

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
JULY 26, 2022

- A. **Mayor Sowden** will call the meeting to order; Clerk will call the roll.
- B. **Mayor Sowden** will invite all present to salute the flag.
- C. **Mayor Sowden** 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 sequentes. It has been properly advertised by posting in Borough Hall, and printed in the New Jersey Herald/Sunday New Jersey Herald on January 7, 2022, and posted on the Borough website, which adequate notice has been certified by the Clerk."
- D. **PRESENTATIONS**
Franklin Recreation Committee - At this time, there will be a presentation to the 2022 Royal Court of Franklin,
Miss Franklin – Darling Maldonado, Jr. Miss Franklin – Brooke Perez, Little Miss Franklin – Lily Guether, Franklin Princess – Abigail Swiss, and Franklin Prince – Lucian Sierra.
- E. **COMMITTEE REPORTS: Mayor Sowden** will allow each member of the Council, Borough Administrator, Borough Clerk, and Borough Attorney to present their respective committee report.
- Mayor Sowden** will offer the Mayor’s Report.
- F. **OPEN PUBLIC SESSION: Mayor Sowden** 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 Sowden** will request a motion to close the meeting to the public and return to the regular order of business.
- G. **CONSENT AGENDA: Mayor Sowden** 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 Sowden will request a motion to approve the consent agenda.
- H. **OLD BUSINESS:**
- I. **NEW BUSINESS:**
1. **Robert “Bob” and Elizabeth “Betty” Allen Proclamation**
 2. **Approval of the Minutes** for the regular meeting minutes for June 28, 2022. (Absent: None) (*motion needed*)
 3. **Resolution #2022-69** to approve Police Contract between the PBA Local 404 and the Borough of Franklin. (PBA contract included in Council packets) (*motion needed*)
 4. **Resolution #2022-70** to approve establishing salaries for certain employees of Franklin Borough for the Year 2022. (*motion needed*)
 5. **Resolution #2022-71** to approve certifying the Franklin Borough Governing Body has reviewed the 2021 Audit comments and recommendations as required by N.J.A.C. 5:30-6.5. (*motion needed*)

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6. Resolution #2022-72 to accept and approve for filing the corrective action plan for the Audit Report year 2021 prepared and filed by the Borough's Chief Financial Officer. (Corrective Action Plan attached.) (*motion needed*)
7. Resolution #2022-73 to approve requesting permission for the Dedication by Rider for Open Space purposes. (*motion needed*)
8. Resolution #2022-74 to approve amending resolution 2022-68 withdrawing the approval for the renewal of Liquor License #1906-33-004-007, Coyote Cocina Mexicana, LLC. (*motion needed*)
9. Resolution #2022-75 to approve requesting the Sussex County Clerk to print upon the official ballot of the November 8, 2022 General Election a public question asking the legal voters of Franklin Borough whether the date of the Franklin Borough School District election shall be moved from November to April beginning 2023. (*motion needed*)
10. Resolution #2022-76 to approve extending the grace period for payment of 3rd qtr. 2022 taxes. (*motion needed*)
11. Resolution #2022-77 to approve awarding Tilcon through the Morris County Co-op Contract #6 (District #2) road resurfacing of Maple Road not to exceed \$131,500. (*motion needed*)
12. Resolution #2022-78 to approve awarding Denville Line Painting, Inc. through the Morris County Co-op contract #36, for traffic striping of Maple Road not to exceed \$2,800. (*motion needed*)
13. Adoption of Ordinance #11-2022 entitled "AN ORDINANCE OF THE BOROUGH OF FRANKLIN, COUNTY OF SUSSEX, AND STATE OF NEW JERSEY MODIFYING CHAPTER 184 REGARDING NOISE". (*motion needed*)

Prior to final roll call Mayor Sowden will request a motion to open the meeting to the public for any comments regarding Ordinance 11-2022.

14. Adoption of Ordinance #12-2022 entitled "AN ORDINANCE OF THE BOROUGH OF FRANKLIN, COUNTY OF SUSSEX, AND STATE OF NEW JERSEY REPLACING SECTIONS 56-1 THROUGH 56-5 REGARDING EMPLOYMENT PRACTICES". (*motion needed*)

Prior to final roll call Mayor Sowden will request a motion to open the meeting to the public for any comments regarding Ordinance 12-2022.

15. Re-introduction of Ordinance #10-2022 entitled "BOND ORDINANCE PROVIDING FOR VARIOUS 2022 CAPITAL IMPROVEMENTS, BY AND IN THE BOROUGH OF FRANKLIN, IN THE COUNTY OF SUSSEX, STATE OF NEW JERSEY (THE "BOROUGH"); APPROPRIATING \$1,345,083 THEREFOR (INCLUDING A GRANT FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION) AND AUTHORIZING THE ISSUANCE OF \$1,159,883 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COSTS THEREOF". (Originally adopted ordinance #10-2022 on June 28, 2022 without the supplemental debt statement filed) (*motion needed*)

Public hearing will be held on August 16, 2022.

16. Approval of DPW Salary Step Increase for Dylan Odee to grade step 2 \$19.49/hr., as per the DPW contract, effective August 1, 2022 as recommended by Brian VanDenBroek, DPW Director and the Personnel Committee. (*motion needed*)

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17. Mayoral Appointments

Mayor Sowden will make the following appointments.

Crossing Guard Hire

Charles E. Hughes II as substitute crossing guard at the rate of \$15.02/hr. effective August 16, 2022, contingent upon successful physical and background check, as recommended by Rebecca Babcock, Crossing Guard Captain. *(motion needed to confirm)*

Recreation Committee

Sandra Westermann - Member to a 3-yr. unexpired term ending 12/31/2022. *(motion needed to confirm)*

18. Peddlers Permit Application and Appeal

Curtis Pandorf – Hot Dog Truck located at 76 Route 23, Franklin. *(motion needed)*

19. Water/Sewer Connection Applications

- a) 7 Estell Drive – Single family dwelling – 1 EDU
To approve contingent upon receipt of associated connection fees and all directives followed as per Utility Engineer, Michael Vreeland's, memo dated June 29, 2022. *(motion needed)*
- b) 151 Main Street – Multi unit dwelling – additional 6.5 EDU's
To approve contingent upon receipt of associated connection fees and all directives followed as per Utility Engineer, Michael Vreeland's, memo dated July 15, 2022. *(motion needed)*
- c) 5 Mountain Road, Hardyston – Single family dwelling – Sanitary sewer connection. To approve contingent upon all directives being followed and completed as per Borough Engineer, Denis Keenan's letter dated June 24, 2022. *(motion needed)*

J. EXECUTIVE SESSION – IF REQUESTED

Mayor Sowden 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,

- **Litigation Matters**

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 Sowden** will allow each member of the Governing Body to offer any miscellaneous comments which they may have at this time.

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