

**CONSENT AGENDA
FOR THE MEETING OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF FRANKLIN
AT 46 MAIN STREET, FRANKLIN, NJ HELD ON
APRIL 27, 2021**

ALL MATTERS LISTED BELOW ARE CONSIDERED ROUTINE IN NATURE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF ANY DISCUSSION IS DESIRED, THAT PARTICULAR ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE CONSIDERED SEPARATELY.

CORRESPONDENCE (ACCEPTANCE FOR FILING ONLY OF THE FOLLOWING):

1. Adoption of Borough of Hamburg ordinance 06-2021 Stormwater Control of the Borough of Hamburg.
2. Township of Vernon resolution 21-105 disapproving of the County of Sussex imposing additional staff overtime election fees.
3. Township of Andover resolution R2021-52 disapproving of the County of Sussex imposing additional staff overtime election fees.
4. Township of Montague resolution 2021-32 disapproving of the County of Sussex imposing additional staff overtime election fees.
5. Township of Green resolution 2021-86 disapproving of the County of Sussex imposing additional staff overtime election fees.

REPORTS (ACCEPTANCE FOR FILING OF THE FOLLOWING):

1. Franklin Police Department Report – March 2021
2. Sussex County Board of Health Report – March 2021

APPLICATIONS (APPROVAL OF THE FOLLOWING):

1. None filed.

RESOLUTIONS (APPROVAL OF THE FOLLOWING):

1. Resolution #2021-35
Approval to adopt resolution 2021-35 authorizing participation in self-examination program of the Municipal Budget for the 2021 budget year.
2. Resolution #2021-38
Approval to adopt resolution 2021-38 disapproving of the County of Sussex imposing additional staff overtime election fees.
3. Payment of bills for the meeting of April 27, 2021.

**BOROUGH OF FRANKLIN
COUNTY OF SUSSEX**

**RESOLUTION 2021-35
AUTHORIZING PARTICIPATION IN SELF-EXAMINATION PROGRAM OF THE MUNICIPAL BUDGET
FOR THE 2021 BUDGET YEAR**

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Borough of Franklin has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2021 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Borough of Franklin that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

CERTIFICATION: I, Darlene J. Tremont, Municipal Clerk of the Borough of Franklin, in the County of Sussex, State of New Jersey do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Governing Body of the Borough of Franklin, County of Sussex, State of New Jersey at a regular meeting of said Governing Body held on April 27, 2021.

Approved:

Vote recorded as follows:

RECORD OF COUNCIL VOTES				
COUNCIL MEMBER	AYES	NAYES	ABSTAIN	ABSENT
CONCETTO FORMICA				
JOSEPH LIMON				
JOHN POSTAS				
STEPHEN SKELLENGER				
GILBERT SNYDER				
STEPHAN ZYDON JR.				
MAYOR SOWDEN (Tie Only)				

NOT YET APPROVED BY COUNCIL

**COUNTY OF SUSSEX
BOROUGH OF FRANKLIN**

RESOLUTION #2021-38

**RESOLUTION OF THE BOROUGH OF FRANKLIN DISAPPROVING OF THE
COUNTY OF SUSSEX IMPOSING ADDITIONAL STAFF OVERTIME ELECTION
FEES**

WHEREAS, the Borough of Franklin ("Borough") has received a notice from the County of Sussex ("County") concerning election costs; and

WHEREAS, the County has indicated that some all-mail election related services/products initiated last year due to the COVID-19 pandemic need to continue given the continued presence of the virus and continued Public Health Emergency; and

WHEREAS, the County has taken the position that the municipalities in the County of Sussex should provide reimbursements for some of the costs associated with the upcoming primary elections; and

WHEREAS, one of the costs for which the County will be seeking reimbursement for is its staff overtime in connection with fulfilling mail-in ballot requests; and

WHEREAS, the Borough disapproves of the proposed reimbursement and feels that this is a "usual" cost that should be borne by the County in connection with its election duties. The Borough further asserts that the County should be using the funds it will receive in connection with the 2021 American Rescue Plan Act to pay its personnel.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Franklin disapproves of the County of Sussex seeking reimbursement for its staff overtime in connection with fulfilling mail-in ballot requests and hereby requests that the County of Sussex utilize its own funds for such expenditures.

BE IT FURTHER RESOLVED, that the Borough Clerk is directed to send a copy of this Resolution to the Sussex County Board of Commissioners, County Administrator, and the Governing Bodies of all other municipalities in the County of Sussex.

CERTIFICATION: I, Darlene J. Tremont, Municipal Clerk of the Borough of Franklin, in the County of Sussex, State of New Jersey do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Governing Body of the Borough of Franklin, County of Sussex, State of New Jersey at a regular meeting of said Governing Body held on April 27, 2021

Darlene J. Tremont, Municipal Clerk

RECORD OF COUNCIL VOTES				
COUNCIL MEMBER	AYES	NAYES	ABSTAIN	ABSENT
CONCETTO FORMICA				
JOSEPH LIMON				
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