

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 June 4, 2014.

FLAG SALUTE

Mayor Cooper asked everyone to stand for the flag salute.

ROLL CALL

Present for the Meeting:

Seth A. Grossman
Cathy Leach
Michele Liebttag
Jack Opdyke
William Sullivan

Absent from Meeting:

Attorney Paul Rizzo, and Borough Clerk, Brenda S. Shepherd, were present for the Meeting. 2 members of the public were also present.

PUBLIC HEARING

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

The Mayor and Common Council approved to open the public hearing on Ordinance #743 by favorable voice vote. Having no public comments, the Mayor and Common Council approved to close the public hearing on Ordinance #743 by favorable voice vote.

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

The Mayor and Common Council approved to open the public hearing on Ordinance #744 by favorable voice vote. Having no public comments, the Mayor and Common Council approved to close the public hearing on Ordinance #744 by favorable voice vote.

Ordinance #745 – CAP Index Ordinance

The Mayor and Common Council approved to open the public hearing on Ordinance #745 by favorable voice vote. Having other public comments, the Mayor and Common Council approved to close the public hearing on Ordinance #745 by favorable voice vote.

Ordinance #746 – Municipal Open Space, Recreation and Farmland and Historic Preservation Trust Fund

The Mayor and Common Council approved to open the public hearing on Ordinance #746 by favorable voice vote. Having no public comments, the Mayor and Common Council approved to close the public hearing on Ordinance #746 by favorable voice vote.

2014 Municipal Budget

The Mayor and Common Council approved to open the public hearing on the 2014 Municipal Budget by favorable voice vote. Having no public comments, the Mayor and Common Council approved to close the public hearing on the 2014 Municipal Budget by favorable voice vote.

PUBLIC COMMENTS

The Council approved to open the public comment session. Dorsey Reading asked if under the Frenchtown Business and Professional Association report, the Council could open the floor for public comments. The Council had no objections. Having no other comments, the Council approved to close the public comment session.

DEPARTMENT HEADS REPORTS

Sewer Plant Operator

Sewer Plant Operator, Victor Gilardi, reported that there is advanced progress on the operations building. It is fully enclosed, the roof is on, the inner walls are sheet rocked, it is foamed with insulation, the solar panels are on the roof and the project is moving faster. The oxidation ditch is almost done except for the electrical panels. The sludge holding tank has been installed, the lid was put on, and the influent pump station was put in. The master control panels have been received and the electrician has to wire it. The paint sealer coat and first coat of paint is completed. Victor Gilardi stated that he hopes to have the plant started up in the fall and completed by Christmas. Both plants have to run for a certain period of time until the new plant meets the standards. Mayor Cooper commented that Tomar Construction said July 14th would be the start date. Victor Gilardi responded that he is hoping to have the plant up in the fall. The oxidation ditch needs to be filled, the system tested and circulated for 48 hours. Then, we introduce raw sewerage, add seed sludge which starts reacting with the raw sewerage. When it reaches 1,800 milligrams per liter, it will go to the river. He hopes it happens in a 2 month period. Victor Gilardi also noted that there is still a lot of wiring and the duct bank needs to be completed. Jack Opdyke noted that we still have a power issue with the pole. The start dated will not be July 14th. He hopes it can start by fall to start introducing the microorganism. Victor Gilardi commented that he told Chinoy that we need to leave one sand filter on line until the disk filter comes on line.

Mr. Gilardi stated that the Mayor asked what it has cost us since January. We lost the pump station trickling filter which cost \$1,237.00, we paid \$2,700.00 to Severn Trent for 27 new bulbs, we had to bring a tech in which cost \$540.00, we paid \$665.00 to Coyne Chemical for 10 - 5 gallon pales, he had to buy new clothes from Flemington Department Store in the amount of \$110.00. He had to buy new sand, 1 ton, from Ricci company for the sand filter. The other companies stop making it because they were being sued. He added that the north sand filter is on its last leg. He estimated that we have spent approximately \$6,700.00 since January plus the fine of \$6,000.00. Mayor Cooper commented that he has not heard anything regarding the additional failure to supply issue. Victor Gilardi noted that the inspector wants him to do a detailed letter on what he did and hopefully they will not fine us. Mayor Cooper requested that Victor Gilardi give the letter to Jack Opdyke and Adam Liebttag before sending it. Victor Gilardi noted that the overflow was not operator error and they gave will not fine us. Jack Opdyke noted that the \$12,000.00 is a hard cost. It does not include the additional engineering fees because of the delay. Council thanked Victor Gilardi.

Frenchtown Fire Department

Mike Atheras, Captain of the Frenchtown Fire Department, presented the attached report to Council.

Responding to Council, Mike Atheras stated that their biggest problem is staffing. He noted that without citizens coming forward and volunteering, it makes it hard for the rest of us. Every able body is a fire fighter sitting at home. We need support. Financially, everything we raise is used for the fire company. We buy the truck. We spend approximately \$30,000.00 per year on trucks for maintenance. We do not have money to fix the building. Fire Department is here for you and we are asking that you are here for us. It is our town. We do not keep people who do not want to do the job. If you do not join you will never know. Mayor Cooper noted that Frenchtown is not alone in facing that problem. It is a national problem. There is a push nation wide to have communities bring on day time paid crews. We feel your pain. Responding to Cathy Leach, Mike Atheras stated that they have gone to the high school but they get a better response from the 7th and 8th graders. Mike Atheras stated that another problem is the lack of maintenance of the water lines. It is an uphill battle with the water company.

Victor Gilardi commented that there is a 90 kw generator that the Borough owns that has about 600 hours on it. It is a single phase. He always maintained it and serviced it. That is one option for the Fire Department. Mayor Cooper stated that the Borough is still waiting to hear about the \$50,000.00 grant for generators. Responding to Victor Gilardi, Mike Atheras stated that he works for the NY Fire Department and a fire doubles every two minutes because of the synthetic materials now used. The temperature will rise to 1,500 degrees in three to five minutes and not a half hour anymore.

Mayor Cooper noted that the level of professionalism of this department has not gone unnoticed. It reminded him of the recent fire in Alexandria Township where the Frenchtown Fire Department was the department on the scene that took the lead in that. It was a dangerous situation and the Frenchtown Fire Department handled themselves very, very well. We see that from this department year after year. Council thanked Mike Atheras.

Frenchtown Business and Professional Association

Caroline Scutt, President of the Frenchtown Business and Professional Association, stated that since she has taken over presidency, she has been trying hard to engage the membership as well as businesses who are not members by offering seminars each month. They are working with outside groups bringing them in to talk about social media, public relations, etc. That is how they are trying to engage their members and volunteers because like everyone else, we have the same issue with membership. Ms. Scutt noted that the Business Association applied for a tourism grant for 2015 for \$25,000.00. In putting together an application, we have been very thorough in putting together a strategic plan for the association, primarily a marketing and promotional plan for Frenchtown. From a community perspective, the primary responsibility in addition to promoting Frenchtown and generating more business is to engage our community. That is what we raise money to do and what we spend our money on. As to the events we are doing this year, we have the Farmers Market that started on Sunday, Bastille Day on July 12th which we are asking permission to do and it will be like last year, and Riverfest on August 31st which will be similar to last year and Jerry will talk about how that differs. Then, we are doing Frenchtown October and December “shopping just got better”. We are not doing second Saturdays in the summer. We did not get as much involved from the businesses as we had hoped so we shifted the funds for the Farmers Market. Responding to

Seth A. Grossman, Caroline Scutt noted that they have around 60 members and the dues are \$125.00 annually. If you run one add in Bucks County Harold it will cost \$125.00. The membership is a mix of retail and professionals. Mayor Cooper noted that the Borough has asked that local organization submit requests for special events in a more timely manner since we went to one Council meeting a month. Is there any special requests in regard to the July 12th event such as street closing, police coverage, signage, etc. Caroline Scutt noted that it is her understanding that for the use of Borough Park for the film showing we had to deal directly with Clerk Shepherd and with the police as far as police coverage with the date and times. Cleo Sharplin has done that with the police. Nothing else is changing. Riverfest is changing and will be discussed with Jerry. Mayor Cooper asked Caroline Scutt to check with the Police Chief for the forms required to be filled out. He added that we have another meeting on July 2nd so you can get those forms to us.

Caroline Scutt noted that as to Riverfest which will be at the end of August, we are asking for a change. This needs to be discussed before we submit an application. Jerry Bullick will present that proposal. Jerry Black noted that he is here to present a proposal from the Riverfest Planning Committee. The change in the proposal from last year is the closing of Bridge Street from the corner of Trenton Avenue to the corner of Harrison Street for one day from 9:00 am to 5:30 pm. The planning committee believes that what will be accomplished is that the physical safety of all visitors will be greatly improved. The problematic and dangerous jaywalking which normally occurs will be eliminated. He understands that logistically, the closing of the road would be less complicated for travelers being redirected or detoured around town. The team also believes that the sidewalks becomes congested because it is the only pathway and if that space were opened up, it would be a more comfortable space for visitors to move around the stage and pet contest at the west end of Bridge Street. People will spend more time checking out the shops in a leisurely more comfortable fashion. The team conducted a door to door survey of all the businesses on Race and Bridge Streets and only 2 businesses were not in favor of it but indicated that they would go with what was decided. The remainder of the businesses were in favor of it. William Sullivan commented that he thinks that closing that portion of Bridge Street would require DOT approval. The Police Chief would know. Mayor Cooper noted that he is also concerned with the Bridge Commission. Jerry Bullick noted that they had a meeting with the Chief and he is aware of that. Chief found that logistically it is more doable in the long run and less confusing for detouring traffic and a safer situation. Caroline Scutt added that Chief has asked us to do that for other events but we have not because it costs more for the police coverage needed. Seth A. Grossman stated that he appreciates them doing the survey and talking to the Chief. In general, he is not in favor of closing the main street in town because it normally has the opposite effect because people do not shop as much when they are there to see the events in the street. How will it work and you will have to work closely with the businesses. Will there be vendors? Jerry Bullick noted that there will be no vendors there so they do not distract from the store fronts. The theme of the Riverfest is Environmental Preservation Appreciation. We bring presenters in from various organizations that are private non profit organizations such as Riverkeepers, Woodlands Animal Rescue, etc. The plan is if the Borough approves it to have all the presenters in that area. We will still continue to use the other parts of the downtown, Race Street and the lower Bridge Street for a few vendors with environmentally earth friendly products. He does not believe there will be any food vendors. Seth A. Grossman commented that you would still have to have a detour at Second Street. The Council had a brief discussion on detours. Cathy Leach noted that last year, Harrison Street was closed from Second Street to Bridge Street. Jerry Bullick will defer to the Police Department as they have done in the past. Seth A. Grossman noted that this is a one day event. He will have to be assured that the businesses in that location will not be negatively impacted. Jerry Bullick stated that

everyone is sensitive to that. Mayor Cooper asked if this proposal has support of the association as a whole. Jerry Bullick responded that the association has unanimous support. Mayor Cooper stated that his concern is that if this had negative impact to the businesses that are not concentrated in that section of Bridge Street. We do not have in place the wayfaring signs that are coming. He would hope that there would be an effort made to extend the Riverfest celebration to include entire downtown. Caroline Scutt noted that it is the same problem with both events. It does not matter where they block off the streets, they have a challenge getting people to the other businesses. Mayor Cooper commented that you may have an advantage because if you close Bridge Street, people will be looking to find parking and you can use that as an opportunity to highlight the businesses that are not directly in that area.

Jerry Bullick noted that what they did in the past to get people to go down Race Street and Trenton Avenue to such businesses as Lovin' Oven and Blue Fish was provide direction for people with posters. There has been a significant emphasis to be sure there is emphasis to those areas. They will go with either plan the Council decides on. The Committee's objective is to put on a good family fun festival beneficial to businesses in town.

Having no other comments from Council, the Mayor opened the floor for comments on the plans. Dorsey Reading noted that he has been here since all the festivals began and would not like to see Bridge Street closed. It is the main drag in town from PA to NJ in every direction and on an average day, there are 800 to 1000 vehicles. You have buses going around the parking. How will the buses turn around? You will send those vehicles around the residential part of town. The least amount of interruption is Harrison Street. As far as business benefiting, he knows businesses that do not benefit and lose business. When there are festivals, people that normally come on Saturday or Sunday do not come. They do not want the congestion. This is many years of observation and talking to people. Mayor Cooper asked if Mr. Reading thought it would be different if Harrison Street was closed instead of Bridge Street? Mr. Reading responded "possibly" and added that this is his observation of many years of being here. Mr. Reading commented that pushing all the traffic up Harrison Street through the residential area is a concern. Using the truck route would be better so it does not have to go through the residential area. Block off the road from the corner of Harrison to Second Streets. You have buses running all day. The buses will have to turn up Harrison Street and probably try to turn on Second Street. He has seen it. The traffic backs up. Jerry Bolak stated that he will reserve the matter to the police. Seth A. Grossman said there is good and bad with street closings. Dorsey Reading noted that he is not against the festivals at all but he feels that closing Bridge Street is not the right thing to do. You will have events in front of the business and the people will be crowding around the events and will not go to the business. He is the owner of one of the buildings in that area and he knows it hurts one of the businesses when they have these events. He has seen it happen. The restaurants do well no matter what. Bridge Street is not the place to do it. He thinks closing Harrison Street on the corner causes less problems for everybody and the town moves along just fine. If anyone has any questions, he will be happy to answer them.

Joan Reading commented that she thinks that these events should be held in conjunction with what the event is all about. It is Riverfest so why are you not at the river? You have a parking lot down there. We will lose parking on Bridge Street if it is closed. Go to the river where there is a paved parking lot, benches, grass and a view of the river. Do the event there or go to one of the parks and have the events there. How do you bring people in and not hurt businesses? You are bring in the wrong people. What she has seen over the years that comes to town is not what sustains good

business. Mayor Cooper commented that if this kind of event hurts businesses, why would the Business Association want to do them? Mrs. Reading responded that they are not in tuned with what makes a town grow. Good high end quality business is what make people want to come back to town. Caroline Scutt commented that this is a strategic conversation about economic development. We are asking to close one street versus another. She added that as to business coming into town, she agrees that that day is not her busiest day but the business that does come back has been beneficial. She has only been doing this for a year. She understands the safety issue so if that is the issue, we do not want that. If Chief thinks it is an issue, we will reconsider it in the plan. Strategically discussing whether we like festival and insulting people who are trying hard to bring the community together is not a good idea.

Jack Weeks asked why the event is being relocated to Bridge Street as opposed to Harrison Street? He knows they had the environmental fair where they did close that section of Bridge Street. It did seem confusing. Caroline Scutt responded that the Committee thought that opening up the street to allow people to move about in the street rather than in a small section. The Police Chief has been asking us for years now to rethink how we close the street. The combination of those two things and trying to do something different. There was no grand plan to make it problematic. Jack Weeks stated that when it was done before, it was too much in there. You could not see from one side of the street to the other and it was very chaotic. Michele Liebttag ask if we have the ability to use the park on the river. Mayor Cooper noted that we are talking about an event in August, he recommended that the Council not make a decision on this at this point. We may have the park area by the bridge available. Jerry Bullick stated that they are exploring that possibility but he does not know how safe it is yet. Mayor Cooper stated that it is a business issue to work out if possible. It is not whether the desire to close Bridge Street is good for all the business. That has nothing to do with us. We will try to follow up with Chief and he asked the committee to take a look at the alternatives that they discussed and the Council will take it up for further discussion. Jerry Bolak stated that regardless of what is decided as to the streets, the planning committee's primary objective is to put together an entertaining festivals for families and something that will be beneficial to the businesses. William Sullivan commented that no matter how hard you work, you cannot please everyone. Mr. Bullick stated that they want to respect everyone's wishes.

Laura Grecco commented that a couple of points are worth considering. She thinks it is more of the logistics of the traffic going through festival. It is the deciding of where it will take place. The jaywalking and buses going through are all worth considering as far as where the roads are closed. Those are valid points that were brought up.

Resignation of Council member Brad Myhre

Mayor Cooper noted that Brad Myhre has resigned as he has purchased a property outside of the Borough and is no longer eligible to sit on this body. He submitted his resignation on Friday and his successor to the seat is chosen by the municipal representatives to the Republican County Committee who submits to this body 3 candidates for Borough Council to consider. Borough Council then selects among the 3. The Committee has 15 days from his resignation to submit the names and Council has 15 days from the time it receives the names to make a selection. We have not yet received the list. They will have to do it by the 17th. The Council will not meet before then so in order to meet our obligation we will have to hold a special meeting. He recommended scheduling a special meeting for June 18th. Council recommended starting the meeting at 7:00 pm. Mayor Cooper added that the Council will also select a Council President and fill the Police Commissioners position. Michele Liebttag note that she is no longer connected with the Attorney

associated with the PBA union so she no longer has a conflict. Mayor Cooper stated that Brad Myhre assured him the he intends to come back but that Brad Myhre would like to be part of two projects in town, the Hilltop Streets and the historical society event in July. At that event, Frenchtown will provide artifacts, etc. in one room. He noted that Brad Myhre has been an incredibly effective member of the Council and has been of great assistance to him personally. His presence will be missed.

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. 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 consent agenda approving Resolutions #2014-60, #2014-61, #2014-62 & #2014-63 as follows and the bills list dated 6/4/14:

BOROUGH OF FRENCHTOWN

Resolution 2014-60

WHEREAS, the Plenary Retail Distribution Application of Frenchtown Wine & Liquors, LLC. is complete in all respects; and

WHEREAS, the Applicant is qualified to be licensed according to all Statutory Regulations and Local Government ABC laws and Regulations; and

WHEREAS, the Applicant has disclosed, and the issuing authority has reviewed, the source of any additional financing obtained in the previous license term for use in licensed business; and

WHEREAS, the Applicant is required to obtain a special ruling from the Director of the Division of Alcoholic Beverage Control and has obtained that special ruling:

NOW, THEREFORE BE IT RESOLVED that the Application of the Frenchtown Wine & Liquors, LLC. renewal of Plenary Retail Distribution License #1011-44-001-007 for the year 2014-2015 be granted.

Dated: June 4, 2014

Warren E. Cooper, Mayor
Borough of Frenchtown

ATTEST:

Brenda S. Shepherd, RMC
Borough Clerk

BOROUGH OF FRENCHTOWN

Resolution 2014-61

WHEREAS, the Plenary Retail Consumption Application of the Frenchtown Inn is complete in all respects; and

WHEREAS, the Applicant is qualified to be licensed according to all Statutory Regulations and Local Government ABC laws and Regulations; and

WHEREAS, the Applicant has disclosed, and the issuing authority has reviewed, the source of any additional financing obtained in the previous license term for use in licensed business.

NOW, THEREFORE BE IT RESOLVED that the Application of the Frenchtown Inn for renewal of Plenary Retail Consumption License #1011-33-002-007 for the year 2014-2015 be granted.

Dated: June 4, 2014

Warren E. Cooper, Mayor
Borough of Frenchtown

ATTEST:

Brenda S. Shepherd, RMC
Borough Clerk

BOROUGH OF FRENCHTOWN

Resolution 2014-62

WHEREAS, the Club License Application of the Fidelity Post 113 of the American Legion is complete in all respects, including submission of the Club Membership list; and

WHEREAS, the officers and directors are qualified to be licensed according to all Statutory Regulations and Local Government ABC laws and Regulations; and

WHEREAS, the Club maintains all records required by NJAC 13:2-88 "Special Events Open to Non-Club Members" and NJAC 13:8-12 "True Book of Accounts for Receipts and Disbursements".

NOW, THEREFORE BE IT RESOLVED that the Application of the Fidelity Post 113 of the American Legion for renewal of Club License #1011-31-004-001 for the year 2014-2015 be granted.

Dated: June 4, 2014

Warren E. Cooper, Mayor
Borough of Frenchtown

ATTEST:

Brenda S. Shepherd, RMC
Borough Clerk

BOROUGH OF FRENCHTOWN

Resolution 2014-63

WHEREAS, the Plenary Retail Consumption, Broad Package Privilege Application of the National Hotel, LLC is complete in all respects; and

WHEREAS, the Applicant is qualified to be licensed according to all Statutory Regulations and Local Government ABC laws and Regulations; and

WHEREAS, the Applicant has disclosed, and the issuing authority has reviewed, the source of any additional financing obtained in the previous license term for use in licensed business.

NOW, THEREFORE BE IT RESOLVED that the Application of the Frenchtown National Hotel, Inc. for renewal of Plenary Retail Consumption, Broad Package Privilege License #1011-32-003-011 for the year 2014-2015 be granted.

Dated: June 4, 2014

Warren E. Cooper, Mayor
Borough of Frenchtown

ATTEST:

Brenda S. Shepherd, RMC
Borough Clerk

APPROVAL OF MINUTES - Special meeting – April 16, 2014

On motion by Jack Opdyke, seconded by Cathy Leach and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the Special Council meeting minutes of April 16, 2014.

APPROVAL OF MINUTES - Regular meeting – May 7, 2014

On motion by Cathy Leach, seconded by Jack Opdyke and carried by favorable roll call vote with Michele Liebttag abstaining, the Mayor and Common Council approved the Regular Council meeting minutes of May 7, 2014.

APPROVAL OF MINUTES – Executive Session – April 16, 2014

On motion by Michele Liebttag, seconded by Jack Opdyke and carried by favorable roll call vote with William Sullivan abstaining, the Mayor and Common Council approved the Executive Session meeting minutes of April 16, 2014.

ORDINANCES

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

On motion by Michele Liebttag, seconded by Cathy Leach and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the adoption 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 equipment operator -----	\$ 21.38
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

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 (Adoption)

On motion by Michele Liebttag, seconded by Cathy Leach and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the adoption 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

ATTEST:

Brenda S. Shepherd, RMC
Borough Clerk

Ordinance #745 – CAP Index Ordinance (Adoption)

On motion by Cathy Leach, seconded by Michele Liebttag and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the adoption 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.

Warren E. Cooper, Mayor

ATTEST:

Brenda S. Shepherd, RMC
Borough Clerk

I, Brenda S Shepherd, Municipal Clerk, hereby certify that the above ordinance was adopted on June 4, 2014 at the regular Council meeting of the Frenchtown Borough Common Council.

Brenda S. Shepherd, RMC
Borough Clerk

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

On motion by Cathy Leach, seconded by Seth A. Grossman and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the adoption 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 #2014-64 – Defer local district school taxes

On motion by Michele Liebttag, seconded by Jack Opdyke and carried by unanimous favorable roll call vote, the Mayor and Common Council approved Resolution #2014-64 as follows:

RESOLUTION # 2014-64 - TO DEFER LOCAL DISTRICT SCHOOL TAXES

WHEREAS, the Local District School Tax for the year July 1, 2013 to June 30, 2014 was raised in the 2013 Tax Levy in the sum of \$1,816,525.78, and

WHEREAS, the statutes permit the deferral of such School Tax up to 50% of the School Tax Levy or \$ 908,262.89,

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Frenchtown, County of Hunterdon, that the Deferred School Tax for Local District School purpose be the sum of \$ 554,816.40 or 30.5% of the School Tax Levy as of December 31, 2013.

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed in the Office of the Director of the Division of Local Government Services.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A
TRUE COPY OF A RESOLUTION ADOPTED BY THE
BOROUGH COUNCIL OF THE Borough OF Frenchtown
AT A MEETING HELD ON JUNE 4, 2014

BOROUGH CLERK

Resolution #2014-65 - 2014 Municipal Budget (Adoption)

On motion by Michele Liebttag, seconded by Seth A. Grossman and carried by unanimous favorable roll call vote, the Mayor and Common Council approved Resolution #2014-65 as follows:

**RESOLUTION 2014-65
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:

<p>AYES:</p> <p>ABSTAIN</p>	<p>(Seth A. Grossman (Cathy Leach (Brad Myhre (Jack Opdyke (William Sullivan (</p> <p>((</p>	<p>NAYS (</p> <p>ABSENT (Michele Liebttag (</p>
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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)	202,823.00
(b) Local District School Purposes in Municipal Budget (Item K, Sheet 29)	
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 Percent of Tax Collections	220,000.00
4. Total General Appropriations (Item 9, Sheet 29) Building Aid Allowance 2012 for Schools- State Aid 2012	1,756,071.00
5. Less: Anticipated Revenues Other Than Current Property Tax (item 5, Sheet 11) (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 & Improvements Cap Bank	\$ 404.14 \$ 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 adopted by the governing body on June 4, 2014.

Warren E. Cooper, Mayor

Attest:

Brenda S. Shepherd, Borough Clerk

Resolution #2014-66 – 2014 Animal Control Contract

On motion by William Sullivan, seconded by Michele Liebttag and carried by unanimous favorable roll call vote, the Mayor and Common Council approved Resolution #2014-66 as follows:

RESOLUTION 2014-66

WHEREAS, the Borough of Frenchtown is in need of a certified animal control officer for 2014 pursuant to NJSA 4:19-15.16(b); and

WHEREAS, the Borough of Frenchtown authorized the solicitation of quotes for a certified animal control officer; and

WHEREAS, the Borough of Frenchtown received two quotes, one from Animal Control Solutions, LLC., dated May 1, 2014, in the amount of \$2,400.00 annually or \$200.00 per month along with a fee schedule from different facilities for boarding, rabies vaccines, euthanasia for stray animals, and disposal attached to this resolution; and

WHEREAS, the Borough of Frenchtown received a second quote from Animal Control & Investigative Services, dated April 2014, in the amount of \$2,400.00 annually along with a fee schedule for boarding, rabies vaccines, euthanasia for stray animals, and disposal; and

WHEREAS, this matter has come before the Mayor and Council and the Mayor and Council is of the opinion that it is appropriate to award a contract to Animal Control Solutions, LLC as the Borough's Certified Animal Control Officer for the remainder of 2014 in the amount of \$2,400.00 annually or \$200.00 per month and the amounts as listed on the fee schedule.

WHEREAS, the total cost of the contract will not exceed \$17,500.00; and

WHEREAS, the Chief Financial Officer has certified that the funds are available from the Animal Control Trust Fund account number.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Frenchtown, County of Hunterdon and State of New Jersey that an award is made to Animal Control Solutions, LLC as the Borough's Certified Animal Control Officer for the remainder of 2014 in the amount of \$2,400.00 annually or \$200.00 per month along with the fee schedule for boarding, rabies vaccines, euthanasia for stray animals and disposal as attached to this resolution.

Borough of Frenchtown

By _____
Warren E. Cooper, Mayor

Dated: June 4, 2014

ATTEST:

Brenda S. Shepherd, RMC
Borough Clerk

Resolution #2014-67 – Award of bid for Horseshoe Bend Road

On motion by Jack Opdyke, seconded by William Sullivan and carried by unanimous favorable roll call vote, the Mayor and Common Council approved Resolution #2014-67 as follows:

RESOLUTION #2014-67

WHEREAS, the Borough of Frenchtown advertised, and subsequently received bids for the Horseshoe Bend Road Improvement Project on Thursday, May 29, 2014 as outlined on the attached bid summary;

WHEREAS, five (5) bids were received as follows:

<u>Contractor</u>	<u>Base Bid</u>
Brennan Brothers Contracting, LLC, Old Bridge, NJ	\$207,535.85
Top Line Construction Corp., Somerville, NJ	\$239,259.13
CMS Construction, Newark, NJ	\$279,045.00
Land-Tech Enterprises, Inc., Warrington, PA	\$298,892.00
Hale Built, Easton, PA	\$304,196.50

WHEREAS, Robert J. Clerico, Borough Project Engineer has reviewed the submitted bids and determined that Brennan Brothers Contracting, LLC, Old Bridge, New Jersey, submitted the lowest responsive base bid in the amount of \$207,535.85 for the Horseshoe Bend Road Improvement Project and;

WHEREAS, the Borough of Frenchtown, has sufficient funds to cover the Bid Contract,

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Frenchtown that the Bid Contract for the Horseshoe Bend Road Improvement Project be and is hereby awarded to Brennan Brothers Contracting, LLC, Old Bridge, New Jersey for their base bid in the amount of \$207,535.85 subject to the following conditions:

1. The Contract is awarded as a unit price bid Contract and final payment will be based upon the actual quantities installed at the unit prices bid, as outlined in the Plans and Specifications prepared by Robert J. Clerico, P.E., Project Engineer.
2. The award of this Contract is made subject to review and approval by the New Jersey Department of Transportation.

Mayor Warren Cooper

ATTEST:

Brenda Shepherd, Clerk

Resolution #2014-68 – Award of bid for the Creek Road Stream Bank Restoration Improvements

On motion by Seth A. Grossman, seconded by William Sullivan and carried by unanimous favorable roll call vote, the Mayor and Common Council approved Resolution #2014-68 as follows:

RESOLUTION No. 2014-68

WHEREAS, the Mayor and Council of Frenchtown Borough, Hunterdon County, received and opened bids on Thursday, May 29, 2014 at 10 am for the Creek Road – Stream Bank Restoration Project; and

WHEREAS, bids were received from a total of seven (7) contractors; and

WHEREAS, the following is a summary of the bids:

Contractor	Bid Amount
Glen G. Hale, Inc. (Hale Built) Easton, Pa.	\$100,465.15
CMS Construction, Inc. Newark, NJ	\$104,745.00
KDP Developers, Inc. Stewartsville, NJ	\$171,080.00
Land-Tech Enterprises Warrington, Pa.	\$197,875.00
T. Fiதாகி Construction, LLC Edison, NJ	\$207,300.00
Adamsville Maintenance, Inc. Hillsborough, NJ	\$221,592.38
Greenscape Landscape Glenside, Pa.	\$310,950.00

WHEREAS, the Borough Engineer has reviewed the bids and recommended award of the low bid from Glen G. Hale, Inc. (Hale Built) of Easton, Pa.; and

WHEREAS, the Borough Attorney has also reviewed the bids; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of Frenchtown Borough, at its meeting of June 4, 2014, that a contract be awarded to Glen G. Hale, Inc. (Hale Built) for the Creek Road – Stream Bank Restoration Project in the amount of \$100,465.15; and

ADOPTED: June 4, 2014

I, Brenda S. Shepherd, Municipal Clerk of Frenchtown Borough, do hereby certify this to be a true copy of a resolution adopted by the Borough Mayor and Council at a meeting held on June 4, 2014.

SEAL

Brenda S Shepherd, Borough Clerk
Frenchtown Borough

Resolution #2014-69 – Resolution authorizing the Borough Engineer to submit a grant application and authorizing the Mayor and Borough Clerk to execute a grant agreement with the New Jersey Department of Transportation for funding under the 2014 Transportation Alternative Program for Streetscape Improvements

On motion by Seth A. Grossman, seconded by Cathy Leach and carried by unanimous favorable roll call vote, the Mayor and Common Council approved Resolution #2014-69 as follows:

RESOLUTION #2014-69

RESOLUTION AUTHORIZING THE BOROUGH ENGINEER TO SUBMIT A GRANT APPLICATION AND AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE A GRANT AGREEMENT WITH NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR FUNDING UNDER THE 2014 TRANSPORTATION ALTERNATIVES PROGRAM FOR STREETSCAPE IMPROVEMENTS

WHEREAS, the New Jersey Department of Transportation (NJDOT) is accepting applications through June 30, 2014 for the 2014 Transportation Alternatives Program, which is being funded with federal funds;

WHEREAS, funds under the Transportation Alternatives Program are to be used for “non-traditional” projects designed to strengthen the cultural, aesthetic and environmental aspects of the nation’s intermodal system;

WHEREAS, projects must fall into one or more of the seven (7) eligible Transportation Alternatives Program categories that are described in a brochure developed by the NJDOT on the program;

WHEREAS, two (2) of the categories eligible for funding under the Transportation Alternatives Program are entitled “Provisions of Facilities for Bicycles and Pedestrians” and “Landscaping and Other Scenic Beautification”;

WHEREAS, there is an extensive streetscape/sidewalk area within the downtown business district in the Borough of Frenchtown including along Bridge Street, Race Street, Front Street, Lott Street, and portions of Route 12 (Kingwood Avenue), Route 29 (Trenton Avenue), Harrison Street and Second Street;

WHEREAS, on February 15, 2012, the Borough Mayor and Council created a Downtown

Revitalization & Planning Committee whose main goal was to develop a report on downtown revitalization and economic development in Frenchtown;

WHEREAS, in March 2013, as a result of the report completed by the Downtown Revitalization & Planning Committee, the Borough hired the Borough Engineer to complete conceptual streetscape improvement plans;

WHEREAS, all work completed to date revealed a number of problems/issues with the sidewalks and streetscape in the business district including inconsistent and lacking streetscape furniture/features, lack of lighting for pedestrians, lack of adequate facilities for pedestrian and bicycle users, heaved sidewalks, non-compliant curb ramps, etc.;

WHEREAS, the Borough of Frenchtown would like to improve the aesthetics, safety, and comfort for pedestrians and business/property owners within the business district reflected above by constructing further improvements to the streetscape and sidewalks in accordance with the 2014 Transportation Alternatives Program;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council hereby approve the grant application being filed to further improve the streetscape area within the downtown business district;

BE IT FURTHER RESOLVED, that the Borough Engineer is hereby authorized to submit an electronic grant application to the NJDOT on behalf of the Borough of Frenchtown;

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign the grant agreements on behalf of the Borough of Frenchtown, and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement;

BE IT FURTHER RESOLVED, that the Mayor and Council hereby acknowledge that the Borough will be responsible for maintenance of the improvements in the event that funding is received and the project is constructed as proposed.

Certified as a true copy of a resolution adopted by the Mayor & Council on June 4, 2014.

Brenda Shepherd, RMC, Borough Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST AND
AFFIX SEAL

(Clerk)
Brenda Shepherd, RMC

(Mayor)
Warren Cooper

Mayor Cooper noted that he would like to propose that Brad Myhre be paid \$297.88 and Chief Kurylka be paid \$1,140.48 from the FEMA funds of 2013 for work they did. On motion by Michele Liebttag, seconded by William Sullivan and carried by unanimous favorable roll call vote, the Mayor and Common Council approved to pay Brad Myhre \$297.88 and Chief Kurylka \$1,140.48 from the FEMA funds of 2013.

NEW BUSINESS

Approval of Coin Toss by the Frenchtown Fire Department on July 12th and July 13th

On motion by Jack Opdyke, seconded by Cathy Leach and carried by unanimous favorable roll call vote, the Mayor and Common Council approved the Coin Toss by the Frenchtown Fire Department on July 12th and July 13th and the May 31st and June 1st Coin Toss subject to the usual safety precautions and conditioned upon approval by the Police Chief.

Approval of Annual Fifth Street Block Party on June 14th

On motion by Seth A. Grossman, seconded by Michele Liebttag and carried by favorable voice vote, the Mayor and Common Council approved the Annual Fifth Street Block Party on June 14th.

Approval of 4-day Walking Pilgrimage at Frenchtown Park on August 8th

On motion by Michele Liebttag, seconded by Jack Opdyke and carried by favorable voice vote, the Mayor and Common Council approved the 4-day Walking Pilgrimage at Frenchtown Park on August 8th.

Approval of Amendment to the Lions Club 50/50 Raffle license changing the date from July 4, 2014 to July 20, 2014

On motion by Jack Opdyke, seconded by Seth A. Grossman and carried by favorable voice vote, the Mayor and Common Council approved the amendment to the Lions Club 50/50 Raffle license changing the date from July 4, 2014 to July 20, 2014.

Resignation of Council member Brad Myhre

On motion by Jack Opdyke, seconded by William Sullivan and carried by favorable voice vote, the Mayor and Common Council accepted the resignation of Brad Myhre with regret.

Appointment of Council President

Mayor Cooper noted that we will hold off on appointment of a Council President at this time.

OLD BUSINESS

Recycling – Food Waste recycling

Mayor Cooper noted that he is meeting tomorrow morning with Republic Services at 11:00 a.m. They suggested that they may be putting into place a food waste program.

Wastewater Treatment Plant Facility update

Mayor Cooper noted that Victor Gilardi addressed this in his report.

Frenchtown Bridge Street LLC

Mayor Cooper stated that there were discussions about the piece of property to be conveyed to the Borough from George Michael which included a discussion to not pursue an additional evaluation. There had been a phase I evaluation done by Mr. Michael. Engineer Clerico did a walk through and on his recommendation, he did not think further testing was necessary at this time. With Council's approval, we can seek to have title conveyed to the Borough. We have already accepted the transfer. Attorney Paul Rizzo noted that no further action is necessary. Attorney Cruz spoke to him and wanted to make sure that that the Borough did not want to do further testing and that the Deed was acceptable. He will discuss it with Attorney Cruz.

Hilltop Streets

Mayor Cooper noted that Brad Myhre will be involved in the Hilltop Streets discussion going forward.

COMMITTEE REPORTS

William Sullivan reported that we have an issue with our lawn mower. The lawn mower died and we need to figure out how to come up with the money for a new one. Cathy Leach noted that he found one for \$9,000.00. William Sullivan noted that we will need quotes but we were waiting to make sure that is what Council wants to do. If so, Mike Reino will get three quotes for a similar mower. We have contracted someone on a week by week basis for \$350.00 per week. Cathy Leach noted that we contacted the County to see if they could do that work for us and they said the price would be similar. William Sullivan stated that he will ask Mike Reino to get the quotes for the next Council meeting. Mayor Cooper recommended that he check with the CFO on that.

Cathy Leach reported that the Frenchtown Elementary School K-2 will be having their annual picnic on Friday at the Borough Park.

Mayor Cooper noted that there will be a clean up this week, this Saturday, of the river bank west of the bikepath, hosted by the Green Team, the Environmental Commission and the Parks committee.

EXECUTIVE SESSION

Contract Negotiations – Lambertville Construction Dept.

Personnel – Police Chief Allan Kurylka

On motion by Jack Opdyke, seconded by Cathy Leach and carried by unanimous favorable voice vote, the Mayor and Common Council approved to go into executive session at 9:45 pm and approved Resolution #2014-70 as follows:

RESOLUTION #2014-70

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 – Lambertville Construction Dept.
 - b) Personnel – Police Chief Allan Kurylka
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: June 4, 2014

ATTEST:

Brenda S. Shepherd, RMC
Borough Clerk

The Council came out of executive session at 9:55 pm.

On motion by Jack Opdyke, seconded by Michele Liebttag and carried by unanimous favorable roll call vote, the Mayor and Common Council approved to extend the contract with the City of Lambertville for construction department services for 3 months through September 30, 2014.

Mayor Cooper asked the Attorney if the Borough needs to do a resolution to appoint him as Police Commissioner. Attorney Rizzo stated that Attorney Cruz questioned whether it was the Police Committee or Commissioner that would act. It was his opinion that the two people left on

that committee would be the authority.

ADJOURNMENT

Being no further business to come before the Mayor and Council, the meeting was adjourned at 9:57 pm on motion by Jack Opdyke, seconded by Michele Liebtag and carried by favorable voice vote.

Respectfully submitted,

Brenda Shepherd, RMC
Borough Clerk