

**REGULAR AGENDA  
FOR THE MAYOR AND COUNCIL MEETING  
BOROUGH OF FRANKLIN,  
HELD AT THE MUNICIPAL BUILDING, 46 MAIN STREET  
FRANKLIN, NEW JERSEY AT 7:00 P.M. ON  
November 12, 2013**

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- A. **Mayor Crowley** will call the meeting to order; Clerk will call the roll.
- B. **Mayor Crowley** will invite all present to salute the flag.
- C. **Mayor Crowley** will state that "This meeting is being held in compliance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq. It has been properly advertised, and certified by the Clerk."

D. **PRESENTATIONS**

PCEC-Government Energy Aggregation Program

- E. **CONSENT AGENDA:** **Mayor Crowley** will request that all persons present review the consent agenda. If any member of the Council or public wishes an item on the consent agenda to be discussed and considered separately, a motion to this effect shall so be made, at this time.

After all persons have had an opportunity to review the consent agenda and offer requests for changes, Mayor Crowley will request a motion to approve the consent agenda.

- F. **COMMITTEE REPORTS:** **Mayor Crowley** will allow each member of the Council, Borough Administrator, Borough Clerk, and Borough Attorney to present their respective committee report.

**Mayor Crowley** will offer the Mayor's Report.

- G. **OPEN PUBLIC SESSION:** **Mayor Crowley** will request a motion to open the meeting to the public, for any questions or comments concerning the good and welfare of the Borough. **All comments should be directed to the Mayor and kept to a 3 minute maximum per person.**

After giving all persons present an opportunity to address the Governing Body, **Mayor Crowley** will request a motion to close the meeting to the public and return to the regular order of business.

H. **OLD BUSINESS:**

I. **NEW BUSINESS:**

1. **Approval of the Minutes**

A motion is in order to approve the regular meeting minutes for October 22, 2013. (Absent: None)

2. **Introduction Ordinance #14-2013 Cooperative Pricing Agreement**

A motion is in order to introduce an ordinance entitled "AN ORDINANCE OF THE BOROUGH OF FRANKLIN, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE BOROUGH TO ENTER INTO A COOPERATIVE PRICING AGREEMENT WITH PASSAIC COUNTY FOR PARTICIPATION IN THE PASSAIC COUNTY ENERGY COOPERATIVE PRICING SYSTEM"

**Public hearing will be held November 26, 2013.**

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3. Discussion (NJSA40:55D-64, Referral to Planning Board.)  
At this time the Council will consider the Planning Board's October 24<sup>th</sup> report prepared by Board Attorney David Brady regarding proposed Ordinance #13-2013. The ordinance amends sections of the land use ordinance related to commercial and recreational vehicles in residential zones. *(Note: in accordance with NJSA 40:55D-26, the Council "may disapprove or change any recommendations by a vote of a majority of its full authorized membership" . . .*
4. Adoption of Ordinance #13-2013 Replacing portions of Section 161-32 Concerning Commercial vehicles  
A motion is in order to adopt Ordinance #13-2013 "REPLACING PORTIONS OF SECTION 161-32 CONCERNING COMMERCIAL VEHICLES IN A RESIDENTIAL ZONE IN THE BOROUGH OF FRANKLIN, COUNTY OF SUSSEX AND STATE OF NEW JERSEY"  
  
**Prior to final roll call, Mayor Crowley will open the meeting to the public for any comments regarding ordinance #13-2013.**
5. I & I Study of the Borough's Sewer System  
A motion is in order to direct the Administrator to solicit RFQ's for licensed engineering firms to conduct an I & I study of the Borough's Sewer System and phased remedial action plan for corrective measures.
6. Replacement of Tax Assessor Clerk  
A motion is in order to hire Lisa Smith to fill the replacement position of Tax Assessor Clerk for 10 hours per week at \$10.20 per hour.
7. Resolution 2013-96 Alcoholism and Drug Abuse  
A motion is in order to adopt resolution 2013-96 Governor's Council on Alcoholism and Drug Abuse Fiscal Grant Extension January 1, 2014 to June 30, 2014.
8. Resolution 2013-97 Human Trafficking Awareness Day  
A Motion is in order to adopt resolution 2013-97 Designating January 11 as Human Trafficking Awareness Day.
9. Shared Service Agreement for Animal Control Services  
A motion is in order to approved the shared service agreement between the provider Wantage Township and the recipient Borough of Franklin for Animal Control Services for the year 2014; the annual sum of \$11,075 payable in quarterly installments.
10. Resolution 2013-98 Authorizing Disbursements of Performance Bond Funds  
A motion is in order to adopt resolution 2013-98 authorizing Borough of Franklin Chief Financial Officer to distribute funds from the Performance Bond claim directly to Model Town, LLC according to the schedule set forth in letter dated November 5, 2013 from Thomas Knutelsky, P.E. Municipal Engineer.
11. Resolution 2013-99 Tax Refund  
A motion is in order to authorize the Tax Collector to refund Block 2101 Lot 18, 238 Wildcat Road, owned by Robert W. Basek the amount \$246.11 due to County Appeal granted for tax year 2013.

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12. Resolution 2013-100 Tax Refund

A Motion is in order to authorize the Tax Collector to refund Block 701 Lot 6, 406 Route 23, owned by Santé Bus, LLC the amount of \$7,513.29 due to County Appeal granted for tax year 2013.

13. Resolution 2013-101 Tax Refund

A Motion is in order to authorize the Tax Collector to refund Block 701 Lot 11, 386 Route 23, owned by Franklin Square Health & Wellness, LLC the amount of \$857.59 due to County Appeal granted for tax year 2013.

14. Resolution 2013-102 The Great Atlantic & Pacific Tea Co, Inc Person to Person Liquor License Transfer

A motion is in order to adopt resolution 2013-102 approving the person to person transfer of a Plenary Retail Distribution License 1906-44-006-004 for The Great Atlantic & Pacific Tea Co, Inc trading name A&P Beverage Center to MINDIP LLC. and authorizing the Borough Clerk to endorse the license certificate. Note: This license is a pocket license and will remain on file in the clerk's office.

J. EXECUTIVE SESSION – IF REQUESTED

**Mayor Crowley** will request a motion to adopt a resolution to adjourn into Executive Session to discuss certain items excluded from the public.

THE OPEN PUBLIC MEETINGS ACT ALLOWS THE MAYOR AND COUNCIL TO EXCLUDE THE PUBLIC FROM A PORTION OF A MEETING IN CERTAIN CIRCUMSTANCES,

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FRANKLIN, THAT THE PUBLIC SHALL BE EXCLUDED FROM DISCUSSION OF MATTERS ALLOWED BY NEW JERSEY LAW.

THE EXECUTIVE SESSION MINUTES WILL BE PLACED ON FILE IN THE BOROUGH CLERK'S OFFICE, AND WILL BE AVAILABLE TO THE PUBLIC AS PROVIDED FOR BY NEW JERSEY LAW.

Be further advised this Resolution shall take effect immediately.

K. MISCELLANEOUS COMMENTS: **Mayor Crowley** will allow each member of the Governing Body to offer any miscellaneous comments which they may have at this time.

L. ADJOURNMENT: **Mayor Crowley** will request a motion to adjourn the meeting.