

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
FEBRUARY 8, 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**
There are no presentations this evening.
- 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. **Approval of the Minutes**
 - a. Approval of the regular meeting minutes for January 25, 2022. (Absent: None)
 - b. Approval of the executive session meeting minutes for January 25, 2022. (Absent: Limon)
2. Approval of extending conditional offer to the Police Officer candidate recommended in the Police Chief's 2/3/22 letter. (Letter provided to Council via email)

REGULAR AGENDA – MAYOR AND COUNCIL MEETING FEBRUARY 8, 2022

3. Resolution #2022-29 –to approve 2021 budget transfer resolution in the amount of \$4,000.
4. Adoption of Ordinance #01-2022 – entitled “AN ORDINANCE OF THE BOROUGH OF FRANKLIN, COUNTY OF SUSSEX, STATE OF NEW JERSEY REPLACING SECTION 259-8, SPEED LIMITS”.

Prior to final roll call Mayor Sowden will open the meeting to the public for any comments regarding Ordinance 01-2022.

5. Adoption of Ordinance #02-2022 entitled “AN ORDINANCE OF THE BOROUGH OF FRANKLIN, COUNTY OF SUSSEX, STATE OF NEW JERSEY MODIFYING SECTION 259-2 REGARDING PARKING”.

Prior to final roll call Mayor Sowden will open the meeting to the public for any comments regarding Ordinance 02-2022.

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,

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.

**Borough of Franklin
Resolution 2022-29**

TRANSFER RESOLUTION

WHEREAS, the Borough of Franklin Municipal Budget requires certain modifications to cover potential expenses that occur in excess of the original budget.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Franklin, that the following Transfer of Appropriations (2021 Municipal Budget) in accordance with N.J.S.A. 40A:4-58-59 and hereby approved.

Transfer From:		Transfer To:	
Current Fund		Current Fund	
General Administration OE	\$2,500.00	Finance Admin OE	\$2,500.00
Streets & Roads OE	\$1,500.00	Utility Expenses- Street Lights	\$1,500.00
Water/Sewer Operating		Water/Sewer Operating	
Total	\$4,000.00	Total	\$4,000.00

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 held on February 8, 2022

Darlene J. Tremont, Municipal Clerk

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

BOROUGH OF FRANKLIN

ORDINANCE No. 01-2022

**AN ORDINANCE OF THE BOROUGH OF FRANKLIN,
COUNTY OF SUSSEX, AND STATE OF NEW JERSEY
REPLACING SECTION 259-8, SPEED LIMITS**

BE IT ORDAINED by the Mayor and Council of the Borough of Franklin, County of Sussex, and State of New Jersey that the Franklin Borough Code is amended as follows:

SECTION I. Section 259-8 is hereby replaced as follows:

§ 259-8. Speed limits.

A. The speed limits for both directions of traffic along the streets or parts thereof described below and made a part of this chapter are hereby established at the rate of speed indicated.

B. Regulatory and warning signs shall be erected and maintained to affect the above-designated speed limits.

Name of Street	Speed Limit (mph)	Limits
County Route 517, Zone 1, both directions	30	From the municipal boundary of Ogdensburg Borough and Franklin Borough to a point 300 feet north of Fox Hill Drive
County Route 517, Zone 2, both directions	45	Between a point 300 feet north of Fox Hill Drive and State Highway 23
County Route 631, Zone 1	35	State Route 23 to Oak Street
County Route 631, Zone 2	30	Oak Street to Newton Street
County Route 631, Zone 3	35	Newton Street to the Franklin Borough - Hardyston Township corporate line
County Route 631, school zone	20	In the Immaculate Conception school zone, in Zone 2, during recess or while children are present
Cork Hill Road	25	Entire Length
Davis Road	25	From Franklin-Hardyston border to North Church Road (County Route 631)
Maple Road	25	Entire length
Ridgewood Road	15	Entire length
Scott Road	25	Entire length
Walsh Road	15	Entire length
Wildcat Road	25	From Franklin-Sparta border to Church Street (County Route 631)

SECTION II

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistencies.

SECTION III

If any article, section, subsection, paragraph, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

SECTION IV

This Ordinance shall take effect immediately upon final publication as provided by law.

ATTEST:

BOROUGH OF FRANKLIN

Darlene J. Tremont, CLERK

BY: John M. Sowden IV, MAYOR

DATED:

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Council of the Borough of Franklin held on January 25, 2022, at 7:00 p.m. and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Borough Council to be held on February 8, 2022, at 7:00 p.m., or as soon thereafter as the Borough Council may hear this Ordinance at the Municipal Building, 46 Main Street, Franklin, New Jersey 07416, at which time all persons interested may appear for or against the passage of said Ordinance.

Darlene J. Tremont
Municipal Clerk

CERTIFICATION

I, Darlene J. Tremont, Clerk of the Borough of Franklin, do hereby certify that the Borough of Franklin Council duly adopted the foregoing Ordinance on the __ day of _____, 2022.

Darlene J. Tremont, Clerk
Borough of Franklin

John M. Sowden IV, Mayor

Introduced: January 25, 2022

Adopted:

ORDINANCE No. 01-2022

**AN ORDINANCE OF THE BOROUGH OF FRANKLIN,
COUNTY OF SUSSEX, AND STATE OF NEW JERSEY
REPLACING SECTION 259-8, SPEED LIMITS**

RECORD OF COUNCIL VOTES:

RECORD OF COUNCIL VOTES-FIRST READING					Move	2nd
COUNCIL MEMBER	AYES	NAYES	ABSTAIN	ABSENT		
CONCETTO FORMICA COUNCIL PRESIDENT	X					
RACHEL HEATH	X					
JOSEPH LIMON		X				
JOHN POSTAS	X					
STEPHEN SKELLENGER	X					
GILBERT SNYDER	X					
MAYOR SOWDEN, IV (Tie Only)						

RECORD OF COUNCIL VOTES-SECOND READING					Move	2nd
COUNCIL MEMBER	AYES	NAYES	ABSTAIN	ABSENT		
CONCETTO FORMICA COUNCIL PRESIDENT						
RACHEL HEATH						
JOSEPH LIMON						
JOHN POSTAS						
STEPHEN SKELLENGER						
GILBERT SNYDER						
MAYOR SOWDEN, IV (Tie Only)						

BOROUGH OF FRANKLIN

ORDINANCE No. 02-2022

AN ORDINANCE OF THE BOROUGH OF FRANKLIN, COUNTY OF SUSSEX, AND STATE OF NEW JERSEY MODIFYING SECTION 259-2 REGARDING PARKING

BE IT ORDAINED by the Mayor and Council of the Borough of Franklin, County of Sussex, and State of New Jersey that the Franklin Borough Code is amended as follows:

SECTION I. Subsection 259-2D of the Code is hereby replaced as follows:

§ 259-2D. Parking.

D. Parking prohibited anytime. No person shall park a vehicle on any day (except Sundays and public holidays) upon any of the streets or parts of streets described:

Name of Street	Sides	Location
Buckwheat Road	West	From Parker St. to Washington Ave, westerly side, for a distance of 1,000 feet
County Route 517 (Munsonhurst Road)	Both	Franklin Borough - Ogdensburg Borough border to State Route 23
Dina's Way	South	From Mitchell Av. To Constitution Way
Fowler Street (part of County Route 631)	Both	From North Church Road to Church Street (part of County Route 631)
Franklin Avenue (part of County Route 631)	South	From State Route 23 to Corkhill Road
High Street	Both	From Main Street to State Route 23
Mabie Street	South	Opposite the intersection of Mabie Street and Moscow Street for a distance of 25 feet in a westerly and easterly direction from the center line of the intersection of the two streets
Mabie Street	South	From State Route 23 for a distance of 60 feet in an easterly direction
Main Street	North	From Mill Street, in each direction on the side Mill Street intersects with Main Street, for a distance of 25 feet
Main Street	South	South From High Street to Rutherford Avenue
Maple Road	South	From Corkhill Road to Wildcat Road
Rutherford Avenue	West	From State Route 23 to Scott Road
School Plaza	West	From Washington Avenue, southerly direction, for a distance of 350 feet
Washington Avenue	North	From Buckwheat Road, easterly direction, for a distance of 400 feet
Washington Avenue	South	From Buckwheat Road to Rt. 23, southerly side, for a distance of 950 feet

SECTION II

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistencies.

SECTION III

If any article, section, subsection, paragraph, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

SECTION IV

This Ordinance shall take effect immediately upon final publication as provided by law.

ATTEST:

BOROUGH OF FRANKLIN

Darlene J. Tremont, CLERK

BY: John M. Sowden IV, MAYOR

DATED:

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Council of the Borough of Franklin held on January 25, 2022, at 7:00 p.m. and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Borough Council to be held on February 8, 2022, at 7:00 p.m., or as soon thereafter as the Borough Council may hear this Ordinance at the Municipal Building, 46 Main Street, Franklin, New Jersey 07416, at which time all persons interested may appear for or against the passage of said Ordinance.

Darlene J. Tremont
Municipal Clerk

CERTIFICATION

I, Darlene J. Tremont, Clerk of the Borough of Franklin, do hereby certify that the Borough of Franklin Council duly adopted the foregoing Ordinance on the __ day of _____, 2022.

Darlene J. Tremont, Clerk
Borough of Franklin

John M. Sowden IV, Mayor

Introduced: January 25, 2022

Adopted:

ORDINANCE No. 02-2022

**AN ORDINANCE OF THE BOROUGH OF FRANKLIN,
COUNTY OF SUSSEX, AND STATE OF NEW JERSEY
MODIFYING SECTION 259-2 REGARDING PARKING**

RECORD OF COUNCIL VOTES:

RECORD OF COUNCIL VOTES-FIRST READING					Move	2nd
COUNCIL MEMBER	AYES	NAYES	ABSTAIN	ABSENT		
CONCETTO FORMICA COUNCIL PRESIDENT	X					
RACHEL HEATH	X					
JOSEPH LIMON		X				
JOHN POSTAS	X					
STEPHEN SKELLENGER	X					
GILBERT SNYDER	X					
MAYOR SOWDEN, IV (Tie Only)						

RECORD OF COUNCIL VOTES-SECOND READING					Move	2nd
COUNCIL MEMBER	AYES	NAYES	ABSTAIN	ABSENT		
CONCETTO FORMICA COUNCIL PRESIDENT						
RACHEL HEATH						
JOSEPH LIMON						
JOHN POSTAS						
STEPHEN SKELLENGER						
GILBERT SNYDER						
MAYOR SOWDEN, IV (Tie Only)						