

### **CALL TO ORDER**

Mayor Warren Cooper called the meeting to order at 7:30 p.m. and stated that in compliance with the "Open Public Meetings Act" this Meeting was duly noticed to the Hunterdon County Democrat on January 9, 2014 and the Express Times on January 9, 2014; the Agenda has been posted at Borough Hall and distributed to the Courier News, the Express Times, the Hunterdon County Democrat, and the Star Ledger on May 7, 2014.

### **FLAG SALUTE**

May Cooper asked everyone to stand for the flag salute.

### **ROLL CALL**

Present for the Meeting:

Seth A. Grossman  
Cathy Leach  
Brad Myhre  
Jack Opdyke (arrived at 7:40 pm)  
William Sullivan

Absent from Meeting:

Michele Liebttag

Attorney Albert Cruz, and Borough Clerk, Brenda S. Shepherd, were present for the Meeting. 6 members of the public were also present.

### **PUBLIC COMMENTS**

The Council approved to open the public comment session.

Thomas Dodd of Animal Control Solutions stated that he has been in business since 2004 and had been an animal control officer for 15 years prior to that. He was a marine and is a disabled veteran. He has 7 officers on staff of which all have their own trucks. They respond to all calls. He pulled a lynx out of a hotel. They are backed by the SPCA and are helping them with the clean up and are their animal control. When Hunterdon Humane stopped providing the animal control services, he offered his services to the municipalities. They were able to clean up the facility within day and all the animals were adopted. Responding to Brad Myhre, Mr. Dodd noted that they service Kingwood, Raritan, Readington, Lebanon Borough, Hopewell, Bedminister and Far Hills. They are the second largest in the State. They are currently not able to bring the animals to Hunterdon Humane. They will be opening up the doors for the 5 municipalities we serve. Animals can also be taken to Dr. Tindall. Responding to Mayor Cooper, Mr. Dodd noted that they resolved the issue of a facility to hold quarantined animals. Mayor Cooper noted that the gentlemen that was here at the last meeting offered to hold stray animals without a fee for the rest of 2014. Mr. Dodd responded that it is a horrible idea because you will end up with what you had before. The animal will cost money. If he is footing the bill, will he go out on every call. That is your decision to make. You will pay for strays that are not paid for by the owner. Cathy Leach asked if the holding facilities are no kill. Mr. Dodd noted that they have 7 shelters all of which are no kill and adoptive animals. If animals are aggressive, they cannot adopt them out. They adopted out a 15 year old cat. The Borough would only be responsible for the 7 day stray hold after that non-profit picks it up. Mayor Cooper asked if Mr. Dodd would be willing to continue on a per diem basis until Council makes a decision? Mr. Dodd responded in the affirmative. The Council thanked Mr. Dodd for his continued service.

**Frenchtown Elementary School – Kate Nugent**

Kate Nugent, President of the Frenchtown Elementary School Board, stated that she is here to touch base on three main topics. The first is the administrative changes that the school has been going through this year, the second is the 2014-2015 budget and the third is facility project we are anticipating. This year has been a year of a lot of transition.

She noted that when they returned to school in September their long time administrator had died. They were sharing the administrator with Milford for twelve years and five years ago she took on a third district. It was a tremendous cost savings for the district. The Administrator was only with Alexandria a few weeks when she died. It was a great loss to the community. She saved us money. The Auditor was always highly complementary of her. They had an immediate loss to fill. They had someone come in a few days a week until they looked for someone permanent. Then, the Chief Administrator/Superintendent took a job with Holland Township School. They are require to have a superintendent. It has been the goal of the school board to share as much as possible including administrator/superintendent. They approved a contract to share the business administrator with the high school at approximately same cost as the business administrator. We are working out a process to share the superintendent with the High School. She will oversee Frenchtown from the high school. We will have to bring in a principal. We have just successfully hired of a principal. She will be the one there every day. The biggest reason to do this was to connect us to the high school. This will allow collaboration with the high school. Her name is Christinia Dalla Palu. She has eight years of teaching experience and is serving as Vice-Principial in Knowlton Township. We have had an interim administrator in the building since spring break who is helping us through the interview process. He will be there until June 30<sup>th</sup>.

Kate Nugent provided a copy of the 2014-2015 budget to the Council as attached to this set of minutes. She added that the goals of this budget is to maintain what we have now, maintaining the existing program. We will be adding 20 minutes to the school day starting next year and we have added a full day preschool program at the request of the community. It has been hugely successful. This is the only big changes other than administrative changes. The one thing we are up against is the lack of school choice funding. We have not lost any but it has not grown. We had to turn people away because the State would not give us the seats. As long as we keep the existing seats, funding will be there.

Kate Nugent provided the Council with the proposed school facility project as attached to this set of minutes. As to the building project, Ms. Nugent noted that about 1 ½ years ago, we started a committee to look at the facility. We had representation from Council, planning board, the business association, parents, non parent community members, teachers, the administrator, and custodian. We did surveys about what they though the needs were of the facility. With three goals in mind, general maintenance, energy conservation, and to bring the school to a point where it could bring programs that we thought the building was limiting. It was a great committee. When you look at the proposed projects on the hand out, they are in line with what the facility's committees thought were the greatest needs. There was a short window of time where the State said there was money left for construction projects. We looked at the big projects and applied for grant money. In December, the State awarded us about \$900,000 in grants. The cost of the project is 2.2 million. The grant is depended on us coming up with rest of the money. The plan is to have a referendum in the fall of 2014 for the additional money that the grant does not cover. There are four main projects, a new roof, work on the furnace, new windows and bathroom renovations. Responding to Mayor Cooper, Kate Nugent noted that at the second year, the debt service would be decreased. Responding to Brad Myhre as to the 2001 referendum, Kate Nugent stated that there was no new

windows installed because the roof warranty was up. There was some HVAC work done as well. The rest rooms were never done. We plan to convert to natural gas. William Sullivan stated that the window are a giant safety issue. Kate Nugent noted that the windows were the teachers number one complaint.

**Approval of Yard Sale Permit for Darcy Lodge #37 on 7-26-14, 8-23-14 and 9-27-14**

Mayor Cooper noted that there is a member of the Dorsey Lodge present this evening and is here to ask Council to approve their yard sale request which is in the Council packet. Doug Berk, past master of the Darcy Lodge and John Creed stated that they hope the yard sale will help the town. They will control traffic and parking. Referring to the diagram, they noted that the tables will be on the grass area and on the right of the building is the parking lot. They will have men controlling the parking. There are facilities in the building for public use. Proceeds of the sale goes to the Darcy Lodge. Part of that will go into the angel fund. It is a charitable organization that services Warren and Hunterdon Counties. The schools and churches call us for clothing food and medical. We have an eye doctor who does free eye exams and glasses. If there is any cost, it come to us. We had a corn beef and cabbage dinner to raise money for the family that lost their home in a fire in town. Responding to Dominikija Prostack, Mr. Berk stated that the property is in the R1 zone. On motion by Brad Myhre, seconded by William Sullivan and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the yard sale for Darcy Lodge #37 on 7/26/14, 8/23/14 and 9/27/14.

**DEPARTMENT HEADS REPORTS**

**Fire Department**

No one was present from the Fire Department.

**Tax Assessor**

Mayor Cooper noted that the Tax Assessor will report to Council over the summer.

**Zoning Officer/Code Enforcement Officer**

Zoning Officer John Barczyk reported that in 2013, 125 permit were issued. In 2014, 23 permits were issued to date. He currently has 5 or 6 on his desk to look at. He reviews construction permits and any change in uses and also any complaints he receives. He makes sure they are in compliance with the codes. Was is important is communication and education. When applicants come in, he does his best to help them. As a part time employee with 1 day of office hours, he appreciates the office staff, Brenda Shepherd and Daniele Lattig, in making sure the process is complete and done completely. He does feel that the shared service with Lambertville is successful. People have the opportunity to drop things off in Lambertville, when he is in Lambertville. Everything is working fine. Complaints come in and he has to deal with that for such things as fences, etc. Brenda Shepherd has my cell phone if an issue is urgent. He handles calls immediately. Mr. Barczyk noted that he has been here 4 years and has been a zoning official for over 10 years. He is the fire official in another town. The zoning official's job is to implement the policies of the municipality. Every municipality has different objectives. His job is to implement and educate. Frenchtown is running efficiently. Council thanked John Barczyk.

**Library Board**

No one was present from the Library Board.

### **Green Team**

Dominikija Prostack noted that in the past two years, the Green Team has had positive progress. We got to the point of obtaining bronze level certification. As seen in the last six months, the Green Team is struggling because they do not have volunteers. They have an email list of 16 to 18 people who would like to know what is going on. We have 6 to 7 people who show up to meetings. A lot of them are involved in other areas. It is a lot of strain on 1 or 2 of us doing all the work. Bronze certification took a lot of time. At this point, we tabled the Green Fair. We had someone we thought could carry it out but you still need people to direct the Green Fair which takes a lot of time. Sarah Ruppert was going to do that and felt she had a lot of other commitments that were a priority. We changed the date and it did not fall on a good day. We thought it was best to table it for a year. To get to bronze level, we had 160 points through different actions. We could easily obtain another 100 points. It will not require a lot of money but will take manpower to get them completed. Some are anti-idling program, tree protection, tree planting, adopting a green policy and using recycling within the Borough. These are things we can implement by changing how we do things. We can get to silver level which opens us up to other grant possibilities. We started the process of looking at working with the Environmental Commission. We have a \$20,000 food grant that has not gone too far. We will talk to see if we can put a food waste program together with Lambertville. The Rutgers' program is something that is right around the corner. Premier Disposal is doing it commercially through areas they cover. Raritan Valley is looking into doing that soon. There are now three sites that filed for NJDEP permits within the state. We were looking at the idea of a mechanical composter. We found it would not work. We would need to go to a much bigger composter. We also need to look at the time that goes into feeding food waste into the composter. We looked into curbside recycling. The DEP may have grants coming out for food waste processing. Mayor Cooper noted that Raritan Valley came to town when delivering the smaller version of the recycling carts, and offered Frenchtown to be a small town model for food waste recycling. We hope to have something presented to us by mid-summer.

Mayor Cooper stated that we have a softball and a red shirt. Charlie White was instrumental in starting the softball game which was a tremendous community building event. We raised a lot of money. There were 641 food items donated. It will be donated to the pantries. The game was fun. The final score was 13-11 with Frenchtown winning. The prize was a trophy softball initialled by all the players. William Sullivan was there cheering on the team. Mayor Cooper added that this weekend on Saturday at 2:00 pm, there will be a family friendly game. Everyone is invited to come out. Charlie White thanked Frenchtown for hosting.

Sky Van Saun of 33 Eighth Street noted that she sent an email concerned that the Borough might make a decision on animal control without knowing that Hunterdon Humane has made a lot of progress. They are accepting animals again. Mayor Cooper noted that the animal control officer do not have their own facilities but they would bring them to Hunterdon Humane or Dr. Tindall in Flemington. All the facilities are no kill for adoptable animals.

Having no other public comments, the Council approved to close the public comment session.

### **CONSENT AGENDA**

All matters listed on the Consent Agenda are considered to be routine by the Governing Body and will be enacted by one motion in the form listed below. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

Council requested that Item d (resolution #2014-56) be removed from the consent agenda as well as the proclamations.

On motion by Jack Opdyke, seconded by William Sullivan and carried by unanimous favorable roll call vote, the Common Council approved the consent agenda approving Resolutions #2014-53, #2014-54, #2014-55 and #2014-57 as follows and the bills list dated 5/7/14 as attached to this set of minutes.

**RESOLUTION NO. 2014-53**

**TEMPORARY BUDGET APPROPRIATIONS**

**BE IT RESOLVED**, by the Mayor and Common Council of the Borough of Frenchtown, County of Hunterdon and State of New Jersey, that the 2014 Temporary Budget Appropriations be raised by the statutory one twelfth.

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Warren E. Cooper, Mayor

Attest:

Dated: 5-7-14

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Brenda S. Shepherd, RMC  
Borough Clerk

**Resolution no. 2014 - 54**

**Tax sale redemption**

Whereas, the Tax Collector has been paid by Angel Title & Abstract Inc. to redeem Tax Sale Certificate No. 13-008 the amount of \$34,222.75 on Block 52, Lot 29, and

WHEREAS, the lien holder paid at the time of the sale a premium of \$34,900.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the borough of Frenchtown, County of Hunterdon and State of New Jersey, that the Chief Financial Officer be authorized to issue a check payable to US Bank Custodian for bvoo1 trust, 50 S. 16<sup>th</sup> Street, Philadelphia, PA, 19102, in the amount of \$69122.75.

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Warren E. Cooper, Mayor

Attest

May 7, 2014

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Brenda S. Shepherd, RMC  
Borough Clerk

**RESOLUTION NO. 2014 – 55**

**RETURN OF RECORDING FEE**

**WHEREAS**, the 2013 Tax Sale was held on December 10, 2013 and several properties were struck off to outside lienholders, and

**WHEREAS**, the liens struck off to the outside lienholders were redeemed prior to the recording of the certificates by the lienholders.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Frenchtown, County of Hunterdon and State of New Jersey, that the Chief Financial Officer be authorized to issue a refund of the recording fee of \$40.00 to the following property owners:

Block 26, Lot 1 – Caroline Dorf, 2 Fifth Street, Frenchtown, NJ, 08825  
Block 28, Lot 3 – Kenneth Hoover, 7 Fourth Street, Frenchtown, NJ, 08825  
Block 28, Lot 6 – Nation Star Mtg, 1 Corelogic Drive, Westlake, TX 76262

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Warren E. Cooper, Mayor

Attest:

May 7, 2014

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Brenda S. Shepherd, RMC  
Borough Clerk

**RESOLUTION NO. 2014 – 57**

**AUTHORIZATION TO OPEN CHECKING ACCOUNT**

**WHEREAS**, it is the desire of the Borough Council to accept donations for Open Space Trust Fund under NJSA 40:12-15.2, and

**WHEREAS**, the Borough Council has adopted a resolution authorizing the dedication of such funds.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Frenchtown County of Hunterdon and State of New Jersey that the Chief Financial Officer be authorized to open a new account entitled Open Space Trust Fund.

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Warren E. Cooper, Mayor

Attest:

May 7, 2014

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Brenda S. Shepherd, RMC  
Borough Clerk

**Resolution #2014-56**

Referring to Resolutions #2014-56, Mayor Cooper noted that we are establishing a fund to receive open space revenues, unanticipated revenues. The Council has an ordinance for open space on the agenda. The resolutions and ordinance must include the same name. Council agreed to amend the resolutions to read "Open Space Trust Fund". Mayor Cooper also noted that a decision was made not to impose an open space tax this year. We will impose a 0 cent annual tax this year. On motion by Jack Opdyke, seconded by Cathy Leach and carried by unanimous favorable roll call vote, the Common Council approved the consent agenda approving Resolutions #2014-56 as follows:

**Resolution No. 2014-56**

**Dedication by Rider**

**Borough of Frenchtown of Hunterdon County**

A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION  
BY RIDER FOR OPEN SPACE TRUST FUND AS PER N.J.S.A. 40:12-15.2

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A. 40A:12-15.2 provides for receipt of OPEN SPACE TRUST FUND by the municipality to provide for the operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from OPEN SPACE TRUST FUND are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Frenchtown, County Hunterdon New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of OPEN SPACE TRUST FUND under N.J.S.A. 40:12-15.2.
2. The Clerk of the Borough of Frenchtown, County of Hunterdon is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

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WARREN E. COOPER, Mayor

Attest:

May 7, 2014

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Brenda S. Shepherd, RMC  
Borough Clerk

### **PROCLAMATIONS**

### **Raising Awareness of Fibrodysplasia Ossificans Progressiva and Relay for Life of Hunterdon County**

Mayor Cooper proclaimed the following:

### **RAISING AWARENESS OF FIBRODYSPLASIA OSSIFICANS PROGRESSIVA**

**WHEREAS**, Fibrodysplasia Ossificans Progressiva is an illness characterized by normal bone forming in muscles and connective tissue, forming an extra skeleton that immobilizes the body; and

**WHEREAS**, Fibrodysplasia Ossificans Progressiva affects children, usually in the first or second decade of life being diagnosed by the age of ten, depriving them of normal development; and

**WHEREAS**, it is estimated that 2,500 people worldwide are afflicted with Fibrodysplasia Ossificans Progressiva, with 200 diagnosed cases in the United States and 12 cases in New Jersey; and

**WHEREAS**, currently the University of Pennsylvania is the only medical research facility investigating a cure for Fibrodysplasia Ossificans Progressiva; and

**WHEREAS**, numerous states, countries and international organizations have joined together to increase public awareness of this devastating, rare genetic disorder, to promote research to find the cure; and

**WHEREAS**, the Township Committee of the Township of Wall wishes to help to increase awareness of Fibrodysplasia Ossificans Progressiva and to provide public support to find a cause and a cure for this devastating disorder.

**NOW, THEREFORE**, I, Clint Hoffman, Mayor of the Township of Wall, on behalf of my colleagues on the Township Committee, wish to raise awareness of this devastating disease and support research to find a cause and cure for **Fibrodysplasia Ossificans Progressiva**. We urge all residents of Wall Township to learn about this devastating disorder with the hope of developing a treatment and cure.

May 7, 2014

## **RELAY FOR LIFE OF HUNTERDON PROCLAMATION**

**WHEREAS**, Relay For Life is the signature activity of the American Cancer Society and celebrates cancer survivors and caregivers, remembers loved ones lost to the disease, and empowers individuals and communities to come together to recognize and fight back against cancer; and

**WHEREAS**, the funds raised during Relay For Life of Hunterdon supports the American Cancer Society's mission of saving lives and creating a world with less cancer and more birthdays – by helping our citizens stay well, by helping our citizens receive the best treatment for cancer, by supporting the search for cures for cancer; and

**WHEREAS**, Relay For Life helped fund more than \$150 million in cancer research last year;

NOW, THEREFORE, BE IT RESOLVED, that I, Warren E. Cooper, Mayor of the Borough of Frenchtown, do hereby proclaim June 14<sup>th</sup> and 15<sup>th</sup> of 2014 as,

**"RELAY FOR LIFE OF HUNTERDON COUNTY DAYS"**

in our community and hereby encourage our citizens to participate in the Relay For Life event at Hunterdon Central High School on June 14<sup>th</sup> to 15<sup>th</sup>, 2014.

May 7, 2014

**APPROVAL OF MINUTES**

**Special Meeting – March 18, 2014**

On motion by Jack Opdyke, seconded by Cathy Leach and carried by favorable roll call vote, the Mayor and Common Council approved the minutes of the Special Meeting of 3/18/14 with Seth A. Grossman abstaining.

**Regular Meeting – April 2, 2014**

On motion by Cathy Leach, seconded by Jack Opdyke and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the minutes of the Regular Meeting of 4/2/14.

**APPROVAL OF EXECUTIVE SESSION MINUTES**

**Executive Session – March 5, 2014**

On motion by Seth A. Grossman, seconded by Cathy Leach and carried by favorable roll call vote, the Mayor and Common Council approved the minutes of the Executive Session of 3/5/14 with Jack Opdyke abstaining.

**Executive Session – March 18, 2014**

On motion by Brad Myhre, seconded by Cathy Leach and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the minutes of the Executive Session of 3/18/14 as amended ( minutes to include attendees and use of surnames).

**Executive Session – April 16, 2014**

On motion by Brad Myhre, seconded by Cathy Leach and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the minutes of the Executive Session of 4/16/14 as amended ( minutes to include attendees and use of surnames).

**ORDINANCES**

**Ordinance #743 – An ordinance regulating the salary & wage of the officials and employees of the Borough of Frenchtown for the year 2014 (introduction)**

Mayor Cooper noted that these are the salaries recommended by the Administrative Committee and discussed with Council. It reflects the 2% cost of living adjustment with the exceptions of salary of the Deputy Clerk, Public Works Senior/heavy equipment operator, added after the 2% COLA. In addition, the Chief of Police received a \$2,000.00 increase after the 2% COLA. Exceptions to the 2% COLA is the public works part time employee. When this individual was

hired, he had been offered \$15.00 per hour but the salary and wage ordinance of 2013 had \$15.30 per hour. Rather than amending that salary and wage ordinance last year, we are holding that salary to this year. Positions where we have no one we kept the same. Brad Myhre stated that he did notice that the Mayor's position did not include a 2% increase. He would support a 2% increase in that line item. Mayor Cooper noted that the line item in the budget is \$6,000.00. A change can be made next year. He will not take it this year. Jack Opdyke commended the Mayor for the work he does. On motion by Seth A. Grossman, seconded by Brad Myhre and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the introduction of Ordinance #743 as follows:

ORDINANCE #743

AN ORDINANCE  
REGULATING THE SALARY & WAGE  
OF THE OFFICIALS AND EMPLOYEES  
OF THE BOROUGH OF FRENCHTOWN  
FOR THE YEAR 2014

**BE IT ORDAINED** by the Mayor and Common Council of the Borough of Frenchtown as follows:

1. All prior Salary Ordinances of the Borough of Frenchtown are hereby repealed.
2. The following salaries for the year 2014 are hereby established for the following designated officials and employees of the Borough of Frenchtown:

Borough Clerk/Licensing Official/	
Assessment Search Officer Certified	\$ 56,838.09
Registrar -----	\$ 2,459.51
Deputy Registrar -----	\$ 209.08
Deputy Registrar (Certified) -----	\$ 619.00
Tax Assessor-----	\$ 8,744.56
Collector of Taxes-----	\$ 13,508.55
Tax Search Officer-----	\$ 726.20
Collector of Sewer Rents-----	\$ 6,247.60
Chief Financial Officer-----	\$ 9,654.91
Asst to Collector of Taxes/Sewer-----	\$ 531.60
Chief of Police-----	\$ 77,345.77
Police Patrolman- full time salaried -	\$ 59,751.21
Mayor -----	\$ 6,000.00
Zoning Officer-----	\$ 3,279.34
Secretary Planning/Zoning-----	\$ 10,317.65
Code Enforcement Officer-----	\$ 1,639.67
Library Clerk-----	\$ 8,968.25
Fire Marshall-----	\$ 5,000.00
Board of Health Secretary-----	\$ 1.00
Shade Tree Secretary -----	\$ 355.82

Sewer Treatment Operator----- \$ 67,773.74  
CPWM Stipend-----\$ 1,020.00

The following hourly rates are hereby established:

Deputy Borough Clerk-----\$ 20.25  
Police Patrolman (full-time)----- \$ 20.00  
Police Patrolman (full-time salaried  
OT rate ) \$ 42.24  
Police Patrolman (Part-time Senior) \$ 21.04  
Police Patrolman (Part-time 1 yr exp)\$ 19.68  
Police Patrolman (Part-time new) --- \$ 18.36  
Public Works Manager ----- \$ 28.15  
Public Works Senior, heavy ----- \$ 21.38  
equipment operator  
Public Works (Part-time) \$ 15.30  
Sewer Dept. Maint. A ----- \$ 27.74  
Sewer Dept. Maint. B----- \$ 21.00  
Sewer Dept. Maint. C----- \$ 15.00  
DPW Class A ----- \$ 15.30  
DPW Class B ----- \$ 12.00  
DPW Class C- CDL ----- \$ 11.75  
DPW Class D – non-CDL ----- \$ 9.00  
Deputy Fire Inspector----- \$ 8.00  
School Crossing Guard----- \$ 10.00  
Police Assistant ----- \$ 13.12  
Clerical Class A ----- \$ 15.00  
Clerical Class B ----- \$ 12.00  
Clerical Class C ----- \$ 8.00  
Recycling Coordinator----- \$ 9.00

This Ordinance shall take effect immediately upon Final Passage and action as required by law.

\_\_\_\_\_  
Warren E. Cooper, Mayor

Dated: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Brenda S. Shepherd, RMC  
Borough Clerk

**Ordinance #744 – An ordinance regulating the salary and wage of the court officials and employees for the year 2014 (introduction)**

Mayor Cooper noted that this ordinance reflects a 2% COLA increase although the Borough’s percentage is less this year. On motion by Brad Myhre, seconded by Cathy Leach and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the introduction of Ordinance #744 as follows:

ORDINANCE #744

AN ORDINANCE  
REGULATING THE SALARY & WAGE  
OF THE OFFICIALS AND EMPLOYEES  
OF THE JOINT MUNICIPAL COURT OF THE DELAWARE VALLEY  
FOR THE YEAR 2014

**BE IT ORDAINED** by the Mayor and Common Council of the Borough of Frenchtown as follows:

1. All prior Salary Ordinances of the Joint Municipal Court are hereby repealed.
2. The following salaries for the year 2014 are hereby established for the following designated officials and employees of the Joint Municipal Court:

Municipal Judge-----	\$	18,864.23
Court Administrator -----	\$	28,053.24
Prosecutor -----	\$	7,105.00
Public Defender -----	\$	1,333.34

The following hourly rates are hereby established:

Clerical Assistant to the Clerk-----	\$	46.10 per court session
Bench Log and Court Clerk -----	\$	46.10 per court session
Violations Clerk -----	\$	5.76 per hour

This Ordinance shall take effect immediately upon Final Passage and action as required by law.

\_\_\_\_\_  
Warren E. Cooper, Mayor

Dated: \_\_\_\_\_

ATTEST:

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Brenda S. Shepherd, RMC  
Borough Clerk

**Ordinance #745 – CAP Index Ordinance (introduction)**

Mayor Cooper noted that this ordinance allows us to exceed the appropriations by 3.5% instead of the 2%. The budget is within the 2% cap and the 3.5% allowed by this ordinance. On motion by Seth A. Grossman, seconded by Jack Opdyke and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the introduction of Ordinance #745 as follows:

**ORDINANCE #745**

**CALENDAR YEAR 2014**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION  
LIMITS AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A:4-45.1 et.seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Borough Council of the Borough of Frenchtown, in the County of Hunterdon, finds it advisable and necessary to increase its CY 2014 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Borough Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$39,790.44 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

**WHEREAS**, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Frenchtown, in the County of Hunterdon, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2014 budget year, the final appropriations of the Borough of Frenchtown shall, in accordance with this ordinance and

N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$46,422.18 and that the CY 2014 municipal budget for the 3.5% be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

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Warren E. Cooper, Mayor

ATTEST:

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Brenda S. Shepherd, RMC  
Borough Clerk

**Ordinance #746 – Municipal Open Space, Recreation and Farmland and Historic Preservation Trust Fund (Introduction)**

On motion by Brad Myhre, seconded by Cathy Leach and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the introduction of Ordinance #746 as follows:

**BOROUGH OF FRENCHTOWN**

**ORDINANCE NO. 746**

**MUNICIPAL OPEN SPACE, RECREATION AND FARMLAND AND HISTORIC PRESERVATION TRUST FUND.**

**BE IT ORDAINED** by the Mayor and Common Council of the Borough of Frenchtown, County of Hunterdon, State of New Jersey, as follows:

Section 1. The Revised General Ordinances of the Borough of Frenchtown are hereby amended to add a new chapter as follows:

**MUNICIPAL OPEN SPACE, RECREATION AND FARMLAND AND HISTORIC PRESERVATION TRUST FUND.**

§ \_\_\_\_\_ **Definition.**

*Open Space* shall mean land or water areas to be retained in a largely natural or

undeveloped state, for purposes of, among other things, providing parkland or green spaces, protecting ecologically sensitive areas, preserving flora and wildlife, or protecting or preserving areas of scenic, historic and cultural value, while at the same time affording, whenever practicable, public outdoor recreational opportunities for the residents of the Borough of Frenchtown.

**§ \_\_\_\_\_ Fund for Open, Recreation, Farmland and Historic Space.**

a. *Fund Established.* There is hereby established a reserve in the general capital fund which shall be noted and designated as the “Municipal Open, Recreation and Farmland and Historic Space Trust Fund” (“Open Space Trust Fund”). A separate bank account shall be established and maintained therefor entitled “Borough of Frenchtown Municipal Open Space, Recreation and Farmland and Historic Trust Account.”

b. *Use of Funds.* As directed by the Borough Common Council, funds from the Open Space Trust Fund may be utilized for the (a) acquisition of lands for recreation and conservation purposes; (b) development of lands acquired for recreation and conservation purposes; (c) maintenance of lands acquired for recreation and conservation purposes; (d) acquisition of farmland for farmland preservation purposes; (e) historic preservation of historic properties, structures, facilities, sites, areas or objects, and the acquisition of such properties, structures, facilities, sites, areas and objects for historic preservation purposes; or (f) payment of debt services on indebtedness issued or incurred by the Borough of Frenchtown for any of the purposes set forth in Paragraphs (a), (b), (c), (d) or (e) set forth above. The lands in which such interests may be acquired shall include undeveloped land as well as land containing improvements at the time of acquisition. The Borough Common Council shall have the option of paying for land acquisitions with improvements upon them either solely through the Open Space Trust Fund or by apportioning the cost thereof by charging the Open Space Trust Fund for the land portion and the capital account for the improvement portion. It is understood that such acquisition may occur via gift, purchase or by eminent domain proceedings pursuant to N.J.S.A. 20:3-1 et seq. In addition, the Borough Common Council may authorize the disbursement of monies from the Open Space Trust Fund to assist any recognized public or recognized private entity in acquiring interest in real property, located within the Borough, for the purposes stated herein, provided that suitable arrangements are made to assure (i) that such lands are made subject to restrictions substantially similar to those imposed by this section, and (ii) that in the event such interests subsequently are sold, the net proceeds of such disposition will be paid over to the Borough’s Open Space Trust Fund in the same proportion that the Borough’s contribution bore to the original purchase price.

**§ \_\_\_\_\_ Funding of the Municipal Open Space, Recreation and Farmland and Historic Trust Fund.**

Effective with the 2014 tax bill, a special tax rate shall be added to the total Borough tax rate in the amount of up to two (\$0.02) cents per hundred (\$100.00) dollars of the annual assessed valuations with the tax rate to be set annually by Resolution of the Borough Common Council, the revenue from which shall be deposited into the Open Space Trust Fund. The Open Space Trust Fund shall also be permitted to accept donations and testamentary bequests. The funds accumulated within the Open Space Trust Fund shall be utilized for the acquisition of real estate and interests in real estate as described in this Ordinance. In connection with such acquisition, the funds may be utilized for appraisals, legal expenses and other items of expense

permitted by law in connection with the acquisition, or as a down payment for the issuance of bonds, or for debt service for the same purpose at the discretion of the Borough Common Council. Any and all interest accruing shall remain in the Open Space Trust Fund and may be utilized for the above described purposes. In no event shall the Borough pay more than fair market value for the land to be acquired. The Borough shall obtain a minimum of one (1) appraisal from a certified appraiser plus the appraisal of the tax assessor, as a guide to the fair market value. The costs of such appraisal may be paid out of the Open Space Trust Fund.

§ \_\_\_\_\_ **Utilization of Land Acquired Through the Open Space Trust Fund.**

The land acquired under the Open Space Trust Fund shall be utilized for all categories of open space including, but not limited to: parks, recreation areas, natural areas, green ways, wildlife habitats, preservation of farmland, preservation of areas of scenic, historic and cultural value and such other uses consistent with the concept of open space and historic preservation.

§ \_\_\_\_\_ **Sale of Property.**

No real property or interest herein acquired with the funds from the Open Space Trust Fund shall be sold, conveyed, leased or otherwise alienated unless it is needed for another open space public use or otherwise furthers the purposes of the Open Space Trust Fund. If such a sale, lease or conveyance is made, the Borough Common Council shall be required to: (i) place the monies received into the Open Space Trust Fund; and (ii) in due course, replace such property or interest with property or an interest of at least equal fair market value and of reasonably equivalent usefulness, size, quality, and location. The deed of any property acquired with funds from the Open Space Trust Fund shall contain a specific notation reflecting that the property was acquired with funds from the Open Space Trust Fund.

Section 2. Severability. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision and the remainder of this Ordinance shall be deemed valid and effective.

Section 3. Effective date. This Ordinance shall take effect immediately after final passage and publication according to law.

\_\_\_\_\_  
Warren E. Cooper, Mayor

ATTEST:

\_\_\_\_\_  
Brenda Shepherd, RMC, Borough Clerk

**RESOLUTIONS**

**Resolution #2014-58 - 2014 Municipal Budget (introduction)**

On motion by Cathy Leach, seconded by Brad Myhre and carried by unanimous favorable roll call vote, the Common Council approved the 2014 Municipal Budget and Resolutions #2014-58 as follows:

*RESOLUTION 2014-58*

**MUNICIPAL BUDGET NOTICE  
 MUNICIPAL BUDGET OF THE  
 BOROUGH OF FRENCHTOWN,  
 COUNTY OF HUNTERDON  
 FOR THE FISCAL YEAR 2014**

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2014;

BE IT FURTHER RESOLVED, that said Budget be published in the Hunterdon County Democrat in the issue of May 15, 2014;

The Governing Body of the Borough of Frenchtown does hereby approve the following as the Budget for the year 2014.

RECORDED VOTE:

AYES:	(Seth A. Grossman (Cathy Leach (Brad Myhre (Jack Opdyke (William Sullivan (	NAYS (
ABSTAIN	(	ABSENT (Michele Liebtag (

Notice is hereby given that the Budget and Tax Resolution was approved by the Mayor and Council of the Borough of Frenchtown, County of Hunterdon, on the 7th of May, 2014.

A hearing of the Budget and Tax Resolution will be held at The Borough Hall on the 4th of June, 2014 at 7:30 pm at which time and place objections to said Budget and Tax Resolution for the year 2014 may be presented by taxpayers or other interested persons.

**EXPLANATORY STATEMENT  
 SUMMARY OF CURRENT FUND SECTION OF APPROVED BUDGET**

Year 2014

General Appropriations for:

- |   |              |              |
|---|--------------|--------------|
| 1. Appropriations within "CAPS"   |              |              |
| (a) Municipal Purposes (Item H-1, Sheet 19)( N.J.S.A 40A:4-45.2)  | 1,333,248.00 |              |
| 2. Appropriations excluded from "CAPS"  |              |              |
| (a) Municipal Purposes (Item H-2, Sheet 28) (N.J.S.A. 40A:4-45.3  |              | as amended)  |
| (b) Local District School Purposes in Municipal Budget (Item K, Sheet 29)   | 202,823.00   |              |
| Total General Appropriations excluded from "CAPS" (Item O, Sheet 29)  | 202,823.00   |              |
| 3. Reserve for Uncollected Taxes (Item M, Sheet 29) - Based on Estimated 94.72<br>Percent of Tax Collections  |              | 220,000.00   |
| 4. Total General Appropriations (Item 9, Sheet 29) Building Aid Allowance 2012<br>for Schools- State Aid 2012   | 1,756,071.00 |              |
| 5. Less: Anticipated Revenues Other Than Current Property Tax (item 5, Sheet 11)<br>(i.e. surplus, miscellaneous revenues and receipts from delinquent taxes) |              | 702,952.00   |
| 6. Difference: Amount To Be Raised by Taxes for Support of Municipal Budget (as follows)  |              |              |
| (a) Local Tax for Municipal Purposes including Reserve for Uncollected Taxes (Item 6(a), Sheet 11)  |              | 1,053,119.00 |
| (b) Addition to Local District School Tax (Item 6(b) Sheet 11)  |              |              |

**BUDGET MESSAGE**

**LOCAL UNIT HEALTH BENEFITS PROGRAM IMPACT –**

**CHAPTER 2,P.L.2010**

Effective May 21, 2010 or on the expiration of any applicable labor agreement in force on that date, all employees must contribute a minimum of 1.5% of their current base salary towards their health benefits costs. This contribution is required of all employees who are members of any state or locally administered retirement system.

Projected Group Health Insurance Costs – 2014	182,270.44.00
Projected 2013 Employee Contributions	( 14,870.44)
Net Group Health Benefits Appropriated – 2014	167,400.00

**1977 APPROPRIATIONS “CAPS” CALCULATION**

N.J.S.40A:4-45.1 et. seq. “The Local Government Cap Law” places limits on municipal expenditures. Commonly referred to as the “CAPS”, it is actually calculated by a method established by the law.

In general the actual calculation works as follows. Starting with the figure in the 2013 budget for Total General Appropriations certain 2013 budget figures are subtracted; including the reserve for uncollected taxes, debt service, State and Federal aid, etc. Take the resulting figure and multiply it by .50% and this gives you the basic “CAP” or the amount of appropriations increase allowed over the 2013 Total General Appropriations. The Total General Appropriations may also be increased by 3.5%, if prior, to the introduction of the 2014 budget an index rate ordinance is approved by the governing body.

In addition to the increase allowed above, any increase funded by increase valuations from new construction or improvements is also allowed.

Also, the “CAPS” may be exceeded if approved by referendum. The actual “CAPS” for this municipality will be reviewed and approved by the Division of Local Government Services in the State Department of Community Affairs, but the calculations upon which this budget was prepared are as follows:

Total General Appropriations for 2013	\$1,770,513.00
Add: Cap Base Adjustment	
Adjusted Total General Appropriations for 2013	\$1,770,513.00
Less Exceptions:	
Total Other Operations	\$ 5,000.00
Total Public & Private Programs	\$39,112.00
Total Capital Improvements	\$10,000.00
Total Municipal Debt Service	\$154,053.00
Total Deferred Charges	
Reserve for Uncollected Taxes	\$236,000.00
Total Exceptions	\$444,165.00
Amount on which percentage is applied	\$1,326,348.00
.50% “CAP”	\$ 6,631.74
Allowable Operating Appropriations before Additional	

Exceptions per (N.J.S.A. 40a:4-45-3)	\$1,332,979.74
Add:	
Increase in Ratables from New Construction &	\$ 404.14
Improvements Cap Bank	\$ 287.25
Maximum Allowable Appropriations After Modification	\$1,333,671.13

It is hereby certified that this is a true copy of the budget resolution introduced by the governing body on May 7, 2014.

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Warren E. Cooper, Mayor

Attest:

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Brenda S. Shepherd, Borough Clerk

## **NEW BUSINESS**

### **2014 Animal Control**

Mayor Cooper noted that we have heard from the two companies that provided quotes. Brad Myhre commented that both presentations were very good. We have gotten feedback from the presentation this evening that the company is a good company to work with. Municipalities are pleased and because they have a connection with Hunterdon Humane, he recommended approving Animal Control Solutions. Attorney Cruz stated that the Borough should have a formal resolution stating forth the amounts. The Council can vote and formalize the decision by resolution at the next meeting. The Council can vote this evening and continue between now and then on a per diem basis. On motion by William Sullivan and seconded by Brad Myhre, the Mayor and Council approved to hire Animal Control Solutions as the Borough animal control officer on a per diem basis consistent with the proposal dated May 1, 2014 and will formalize the decision by resolution at the June 4<sup>th</sup> Council meeting.

### **Approval of filming by The Sum of Our Parts Productions LLC on May 13, 2014 in Frenchtown**

On motion by Cathy Leach, seconded by Brad Myhre and carried by favorable voice vote, the Mayor and Common Council approved the filing by The Sum of Our Parts Production LLC on May 13, 2014 in Frenchtown subject to submission of an insurance certificate.

### **Approval of Fire Department Membership application for Robert Ross**

Brad Myhre noted that we received the necessary clearance for Robert Ross. On motion by Brad Myhre, seconded by William Sullivan and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the Frenchtown Fire Department membership application for Robert Ross.

### **Approval of Yard Sale Permit for Darcy Lodge #37 on 7-26-14, 8-23-14 and 9-27-14**

Mayor Cooper noted that this was approved earlier in the meeting.

**Approval for Frenchtown Business and Professional Association to hold the Frenchtown Farmers Market from June 1 – October 26, 2014 and hang a banner**

Mayor Cooper noted that the Council has a request from Riverside Symphonia requesting permission to hang a banner. Jim McCormick noted that the Frenchtown Business and Professional Association would work with other organizations to take down the banner if need be. Mayor Cooper noted that the Borough received communications from the County Health Department. They will restrict the Farmers Market to two food vendors who can prepare and sell food on site. Jack Opdyke noted that he does not support what the County is limiting. Brad Myhre recommended sending the freeholders a letter requesting that the discretion be with the municipality. We want greater than two vendors. Brad Myhre noted that we need to approve the Farmers Market. Jim McCormick noted that he will follow up on the insurance. He added that the current sign is being moved away from the road. On motion by Jack Opdyke, seconded by Seth A. Grossman and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the Farmers Market from 6/1/14 through 10/26/14 on Sundays.

Mayor Cooper noted that as to the banner, the Frenchtown Farmers Market wants to hang a banner across Bridge Street between TD Bank and Thistle from 5/23/14 through 10/26/14. The Frenchtown Farmers Market is willing to remove the banner for other events. On motion by Cathy Leach, seconded by William Sullivan and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the Frenchtown Business and Professional Association to hang a banner for the Frenchtown Farmers Market across Bridge Street between TD Bank and Thistle from 5/23/14 through 10/26/14 with the agreement that it will remove the banner if other organizations request to hang a banner.

**Request by Riverside Symphonia for permission to hang a banner from June 20 – July 7, 2014**

Brad Myhre noted that Riverside Symphonia has always hung a banner at the Frenchtown Inn on Bridge Street. It is only for three weeks. Two banners have been hung in the past and it was never an issue. William Sullivan stated that he does not see a problem with 2 banners being up at the same time. Subsequent to a brief discussion, the Mayor and Common Council approved Riverside Symphonia to hang a banner from June 20 through July 7, 2014 on Bridge Street at the Frenchtown Inn on motion by Seth A. Grossman and seconded by Jack Opdyke.

**OLD BUSINESS**

**Recycling – Food Waste recycling**

Mayor Cooper noted that there is nothing to report.

**Wastewater Treatment Plant Facility update**

Jack Opdyke noted that the roof is completed on the operations building. They are continuing work on everything else. There was a big issue was JCP&L with the temporary power. It has to be raised to be at the proper height. JCP&L will be back Friday to re-inspect. Everything should be okay. Mayor Cooper noted that we failed to meet some of our restrictions on effluent and we will probably be receiving another fine. Jack Opdyke commented that we have an old sewer plant. William Sullivan stated that we will be able to get that in damages. Mayor Cooper stated that we have to make a decision on how we would approach that.

### **Frenchtown Bridge Street LLC**

Mayor Cooper noted that there is nothing new to report.

### **Hilltop Streets**

Mayor Cooper noted that he spoke with people and they are enthusiastic about it.

Mayor Cooper also noted that the Borough applied for a grant to do infrastructure repairs, etc. for Ridge Road and we learned yesterday that Frenchtown was selected to receive a \$160,000.00 grant.

We also learned that the DOT has approved our detour plan for the Horseshoe Bend Road project. We now can go out to bid and may be able to take action at the June 4<sup>th</sup> meeting.

### **MAYOR'S COMMENTS**

Mayor Cooper stated that we are closing on the sewer loans on May 15<sup>th</sup>.

Mayor Cooper stated that there was a lot of participation for the Wellness Campaign. There was a free yoga class. There will be 3 or 4 Women's Health talks scheduled in June.

Mayor Cooper noted that he is holding office hours on the bikepath at 6:30 am.

Mayor Cooper reported that the Environmental Commission held an evasive species walk.

Mayor Cooper commented that two Saturday's ago, Ode to Hunterdon, a poetry night at the historic Court House in Flemington was held and of the 13 poets, 5 were from Frenchtown. We decided to begin hosting open mic night on Friday nights. This Friday night will be at Yoga Loka Studio at 7:30 pm. We are trying to reach out to the younger folks.

Mayor Cooper reported that Planning Board Chairman Randi Eckel and he met with the perspective developer, David Meiskin, about developing the Eighth Street property. Mr. Meiskin went to see Dorsey for advice. They are looking at about 100 units with fee simple duplexes and rental housing closer to the river. The developer will be coming before Council for Council to consider vacating lower Eighth Street so that they can create a development that reflects alleyways like other parts of town. Also, they are also discussing a pilot program for payment in lieu of taxes. They would take responsibility to maintain it.

Mayor Cooper noted that last year, we were visited by a theatre group that performed in Old Frenchtown Field. They would like to perform July 20<sup>th</sup> and 21<sup>st</sup> again in Old Frenchtown Field and possibility on August 14<sup>th</sup> in the park on the night of the community garden pot luck dinner. They made out with donations last year that they will likely waive the fee.

Mayor Cooper noted that there will be another Dana dinner hosted by Lovin Oven on Tuesday, May 20<sup>th</sup> from 6-9 pm. They are bring together sponsors.

### **COUNCIL COMMENTS**

Seth A. Grossman noted that Engineer Burr informed him that they are moving ahead with the Streetscape Grant application. They have extended the application submittal date from 5/15/14 to 6/30/14. He has tried to reach out to Geoff Stanley because we want to approach the Bridge Commission for support and Geoff Stanley is on the Commission Board.

Cathy Leach reported that unfortunately the home school Shakespeare group withdrew their request. She added that the Community Garden donated tulips and petunias for the park. Everything looks beautiful. Community garden also asked if they can take the grill lying on the ground to the pavilion. They will do the labor. We would then have two working grills next to the pavilion. The Community Garden is holding their pot lucks at the park on the second Thursday of the month. They did reply that they would allow the performance and include it in their pot luck notice.

Cathy Leach commented that there was an issue that there is some lumber that needs to be repaired on the wooden bridge on the trail. Richard Reilly will do the repairs. He will contract Opdyke Lumber for the lumber.

Mayor Cooper noted that Chris Adcanticage has offered to donate two trees to the town. The notice was sent to Robert Haver as well for an appropriate location for the trees.

Clerk Shepherd reported that the Primary Elections are on June 3<sup>rd</sup> from 6:00 am to 8:00 pm.

### **CORRESPONDENCE**

None discussed.

### **EXECUTIVE SESSION**

Mayor Cooper stated that the Council will have to go into executive session for 1 item. On motion by Jack Opdyke, seconded by Cathy Leach and carried by unanimous favorable roll call vote, the Mayor and Common Council approved to go into executive session at 9:50 pm and approved Resolution #2014-59 as follows:

### **RESOLUTION #2014-59**

#### **EXECUTIVE SESSION RESOLUTION**

**WHEREAS**, Section 8 of the Open Public Meetings Act (N.J.S.A. 10:4-12 (b) (1-9), Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, the Borough Council is of the opinion that such circumstances exist.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the

Borough of Frenchtown in the County of Hunterdon, State of New Jersey, as follows:

1. The public shall be excluded from discussion of the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows:
  - a) Contract Negotiations – Shared Service Agreement with Lambertville Construction Department
3. The Borough Council may take official action on those items discussed in Executive Session upon completion of the Executive Session.
4. The minutes of the discussions shall be made available to the public as soon as the matters under discussion are no longer of a confidential or sensitive nature.
5. This Resolution shall take effect immediately.

Borough of Frenchtown

By \_\_\_\_\_  
Warren E. Cooper, Mayor

Dated: May 7, 2014

ATTEST:

\_\_\_\_\_  
Brenda S. Shepherd, RMC  
Borough Clerk

Council came out of executive session at 10:20 pm.

**ADJOURNMENT**

Being no further business to come before the Council, the meeting was adjourned at 10:20 pm on motion by William Sullivan, seconded by Cathy Leach and carried by favorable voice vote.

Respectfully submitted,

\_\_\_\_\_  
Brenda Shepherd, RMC  
Borough Clerk