NJ, 08882 for a total bid price of \$62,604.00, as listed and outlined within their completed project bid specification which was opened and read on June 3, 2010. Resolution and Written Contract are on file and available for public inspection in the office of the Municipal Clerk. Contract Duration 60 days from issuance of notice to proceed.

ATTEST:

**TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF FRANKLIN**

*Denise L. Cicerelle, RMC/CMR
Municipal Clerk*

Mark Blaszk, Mayor

Date of Adoption: July 12, 2010

On motion by Bonnie Butler and seconded by Joe Flynn the aforementioned **Resolution 2010-70** 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) Absent Motion Carried

Certification

I, Denise L. Cicerelle, Municipal Clerk of the Township of Franklin, do hereby certify that the foregoing resolution is a true and exact copy adopted by the Township Committee of the Township of Franklin on July 12, 2010.

*Denise L. Cicerelle, RMC/CMR
Municipal Clerk*

The following **Resolution 2010-71** was presented for First Reading/Adoption

**Franklin Township
Resolution 2010-71**

Supporting Participation

in the Sustainable Jersey™ Municipal Certification Program

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, Franklin Township strives to save tax dollars, assure clean land, air and water, improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and

WHEREAS, Franklin Township hereby acknowledges that the residents of Franklin Township desire a stable, sustainable future for themselves and future generations;
and

WHEREAS, Franklin Township wishes to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically-sound, local government practices; and

WHEREAS, by endorsing a sustainable path Franklin Township is pledging to educate itself and community members further about sustainable activities and to develop initiatives supporting sustainable local government practices; and

WHEREAS, as elected representatives of Franklin Township, we have a significant responsibility to provide leadership which will seek community-based sustainable solutions to strengthen our community:

NOW THEREFORE BE IT RESOLVED, that to focus attention and effort within Franklin Township on matters of sustainability, that Franklin Township wishes to pursue local initiatives and actions that will lead to Sustainable Jersey Municipal Certification.

BE IT FURTHER RESOLVED, by the Franklin Township Committee of Franklin Township that we do hereby authorize Denise L. Cicerelle, Municipal Clerk to serve as Franklin Township’s agent for the Sustainable Jersey Municipal Certification process and authorize her to complete the Municipal Registration on behalf Franklin Township.

On motion by Jeffrey DeAngelis seconded by Joe Flynn the aforementioned **Resolution 2010-71** 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
Carried			Motion

CERTIFICATION

I, Denise L. Cicerelle, 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 12th day of July, 2010.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 12th day of July, 2010.

Denise L. Cicerelle, Municipal Clerk

The following **Resolution 2010-72** was presented for First Reading/Adoption

RESOLUTION 2010-72

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

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

Section I. The salary for the following officer/employee for the Township of Franklin shall be as follows:

<u>Title</u>	<u>Salary</u>
Office Assistant	\$11.84/per hour

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

On motion by Bonnie Butler and seconded by Michael Toretta the aforementioned **Resolution 2010-72** 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 Blaszka	X	(5) Yes	(0) No (0) Absent Motion Carried

CERTIFICATION

I, Denise L. Cicerelle, 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 12th day of July, 2010.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 12th day of July, 2010.

Denise L. Cicerelle,
Municipal Clerk

Dated: July 12th, 2010

DISCUSSIONS/APPROVALS:

Elizabeth & Richard Smith, Block 48, Lot 2, 145 Mountain View Road

4 Appraisal Proposals were received as follows:

- Heffernan - \$2600.00
- Mackoff - \$1950.00
- Landmark - \$1900.00
- Sullivan - \$3850.00

On motion by Jeffrey DeAngelis and seconded by Bonnie Butler to approve Landmark Appraisal at \$1900.00 and Mackoff at \$1950.00.

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) Absent	Motion Carried

Kennel Licenses

A letter was received by Animal Control Officer, Betty Wysocki, dated April 12, 2010, as to individually licensing all dogs in a kennel, at this time Franklin Township only requires a kennel license. Attorney Tipton did further research as to this request. A Dog Report will be done to view any and all owners of 4 or more dogs which at this time our Code constitutes a Kennel License.

OPRA Fees

Attorney Tipton advised committee as to New Jersey Appellate Division Smith vs. Hudson County effective July 1st, 2010 government agencies must charge actual costs for copies pursuant to the Open Public Records Act. Letter size copies now will be charged \$0.05 per page and Legal size copies now will be charged \$0.07 per page. This will eliminate the sliding scale of 1-10 pages \$0.75 per page, 11-20 \$0.50 per page and 21 and above \$0.25 per page. Attorney to amend our code and have ordinance prepared for the August 2nd meeting for introduction.

Copperfields Mowing

Attorney Tipton reviewed the Developer’s Agreement as well as Easement Agreements and the Subdivision Plans, to see who would be responsible to mow the strip of land across from the Municipal Building. As per attorney, after review of all said documents, the township is not legally obligated in any way to mow this section of property and would advise us not to start doing this.

REPORTS/UPDATES/DISCUSSIONS

RECYCLING

Mr. Bulava updated as to the Spring Clean Up that just passed in June. Final Bill came to \$6,681.16 from Sanico. Klein Recycling mailed us a check in the amount of \$724.83 for scrap metal recycled that day. Mayor Blaszka asked Mr. Bulava to find out if Mulching or Burning is the proper way for disposal as to the Green Law. Mr. Bulava will get back with an answer.

OEM

Nothing to report.

Open Space

Bob Hood reported as follows: Santini Trust has closed. Ron Sigler, Sr. a glitch as to an additional \$29 is needed toward the purchase of Development Rights.

On motion by Bonnie Butler and seconded by Jeffrey DeAngelis to approve additional \$29.00.

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

A thank you for the approval of Appraisals for Elizabeth and Richard Smith Property. Leavens signed agreement for his property, proposals to follow shortly.

ZONING

Nothing further to report.

ATTORNEY REPORT

Attorney Tipton was directed by Mayor Blaszka to review a Cell Tower Lease Agreement on behalf of the Franklin Township Fire Company received from SectorSite, LLC, for property located at 410 Old Main Street, Asbury, NJ, owned by the fire company. Some confusion as to why we are negotiating on behalf of the Fire Company as well as to the Chief and President of the Fire Company not knowing anything about this agreement. Fire Chief will find out what is going on with this, until then no other work is required from our township attorney.

ENGINEER REPORT –

2011 NJDOT Municipal Aid Grant Application has been reinstated and due on or before August 13, 2010. Mr. Finelli would like to work with Road Foreman Read on this and bring back to the August meeting. Committee consensus to consider Good Springs Road and Woolverton Road.

On motion by Michael Toretta and seconded by Bonnie Butler to submit (2) two applications for 2011.

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) Absent	Motion Carried

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 Duvencck 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 Duvencck 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 Duvencck and I previously met with Mayor Blaszk to review a number of current Municipal projects including this project. It is our understanding that Mayor Blaszk 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.

- Mayor Blaszkowski met with Mr. Chiu and had a fruitful discussion regarding the project. It appears, Mr. Chiu is not interested in selling the canal bed however he would be receptive to granting a drainage easement on the canal.
- On Friday, April 23, 2010, Mayor Blaszkowski and Nevitt Duveneck met at the canal at the Thatcher Avenue crossing and performed a site inspection of the existing conditions and reviewed the limits of the proposed improvements. The Mayor will now continue his negotiations with Mr. Chiu to secure a drainage easement which will allow for the construction and maintenance, if necessary, while putting us in a position to move forward with the design work for the project.

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.
- Very recently, Administrative Order #2010-03 was signed by Mr. Bob Martin, NJDEP Commissioner, which extended the deadline for submitting a WMP until April 7, 2011. Until then, it is our understanding that all current wastewater service area designations will remain effective. Our office has communicated directly with our NJDEP representative, Mr. Neal Ferrari, on this project, who suggested that it would still be prudent for the Township to proceed forward with their revised/amended/updated WMP and submit same to the NJDEP in the near future to expedite the processing of same.

**3. SAFE ROUTES TO SCHOOLS GRANT APPLICATION (SRTS)
(No change since last month’s report)**

- Confirmation was received by the Township that they were 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.
- 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 # 4).
- Our office completed the design phase and preliminary construction plans for the project and we have been coordinating with the Warren County Engineer’s office prior to completing the final design on Asbury-Broadway Road.
- As a result of the lack of ROW on Bryan Road, as the project enters the Rocky Brook housing development, the proposed sidewalk could not be completed in front of the first home on the north side of Bryan Road. Our office received NJDOT approval to reduce the length of the project.
- Our office must wait until we receive Federal Authorization before we are able to bid, award and construct the project.

**4. 2009 NJDOT TRUST FUND APPLICATION: WILLOW GROVE ROAD, SECTION II
(No change since last month’s report)**

- 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 75% voucher in the amount of \$90,000 was previously submitted to the NJDOT which represented the initial reimbursement amount due the Township of Franklin.
- After coordinating with the NJDOT regarding the status of the initial NJDOT payment voucher, it appeared that they did not have a record of the voucher request forwarded 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 received confirmation that the initial payment due to the Township from the NJDOT has been approved.

- 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 Blaszka and it was decided, and the contractor consented to retainage in the amount of \$20,000.00 to cover the costs of milling and paving of the defective pavement seams on the project.
- Our office has coordinated with the contractor regarding the pavement repairs and requested a \$10,000 adjustment for same as discussed with the Mayor. The contractor agreed to the \$10,000 adjustment and the Township took action to approve the final voucher for the project.
- Our office has completed the NJDOT close-out documentation and forwarded same for the final \$30,000 (25%) allocation due to the municipality.
- Our office has coordinated with three (3) paving contractors to solicit price quotes to mill and pave the unacceptable areas of the roadway. We previously forwarded the price quotes to the municipality along with a recommendation for a contract award for this work under separate cover.
- The pavement seam repair work was awarded to Harmony Paving who has completed the work. We believe the repairs that were completed have improved the “smoothness” of the roadway. We do acknowledge that the pavement seams may still be uneven in one or two areas but have significantly improved over the work that was previously completed by the original contractor. The repaired pavement areas should not unravel in the future. We would recommend payment to Harmony Paving per their original price quote of \$7,000.00 for the completed work.

**5. TOWNSHIP RECREATIONAL FIELDS COMPLEX
(No change since last month’s report)**

- 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 Blaszka, 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.
- Greg VandeRydt of our office met with Mayor Blaszka and Committeeman Flynn to discuss revisions to Phase I of the proposed recreational complex. Some field layout and location changes are being evaluated and an amended Phase I plan has been developed (please reference enclosed sketch). Mayor Blaszka and Committeeman Flynn may wish to update the Township Committee further on this matter.
- Recently, our office performed the necessary field survey work to allow us to develop the topography of a 10-acre portion slated for the development of the initial recreational facilities (Phase I) off of Asbury-Broadway Road. In addition, our office field staked the area in question to limit the planting of crops within the area slated for development.
- Our office is currently preparing a Phase 1 design for the 10-acre portion of the property.

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

- Nevitt Duveneck, 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 process would be the development of the Fair Share Housing Plan for the municipality. This Plan would normally be developed by Chuck McGroarty, P.P., the Township's Planner. It is my understanding that the Township has decided not to proceed with the development of the Housing Element and Fair Share Plan at this time.
- Our office received a copy of July 1, 2010 correspondence from COAH that details the fact that the Township is in noncompliance with the agreements under the Regional Master Plan to submit a plan to the Highlands and as a result is now subject to restrictions and obligations as set forth in that correspondence. The Township should seriously consider the details of this correspondence as it affects the municipality. One point is that noncompliance could jeopardize any COAH funds that may be held by the municipality.

7. 2010 TRANSPORTATION ENHANCEMENT APPLICATION

- 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 estimated costs associated with this project.
- Additionally, as required, we 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 receive their input on the project. All of their respective comments have been incorporated into the construction plans as required by the NJDOT.

- After review by the NJDOT's consultant, Greenman-Pedersen (GPI), we received final approval and "Authorization" from the NJDOT for the project.
- The project was advertised and we attended the initial bid opening for the project on April 22, 2010. Unfortunately, even though there were four (4) bid specifications picked up, no bids were submitted for the project.
- Our office re-advertised the project and we attended a second bid opening on June 3, 2010 for the project. Our office has previously prepared and forwarded a contract award recommendation correspondence, dated June 7, 2010, which was discussed at the June Township Committee Meeting.
- The Township delayed awarding the project anticipating that the project could be expanded to include additional bid items as a result of the large difference between the amount of the low bid (\$62,604.00) versus the grant award (\$104,770) for the project. Our office contacted the NJDOT Local Aid Office to inquire about the possibility of expanding the scope of work and we were informed that under this type of grant (Federally Funded) the scope of work cannot be expanded or altered. We previously e-mailed the Township Committee with this information based upon our discussions with Cheryl Edwards, NJDOT. Therefore, the project must remain as designed and bid. We look to the Committee for action on the award of the contract at the July 12, 2010 meeting.

8. TRAFFIC SPEED LIMIT ORDINANCE
(No change since last month's report)

- 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.

9. WARREN COUNTY CO-OP BID M&R CONTRACT

- Our office received a copy of a memo, dated April 16, 2010, from Christopher J. Pessolano, QPA, Warren County Purchasing Director, to the Township. This memo was forwarded in conjunction with the Township's request for Warren County to provide an option through the Co-Op for roadway M&R (Oil & Chip). The prices received were \$2.55/gallon for oil and \$21.25/ton for ¼" stone (furnished and delivered). The Township must decide whether or not to proceed with any roadway resurfacing (Oil & Chip) work through the Co-Op at the prices received and listed above.
- As per the action taken by the Township Committee at the June 7, 2010 meeting the Township will be allocating \$50,000 of capital funds towards the 2010 Township "Oil and Chip" Roadway Resurfacing Program. Our office has coordinated with Ron Read regarding the next steps towards scheduling the work. Our office continues to provide guidance to the Township in an advisory capacity, on an "as needed" and requested basis only.

10. 2011 NJDOT MUNICIPAL AID GRANT APPLICATIONS

- Our office is in receipt of a notification that the Municipal Trust Fund Grant program, administered through the NJDOT, has been reinstated. This year's applications are due to be submitted to the NJDOT on or before August 13, 2010. The Township has historically been very successful in receiving grant awards through this program. I would suggest that our office coordinate with Ron Read to determine what applications to submit for 2011. We look to the Township for authorization to proceed with the development of the 2011 NJDOT applications.

11. TOWNSHIP DPW MASON DUMP TRUCK SPECIFICATION

- Subsequent to the June 7, 2010 Township Committee Meeting and the Committee’s authorization, our office met with Ron Read to discuss the specific equipment, options and the logistics associated with the required public bidding for the new Township Mason Dump Truck. Our office is currently completing the Technical Specification for this truck and hope to be in a position to make an award recommendation at the August Township Committee Meeting.

COMMITTEE REPORTS

Joe Flynn –

A proposal dated July 4, 2010 from SSP was received and a discussion ensued with many concerns as to the cost for the job to be done. Option 1 Roofing Replacement \$489,000 and Option 2 Building Envelope Repairs \$298,775; fee to provide design through construction administration services for both the roof replacement and building envelope improvements is a fixed fee of \$52,000, if only doing the roof replacement it would be a fixed fee of \$37,000. Mr. Flynn recommends that this is a very good fee for drawings and would not be in favor of just any roofing company to do the work, we would be setting ourselves up for certain liabilities. We need to table this discussion until we get the bonding issues straightened out with Bond Counsel.

Michael Toretta -

Nothing further to report.

Bonnie Butler –

DPW completed repairs to Bickel Road and Upper Halfway House Road. Coordinating with engineer to stay with in \$50,000. Complaint received as to our trees overhanging trailers at Pohatcong Creek Trailer Court. Road Foreman Read working receiving quotes. Spoke with County Engineer’s Office advising that they can’t condone us to put up Engine Braking Signs or NOT to put them up. Committee’s consensus is to put up the signs. A sweeper, old tractor, old mason dump are not being used anymore and depreciating in value, need to put up for auction. Also, had a JCP&L reviewed for a signal light, to find that it is for the road garage, need to contact JCP&L to put this on a regular bill stating for the road garage. Salt Shed roof is leaking, Road Foreman Read received 3 quotes as follows:

- Jim Minorics Construction \$3150.00
- Hufford Const., LLC \$4200.00
- Ralph L. Laros Jr. \$3870.00

On motion by Bonnie Butler and seconded by Michael Toretta to approve/accept Jim Minorics Construction Quote in the amount of \$3150.00.

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) Absent	Motion Carried

Jeff DeAngelis –

Policy and Procedures Manual and Employee Handbook were reviewed by Jeff DeAngelis and Mayor Blaszkas and are in draft form for the Committee and Attorney to review.

Mark Blaszkas –

Received a phone call from Mary Sullivan of Franklin Township BOE that they will not be submitting for the Municipal Alliance Grant. Karen Chiu commented that the programs are not going toward the summer fun programs but toward other things in the regular curriculum. Also, Mayor Blaszkas commented as to all Professional Contracts will be re-bid this year. Lastly, an annual review will be conducted of all employees, RICE Notices, will be issued to the Clerk, DPW, LUB Secretary for the August Meeting discussing their jobs/reviews. A Homeland Security Grant was questioned to repair the road in front of the firehouse, Engineer Finelli unsure if something like that would be available.

OPEN PUBLIC SESSION

Steve Tabert – Can the money received for the outlaw dogs, be enough to pay for the roads to be paved?

Joe Flynn – Hope for Hills a handful of our residents were helped by this. Kids from all over the country stayed at the Warren Hills High School at night and performed various jobs. Closing ceremony was Friday night.

EXECUTIVE SESSION

BE IT RESOLVED, on this 12th day of July 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/COAH/Personnel

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 12th, day of July, 2010 by the Franklin Township Committee, that the matter stated will be discussed in executive session, said session to commence at 9:15 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 10:09 p.m. Unanimous Vote

On motion by Bonnie Butler and seconded by Jeffrey DeAngelis authorize Planner to work on Housing Element and Fair Share Plan to submit to COAH, for third round substantive certification.

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) No (0) Absent

Motion Carried

On motion by Bonnie Butler and seconded by Jeffrey DeAngelis to pay bill list and addendum 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 Blaszk	X		(5) Yes (0) Absent

Motion Carried

On motion by Bonnie Butler and seconded by Michael Toretta to have a special Joint Meeting with the Land Use Board on August 11th, 2010 at 7:30 pm.

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) Absent

Motion Carried

On motion by Bonnie Butler and seconded by Jeff DeAngelis, hearing no objection, meeting stands adjourned at 10:19 pm. Unanimous Vote.

Respectfully submitted,

Denise L. Cicerelle
Municipal Clerk