

**MINUTES OF THE MEETING OF THE
MAYOR AND COUNCIL
OF THE BOROUGH OF FRANKLIN
HELD AT THE FRANKLIN MUNICIPAL BUILDING
46 MAIN STREET, FRANKLIN, NJ
JANUARY 13, 2009**

Mayor Crowley called the meeting to order and requested the Borough Clerk to call the roll. Upon roll call, the following members of the Governing Body were present: Mr. Barton, Mr. Limon, Ms. Miller, Mr. Snyder, Mr. Stoll, Mr. Zschack, and Mayor Crowley.

Mayor Crowley led the assembly in the flag salute.

Mayor Crowley stated "This meeting is being held in compliance with the provisions of the Open Public Meetings Act, P.L. 1975, Ch. 231. It has been properly advertised and certified by the Clerk."

CONSENT AGENDA

Mayor Crowley requested that all persons present review the consent agenda and offer any comments they may have at this time regarding the consent agenda.

CORRESPONDENCE (ACCEPTANCE FOR FILING ONLY OF THE FOLLOWING):

1. Notice of Hearing New Jersey Transit for Fiscal Year Request for Federal Financial Assistance.

REPORTS (ACCEPTANCE FOR FILING OF THE FOLLOWING):

1. Municipal Court Report for November 2008.
2. Franklin Police Department for November 2008.
3. Construction Officials Report for December 2008.
4. Police Report for November 2008.
5. Police Report for December 2008.
6. Tax Collector's Report for December 2008.

APPLICATIONS (APPROVAL OF THE FOLLOWING):

1. Use application from the Franklin Quilters to use Senior Center for 1st and 3rd Wednesday of every month for the year 2009.

RESOLUTIONS (APPROVAL OF THE FOLLOWING):

1. Payment of bills for the meeting of January 13, 2009.

Mr. Snyder made a motion to approve the consent agenda of January 13, 2009. Seconded by Mr. Zschack.

Mr. Barton questioned the \$9000.00 in overtime for the police department. The Mayor explained that a few officers were sick.

Upon roll call vote:

Ayes: Barton, Limon, Miller, Snyder, Stoll, Zschack

Nays: None Absent: None Abstentions: None

COMMITTEE REPORTS

Mr. Stoll reported that there was a bill from Brian Vandebroek for expenses regarding the Edison School House. The bill is for \$2214.58 and asked where it will be charged to.

The Mayor explained that the water main broke while installing the foundation. The consensus was to give the bill to the Historical Society.

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Mr. Stoll mentioned that the Borough has been picking up Christmas trees and chipping them. The Borough ran out of salt and picked up more. There has been an increase in salt prices.

Mr. Limon has no report.

Mr. Snyder asked for executive session for personnel and contracts.

Mr. Zschack explained the 4th sit down will be Thursday with the FOP. He asked for executive session for personnel.

The Mayor explained that the ice storms have been very expensive. The Borough has used a lot of salt. The Council discussed the purchase of a car for the police. A used car was purchased and the 4 wheel drive will be used for patrols especially during the snow storms. The WVFAS will be holding a spaghetti dinner January 24th. He discussed the training for elected officials that will be held at Rutgers. The County League of Municipalities will hold its re-organization on Thursday.

OPEN PUBLIC SESSION

Mr. Limon made a motion to open the meeting to the public for anyone wishing to address the Governing Body. Seconded by Mr. Stoll. All were in favor.

Joann Tatka of 151 Maple Road asked about the \$100.00 text message bill and the status of the \$800.00 for two plugs. The Mayor explained that it was paid by the employee. Mr. Stoll mentioned that they needed a certified electrician.

Doug Kistle of 123 Davis Street asked if the budget was started. The Mayor replied that it was a little premature at this time. They have not met with department heads.

Mr. Kistle asked about the price of salt, was it liquid or salt? The Mayor explained that both liquid and salt are both very expensive.

Mr. Kistle asked if three quotes were received for the pond and he felt that the price was too high and should go back to the old treatment. He also questioned the insurance agreement on the agenda. The Mayor explained that two did not respond and explained that all the liability insurance is at a lower price.

Mr. Ursin explained that the Risk Manager is paid by the fund.

Mr. Krupa asked if the salt is NaCl. The Mayor confirmed NaCl.

Mr. Krupa also asked if there was a lawsuit regarding the injury at the School House. The Mayor explained that it has been passed on to the insurance.

Mr. Krupa asked if the Road Department sent a bill to the School House for work done there. The Mayor explained that there was a seepage problem and the Borough paid for that.

Mr. Kruppa questioned when the salary ordinance will be on the web, the school has their salaries posted. The Mayor mentioned that NJ.com has all salaries.

Mr. Krupa asked about the cost of the sign ordinance. The Mayor replied that the attorney retainer is \$6200.00 per month.

Doug Kistle advised the Mayor and Council not to use the allocation fund to balance the budget.

There being no one else present who wished to address the Governing Body, Mr. Zschack made a motion to close the meeting to the public, seconded by Mr. Limon. All were in favor.

OLD BUSINESS

Mr. Snyder updated the Council on the speed limit on Route 517. He felt that 30 mph was correct. It will follow suit with Ogdensburg's speed limit to the border of Franklin to the Ogdensburg School.

NEW BUSINESS

Approval of Meeting Minutes

Mr. Snyder motioned to approve the meeting minutes of the Regular Meeting and Executive Session held on December 9, 2008. Seconded by Mr. Limon.

Upon roll call vote:

Ayes: Barton, Limon, Miller, Snyder, Stoll, Zschack

Nays: None Absent: None Abstentions: Ms. Miller

Waiver of Fire Department Bingo and Raffle Fees

Mr. Zschack motioned to approve the request from the Franklin Fire Department to waive the Borough fees in the amount of \$1010.00 for Bingo and Raffle Licenses #21-08 and #22-08. Seconded by Mr. Barton.

Mr. Zschack asked if this was done in the past and for any other non profits in Town.

The Mayor explained that the letter in the packets to the Council explained that they are losing money with bingo compares to the past, and paying utilities is a burden to the taxpayer. They still have to pay the state fees.

Upon roll call vote:

Ayes: Barton, Miller, Zschack

Nays: None Absent: None Abstentions: Limon, Snyder, Stoll.

Contract Approval Aquatic Technologies

Mr. Snyder motioned to approve the contract from Aquatic Technologies in the amount of \$13,450.00 for 1 year of aquatic vegetation management for the Franklin Pond as recommended by the Board of Public Works. Seconded by Mr. Zschack.

The Mayor explained that this is the same as last year. The results seem to be better and they will start treatment earlier this year.

Upon roll call vote:

Ayes: Barton, Limon, Miller, Snyder, Stoll, Zschack

Absent: None Abstentions: None

Contract Approval Municipal Software

Mr. Snyder motioned to approve the contract from Municipal Software in the amount of \$5,880.00 for the year 2009 for the provision of computer technical service. Seconded by Mr. Stoll.

Mr. Zschack asked if this was the same as last year. The clerk mentioned that the contract is for Borough Hall maintenance not the software for the Construction Interlocal.

Upon roll call vote:

Ayes: Barton, Limon, Miller, Snyder, Stoll, Zschack

Nays: None Absent: None Abstentions: None

Resolution to Renew the Statewide Insurance Fund

Mr. Snyder motioned to adopt a resolution to renew the Statewide Insurance Fund for a period of three years ending January 1, 2012. Seconded by Mr. Limon.

Mr. Barton will speak to Mr. Wolak about liability.

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Upon roll call vote:

Ayes: Barton, Limon, Miller, Snyder, Stoll, Zschack

Nays: None Absent: None Abstentions: None

Approval Statewide Insurance Fund Agreement

Mr. Snyder motioned to approve the three year Statewide Insurance Fund Indemnity and Trust Agreement ending January 1, 2012. The 2009 premium will be \$233,738.00. Seconded by Mr. Stoll. There will be approximately a \$40,000.00 savings over last year.

Upon roll call vote:

Ayes: Barton, Limon, Miller, Snyder, Stoll, Zschack

Nays: None Absent: None Abstentions: None

Resolution Appointing Risk Management Consultant

Mr. Snyder motioned to adopt a resolution appointing Hale Insurance Broker, Scott Readlinger as the Borough's Risk Management Consultant and authorizing Richard Wolak to execute the Risk Management Consultant's Agreement as required by the bylaws of the Statewide Insurance Fund. Seconded by Mr. Stoll.

The attorney explained that this is built into the cost of the insurance.

Upon roll call vote:

Ayes: Barton, Limon, Miller, Snyder, Stoll, Zschack

Nays: None Absent: None Abstentions: None

Resolution Appointing Statewide Insurance Fund Commissioner

Mr. Snyder motioned to adopt a resolution appointing Scott Readlinger of Hale Insurance Brokerage as the Borough's Statewide Insurance Fund Commissioner and Paul B. Crowley as the Alternate Fund Commissioner. Seconded by Mr. Stoll.

The attorney explained that they attend the statewide insurance meetings on behalf of the Borough.

Upon roll call vote:

Ayes: Barton, Limon, Miller, Snyder, Stoll, Zschack

Nays: None Absent: None Abstentions: None

Scouting Anniversary Week Proclamation

Mr. Snyder motioned to adopt a resolution proclaiming the week of February 2-9, 2009 as Scouting Anniversary Week. Seconded by Mr. Zschack.

The Mayor asked all to take a look at the display downstairs.

Upon roll call vote:

Ayes: Barton, Limon, Miller, Snyder, Stoll, Zschack

Nays: None Absent: None Abstentions: None

EXECUTIVE SESSION

In accordance with the provisions of the Open Public Meetings Act, Mr. Zschack made a motion to adjourn into closed executive session at 7:43 to discuss personnel and attorney client privilege matters. Motion seconded by Mr. Stoll.

Upon roll call vote:

Ayes: Barton, Limon, Miller, Snyder, Stoll, Zschack

Nays: None Absent: None Abstentions: None

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After meeting in closed session, the Governing Body returned to their seats at 8:17 p.m. and Mayor Crowley declared the meeting to be reconvened into open public session.

ADJOURNMENT

There being no further items for discussion by the Mayor and Council, Mr. Zschack made a motion to adjourn the meeting at 8:18PM, seconded by Mr. Snyder. All were in favor.

Paul B. Crowley, Mayor

Patricia Leasure, R.M.C.