

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 Suraci, Deputy Mayor Greg Burchette, and Mayor Doug Tomson. Also in attendance were Township Administrator Anthony Ferrera, Township Clerk Pamela Borek, and Township Attorney Eric Bernstein.

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. September 8, 2015.

APPROVAL OF MINUTES

- *Approval of the April 14, 2015 Executive Session Meeting Minutes*

Upon a motion by Deputy Mayor Burchette, seconded by Committeewoman McCauley, the minutes of the April 14, 2015 Executive Session were approved upon the call of the roll. Committeeman Suraci abstained.

- *Approval of the August 11, 2015 Regular Session Meeting Minutes*

Upon a motion by Committeeman DelCore, seconded by Committeeman Suraci, the minutes of the August 11, 2015 Regular Session were approved upon the call of the roll.

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

Committeeman DelCore

Committeeman DelCore noted that the Economic & Business Development Center (EBDC) will hold the Fall Harvest Networking Social on Wednesday, September 16th at Doyles Unami Farm from 5 – 8pm and will include the pig roast, hayrides and a corn maze. Registration is required. It is \$20 per person if you register by Thursday, September 10th and \$25 if you register between the 11th and 14th. The rain date is Thursday, September 17th.

Committeeman DelCore stated that this past weekend there was a softball tournament for the benefit of Embrace the Kids at Singley and Woodfield East & West. This is a charity which aids families with children experiencing catastrophic illnesses. There were 22 teams from NY, NJ, PA and Massachusetts. The event this weekend raised \$14,000 going towards the foundation. Over the

last 12 years this event has raised over \$120,000. Committeeman DelCore thanked the organizers of Top Gun Softball for their work in organizing the event.

Committeeman DelCore announced that registration for the 2015 Fall programs and activities is now available. Some of the programs include Tiny Sports classes for ages 4 to 6: Tiny Wiffleball, Tiny Football, and Fall Sports Fun, Big Chefs for grades 5 to 8, Young Crafters for grades K to 3. There is also a new Zumba class for adults. A listing of all programs and activities is in the Fall Activities Guide and registration can be completed on the recreation website.

Committeeman DelCore noted that Hillsborough Township's Halloween Party is set for Thursday, October 29th at 4:30 pm at the Municipal Complex. The party will run from 4:30 pm – 6:30 pm and will be complete with a hay ride to pick a pumpkin, a visit to the haunted house and goodie bags. Pre-registration is required and can be completed via the Hillsborough Township website.

Committeeman DelCore stated that new this year; we will host our first ever Doggie Halloween Party at our new dog park at Ann Van Middlesworth Park, on Saturday, October 31st at 10:30am, complete with a costume contest.

Committeeman DelCore stated that the 2nd Annual Hillsborough Senior Olympics will be held Friday, October 2nd with a rain date of Monday October 5th. The day's events will include basketball court games, bean bag toss, pickle ball, ladder ball, golf, bocce ball and horseshoes. Medals will be awarded for the various events. The participation fee is \$10 and includes the Olympic Games and a commemorative t-shirt. A BBQ lunch is available for \$8. Pre-registration for the event and the lunch is required. Please contact the Social Services Departments to register.

Committeewoman McCauley

Committeewoman McCauley noted that the Hillsborough Township Sustainable Steering Committee recently released five informational brochures on various topics:

- composting guide
- information on invasive plants
- environmentally friendly leaf and lawn care
- recycling resources
- and water conservation

Committeewoman McCauley stated that the brochures will assist residents to make sustainable choices and are for informational purposes only.

Committeewoman McCauley announced that the new hours for the Library on Sundays are from 1-5 pm starting on September 13th. Also, the Library will also be holding its 3rd Annual Small Business Expo on Saturday, October 3rd from 11 am until 3 pm.

Committeeman Suraci

Committeeman Suraci stated that the Credit Card Advisory Committee is now accepting Grant Applications for the Fall Cycle. Applications are available for Hillsborough Township based non-profit, senior and youth organizations to apply for grants up to \$2,000 funded through the

Hillsborough Township Rewards Credit Card Program. The application can be found online or is available in the Administration office and the deadline is September 30th.

Deputy Mayor Burchette

Deputy Mayor Burchette noted that DPW will be having a Grass Recycling Drop off available at the Auten Road Dump Site on the 3rd Friday of the month. Drop off hours are from 11 am until 3 pm. Only grass and leaves will be accepted, no brush or other debris is permitted. Bags will need to be emptied at the site, and bags must remain with residents. Proof of residency is required.

Deputy Mayor Burchette stated that Shop Hillsborough now has 86 businesses participating in the program. Each week the Friday e-newsletter will have an update of businesses which recently joined the program and any monthly special offers. Be sure to register your card and start using it to earn your tax credits. More information and individual offers are available on the Shop Hillsborough website at www.propertytaxcard.com

Mayor Tomson

Mayor Tomson noted that he attended the ribbon cutting ceremony at All Day Learning Center; a childcare facility in Hillsborough that has tripled its employees over the last seven years. Mayor Tomson congratulated the owner of All Day Learning Center.

Mayor Tomson stated that once again, Money Magazine ranked Hillsborough among the Best Places to Live in America for 2015. He announced that there would be a presentation a little bit later on the agenda. Hillsborough was the only Town in New Jersey named to the list for the 2015 Best Small Towns rankings. This is the fourth time Hillsborough has been named to the list in recent years.

Mayor Tomson announced the newly produced "Hillsborough the Good Life" on TV29 and YouTube. It is a 30 minute informational series about the Township, upcoming events and other pertinent information. This first episode, which is currently airing on TV 29 daily at am, 1pm and 10pm, features highlights from the Green Living and Wellness Fair, the Township's Independence Day Celebration Fireworks, information from the Health Department, Parks and Recreation, as well as updates from Township Committee meetings and various recognition segments of residents.

Mayor Tomson announced that anyone wishing to submit local landscape or scenery photos for consideration in the 2016 Town Calendar should send in high resolution photos to the Township Clerk at pborek@hillsborough-nj.org.

Mayor Tomson noted that Hillsborough Township will again participate in the New Jersey Devils' My Town Series on December 11th in a game against the Detroit Red Wings. This is the second time this year we have been chosen to participate in their series and have Hillsborough featured at a Devils Game. More information and ticket details will be coming but for the meantime – mark your calendars and save the date.

Mayor Tomson stated that the Township is always looking for additional ways to communicate with residents to ensure all are informed about the Township. Currently there is the Friday e-

newsletter, Honeywell Instant Alert and Nixle for emergency related items and the Township is now actively using Twitter for quick informational updates. A complete listing of all the communication channels is available on the Township website under the About section, in the Social Media Page.

Mayor Tomson noted that it is anticipated that the illustration portion of the Hillsborough Community Map will be completed by the end of September. Additional information can be found in the e-news.

PROCLAMATIONS

- ***Proclamation proclaiming September as Ovarian Cancer Awareness Month***

WHEREAS, by proclaiming September 2015 as Ovarian Cancer Awareness Month, we call attention to a disease that affects women across our county, state and country, with the American Cancer Society estimating that 15,000 American women are projected to lose their lives to ovarian cancer this year; and

WHEREAS, these women are mothers, daughters, sisters, grandmothers, community members and cherished friends, and the absence they leave in our hearts will be deeply felt forever; and

WHEREAS, women who are middle aged and older, who have a family history of ovarian or breast cancer, or have had certain cancers in the past are at increased risk of developing ovarian cancer; and

WHEREAS, Ovarian Cancer knows no boundaries, the disease can strike anyone, across lines of age, ethnicity, and race; and

WHEREAS, because Ovarian Cancer often goes undetected until advanced stages, increasing the awareness of risk factors is critical to fighting this disease as it is estimated that about 22,000 new cases of Ovarian Cancer will be diagnosed in the United States this year; and

WHEREAS, the public awareness campaign strives to increase knowledge about this disease and recognizes the best defense against Ovarian Cancer is early detection, therefore it is essential that women know the risk factors associated with the disease, and that men are educated so they can help their sisters, mother's, aunts, grandmothers, girlfriends and wives; and

WHEREAS, this month is dedicated to the prevention and awareness, it is also to honor those we have lost, show our support for women who bravely carry on the fight, and take action to lessen the tragic toll Ovarian Cancer takes on families across our county.

NOW, THEREFORE, BE IT PROCLAIMED that we, the Mayor and the Township Committee of the Township of Hillsborough, do hereby recognize September 2015, as Ovarian Cancer Awareness Month, and call upon citizens, government agencies, organizations, health care providers, and research institutions to raise Ovarian Cancer awareness and continue helping women live longer, healthier lives and urge women to talk to their health care providers to learn more about this disease.

- ***Proclamation honoring Hillsborough 13U Gold Baseball Team as State Champs***

WHEREAS, the 2015 Hillsborough 13U Gold Travel Baseball Team had a very successful season because of their hard work and dedication; and

WHEREAS, the Hillsborough 13U Gold Travel Baseball Team comprised of the following young athletes: Patrick Cassidy, Nick Fox, Milan Jain, Sean Levonaitis, Matt Michinard, Joey Mistretta, Andrew Rygiel, Andre Scheflen, Will Shokoff, Michael Swetz, Jason Wolff, Arax Wyatt reached exceptional achievements; and

WHEREAS, the Hillsborough 13U Gold Travel Baseball Team coached by Manager Kevin Levonaitis, Coach Steve Swetz, Coach Paul Michinard, and Coach Jeff Wyatt; and

WHEREAS, the Hillsborough 13U Gold Travel Baseball Team earned the title of Northern New Jersey 13U Babe Ruth State Champions, the first time a team from the Hillsborough Baseball League has won a state championship and went on to be semi-finalists in the Middle Atlantic Region Play-offs; and

WHEREAS, the Hillsborough 13U Gold Travel Baseball Team finished the season as 4-time District 10 Champions, USABL Spring League Champions, and Jersey Shore Beach Blast Champions.

NOW, THEREFORE, BE IT PROCLAIMED that we, the Mayor and Township Committee of the Township of Hillsborough, do hereby commend all of the members of the Hillsborough 13U Gold Travel Baseball 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 Hillsborough 13U Gold Travel Baseball Team for the honor that they have brought to themselves, their team and our community through their many achievements.

PRESENTATIONS

- **#30 Hillsborough Township, Money Best Places to Live 2015**

Assemblyman Jack Ciattarelli and Assemblywoman Donna Simon read a joint legislative resolution honoring Hillsborough Township as #30 on *Money Magazine's* Best Places to Live 2015.

NEW BUSINESS

- *None*

PUBLIC COMMENT ON NEW BUSINESS AND MATTERS NOT ON THE AGENDA

Maria Janucik of 2155 Camplain Rd noted that what was advertised, in terms of the meeting held at the High School, in the newspaper was the application for the OTW license was submitted by the NJ Sports & Exposition Authority, but Hillsborough has an Ordinance 2014-05 that states it was Darby Development LLC that submitted the application. Mrs. Janucik wanted to know who actually applied, what happened to Darby Development, and what happened to the financial agreement?

Mayor Tomson referred the questions to Township Attorney, Eric Bernstein.

Eric Bernstein stated that the Committee has subsequently amended the Ordinance as to the provisions of the agreement to change the owner of record to the New Jersey Sports & Exposition Authority for the Pilot Agreement as per the application.

New Jersey Sports & Exposition Authority is now the holders to the license related to the property. They are the applicant for the approval for the license along with the New Jersey Thoroughbred Horsemen’s Association.

Eric Bernstein stated that Ordinance 2014-05 still remains in effect when and if the application is granted. At this time it is not in effect because the application has not been granted.

Committeeman DelCore stated the Ordinance 2014-05 has been amended.

Eric Bernstein stated that a Resolution changing the applicant permitted by the Pilot Agreement was done.

Eric Bernstein noted that the Township is out of the picture under the laws rendered by the New Jersey Racing Commission.

PUBLIC HEARINGS

**ORDINANCE 2015-16 AN ORDINANCE TO AMEND AND SUPPLEMENT AN
ORDINANCE ENTITLED “SALARY RANGE ORDINANCE”
ESTABLISHING A NEW CLASSIFICATION AND SETTING
FORTH THE SALARY RANGE**

BE IT ORDAINED, by the Township Committee of the Township of Hillsborough in the County of Somerset, State of New Jersey as follows:

Section 1: That the Salary range ordinance, shall be amended establishing a new classification and setting forth the salary range for said classification as follows:

<u>CLASSIFICATION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
<u>Administration</u>		
Communications/Social Media Coordinator Part-Time	\$15.00/Hr.	\$28.00/Hr.

Section 2: This ordinance shall take effect upon its adoption, passage and publication according to law.

Upon motion by Deputy Mayor Burchette, seconded by Committeeman Suraci, to open the public hearing, the resolution was unanimously approved upon call of the role.

Upon motion by Deputy Mayor Burchette, seconded by Committeewoman McCauley, the Public Hearing for the amendments was closed and unanimously approved upon call of the roll.

ORDINANCE 2015-17 AN ORDINANCE AUTHORIZING DISBURSEMENT IN THE AMOUNT OF \$500,000.00 FROM THE TOWNSHIP OF HILLSBOROUGH OPEN SPACE TRUST FUND TO ASSIST THE COUNTY OF SOMERSET IN THE PURCHASE OF THE PROPERTY IDENTIFIED ON THE TOWNSHIP OF HILLSBOROUGH TAX MAP AS BLOCK 169, LOTS 4.02 AND 4.03 FOR OPEN SPACE

WHEREAS, the County of Somerset holds an Option to purchase approximately 78.7 acres of property owned by John Higgins and identified on the Tax Map of the Township of Hillsborough as Block 169, Lots 4.02 and 4.03 (“Property”); and

WHEREAS, the County of Somerset requested the Township of Hillsborough assist and provide a contribution to the County for the purchase of the Property to preserve the Property as open space; and

WHEREAS, the Property following purchase will be owned by the County of Somerset and maintained as open space; and

WHEREAS, the Township of Hillsborough Open Space Committee recommended the Township assist the County with the purchase of the Property and that \$500,000.00 be appropriated from the Township Open Space Trust Fund for this purpose; and

WHEREAS, the Township Committee believes it is in the best interests of the residents of the Township that the Property be preserved as open space; and

WHEREAS, the Township of Hillsborough Chief Financial Officer confirmed sufficient funds are available in the Open Space Trust Fund for this appropriation.

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

1. \$500,000.00 is hereby appropriated from the Open Space Trust Fund to assist the County of Somerset with the purchase of the Property.
2. The Property shall be owned by the County of Somerset and maintained as open space.
3. In the event the County of Somerset sells the Property or does not maintain the Property as open space, the County shall reimburse the Township of Hillsborough in the amount of \$500,000.00.
4. The Township of Hillsborough Mayor and Clerk are hereby authorized to execute a Participation Agreement with the County of Somerset in accordance with this Ordinance and in a form approved by the Township Attorney.

5. This Ordinance shall take effect upon final adoption and publication according to law.

Mayor Tomson stated that Somerset County has acquired a right to purchase this 78 acre parcel and the Township will be participating in the purchasing of this property with a contribution of \$500,000.00 from the Open Space Trust Account.

Upon motion by Committeeman DelCore, seconded by Committeewoman McCauley, to open the public hearing, the resolution was unanimously approved upon call of the role.

Committeeman DelCore stated that there is other property in the area that is under the open space provision and this makes a lot of sense given the location.

Upon motion by Committeeman Suraci, seconded by Committeeman DelCore, the Public Hearing was closed and Ordinance 2015-17 was adopted and unanimously approved upon call of the roll.

INTRODUCTION OF NEW ORDINANCES

ORDINANCE 2015-18 AN ORDINANCE AUTHORIZING ACCEPTANCE OF RIGHT OF WAY DEDICATION (BLOCK 148, LOT 24); DEED OF DEDICATION (BLOCK 148, LOT 24); SIGHT TRIANGLE EASEMENTS (BLOCK 148, LOTS 24.01, 24.07), STORM SEWER EASEMENTS (BLOCK 148, LOTS 24.01, 24.02, 24.07); AND CONSERVATION EASEMENTS (BLOCK 148, LOTS 24.01, 24.02, 24.03, 24.05, 24.06) FROM WSH ENTERPRISES, INC.

WHEREAS, on January 9, 2014, WSH Enterprises, Inc., obtained from the Township of Hillsborough Planning Board Amended Preliminary and Final Major Subdivision approval for Applications #06-PB-08-MJ and #08-PB-15-MJF, memorialized by Resolution dated March 13, 2014; and

WHEREAS, the Resolution of approval requires WSH Enterprises, Inc., to grant to the Township of Hillsborough the following Dedications and Easements attached hereto:

1. Right of Way Dedication for a portion of Block 148, Lot 24 also known as Burke Court;
2. Deed of Dedication for a portion of Block 148, Lot 24;
3. Sight Triangle Easement for portions of Block 148, Lots 24.01, 24.07;
4. Storm Sewer Easement for portions of Block 148, Lots 24.01 and 24.02;
5. Storm Sewer Easement for portion of Block 148, Lot 24.07; and
6. Conservation Easement for portions of Block 148, Lots 24.01, 24.02, 24.03, 24.05 and 24.06.

WHEREAS, the Township Attorney for Hillsborough has reviewed the Dedications and Easements and finds them to be acceptable.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that it hereby authorizes the acceptance of the above listed and attached Dedications and Easements.

Mayor Tomson stated that further consideration of this Ordinance will be held on October 13, 2015.

Mayor Tomson stated that this ordinance allows the Township to accept various easements and rights of way as required conditions of the planning board approval. Local land and building law only allows a municipality to accept land or interests in land through the adoption of an ordinance. This has been reviewed and found acceptable by the Township Attorney.

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

ORDINANCE 2015 – 19 AN ORDINANCE AMENDING CHAPTER 143 “VEHICLES AND TRAFFIC”, ARTICLE XXII “HILLSBOROUGH MIDDLE SCHOOL”, SECTION 143-71 “STATUTORY AUTHORITY; REGULATIONS” OF THE CODE OF THE TOWNSHIP OF HILLSBOROUGH, COUNTY OF SOMERSET, STATE OF NEW JERSEY

WHEREAS, pursuant to the consent and request of the Hillsborough Township Board of Education, the Township of Hillsborough Police Department enforces various traffic regulations at the Hillsborough Middle School; and

WHEREAS, the Hillsborough Township Board of Education has requested modifications to the traffic regulations to be enforced at the Hillsborough Middle School.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that Chapter 143, “Vehicles and Traffic”, Article XXII “ Hillsborough Middle School”, Section 143-71 “Statutory authority; regulations” be and is hereby amended as follows:

Section 1. §143-71K is hereby deleted in its entirety.

Section 2. §143-71L shall be re-designated as §143-71K.

Section 3. §143-71M shall re-designated as §143-71L.

Section 4. This ordinance has been submitted to and has been reviewed by the Hillsborough Township Police Department, who has agreed to act as the authorized enforcement agency for the Township.

Section 5. This ordinance shall take effect immediately upon its adoption, passage and publication according to law.

Mayor Tomson stated that further consideration of this Ordinance will be held on October 13, 2015.

Mayor Tomson stated that in a collaborative effort, through a meeting held last week with the Township, the Police Department, the School Administration it was determined that the previously established traffic regulations needed to be amended.

Upon motion by Committeeman Suraci, seconded by Committeewoman McCauley, the aforesaid ordinance was introduced and unanimously approved upon call of the roll.

CONSIDERATIONS

1. RESOLUTION RATIFYING AND CONFIRMING THE CONTRACT WITH MASER CONSULTING FOR PROFESSIONAL SERVICES REQUIRED FOR THE INSTALLATION OF AN EMERGENCY GENERATOR, IN AN AMOUNT NOT TO EXCEED \$7,450.00

WHEREAS, pursuant to the contract for professional services awarded by the Township to Maser Consulting, P.A., through the Fair and Open procurement process (N.J.S.A. 19:44A-20.4-5 et seq.), appointing Maser Consulting, P.A., as the Township Engineer, Maser Consulting, P.A., prepared a proposal, dated August 7, 2015, for professional services required for installation of an emergency generator in an amount not to exceed \$7,450.00; 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 that it hereby ratifies and confirms the contract with Maser Consulting required for Professional Services for the installation of an emergency generator, in an amount not to exceed \$7,450.00.

Mayor Tomson stated as a result of the emergency generator being hard-wired into the existing system, signed and sealed plans by a certified engineer were necessary hence, Maser Consulting was required to complete the work.

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

2. RESOLUTION TO RENEW MANVILLE BPOE LODGE 2119 T/A MANVILLE-HILLSBOROUGH BPOE LODGE 2119 LIQUOR LICENSE 1810-31-012-001 FOR THE 2015-2016 LICENSE TERM

WHEREAS, the Hillsborough Township Police Department has conducted a thorough investigation of Manville BPOE Lodge 2119 *t/a* Manville-Hillsborough BPOE Lodge 2119 to insure that criminally disqualified and other unfit persons do not acquire or hold direct interests in the retail alcoholic beverage industry; and

WHEREAS, as a result of the aforementioned investigation, the Hillsborough Police Department confirmed that the applicant is not subject to any of the disabilities set forth in Title 33 New Jersey Statutes; and

WHEREAS, the Township Clerk has certified that Manville BPOE Lodge 2119 *t/a* Manville-Hillsborough BPOE Lodge 2119 has posted the required municipal fee of \$188.00 for a Club License together with the State fee of \$200; and

WHEREAS, the Township Clerk has further certified that Manville BPOE Lodge 2119 *t/a* Manville-Hillsborough BPOE Lodge 2119 has submitted the appropriate and complete renewal application, and has been granted a New Jersey State Tax Clearance Certificate as required by law.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough that the Club License for Manville BPOE Lodge 2119 *t/a* Manville-Hillsborough BPOE Lodge 2119 is hereby renewed for the year 2015-2016 effective September 9, 2015.

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 HILLSBOROUGH TOWNSHIP POLICE DEPARTMENT TO USE THE TOWNSHIP'S CELEBRATION TENT FOR THEIR FIFTH ANNUAL "NICK MAGOS CANCER CALL OUT" FUND RAISER EVENT ON SEPTEMBER 12, 2015**

WHEREAS, the Hillsborough Township Police Department has requested permission to use the Township's Celebration Tent for their Fifth Annual "Nick Magos Cancer Call Out" fund raising event on September 12, 2015; and

WHEREAS, the Mayor and Township Committee have recommended that the Hillsborough Police Department's request be approved.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, the Hillsborough Police Department is granted permission to use the Township's Celebration Tent for this event on September 12, 2015.

- 2. RESOLUTION APPROVING THE APPLICATION FILED BY THE NOBLE SAVAGE D/B/A VERVE RESTAURANT FOR A CATERING PERMIT FOR AN EVENT TO BE HELD ON OCTOBER 21, 2015**

WHEREAS, The Noble Savage d/b/a Verve Restaurant filed an application for a Catering Permit for an event to be held on October 21, 2015; 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 approves the application filed by The Noble Savage d/b/a Verve Restaurant for a Catering Permit for an event to be held on October 21, 2015.

3. RESOLUTION AUTHORIZING THE APPOINTMENT OF YURI MARDER TO ALTERNATE SEAT #1 ON THE CULTURAL AND ARTS COMMISSION FOR THE UNEXPIRED ONE YEAR TERM ENDING DECEMBER 31, 2015

WHEREAS, there is a vacancy on the Cultural and Arts Commission; and

WHEREAS, the Township Committee wishes to appoint Yuri Marder to Alternate Seat #1, on the Cultural & Arts Commission for the unexpired 1-year term ending 12/31/15.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that Yuri Marder is hereby appointed to Alternate Seat #1 on the Cultural & Arts Commission for the unexpired 1-year term ending December 31, 2015.

4. RESOLUTION AUTHORIZING JOHN FIEDLER, CONSTRUCTION OFFICIAL, TO POST FOR THE POSITION OF FULL TIME BUILDING INSPECTOR IN THE HILLSBOROUGH TOWNSHIP'S BUILDING DEPARTMENT

WHEREAS, there exist a vacancy in the Building Department for the position of full time Building Inspector; and

WHEREAS, the Construction Official has determined that this position needs to be filled as soon as possible and thereby requests authorization to post for the position of full time Building Inspector.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that it does hereby authorize the Construction Official to post for the position of full time Building Inspector.

5. RESOLUTION APPROVING THE APPLICATION FOR A CARNIVAL LICENSE FILED BY GREGG WILKE OF HRC FITNESS FOR AN EVENT TO BE HELD ON SUNDAY, OCTOBER 4, 2015

WHEREAS, an application for a Carnival License has been filed by Gregg Wilke of HRC Fitness for an event, to be held on Sunday, October 4, 2015; 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 approves the application for a Carnival License filed by Greg Wilke of HRC Fitness for an event, to be held on Sunday, October 4, 2015.

6. RESOLUTION APPROVING REQUEST FROM JAMES S. FINNE FOR RELEASE OF CASH ESCROW FOR ROAD OPENING PERMIT FOR 410 LONG HILL ROAD, BLOCK 171, LOT 74, IN THE TOTAL AMOUNT OF \$150.00

WHEREAS, a request has been received from James S. Finne for release of cash escrow for Road Opening Permit, in the total amount of \$150.00; 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 the \$150.00 cash escrow that was posted for the completion of this project.

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.

7. RESOLUTION APPROVING A REQUEST FROM HRC FITNESS TO HOLD A 5K RUN IN HILLSBOROUGH TOWNSHIP ON SUNDAY, OCTOBER 4, 2015, PURSUANT TO THE REQUIREMENTS OUTLINED BY CHIEF PAUL KAMINSKY

WHEREAS, HRC Fitness has requested permission to hold a 5K Run on Sunday, October 4, 2015, in Hillsborough Township; and

WHEREAS, HRC Fitness has produced a certificate of insurance naming the Township of Hillsborough as an insured; and

WHEREAS, Chief Kaminsky and Hillsborough Township Police Department's Traffic Safety Bureau have determined that the planned route will provide an acceptable level of safety for the runners.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that the request of HRC Fitness to hold a 5K Run in Hillsborough Township on October 4, 2015 is hereby approved.

8. RESOLUTION APPROVING A REQUEST FROM SOMERSET MEDICAL CENTER FOUNDATION TO HOLD THE STEEPLECHASE DISTANCE RUN IN HILLSBOROUGH TOWNSHIP ON SUNDAY, SEPTEMBER 27, 2015, PURSUANT TO THE REQUIREMENTS OUTLINED BY CHIEF PAUL KAMINSKY

WHEREAS, Somerset Medical Center Foundation has requested permission to hold the Steeplechase Distance Run on Sunday, September 27, 2015, in Hillsborough Township; and

WHEREAS, Somerset Medical Center Foundation has produced a certificate of insurance naming the Township of Hillsborough as an insured; and

WHEREAS, Chief Kaminsky and Hillsborough Township Police Department's Traffic Safety Bureau have determined that the planned route will provide an acceptable level of safety for the runners.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that the request of Somerset Medical Center Foundation to hold the Steeplechase Distance Run on Sunday, September 27, 2015, in Hillsborough Township is hereby approved.

9. RESOLUTION RATIFYING AND CONFIRMING SUPPORT FOR THE DRIVE SOBER OR GET PULLED OVER 2015 STATEWIDE CRACKDOWN

WHEREAS, approximately one-third of all fatal traffic crashes in the United States involve drunk drivers; and

WHEREAS, impaired driving crashes cost the United States almost \$50 Billion a year; and

WHEREAS, 27% of motor vehicle fatalities in New Jersey in 2014 were alcohol-related; and

WHEREAS, an enforcement crackdown was planned to combat impaired driving; and

WHEREAS, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Drive Sober or Get Pulled Over 2015 Statewide Crackdown; and

WHEREAS, the project involved increased impaired driving enforcement from August 21 through September 7, 2015; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey ratifies and confirms its support of the Drive Sober or Get Pulled Over 2015 Statewide Crackdown from August 21 through September 7, 2015 and pledges to increase awareness of the dangers of drinking and driving.

10. RESOLUTION AUTHORIZING THE TRANSFER OF EARNED AMOUNTS OF \$9,951.74 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 \$9,951.74 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 August 24, 2015, 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 \$9,951.74 is to be transferred from the Engineering Escrow Accounts into the Treasurers Account.

<u>Client</u>	<u>Number</u>	<u>Transfer Amount</u>
CC @ Belle Mead	579	-465.38
Country Classics – 4B	589	-260.60
Country Classics – 4C	612	-2,758.46
Country Classics – 4D	626	-78.92
East Hill Partnership	349	-197.30
Gateway @ Sunnymeade	472	-157.84
Gateway Phase 5	614	-315.68
Gateway Phase 6	620	-586.62
Green Village	607	-175.14
Hart Development	496	-100.08
Hidden Brook Estates	603	-843.78
Hillsborough Chase II	488	-440.02
Hillsborough Veterinary	622	-345.66
Mund Development	625	-441.12
NJAW 2015-07	628	-982.32
PLEABEAZIN	477	-1,702.74
Walgreens	619	-100.08
Grand Total		\$-9,951.74

11. RESOLUTION APPROVING THE APPLICATION FILED BY MANVILLE-HILLSBOROUGH ELKS FOR A SOCIAL AFFAIR FOR AN EVENT TO BE HELD ON SEPTEMBER 12, 2015

WHEREAS, an application was filed by the Manville-Hillsborough for a Social Affair for an event to be held on September 12, 2015; 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 approves the application filed by Manville-Hillsborough Elks for a Social Affair for an event to be held on September 12, 2015.

12. RESOLUTION APPROVING THE APPLICATION FILED BY MANVILLE-HILLSBOROUGH ELKS FOR A SOCIAL AFFAIR FOR AN EVENT TO BE HELD ON OCTOBER 24, 2015

WHEREAS, an application filed by Manville-Hillsborough Elks for a Social Affair for an event to be held on October 24, 2015; 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 approves the application filed by Manville-Hillsborough Elks for a Social Affair for an event to be held on October 24, 2015.

13. RESOLUTION WAIVING CONSTRUCTION PERMIT FEES FOR THE HILLSBOROUGH FIRE DISTRICTS TO INSTALL VEHICLE EXHAUST SYSTEMS IN THE THREE FIREHOUSES IN HILLSBOROUGH

WHEREAS, the Hillsborough Fire District has requested the Township waive the Construction Permit fees associated with the installation of a vehicle exhaust system in all three of the firehouses in Hillsborough; and

WHEREAS, the Township Committee would like to relieve the Hillsborough Fire District of the costs associated with the Construction Permit fees for the installation of a vehicle exhaust system in all three of the firehouses.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that the Construction Permit fees pertaining to the Hillsborough Fire District for the installation of a vehicle exhaust system in all three of the firehouses in Hillsborough are hereby waived.

14. RESOLUTION CONFIRMING AND RATIFYING THE REFUND OF TAX OVERPAYMENTS IN THE AMOUNT OF \$53,156.24 (TOTAL PROPERTIES 34)

WHEREAS, real property tax payers overpaid their real property taxes; and

WHEREAS, the Tax Collector has received proof of such payments after correspondence with said property owners.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee, of the Township of Hillsborough, County of Somerset, State of New Jersey, the Tax Collector is hereby authorized to refund said amounts to the property owners; Total, \$53,156.24, properties, 34.

Block	Lot	Name	Amount	Qtr	Year
8	20	Quality Title & Abstract Agency	\$1,665.14	3 rd	2015
8	20.01	Quality Title & Abstract Agency	\$202.69	3 rd	2015
58	72.82	Wells Fargo	\$2,769.25	3 rd	2015
67	10	Optima Lender Services	\$1,030.79	3 rd	2015
127	1	Jacquelyne Puzio	\$94.96	3 rd	2015
145	46	Daniel Herman & Melissa Selke	\$3,661.00	3 rd	2015
150.14	9	Christopher & Linh Fruge	\$2,484.24	3 rd	2015
151.09	97-C0001-	Lereta	\$1,323.46	3 rd	2015
151.16	124	Catherine M Franz Attorney at Law	\$1,856.22	3 rd	2015
153.05	22052	Stewart Title	\$273.17	3 rd	2015
153.08	68-C0239-	Frank Porrovecchio	\$673.32	3 rd	2015
153.15	1-C7602-	Victorian Title Agency	\$754.04	3 rd	2015
163.04	100-C1406-	Jennifer Lube	\$1,329.27	3 rd	2015
163.05	1.01-C1024-	Folake Aaron	\$717.95	3 rd	2015
163.05	1.01-C2103-	Kwasi Adu-Sarkodie & Sultan Shah	\$995.97	3 rd	2015
163.21	5-C2612-	James Freeman	\$1,283.48	3 rd	2015
163.21	5-C5311-	Kevin Tan	\$1,247.44	3 rd	2015
163.21	7-C3423-	Jason & Amanda Schery	\$1,331.72	3 rd	2015
163.22	5-C3934-	Kristen Brickner & Sally Mravcak	\$1,323.17	3 rd	2015
163.22	46-C3510-	Cheryl Filipak	\$973.20	3 rd	2015
177.11	4	The Title Professionals, LLC	\$1,292.86	3 rd	2015
178.02	4	Guardian Settlement Agents, Inc	\$1,548.53	3 rd	2015
178.02	195	Zhonghua Chen & Si Jing	\$1,459.31	3 rd	2015
191	26.05	Steven Mecca & Bo Tian	\$3,022.63	3 rd	2015
205.01	5	Karen Craig & George & Olga Petrucha	\$2,903.60	3 rd	2015
205.21	37	Ramesh Alagarwamy & K. Lakshmi	\$923.13	3 rd	2015
205.32	12	Adam Chu & Sha Dan	\$3,973.09	3 rd	2015
205.35	1	Dr. Navath	\$860.19	3 rd	2015
153.08	68-C0052-	Anthony Maiorano	\$618.52	3 rd	2015
207.10	14	Quality Title & Abstract Agency	\$3,993.24	3 rd	2015
183.01	43	A Absolute Escrow Settlement Company	\$1,867.97	3 rd	2015
163.5	1.05-C3202-	CoreLogic	\$707.08	3 rd	2015
163.04	100-C2404-	CoreLogic	\$1,138.16	3 rd	2015
151.16	154	CoreLogic	\$2,857.45	3 rd	2015

15. RESOLUTION AUTHORIZING A ONE-TIME STIPEND PAYMENT OF \$1,000.00, PER ARTICLE XXXIII, PARAGRAPH J OF THE AFSCME LOCAL 3697 BARGAINING AGREEMENT, TO RICH PERLMAN FOR SERVING AS ACTING CONSTRUCTION OFFICIAL

WHEREAS, the Construction Official has recommended a one-time stipend payment of \$1,000.00, per Article XXXIII, Paragraph J of the AFSCME Local 3697 Bargaining Agreement, to Rich Perlman, Building Subcode Official, for serving as Acting Construction Official.

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 accepted and approved.

16. RESOLUTION APPROVING THE INSTALLATION OF ONE (1) FIRE HYDRANT AT SHELBORNE ESTATES

WHEREAS, New Jersey American Water Company is proposing to install one (1) fire hydrant at Shelborne Estates; and

WHEREAS, the Fire Official has determined that the installation of the one (1) fire hydrant is required to properly serve this project.

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 Fire Official be and hereby is accepted and approved.

17. RESOLUTION APPROVING THE APPLICATION FILED BY GENE STRUPINSKY ON BEHALF OF THE ECONOMIC BUSINESS DEVELOPMENT COMMISSION FOR A CARNIVAL LICENSE FOR AN EVENT TO BE HELD ON WEDNESDAY, SEPTEMBER 16, 2015

WHEREAS, an application was filed by Gene Strupinsky on behalf of the Economic Business Development Commission for a Carnival License for an event, to be held on Wednesday, September 16, 2015; 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 approves the application filed by Gene Strupinsky on behalf of the Economic Business Development Commission for a Carnival License for an event, to be held on Wednesday, September 16, 2015.

18. RESOLUTION AUTHORIZING THE SUBMISSION OF A STRATEGIC PLAN FOR THE HILLSBOROUGH/MILLSTONE MUNICIPAL ALLIANCE FOR JULY 1, 2014 THROUGH JUNE 30, 2019

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, The Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

WHEREAS, the Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Committee has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Somerset.

NOW, THEREFORE, BE IT RESOLVED by the Township of Hillsborough, County of Somerset, State of New Jersey hereby recognizes the following:

1. The Township Committee does hereby authorize submission of a strategic plan for the Hillsborough/Millstone Municipal Alliance grant for July 1, 2014 through June 30, 2019.

DEDR	\$ <u>38,322.00</u>
Cash Match	\$ <u>9,580.50</u>
In-Kind	\$ <u>28,741.50</u>
TOTAL ALLIANCE BUDGET	\$ <u>76,644.00</u>

2. The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

19. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO CRAIG MEYER, HILLSBOROUGH TOWNSHIP POLICE OFFICER, EFFECTIVE MAY 14, 2015

WHEREAS, Craig Meyer was hired as a Police Officer in the Hillsborough Township Police Department on May 14, 2014; and

WHEREAS, the Chief of Police certifies that Officer Meyer has performed his duties and assignments in a capable and competent manner; and

WHEREAS, having qualified for regular employee status during the 12 month probationary period, the Chief of Police recommends that regular employee status be conferred upon Officer Meyer, effective May 14, 2015.

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 be and hereby is accepted and approved.

20. RESOLUTION RESCINDING THE RENEWAL OF MONMOUTH PARK SPIRITS, LLC T/A FAVORITES FOR PLENARY RETAIL CONSUMPTION LICENSE 1810-33-006-007 DUE TO THEIR FAILURE TO ACQUIRE A 12.39 SPECIAL RULING

WHEREAS, on July 14, 2015 Monmouth Park Spirits, LLC t/a Favorites Plenary Retail Consumption License 1810-33-006-007 was renewed for the 2015-2016 license term; and

WHEREAS, due to Monmouth Park Spirits, LLC failure to acquire a 12.39 Special Ruling from the State of New Jersey, Division of Alcoholic Beverage Control their Plenary Retail Consumption License 1810-33-006-007 for the 2015-2016 license term is hereby rescinded.

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

21. RESOLUTION APPROVING THE REQUEST FROM JINQUAN LIN FOR RELEASE OF DEVELOPMENT REVIEW ESCROW IN THE AMOUNT OF \$71.02

WHEREAS, a request has been received from Jinquan Lin 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 \$71.02 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.

22. RESOLUTION APPROVING THE APPLICATION FOR A CARNIVAL LICENSE FILED BY CENTURY 21 WORDEN & GREEN FOR AN EVENT TO BE HELD ON SEPTEMBER 19, 2015

WHEREAS, an application for a Carnival License has been filed by Century 21 Worden & Green for an event, to be held on September 19, 2015; 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 approves the application for a Carnival License filed by Century 21 Worden & Green for an event, to be held on September 19, 2015 .

Resident, Susan Gulliford, Hunt Club Rd. asked for clarification on Resolution #20.

Mayor Tomson stated that because the liquor license was a pocket license for two years it cannot be approved the conventional way. It needs to be approved by the ABC through the State.

Pamela Borek stated that it is referred to as a 1239 Special Ruling awaiting for the Director to give approval.

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 asked to approve Claims Lists 2015-16.

Upon motion by Deputy Mayor Burchette, seconded by Committeewoman McCauley, the Claims List 2015-16 was unanimously approved upon call of the roll.

Mayor Tomson asked to approve Claims Lists 2015-17.

Upon motion by Committeeman DelCore, seconded by Committeewoman McCauley, the Claims List 2015-17 was unanimously approved upon call of the roll.

EXECUTIVE SESSION RESOLUTION

WHEREAS, Section 8 of the Open Public Meetings Act (N.J.S.A. 10:4-12 (b) (1-9), Chapter 231, Public Laws of 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township Committee is of the opinion that such circumstances exist.

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

1. The public shall be excluded from discussion of the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows:
 - a. *Litigation*
 - ii. *The Township of Hillsborough vs Batten*
 - iii. *The Township of Hillsborough vs Hillsborough Properties*
 - b. *Attorney Client Privilege*
3. The Township Committee may take official action on those items discussed in Executive Session upon completion of the Executive Session.
4. The minutes of the discussions shall be made available to the public as soon as the matters under discussion are no longer of a confidential or sensitive nature.
5. This Resolution shall take effect immediately.

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

Upon motion by Committeeman Suraci, seconded by Committeeman DelCore, the public meeting was reopened.

Eric Bernstein stated to let the record reflect that all members of the governing body were present to commence the Executive Session, in addition to Eric Bernstein, Esq., Andrew Bayer, Esq., Jennifer Beahm, and David Maski. There was a discussion related to the ongoing declaratory judgement and court related litigation regarding Affordable Housing that required no further action taken. There were also discussions with Mr. Bernstein regarding ongoing litigation matters with attorney client privilege with no further action being taken. At this point the appropriate motion is a motion to adjourn.

ADJOURNMENT

Upon motion by Committeewoman McCauley, seconded by Committeeman Suraci, the meeting duly adjourned at 9:56 p.m. Said motion was carried unanimously upon voice vote.

Attested:

Pamela Borek
Township Clerk