

Minutes of the Regular Meeting of the Township Committee of the Township of Hillsborough, in the County of Somerset, State of New Jersey, held in the Municipal Complex at 7:30 p.m. on the above date.

Upon call of the roll, the following Committee members were recorded present: Committeeman Frank DelCore, Committeewoman Gloria McCauley, Committeeman Carl Suraci, Deputy Mayor Greg Burchette and Mayor Doug Tomson. Also, in attendance were Township Clerk Pamela Borek, Township Administrator Anthony Ferrera and Township Attorney William Willard.

SALUTE TO THE FLAG

Following roll call, Mayor Tomson advised that in accordance with Section 5 of the Open Public Meetings Act, Chapter 231, of the Public Laws of 1975, that notice of this meeting was made by the posting on the bulletin board at the Hillsborough Township Municipal Complex and notifying the officially designated newspapers that this meeting would take place at the Hillsborough Township Municipal Complex at 7:30 p.m. on April 8, 2014.

APPROVAL OF MINUTES

- *Approval of the February 25, 2014 Regular Session Minutes*
 - Upon motion by Committeeman DelCore, seconded by Deputy Mayor Burchette, the minutes of the February 25, 2014 Regular Session Minutes were approved upon the call of the roll.
 - Abstain-Committeeman Suraci and Mayor Tomson

- *Approval of the February 25, 2014 Executive Session Minutes*
 - Upon motion by Deputy Mayor Burchette, seconded by Committeewoman McCauley, the minutes of the February 25, 2014 Executive Session Minutes were approved upon the call of the roll.
 - Abstain- Committeeman Suraci and Mayor Tomson

REPORTS FROM COMMITTEE LIAISONS, AND RECEIPT OR REPORTS, PETITIONS OR COMMUNICATIONS

Committeeman DelCore

Committeeman DelCore stated that the New Jersey Forest Fire Service will be conducting a prescribed burn of up to 90 acres of property at Duke Farms. The primary objective is to reduce the hazardous accumulation of dead vegetative materials in forests and fields that become dry tinder in the hot, dry summer months.

Committeeman DelCore added that the State Forest Fire Service will conduct a reverse 911 service to make area residents aware of the prescribed burns. Temporary road signs will be erected on public roads by the property to advise motorists of smoke and fire truck activity.

Committeeman DelCore reminded residents that the Cultural Arts Show will take place on May 2nd in the multi-purpose room.

Committeewoman McCauley

Committeewoman McCauley stated that she attended the AVM 5K Run Around the Park. She thanked the Parks and Recreation Department and congratulated Committeeman DelCore, Deputy Mayor Burchette and Pam Borek for running the 5K.

Committeewoman McCauley mentioned that on Saturday April 5th the Hillsborough Joes vs. the NFL Pros – Scoring Points for Kids sponsored by Lonnie Allgood, Municipal Alliance, BOROSAFE, and Life Skills was a successful event and great fundraiser.

Committeewoman McCauley congratulated Lt. Darren Powell of the Hillsborough Township Police Department on his recent graduation from the Federal Bureau of Investigation National Academy. Lt. Powell, a 20 year veteran with the Police Department, recently completed a 10 week comprehensive training program at the academy in Quantico, VA. Only 1% of Law Enforcement professionals worldwide are selected by the Federal Bureau of Investigation to attend the academy. Congratulations Lt. Powell.

Committeewoman McCauley reminded residents that coupons are available for the Auten Road Facility. They are still being issued for April 12th, 26th and May 3rd, 17th and 31st. Beginning in June through September, coupons will be offered for the first and last Saturdays of the month. This program is for Hillsborough Residents only and proof of residency is required.

Committeewoman McCauley added that electronics and hazardous materials are NOT accepted. For information on recycling electronics, hazardous waste and materials not permitted at the Auten Road facility, residents can contact Somerset County Recycling Department at 732-469-3363 or visit their website.

Committeewoman McCauley announced the Township's 5th Annual Clean Community Day which will be held on Saturday, April 26th from 9am until noon in conjunction with Earth Day. This year we will continue the road side clean-up event. The Community wide clean up is made possible through the Clean Communities Grant and we are very fortunate to have these grant funds come into the Township.

Committeewoman McCauley advised residents of area road construction projects and to please plan accordingly.

Committeewoman McCauley announced that on Saturday, April 12th there will be a free public shredding event sponsored by the Somerset County Board of Chosen Freeholders. It will take place at the Somerset County Public Works Facility located at 410 Roycefield Road here in Hillsborough. These events are held rain or shine and are open from 9am until 1pm.

Committeeman Suraci

Committeeman Suraci thanked the Parks and Recreation Department for hosting their first Run Around the Park 5K this past Saturday, April 5. With 150 runners, the event was a huge success. Many items were collected for the food bank, and runners all seemed to enjoy the course and day outside at the park.

Committeeman Suraci announced that Summer Recreation Camp registration is available on the website.

Committeeman Suraci announced that Spring Recreation Programs Registration is ongoing. All of the great spring programs still have availability including Tiny Soccer, Soccer 101, Tiny Wiffleball, Tiny Football, Spring Sports Fun, Biddy Basketball, and Basketball Skills & Drills. Check out the Spring Activities Guide on the Recreation Website for more details.

Committeeman Suraci reported last month the Township hosted the first Senior Pool Tournament held in the Senior Activities Room. The friendly competition was double elimination 8 ball and was spread over two days. The winner was Ed Bertin. The other participants making it to the final competition were Wayne Cherwinski, George Mariasz and Teri Ponce. Stayed tuned for upcoming events or check out the monthly calendar release by the Department of Social Services.

Committeeman Suraci announced the 3rd Annual Superintendent's Gallery celebrating excellence in the Arts Gala Reception and Awards Ceremony will be held here in the multi-purpose room on Friday, April 25th. The School district website has all the details, you can see some of the wonderful student artwork from Hillsborough students down the hallway at the Board of Ed offices.

Deputy Mayor Burchette

Deputy Mayor Burchette stated that the Hillsborough Community Assistance Network has many volunteer opportunities available, more than stocking shelves in the food pantry. Call the Social Services Department at 908-369-3880 for more information and volunteer opportunities.

Deputy Mayor Burchette reported that the Engineering Department will be marking up uneven and broken sections of sidewalks in the next several weeks. Please note that the Township only repairs sidewalks and not the concrete areas of the homeowner driveways leading to the street that is the responsibility of the homeowner.

Mayor Tomson

Mayor Tomson reminded residents that there will be a Public Information Forum regarding a private developer's application for a proposed Restaurant with Off Track Wagering (OTW) at the former Maestro 206 Bar and Restaurant located at 150 Route 206 South. The Forum, which is open to all residents, will be held in the multi-purpose room on Wednesday, April 16, 2014 from 7:00pm until 9:00pm. In an effort to educate the public prior to the New Jersey Racing Commission hearing, the following parties will be present to provide information and answer questions related to the law, the

application process and, the proposal: myself along with Committeeman Frank Delcore, Assemblyman Jack Ciattarelli, Police Chief Paul Kaminsky, Representatives of Darby Development / Monmouth Park Racetrack along with our attorney and counsel. This is an opportunity for the public to get the facts about this process before the hearing takes place.

Mayor Tomson stated that he has partnered with our Legislative team of Senator Bateman, Assemblyman Ciattarelli and Assemblywoman Simon and later on in this agenda will consider a resolution calling upon the State legislature to repeal the 2011 law and reinstate home rule.

Mayor Tomson added that next Wednesday is not the Racing Commission hearing. As soon as the date for the hearing is available it will be publicized.

Mayor Tomson announced that on Saturday May 24th is the annual Salute to Veterans Breakfast, Memorial Day Parade and Garden of Honor Ceremonies. Non-profit organizations who wish to participate in the parade can register online through the parks and recreation website.

Mayor Tomson announced the Grand Marshals for the parade are father and son Chris and John Conroy. Chris is a long time Hillsborough resident and Air Force Veteran who served in the 60's as a Nuclear Weapons Specialist with the 75th Fighter Interceptor Squadron at Dow Air Force Base in Bangor, ME. His son John, a Hillsborough High School Graduate is a Captain assigned to the 52nd Airlift Squadron, Peterson Air Force Base in Colorado Springs, CO. as a C-130 Pilot.

Mayor Tomson announced that Hillsborough will be hosting the next Meet the Mayors Series on Wednesday, June 4th from 5:30-8pm at Roycebrook Country Club. This event is sponsored by Somerset County Business Partnership and the registration fee is \$35 per person. It will feature Mayors from Hillsborough, Montgomery, Rocky Hill, Millstone and Franklin Township. The Meet the Mayors series is a community program to help local businesses build stronger networking relations with each other. The target audience for this event includes business owners and executive level managers.

Mayor Tomson reminded residents to register for the Ninth Annual Legal Runaround 5K Run and 3K Walk to be held on May 22, 2014. Hillsborough has been challenged to compete for the Healthiest Town Award at the Legal Runaround 5K Run / 3K Poker Walk, sponsored by the Somerset County Bar Foundation. You can find information in our e-news and on the website to register.

Mayor Tomson wished all those celebrating Passover and Easter a happy and safe holiday.

Committeeman DelCore added that Standard & Poors has upgraded Hillsborough to AA+ status.

Mayor Tomson thanked Frank and Carl for their leadership regarding the financials of the Township.

Committeewoman McCauley thanked Nancy Costa the Township's CFO for all her hard work.

PROCLAMATIONS

- *Proclamation declaring April as National Autism Awareness Month*

WHEREAS, Autism is a pervasive developmental disorder affecting the social, communication and behavioral skills of those affected by it; and

WHEREAS, as more health professionals become proficient in diagnosing autism, more children are being diagnosed on the autism spectrum, resulting in rates as high as 1 in 68 children nationally and 1 in 45 in New Jersey; and

WHEREAS, while there is no cure for autism, it is well-documented that if individuals with autism receive treatment early in their lives, it often is possible for those individuals to lead significantly improved lives; and

WHEREAS, individuals with autism often require a lifetime of specialized and community support services to ensure their health and safety and to support families' resilience as they manage the psychological and financial burdens autism presents; and

WHEREAS, organizations and individuals such as Governor Chris Christie, Lt. Governor Kim Guadagno, Autism New Jersey, Autism Speaks, Bella Vida Coaching Services, Brilliant Brains, Paul Gubitosi Charitable Foundation, Hair Plus Salon, Hillsborough Board of Education's Special Services Department, Hillsborough Department of Parks & Recreation, Hillsborough Police Department, Hillsborough Rescue Squad, Hillsborough Rotary Club, Hillsborough Volunteer Fire Companies No.1, No.2, and No.3, Knights of Columbus, Neshanic Fire Company, Office of Emergency Management (OEM), Organization for Autism Research (OAR), Shop-Rite of Hillsborough, Somerset County Sheriff's Department, Somerset County Special Olympics, and the Somerset County Park Commission enhance awareness throughout our community; and

WHEREAS, these groups and individuals also help fund research, offer resources and opportunities to those affected by Autism and educate families, professionals, and the general public to better understand this lifelong disability.

NOW, THEREFORE, BE IT PROCLAIMED, that we, the Mayor and Township Committee of the Township of Hillsborough hereby declare April as National Autism Awareness Month and vow to continue to support programs dedicated to Hillsborough's special needs community.

Belle Ortiz stated that she is a Hillsborough resident, business owner and a mother of a child with Autism. She added that we would like to dedicate today's proclamation to Jill Russo a dedicated assistant teacher of Woods Road School who started the program in 1993.

Township Administrator Anthony Ferrera thanked everyone for their hard work and dedication.

- *Proclamation declaring April 13-19, 2014 as National Library Week*

WHEREAS, Alcohol is the most commonly used addictive substance in the United States; and

WHEREAS, one in every 12 adults (17.6 million people) suffers from alcohol abuse or dependence; and

WHEREAS, more than half of all adults have a family history of alcoholism or problem drinking; and

WHEREAS, 100,000 persons die each year from alcohol - related causes: drinking and driving crashes, other accidents, falls, fires, alcohol - related homicides and suicides; and

WHEREAS, more than 7 million children live in a household where at least one parent is dependent on or has abused alcohol; and

WHEREAS, alcohol is a primary factor in the four leading causes of death for young person's ages 10-21; and

WHEREAS, young people who begin drinking before age 15 are four times more likely to develop alcohol dependence than those who begin drinking at age 21; and

WHEREAS, alcohol - related problems cost America \$224 billion (\$746 per person) in lost productivity, absenteeism, healthcare costs, crime and family - related problems; and

WHEREAS, the typical American will see 100,000 beer commercials before he or she turns 18.

NOW, THEREFORE, BE IT PROCLAIMED, that we, the Mayor and the Township Committee of the Township of Hillsborough hereby join the National Council On Alcoholism and Drug Dependence, Inc. (NCADD) and do hereby proclaim that April 2014 as Alcohol Awareness Month in Hillsborough Township.

BE IT FURTHER PROCLAIMED, that we also call upon all Hillsborough citizens, parents, governmental agencies, public and private institutions, businesses, and schools in Hillsborough Township to support efforts that will reduce stigma, increase community awareness and increase support for individuals and families coping with alcoholism. Through these efforts, together, we can provide "Help for Today, Hope for Tomorrow" for those in our community who are facing challenges with alcohol use and abuse.

PRESENTATIONS

PRESENTATION OF SCHOOL BUDGET

- *Dr. Jorden Schiff, Superintendent of Schools*

Dr. Jorden Schiff, Superintendent of Hillsborough Schools, gave a power point presentation on the proposed 2014-2015 School Budget.

Dr. Schiff explained that the largest area of change for next year will be in the area of World Languages with Chinese and the complete phase in of the one- on -one initiative which allows the students to have computers.

Dr. Schiff gave an overview of the improvements that will take place under the new budget.

Dr. Schiff stated that the Tax Levy is increasing by 4.32% and averages \$100 a year for the average household in Hillsborough.

Dr. Schiff also highlighted the cost drivers and cost savers within the budget and stated that more information regarding the 2014-2015 budget can be found on the district website.

Committeeman DelCore stated that he feels it is very important that the school district and the Committee collaborate together to disseminate information to the residents.

Mayor Tomson thanked Dr. Schiff for his presentation.

NEW BUSINESS

- *None*

PUBLIC COMMENT ON NEW BUSINESS AND MATTERS NOT ON THE AGENDA

Mr. Peter Elmalis of 56 Wallace Boulevard asked if there was any new information on the OTW regarding crime and the impact on the town.

Mayor Tomson stated that the Township will hold a public forum which will address many of the public concerns.

Chief Kaminsky stated that he is reaching out to other police departments that have an OTW in their towns, and he is compiling the crime statics.

Ms. Michele Eilbacher of 14 Wolverton Lane also expressed concern of this establishment being in Hillsborough so close to a park.

Mayor Tomson stated that he reached out to Assemblyman Ciattarelli, Assemblywoman Simon and Senator Bateman with concerns about the "Home Rule" on this application which took away all the rights for the Township.

Mayor Tomson added that later on the agenda a resolution urging the Legislature to take action to give the Township back our "Home Rule" will be considered.

Committeewoman McCauley stated that the public can address their concerns to the NJ Racing Commission at the time of the hearing.

Ms. Michele Eilbacher stated her concerns about the parking with the park being adjacent to the facility.

Mayor Tomson stated that there will be extra parking on Park Ave.

Mayor Tomson stated that as soon as the Township knows the date for the NJ Racing Commission meeting it will be published so that all the public will know when the meeting will take place.

Thuy Anh Le of Ivy Lane expressed her concern over the facility.

Mayor Tomson stated that he will check with Assemblyman Ciattarelli who would reach out to the Legislative services which are not partisan to express the concern of the residents.

PUBLIC HEARINGS

- *None*

INTRODUCTION OF NEW ORDINANCES

- *None*

CONSIDERATIONS

1. RESOLUTION RETAINING THE SERVICES OF GRANVILLE M. MAGEE, ESQ., AS A HEARING OFFICER FOR THE TOWNSHIP OF HILLSBOROUGH EFFECTIVE JANUARY 28, 2014, UNDER A NON FAIR AND OPEN SELECTION PROCESS

WHEREAS, there is a periodic need for a hearing officer in various disciplinary matters within the Township; and

WHEREAS, the Township wishes to retain the services of just such a hearing officer effective January 28, 2014; and

WHEREAS, Granville M. Magee, Esq. of Wall, New Jersey is interested in serving in such capacity and meets all of the requirements for appointment under a Non Fair and Open process as established by N.J.S.A. 19:44A-20, et seq.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that Granville M. Magee, Esq. of Wall, New Jersey is hereby appointed as Hearing Officer for the Township of Hillsborough effective January 28, 2014, to hear cases and make findings of fact and recommendations to the Township Committee for the Committee's ultimate decision, on an as-needed basis. Mr. Magee shall be compensated at \$135.00/hour in an amount not to exceed \$7,500.00 without further action of the Township Committee.

Upon motion by Deputy Mayor Burchette, seconded by Committeewoman McCauley, the aforesaid resolution was unanimously approved upon call of the roll

2. RESOLUTION AWARDING A "NON FAIR AND OPEN" CONTRACT WITH FITCH & ASSOCIATES FOR AN EMS SYSTEM EVALUATION OF THE HILLSBOROUGH RESCUE SQUAD AND HEMS CORPORATION, IN AN AMOUNT NOT TO EXCEED \$31,900.00 AND WITH AN ADDITIONAL AMOUNT NOT TO EXCEED \$3,190.00 FOR OUT-OF-POCKET EXPENSES

WHEREAS, the Hillsborough Township Committee wishes to have an EMS System Evaluation of the Hillsborough Rescue Squad and HEMS Corporation; and

WHEREAS, Fitch & Associates submitted their proposal dated March 6, 2014; and

WHEREAS, the Township employs a Qualified Purchasing Agent who recommends the contract be awarded to Fitch & Associates; and

WHEREAS, the amount of the Agreement is below the Township of Hillsborough's bid threshold of \$36,000 and is therefore not required to be publicly bid pursuant N.J.S.A. 40A:11-3 and N.J.S.A. 40A:11-9; and

WHEREAS, funds are available and have been certified as such by the Chief Finance Officer said certification is attached to this Resolution; and

WHEREAS, Fitch & Associates submitted a Political Contribution Disclosure form.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey as follows:

1. The Mayor and Township Clerk are to authorize and execute the agreement with Fitch & Associates for an EMS System Evaluation of the Hillsborough Rescue Squad and HEMS Corporation.
2. This contract is awarded without competitive bidding as a "Non Fair & Open Contract".
3. The Mayor and Township Clerk are hereby authorized to execute the Township's standard form of agreement for "Goods and Services" and any modifications thereto and related constituent documents as may be found acceptable by the Township Committee.

Committeeman DelCore stated that he took the opportunity to have a consultant review the Emergency Services.

Upon motion by Deputy Mayor Burchette seconded by Committeeman DelCore, the aforesaid resolution was unanimously approved upon call of the roll.

3. RESOLUTION INCREASING THE 2014 TEMPORARY EMERGENCY BUDGET

WHEREAS, there is a need to increase the 2014 Temporary Emergency Budget for unforeseen expenditures prior to the adoption of the 2014 Budget; and

WHEREAS, the amount of said increase is not to exceed \$8,239,154;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough that the following increases to the appropriations be made and that a certified copy of this Resolution be given to the Chief Finance Officer for her records:

Administrator

Salaries and Wages: 30,000.00

Other Expenses: Governing Body	1,000.00
Salaries and Wages:	5,000.00
Other Expenses: Township Clerk's Office	2,000.00
Salaries and Wages:	45,000.00
Other Expenses: Information Technology	8,000.00
Salaries and Wages:	35,000.00
Other Expenses: Central Purchasing	10,000.00
Other Expenses: Human Resources	2,500.00
Other Expenses:	20,000.00
Postage Legal Services and Costs	8,200.00
Other Expenses: Outside Legal Services and Costs	50,000.00
Other Expenses: Economic Development Committee	25,000.00
Salaries and Wages:	10,000.00
Other Expenses: Financial Administration	2,500.00
Salaries and Wages:	50,000.00
Other Expenses: Tax Collection/Revenue Administration	3,000.00
Salaries and Wages:	30,000.00
Other Expenses: Assessment of Taxes	3,000.00
Salaries and Wages:	90,000.00
Other Expenses:	10,000.00
Public Meeting Recording Planning Board	2,500.00

Salaries and Wages	75,000.00
Other Expenses	25,000.00
Zoning Board of Adjustment	
Other Expenses	5,000.00
Environmental Commission	
Other Expenses	500.00
Code Enforcement	
Salaries and Wages	300,000.00
Other Expenses	15,000.00
Employee Group Insurance	400,000.00
Other Insurance	50,000.00
Unemployment	5,000.00
Police	
Salaries and Wages:	2,000,000.00
Other Expenses:	125,000.00
Office of Emergency Management	
Other Expenses:	6,000.00
Municipal Prosecutor	
Salaries and Wages:	25,000.00
Municipal Court	
Salaries and Wages:	100,000.00
Other Expenses	20,000.00
Special Duty Officers – Court Security	5,000.00
Engineering Services and Costs	
Salaries and Wages:	90,000.00
Other Expenses:	50,000.00
Road Repairs and Maintenance	
Salaries and Wages:	500,000.00
Other Expenses	200,000.00
Public Buildings and Grounds	
Other Expenses:	50,000.00
Recycling	
Other Expenses	100,000.00

Cleanup	
Salaries and Wages	30,000.00
Other Expenses	110,000.00
Parks Maintenance	
Salaries and Wages:	100,000.00
Other Expenses	50,000.00
Board of Health	
Salaries and Wages:	100,000.00
Other Expenses	20,000.00
Social Services	
Salaries and Wages:	30,000.00
Other Expenses	20,000.00
Wildlife Management	
Other Expenses	1,000.00
Contributions to Senior Citizen Clubs	3,000.00
Cultural Arts	
Other Expenses	5,000.00
Celebration of Public Events	5,000.00
Fire Protection Charges	150,000.00
Electricity	50,000.00
Street Lighting	75,000.00
Telephone	20,000.00
Heating Fuel	5,000.00
Water	20,000.00
Gasoline	50,000.00
Diesel Fuel	50,000.00
Social Security System	300,000.00
PERS	655,659.00
PRFS	1,294,295.00
SUBTOTAL APPROPRIATIONS: INSIDE CAP	7,733,154.00

OPERATIONS - EXCLUDED FROM CAP

DPW Stormwater	
Other Expenses	5,000.00
DPW Remediation	75,000.00
SUBTOTAL APPROPRIATIONS: OUTSIDE CAP	80,000.00
DEBT SERVICE	
BAN Payment	426,000.00
TOTAL BUDGET APPROPRIATIONS	8,239,154.00

Mayor Tomson stated that the Township has not done a temporary budget resolution that encompasses all of the salary & wage line items for all departments since the resolution done at the reorganization meeting. Many departments are running short on Other Expense funding. Additionally, the payments are due for the annual PERS and PFRS contributions, as well as the first BAN payment.

Mayor Tomson added that this resolution stays well within the budget that was recently reviewed, and ensures that there will be sufficient funds until the budget is adopted on May 27, 2014.

Upon motion by Committeeman DelCore seconded by Committeeman Suraci, the aforesaid resolution was unanimously approved upon call of the roll.

4. RESOLUTION AUTHORIZING MILLS & SCHNOERING, LLC TO PREPARE AND SUBMIT A GRANT APPLICATION FOR THE VAN DER VEER-HARRIS HOUSE HISTORICAL PRESERVATION TO THE SOMERSET COUNTY HISTORIC PRESERVATION TRUST, IN AN AMOUNT NOT TO EXCEED \$6,000.00

WHEREAS, the Township of Hillsborough desires to preserve the Township's Historic Van der Veer-Harris House; and

WHEREAS, the Township Committee authorizes Mills & Schnoering, LLC to prepare and submit the 2014 Somerset County Historic Preservation Trust Grant Application, in an amount not to exceed \$6,000.00; and

WHEREAS, funds are available and have been certified as such by the Chief Finance Officer said certification is attached to this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that the action of the Township Committee is hereby be accepted and approved.

Mayor Tomson stated that the Historic Architect for the Van der Veer Harris House, Mills & Schnoering, prepared a proposal for Phase 3 Repair and Restoration of the Van der Veer Harris House. This resolution authorizes Mills & Schnoering to provide administration services so the Phase 3 urgent repairs and restorations funded through the Somerset County Historic Grant can be completed.

Upon motion by Committeewoman McCauley seconded by Committeeman DelCore, the aforesaid resolution was unanimously approved upon call of the roll.

5. RESOLUTION CALLING ON THE NEW JERSEY STATE LEGISLATURE TO REINSTATE "HOME RULE" BY REPEALING BILL NO. A1705, WHICH BECAME THE PUBLIC LAWS OF 2011, CHAPTER 26, N.J.S.A. 5:5-151.1, ENTITLED "REVISES VARIOUS OFF-TRACK WAGERING PROVISIONS OF THE OFF-TRACK AND ACCOUNT WAGERING ACT"

WHEREAS, on February 23, 2011 Bill No. A1705 was approved; it was originally introduced on January 12, 2010 and passed both the New Jersey Senate and Assembly on February 17, 2012, as P.L. 2011, C. 26; and

WHEREAS, Bill No. A 1705 was enacted to revise various off-track wagering provisions of the "Off-Track Wagering Act" to expedite the establishment of off-track wagering facilities in the State of New Jersey; and

WHEREAS, these revisions eliminated the ability of the local government entity to grant or deny said facilities access to operate within municipal borders; and

WHEREAS, the Township of Hillsborough is of the opinion that such decisions regarding the type of businesses that reside within the municipal borders should be a decision of the local government entity; and

WHEREAS, the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey call upon the New Jersey State Legislature to reverse the provision of P.L. 2011, C. 26 by reinstating "Home Rule" which would therefore permit the local government entity the opportunity to oppose or grant the placement of an off-track wagering facility within the municipal boundaries.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey as follows:

1. The Township Committee strongly urges the New Jersey State Legislature to reverse the decision of P.L. 2011, C. 26 by reinstating "Home Rule".
2. The Township Committee further requests to exercise "Home Rule" over the placement of an off-track wagering facility within the Township boundaries.

3. A copy of this duly adopted resolution shall be forwarded to Senate President Stephen Sweeney, Assembly Speaker Vincent Prieto, Senator Christopher "Kip" Bateman, Assemblyman Jack M. Ciattarelli, Assemblywoman Donna M. Simon, Governor Chris Christie, and the New Jersey State League of Municipalities.

Mayor Tomson stated that he partnered with the legislative team of Senator Bateman, Assemblyman Ciattarelli and Assemblywoman Simon to call for legislation to reinstate Home Rule with respect to the local government entity the ability to grant or deny OTW facilities to operate within its borders.

Mr. Peter Elmalis expressed concern of the filing of the resolution and the timing of the application.

Mayor Tomson stated that the Township is going to reach out to the office of Legislature Services which again are non partisan of the NJ State Legislature which would give the ruling.

Ms. Susan Gullaforde stated is the Township only asking about the "Home Rule" section in the resolution or are you going to ask the revision to be revisited.

Mayor Tomson stated that if there is a total roll back of the law it would accomplish our goal. The same as if they give us back our "Home Rule".

Upon motion by Committeeman Suraci seconded by Deputy Mayor Burchette, the aforesaid resolution was unanimously approved upon call of the roll.

6. RESOLUTION AWARDING "2014 ROAD MAINTENANCE MATERIALS" CONTRACT

WHEREAS, the Assistant Township Engineer, has determined that there is a need for the acquisition of the following:

"2014 Road Maintenance Materials"; and

WHEREAS, sealed bids were opened and read on April 2, 2014 at 10:30 a.m. which was the time and place provided for in the Invitation to Bid entitled "2014 Road Maintenance Materials"; and

WHEREAS, the Assistant Township Engineer has reviewed the bids, provided the Township Committee with his memorandum dated April 3, 2014, and has made the following recommendations for award, which are as follows:

<u>Bid Item</u>	<u>Description</u>	<u>Recommended Vendor</u>	<u>Unit Price</u>	<u>Past 2013</u>	<u>Past 2012</u>
1	#8 Broken Stone, FOB (3/8")	Gibraltar Rock	19.00/ton*	17.00	23.00
2	#8 Broken Stone, FD (3/8")	Gibraltar Rock	23.00/ton	21.00	26.20
3	#57 or #67 Broken Stone, FOB	Gibraltar Rock	12.95/ton*	12.25	11.00
4	#57 or #67 Broken Stone, FD	Stavola	16.00/ton	16.25	15.20
5	#2 Clean Stone, FOB	Gibraltar Rock	15.00/ton*	12.00	10.00
6	#2 Clean Broken Stone, FD	Stavola	16.00/ton	16.00	14.40

7	#3 or #4 Broken Stone, FOB	Gibraltar Rock	15.00/ton*	14.75	10.00
8	#3 or #4 Broken Stone, FD	Stavola	16.00/ton	16.00	14.40
9	Dense Graded Aggregate, FOB	Gibraltar Rock	9.25/ton*	8.75	8.00
10	Dense Graded Aggregate, FD	Stavola	12.00/ton	12.00	12.40
11	3/4" Road Stone, FOB	Trap Rock/Stavola	8.00/ton*	8.00	8.00
12	3/4" Road Stone, FD	Stavola	12.00/ton	12.00	12.40
13	Core Stone (6"-12"), FD	Gibraltar/Stavola/ Trap Rock	23.00/ton	18.50	18.90
14	Bit. Conc. Stab. Base I-2, FOB	Trap Rock	71.00/ton*	65.00	65.95
15	Bit. Conc. Surface I-3, FOB	Trap Rock	71.00/ton*	65.00	65.95
16	Bit. Conc. Surface I-4, FOB	Stavola/Trap Rock	73.00/ton*	65.00	67.00
17	Bit. Conc. Surface I-5, FOB	Stavola/Trap Rock	73.00/ton*	65.00	67.00
18	UPM High Performance Cold Mix	Stavola	140.00/ton*	No Bid	75.00
19	Prime Coat, MC-70 or MC-30, FDA	Morris Asphalt	4.79/Gal	4.79	4.79
20	Seal Coat RS-3K, FDA	Morris Asphalt	3.45/Gal	3.45	3.45
21	Seal Coat CRS-2P, FDA	Morris Asphalt	3.65/Gal	3.65	3.65
22	High Temperature Joint Sealing Compound	No Bidder	No Bid	No Bid	No Bid
23	Hot Mix Base Asphalt 19M64 FOB	Stavola	67.00/ton*	67.00	67.00

WHEREAS, the Township Qualified Purchasing Agent has reviewed the bid packages of the recommended vendors set forth hereinabove and finds them to be in conformance with the Local Public Contracts Law and the Township Instruction to Bidders; and

WHEREAS, a certification of availability of funds shall be made in connection with each purchase order in accordance with N.J.A.C. 5:34-5.3(b)(2); and

WHEREAS, it will be determined at a later date, as per the Assistant Township Engineer and the Director of Public Works if rebidding will be necessary for Item 22.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey as follows:

1. Awards of contract are hereby made at the unit price for Items 1, 2, 3, 5, 7, 9 and 13 to Gibraltar Rock; Items 4, 6, 8, 10, 11, 12, 13, 16, 17, 18 and 23 to Stavola; Items 19-21 to Morris Asphalt; Items 11, 13, 14, 15, 16 & 17 to Trap Rock, as set forth herein above with the understanding that the minimum quantity is zero and the maximum amount based upon the bid quantity as tabulated in the bid summary and as further adjusted as provided in the Township contract specifications.
2. The Mayor and Township Clerk are hereby authorized to execute the Township's standard form of contracts for goods, products and supplies and for services with each of the successful bidders in

each of the various categories in accordance with the recommendations of the Assistant Township Engineer as set forth herein above.

Mayor Tomson stated that the Township sought sealed bids for various road improvement materials that are used by the Department of Public Works throughout the year. These materials are used for road maintenance throughout the year, on an as needed basis.

Upon motion by Deputy Mayor Burchette seconded by Committeewoman McCauley, the aforesaid resolution was unanimously approved upon call of the roll.

7. RESOLUTION APPROVING THE APPOINTMENT OF OFFICER DAVID UR AS CORPORAL IN THE PATROL DIVISION FOR THE REMAINDER OF 2014 TO REPLACE CORPORAL BRIAN MCCARRON, EFFECTIVE APRIL 7, 2014, AT A BASE SALARY OF \$105,042.00

WHEREAS, there is a need to fill the position of Corporal in the Patrol Division due to the retirement of Corporal Brian McCarron; and

WHEREAS, Chief of Police Paul A. Kaminsky has recommended the appointment of Officer David Ur to the position of Corporal in the Patrol Division for the remainder of 2014, effective April 7, 2014, at the base salary of \$105,042.00.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that the recommendation of Chief of Police Paul A. Kaminsky is hereby accepted and approved, and Officer David Ur shall be appointed to the position of Corporal in the Hillsborough Police Department effective April 7, 2014.

Mayor Tomson stated that corporal appointments are for one year terms. This appointment is for the remainder of this year.

Upon motion by Committeewoman McCauley seconded by Deputy Mayor Burchette, the aforesaid resolution was unanimously approved upon call of the roll.

CONSENT

1. RESOLUTION APPROVING THE REQUEST FROM MEDICOR FOR THE RELEASE OF ENGINEERING INSPECTION FEE IN THE AMOUNT OF \$5,728.48

WHEREAS, a request has been received from Medicor for the release of engineering inspection fee; and

WHEREAS, the Assistant Township Engineer certifies that all work has been satisfactorily completed; and

WHEREAS, the Assistant Township Engineer recommends that the Township Committee take action to release \$5,728.48 engineering inspection fee to Medicor.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the recommendation of the Assistant Township Engineer be and hereby is accepted and approved.

2. RESOLUTION APPROVING THE REQUEST FROM D.R. HORTON, INC. – NEW JERSEY, DOING BUSINESS AS PLAZA GRANDE AT HILLSBOROUGH FOR RELEASE OF DEVELOPMENT REVIEW ESCROW IN THE AMOUNT OF \$20,220.59

WHEREAS, a request has been received from D.R. Horton, Inc. – New Jersey, doing business as Plaza Grande at Hillsborough for the release of Development Review Escrow; and

WHEREAS, the Hillsborough Township Planning Director certifies that all work related to the review of the above has been completed; and

WHEREAS, the Hillsborough Township Planning Director recommends that the Township Committee take action to release the \$20,220.59 Development Review Escrow because the work has been completed.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the recommendation of the Hillsborough Township Planning Director be and hereby is accepted and approved.

3. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO CAITLIN DAVIS IN THE HILLSBOROUGH TOWNSHIP PLANNING AND ZONING DEPARTMENT, EFFECTIVE APRIL 7, 2014

WHEREAS, Caitlin Davis was hired as Clerk in the Planning and Zoning Department on January 6, 2014; and

WHEREAS, the Planning Director certifies that Ms. Davis has performed her duties and assignments in a capable and competent manner; and

WHEREAS, having qualified for regular employee status during the three-month probationary period, the Planning Director recommends that regular employee status be conferred upon Ms. Davis effective April 7, 2014.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that the recommendation of the Planning Director be and hereby is accepted and approved.

4. RESOLUTION AUTHORIZING THE TOWNSHIP QUALIFIED PURCHASING AGENT TO REQUEST PROPOSALS THROUGH THE COMPETITIVE CONTRACTING PROCUREMENT PROCESS FOR A RECREATION BASEBALL SUMMER CLINIC

WHEREAS, the Township of Hillsborough believes that it is in the best interests of its residents to provide for a youth recreation baseball summer clinic; and

WHEREAS, the Parks and Recreation Department does not have the staff to operate such a youth baseball clinic; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., authorizes the Township to procure through the process of competitive contracting, N.J.S.A. 40A:11-4.1(b)(2), the services of a private entity to operate, manage and administer such a program; and

WHEREAS, N.J.S.A. 40A:11-4.3(a) requires that the competitive contracting process be authorized by Resolution.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that the Township Qualified Purchasing Agent to advertise the Request for Proposals through the Competitive Contracting Procurement Process for a Recreation Baseball Summer Clinic.

5. **RESOLUTION APPROVING THE REQUEST FROM THE HILLSBOROUGH ROTARY CLUB TO USE THE TOWNSHIP'S TENT FOR THE SIXTH ANNUAL HILLSBOROUGH ROTARY CLUB FAIR, A FUNDRAISING EVENT TO BE HELD FROM AUGUST 12, 2014 TO AUGUST 15, 2014, WITH FIREWORKS RAIN DATE OF AUGUST 16, 2014.**

WHEREAS, the Hillsborough Rotary Club requested the use of the Township's Celebration Tent for the Seventh Annual Hillsborough Rotary Club Fair, a fundraising event to be held from August 12, 2014 to August 17, 2014, with fireworks to be held on August 15, 2014, with fireworks rain date of August 16, 2014; and

WHEREAS, the Department of Parks and Recreation and the Recreation Commission has recommended that the Hillsborough Rotary Club request be approved.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that it hereby approves the Hillsborough Rotary Club's request to use the Township's Celebration Tent for a fundraising event to be held on August 12, 2014 to August 17, 2014, with fireworks to be held on August 15, 2014, with fireworks rain date of August 16, 2014.

6. **RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO FRED TENORE IN THE HILLSBOROUGH TOWNSHIP DEPARTMENT OF PUBLIC WORKS, EFFECTIVE APRIL 8, 2014**

WHEREAS, the Director of Public Works certifies that Mr. Tenore has performed his duties and assignments in a capable and competent manner; and

WHEREAS, having qualified for regular employee status during the six-month probationary period, the Director of Public Works recommends that regular employee status be conferred upon Mr. Tenore, effective April 8, 2014.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that the recommendation of the Director of Public Works be and hereby is accepted and approved.

7. RESOLUTION APPROVING THE REQUEST FROM HIDDEN BROOK ESTATES FOR THE ACCEPTANCE OF THE LETTER OF CREDIT FROM JP MORGAN CHASE BANK

WHEREAS, a request has been received from Hidden Brook Estates for the acceptance of a Letter of Credit; and

WHEREAS, the Assistant Township Engineer certifies that the Township is in receipt of the JP Morgan Chase Bank Letter of Credit No. TFTS-860718 in the amount of \$846,827.00 and the Letter of Credit references the correct project title; and

WHEREAS, the Assistant Township Engineer recommends that the Township Committee approve the Letter of Credit.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the recommendation of the Assistant Township Engineer be and hereby is accepted and approved.

Upon motion by Deputy Mayor Burchette, seconded by Committeewoman McCauley, the consent agenda was unanimously approved upon call of the roll.

Committeewoman McCauley congratulated Caitlin Davis and Fred Tenore on moving on to permanent status and for doing a great job.

CLAIMS LISTS

Mayor Tomson presented Claims Lists 2014-07.

Upon motion by Deputy Mayor Burchette, seconded by Committeewoman McCauley, Claims List 2014-07 was unanimously approved upon call of the roll.

ADJOURNMENT

Upon motion by Committeewoman McCauley, seconded by Committeeman Suraci, the meeting duly adjourned at 9:18p.m. Said motion was carried unanimously upon voice vote.

Attested:

Pamela Borek
Township Clerk
