

**TOWNSHIP OF FRANKLIN  
COUNCIL AGENDA  
TUESDAY, FEBRUARY 28, 2012  
7:00 P.M.**

- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Invocation – *Councilman Prasad***
- 4. Roll Call**
- 5. Commendations/Proclamations:**
  - a) East Franklin Fire Fighters*
  - b) Read Across America Day*
  - c) American Heart Month (Regan)*
- 6. Mayor’s Report**
- 7. Deputy Mayor’s Report**
- 8. Public Discussion**
- 9. Council Comments**
- 10. Council Discussion Items: *None***
- 11. Approval of Minutes:**
  - a) December 13, 2011 Executive Session*
  - b) January 3, 2012 Reorganization Meeting*
  - c) January 10, 2012 Executive Session*
  - d) January 24, 2012 Executive Session*
- 12. Approval of Warrants**
- 13. Public Hearing and Adoption of Ordinances on Second Reading**
  - a) **[Ordinance No. 3959-12](#)** – An Ordinance Amending the Code of the Township of Franklin, County of Somerset, State of New Jersey, More Particularly Chapter 112, Land Development, Article XII, Sign Regulations.
  - b) **[Ordinance No. 3963-12](#)** – Bond Ordinance Providing for the 2012 Road Overlay Program and Appropriating \$2,485,000.00.

- c) [Ordinance No. 3964-12](#) – Bond Ordinance Amending & Supplementing Bond Ordinance No. 3260 Providing for Improvements to Middlebush Park (Increasing Appropriation therein by \$225,000.00.)

#### 14. Ordinances on Introduction and First Reading

- a) [Ordinance No. 3966-12](#) – Amend Municipal Code Chapter 5, Administration of Government, Article II, Executive and Legislative and Article III, Administrative Services and Municipal Court establishing a Department of Revenue and Finance and establishing divisions with the Department to include Financial Administration; Revenue Collection Administration, Tax Assessment Administration, Grant Administration, Procurement of Goods and Services, Information Technology and Municipal Court. *Public Hearing and further consideration of this ordinance is scheduled for March 13, 2012 at 7:00 p.m. in Council Chambers.*
- b) [Ordinance No. 3967-12](#) – Amend Municipal Code Chapter 62, Salaries and Compensation, Section 62-4, Annual Compensation for Managerial and Exempt Employees and Section 62-5, Annual Compensation for Full-time White Collar Municipal Employees. *Public Hearing and further consideration of this ordinance is scheduled for March 13, 2012 at 7:00 p.m. in Council Chambers.*
- c) [Ordinance No. 3968-12](#)- Amend Municipal Code Chapter 236, Municipal Services, Section 236-5, Schedule A (Add Canal Walk Phases III, IV and V- Qualified Street Lighting Poles and Qualified Street Mileage.) *Public Hearing and further consideration of this ordinance is scheduled for March 13, 2012 at 7:00 p.m. in Council Chambers.*
- d) [Ordinance No. 3969-12](#) – Amend Municipal Code Chapter 384, Water, Article IV, Water Rates and Meter Charges, Section 384-12, Quarterly Consumption Charges. *Public Hearing and further consideration of this ordinance is scheduled for March 13, 2012 at 7:00 p.m. in Council Chambers.*
- e) [Ordinance No. 3970-12](#) - An Ordinance Amending the Code of the Township of Franklin, County of Somerset, State of New Jersey, More Particularly Chapter 112, Land Development, Article XII, Sign Regulations – New Section – Digital Display for Fuel Prices. *Public Hearing and further consideration of this ordinance is scheduled for March 27, 2012 at 7:00 p.m. in Council Chambers.*
- f) [Ordinance No. 3971-12](#) An Ordinance Amending the Code of the Township of Franklin, County of Somerset, State of New Jersey, More Particularly Chapter 112, Land Development, Article XII, Sign Regulations – Billboard Regulations. *Public Hearing and further consideration of this ordinance is scheduled for March 27, 2012 at 7:00 p.m. in Council Chambers.*

## 15. Consent Agenda Resolutions

- a) [Resolution #12-085](#) – Award Contract – Support QED Software Maintenance – January 1, 2012 to December 31, 2012 – Queues Enforth Development, Inc. – Amount Not to Exceed \$25,104.00.
- b) [Resolution #12-086](#) – Authorize Release of Planning Review Escrow.
- c) [Resolution #12-087](#) – Authorize Stormwater Detention Facility Maintenance Agreement – M-Affiliates LLC and Elkins Enterprises – 415 Weston Canal Road.
- d) [Resolution #12-088](#) – Authorize Discharge of two (2) Second Repayment Mortgages – 88 Gregory Lane.
- e) [Resolution #12-089](#) – Authorize Discharge of Second Repayment Mortgage and Affordable Housing Agreement – 271 Reznik Court.
- f) [Resolution #12-090](#) – Authorize Stipulation of Settlement – Tax Appeal – 265 Davidson Ave., LLC – Block 502.02, Lot 43.02 – 265 Davidson Avenue – Years 2011-2013.
- g) [Resolution #12-091](#) – Authorize Stipulation of Settlement – Tax Appeal – 270 Davidson Ave., LLC – Block 468.01, Lot 14.01 – 270 Davidson Avenue – Years 2010-2011.
- h) [Resolution #12-092](#) – Authorize Stipulation of Settlement – Tax Appeal – Cornan Company, Inc. – Block 166, Lot 32 – 591 Somerset Street – Years 2010-2012.
- i) [Resolution #12-093](#) – Authorize Stipulation of Settlement – Tax Appeal – Entin Associates – Block 88.02, Lot 81 – 67-71 Veronica Avenue – Years 2010-2012.
- j) [Resolution #12-094](#) – Authorize Stipulation of Settlement – Tax Appeal – Franklin Industrial Partners, LLC – Block 517.04, Lot 2.12 – 200 Varga Lane – Years 2010-2012.
- k) [Resolution #12-095](#) – Authorize Stipulation of Settlement – Tax Appeal – Mid-State Equity Development – Block 153.01, Lot 45 – 631 Somerset Street – Years 2010-2011.
- l) [Resolution #12-096](#) – Authorize Stipulation of Settlement – Tax Appeal – New Castle Hotels/Courtyard Somerset – Block 468.01, Lot 17.01 – 250 Davidson Avenue – Years 2010-2012.
- m) [Resolution #12-097](#) – Authorize Stipulation of Settlement – Tax Appeal – Paragon 150 Pierce Street, LLC – Block 468.08, Lot 2.02 – 150 Pierce Street – Years 2010-2012.
- n) [Resolution #12-098](#) – Authorize Stipulation of Settlement – Tax Appeal – Provident Somerset Partners – Block 517.05, Lot 35.08 – 19 Schoolhouse Road – Years 2011-2012.

- o) [Resolution #12-099](#) – Authorize Stipulation of Settlement – Tax Appeal – The Dapsis Company, LLC – Block 88.01, Lot 47 – 74 Veronica Avenue – Years 2011-2012.
- p) [Resolution #12-100](#) – Authorize Stipulation of Settlement – Tax Appeal – Easton North Company – Block 386.17, Lot 136 – 1110 Easton Avenue – Years 2009-2012.
- q) [Resolution #12-101](#) – Authorize Stipulation of Settlement – Tax Appeal – LaFonge Associates – Block 37.02, Lot 7.04 – 2801 Highway 27 – Years 2009-2012.
- r) [Resolution #12-102](#) – Authorize Stipulation of Settlement – Tax Appeal – LaFonge Associates – Block 37.02, Lot 7.05 – Highway 27 – Years 2009-2012.
- s) [Resolution #12-103](#) – Amend Non-Fair and Open Professional Services Agreement – Litigation/Tax Appeal Attorney - Emil Philibosian, Esq., Hoagland, Longo, Moran, Dunst & Doukas, LLP – January 1, 2011 thru December 31, 2011 – Amount Not to Exceed: \$96,000.00.
- t) [Resolution #12-104](#) – Support Development of Howe Athletic Fields at Colonial Park.
- u) [Resolution #12-105](#)- Amend CY2012 Temporary Emergency Budget.
- v) [Resolution #12-106](#) – Authorize Sale of One (1) Plenary Retail Consumption License and One (1) Plenary Retail Distribution License.
- w) [Resolution #12-107](#) – Authorize Sale of One (1) Plenary Retail Consumption License (Hotel/Motel Exception).
- x) [Resolution #12-108](#) – Authorize Issuance of Raffles Licenses.
- y) [Resolution #12-109](#) – Calling for a Ban on Fracking.
- z) [Resolution #12-110](#) – Accept Resignation of Brian G. Regan, Council Liaison to the Library Board of Trustees and Rozalyn Sherman, Council Liaison to the Fire Prevention Board.
- aa) [Resolution #12-111](#) – Re-Appoint Janie Dong as Alternate Deputy Registrar for a three-year term ending December 31, 2014.
- bb) [Resolution #12-112](#) – Authorize Revised Deferred Compensation Plan – Lincoln Financial Services.

**16. Resolutions, Voted On Separately – None**

**17. Old Business**

- a) Boards and Commissions Appointments

- 1) Nominations for one (1) ***Student Non-Voting Member*** of the ***Advisory Board of Health*** for a 1-year term ending December 31, 2012.
- 2) Nominations for one (1) ***Non-Voting Teen Public School Male Member*** of the ***Advisory Recreation Council*** for a 1-year term ending December 31, 2012.
- 3) Nominations for one (1) ***Non-Voting Teen Private School Male Member*** of the ***Advisory Recreation Council*** for a 1-year term ending December 31, 2012.
- 4) Nominations for one (1) ***Non-Voting Teen Private School Female Member*** of the ***Advisory Recreation Council*** for a 1-year term ending December 31, 2012.
- 5) Nominations for One (1) ***Regular Member*** of the ***Cable Television Advisory Committee*** for a 2-year term ending December 31, 2013.
- 6) Nominations for two (2) ***Initial Terms*** on the ***Cultural Arts Council***, each expiring 12/31/14 and three (3) ***Initial Terms*** on the ***Cultural Arts Council***, each expiring 12/31/12.
- 7) Nominations for one (1) ***Alternate Member #2*** of the ***Environmental Commission*** for a 2-year term ending 12/31/13.
- 8) Nominations for one (1) ***Council Liaison*** to the ***Fire Prevention Board*** for an unexpired 1-year term ending 12/31/12.
- 9) Nominations for One (1) ***Alternate #2 Member (Class C)*** of the ***Historic Preservation Advisory Commission*** for an initial 1-year term ending 12/31/12.
- 10) Nominations for one (1) ***Franklin Representative*** of the ***Joint Advisory Committee/Kingston***, for an unexpired 3-year term ending December 31, 2012.
- 11) Nominations for one (1) ***Council Liaison*** to the ***Library Board of Trustees*** for an unexpired 1-year term ending 12/31/12.
- 12) Nominations for one (1) ***Tenant Member*** to the ***Rent Leveling Board*** for an unexpired 3-year term ending December 31, 2012.
- 13) Nominations for one (1) ***Landlord Member*** to the ***Rent Leveling Board*** for an unexpired 3-year term ending December 31, 2013.
- 14) Nominations for one (1) ***Alternate No. 1 Member*** and one (1) ***Alternate No. 2 Member*** to the ***Rent Leveling Board***, each for a 1-year term ending December 31, 2012.
- 15) Nominations for one (1) ***Non-Senior Citizen Member*** to the ***Senior Citizen Advisory Committee*** for a 1-year term ending December 31, 2012.

16) Nominations for two (2) ***Environmental Commission Members*** to the ***Sustainable Jersey Municipal Certification Program “Green Team”***.

b) East Millstone First Aid and Rescue Squad Building

c) Council Retreat Priorities

1. *Public Youth Activity Center*
2. *Canal Access & Bridge*
3. *Shared Services/Developing Additional Revenue Sources/Outsourcing Opportunities*
4. *Economic Development/Aggressive Marketing/Tourism*
5. *Improve Relationships with Neighboring Municipalities*
6. *Replace Water Lines along Route 27 South of Route 518*
7. *Resolve Contamination Issues involving Franklin Inn/East Millstone Redevelopment*

**18. Executive Session:**

- a) *Litigation – Capuzzo v. Franklin*
- b) *PBA/SOA Negotiations*

**19. Adjournment**