

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 August 9, 2016.

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

### **SALUTE TO THE FLAG**

Following roll call, Deputy Mayor Suraci stated that Mayor DelCore Is away on business and he, as Deputy Mayor will preside over this meeting.

Please be advised that in accordance of section 5 of the Open Public Meetings Act, Chapter 231, of the Public Laws of 1975/ that notice of this meeting was made by the posting on the bulletin board at the Hillsborough Township Municipal Complex and notifying the officially designated newspapers that this meeting would take place at the Hillsborough Township Municipal Complex at 7:30 p.m. on August 9. 2016.

### **APPROVAL OF MINUTES**

- *Approval of the July 14, 2016 Regular Session Meeting Minutes*

Upon a motion by Committeeman Tomson, seconded by Committeeman Burchette the minutes of the July 14, 2016 Regular Session Meeting was approved upon the call of the roll.

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

#### **Committeeman Burchette**

Committeeman Burchette reported that the milling of Triangle Road began in preparation for the final pavement and all of the intersections are now ADA compliant.

Committeeman Burchette said there has been implementation for future bus stop expansion which can be noted by the depressed curbing. It is financially prudent to make such provisions during the improvement process versus addressing that at a later date.

Committeeman Burchette said it is to be noted that the state mandated stormwater regulation laws require any private parking lots and roads for businesses, condominiums, townhomes,

apartments etc. that repave their parking lots/roads must retrofit their storm water inlets with new hardware to prevent bottles, cans etc. from entering the storm system. Committeeman Burchette stated the Township is required to do the same when we repave our roadways. This usually requires a plate or other modification to the existing storm water inlets. Please contact our Engineering Department for further information. An Engineering permit is required for all repaving of existing parking lots and/or private roads.

Committeeman Burchette stated The Hillsborough Rotary Club will hold its 9th annual Hillsborough Rotary Fair on Tuesday, August 16th through Sunday, August 21st, at the township field adjacent to the Lowes Hillsborough Promenade.

Committeeman Burchette reminded residents to complete the Commuter Survey sponsored by Suburban Transit Coach USA. There is a link on the Township's website for the Survey.

Committeeman Burchette stated Suburban Transit Corp., a Coach USA Company, is surveying the residents of Hillsborough Township to determine the level of interest in express commuter bus service to New York City. Suburban is prepared to initiate service this year if the survey shows that sufficient interest exists.

**Committeewoman McCauley**

Committeewoman McCauley stated that Hillsborough Township Police Chief Darren Powell would like to remind motorists to obey signs and barricades for emergency road closures due to flooding or other obstruction.

Committeewoman McCauley said there are severe penalties for driving on closed roadways as well as the potential for vehicle damage, serious injury, and even death. Although the road may seem passable from the point of closure, be assured the road ahead is not safe for vehicles to travel on.

Committeewoman McCauley said Hillsborough Twp. Police Chief Darren Powell would like to remind all Township residents to be vigilant in reporting any suspicious persons or vehicles in their neighborhoods.

The residential burglaries have been occurring during the day when residents are not at home, while the vehicle burglaries have been occurring during the overnight hours primarily targeting unlocked vehicles.

Chief Powell offers the following tips to residents:

- Report any suspicious vehicles or individuals to police immediately
- Lock all of the doors to your residence and set your alarms if you have one
- Use flood lights with motion detectors on the exterior of your residence
- Set interior lights and the televisions on a timer when not at home or leave lights or the television on to give the appearance that someone is home
- Do not post your whereabouts regarding vacations or nights out on social media
- Lock the doors to your vehicles when parked at your residence.

- Unlocked doors to vehicles provide easy access to criminals
- Remove valuables from your vehicle or lock them in the trunk.

**Committeeman Tomson**

Committeeman Tomson said the Family Campout and Fishing Derby held this past Friday was a great success. Nearly 200 people pitch their tents and enjoyed a fun filled night of fishing, hiking, and camping. Congratulations to our Fishing Derby Winners,

1st: Teodor Rak

2nd: Jessica Dudzinski

3rd: Matt Bongiovanni

3rd: Sean Collins

The Fall Activities Guide is due out, August 10th and will include all of the fall programs, the Children's Halloween Party, and the Winter In-Town Basketball Leagues. Registration will begin then as well.

Committeeman Tomson reminded residents that Farm Vouchers are available for eligible seniors to obtain \$25 worth of vouchers to buy New Jersey fresh produce such as fruits, vegetables and herbs. These free vouchers can be used at participating farmer's markets in Somerset County until Nov. 30th. Stop by or call the Hillsborough Social Services Department 8:00 a.m.- 4:30 p.m. for more information.

Committeeman Tomson also reminded residents that our 3<sup>rd</sup> Annual Senior Olympics will be held on Wednesday, September 21<sup>st</sup> at Ann Van Middlesworth Park. Registration is required – so please call the Social Services Department to register for a fun filled day of Senior Olympics.

Committeeman Tomson noted that the Hillsborough – Millstone Municipal Alliance meeting originally scheduled for Friday, August 12<sup>th</sup> has been cancelled. Their next meeting is September 9<sup>th</sup>.

**Deputy Mayor Suraci**

Deputy Mayor Suraci stated that the Township hosted our annual Purple Heart Commemoration Program. Deputy Mayor Suraci Thanked all Veterans, the Purple Heart Recipients and Hillsborough residents in attendance to honor the Somerset County Military Order of the Purple Heart. He also expressed appreciation to our Recreation Department for organizing the event.

Deputy Mayor Suraci reminded residents that the last Hillsborough Business Association Social will be held on Wednesday September 28th 2016 at Roycebrook.

Deputy Mayor Suraci stated this event will be in the Roycebrook Golf Club's Highlander Pavilion and Patio. The cost is \$10.00, which includes hors d'oeuvres, salad, pasta, coffee and dessert station and soft drinks.

Deputy Mayor Suraci informed residents that online registration is required. No payments will be accepted at the door. Tickets are non-refundable.

Businesses interested in providing door prizes, please contact David Kois, Business Advocate [dkois@hillsborough-nj.org](mailto:dkois@hillsborough-nj.org).

Deputy Mayor Suraci said the Hillsborough Township Community Assistance Network has begun their “Back to School Supply Drive”. Deputy Mayor Suraci stated families served by the Community Assistance Network will ultimately benefit from the collection.

Deputy Mayor Suraci stated the drive is need of the following items: backpacks (new and gently used), pens, pencils, highlighters, markers, pencil cases, scissors, binders, graph paper, loose leaf paper, dividers, sketch pads and planners.

Deputy Mayor Suraci thanked the community for their generosity during the Holiday program which assists the residents in need of school supplies for their children.

Deputy Mayor Suraci informed residents they can drop off supplies at the Social Services Department between 8:00am and 4:30pm Monday through Friday. Please drop off your donation by September 16th.

Deputy Mayor Suraci told residents if their are any questions, please contact the Hillsborough Community Assistance Network at the Social Services Department, 908-369-3880.

Deputy Mayor Suraci reminded residents as always, they can stay connected with all of these events and more via the Friday e-newsletter and Twitter. TV 29 and the Hillsborough YouTube channel showcase our meetings, Hillsborough the Good Life episodes and other information. For traffic and other emergency related information be sure to subscribe to Nixle and the Honeywell Instant Alert.

## **PROCLAMATIONS/PRESENTATIONS PRESENTATIONS PROCLAMATIONS**

- **Proclamation recognizing Joseph Bijas for earning the status of Eagle Scout**

***WHEREAS**, Joseph Bijas, a member of Boy Scout Troop 489, has recently earned the status of Eagle Scout; and*

***WHEREAS**, we the Hillsborough Township Committee recognize the many hours Joseph devoted to attaining the status of Eagle Scout, working with diligence and making sacrifices in order to achieve this highly coveted position; and*

***WHEREAS**, Joseph has served the Boy Scouts in an exemplary manner and is deserving of the honor bestowed upon him; and*

***WHEREAS**, Joseph has served along with 33 volunteers, working a total of 167.5 hours; and*

***WHEREAS**, Joseph’s Eagle Scout project consisted of installing brick pavers at the rear entrance of the Auten Road Intermediate School; and*

*WHEREAS, Joseph's project involved two days of prep work using a mini-excavator to dig out, and prepare the area for the Scouts to lay stone dust and bricks; and*

*WHEREAS, Joseph's project helped to solve the frequent issue of mud being tracked through the school due to a large unpaved area.*

***NOW, THEREFORE, BE IT PROCLAIMED** that we, the Mayor and Hillsborough Township Committee, do hereby recognize and extend our sincere congratulations to Joseph Bijas for having achieved the status of Eagle Scout, an honor for both him and for those who have guided him, with best wishes for a bright future.*

***BE IT FURTHER PROCLAIMED** that we, the Mayor and Hillsborough Township Committee, thank all the members of the Boy Scouts of America, both past and present for their continued dedication and support within our community.*

- **Proclamation recognizing Ryan Centofanti for earning the status of Eagle Scout**

*WHEREAS, Ryan Centofanti, a member of Boy Scout Troop 489, has recently earned the status of Eagle Scout; and*

*WHEREAS, we the Hillsborough Township Committee recognize the many hours Ryan devoted to attaining the status of Eagle Scout, working with diligence and making sacrifices in order to achieve this highly coveted position; and*

*WHEREAS, Ryan designed and built a retaining wall around a bathroom at Oak Springs Girl Scout Camp; and*

*WHEREAS, the retaining wall was created using pressure treated wooden beams, steel rebar, and metal spikes; and*

*WHEREAS, Ryan added a layer of river stone between the bathroom and retaining wall; and*

*WHEREAS, the wall will help with soil erosion and maintain a level of privacy surrounding the bathroom.*

***NOW, THEREFORE, BE IT PROCLAIMED** that we, the Mayor and the Hillsborough Township Committee, do hereby recognize and extend our sincere congratulations to Ryan Centofanti for having achieved the status of Eagle Scout, an honor for both him and for those who have guided him, with best wishes for a bright future.*

***BE IT FURTHER PROCLAIMED** that we, the Mayor and the Hillsborough Township Committee, thank all the members of the Boy Scouts of America, both past and present for their continued dedication and support within our community.*

- **Proclamation recognizing Christopher Sireci for earning the status of Eagle Scout**

*WHEREAS, Christopher Sireci, a member of Boy Scout Troop 89, has recently earned the status of Eagle Scout; and*

***WHEREAS**, we the Hillsborough Township Committee recognize the many hours Christopher devoted to attaining the status of Eagle Scout, working with diligence and making sacrifices in order to achieve this highly coveted position; and*

***WHEREAS**, Christopher has served the Boy Scouts in an exemplary manner and is deserving of the honor bestowed upon him; and*

***WHEREAS**, Christopher refurbished and landscaped the parking lot of St. John's Episcopal Church in Somerville for his Eagle Project; and*

***WHEREAS**, Christopher was inducted into the Hillsborough High School Honor Society and was a member of the Cross Country team throughout High School; and*

***WHEREAS**, Christopher graduated from Hillsborough High School in June 2016 and will be attending the University of Rhode Island to study Geological Oceanography.*

***NOW, THEREFORE, BE IT PROCLAIMED** that we, the Mayor and the Hillsborough Township Committee, do hereby recognize and extend our sincere congratulations to Christopher Sireci for having achieved the status of Eagle Scout, an honor for both him and for those who have guided him, with best wishes for a bright future.*

***BE IT FURTHER PROCLAIMED** that we, the Mayor and the Hillsborough Township Committee, thank all the members of the Boy Scouts of America, both past and present for their continued dedication and support within our community.*

- **Proclamation recognizing Jared Tebbi for earning the status of Eagle Scout**

***WHEREAS**, Jared Tebbi, a member of Boy Scout Troop 89, has recently earned the status of Eagle Scout; and*

***WHEREAS**, we the Hillsborough Township Committee recognize the many hours Jared devoted to attaining the status of Eagle Scout, working with diligence and making sacrifices in order to achieve this highly coveted position; and*

***WHEREAS**, as his Eagle Scout Project, Jared designed and constructed multiple directory signs to be displayed in The One Hundred Wing of Hillsborough High school, to aid new students and visitors; and*

***WHEREAS**, Jared's experience during his Eagle Scout project provided him with an opportunity to gain leadership skills throughout the completion of his project; and*

***WHEREAS** Jared will be entering his senior year at Hillsborough High School and is looking forward to studying Medical Engineering in college.*

***NOW, THEREFORE, BE IT PROCLAIMED** that we, the Mayor and Hillsborough Township Committee, do hereby recognize and extend our sincere congratulations and best wishes for a bright future to Jared Tebbi for having achieved the status of Eagle Scout, an honor for both him and for those who have guided him.*

***BE IT FURTHER PROCLAIMED*** that we, the Mayor and Hillsborough Township Committee, thank all the members of the Boy Scouts of America, both past and present for their continued dedication and support within our community.

- **Proclamation recognizing Trevor Tomczak for earning the status of Eagle Scout**

***WHEREAS***, Trevor Tomczak, a member of Boy Scout Troop 489, has recently earned the status of Eagle Scout; and

***WHEREAS***, we the Hillsborough Township Committee recognize the many hours Trevor devoted to attaining the status of Eagle Scout, working with diligence and making sacrifices in order to achieve this highly coveted position; and

***WHEREAS***, Trevor has served the Boy Scouts in an exemplary manner and is deserving of the honor bestowed upon him; and

***WHEREAS***, Trevor's project consisted of cleaning and repairing the prayer path at Saint Joseph's Church in Millstone; and

***WHEREAS***, Trevor removed brush and nearly twenty trees, stained and painted multiple benches, repaired a large wooden cross, and mulched two outdoor classrooms and meditation areas; and

***WHEREAS***, Trevor will be entering his senior year at Hillsborough High School in the fall.

***NOW, THEREFORE, BE IT PROCLAIMED*** that we, the Mayor and the Hillsborough Township Committee, do hereby recognize and extend our sincere congratulations to Trevor Tomczak for having achieved the status of Eagle Scout, an honor for both him and for those who have guided him, with best wishes for a bright future.

***BE IT FURTHER PROCLAIMED*** that we, the Mayor and the Hillsborough Township Committee, thank all the members of the Boy Scouts of America, both past and present for their continued dedication and support within our community.

- **Proclamation recognizing Nicholas Yarka for earning the status of Eagle Scout**

***WHEREAS***, Nicholas Yarka; a Hillsborough High School Senior; and member of Boy Scout Troop 89, has recently earned the status of Eagle Scout; and

***WHEREAS***, we the Township Committee of the Township of Hillsborough recognize the many hours Nicholas devoted to attaining the status of Eagle Scout, working with diligence and making sacrifices in order to achieve this highly coveted position; and

***WHEREAS***, Nicholas has served the Boy Scouts in an exemplary manner and is deserving of the honor bestowed upon him; and

***WHEREAS***, Nicholas has served over 450 hours in pursuit of obtaining his Eagle Scout Status; and

*WHEREAS, Nicholas' Eagle Scout project consisted of a low ropes course including, rope bridge, swinging log, spider web, tire climb, and whale watch at the Hillsborough YMCA; and*

*WHEREAS, Nicholas strives for excellence as shown by being a 17 year old Eagle Scout and continuing to work for his bronze palm before he turns 18; and*

*WHEREAS, Nicholas looks forward to bringing the drive that has made him such a valued member of the community to the Webb institute in the fall, where he will be studying Naval Architecture and Machine Engineering.*

***NOW, THEREFORE, BE IT PROCLAIMED** that we, the Mayor and Township Committee of the Township of Hillsborough, do hereby recognize and extend our sincere congratulations to Nicholas Yarka for having achieved the status of Eagle Scout, an honor for both him and for those who have guided him, with best wishes for a bright future.*

***BE IT FURTHER PROCLAIMED** that we, the Mayor and Township Committee of the Township of Hillsborough, thank all the members of the Boy Scouts of America, both past and present for their continued dedication and support within our community.*

Deputy Mayor Suraci thanked everyone for joining in congratulating all of our Eagle Scouts.

#### **NEW BUSINESS**

- *none*

#### **PUBLIC COMMENT ON NEW BUSINESS AND MATTERS NOT ON THE AGENDA**

- *None*

#### **PUBLIC HEARINGS**

#### **2016-12 AN ORDINANCE AMENDING CHAPTER 341 OF THE CODE OF THE TOWNSHIP OF HILLSBOROUGH, TITLED "SUMP PUMP DISCONNECTION", SECTION 341-8, TITLED "DISCHARGE OF STORMWATER"**

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

**SECTION I.** Chapter 341 of the Code of the Township of Hillsborough, titled "Sump Pump Disconnection", Section 341-8, titled "Discharge of Stormwater", is hereby amended as follows:

§ 341-8. Discharge of stormwater.

A. For public safety, health and welfare, [residential] property owners shall be permitted to connect all sump pump, floor drain, roof drain and related apparatus discharge piping to the nearest storm sewers, provided that:



(1) The discharge piping is installed underground; and

(2) The piping discharges flow at least 10 feet from a building structure and at a location which will minimize infiltration to the building foundation and/or sanitary sewer; and] All applicable permits and approvals are obtained from the Engineering and Construction Departments.

(3) The piping will not discharge water onto adjoining property.

B. If the storm sewer is not available, the sump pump, floor drain, roof drain and/or related apparatus discharge piping [may be connected underground through the curb opening to the gutter line, provided that there is more than 0.5% gutter slope. In existing roadways, a road opening permit shall be required from the Public Works Department.] shall be directed to the nearest ditches or contained on the owner's property so that it does not adversely affect neighboring land. Pipe extensions shall not be directed toward adjoining properties nor shall pipe extensions discharge water onto adjoining properties.

C. In all other cases, [the discharge shall be directed to the nearest ditches or contained on the owner's property so that it does not adversely affect neighboring land.] the sump pump, floor drain, roof drain and/or related apparatus discharge piping shall end on a splash block at the foundation of the building.

D. Sump pump, floor drain, roof drain and/or related apparatus discharge piping shall no longer be permitted to discharge to any public streets or roadways. Existing discharges to public streets or roadways deemed by the Assistant Township Engineer to be causing an unsafe condition, such as, ponding of water or icing shall be removed as directed by the Assistant Township Engineer.

E. Assistance and guidance with respect to layout and the location of proper discharge points may be obtained through the Hillsborough Township [Board of Health or the Hillsborough Township Municipal Utilities Authority in those areas within its jurisdiction.] Engineering and Construction Departments.

**SECTION II.** If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

**SECTION III.** In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Township of Hillsborough, the provisions hereof shall be determined to govern. All other parts, portions and provisions of The Revised General Ordinances of the Township of Hillsborough are hereby ratified and confirmed, except where inconsistent with the terms hereof.

**SECTION IV.** This Ordinance shall take effect immediately upon final passage and publication according to law.

Deputy Mayor Suraci stated this ordinance amends sump pump discharge requirements to prohibit discharging into the street or onto neighboring property.

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

Upon Motion by Committeeman Burchette seconded by Committeewoman McCauley, to close the public hearing and adopt Ordinance 2016-12; the aforesaid resolution was unanimously approved upon call of the roll.

**2016-13 ORDINANCE AUTHORIZING ACCEPTANCE OF STORMWATER MEASURES MAINTENANCE EASEMENT FROM AMWELL COMMONS URBAN RENEWAL ASSOCIATES, L.P., FOR THE PROPERTY IDENTIFIED ON THE TAX MAP OF THE TOWNSHIP OF HILLSBOROUGH AS BLOCK 163.05, LOT 101.01**

**WHEREAS**, on July 9, 2015, the Township of Hillsborough Planning Board adopted a memorializing Resolution approving Application 15-PB-09-MSRB/SR, for the property identified as Block 163.05, Lot 101.01 on the Tax Map of the Township of Hillsborough (“Property”); and

**WHEREAS**, the Resolution of approval requires the owner of the Property to grant to the Township of Hillsborough a Stormwater Measures Maintenance Easement; and

**WHEREAS**, the Township Attorney has reviewed the attached Stormwater Measures Maintenance Easement and finds the same to be acceptable.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, as follows: (1) the Mayor and Clerk are hereby authorized to execute the Stormwater Measures Maintenance Easement on behalf of the Township; (2) the Township is authorized to accept and record the Stormwater Measures Maintenance Easement; and (3) this Ordinance shall take effect upon adoption and publication according to law.

Deputy Mayor Suraci said this is a requirement of the Planning Board approval that the Township accepts aforesaid easements

Deputy Mayor Suraci informed residents that this has been reviewed and found acceptable by the Township Attorney.

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

Upon Motion by Committeewoman McCauley seconded by Committeeman Burchette, to close the public hearing and adopt Ordinance 2016-13; the aforesaid resolution was unanimously approved upon call of the roll.

**2016-14 ORDINANCE AUTHORIZING ACCEPTANCE OF STORMWATER MEASURES, DETENTION BASIN AND POROUS PAVEMENT MAINTENANCE EASEMENT FROM RETS PARTNERS, LLC, FOR THE PROPERTY IDENTIFIED ON THE TAX MAP OF THE TOWNSHIP OF HILLSBOROUGH AS BLOCK 178.02, LOT 421**

**WHEREAS**, on June 25, 2015, the Township of Hillsborough Planning Board adopted a memorializing Resolution approving Application 15-PB-06-SRV, for the property identified on the Tax Map of the Township of Hillsborough as Block 178.02, Lot 421 (“Property”); and

**WHEREAS**, the Resolution of approval requires the owner of the Property to provide the Township of Hillsborough with a Stormwater Measures, Detention Basin and Porous Pavement Maintenance Easement; and

**WHEREAS**, the Township Attorney has reviewed the attached Stormwater Measures, Detention Basin and Porous Pavement Maintenance Easement and finds it to be acceptable.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, as follows: (1) the Township hereby accepts the attached Stormwater Measures, Detention Basin and Porous Pavement Maintenance Easement; and (2) this Ordinance shall take effect upon adoption and publication according to law.

Deputy Mayor Suraci indicated as with the previous ordinance, this too is a requirement of the planning board approval that the Township accepts aforesaid easements.

Deputy Mayor Suraci stated that this has been reviewed and found acceptable by the Township Attorney.

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

Upon Motion by Committeeman Burchette seconded by Committeewoman McCauley, to close the public hearing and adopt Ordinance 2016-14; the aforesaid resolution was unanimously approved upon call of the roll.

**2016-15 ORDINANCE APPROPRIATING CERTAIN MONIES HELD BY THE TOWNSHIP OF HILLSBOROUGH, COUNTY OF SOMERSET, STATE OF NEW JERSEY, FOR THE PURCHASE OF VARIOUS CAPITAL IMPROVEMENTS IN THE AMOUNT OF \$75,000.00, IN AND FOR THE TOWNSHIP OF HILLSBOROUGH**

**WHEREAS**, there are funds available in the Hillsborough Township Capital Improvement Fund in the amount of \$75,000.00; and

**WHEREAS**, the Hillsborough Township Committee has determined there is a need to appropriate the aforesaid Capital funds for the following purpose and amount:

Sidewalk Repairs and/or Replacements	75,000.00
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	75,000.00
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**NOW THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the aforementioned sums are hereby appropriated.

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

Deputy Mayor Suraci said this ordinance allocates funds for the sidewalk repair that was deemed necessary beyond what was already earmarked for 2016.

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

Upon Motion by Committeeman Burchette seconded by Committeeman Tomson, to close the public hearing and adopt Ordinance 2016-15; the aforesaid resolution was unanimously approved upon call of the roll.

**2016-16 ORDINANCE AUTHORIZING ACCEPTANCE OF STORMWATER MEASURES MAINTENANCE EASEMENT AND CONSERVATION EASEMENT FROM SHI-II HILLSBOROUGH, LLC, FOR THE PROPERTY IDENTIFIED ON THE TAX MAP OF THE TOWNSHIP OF HILLSBOROUGH AS BLOCK 182, LOT 37 AND MORE COMMONLY KNOWN AS 351 ROUTE 206, HILLSBOROUGH, NEW JERSEY**

**WHEREAS**, on July 23, 2015, the Township of Hillsborough Planning Board adopted a memorializing Resolution granting Application 15-PB-08-SR for preliminary and final major site plan approval with waivers to construct an extended care facility with fifty eight (58) units and related parking on the property identified on the Tax Map of the Township of Hillsborough as Block 182, Lot 37 and more commonly known as 351 Route 206, Hillsborough, New Jersey (“Property”); and

**WHEREAS**, the Resolution of approval requires the owner of the Property to grant to the Township of Hillsborough the following Easements attached hereto:

1. Stormwater Measures Maintenance Easement within Block 182, Lot 37; and
2. Conservation Easement within Block 182, Lot 37.

**WHEREAS**, the Hillsborough Township Attorney reviewed the 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 Stormwater Measures Maintenance Easement and Conservation Easement.

This ordinance shall take effect upon adoption and publication according to law.

Deputy Mayor Suraci explained this ordinance allows the Township to accept a maintenance easement and conservation easement as part of the board's approval.

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

Upon Motion by Committeeman Burchette seconded by Committeeman Tomson, to close the public hearing and adopt Ordinance 2016-16; the aforesaid resolution was unanimously approved upon call of the roll.

**2016-17 ORDINANCE AUTHORIZING ACCEPTANCE OF DEED OF DEDICATION FOR RIGHT OF WAY AND DEED OF EASEMENT FOR AGRICULTURAL PRESERVATION FROM ABSOLUTE PROPERTY MANAGEMENT, LLC, FOR THE PROPERTY IDENTIFIED ON THE TAX MAP OF THE TOWNSHIP OF HILLSBOROUGH AS BLOCK 202, LOT 19 AND MORE COMMONLY KNOWN AS 170 TOWNSHIP LINE ROAD, HILLSBOROUGH, NEW JERSEY**

**WHEREAS**, on February 17, 2016, the Township of Hillsborough Board of Adjustment adopted a memorializing Resolution granting Application BA-15-14 for a use variance to permit residential and commercial uses on the property identified on the Tax Map of the Township of Hillsborough as Block 202, Lot 19 and more commonly known as 170 Township Line Road, Hillsborough, New Jersey ("Property"); and

**WHEREAS**, the Resolution of approval requires the owner of the Property to grant to the Township of Hillsborough the following Dedication and Easement attached hereto:

1. Deed of Dedication for Right of Way, Block 182, Lot 37; and
2. Deed of Easement for Agricultural Preservation for a portion of Block 182, Lot 37.

**WHEREAS**, the Hillsborough Township Attorney reviewed the Dedication and Easement 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 Deed of Dedication for Right of Way and Deed of Easement for Agricultural Preservation.

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

Deputy Mayor Suraci said that this Ordinance is similar to the previous ordinance as this one authorizes the Township to accept a deed of dedication for a right of way and a deed of easement as part of the board's approval.

Deputy Mayor Suraci reminded residents that local land and building law only allows a municipality to accept land and interests in land through the adoption of an ordinance.

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

Upon Motion by Committeeman Burchette seconded by Committeeman Tomson, to close the public hearing and adopt Ordinance 2016-17; the aforesaid resolution was unanimously approved upon call of the roll.

## **INTRODUCTION OF NEW ORDINANCES**

### **2016-18 ORDINANCE AUTHORIZING EXECUTION OF RELEASE OF CONSERVATION EASEMENT AND EXECUTION OF DRAINAGE EASEMENT FOR PLEASANT VIEW ESTATES**

**WHEREAS**, in compliance with the requirements of the approval granted by the Township of Hillsborough Planning Board for Phase II of the Parkside at Mountainview Subdivision titled "Pleasant View Estates" the developer granted a "Conservation Easement" over a 7,000 square foot area in Block 180.04, Lots 3 and 4 to the Parkside at Mountainview Homeowners Association ("HOA") dated, October 19, 2006; and

**WHEREAS**, when the Planning Board approved the Subdivision, a portion of Lots 3 and 4 was designated as a grassed drainage swale, not a conservation area, to provide a filter effect for stormwater through the grass before reaching the storm basin and ultimately being released; and

**WHEREAS**, the Owners of Lots 3 and 4 and the HOA have executed a Release of Conservation Easement and a Drainage Easement in favor of the Township of Hillsborough to replace the

previously recorded Conservation Easement to clarify that the easement area is intended as a grass stormwater drainage swale and not a conservation area; and

**WHEREAS**, the attached Release of Conservation Easement and Drainage Easement have been reviewed by the Township Attorney and have been found acceptable.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, as follows: (1) the Mayor and Township Clerk are authorized to execute the Release of Conservation Easement and Drainage Easement on behalf of the Township for portions of Block 180.04, Lots 3 and 4 in the Township of Hillsborough in the form attached hereto; (2) the Mayor, Township Clerk and Township Attorney are authorized and directed to take such other actions as are reasonable and/or necessary to complete the execution and filing of the Release of Conservation Easement and Drainage Easement for portions of Block 180.04, Lots 3 and 4 in the Township of Hillsborough; and (3) this Ordinance shall take effect upon passage and publication as provided for by law.

Deputy Mayor Suraci stated this ordinance releases a previous recorded conservation easement in favor of a drainage easement in accordance with the original planning board approval.

Deputy Mayor Suraci said this has been reviewed and found acceptable by the Township Attorney.

Committeeman Burchette moved that the aforesaid Ordinance be passed on the first reading and that the Ordinance be further considered at a public hearing held on September 13, 2016 at 7:30 p.m. Said motion was seconded by Committeewoman McCauley and unanimously approved upon call of the roll.

## **CONSIDERATIONS**

### **1. RESOLUTION AUTHORIZING THE HIRING OF EDWARD KESSINGER, AS PART-TIME SENIOR TRANSPORTATION DRIVER IN THE SOCIAL SERVICES DEPARTMENT, EFFECTIVE AUGUST 10, 2016 AT THE HOURLY RATE OF \$17.00 PER HOUR NOT TO EXCEED 29 HOURS PER WEEK.**

**WHEREAS**, there exists a need for a part-time Senior Transportation Driver in the Township of Hillsborough Department of Social Services; and

**WHEREAS**, the Director of Parks, Recreation and Social Services recommends the hiring of Edward Kessinger, as part-time Senior Transportation Driver, effective August 10, 2016 at the hourly rate of \$17.00 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 Director of Parks, Recreation and Social Services is authorized to hire Edward Kessinger as part-time Senior Transportation

Driver in the Social Services Department effective August 10, 2016 at the hourly rate of \$17.00 per hour not to exceed 29 hours per week.

Deputy Mayor Suraci Stated that there exists a vacancy in the position of a part-time Senior Transportation Driver in the Social Services Department, effective August 10, 2016 at the hourly rate of \$17.00 per hour not to exceed 29 hours per week.

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

**2. RESOLUTION AUTHORIZING THE HIRING OF SCOTT WILLIAMSON, AS A TEMPORARY FULL-TIME FIRE/ELECTRICAL INSPECTOR, IN THE TOWNSHIP BUILDING DEPARTMENT, EFFECTIVE AUGUST 10, 2016 AT A SALARY OF \$62,000.00 .**

**WHEREAS**, there exists a need for a temporary full-time Fire/Electrical Inspector in the Township of Hillsborough Building Department; and

**WHEREAS**, the Construction Official recommends the hiring of Scott Williamson, as a temporary full-time Fire/Electrical Inspector effective August 10, 2016 at an annual salary of \$62,000.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the Construction Official is authorized to hire Scott Williamson as a temporary full-time Fire/Electrical Inspector effective August 10, 2016 at an annual salary of \$62,000.00.

Deputy Mayor Suraci said there exists a vacancy in the building department for the above mentioned position. Mr. Williamson has been interviewed and recommended to fill the vacancy for a one year term.

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

**3. RESOLUTION AUTHORIZING THE INSTALLATION OF GUIDE RAILS BY ROAD SAFETY SYSTEMS IN AN AMOUNT NOT TO EXCEED \$200,000.00 IN ACCORDANCE WITH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL CONTRACT #6MOCCP.**

**WHEREAS**, the Director of the Department of Public Works has requested authorization for the installation of guide rails in various locations throughout the Township; and

**WHEREAS**, Road Safety Systems will install guide rails in various locations throughout the Township in accordance with the Morris County Cooperative Pricing Council Contract #6MOCCP, of which the Township of Hillsborough is member, in an amount not to exceed \$200,000.00; and



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

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that it hereby authorizes and approves the installation of guide rails in various locations throughout the Township by Road Safety Systems in an amount not to exceed \$200,000.00 in accordance with the Morris County Cooperative Pricing Council Contract #6MOCCP.

Deputy Mayor Suraci informed residents that this resolution authorizes the replacement of wooden guide rails throughout the Township as funded through Capital Ordinances from 2015 and 2016.

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

**4. RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO HERBERT LUTZ & COMPANY IN AN AMOUNT NOT TO EXCEED \$5,800.00 FOR REPAIRS TO THE 30,000 GALLON FIBERGLASS UST FIRE CISTERN LOCATED AT 9 DEER PATH.**

**WHEREAS**, the Township of Hillsborough solicited quotes for repairs to the 30,000 gallon fiberglass UST fire cistern located at 9 Deer Path and three (3) responses were received as follows:

<b>Herbert Lutz &amp; Co., Inc.</b>	<b>\$ 5,800.00</b>
<b>American Fiberglass Tank Repair LLC</b>	<b>\$ 6,800.00</b>
<b>Conley Hydro Solutions</b>	<b>\$14,500.00</b>

**WHEREAS**, the Director of Public Works and the Township Qualified Purchasing Agent recommend the award of a contract to Herbert Lutz & Company in an amount not to exceed \$5,800.00 for repairs to the 30,000 gallon fiberglass UST fire cistern located at 9 Deer Path; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that it hereby authorizes and approves the award of a contract to Herbert Lutz & Company in an amount not to exceed \$5,800.00 for repairs to the 30,000 gallon fiberglass UST fire cistern located at 9 Deer Path.

Deputy Mayor Suraci informed residents there is a need to repair a fire cistern and this resolution authorizes said repair.

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

**5. RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) 2016 F-259 PICKUP TRUCK WITH SNOW PLOW FROM BEYER FORD IN AN AMOUNT NOT TO EXCEED \$34,430.50 THROUGH NEW JERSEY STATE CONTRACT #A88727.**

**WHEREAS**, the Township of Hillsborough Department of Public Works has requested authorization to purchase one (1) 2016 F-250 PickUp Truck with Snow Plow; and

**WHEREAS**, Director of Public Works and the Township Qualified Purchasing Agent recommend the purchase of this equipment from Beyer Ford through New Jersey State Contract #A88727 in an amount not to exceed \$34,430.50; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey hereby authorizes and approves the purchase of one (1) 2016 Ford F-250 PickUp Truck with Snow Plow from Beyer Ford in an amount not to exceed \$34,430.50 through State Contract #A88727.

Deputy Mayor Suraci stated that this resolution authorizes the purchase of a replacement pickup truck for the Department of Public Works.

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

**6. RESOLUTION AUTHORIZING AWARD OF CONTRACT TO MASTERS CONSTRUCTION COMPANY IN AN AMOUNT NOT TO EXCEED \$17,495.00 FOR THE INSTALLATION OF LITTLE TIKES PLAY EQUIPMENT AT HILLSBOROUGH PARK #3.**

**WHEREAS**, the Township of Hillsborough solicited quotes for the installation of Little Tikes Play Equipment at Hillsborough Park #3 and three (3) responses were received as follows:

<b>Masters Construction Co., Inc.</b>	<b>\$17,495.00</b>
<b>Greenlane Contractors</b>	<b>\$19,500.00</b>
<b>Safe-T-Site</b>	<b>\$19,555.00</b>

**WHEREAS**, the Director of Parks & Recreation and the Township Qualified Purchasing Agent recommend a contract be awarded to Masters Construction Company in an amount not to exceed \$17,495.00 for the installation of Little Tikes Play Equipment at Hillsborough Park #3; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that it hereby authorizes and approves

the award of a contract to Masters Construction Company in an amount not to exceed \$17,495.00 for the installation of Little Tikes Play Equipment at Hillsborough Park #3.

Deputy Mayor Suraci stated that this resolution authorizes the installation of new playground equipment at the municipal playground.

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

**7. RESOLUTION AUTHORIZING THE PURCHASE OF LITTLE TIKES PLAY EQUIPMENT FOR HILLSBOROUGH PARK #3 FROM BOYCE ASSOCIATES IN AN AMOUNT NOT TO EXCEED \$55,170.00 THROUGH NEW JERSEY STATE CONTRACT #T0103/81420.**

**WHEREAS**, the Township of Hillsborough needs to purchase Little Tikes Play Equipment for Hillsborough Park #3; and

**WHEREAS**, Director of Parks & Recreation and the Township Qualified Purchasing Agent recommend the purchase of this equipment from Boyce Associates Inc. through New Jersey State Contract #T0103/81420 in an amount not to exceed \$55,170.00; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey hereby authorizes and approves the purchase of Little Tikes Play Equipment for Hillsborough Park #3 from Boyce Associates in an amount not to exceed \$55,170.00 through New Jersey State Contract #T0103/81420.

Deputy Mayor Suraci explained that this resolution authorizes the purchase of replacement playground equipment for the municipal playground as authorized in the 2016 Capital Ordinance.

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

**CONSENT AGENDA**

**1. RESOLUTION APPROVING RELEASE OF FUNDS IN THE AMOUNT OF \$2,573.92 FROM THE ROYCEBROOK MEADOWS ENGINEERING INSPECTION FEE ESCROW.**

**WHEREAS**, a request has been received from Toll Brothers for the release of funds from the Roycebrook Meadows Engineering Inspection Fee Escrow; 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 authorize release from the Roycebrook Meadows Engineering Inspection Fee Escrow \$2,469.08 to Toll Brothers and \$104.84 to the Township of Hillsborough for engineering inspections performed.

**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 Assistant Township Engineer be and hereby are accepted and approved.

**2. RESOLUTION APPROVING RELEASE OF FUNDS IN THE AMOUNT OF \$489.08 FROM PLEASANT VIEW ESTATES III ENGINEERING INSPECTION FEE ESCROW, AND RELEASE OF CASH BOND IN THE AMOUNT OF \$87.48.**

**WHEREAS**, a request has been received from Toll Brothers for the release of funds from the Pleasant View Estates III Engineering Inspection Fee Escrow and the release of the Cash Bond; 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 authorize release from the Pleasant View Estates III Engineering Inspection Fee Escrow \$384.24 to Toll Brothers and \$104.84 to the Township of Hillsborough for engineering inspections performed; and

**WHEREAS**, the Assistant Township Engineer recommends that the Township Committee authorize release of the Cash Bond in the amount of \$87.48 to Toll Brothers.

**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 Assistant Township Engineer be and hereby are accepted and approved.

**3. RESOLUTION APPROVING RELEASE OF FUNDS IN THE AMOUNT OF \$15,172.64 FROM THE HILLSBOROUGH CHASE SECTION I ENGINEERING INSPECTION FEE ESCROW, \$247.96 FROM THE HILLSBOROUGH CHASE SECTION 2 ENGINEERING INSPECTION FEE ESCROW, AND \$11,000 FROM THE HILLSBOROUGH CHASE WINTER CERTIFICATE OF OCCUPANCY ESCROW.**

**WHEREAS**, requests have been received from Toll Brothers for the release of funds from the Hillsborough Chase Section 1 Engineering Inspection Fee Escrow, Hillsborough Chase Section 2 Engineering Inspection Fee Escrow, and Hillsborough Chase Winter Certificate of Occupancy Escrow; 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 release from the Hillsborough Chase Section 1 Engineering Inspection Fee Escrow \$15,067.80 to Toll Brothers and \$104.84 to the Township of Hillsborough for engineering inspections performed; and

**WHEREAS**, the Assistant Township Engineer recommends that the Township Committee release from the Hillsborough Chase Section 2 Engineering Inspection Fee Escrow \$143.12 to Toll Brothers and \$104.84 to the Township of Hillsborough for engineering inspections performed; and

**WHEREAS**, the Assistant Township Engineer recommends that the Township Committee release from the Hillsborough Chase Winter Certificate of Occupancy Escrow \$11,000.00 to Toll Brothers.

**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 Assistant Township Engineer be and hereby are accepted and approved.

**4. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO ROBERT DIGIORGIO IN THE HILLSBOROUGH TOWNSHIP DEPARTMENT OF PUBLIC WORKS, EFFECTIVE JUNE 25, 2016.**

**WHEREAS**, Robert DiGiorgio was hired as a Public Works Worker I in the Hillsborough Township Department of Public Work on January 25, 2016; and

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

**WHEREAS**, having qualified for regular employee status during the six-month probationary period, the Director of Public Works recommends that regular employee status be conferred upon Mr. DiGiorgio effective June 25, 2016.

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

**5. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO SHEILA CASTELLANO IN THE HILLSBOROUGH TOWNSHIP DEPARTMENT OF PUBLIC WORKS, EFFECTIVE JULY 4, 2016.**

**WHEREAS**, Sheila Castellano was hired as secretary in the Hillsborough Township Department of Public Work on April 4, 2016; and

**WHEREAS**, the Director of the Department of Public Works certifies that Ms. Castellano has performed her duties and assignments in a capable and competent manner; and

**WHEREAS**, having qualified for regular employee status during the three-month probationary period, the Director of Public Works recommends that regular employee status be conferred upon Ms. Castellano effective July 4, 2016.

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

**6. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO PATRICK GORMAN IN THE HILLSBOROUGH TOWNSHIP PLANNING/ZONING DEPARTMENT, EFFECTIVE JUNE 21, 2016**

**WHEREAS**, Patrick Gorman was hired as Zoning Officer/Assistant Planner in the Hillsborough Township Planning/Zoning Department on March 21, 2016; and

**WHEREAS**, the Planning Director certifies that Mr. Gorman has performed his duties and assignments in a capable and competent manner; and

**WHEREAS**, having qualified for regular employee status during the three-month probationary period, the Planning Director recommends that regular employee status be conferred upon Mr. Gorman effective June 21, 2016.

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

**7. RESOLUTION APPROVING RELEASE OF FUNDS IN THE AMOUNT OF \$752.52 FROM ROYCE BROOK MEADOWS DEVELOPMENT REVIEW ESCROW.**

**WHEREAS**, a request has been received from Toll Brothers for the release of funds from the Royce brook Meadows 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 the Township Committee release from the Roycebrook Meadows Development Fee Escrow \$752.52 to Toll Brothers.

**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.

**8. RESOLUTION AUTHORIZING USA TRACK & FIELD, INC., TO HOLD THE ANNUAL ROBERT WOOD JOHNSON UNIVERSITY HOSPITAL STEEPLECHASE DISTANCE RUN IN HILLSBOROUGH TOWNSHIP ON**

**SUNDAY, SEPTEMBER 25, 2016, PURSUANT TO THE REQUIREMENTS OUTLINED BY CHIEF DARREN POWELL.**

**WHEREAS**, USA Track & Field, Inc. has requested permission to hold the annual Robert Wood Johnson University Hospital Steeplechase Distance Run on Sunday, September 25, 2016, in Hillsborough Township; and

**WHEREAS**, USA Track & Field has produced a certificate of insurance naming the Township of Hillsborough as an insured; and

**WHEREAS**, Chief Powell and the 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 USA Track & Field is hereby authorized to hold the annual Robert Wood Johnson University Hospital Steeplechase Distance Run in Hillsborough Township on September 25, 2016.

**9. RESOLUTION AUTHORIZING THE SAMARITAN HOMELESS INTERIM PROGRAM TO HOLD THEIR ANNUAL PETER J. BIONDI 5K MEMORIAL RUN-WALK, IN HILLSBOROUGH TOWNSHIP ON SUNDAY, NOVEMBER 6, 2016, PURSUANT TO THE REQUIREMENTS OUTLINED BY CHIEF DARREN POWELL.**

**WHEREAS**, the Samaritan Homeless Interim Program has requested permission to hold their annual Peter J. Biondi 5K Run-Walk on Sunday, November 6, 2016, in Hillsborough Township; and

**WHEREAS**, the Samaritan Homeless Interim Program has produced a certificate of insurance naming the Township of Hillsborough as an insured; and

**WHEREAS**, Chief Powell and the 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 Samaritan Homeless Interim Program is hereby authorized to hold their annual Peter J. Biondi 5K Run-Walk in Hillsborough Township on November 6, 2016.

**10. RESOLUTION APPROVING A REQUEST FROM HRC FITNESS TO HOLD A 5K RUN IN HILLSBOROUGH TOWNSHIP ON SUNDAY, OCTOBER 2, 2016, PURSUANT TO THE REQUIREMENTS OUTLINED BY CHIEF DARREN POWELL.**

**WHEREAS**, HRC Fitness has requested permission to hold a 5K Run on Sunday, October 2, 2016, in Hillsborough Township; and

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

**WHEREAS**, Chief Powell 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 2, 2016 is hereby approved.

**11. RESOLUTION AUTHORIZING APPOINTMENT OF ANNETTE HENDERSON TO THE "TOWNSHIP SUBSTITUTE CALL LIST".**

**WHEREAS**, the Administrator recommends the appointment of Annette Henderson to the "Township Substitute Call List" to be utilized in circumstances when emergency coverage is needed.

**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 Administrator is hereby accepted and approved.

**12. RESOLUTION AUTHORIZING THE TRANSFER FROM PLANNING/BOARD OF ADJUSTMENT ESCROW TO THE TREASURER'S ACCOUNT.**

**WHEREAS**, that in accordance with the following summary of accrued Planning and Zoning charges related to plan review for April, May and June 2016, a total of \$3,423.40 should be transferred from the Planning/Board of Adjustment Escrow Accounts into the Treasurer's Account as indicated; and

**WHEREAS**, that each of the project line items has been verified against the Treasurer's Office account records for the period beginning 04/01/16 and ending 06/30/16 to ensure that sufficient funds are available for these transfers for 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 \$3,423.40 is to be transferred from the Planning/Board of Adjustment Escrow Accounts into the Treasurer's Account.



<b>Application Name</b>	<b>Application #</b>	<b>Escrow Name</b>	<b>Amount</b>
<b>Christian Community Chapel</b>	BA-15-09	CHRISCOMPB	\$ 23.29
<b>Conches, Frank &amp; Bernadette</b>	BA-15-20	CONCHESPL	\$ 23.29
<b>Country Classics - Phase 4A (Extension)</b>	07-PB-20-MJF	COUCLA4APL	\$ 23.29
<b>Dr. Ramaswamy (668 Route 206)</b>	16-PB-04-SRV	RAMASWAMP L	\$ 745.43
<b>Glen Gery (GG RE Co.)</b>	15-PB-04-MR	GLENGREPL	\$ 46.59
<b>Hillsborough Centre, LP (Starbucks)</b>	BA-15-22	HILCENTRPB	\$ 256.24
<b>Kazantzis, Sava &amp; Nancy</b>	BA-15-32	KAZANTZIPL	\$ 169.17
<b>Lazorchak, John</b>	BA-15-31	LAZORCHJPL	\$ 194.50
<b>Meadow Brook at Hillsborough</b>	16-PB-02-MJSR	MEADOWBRP L	\$ 442.60
<b>Montgomery Development LLC (2016 Extension)</b>	05-PB-19-SR	MONTPROPPL	\$ 23.29
<b>Muslim Center of Somerset County</b>	BA-15-24	MUSLIMCTPL	\$ 279.54
<b>RB Manufacturing, LLC</b>	16-PB-09-MSR	RBMANUFPL	\$ 186.36
<b>RETS Partners, LLC</b>	15-PB-06-SRV	RETSPARTPB	\$ 93.18
<b>Shoppes at Woods Tavern (HTCA) (REMAND)</b>	BA-10-13	SHOPPESPL	\$ 279.54
<b>SISSCO (Permadur Industries Inc.)</b>	16-PB-03-SRV	SISSCOPL	\$ 334.27

<b>Terrace Industrial Park (2016 Extension)</b>	08-PB-08-MJF	TERRINDUPB	\$ 23.29
<b>Verizon Wireless - Hillsborough 5 (324 Woods Rd.)</b>	BA-15-18	VERIZON5PL	\$ 256.24
<b>WSH enterprises - Amended Final (2016 Extension)</b>	08-PB-15-MJF	WSHENTERPL	\$ 23.29
<b>Total Transfer:</b>			<b>\$ 3,423.40</b>

**13. RESOLUTION RATIFYING AND CONFIRMING THE APPLICATION FOR CATERING PERMIT FOR THE NOBLE SAVAGE FOR AN EVENT HELD ON JULY 27, 2016.**

**WHEREAS**, an application for a Catering Permit was filed by The Noble Savage for an event held on July 27, 2016; 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 The Noble Savage for an event held on July 27, 2016.

**14. RESOLUTION APPROVING A CARNIVAL LICENSE APPLICATION FOR THE ROTARY CLUB OF HILLSBOROUGH FOR AN EVENT TO BE HELD ON AUGUST 16, 2016 THROUGH AUGUST 21, 2016.**

**WHEREAS**, an application for a Carnival License has been filed by the Rotary Club of Hillsborough for an event, to be held August 16, 2016 through August 21, 2016; 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 for the Rotary Club of Hillsborough for an event, to be held August 16, 2016 through August 21, 2016.

**15. RESOLUTION AUTHORIZING THE FOLLOWING ACTIONS FOR BEAZER HOMES: ACCEPTING MAINTENANCE BOND NO. 5040707 FROM BOND**

**SAFEGUARD INSURANCE COMPANY IN THE AMOUNT OF \$91,895.93; RELEASE PERFORMANCE BOND NO. 929408001; RELEASE CASH BOND IN THE AMOUNT OF \$27,024.00 AND ACCEPTING THE MOUNTAIN VIEW ROAD IMPROVEMENTS.**

**WHEREAS**, a request has been received from Beazer Homes for the acceptance of Maintenance Bond No. 5040707 from Bond Safeguard Insurance Company in the amount of \$91,895.93, the release of Performance Bond No. 929408001, the release Cash Bond in the amount of \$27,024.00 and accepting the Mountain View Road improvements; 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 accept the Maintenance Bond, the release Performance Bond, the release Cash Bond and accept the Mountain View Road improvements.

**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.

**16. RESOLUTION APPROVING THE APPLICATION FOR SPECIAL PERMIT FOR SOCIAL AFFAIR FOR MANVILLE-HILLSBOROUGH ELKS FOR AN EVENT TO BE HELD ON SEPTEMBER 10, 2016.**

**WHEREAS**, an application for a Special Permit for Social Affair has been filed by Manville-Hillsborough Elks for an event to be held on September 10, 2016; 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 Manville-Hillsborough Elks for an event to be held on September 10, 2016.

**17. RESOLUTION AUTHORIZING THE TRANSFER OF EARNED AMOUNTS OF \$7,210.12 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 \$7,210.12 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 1, 2016, 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 \$7,210.12 is to be transferred from the Engineering Escrow Accounts into the Treasurer’s Account.

<u>Client</u>	<u>Number</u>	<u>Transfer Amount</u>
Country Classics – 4C	612	-1,654.25
Country Classics – 4D	626	-493.31
Gateway@Sunnymeade	472	-624.15
Gateway Phase 5	614	-929.34
Gateway Phase 6	620	-115.40
Green Village	607	-283.22
Hidden Brook Estates	603	-378.71
Hillsborough Estates	539	-507.76
PLEABEAZIN	477	-377.91
RETS Partners	632	-1,788.37
Viatal Corp	631	-57.70
Grand Total		\$-7,210.12

**18. RESOLUTION AUTHORIZING THE REFUND OF RECREATION PROGRAM FEES IN THE AMOUNT OF \$3,431.00.**

**WHEREAS**, there are refunds due from Recreation program fees; and

**WHEREAS**, the Chief Financial Officer has received proof of such refunds being due and payable.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee, of the Township of Hillsborough, County of Somerset, State of New Jersey, the Chief Financial Officer is hereby authorized to refund said amounts as detailed below, in a total amount of \$3,431.00.

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<u>Name</u>	<u>Amount</u>	<u>Name</u>	
Andrew Sprecher	\$167.50	Joel Quilantang	\$120.00
Adriana Shapiro	\$120.00	Megha Shah	\$100.00
Kimberly Rak	\$26.00	Sharon Rizzi	\$15.00
Karleen McKelvey	\$110.00	Brenda Lauderman	\$80.00
Chunho Tsui	\$30.00	Mahasweta Mirsha	\$70.00
Bhaskar Gandauabi	\$160.00	Linda Liscwski	\$70.00
Kris Lockburner	\$120.00	Lauren Iannucci	\$120.00
Sandy Jaakobs	\$120.00	JoAnn Miller	\$360.00
Allison Highton	\$120.00	Dawn McDermid	\$120.00
Renee Sowinski	\$120.00	Tierra Hicks	\$120.00
Mike Spinelli	\$240.00	Amy Borer	\$120.00
Colleen Kester	\$120.00	Kathy Schmutz	\$50.00
Joe Rufalo	\$46.00	Fred Homiller	\$120.00
Yue Li	\$155.00	Peter Green	\$20.00

Cybil Ruh	\$31.50	Craig Cartmell	\$160.00
Gina Bengivenga	\$100.00		

**20. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO LIEUTENANT CHARLES BOYLE AND LIEUTENANT MICHAEL FITZPATRICK EFFECTIVE AUGUST 9, 2016.**

**WHEREAS**, Lieutenant Charles Boyle and Lieutenant Michael Fitzpatrick were appointed to the position of Lieutenant on February 9, 2016 for a six month probationary period; and

**WHEREAS**, Chief of Police Darren Powell has certified that Lieutenant Charles Boyle and Lieutenant Michael Fitzpatrick have successfully completed their probationary period; and

**WHEREAS**, Chief of Police Darren Powell highly recommends that permanent status be conferred upon Lieutenant Charles Boyle and Lieutenant Michael Fitzpatrick effective August 9, 2016.

**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 Chief of Police is hereby accepted and approved, and Lieutenant Charles Boyle and Lieutenant Michael Fitzpatrick are granted Permanent Employee Status effective August 9, 2016.

**21. RESOLUTION AUTHORIZES THE TOWNSHIP ATTORNEY TO ENTER INTO A STIPULATION OF SETTLEMENT RELATIVE TO THE TAX APPEALS CAPTIONED SAI MIDDLESEX FARMS, LP VS. HILLSBOROUGH TOWNSHIP, TAX COURT OF NEW JERSEY, DOCKET NOS. 003876-2015 AND 001269-2016.**

**WHEREAS**, SAI Middlesex Farms, LP (“Taxpayer”), the owner of Block 142, Lot 34 on the Township Tax Assessment Maps, commonly known as 216 Route 206 South (the “Property”), filed an Appeal of its 2015 and 2016 tax assessments in the Tax Court of New Jersey, Docket Nos. 003876-2015 and 001269-2016; and

**WHEREAS**, the Township Committee met and reviewed the aforesaid tax appeals and the recommendations of its Tax Assessor and Attorney; and

**WHEREAS**, acceptable settlements of the aforesaid tax appeals have been negotiated which settlement results in an affirmation of the 2015 total tax assessment of \$4,578,500; and

**WHEREAS**, the settlements also result in a reduction to the 2016 total tax assessment from \$4,578,500.00 to a total tax assessment of \$4,131,500.00; and

**WHEREAS**, statutory interest is waived by the Taxpayer and will not be paid to the Taxpayer conditioned upon the Tax Collector adjusting any taxes by credits in lieu of refunds applied to the first quarterly tax bill following issuance of Judgment; and

**WHEREAS**, the Tax Assessor has conducted a review of the market given the factual circumstances pertaining to the subject property, which include issues of market rents and vacancies, and determined that the settlement will result in an assessment at a fair assessable value of the Property consistent with assessing practices applicable in the Township as required by law; and

**WHEREAS**, the aforesaid reduction has no general application to other properties within the Township because of the aforesaid specific fact situation; and

**WHEREAS**, the Township will make this settlement with SAI Middlesex Farms, LP without prejudice to its dealings with any other Township taxpayer's request for tax assessment reduction; and

**WHEREAS**, the Township Committee has reviewed a copy of the proposed Stipulation of Settlement in this matter.

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

1. The Township Attorney is hereby authorized to execute the attached Stipulation of Settlement relative to the tax appeals of SAI Middlesex Farms, LP vs. Hillsborough Township, Tax Court of New Jersey, Docket Nos. 003876-2015 and 001269-2016; which settlement affirms the 2015 assessments; which further results in a reduction of the 2016 tax assessment from a total tax assessment of \$4,578,500.00 to a reduced total tax assessment of \$4,131,500.00; which further provides that the taxpayer waives interest on any refunds due to the Taxpayer and authorized the Tax Collector to adjust by credit in lieu of refunds, subject to any such credit commencing with the next quarterly tax payment, all as more specifically set forth in the Stipulation of Settlement.
2. The settlement outlined above shall be without prejudice to Hillsborough Township's dealings with any other Township taxpayers' request for tax assessment reductions.

Upon the motion of Committeeman Tomson seconded by Committeewoman McCauley, the Consent Agenda was unanimously approved upon call of the roll.

### **CLAIMS LIST**

Deputy Mayor Suraci asked to approve Claims Lists 2016-14.

Upon motion Committeeman Tomson, seconded by Committeeman Burchette, Claims List 2016-14 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, P.L. 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. Attorney Client Privilege:*
    - i. Weston Landfill*
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 Committeeman Tomson, seconded by Deputy Mayor Suraci, the public meeting was reopened at 8:25pm.

## ADJOURNMENT

Upon motion by Committeeman Tomson, seconded by Committeewoman McCauley, the meeting duly adjourned at 8:42 pm. Said motion was carried unanimously upon voice vote.

Attested:

Pamela Borek  
Township Clerk