

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 8:00 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 8:00 p.m. on November 11, 2014.

APPROVAL OF MINUTES

- ***Approval of the October 28, 2014 Regular Meeting Minutes***
 - Upon motion by Deputy Mayor Burchette, seconded by Committeewoman McCauley, the minutes of the October 28, 2014 Regular Session were approved upon the call of the roll.
 - Abstain - Committeeman Suraci.

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

Committeeman DelCore

Committeeman DelCore thanked all of the veterans who attended the Veterans Day Ceremony prior to the Township Committee Meeting, especially Tom Cellilli, Jr. for his remarks.

Committeeman DelCore also thanked all veterans, not just those in Hillsborough, but across the country for their service.

Committeeman DelCore stated that he and Committeewoman McCauley attended a Veterans Day Event at Triangle Elementary School. He added that he was impressed with the wonderful job that Hillsborough's schools do in teaching children the importance of veterans to our country.

Committeeman DelCore congratulated Mayor Tomson and Committeewoman McCauley on their reelection to Hillsborough's Township Committee.

Committeeman DelCore stated that Mountain View Park remediation was now complete and, in collaboration with the county, the Township is planning to begin building fields

soon. Bids will be going out shortly for the work to be done. The timeline of build out will be available within the next couple of months.

Committeewoman McCauley

Committeewoman McCauley stated that leaf collection throughout the Township has begun. Leaves must be raked to the curb. Residents should not put leaves in the roadway or in ditches. Bagged leaves and leaf piles with sticks and branches will not be accepted. Leaves may also be brought to the Auten Road Facility on Saturdays, from 7am until 3pm. The free leaf drop off program is open to all Hillsborough residents and will run through December 20th. Only leaves will be accepted, no brush, yard waste or other debris. Visit the Township website for more information.

Committeewoman McCauley reiterated Committeeman DelCore's comments regarding the Veterans Day Event at Triangle School and thanked the school for putting on such a moving event to honor the Veterans.

Committeewoman McCauley thanked the voters of Hillsborough for their votes and for reelecting her to serve another term on the Hillsborough Township Committee.

Committeeman Suraci

Committeeman Suraci congratulated Mayor Tomson and Committeewoman McCauley on their reelection.

Committeeman Suraci stated that 250 children participated in the Recreation Department's annual Halloween Party on Thursday, October 30 and thanked the Recreation Department for organizing the event.

Committeeman Suraci reported that the Recreation Department will be offering several new programs geared to Kindergarten through 12th grade, including: Boys and Girls Volleyball for grades 6 - 8, Girls Open Gym Basketball for grades 7-12, Big Chefs for boys and girls in grades 5-8, and Young Crafters for Kindergarteners through 3rd grade. The Winter Activities Guide is available on the Parks & Recreation website and has detailed information for all programs offered. Registration can be done online.

Committeeman Suraci stated that the Hillsborough Township Christmas Tree Lighting Ceremony will be held on December 5th. The Menorah Lighting Ceremony will be held on December 16th. Details for both events will be forthcoming.

Committeeman Suraci stated that registration for the Winter Session 1 Swim Lessons has begun. Classes are offered to children ages 6 months to 7 years. The new session begins on November 17. Check the Parks & Recreation website for the full schedule and to register.

Deputy Mayor Burchette

Deputy Mayor Burchette congratulated Mayor Tomson and Committeewoman McCauley on their reelection.

Deputy Mayor Burchette announced the release of the Shop Hillsborough Mobile App. The App offers residents a convenient way to access the current list of Shop Hillsborough participating merchants from a smart phone or mobile device. There are more than 70 merchants participating in the Shop Hillsborough program.

Deputy Mayor Burchette stated that donations are being accepted for the Thanksgiving Adopt a family program in conjunction with Somerset County.

Deputy Mayor Burchette added that the Hillsborough CAN (Community Assistance Network) are accepting frozen turkeys, hams or lasagnas in the food bank for the holidays.

Deputy Mayor Burchette stated that anyone wishing to participate in the holiday program or sponsor a family/person should email the office at rooms@hillsborough-nj.org or give Social Services a call at [908-369-3880](tel:908-369-3880).

Mayor Tomson

Mayor Tomson congratulated Committeewoman McCauley on her reelection and thanked the voters of Hillsborough for their votes. The Mayor also commended his opponents for stepping forward and for their efforts.

Mayor Tomson stated that the annual reorganization meeting will be held on Thursday, January 5th 2015 at 7:00 pm. All residents are invited and refreshments will be served immediately following the meeting.

Mayor Tomson stated that Hillsborough Township hosted the 6th annual Veterans Day Ceremony and thanked all of the Veterans for attending.

Mayor Tomson reiterated Committeeman DelCore's thanks to Tom Cellilli, Jr. for his very moving words about what it means to be a veteran.

Mayor Tomson thanked Woodfern Elementary School for the invitation to their Veterans Day ceremony. The Mayor commended the teachers and students on a job well done in honoring our Country's veterans.

Mayor Tomson reminded residents that Hillsborough Township has been selected by the New Jersey Devils to participate in the MY TOWN Series, which will highlight Hillsborough's community spirit during a home Devils' game on Sunday, March 8th game against the Philadelphia Flyers. As the selected community for the game, Hillsborough Township's Police Color Guard will participate in the pre-game festivities and we will be announcing more details shortly. There will be an opportunity to purchase specially priced group tickets. Information on how to purchase tickets is in our Friday e-news.

PRESENTATIONS

- ***Recognition of Hillsborough Businesses / Organizations that have served the citizens of Hillsborough Township in excess of 25 years***

Mayor Tomson stated that the Township will continue with the Business Recognition program, recognizing Hillsborough Businesses / Organizations that have served the Citizens of Hillsborough Township for more than 25 years.

The following business was recognized: Amwell Dental Associates, Pioneer Pet Care and Somerset Valley Players.

- **Certificate of Appreciation recognizing Theresa Haantz for 2014 Salute to Veterans Video**

Mayor Tomson invited Miss Theresa Haantz to come forward to receive a certificate of recognition for her work in putting together the 2014 Salute to Veterans video from this year's Veterans Breakfast and Memorial Day Parade. This video is aired daily on Hillsborough hometown channel 29 at 8am, 1:30pm, 6pm and 11pm. It is also available on the Township website under videos. Mayor Tomson also thanked Ms. Susan Gulliford and Mr. George Marisz for the use of their photographs.

PROCLAMATIONS

- **Proclamation declaring November as National Diabetes Awareness Month**

WHEREAS, World Diabetes Day, celebrated every year on November 14th, was established by the International Diabetes Federation and the World Health Organization in 1991 with the aim of coordinating diabetes advocacy worldwide; and

WHEREAS, New Jerseyans are increasingly feeling the effects of diabetes as thousands of people suffer from the disease and many others may have diabetes and not know it; and

WHEREAS, it is estimated that one out of every three children born after the year 2000 in the United States will be directly affected by diabetes; and

WHEREAS, approximately 700,000 New Jerseyans are living with Diabetes; and

WHEREAS, Diabetes is the seventh-leading cause of death by disease in the United States; and

WHEREAS, the American Diabetes Association estimates that the total national cost of diagnosed diabetes in the United States is \$245 billion; and

WHEREAS, millions of Americans lack access to the care, treatment, and education needed to manage the disease and prevent its serious and costly complications, including heart disease, stroke, kidney failure, blindness, and lower-limb amputation; and

WHEREAS, an increase in community awareness of risk factors and symptoms related to diabetes can improve the likelihood that people with diabetes will get the attention they need before developing the disease and its devastating complications.

NOW, THEREFORE, BE IT RESOLVED, that we, the Town Committee of the Township of Hillsborough do hereby recognize all of the above and declare **November, 2014 as National Diabetes Awareness Month** and encourage all residents of the Township of Hillsborough to help fight this disease and its life-threatening complications by increasing awareness of the risk factors for diabetes, making healthy lifestyle choices, and by providing care and treatment to those suffering from diabetes.

- **Proclamation honoring the Hillsborough Middle School Soccer Team**

WHEREAS, the 2014 Hillsborough Middle School Boys Soccer A Team had a very successful season because of their hard work and dedication; and

WHEREAS, the 2014 Hillsborough Middle School Boys Soccer A Team comprised of the following young athletes: Simon Angelo, Scott Bandola, Zurab Bedoshvili, Christian Bogado, Nicholas Bogado, Cameron Bruno, Daniel Chesner, Justin Dominique, Michael

Fazio, John Gadaleta, Alfredo Gonzalez, Emilio Guerrero, John Labib, Ryan Mehrstens, Jack Renz, Matt Roteman, Nicholas Scerbo, Christian Smith, Kyle Weeks, and Justin Zinger who helped the team reach exceptional achievements; and

WHEREAS, the Hillsborough Middle Boys Soccer A Team was led by Coach Jim Smart and Assistant Coach Joseph Pidany; and

WHEREAS, the Hillsborough Middle School Boys Soccer A Team had a 13-2-2 season; and

WHEREAS, the Hillsborough Middle School Boys Soccer A Team won the title of the 2014 Central Jersey Junior Athletic League Champions.

NOW, THEREFORE, BE IT PROCLAIMED that we, the Mayor and the Township Committee of Hillsborough, do hereby commend all of the members of the 2014 Hillsborough Middle School Boys Soccer A Team, not only for the awards and championships they have won, but also for their unwavering teamwork, dedication, and sportsmanship throughout the season.

BE IT FURTHER PROCLAIMED that we, the Mayor and the Township Committee, further commend the 2014 Hillsborough Middle School Boys Soccer A Team for the honor that they have brought to themselves, their team and our community through their many achievements.

Mayor Tomson congratulated all of the proclamation recipients, businesses and organizations recognized.

NEW BUSINESS

- None

PUBLIC COMMENT ON NEW BUSINESS AND MATTERS NOT ON THE AGENDA

- None

PUBLIC HEARINGS

- None

INTRODUCTION OF NEW ORDINANCES

2014-20 An Ordinance Repealing Chapter 145 (Uniform Construction Code) Section 3 (Construction Fee Schedule) and replacing with a new Chapter 145 (Uniform Construction Code) Section 3 (Construction Fee Schedule) of the Code of the Township of Hillsborough, County of Somerset, State of New Jersey. *Further consideration of this ordinance and public hearing will be held on December 9, 2014.*

BE IT ORDAINED by the Township Committee of the Township of Hillsborough, County of Somerset, as follows:

Section 1: Chapter 145-3 of the Municipal Code of the Township of Hillsborough is hereby repealed and replaced as follows;

- A.** Waiver of construction permit surcharge and enforcing agency fees for construction to promote accessibility by disabled persons, as stated in 52:27D-126e, the "State Uniform Construction Code Act."

(1) No person shall be charged a construction permit surcharge fee or enforcing agency fee, except those fees for sub-code inspections not performed by Township employees, for any construction, reconstruction, alteration, or home improvement designed and undertaken solely to promote accessibility by disabled persons to an existing private structure, or any of the facilities contained therein.

(a) For the purposes of this section, "disabled person" means a person who has the total and permanent inability to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment, including blindness, and shall include, but not be limited to, any person who is disabled pursuant to the Federal Social Security Act (42 USC §416), or the Federal Railroad Retirement Act of 1974 (45 USC §231 et seq.), or is rated as having a 60 percent disability or higher pursuant to any federal law administered by the United States Veterans Administration. For purposes of this paragraph "blindness" means central visual acuity of 20/200 or less in the better eye with the use of correcting lenses. An eye which is accompanied by a limitation in the field of vision such that the widest diameter of the visual field subtends an angle no greater than 20 degrees shall be considered as having a central visual acuity of 20/200 or less.

B. The fee for a construction permit shall be the sum of the sub-code fees listed in Subsection B (1) through (5) hereof and shall be paid before the permit is issued. Excluded from the construction fee schedule set forth herein is any unattached structure under thirty (30) inches in height which is accessory to landscaping development on the property. For purposes of example only, not limitation, such landscaping structures may include railroad ties, rock gardens, patio pallet construction, and similar items. All Use Groups and construction classifications referenced herein are as defined by the New Jersey Uniform Construction Code.

(1) **The minimum building sub-code** fee shall be sixty dollars (\$60.00) for the R2 Use Group, seventy dollars (\$70.00) for the R3, R4, and R5 Use Groups and one hundred dollars (\$100.00) for all other use groups.

(a) New construction and additions. Fees for new construction shall be based upon the volume of the structure in cubic feet.

[1] For the following use groups, the fee shall be based on the formula of volume times \$0.045: B (Business), H (High Hazard), I-1 through I-4 (Institutional), A-1 through A-5, (Assembly), M (Mercantile), R-1 through R-5 (Residential), E (Educational).

[2] For the following use groups, the fee shall be based on the formula of volume times two and one half cents (\$0.025): S-1 through S-2 (Storage), U (Utility) and F-1 through F-2 (Factory).

[a] \$0.025 per cubic foot of volume for the first fifty thousand (50,000) cubic feet or part thereof,

[b] \$0.018 per cubic foot of volume for the second fifty thousand (50,000) cubic feet or part thereof,

- [c] \$0.014 per cubic foot of volume of the structure over one hundred thousand (100,000) cubic feet.
- [d] building sub-code Fee for commercial farm buildings, as defined by the New Jersey Uniform Construction Code, NJAC 5:23-3.2(d) 1., shall not exceed \$2,290.00.

[3] Decks and raised patios shall be charged fees per section B (1) (b) below.

- (b) Renovations, alterations, and repairs. Fees for renovations, alterations, and repairs shall be based upon the estimated cost of the work. (The applicant shall submit cost data by an architect or engineer of record, a recognized estimating firm or by contractor bid. The Department will review the construction cost for acceptability). The fees shall be as follows:

<u>If the estimated cost is between</u>	<u>The fees charged shall be</u>
\$1.00 - \$100,000.00	\$32.00 per \$1,000.00.
\$100,001.00 - \$200,000.00	\$30.00 per \$1,000.00.
\$200,001.00 - \$300,000.00	\$28.00 per \$1,000.00.
Over \$300,000.00	\$26.00 per \$1,000.

- (c) Additions and renovations, alterations or repairs. Fees for additions and renovations, alterations or repairs shall be a combination of rates set by Subsection B (l) (a) and (b) above.

- [1] All roof replacements and overlays shall have a flat fee charged of seventy dollars (\$70.00) for the R3, R4, and R5 Use Groups, and one hundred forty dollars (\$140.00) for all other Use Groups.
- [2] All siding replacements and overlays shall have a flat fee charged of seventy dollars (\$70.00) for a townhouse. A fee of sixteen dollars (\$16.00) per one thousand dollars (\$1000.00) of construction costs shall be charged for the R2 Use Group. A flat fee of one hundred forty dollars (\$140.00) shall be charged for all other Use Groups.
- [3] Radon vent systems shall be charged the minimum fee for the first vent stack, and fifty percent (50%) of the minimum fee for each additional vent stack.

- (d) Pools shall be charged fees as follows:

[1] Swimming pools, above ground.

[a] R-5 Use group: one hundred dollars (\$100.00).

[b] All other Use Groups: three hundred percent (300%) of the Minimum Fee.

- and Code, shall be
- [c] Seasonal use pools, those which are not permanent in nature are regulated by the New Jersey Uniform Construction Code, shall be charged a fee of forty dollars (\$40.00).
 - [2] Swimming pools, in-ground.
 - [a] R-5 Use Group: one hundred sixty dollars (\$160.00).
 - [b] All other Use Groups: three hundred sixty dollars (\$360.00).
 - [3] Pool Barriers.
 - [a] R-5 Use Group: eighty dollars (\$80.00).
 - [b] All other Use Groups: two hundred percent (200%) of the Minimum Fee.
 - (e) Asbestos abatement fee: Two hundred percent (200%) of the Minimum Fee.
 - [1] Certificate of occupancy fee for asbestos abatement: fifty percent (50%) of the Minimum Fee.
 - (f) Fences [over six (6) feet in height], two hundred percent (200%) of the Minimum Fee.
 - (g) Sheds as defined in the New Jersey Uniform Construction Code:
 - [1] Those not requiring a foundation system: Minimum Fee.
 - [2] Sheds with a required foundation system: two hundred percent, (200%), of the Minimum Fee.
 - (h) Temporary signs: Minimum Fee.
 - (i) Permanent signs:
 - [1] Wall or surface mounted signs: one hundred dollars (\$100.00).
 - [2] Pylon and monument signs: two hundred dollars (\$200.00).
 - (j) Demolition: flat rate, depending on building class when occupied as follows:
 - [1] Class 1: four hundred dollars (\$400.00).
 - [2] Class 2: two hundred fifty dollars (\$250.00).
 - [3] Class 3: one hundred ten dollars (\$110.00).
 - [4] Demolition of swimming pools:
 - (a) Above ground: Minimum Fee.
 - (b) In-ground: Same as established rate for Class 3 demolition.

[5] Demolition of shed: Minimum fee.

(k) Installation or erection of temporary structures, tents, tensioned membrane structures, canopies, and greenhouses, as defined in NJAC 5:23 shall be one hundred dollars (\$100.00).

(l) Buildings moved or relocated, unit rate: sixteen dollars (\$16.00) per one thousand dollars (\$1,000.0) [minimum fee: two hundred fifty dollars (\$250.00)]; unit rate times the total estimated cost of the following:

[1] New foundation

[2] All other costs necessary to complete structure

(m) Fees for retaining walls shall be as follows:

[1] The fee for a retaining wall with a surface area greater than five hundred fifty, (550), square feet that is associated with a Class 3 residential structure shall be two hundred dollars, (\$200.00).

[2] The fee for a retaining wall with a surface area of five hundred fifty, (550), square feet or less that is associated with a Class 3 residential structure shall be one hundred dollars, (\$100.00).

[3] The fee for a newly constructed retaining wall of any size at other than a Class 3 residential structure shall be based on the cost of the construction, and shall be charged fees at the same rate of B (1) (b) above.

(n) Photovoltaic systems shall be charged a flat fee of one hundred forty dollars (\$140.00) for Use Groups R3, R4, and R5. All other Use Groups shall be charged fees based on the designated kilowatt rating of each solar photovoltaic systems as follows:

[1] One to 50 kilowatts, the fee shall be two hundred sixty dollars (\$260.00).

[2] Fifty-one to 100 kilowatts, the fee shall be five hundred dollars (\$500.00).

[3] Greater than 100 kilowatts shall be seven hundred fifty dollars (\$750.00).

(2) **The minimum plumbing sub-code** fee shall be sixty dollars (\$60.00) for the R2 Use Group, seventy dollars (\$70.00) for the R3, R4, and R5 Use Groups and one hundred dollars (\$100.00) for all other use groups. All other fees shall be charged as stated below.

(a) The fee shall be twenty dollars (\$20.00) per drip pan, humidifier, whirlpool tub, combustion air, fixture, vent or stack. For the purpose of computing this fee, fixtures, vents or stacks shall include but not be limited to water closets, urinals, bidets, lavatories, sinks, showers, floor drains, washing machines, dishwashers, hose bibs, drinking fountains, indirect waste or water

connections, residential solar systems, roof drains, storm drains, leaders, sump-pumps, and conductors.

(b) The fee shall be seventy five dollars (\$75.00) per special device. For the purpose of computing this fee, special devices shall include but not be limited to sewage ejectors, commercial gas piping, commercial water conditioning equipment, grease, oil, sand or other type interceptors, backflow devices, reduced pressure backflow devices, booster pumps, commercial-industrial water heaters, heat exchangers, boilers or furnaces, air conditioning units, refrigeration systems and solar systems.

(c) The Minimum Fee shall be charged for each residential sewer, septic and water utility connection. The fee for commercial, industrial, private on-site sanitary and storm sewers and domestic water lines and combination mains shall be one hundred dollars (\$100.00) for up to and including the first one hundred feet (100'). Each additional ten feet (10') or portion thereof shall be charged an additional twenty dollars (\$20.00) per ten feet (10') or portion thereof.

- (d) The Minimum fee shall be charged for each of the following:
Furnace, residential water heater, swimming-pool water heater, water heater coil, ultraviolet system, central air conditioning, pool drains, steam shower units, and tempering valves. Gas piping, liquefied petroleum gas piping, and fuel oil piping, shall each be charged the minimum fee, and include provisions for the installation of up to four (4) appliances. For the fifth and each additional appliance, the fee shall be an additional twenty dollars, (\$20.00).
- (e) Hot water and steam boilers:
One hundred sixty dollars (\$160.00) shall be charged for each new or replacement complete hot water and steam boiler system installation, consisting of a boiler, backflow preventer, temperature mixing valve control, domestic hot water coil or external water maker coil unit and tank, combustion air, or any combination thereof.
- (f) The Minimum Fee shall be charged for single-boiler hydronic piping for the R-5 use Group. For all other Use Groups, the Minimum Fee shall be charged per floor of each structure.
- (g) The Minimum Fee shall be charged per unit for commercial-industrial refrigeration piping.
- (h) Non-residential water heaters shall be charged a flat fee of \$80.00 each.

(3) Mechanical sub-code fees, which are only applicable to the R3, R4, and R5 Use Groups, shall be seventy dollars (\$70.00) minimum, and shall otherwise be charged as follows:

- (a) The fee for the replacement of an individual Mechanical device shall be the minimum fee for the first device, and fifty percent (50%) of the minimum fee for each additional device, and shall include inspection for required combustion air.

- (b) No separate fee shall be charged for gas, fuel oil, or water piping connections associated with the mechanical equipment inspected.
- (c) A flat fee of one hundred forty dollars (\$140.00) shall be charged for each new or replacement complete HVAC system installation, consisting of a furnace, compressor, a-coil, drip pan, condensate pump or discharge line, humidifier, combustion air, or any combination thereof.

(4) The minimum electrical sub-code fee shall be sixty dollars (\$60.00) for the R2 Use Group, seventy dollars (\$70.00) for the R3, R4, and R5 Use Groups and one hundred dollars (\$100.00) for all other use groups. All other fees shall be charged as stated below.

(a) Electrical fixtures and devices;

- [1] From one (1) to ten (10) receptacles, fixtures or switches: Minimum fee.
- [2] Each additional twenty (20) receptacles, fixtures or switches or portion thereof: fifty percent (50%) of the minimum fee.
- [3] For the purpose of computing this fee, receptacles, fixtures or switches shall include lighting outlets, smoke detectors, heat detectors, fluorescent fixtures and receptacles, intercom devices, burglar alarm detectors, thermostats, CRT (Cathode ray terminal) outlets and any similar device or motor of one (1) horsepower or one (1) kilowatt or less.

(b) Motors.

Size (horsepower)	Fee for each
1.1 to 10	Twenty dollars
10.1 to 50	Minimum Fee
50.1 to 100	Two hundred percent (200%) of the Minimum Fee
100.1 to 500	\$330.00
Over 500	\$330.00 plus \$120.00 for each additional 100 horsepower over 500 horsepower

(c) Electrical devices, transformers and generators.

Size (kilowatts)	Fee for each
1.1 to 10	Fifty percent (50%) of the Minimum Fee
10.1 to 50	Eighty dollars (\$80.00)
50.1 to 100	Two hundred percent (200%) of the Minimum Fee
100.1 to 500	\$330.00
Over 500	\$330.00 plus \$120.00 for each additional 100 kilowatts over 500 kilowatts

(d) For the purpose of computing this fee, typical electric device sizes are listed below, and the proper kilowatt rating must be noted on the application so that the proper fee can be assessed. This typical list is not all-inclusive.

- [1] Dishwasher: one and two-tenths (1.2) kilowatts.
- [2] Hot-water heater: four and five-tenths (4.5) kilowatts.
- [3] Electric dryer: five (5) kilowatts.
- [4] Apartment-sized range: eight (8) kilowatts.
- [5] Electric baseboard heat: two hundred fifty (250) watts per foot.
- [6] Alarm master unit.
- [7] Intercom master unit.
- [8] All others: apply kilowatt schedule.

(f) Low-voltage service equipment, including service panels, sub-panels, and service entrances.

Size (amperes)	Fee
Under 200	Eighty dollars (\$80.00)
200	\$160.00
Over 200 to 800	Two hundred dollars (\$200.00)

Size (amperes)	Fee
800.01 to 2,000	\$330.00
Over 2,000	\$330.00 plus \$120.00 for each additional 500 amperes over 2,000 amperes

(g) High-voltage service [over six hundred (600) volts] five hundred fifty dollars (\$550.00).

(i) Construction temporary pole service including up to ten (10) receptacles: two hundred percent (200%) of the Minimum Fee.

(j) Air conditioners: apply motor schedule.

(k) Pools:

[1] Above ground pools:

(a) R-5 Use Group: one hundred twenty dollars (\$120.00)

(b) All other Use Groups: two hundred percent (200%) of the Minimum Fee.

[2] In-ground pools:

(a) R-5 Use Group: one hundred eighty dollars (\$180.00).

(b) All other Use Groups: three hundred percent (300%) of the Minimum Fee.

[3] For pump, bonding and convenience outlet, subpanels, lights, sweepers, etc: extra at published rates.

[4] Annual pool inspection-commercial pools: two hundred dollars (\$200.00).

(l) Trailer connections: Minimum Fee.

(m) Photovoltaic Systems: The fee shall be based on the designated kilowatt rating of each solar photovoltaic system as follows:

[1] One to 50 kilowatts, the fee shall be one hundred forty dollars (\$140.00).

[2] Fifty-one to 100 kilowatts, the fee shall be two hundred sixty dollars (\$260.00).

[3] Greater than 100 kilowatts shall be five hundred dollars (\$500.00).

(5) The minimum Fire Sub-code fee shall be sixty dollars (\$60.00) for the R2 Use Group, seventy dollars (\$70.00) for the R3, R4, and R5 Use Groups and one hundred dollars (\$100.00) for all other use groups. All other fees shall be charged as stated below.

(a) Sprinkler heads.

Number of Heads	Fee
1 to 5	Minimum fee
6 to 20	One hundred twenty dollars (\$120.00)
21 to 100	Two hundred dollars (\$200.00)
101 to 200	\$250.00
201 to 400	\$625.00
401 to 1,000	\$850.00
1,001 to 1,400	\$1,100.00
1,401 to 1,800	\$1350.00
Over 1,800	\$1600.00

(b) Standpipes Systems-each riser: three hundred dollars (\$300.00) each.

(c) Sprinkler valves:

[1] Alarm valve \$100.00 each

[2] Dry pipe valve \$200.00 each

[3] Pre-action valve \$200.00 each

(d) Fire Pumps Three hundred dollars (\$300.00).

(e) Each Private Fire Hydrant: \$100.00

(f) Installation of Freestanding fire department connection \$200.00

(g) Underground fire service main shall be one hundred dollars (\$100.00) for up to and including the first one hundred feet (100'). Each additional ten feet (10') or portion thereof shall be charged an additional twenty dollars (\$20.00) per ten feet (10') or portion thereof.

(h) Fire Alarms:

(1) Alarm, Supervisory, Monitoring Modules, and Signaling Devices:

<u>Use Group</u>	<u>Fee (per device)</u>
R-5	\$5.00
All others	\$10.00

(2) Control Panels: Two hundred dollars (\$200.00) each.

(3) Booster Panels: One hundred dollars (\$100.00) each.

(i) Pre-engineered systems; Wet Chemical, FM-200, Carbon Dioxide, Inergen, Foam Systems: two hundred dollars (\$200.00) each.

(j) Smoke control systems: Five hundred dollars (\$500.00).

(k) Heat producing devices, chimneys and generators:
The Minimum Fee shall be charged for each of the following: Prefabricated fireplaces, fireplace inserts, solid fuel stoves, pellet stoves, furnaces, metal chimneys, chimney liners and generators.

(l) Commercial kitchen exhaust system and hazardous exhaust systems: Three hundred fifty dollars, (\$350.00), each.

(m) Installation of fuel storage tanks.

[1] Use Group R-5: Minimum fee each.

[2] All other Use Groups: one hundred twenty dollars (\$120.00)

each.

- (n) Installation of Underground water storage tanks: Two hundred fifty dollars, (\$250.00), each.
- (o) Removal of underground storage tanks shall be charged fees as follows:
 - [1] Eighty dollars (\$80.00) each for the R5 Use Groups.
 - [2] Two hundred twenty dollars, (\$220.00), each for all other Use Groups.
- (p) Removal of above ground storage tanks shall be charged fees as follows:
 - [1] Minimum fee each for the R3, R4, and R5 Use Groups.
 - [2] One hundred dollars, (\$100.00), each for all other Use Groups.

(6) Elevator Sub code fee.

The initial registration fee for each elevator device in any structure that is not in Use Group R-5 shall be fifty dollars (\$50.00). A re-registration fee of fifty dollars (\$50.00) shall be required for each structure containing one (1) or more elevator devices upon change of ownership.

- (a) Fees for witnessing acceptance tests and performing inspections shall be as follows:
 - [1] The basic fees for elevator devices in structures not in Use Group R-5 shall be as follows:

Type of Elevator	Fee
Traction and winding-drum elevators:	
1 to 10 floors	\$225.00
Over 10 floors	\$375.00
Hydraulic elevators	\$200.00
Roped hydraulic elevators	\$225.00
Escalators and moving walks	\$200.00
Dumbwaiters (platform lifts)	\$50.00
Chairlifts, stairway chairlifts, inclined and vertical wheelchair lifts and manlifts	\$50.00

- [2] Additional charges for devices equipped with the following features shall be as follows:

Type of Feature	Fee
Oil buffers (charge per oil buffer)	\$40.00
Counterweight governor and safeties	\$100.00
Auxiliary power generators	\$75.00
[3] The fee for elevator devices in structures in Use Group R-5 shall be one hundred fifty dollars (\$150.00). This fee shall be waived when signed statements and supporting inspection and acceptance test reports are filed by an approved qualified agent or agency in accordance with N.J.A.C. 5:23-2.19 and 5:23-2.20.	
[4] The fee for witnessing acceptance tests of and performing inspections of alterations shall be fifty dollars (\$50.00).	
(b) The fees for routine and periodic tests and inspections for elevator devices in structures not in Use Group R-5 shall be as follows:	
[1] The fee for the six-(6) month (periodic) routine inspection of elevator devices shall be as follows:	

Type of Elevator	Fee
Traction and winding drum elevators:	
1 to 10 floors	\$140.00
Over 10 floors	\$180.00
Hydraulic elevators	\$100.00
Roped hydraulic elevators	\$140.00
Escalators and moving walks	\$140.00
[2] The fee for the one (1) year periodic inspection and witnessing of tests of elevator devices, which shall include a six (6) month routine inspection, shall be:	

Type of Elevator	Fee
Traction and winding drum elevators:	
1 to 10 floors	\$200.00
Over 10 floors	\$240.00
Hydraulic elevators	\$150.00
Roped hydraulic elevators	\$200.00

Escalators and moving walks	\$320.00
Dumbwaiters (chairlifts)	\$80.00
Inclined and vertical wheelchair lifts	\$120.00

[3] Additional yearly periodic inspection charges for elevator devices equipped with the following features shall be as follows:

Type of Feature	Fee
Oil buffers (charge per oil buffer)	\$40.00
Counterweight governor and safeties	\$80.00
Auxiliary power generators	\$50.00

[4] The fee for the three-(3) year or five-(5) year inspection of elevator devices shall be as follows:

Type of Elevator	Fee
Traction and winding drum elevators:	
1 to 10 floors (5-year inspection)	\$340.00
Over 10 floors (5-year inspection)	\$380.00
Hydraulic and roped hydraulic elevators (3-year inspection)	\$250.00
Hydraulic and roped hydraulic elevators (5-year inspection)	\$150.00

(c) The fees set forth in Subsection A(5)(b) above shall be paid annually in accordance with the following schedule, which is based on the average of the fees to be collected over a five (5) year period:

[1] Basic annual fees shall be as follows:

Type of Elevator	Fee
Traction and winding drum elevators:	
1 to 10 floors	\$370.00
Over 10 floors	\$450.00
Hydraulic elevators	\$270.00
Roped hydraulic elevators	\$300.00

Escalators and moving walks	\$460.00
Dumbwaiters (platform lifts)	\$80.00
Chairlifts, stairway chairlifts, inclined and vertical wheelchair lifts and manlifts	\$120.00

[2] Additional charges for devices equipped with the following features as follows:

Type of Feature	Fee
Oil buffers (charge per oil buffer)	\$40.00
Counterweight governor and safeties	\$80.00
Auxiliary power generators	\$50.00

(d) An administrative fee of fifteen percent (15%) will also be charged to each elevator permit issued, when there is third party enforcement agency involvement.

C. The fee for plan review shall be five percent (5%) of the amount to be charged for the construction permit and shall be paid before the plans are reviewed.

D. The fee for review of any amendment or change to a plan that has already been released, shall be charged at a rate of forty dollars (\$40.00), per one-half hour, per sub-code. Fees shall be rounded to the nearest one-half hour. A minimum fee of forty dollars (\$40.00) shall be charged.

E. Variation fees shall be charged as per the building class of the structure as follows:

(1) Class 1: Three hundred fifty dollars (\$350.00).

(2) Class 2: Two hundred twenty five dollars (\$225.00).

(3) Class 3: One hundred dollars (\$100.00).

(4) Re-submission of a variation shall be charged fifty percent, (50%), of the original fee.

F. The fees for Certificates of Occupancy shall be as follows:

(1) Certificate of Occupancy. The fee shall be in the amount of ten percent (10%) of the new construction permit fee. The minimum shall be one hundred twenty dollars, (\$120.00), except for one (1) and two (2) family dwellings (R-5) wherein the minimum fee shall be sixty dollars (\$60.00). This shall apply whether the Certificate of Occupancy is temporary or permanent in nature.

- (2) Temporary Certificate of Occupancy: The fee for Temporary Certificate of Occupancy or extensions shall not exceed \$30. There shall be no fee charged for the first issuance of a Temporary Certificate of Occupancy, provided the Certificate of Occupancy fee is paid at that time.
- (3) (a) The fee for a Certificate of Continued Occupancy shall be two hundred dollars (\$200.00), and shall be required for all changes in occupancy of non-residential Use Groups.

(b) A Certificate of Continued Occupancy issued for a finished basement in a residential Use Group, in which work was completed prior to the issuance of a construction permit, shall be charged a flat fee of four hundred dollars (\$400.00).
- (4) The fee for a Certificate of Occupancy granted to a change of use shall be two hundred dollars (\$200.00).
- (5) Occupancy Placards: No fee for the first issuance. Fees for a replacement shall be charged the same as those for a Temporary Certificate of Occupancy as stated in F(2) above.
- (6) The fee for a certificate of compliance for hazardous equipment maintained or installed in accordance with the New Jersey Uniform Construction Code, delineating the approval period, shall be one hundred dollars (\$100.00).

G. Limited certificates of approval.

- (1) Limitations. Equipment herein below listed, having been determined to create a significant potential for hazard to public health and safety, shall be granted a certificate of approval by the appropriate subcode official or other approved agency for the duration specified herein:
 - (a) Elevators, six (6) months: twenty-six dollars (\$26.00).
 - (b) Platform lifts, six (6) months: twenty-five dollars (\$25.00).
 - (c) Dumbwaiters, twelve (12) months: twenty-five dollars (\$25.00).
 - (d) High-pressure boilers, twelve (12) months: as provided by the state.
 - (e) Refrigeration systems, twelve (12) months: as provided by the state.
 - (f) Pressure vessels, twelve (12) months: as provided by the state.
 - (g) Cross-connections/Backflow preventers (Backflow Preventers Equipped with Test Ports only), twelve (12) months: fifty dollars (\$50.00) for each four (4) Backflow Preventers included in the report provided.
- (2) Such equipment shall be periodically reinspected or tested in accordance with the provisions of the regulations prior to the expiration of such certificate of approval and any violations corrected before a new certificate may be issued.

- (3) No such system or assembly shall continue in operation unless a valid certificate of approval has been reissued. It shall be a violation of the regulations for an owner to fail to provide for such periodic inspection and testing.
- (4) Revocation: the enforcing agency may revoke a certificate of occupancy whenever a condition of a certificate has been violated.
- (5) Time limit. The provisions of the regulations do not preclude periodic certification pursuant to other applicable laws or ordinances.

H. Lapsed permits. The fee for the reinstatement of a lapsed permit, for which no changes are made or required by mandated code changes, shall be fifty percent, (50%), of the original lapsed permit fee.

I. No refunds will be given for inactive permits. Active permits fees may be refunded, in compliance with N.J.A.C. 5:23-2.27 and N.J.A.C 5:23-4.23.

J. State of New Jersey permit fees.

- (1) In order to provide for the training, certification and technical support programs required by the Uniform Construction Code Act, the enforcing agency, including the Department when acting as the local agency, shall collect a surcharge fee of \$0.00371 per cubic foot of volume of new construction. The fee for all other construction shall be \$1.90 per one thousand dollars (\$1,000.00) of value of construction. The minimum permit surcharge fee shall be \$1.00. Said surcharge fee shall be remitted to the Bureau of Housing Inspection, Department of Community Affairs, on a quarterly basis for the fiscal quarters ending March 31, June 30, September 30 and December 31 and not later than one (1) month next succeeding the end of the quarter for which it is due.
- (2) The enforcing agency shall report annually at the end of each state fiscal year to the Bureau of Housing Inspection, and not later than July 31, the total amount of the surcharge fee collected in the fiscal year. In the fiscal year in which the regulations first become effective, said report shall be for the third and fourth (state fiscal year) quarters.

K. Annual permits. The fee to be charged for an annual construction permit shall be charged annually. This fee shall be a flat fee based on the number of maintenance workers who are employed by the facility and who are primarily engaged in work that is governed by a subcode. Managers, engineers and clericals shall not be considered maintenance workers for the purpose of establishing the annual construction permit fee. Annual permits may be issued for building, fire protection, electrical and plumbing. Fees shall be as follows:

- (1) One (1) to twenty-five (25) workers (including foreman): six hundred eighteen dollars (\$618.00) per worker; each additional worker over twenty-five (25): two hundred fifteen dollars (\$215.00) per worker.

(2) Prior to the issuance of the annual permit, a training registration fee of one hundred thirty dollars (\$130.00) per subcode shall be submitted by the applicant to the Department of Community Affairs, Construction

Code Element, Training Section, along with a copy of the construction permit (Form F-170A). Checks shall be made payable to "Treasurer, State of New Jersey."

- L. Hourly charges and fees for development-wide inspection of homes after issuance of a Certificate of Occupancy shall be in such amount as may be reasonable and necessary in order to ascertain whether a violation exists or to verify that any work performed has abated the violation.

(1) The hourly charge shall be the same as the hourly rate set forth in section D above, times the number of hours spent by the code officials in determining whether a violation exists or verifying that any work performed has abated the violations.

- M. All penalty monies shall be collected under penalty provision of the UCC. All penalties collected shall be retained by the Building Department and shall be placed in a special trust fund to be applied to the cost of the department for training, education, technical support programs, certification, new equipment and transportation. An independent fund shall be set up and retained by the Director of Finance to be the Trustee of this account.
- N. The Construction Official shall, with the advice of the Subcode Officials, prepare and submit to the Township Committee, biannually, a report recommending a fee schedule based on the operating expenses of the agency and any other expenses of the municipality fairly attributable to the enforcement of the State Uniform Construction Code Act.

Section 2: If any section or provision of this Ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 3: The Ordinance shall take effect upon its adoption, passage and publication according to law.

Mayor Tomson stated that the proposed changes in this ordinance are a language clarification required by the Bureau of Regulatory Affairs.

Deputy Mayor Burchette moved that the aforesaid Ordinance be passed on first reading and that the Ordinance be further considered at a public hearing held on December 9, 2014 at 7:30 p.m. Said motion was seconded by Committeeman Suraci and unanimously approved upon call of the roll.

CONSIDERATIONS

1. **RESOLUTION OF THE TOWNSHIP OF HILLSBOROUGH REFERRING PROPOSED AREA IN NEED OF REHABILITATION RESOLUTION TO THE PLANNING BOARD FOR CONSIDERATION IN ACCORDANCE WITH N.J.S.A. 40A:12A-14(A).**

WHEREAS, the Hillsborough Township Committee undertook a preliminary investigation as to whether the study area comprised of the properties identified on the official tax map of Hillsborough Township as Block 163.05, Lots 101, 102, 103, 104 and 105 (the "Study Area") is an area in need of rehabilitation as such term is defined within the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the 'LRHL'); and

WHEREAS, as part of this preliminary investigation, the Township's planning consultant, CME Associates, issued an area in need of rehabilitation study analyzing the Study Area and recommending that the Township Committee determine that the Study Area is an area in need of rehabilitation pursuant to the LRHL; and

WHEREAS, N.J.S.A. 40A:12A-14(a) requires that prior to the adoption of a resolution by the governing body determining that an area is an area in need of rehabilitation under the LRHL, the governing body must first submit the proposed resolution to the municipal planning board for its consideration and recommendations; and

WHEREAS, the Township Committee wishes to submit the proposed area in need of rehabilitation resolution for the Study Area to the Township Planning Board for its consideration and recommendations in accordance with N.J.S.A. 40A:12A-14(a) of the LRHL.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that the Township Clerk is hereby directed to transmit the area in need of rehabilitation study prepared by CME Associates and the proposed area in need of rehabilitation resolution for the Study Area to the Township Planning Board for its consideration and recommendations in accordance with N.J.S.A. 40A:12A-14(a) of the LRHL.

Mayor Tomson stated that this resolution is being referred to the Planning Board for the area in need of rehabilitation for their consideration and recommendation.

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

Jim Bergstrom, 78 Wertsville Rd., asked where the property is located.

Mayor Tomson responded that the property is located on Amwell Rd., across from the sign for Ann Van Middlesworth Park.

Mayor Tomson added that, as part of the process for Council on Affordable Housing (COAH) credit, in order to get the appropriate number of units approved by COAH it must be placed in an area needing rehabilitation, being sent to the planning board for them to properly vet before it comes back to the Township Committee.

Mr. Bergstrom asked if the same property was being discussed in the next resolution.

Mayor Tomson replied that it is the same property.

Mr. Bergstrom asked if it will involve rezoning.

Mayor Tomson replied that it will not involve rezoning.

Township Attorney, William Willard, added that a study is being conducted by CME Associates to determine if the property is in need of rehabilitation. A preliminary study was prepared and is now being brought before the Planning Board. If the Planning Board is in agreement with the results of the study, the Township Committee intends to move ahead with the resolution for rehabilitation. After that, a development plan will have to be created. This will go towards satisfying the townships COAH obligations.

Committeeman DelCore stated that this property is one of the properties identified areas in the Township's COAH development plan. This is one of the steps in the process to get to the development plan.

2. RESOLUTION OF THE TOWNSHIP OF HILLSBOROUGH REFERRING REDEVELOPMENT PLAN TO TOWNSHIP PLANNING BOARD FOR CONSIDERATION IN ACCORDANCE WITH N.J.S.A 40A:12A-7(E).

WHEREAS, the Hillsborough Township Committee undertook a preliminary investigation as to whether the study area comprised of the properties identified on the official tax map of Hillsborough Township as Block 163.05, Lots 101, 102, 103, 104 and 105 (the "Study Area") is an area in need of rehabilitation as such term is defined within the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the 'LRHL'); and

WHEREAS, as part of this preliminary investigation, the Township's planning consultant, CME Associates, issued an area in need of rehabilitation study analyzing the Study Area and recommending that the Township Committee determine that the Study Area is an area in need of rehabilitation pursuant to the LRHL; and

WHEREAS, CME Associates also prepared a proposed redevelopment plan for the Study Area; and

WHEREAS, N.J.S.A. 40A:12A-7(e) of the LRHL provides that prior to the adoption of a redevelopment plan, the proposed redevelopment plan shall be referred by the municipal governing body to the municipal planning board so that the planning board may prepare a report identifying any provisions of the proposed redevelopment plan that are inconsistent with the master plan and recommendations concerning those inconsistencies and any other matters that the planning board deems appropriate; and

WHEREAS, the Township Committee wishes to refer the proposed redevelopment plan for the Study Area to the Township Planning Board for its consideration and recommendations in accordance with N.J.S.A. 40A:12A-7(e).

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that the Township Clerk is hereby directed to transmit the proposed redevelopment plan for the Study Area attached hereto to the Township Planning Board for its consideration and recommendations in accordance with N.J.S.A. 40A:12A-7(e) of the LRHL.

Mayor Tomson stated that this resolution will be referred to the Planning Board so that the Planning Board may prepare a report identifying any provisions of the proposed redevelopment plan that are inconsistent with the master plan and recommendations concerning those inconsistencies and any other matters that the Planning Board deems appropriate.

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

3. RESOLUTION APPROVING 2014 BUDGET TRANSFERS.

WHEREAS, N.J.S.A. 40A:4-58 allows for appropriation transfers during the last 2 months of a budget fiscal year when there is a need for these transfers; and

WHEREAS, there is a need to do appropriation transfers between appropriations in the 2014 Municipal Budget;

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough that the Chief Finance Officer be authorized to make transfers between the following appropriations in the 2014 Budget:

TO:	Snow Removal	OE	769	71,500.00
	TOTAL			71,500.00
FROM:	Engineering	OE	715	15,000.00
	Planning	OE	720	15,000.00
	Annual CleanUp	OE	775	30,000.00
	Blood Borne Pathogens	OE	786	1,500.00
	Wildlife Management	OE	789	6,500.00
	Gypsy Moth Spraying	OE	790	3,500.00
	TOTAL			71,500.00

Mayor Tomson stated that budget transfers are only permitted in the last 2 months of the fiscal year or in the first 3 months of the new fiscal year. This resolution transfers funds within budget line items to fund appropriations where we have incurred expenditures greater than anticipated.

Committeeman DelCore added that this resolution does not increase the overall budget.

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

4. RESOLUTION AUTHORIZING ADJUSTMENTS IN THE AMOUNT NOT TO EXCEED OF VARIOUS PROFESSIONAL SERVICES CONTRACTS FOR THE YEAR 2014.

WHEREAS, on January 2, 2014, as a result of the fair and open procurement process, N.J.S.A. 19:44A-20.4-5 et seq., a contract for "Professional Services" was awarded to DiFrancesco, Bateman, Coley, Yospin, Kunzman, Lehrer, and Flaum, P.C., as Township Attorney in an amount not to exceed \$50,000.00 for the year 2014; and

WHEREAS, there is now the necessity for authorization of increasing this amount by an additional \$20,000.00 for legal services provided by the Township Attorney for 2014; and

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

WHEREAS, on January 2, 2014, as a result of the fair and open procurement process, N.J.S.A. 19:44A-20.4-5 et seq., a contract for "Professional Services" was awarded to Eric M. Bernstein and Associates as Labor Attorney in an amount not to exceed \$50,000.00 for the year 2014; and

WHEREAS, there is now the necessity for authorization of increasing this amount by an additional \$50,000.00 for legal services provided by the Labor Attorney for 2014; and

WHEREAS, funds are available and have been certified as such by the Chief Finance Officer and 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 as follows:

1. That DiFrancesco, Bateman, Coley, Yospin, Kunzman, Lehrer, and Flaum, P.C., is authorized to perform professional services as Township Attorney through December 31, 2014, in an additional amount not to exceed \$20,000.00.
2. That Eric M. Bernstein and Associates is authorized to perform professional services as Labor Attorney through December 31, 2014, in an additional amount not to exceed \$50,000.00.

Mayor Tomson stated that this resolution authorizes the adjustments required to complete our legal obligations through 2014.

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

5. RESOLUTION AUTHORIZING THE HIRING OF ANTHONY MENAFRO, TO FILL A VACANCY IN THE HILLSBOROUGH TOWNSHIP'S BUILDING DEPARTMENT FOR THE FULL-TIME POSITION OF PLUMBING SUBCODE OFFICIAL, EFFECTIVE NOVEMBER 17, 2014, AT A SALARY OF \$75,000 PER YEAR

WHEREAS, there exists a vacancy in the Hillsborough Township Building Department for the position of full-time Plumbing Subcode Official; and

WHEREAS, the Construction Official recommends the hiring of Anthony Menafro to the position of Plumbing Subcode Official, effective November 17, 2014, at a salary of \$75,000 per year.

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 Construction Official is hereby authorized and approved.

Mayor Tomson stated that there exists a vacancy in the position of Plumbing subcode official in the Building Department. Mr. Menafro has been recommended to fill this position.

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

6. RESOLUTION OF THE TOWNSHIP OF HILLSBOROUGH DIRECTING THE UNDERTAKING OF A CONTINUING DISCLOSURE REVIEW AND AUTHORIZING PARTICIPATION IN THE MUNICIPALITIES CONTINUING DISCLOSURE COOPERATION INITIATIVE OF THE DIVISION OF ENFORCEMENT OF THE U.S. SECURITIES AND EXCHANGE COMMISSION

WHEREAS, the Township of Hillsborough (the "Township") has entered into continuing disclosure certificate(s) and/or agreement(s) in connection with certain of its prior bond and/or note issuance(s) (the "Prior Issuances"), agreeing to file certain financial information and operating data and/or certain enumerated event notices with the former nationally recognized municipal securities information repositories or the Municipal Securities Rulemaking Board (the "MSRB") pursuant to the provisions of Rule 15c2-12 of the Securities Exchange Act of 1934, as amended (the "Rule"); and

WHEREAS, the Township has made certain representations regarding its continuing disclosures in bond and note offering documents in connection with its Prior Issuances; and

WHEREAS, in response to widespread concerns that many municipal issuers have not been complying with their obligations to file continuing disclosure documents under the Rule, and furthermore have made false representations and/or misstatements concerning compliance in bond and note offering documents, the Division of Enforcement (the "Division") of the U.S. Securities and Exchange Commission (the "Commission") has set forth its Municipalities Continuing Disclosure Cooperation Initiative (the "MCDC Initiative"), attached hereto as Exhibit A, whereby the Commission will recommend favorable settlement terms to municipal issuers involved in the offer or sale of municipal securities, as well as underwriters of such offerings, if they self report to the Division possible violations involving materially inaccurate statements in bond and note offering documents relating to prior compliance with continuing disclosure obligations pursuant to the Rule; and

WHEREAS, pursuant the Local Finance Notice 2014-9, attached hereto as Exhibit B, the Director of the Local Finance Board, Division of Local Government Services of the Department of Community Affairs of the State of New Jersey, has recommended the undertaking of a Review (as hereinafter defined) by all municipal issuers and participation in the MCDC Initiative, where appropriate, as determined by the facts of each Review (the "LFB Recommendation");

NOW, THEREFORE, IN CONNECTION WITH THE LFB RECOMMENDATION, BE IT RESOLVED BY THE TOWNSHIP, as follows:

Section 1. The Township, through its Chief Financial Officer or through the engagement of a third-party disclosure-dissemination agent, is hereby directed to conduct a continuing disclosure review of its prior continuing disclosure undertakings (the "Review"), and the Township hereby ratifies any such previously conducted Review. Such Review shall include, but is not limited to, a historical review of the Township's continuing disclosure obligations and filings in connection with its Prior Issuances that are presently outstanding and which are no longer outstanding but, as of the date five years prior to the date of submission of the Questionnaire (as hereinafter defined), were

outstanding; and the undertaking, at any time, of any applicable remedial filings with the MSRB deemed necessary for compliance with its continuing disclosure obligations.

Section 2. The Township, through its Chief Financial Officer, is hereby authorized to participate in the MCDC Initiative, if in the discretion of the Chief Financial Officer after consultation with Township officials, it is determined that the Township may have made materially inaccurate statements in its bond and note offering documents relating to prior compliance with continuing disclosure obligations pursuant to the Rule in connection with its Prior Issuances issued during the period beginning five years prior to the date of submission of the Questionnaire.

Section 3. The Chief Financial Officer of the Township is hereby authorized to execute and deliver any and all documents and instruments, including the Municipalities Continuing Disclosure Cooperation Initiative Questionnaire for Self-Reporting Entities contained in the MCDC Initiative (the "Questionnaire"), and to do and cause to be done any and all acts and things necessary or proper for participating in the MCDC Initiative and all related transactions, including the Review, contemplated by this resolution.

Section 4. All resolutions or proceedings, or parts thereof, in conflict with the provisions of this resolution are to the extent of such conflict hereby repealed.

Section 5. This resolution shall become effective in accordance with applicable law.

Mayor Tomson stated that as a result of new SEC regulations related to financial disclosure requirements regarding outstanding bonds and other securities, this resolution authorizes the CFO to act on behalf of the Township to ensure compliance.

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

7. RESOLUTION AUTHORIZING THE HIRING OF APRIL LAPUTKA, AS A PART-TIME FLOATER FOR THE TOWNSHIP OF HILLSBOROUGH, AT \$14.50 AN HOUR NOT TO EXCEED 29 HOURS PER WEEK, EFFECTIVE NOVEMBER 12, 2014

WHEREAS, there is the need for a part time floater for the Township of Hillsborough; and

WHEREAS, the Administrator recommends the appointment of April Laputka to the position of part time floater for the Township of Hillsborough at an hourly rate of \$14.50 per hour, not to exceed 29 hours per week.

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

Mayor Tomson stated that there exists a vacancy in the position of part-time floater for the Township. Ms. Laputka has been interviewed and has been recommended by the Township Administrator to fill this part-time, vacancy, on an as needed basis.

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

CONSENT

1. RESOLUTION AUTHORIZING THE TRANSFER OF EARNED AMOUNTS OF \$18,408.04 FROM THE SUBDIVISION AND SITE PLAN ENGINEERING TRUST ACCOUNTS TO THE TREASURER’S ACCOUNT.

WHEREAS, in accordance with the following summary of accrued Engineering charges related to various indicated projects, a total of \$18,408.04 should be transferred from Engineering inspection escrow accounts into the Treasurer’s Account as indicated; and

WHEREAS, each of the project line items has been verified against the Treasurer’s Office account records through October 31, 2014, to ensure that sufficient funds are available for these transfers of unanticipated revenues.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that a total of \$18,408.04 is to be transferred from the Engineering Escrow Accounts into the Treasurers Account.

Client	Number	Transfer Amount
Belle Mead Tire	608	-1,823.76
Accredited Dermatology	594	-286.80
Alan Daniel Rd Open 2014-40	616	-45.42
CC @ Belle Mead	579	-150.12
Colonial Square at Belle Mead	323	-1,096.26
Country Classics - 4B	589	-2,266.88
Country Classics - 4C	612	-3,112.20
Gateway @ Sunnymede	472	-719.86
Green Village	607	-2,405.78
Hidden Brook Estates	603	-578.56
JK Design	382	-441.12
PLEABEAZIN	477	-4,435.82
Roycebrook Meadows	489	-225.18
South Branch Estates	613	-695.18
WISEMAN (HILLS. REALTY)	495	-125.10
Grand Total		\$-18,408.04

2. RESOLUTION APPROVING THE APPLICATION FOR A CARNIVAL LICENSE FOR THE VIRGINIA MCGRATH ON BEHALF OF GIGI’S PLAYHOUSE FOR AN EVENT TO BE HELD ON NOVEMBER 15, 2014.

WHEREAS, an application for a Carnival License has been filed by Virginia McGrath on behalf of GiGi’s Playhouse for an event held on November 15, 2014; and

WHEREAS, the submitted application is complete.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that it hereby ratifies and confirms the application for Virginia McGrath on behalf of GiGi's Playhouse for an event held on November 15, 2014.

3. RESOLUTION APPROVING FIRE HYDRANT INSTALLATION AT THE GSA DEPOT PARK - PHASE I.

WHEREAS, New Jersey American Water Company is proposing to install a total of seven (7) fire hydrants at the GSA Depot Park - Phase I; and

WHEREAS, the Fire Official has determined that the installation of the seven (7) fire hydrants is required to properly serve this project; and

WHEREAS, four (4) of the fire hydrants will be public with the annual fee to be paid by the Township; and

WHEREAS, three (3) of the fire hydrants are private to be paid by the Somerset County Improvement Authority.

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

1) The installation of seven (7) fire hydrants at the GSA Depot Park - Phase I, with four (4) of the fire hydrants to be public and paid for by the Township and three (3) of the fire hydrants to be private and paid by the Somerset County Improvement Authority, is hereby approved; and

2) The Mayor and Township Clerk are hereby authorized to execute a Public Hydrant Authorization Form consistent with this Resolution.

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

CLAIMS LISTS

Mayor Tomson presented Claims Lists 2014-21.

Upon motion by Deputy Mayor Burchette, seconded by Committeewoman McCauley, Claims List 2014-21 was unanimously approved upon call of the roll.

ADJOURNMENT

Upon motion by Deputy Mayor Burchette, seconded by Committeeman Suraci, the meeting duly adjourned at 8:56p.m. Said motion was carried unanimously upon voice vote.

Attested:

Pamela Borek
Township Clerk