

CALL TO ORDER

Mayor Brad Myhre called the special meeting to order at 7:00 p.m. and stated that in compliance with the “Open Public Meetings Act” this Meeting was duly noticed to the Hunterdon County Democrat and the Express Times on June 23, 2016; the Agenda has been posted at Borough Hall and distributed to the newspapers on June 23, 2016.

FLAG SALUTE

Mayor Myhre asked everyone to stand for the flag salute.

ROLL CALL

Present for the Meeting:

John Hindman
Cathy Leach
Jack Opdyke
Caroline Scutt
William Sullivan

Absent from Meeting:

Michele Liebttag

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

PUBLIC COMMENT

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

Mayor Myhre asked Engineer William Burr to give the Borough an update on the agenda items. Engineer Burr stated that he has been working on the Ridge Road project for some months. The Borough received a third grant for a total of \$488,000.00 to improve the entire stretch from Kingwood Avenue and up the hill to do curbing on the west side, ditches, sidewalks and road improvements and a section of sidewalk from Ridge Road to East Washington Avenue along Kingwood Avenue. We bid the project before we found out we received a third grant. We revised the design documents and put it out to bid. We have five bidders and the low bidder was an attractive price. He had a number of conversations with the homeowner at the corner of Ridge Road and Kingwood Avenue to iron out a few things. The low bid was just over \$475,000.00 which is \$30,000.00 under the grant amount. The Borough can be reimbursed for inspections. We will also be able to re-cooperate the engineering cost. Engineer Burr also noted that he had a conversation with the contractor and the contractor has a drainage crew ready to go. We will have a preconstruction meeting and can begin work shortly after. Caroline Scutt asked that everyone be notified before the road is closed. Engineer Burr stated that memos will be sent out to everyone with the estimated schedule, contractor’s name and contact information at least 72 hours prior to the start of construction. The goal is to be done by the start of school.

Engineer Burr also reported that as to the porch replacement at the Police Department, it is a small project and we are trying to keep it as economical as possible using the existing structure. We are not having great success. We had no bids the first time and when we rebid, we got two bidders and the bids were in the \$77,000.00 range and we estimated the cost to be \$30,000.00. According to the public contracts law, because we bid the project twice, we can solicit quotes and negotiate a contract. There are two craftsmen that were not interested in public bidding. The intent was not to tear it down and replace it in kind but to leave the footings in place, prop up the roof and replace the

wooden soffits, etc.

Resolution #2016-75 – Resolution awarding a contract for the Ridge Road Improvement Project, Sections II, III & IV

On motion by Jack Opdyke, seconded by John Hindman and carried by favorable voice vote, the Mayor and Common Council approved Resolution #2016-75 as follows:

RESOLUTION #2016-75

**RESOLUTION AWARDING CONTRACT FOR THE
RIDGE ROAD – SECTION 2, 3 & 4
IMPROVEMENT PROJECT TO REIVAX CONTRACTING CORP.**

FRENCHTOWN BOROUGH, HUNTERDON COUNTY, NJ

WHEREAS, Frenchtown Borough (“Borough”) was awarded grants from the Municipal Aid portion of the Transportation Trust Fund from the NJDOT in the amount of \$160,000.00 for Section 2 (FY 2014 program), \$160,000.00 for Section 3 (FY 2015 program), and \$168,000.00 for Section 4 (FY 2016 program), respectively, for a total of \$488,000.00 in NJDOT grant money; and

WHEREAS, the Borough Engineer has prepared plans and specifications for the Ridge Road – Section 2, 3 & 4 Improvement Project, and published the appropriate advertisement to enable the Borough to seek bids for the project; and

WHEREAS, five (5) bids were received and opened on Thursday, June 9, 2016, in accordance with the advertised date for acceptance of bids from the following contractors:

Contractor	Base – Sec. 2	Base – Sec. 3	Alt. – Sec. 3	Base – Sec. 4	Alt. – Sec. 4	Total Bid
Reivax Contracting Corp. Newark, NJ	\$143,210.00	\$151,483.00	\$3,630.00	\$150,625.00	\$8,400.00	\$457,348.00
Brennan Bros. Construction, LLC Old Bridge, NJ	\$184,650.40	\$170,298.25	\$1,650.00	\$175,207.50	\$6,972.00	\$538,778.15
Black Rock Enterprises, LLC Old Bridge, NJ	\$183,478.35	\$186,118.59	\$6,799.32	\$197,308.22	\$7,875.00	\$581,579.48
DeSantis Construction, Inc. Somerset, NJ	\$171,913.88	\$182,001.51	\$990.00	\$273,937.82	\$10,718.40	\$639,561.61
Cifelli & Son General Contr. Nutley, NJ	\$224,257.00	\$247,585.00	\$3,300.00	\$267,785.00	\$25,200.00	\$768,127.00

and;

WHEREAS, the Borough Engineer has reviewed the bids and recommended award of the low bid for the total

project from Reivax Contracting Corp. of Newark, NJ; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of Frenchtown Borough, in the County of Hunterdon and the State of New Jersey, at its meeting of June 29, 2016, that a contract be awarded to Reivax Contracting Corp., 256 Thomas Street, Newark, NJ 07114 for the total project (Sections 2, 3 & 4) in the amount of \$457,348.00, subject to a certificate of available funding, as well as, concurrence of the award by NJDOT.

Certified as a true copy of the Resolution adopted by the Mayor and Council
On this 29th day of June 2016.

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, Borough Clerk

(Presiding Officer)
Brad Myhre, Mayor

Resolution #2016-76- Resolution rejecting all bids for the Porch Replacement for the Police Department

On motion by William Sullivan, seconded by John Hindman and carried by favorable voice vote, the Mayor and Common Council approved Resolution #2016-76 as follows:

RESOLUTION #2016-76

RESOLUTION TO REJECT BIDS AND AUTHORIZE SOLICITATION OF QUOTES FOR THE PORCH REHABILITATION PROJECT AT THE BOROUGH POLICE HEADQUARTERS BUILDING

BOROUGH OF FRENCHTOWN, HUNTERDON COUNTY, NJ

WHEREAS, the existing porch at the Borough Police Headquarters is in a state of disrepair and hazardous to the general public; and

WHEREAS, the Borough Engineer and Borough (Planning Board) Architect, Christopher Pickell, have worked jointly to prepare plans and specifications for the replacement of the porch, and published the appropriate advertisement to enable the Borough to seek bids for the project; and

WHEREAS, on Thursday, May 19, 2016, no bids were received for the project, and the Borough subsequently authorized the Borough Engineer to re-bid the project; and

WHEREAS, two (2) bids were received and opened on Thursday, June 9, 2016, in accordance with the advertised date for acceptance of bids from the following contractors:

Contractor	Bid Amount
G.K. Fotinos, LLC Marlboro, NJ	\$77,000.00
Dell-Tech, Inc. Trenton, NJ	\$129,600.00

WHEREAS, the Mayor and Council find and declare that all bids received exceed the estimated cost for the project; and

WHEREAS, it is the recommendation of the Borough Engineer that the bids be rejected;

WHEREAS, furthermore, since the project has been bid twice and on one occasion no bids were received, and on the second occasion all bids are being rejected because it has been determined that they are not reasonable as to price in accordance with the engineer's cost estimate, it is the recommendation of the Borough Engineer that quotes by solicited for this work in accordance with N.J.S.A. 40A:11-5(3) of the Local Public Contracts Law.

NOW, THEREFORE, BE IT REOLVED by the Mayor and Council of Frenchtown Borough, in the County of Hunterdon and the State of New Jersey, that for the reasons set forth above, all bids received in response to the Notice to Bidders be and the same are hereby rejected; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Borough Engineer is authorized to solicit contractor quotes for the project in accordance with the requirements of the Local Public Contracts Law.

Certified as a true copy of the Resolution adopted by the Mayor and Council
On this 29rd day of June 2016.

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, Borough Clerk

(Presiding Officer)
Brad Myhre, Mayor

Resolution #2016-77 – Fireworks display Resolution

On motion by William Sullivan, seconded by John Hindman and carried by favorable voice vote, the Mayor and Common Council approved Resolution #2016-77 as follows:

RESOLUTION #2016-77

WHEREAS, the Mayor and Common Council of the Borough of Frenchtown desire to approve fireworks on August 13, 2016 with a raindate of August 14, 2016; and

WHEREAS, there is a fireworks display application and a fee of \$331.00 required to be submitted to the State of New Jersey for a fireworks display; and

WHEREAS, the expense for the fireworks display and permit fee will come from the Public Events budget line item not to exceed \$2,500.00; and

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:

1. The Police Chief is authorized to submit the fireworks display application to the State of Jersey for a fireworks display on August 13, 2016 with a raindate of August 14, 2016.
2. The Chief Financial Officer is authorized to submit a check payable to the Treasurer, State of New Jersey for the fireworks display permit in the amount of \$331.00.
3. Any expense for the fireworks display may be utilized from the Public Events budget line item not to exceed \$2,500.00.
4. This resolution shall take effect immediately.

I, Brenda S. Shepherd, Borough Clerk, do hereby certify that the foregoing is a true copy of a resolution adopted by the Common Council of the Borough of Frenchtown at a meeting held on June 29, 2016.

Brenda S. Shepherd, RMC
Borough Clerk

EXECUTIVE SESSION

Mayor Myhre noted that the Council will go into executive session to discuss the following:

- (a) Personnel – Maureen DelGaudio

Mayor Myhre noted that the matter was properly noticed to discuss employment with the Borough. Action will be taken subsequent to the executive session.

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 7:16 pm and

approved Common Council Resolution #2016-78 as follows:

RESOLUTION #2016-78

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. Personnel – Maureen DelGaudio
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.

I, Brenda S. Shepherd, Borough Clerk, do hereby certify that the foregoing is a true copy of a resolution adopted by the Common Council of the Borough of Frenchtown at a meeting held on June 29, 2016.

Brenda S. Shepherd, RMC
Borough Clerk

The Governing Body came out of executive session at 7:31 pm.

Resolution #2016-79

On motion by Jack Opdyke, seconded by Caroline Scutt and carried by favorable voice vote, the Mayor and Common Council approved Resolution #2016-79 as follows:

RESOLUTION #2016-79

WHEREAS, Maureen DelGaudio is employed by the Borough of Frenchtown as the Library Assistant; and

WHEREAS, Ms. DelGaudio's employment with the Borough is as an at will employee; and

WHEREAS, on June 21, 2016, Ms. DelGaudio was suspended, without pay, from her employment with the Borough by Mayor Bradley Myhre; and

WHEREAS, the Mayor and Council of the Borough of Frenchtown reviewed the terms and conditions of Ms. DelGaudio's continued employment with the Borough, and the Mayor and Council believe that it is in the best interests of the Borough and its residents to terminate Ms. DelGaudio's employment with the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Frenchtown, County of Hunterdon, State of New Jersey as follows:

- 1.The Mayor's action to suspend Maureen DelGaudio without pay effective June 21, 2016 is hereby ratified.
- 2.The employment of Maureen DelGaudio by the Borough of Frenchtown is hereby terminated effectively immediately.
- 3.This Resolution shall take effect immediately.

Brad Myhre, Mayor

Dated: June 29, 2016

ATTEST:

Brenda Shepherd, Clerk

ADJOURNMENT

Being no further business to come before the Mayor and Council, the meeting was adjourned at 7:35 pm on motion by William Sullivan, seconded by Jack Opdyke and carried by favorable voice vote.

Respectfully submitted,

Brenda Shepherd, RMC
Borough Clerk