

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 September 27, 2016.

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

SALUTE TO THE FLAG

Mayor DelCore 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 September 27, 2016.

APPROVAL OF MINUTES

- *Approval of the April 12, 2016 Executive Session Meeting Minutes*

Upon a motion by Committeeman Tomson, seconded by Committeeman Burchette, the minutes of the April 12, 2016 Executive Session were approved upon the call of the roll.

- *Approval of the May 10, 2016 Executive Session Meeting Minutes*

Upon a motion by Committeeman Burchette, seconded by Mayor DelCore, the minutes of the May 10, 2016 Executive Session Meeting was approved upon the call of the roll. Committeeman Tomson and Committeewoman McCauley abstained.

- *Approval of the May 24, 2016 Executive Session Meeting Minutes*

Upon a motion by Committeeman Burchette, seconded by Committeewoman McCauley, the minutes of the May 24, 2016 Executive Session were approved upon the call of the roll.

- *Approval of the June 28, 2016 Executive Session Meeting Minutes*

Upon a motion by Committeeman Burchette, seconded by Committeeman Tomson, the minutes of the June 28, 2016 Executive Session were approved upon the call of the roll.

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

Committeeman Burchette

Committeeman Burchette alerted residents that beginning Monday, October 3rd a section of Wertsville Road between Longhill Road and Montgomery Road will be closed for approximately 2 months.

Committeeman Burchette noted that detour signs will be posted along with variable message boards assisting motorists with the detour. Committeeman Burchette said that residents will be able to access Wertsville Road from the Montgomery Road side and that they should please allow extra time.

Committeeman Burchette said that tomorrow Wednesday, September 28th is the EBDC Networking Social at Royce Brook Golf Course. Committeeman Burchette also noted that on-line registration is required, no payments will be accepted at the door. Committeeman Burchette said to visit the HBA website to register.

Committeeman Burchette informed residents that the Rotary Club of Hillsborough Veterans and Active Military Appreciation Day is fast approaching. Committeeman Burchette noted that multiple clubs in the Rotary District have come together to host this special event, which will be held Saturday, October 8, from 1 - 5 PM and the public is invited.

Committeewoman McCauley

Committeewoman McCauley said that Chief Powell of the Hillsborough Police Department would like to remind all residents “if you see something, say something”. Committeewoman McCauley noted that suspicious activity is any observed behavior that could indicate terrorism or a terrorism related crime and that together, we can keep our community safe. Committeewoman McCauley informed residents that there is a free app available on both iTunes and Google Play called Safe-NJ. Committeewoman McCauley noted that the Safe-NJ app, enables NJ residents and surrounding states to instantly report suspicious activity from a smartphone or mobile device, which is sent directly to the Counter Terrorism Watch personnel.

Committeewoman McCauley reminded residents of the new Court hours starting Monday, October 3rd. Committeewoman McCauley said that the Shared Municipal Court of Hillsborough, Montgomery and Manville will be having new hours which will include a Tuesday daytime session in addition to the existing Monday evening session.

The Court Sessions will be as follows:

Monday sessions will remain the same

3:30pm	DUI pre-trials
5pm	Contested cases

Tuesday schedule is as follows:

10am	Manville first appearances
10:30	Montgomery first appearances
11am	Hillsborough first appearances
12pm	Contested Cases

Committeewoman McCauley noted that there are new hours and will be on the website if anybody needs those hours.

Committeewoman McCauley reminded residents that CERT training is available, hosted by the Somerset County Office of Emergency Management, starting Tuesday, Oct. 4. Committeewoman McCauley noted that seating is limited to the first 30 residents and that registration forms are due by Friday, Sept. 30.

Committeewoman McCauley said that classes will be held at the Somerset County Emergency Services Training Academy, located at 402 Roycefield Road in Hillsborough, Oct. 4, 6, 11, 13, 18, and 20 from 7 to 10 p.m. and Saturday, Oct. 15 and 22, from 9 a.m. to 5 p.m.

Committeewoman McCauley noted that the CERT program is free for Somerset County residents and students who complete all modules will receive a CERT certificate of completion.

Committeewoman McCauley added that she had a great time at our 3rd Senior Olympics last week with the Mayor joining all of our seniors. Committeewoman McCauley expressed her thanks to the Recreation Department and Social Services for putting on such a great event for our seniors. Committeewoman McCauley thanked Chief Powell and Bob Wagner, Recreation Department Head, for handing out the medals at the end of the day.

Committeeman Tomson

Committeeman Tomson said that the Township's Children's Halloween Party is set for Thursday, October 27th from 4:30-6:30 pm and that pre-registration is required. Committeeman Tomson noted that the cost to participate is \$5 per child, which includes a hay ride to pick a pumpkin, a visit to the haunted house and a goodie bag. Committeeman Tomson said to register, please visit the Parks & Recreation website on www.hillsborough-nj.org.

Committeeman Tomson said the Recreation Department will also host the 2nd Annual HOWL-O-WEEN Party which will be held on Saturday, October 29th and that registration is at 8:30 AM, which will be followed by the parade and costume contest. Committeeman Tomson noted that the dog park is a leash-free area for dogs over the age of 6 months and dogs must be spayed or neutered and cannot show any signs of aggression to enter the dog park.

Committeeman Tomson reminded residents that the Flu Vaccination Clinic will be held on Thursday, Oct.6, from 3PM to 6:30 PM. Committeeman Tomson noted that all the details are in the Friday e-news and on the website www.hillsborough-nj.org

Mayor DelCore

Mayor DelCore also noted that the our Senior Olympics were this past week and he expressed his thanks to all the Township employees that participated from our Recreation Department and Social Services and also to Joetta Clark Diggs who participated in the event.

Mayor DelCore told residents that last Tuesday September 20, 2016 Somerset County held their Spirit of Somerset Awards. Mayor Delcore noted across a number of categories with a series of awards to display good community spirit that Hillsborough was well represented with winners in four groups being recognized in the following categories for the event:

- *Kevin Murphy & the Cultural & Arts Committee
- *Hillsborough YMCA Senior Exercise program
- *Cathy Faerber for Social Services
- *John Bittle (Mr.Fix it) Handyman Program for volunteerism

Mayor DelCore thanked all those who volunteer and show the spirit of Somerset and he appreciated and thanked the county for having the ceremony. Mayor DelCore also thanked the well deserving recipients for representing Hillsborough in such a positive way.

Mayor DelCore reported that it is time to submit scenery photos for consideration for the 2017 Town Calendar. Mayor DelCore said individuals interested in submitting photographs for consideration can email their high resolution image to the Township Clerk at pborek@hillsborough-nj.org. Mayor DelCore said a photo release will need to accompany the pictures and there is no guarantee that the photo will be used but we welcome anyone who would like to submit a photo. Mayor DelCore noted that the calendar will be distributed to all homes in Hillsborough, there is no cost to the Township or it's residents as it is funded through advertising in the calendar.

Mayor DelCore noted that advertising opportunities are also available in the calendar and are being handled directly through Town Planner. Please contact Jim O'Dowd at 973-650-2736 or jimodowd@townplanner.com for more information regarding advertising in the calendar.

Mayor DelCore said Credit Card Grant Applications are being accepted for non-profit youth and senior groups to apply for grants up to \$2,000, through the Hillsborough Affinity Reward Credit Card. Mayor DelCore stated that we renewed the program with Affinity and that we are thankful to them for their support of the community. Mayor DelCore reminded residents that use of the Card provides funds back to the Township that are used to provide tangible assets for non profit and youth groups. Mayor DelCore noted that the deadline to submit the application is October 12th in the Administration Office.

PROCLAMATIONS/PRESENTATIONS PRESENTATIONS PROCLAMATIONS

PROCLAMATIONS / APPOINTMENTS

- **Proclamation recognizing October as Breast Cancer Awareness Month**

***WHEREAS,** October is National Breast Cancer Awareness Month, which is an annual campaign to increase awareness of this disease, encourage early detection, and support research to find a cure; and while we have seen an increase in mammography rates and a decline in deaths there is more we can do; and*

***WHEREAS,** National Breast Cancer Awareness Month remains dedicated to increasing public knowledge about the importance of early detection of breast cancer diagnosis and treatment; and*

***WHEREAS,** breast cancer remains the second leading cause of cancer deaths among women; and both men and women should be aware that age, genetics, and family history are factors that can contribute to the risk of developing this disease; and*

***WHEREAS,** the awareness campaign is encouraging individuals to help reduce their risk of breast cancer through regular self-exams, clinical breast exams, and mammograms which are vital since treatments are most effective when breast cancer is detected early; and*

***WHEREAS,** the National Cancer Institute estimates in the United States, more than 230,000 (female) and 2,300 (male) new cases of breast cancer will be diagnosed this year; and*

***WHEREAS,** Kathleen Cirioli, a two time cancer survivor; along with Joanne Liscovitz, co-founders of Dance for the Cure, a non-profit organization, have helped local families impacted by breast cancer; with donations*

totaling over \$425,000 to date" at their annual fundraiser "Ribbons of Hope", to raise money to help individuals in need during their cancer journey; and

WHEREAS, Dance for the Cure is a not for profit organization committed to the prevention and cure of breast cancer through the celebration of dance, providing financial assistance to local women impacted by breast cancer.

NOW, THEREFORE, BE IT PROCLAIMED that we, the Mayor and the Township Committee, do hereby recognize all of the above and declare October, 2016 as National Breast Cancer Awareness Month and urge all women and their families to increase their knowledge about breast cancer and join us to celebrate successes and memorialize lost battles.

- **Proclamation honoring ATA Legacy Martial Arts for their various achievements**

WHEREAS, a delegation of students from ATA Legacy Martial Arts travelled to the ATA World Championships from June 27th to July 3rd; and

WHEREAS, 25 individuals from ATA Legacy Martial Arts competed against Martial Artists from around the world; and

WHEREAS, ATA Legacy Martial Arts competitors won 8 World Champion Titles in traditional and creative forms, weapons, sparring, and combat weapons sparring competitions; and

WHEREAS, Laurie and Nick Patullo won a title in both Traditional Forms and Traditional Weapons and Stephanie Patullo won a title in Creative Forms; and

WHEREAS, Dilon Cace won a title in Combat Weapons Sparring, Veronica Lee won a title in Traditional Weapons, and Frank McLaughlin won a title in Traditional Sparring; and

WHEREAS, ATA Legacy Martial Arts owner Jorge Lee was inducted as a Master Instructor after 26 years of training in the Songahm style of Taekwondo.

NOW, THEREFORE, BE IT PROCLAIMED that we, the Mayor and the Hillsborough Township Committee, do hereby recognize and extend our sincere congratulations to Master Jorge Lee and all the students who competed at the World Championships from ATA Legacy Martial Arts.

BE IT FURTHER PROCLAIMED that we, the Mayor and the Hillsborough Township Committee, further commend ATA Legacy Martial Arts for the honor that they have brought to themselves and their community through their many achievements and wish them continued success in all of their future endeavors.

- **Proclamation honoring Christopher Machala for earning the status of Eagle Scout**

WHEREAS, Christopher Machala, a member of Boy Scout Troop 89 and a Sophomore at Hillsborough High School, 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's project consisted of purchasing, assembling and installing 3 military benches and a POW MIA monument in Hillsborough's Garden of Honor; and

WHEREAS, Christopher raised over \$6300 selling patriotic chocolate lollipops and working side by side with The Township of Hillsborough, The Hillsborough Rotary Club, The Hillsborough Memorial VFW Post #8371, The Military Order of The Purple Heart Chapter 27, Mary Mother of God Church and the citizens of Hillsborough to solicit funds for his project; and

WHEREAS, Christopher successfully completed the project in time for the 2016 Memorial Day Commemoration Program to pay tribute to our veterans.

NOW, THEREFORE, BE IT PROCLAIMED that we, the Mayor and the Hillsborough Township Committee, do hereby recognize and extend our sincere congratulations to Christopher Machala 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 honoring Betty York's retirement from the Hillsborough Township Police Department**

WHEREAS, Betty York, Records Secretary with the Hillsborough Township Police Department, is retiring after thirty seven years of dedicated service; and

WHEREAS, Betty began her full time career as Secretary on May 14, 1979 for the Hillsborough Township Police Department, when it was located on East Mountain Road; and

WHEREAS, in 1990 when Police Headquarters was moved from East Mountain Road to it's current location Betty was assigned to the Records Bureau; and

WHEREAS, Betty remained as Secretary in the Records Bureau until her retirement; and

WHEREAS, Betty also had the responsibility of overseeing civilian volunteers in the Records Department; and

WHEREAS, Betty has worked under five chiefs during her career, Chief Donald Dowches, Chief Henry Genzel, Chief Robert Gazaway, Chief Paul Kaminsky and current Chief Darren Powell; and

WHEREAS, Betty received recognition from various citizens for her help in obtaining records; and

WHEREAS, Betty received a Letter of Appreciation from Chief Kaminsky for her help during Hurricane Irene in 2011.

***WHEREAS,** Betty has served the Township of Hillsborough and its' residents with passion and selflessness throughout her career.*

***NOW, THEREFORE, BE IT PROCLAIMED,** that we, the Mayor and the Township Committee of the Township of Hillsborough hereby express our gratitude for all the hard work and dedication of Betty York for the community of Hillsborough.*

***BE IT FURTHER PROCLAIMED,** that we the Mayor and Township Committee of the Township of Hillsborough, along with her numerous co-workers, and the citizens of Hillsborough Township thank Betty York for her valuable contributions to Hillsborough Township, and wish her well in all of her future endeavors.*

PRESENTATIONS

- *none*

NEW BUSINESS

- *None*

PUBLIC COMMENT ON NEW BUSINESS AND MATTERS NOT ON THE AGENDA

- *None*

PUBLIC HEARINGS

INTRODUCTION OF NEW ORDINANCES

2016-20 AN ORDINANCE REPEALING AND REPLACING CHAPTER 172 “FLOOD DAMAGE PREVENTION” OF THE CODE OF THE TOWNSHIP OF HILLSBOROUGH. FURTHER CONSIDERATION OF THIS ORDINANCE AND PUBLIC HEARING WILL BE HELD ON OCTOBER 25, 2016.

Be it ordained by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that Chapter 172 “Flood Damage Prevention” of the Code of the Township of Hillsborough be and is hereby repealed and replaced as follows:

Section 1. Chapter 172. Flood Damage Prevention

Article I. Statutory Authorization, Finding of Fact; Purpose and Objectives

§ 172-1. Statutory Authorization.

The Legislature of the State of New Jersey has in N.J.S.A. 40:48-1, et seq., delegated the responsibility to local governmental units to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry. The Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey does ordain as follows:

§ 172-2. Findings of Fact.

- A. The flood hazard areas of the Township of Hillsborough are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety, and general welfare.
- B. These flood losses are caused by the cumulative effect of obstructions in areas of special flood hazard which increase flood heights and velocities, and when inadequately anchored, causes damage in other areas. Uses that are inadequately floodproofed, elevated or otherwise protected from flood damage also contribute to the flood loss.

§ 172-3. Statement of Purpose.

It is the purpose of this ordinance to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed:

- A. To protect human life and health;
- B. To minimize expenditure of public money for costly flood control projects;
- C. To minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- D. To minimize prolonged business interruptions;
- E. To minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets, bridges located in areas of special flood hazard;
- F. To help maintain a stable tax base by providing for the sound use and development of areas of special flood hazard so as to minimize future flood blight areas;
- G. To insure that potential buyers are notified that property is in an area of special flood hazard; and;
- H. To ensure that those who occupy the areas of special flood hazard assume responsibility for their actions.

§ 172-4. Methods of Reducing Flood Losses.

In order to accomplish its purposes, this ordinance includes methods and provisions for:

- A. Restricting or prohibiting uses which are dangerous to health, safety, and property due to water or erosion hazards, or which result in damaging increases in erosion or in flood heights or velocities;
- B. Requiring that uses vulnerable to floods including facilities which serve such uses, be protected against flood damage at the time of initial construction;

- C. Controlling the alteration of natural flood plains, stream channels, and natural protective barriers, which help accommodate or channel flood waters;
- D. Controlling filling, grading, dredging, and other development which may increase flood damage; and,
- E. Preventing or regulating the construction of flood barriers which will unnaturally divert floodwaters or which may increase flood hazards in other areas.

Article II. Definitions.

§ 172-5. Definitions.

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance its most reasonable application.

“AO Zone” is an area subject to inundation by 1-percent-annual-chance shallow flooding (usually sheet flow on sloping terrain) where average depths are between one and three feet.

“AH Zone” is an area subject to inundation by 1-percent-annual-chance shallow flooding (usually areas of ponding) where average depths are between one and three feet. Base Flood Elevations (BFEs) derived from detailed hydraulic analyses are shown in this zone.

"Appeal" means a request for a review of the Building Inspector's interpretation of any provision of this ordinance or a request for a variance.

"Area of shallow flooding" means a designated AO, AH, or VO zone on a community's Digital Flood Insurance Rate Map (DFIRM) with a one percent annual or greater chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

"Area of special flood hazard" means the land in the flood plain within a community subject to a one percent or greater chance of flooding in any given year. Is shown on the FIRM as Zone V, VE, V1-30, A, AO, A1-A30, AE, A99, or AH.

"Base flood" means a flood having a one percent chance of being equaled or exceeded in any given year.

“Base Flood Elevation” is the flood elevation shown on a published Flood Insurance Study (FIS) including the Flood Insurance Rate Map (FIRM). For Zones AE, AH, AO, and A1-30 the elevation represents the water surface elevation resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year.

"Basement" means any area of the building having its floor subgrade (below ground level) on all sides.

"Breakaway wall" means a wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or supporting foundation system.

"Development" means any manmade change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations, or storage of equipment or materials located within the area of special flood hazard.

"Digital Flood Insurance Rate Map (DFIRM)" is the official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

"Elevated building" means a non-basement building (i) built, in the case of a building in a Area of Special Flood Hazard, to have the top of the elevated floor, elevated above the base flood elevation plus freeboard by means of piling, columns (posts and piers), or shear walls parallel to the flow of the water, and (ii) adequately anchored so as not to impair the structural integrity of the building during a flood up to the magnitude of the base flood. In an Area of Special Flood Hazard "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of flood waters.

"Erosion" is the process of the gradual wearing away of land masses.

"Existing Manufactured Home Park or Subdivision" is a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by the community.

"Flood or flooding" means a general and temporary condition of partial or complete inundation of normally dry land areas from:

- A. The overflow of inland or tidal waters; and/or
- B. The unusual and rapid accumulation or runoff of surface waters from any source.

"Flood Insurance Rate Map" (FIRM) means the official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

"Flood Insurance Study" (FIS) means the official report in which the Federal Insurance Administration has provided flood profiles, as well as the Flood Insurance Rate Map(s) and the water surface elevation of the base flood.

"Floodplain management regulations" means zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance and erosion control ordinance) and other applications of police power. The term describes such State or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

“Floodproofing” is any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

"Floodway" means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than 0.2 foot.

“Freeboard” is a factor of safety usually expressed in feet above a flood level for purposes of floodplain management. “Freeboard” tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a select size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization of the watershed.

"Highest adjacent grade" means the highest natural elevation of the ground surface prior to construction next to the proposed or existing walls of a structure.

"Historic Structure" means any structure that is:

- A. Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- B. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- C. Individually listed on a State inventory of historic places in States with historic preservation programs which have been approved by the Secretary of the Interior; or
- D. Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 - (1) By an approved State program as determined by the Secretary of the Interior; or
 - (2) Directly by the Secretary of the Interior in States without approved programs.

"Lowest Floor" means the lowest floor of the lowest enclosed area [including basement]. An unfinished or flood resistant enclosure, useable solely for the parking of vehicles, building access or storage in an area other than a basement is not considered a building's lowest floor provided that such enclosure is not built so to render the structure in violation of other applicable non-elevation design requirements of 44 CFR Section 60.3.

"Manufactured home" means a structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when attached to the required utilities. The term "manufactured home" does not include a "recreational vehicle".

"Manufactured home park or manufactured home subdivision" means a parcel (or contiguous parcels) of land divided into two (2) or more manufactured home lots for rent or sale.

"New construction" means structures for which the start of construction commenced on or after the effective date of a floodplain regulation adopted by a community and includes any subsequent improvements to such structures.

"New manufactured home park or subdivision" means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of the flood plain management regulations adopted by the municipality.

"Recreational vehicle" means a vehicle which is [i] built on a single chassis; [ii] 400 square feet or less when measured at the longest horizontal projections; [iii] designed to be self-propelled or permanently towable by a light duty truck; and [iv] designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

"Start of Construction" for other than new construction or substantial improvements under the Coastal Barrier Resources Act (P.L. No. 97-348) includes substantial improvements and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site such as the pouring of a slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation, or the placement of a manufactured home on a foundation.

Permanent construction does not include land preparation, such as clearing, grading and filling nor does it include the installation of streets and/or walkways, nor does it include excavation for a basement, footings or piers, or foundations or the erection of temporary forms, nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

"Structure" means a walled and roofed building, a manufactured home, or a gas or liquid storage tank that is principally above ground.

"Substantial Damage" means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

"Substantial Improvement" means any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either:

- A. Any project for improvement of a structure to correct existing violations of State or local health, sanitary or safety code specifications which have been identified by the local code enforcement officer and which are the minimum necessary to assure safe living conditions; or
- B. Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure".

"Variance" means a grant of relief from the requirements of this ordinance that permits construction in a manner that would otherwise be prohibited by this ordinance.

"Violation" is the failure of a structure or other development to be fully compliant with this ordinance. A new or substantially improved structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in 44 CFR §60.3(b)(5), (c)(4), (c)(10), (e)(2), (e)(4), or (e)(5) is presumed to be in violation until such time as that documentation is provided.

Article III. GENERAL PROVISIONS

§ 172-6. Lands To Which This Chapter Applies.

This ordinance shall apply to all areas of special flood hazards within the jurisdiction of the Township of Hillsborough, Somerset County, New Jersey.

§ 172-7. Basis For Establishing The Areas of Special Flood Hazard.

- A. The areas of special flood hazard for the Township of Hillsborough, Community No. 340436, are identified and defined on the following documents prepared by the Federal Emergency Management Agency:
 - (1) A scientific and engineering report "Flood Insurance Study, Somerset County, New Jersey (All Jurisdictions)" dated November 4, 2016.
 - (2) Digital Flood Insurance Rate Map for Somerset County, New Jersey (All Jurisdictions) as shown on Index and panel numbers 34035C0118E, 34035C0119E, 34035C0134E, 34035C0137E, 34035C0138E, 34035C0139E, 34035C0141E, 34035C0142E, 34035C0143E, 34035C0144E, 34035C0153E, 34035C0161E, 34035C0163F, 34035C0164F, 34035C0206E, 34035C0207E, 34035C0209E, 34035C0217E, 34035C0226E, 34035C0227E, 34035C0228E, 34035C0229E, 34035C0231E, 34035C0232E, 34035C0234E, 34035C0236E, 34035C0251E, 34035C0252F, 34035C0253F, 34035C0254F; whose effective date is November 4, 2016.
- B. The above documents are hereby adopted and declared to be a part of this ordinance. The Flood Insurance Study and maps are on file at 379 South Branch Road, Hillsborough, NJ 08844.

§ 172-8. Penalties For Noncompliance.

No structure or land shall hereafter be constructed, re-located to, extended, converted, or altered without full compliance with the terms of this ordinance and other applicable regulations. Any person who violates this ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$1,250.00 or imprisoned for not more than 90 days, or both, for each violation, and in addition shall pay all costs and expenses involved in the case. Nothing herein contained shall prevent the Township of Hillsborough from taking such other lawful action as is necessary to prevent or remedy any violation.

§ 172-9. Abrogation And Greater Restrictions.

This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and other ordinance, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

§ 172-10. Interpretation.

In the interpretation and application of this ordinance, all provisions shall be:

- A. Considered as minimum requirements;
- B. Liberally construed in favor of the governing body; and
- C. Deemed neither to limit nor repeal any other powers granted under State statutes.

§ 172-11. Warning And Disclaimer Of Liability.

- A. The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood Heights may be increased by man-made or natural causes. This ordinance does not imply that land outside the area of special flood hazards or uses permitted within such areas will be free from flooding or flood damages.
- B. This ordinance shall not create liability on the part of the Township of Hillsborough, any officer or employee thereof or the Federal Insurance Administration, for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made thereunder.

Article IV. DEVELOPMENT PERMIT

§ 172-12. Establishment of Development Permit.

A Development Permit shall be obtained before construction or development begins, including placement of manufactured homes within any area of special flood hazard established in § 172-7. Application for a Development Permit shall be made on forms furnished by the Building Inspector and may include, but not be limited to; plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area in question; existing or proposed structures, fill, storage of

materials, drainage facilities; and the location of the foregoing. Specifically, the following information is required:

- A. Elevation in relation to mean sea level, of the lowest floor (including basement) of all structures;
- B. Elevation in relation to mean sea level to which any structure has been flood proofed;
- C. Certification by a registered professional engineer or architect that the floodproofing methods for any nonresidential structure meet the floodproofing criteria in § 172-17B; and
- D. Description of the extent to which any watercourse will be altered or relocated as a result of proposed development.

§ 172-13. Designation Of Local Administrator.

The Building Inspector is hereby appointed to administer and implement this ordinance by granting or denying development permit applications in accordance with its provisions.

§ 172-14. Duties And Responsibilities Of Administrator.

Duties of the Building Inspector shall include, but not be limited to:

- A. Permit Review.
 - (1) Review all development permits to determine that the permit requirements of this ordinance have been satisfied.
 - (2) Review all development permits to determine that all necessary permits have been obtained from those Federal, State or local governmental agencies from which prior approval is required.
 - (3) Review all development permits to determine if the proposed development is located in the floodway, assure that the encroachment provisions of § 172-18A are met.
- B. Use of Other Base Flood And Floodway Data.

When base flood elevation and floodway data has not been provided in accordance with § 172-7, Basis For Establishing The Areas Of Special Flood Hazard, the Building Inspector shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a Federal, State or other source, in order to administer § 172-17A, Specific Standards, Residential Construction, and § 172-17B, Specific Standards, Nonresidential Construction.

- C. Information To Be Obtained And Maintained.
 - (1) Obtain and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures, and whether or not the structure contains a basement.

- (2) For all new or substantially improved floodproofed structures:
 - (a) verify and record the actual elevation (in relation to mean sea level); and
 - (b) maintain the floodproofing certifications required in § 172-12C.
- (3) Maintain for public inspection all records pertaining to the provisions of this ordinance.

D. Alteration of Watercourses.

- (1) Notify adjacent communities and the New Jersey Department of Environmental Protection, Dam Safety and Flood Control Section and the Land Use Regulation Program prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Insurance Administration.
- (2) Require that maintenance is provided within the altered or relocated portion of said watercourse so the flood carrying capacity is not diminished.

E. Substantial Damage Review.

- (1) After an event resulting in building damages, assess the damage to structures due to flood and non-flood causes.
- (2) Record and maintain the flood and non-flood damage of substantial damage structures and provide a letter of Substantial Damage Determination to the owner and the New Jersey Department of Environmental Protection, Dam Safety and Flood Control Section.
- (3) Ensure substantial improvements meet the requirements of § 172-17A, Specific Standards, Residential Construction, and § 172-17B, Specific Standards, Nonresidential Construction.

F. Interpretation of FIRM Boundaries.

Make interpretations where needed, as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in § 172-15.

§ 172-15. Variance Procedure.

A. Appeal Board.

- (1) The Township of Hillsborough Planning Board as established by the Township of Hillsborough shall hear and decide appeals and requests for variances from the requirements of this ordinance.

- (2) The Township of Hillsborough Planning Board shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the Building Inspector in the enforcement or administration of this ordinance.
- (3) Those aggrieved by the decision of the Township of Hillsborough Planning Board, or any taxpayer, may appeal such decision to the Superior Court of New Jersey, as provided in R. 4:69.
- (4) In passing upon such applications, the Township of Hillsborough Planning Board, shall consider all technical evaluations, all relevant factors, standards specified in other sections of this ordinance, and:
 - (a) the danger that materials may be swept onto other lands to the injury of others;
 - (b) the danger to life and property due to flooding or erosion damage;
 - (c) the susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
 - (d) the importance of the services provided by the proposed facility to the community;
 - (e) the necessity to the facility of a waterfront location, where applicable;
 - (f) the availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;
 - (g) the compatibility of the proposed use with existing and anticipated development;
 - (h) the relationship of the proposed use to the comprehensive plan and floodplain management program of that area;
 - (i) the safety of access to the property in times of flood for ordinary and emergency vehicles;
 - (j) the expected heights, velocity, duration, rate of rise, and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site; and
 - (k) the costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges.
- (5) Upon consideration of the factors of **§ 172-15A(4)** and the purposes of this ordinance, the Township of Hillsborough Planning Board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.
- (6) The Building Inspector shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Insurance Administration upon request.

B. Conditions For Variances.

- (1) Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing items in § 172-15A(4) have been fully considered. As the lot size increases beyond the one-half acre, the technical justification required for issuing the variance increases.
- (2) Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.
- (3) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.
- (4) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- (5) Variances shall only be issued upon:
 - (a) a showing of good and sufficient cause;
 - (b) a determination that failure to grant the variance would result in exceptional hardship to the applicant; and
 - (c) a determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public as identified in § 172-15A(4), or conflict with existing local laws or ordinances.
- (6) Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

Article V. Provisions For Flood Hazard Reduction

§ 172-16. General Standards.

In all areas of special flood hazards, compliance with the applicable requirements of the Uniform Construction Code (N.J.A.C. 5:23) and the following standards, whichever is more restrictive, is required:

A. Anchoring.

- (1) All new construction and substantial improvements shall be anchored to prevent flotation, collapse, or lateral movement of the structure.

- (2) All manufactured homes shall be anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include, but are not to be limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.

B. Construction Materials And Methods.

- (1) All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
- (2) All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.

C. Utilities.

- (1) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system;
- (2) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of floodwaters into the systems and discharge from the systems into flood waters;
- (3) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding; and
- (4) For all new construction and substantial improvements to the electrical, heating, ventilation, plumbing and air-conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

D. Subdivision Proposals.

- (1) All subdivision proposals and other proposed new development shall be consistent with the need to minimize flood damage;
- (2) All subdivision proposals and other proposed new development shall have public utilities and facilities such as sewer, gas, electrical, and water systems located and constructed to minimize flood damage;
- (3) All subdivision proposals and other proposed new development shall have adequate drainage provided to reduce exposure to flood damage; and,
- (4) Base flood elevation data shall be provided for subdivision proposals and other proposed new development which contain at least 50 lots or 5 acres (whichever is less).

E. Enclosure Openings.

All new construction and substantial improvements having fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria: A minimum of two (2) openings in at least two exterior walls of each enclosed area, having a total net area of not less than one (1) square inch for every square foot of enclosed area subject to flooding shall be provided. The bottom of all openings shall be no higher than one (1) foot above grade. Openings may be equipped with screens, louvers, or other covering or devices provided that they permit the automatic entry and exit of floodwaters.

§ 172-17. Specific Standards.

In all areas of special flood hazards where base flood elevation data have been provided as set forth in § 172-7, Basis For Establishing The Areas Of Special Flood Hazard or in § 172-14B, Use Of Other Base Flood Data, the following standards are required:

A. Residential Construction.

- (1) New construction and substantial improvement of any residential structure located in an A or AE zone shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities, elevated at or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive;
- (2) Require within any AO or AH zone on the municipality's FIRM that all new construction and substantial improvement of any residential structure shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities, elevated above the depth number specified in feet plus one (1) foot, above the highest adjacent grade (at least three feet if no depth number is specified). And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures.

B. Nonresidential Construction.

- (1) In an Area of Special Flood Hazard, all new construction and substantial improvement of any commercial, industrial or other nonresidential structure located in an A or AE zone shall either have the lowest floor, including basement together with the attendant utilities and sanitary facilities either:
 - (a) Elevated to or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive; and
 - (b) Require within any AO or AH zone on the municipality's DFIRM to elevate above depth number specified in feet plus one (1) foot, above the highest adjacent (at least three feet if no depth number is specified). And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures;

Or

- (c) Be floodproofed so that below the base flood level plus one (1) foot or as required by ASCE/SEI 24-14, Table 6-1, whichever is more restrictive, the structure is watertight with walls substantially impermeable to the passage of water;
- (d) Have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and,
- (e) Be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the applicable provisions of this subsection. Such certification shall be provided to the official as set forth in § 172-14C(2).

C. Manufactured Homes.

- (a) Manufactured homes shall be anchored in accordance with § 172-16A(2).
- (b) All manufactured homes to be placed or substantially improved within an area of special flood hazard shall:
 - (c) Be consistent with the need to minimize flood damage,
 - (d) Be constructed to minimize flood damage
 - (e) Have adequate drainage provided to reduce exposure to flood damage; and,
 - (f) Be elevated on a permanent foundation such that the top of the lowest floor is at or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive.

§ 172-18. Floodways.

Located within areas of special flood hazard established in § 172-7 are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles, and erosion potential, the following provisions apply:

A. Prohibit encroachments, including fill, new construction, substantial improvements, and other development unless a technical evaluation demonstrates that encroachment shall not result in any increase in flood levels during the occurrence of the base flood discharge.

B. If § 172-18A is satisfied, all new construction and substantial improvements must comply with Article V Provisions For Flood Hazard Reduction.

C. In all areas of special flood hazard in which base flood elevation data has been provided and no floodway has been designated, the cumulative effect of any proposed development, when combined with all other existing and anticipated development, shall not increase the water surface elevation of the base flood more than two-tenths (0.2) of a foot at any point.

Section 2. This Ordinance shall be construed so as not to conflict with any provision of New Jersey or Federal law.

Section 3. All other ordinances or other local requirements that are inconsistent or in conflict with this ordinance are hereby repealed to the extent of any inconsistency or conflict, and the provisions of this ordinance shall apply.

Section 4. If any provisions of this ordinance shall be adjudged invalid, such adjudication shall not affect the validity of the remaining provisions, which shall be deemed severable therefrom.

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

Mayor DelCore stated that the Township must adopt a floodplain management ordinance that meets the National Flood Insurance Program requirements, in order to remain eligible for flood insurance through the NFIP (National Flood Insurance Program). Mayor DelCore commented that there are no significant changes from the existing ordinances but that we are making some minor adjustments to insure that we are in compliance.

Upon motion by Committeeman Burchette, seconded by Committeewoman McCauley, to introduce the ordinance, the motion was unanimously approved upon call of the role.

CONSIDERATIONS

1. RESOLUTION AUTHORIZING THE HIRING OF ST. HUBERT'S ANIMAL CONTROL OFFICERS TO CONDUCT A DOG CANVASS, AT \$20.00 PER HOUR

WHEREAS, the Township Committee authorizes the hiring of St. Hubert's Animal Control Officers for the purpose of conducting a dog canvass; and

WHEREAS, the Health Officer has recommended the hiring of the following individuals with a start date on or about September 14, 2016:

Alison Grolemond	\$20.00 per hour
Christine Cochran	\$20.00 per hour

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the salaries of the St. Hubert's Animal Control Officers for the purpose of conducting a dog canvass are approved and are effective as shown on this resolution.

Mayor DelCore stated that we have had success with the implementation of the Animal Control Officers conducting the canvass. Mayor DelCore said as a result of one individual moving out of state this resolution fills that vacancy. Mayor DelCore issued a friendly reminder that all Township dogs over the age of 7 months need to be licensed through the Township. Mayor DelCore also stated that recently, we passed an amending ordinance which increased the penalty for not licensing your dog as well as the late fee, which is \$50. Mayor DelCore informed residents to please visit the finance office to license your dog.

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

2. RESOLUTION AUTHORIZING THE EXTENSION OF EMPLOYMENT FOR DEPARTMENT OF PUBLIC WORKS TEMPORARY EMPLOYEES JOURI KINIGOPOULO, ANTHONY D'URSO AND MICHAEL HOLODISKI TO DECEMBER 15, 2016 FUNDED THROUGH THE CLEAN COMMUNITIES GRANT

WHEREAS, there is a need for continued temporary employment in the Department of Public Works; and

WHEREAS, the Township of Hillsborough has received funds from the Clean Communities Grant Fund to cover the cost of temporary employment in the Department of Public Works; and

WHEREAS, the Director of Public Works recommends the extension of employment in the Department of Public Works to December 15, 2016 for the following temporary employees at the hourly rates specified::

1. Jouri Kinigopoulo at \$14.50 per hour
2. Anthony D'urso at \$10.00 per hour
3. Michael Holodinski at \$10.00 per hour

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 Director of Public Works hereby be accepted and approved.

Mayor DelCore stated that this resolution extends the aforementioned temporary help funded through the Clean Communities Grant.

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

3. RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF NOTE EXCEEDING \$1,567,500 SPECIAL ASSESSMENT BONDS, SERIES 2016, OF THE TOWNSHIP OF HILLSBOROUGH, IN THE COUNTY OF SOMERSET, NEW JERSEY, AND PROVIDING FOR THEIR SALE TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND THE STATE OF NEW JERSEY PURSUANT TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM.

WHEREAS, the Township of Hillsborough (the "Local Unit"), in the County of Somerset, New Jersey, has determined that there exists a need within the Local Unit to refinance the Project (the "Project") as defined in each of that certain Loan Agreement (the "Trust Loan Agreement") to be entered into by and between the Local Unit and the New Jersey Environmental Infrastructure Trust (the "Trust") and that certain Loan Agreement (the "Fund Loan Agreement", and together with the Trust Loan Agreement, the "Loan Agreements") to be entered into by and between the Local Unit and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the "State"), all pursuant to the New Jersey Environmental Infrastructure Trust Financing Program (the "Program"); and

WHEREAS, the Local Unit has determined to refinance the acquisition, construction, renovation or installation of the Project with the proceeds of a loan to be made by each of the Trust (the "Trust Loan") and the State (the "Fund Loan", and together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively; and

WHEREAS, to evidence the Loans, each of the Trust and the State require the Local Unit to authorize, execute, attest and deliver the Local Unit's Special Assessment Bonds, Series 2016A, to the Trust in an aggregate principal amount not to exceed \$470,250 (the "Trust Loan Bond") and Special Assessment Bonds, Series 2016B, to the State in an aggregate principal amount not to exceed \$1,254,000 (but not to exceed a combined amount of \$1,567,500) (the "Fund Loan Bond", and together with the Trust Loan Bond, the "Local Unit Bonds") pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the "Local Bond Law"), other applicable law and the Loan Agreements; and

WHEREAS, N.J.S.A. 40A:2-27(a)(2) of the Local Bond Law allows for the sale of the Trust Loan Bond and the Fund Loan Bond to the Trust and the State, respectively, without any public offering, and N.J.S.A. 58:11B-9(a) allows for the sale of the Trust Loan Bond to the Trust without any public offering, all under the terms and conditions set forth herein.

NOW, THEREFORE, BE IT RESOLVED by a 2/3 vote of the full membership of the governing body of the Local Unit as follows:

Section 1. In accordance with N.J.S.A. 40A:2-27(a)(2) of the Local Bond Law and N.J.S.A. 58:11B-9(a), the Local Unit hereby sells and awards its Trust Loan Bond to the Trust and its Fund Loan Bond to the State, in a total aggregate principal amount not to exceed \$1,567,500, all in accordance with the provisions hereof. The Local Unit Bonds have been referred to and are described in bond ordinance #2014-14 of the Local Unit, which bond ordinance is entitled "AN ORDINANCE OF THE TOWNSHIP OF HILLSBOROUGH, IN THE COUNTY OF SOMERSET, NEW JERSEY, PROVIDING FOR THE IMPLEMENTATION OF THE SANITARY SEWER EXTENSION PROJECT AND OTHER RELATED EXPENSES IN AND FOR THE TOWNSHIP OF HILLSBOROUGH AND APPROPRIATING \$1,650,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$1,567,500 IN BONDS OR NOTES OF THE TOWNSHIP OF HILLSBOROUGH TO FINANCE THE SAME AND DIRECTING THE SPECIAL ASSESSMENT OF THE COST THEREOF" and was finally adopted by the Local Unit at a meeting duly called and held on July 22, 2014, at which time a quorum was present and acted throughout, all pursuant to the terms of the Local Bond Law and other applicable law.

Section 2. The Chief Financial Officer of the Local Unit (the "Chief Financial Officer") is hereby authorized to determine, in accordance with the Local Bond Law and pursuant to the terms and conditions established by the Trust and the State under the Loan Agreements and the terms and conditions hereof, the following items with respect to the Trust Loan Bond and the Fund Loan Bond:

- (a) The aggregate principal amounts of the Trust Loan Bond and the Fund Loan Bond to be issued;
- (b) The maturity and annual principal installments of the Local Unit Bonds, which maturity shall not exceed 20 years;
- (c) The date of the Local Unit Bonds;
- (d) The interest rates of the Local Unit Bonds;
- (e) The purchase price for the Local Unit Bonds; and

(f) The terms and conditions under which the Local Unit Bonds shall be subject to redemption prior to their stated maturities.

Section 3. Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the Local Unit Bonds by the parties authorized under Section 4(c) hereof.

Section 4. The Local Unit hereby determines that certain terms of the Local Unit Bonds shall be as follows:

(a) The Trust Loan Bond shall be issued in a single denomination and shall be numbered R-01. The Fund Loan Bond shall be issued in a single denomination and shall be numbered R-01;

(b) The Local Unit Bonds shall be issued in fully registered form and shall be payable to the registered owners thereof as to both principal and interest in lawful money of the United States of America; and

(c) The Local Unit Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Local Unit Clerk.

Section 5. The Trust Loan Bond and the Fund Loan Bond shall be substantially in the form set forth in the Trust Loan Agreement and the Fund Loan Agreement, respectively.

Section 6. The law firm of GluckWalrath LLP is hereby authorized to arrange for the printing of the Local Unit Bonds, which law firm may authorize McCarter & English, LLP, bond counsel to the Trust and the State for the Program, to arrange for same. The Local Unit auditor is hereby authorized to prepare the financial information necessary in connection with the issuance of the Local Unit Bonds. The Mayor, the Chief Financial Officer and the Local Unit Clerk are hereby authorized to execute any certificates necessary or desirable in connection with the financial and other information.

Section 7. The terms of the Local Unit Bonds authorized to be set forth by the Chief Financial Officer in accordance with Section 2 hereof shall be ratified by the affirmative vote of 2/3 of the full

Section 8. The Mayor and the Chief Financial Officer are hereby severally authorized to execute any certificates or documents necessary or desirable in connection with the sale of the Local Unit Bonds, and are further authorized to deliver same to the Trust and the State upon delivery of the Local Unit Bonds and the receipt of payment therefor in accordance with the Loan Agreements.

Section 9. This resolution shall take effect immediately.

Section 10. Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to Gluck Walrath LLP, bond counsel to the Local Unit, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the Trust.

Mayor DeCore stated that as the sanitary sewer project reaches completion, the Township must adopt a resolution authorizing the sale of the bonds that will be used to finance the project through the low-interest loans that the New Jersey Environmental Infrastructure Trust provides. Mayor DeCore added that the payments for these loans will be passed on only to those homeowners affected by the sewer project through a Special Assessment. Mayor DeCore further added that this will not impact all taxpayers in town.

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

4. RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF LOAN AGREEMENTS TO BE EXECUTED BY THE TOWNSHIP OF HILLSBOROUGH AND EACH OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND THE STATE OF NEW JERSEY, ACTING BY AND THROUGH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, AND FURTHER AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, ALL PURSUANT TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM

WHEREAS, the Township of Hillsborough (the "Local Unit"), in the County of Somerset, New Jersey, has determined that there exists a need within the Local Unit to refinance the Project (the "Project") as defined in each of that certain Loan Agreement (the "Trust Loan Agreement") to be entered into by and between the Local Unit and the New Jersey Environmental Infrastructure Trust (the "Trust") and that certain Loan Agreement (the "Fund Loan Agreement", and together with the Trust Loan Agreement, the "Loan Agreements") to be entered into by and between the Local Unit and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the "State"), all pursuant to the New Jersey Environmental Infrastructure Trust Financing Program (the "Program"); and

WHEREAS, the Local Unit has determined to refinance the acquisition, construction, renovation or installation of the Project with the proceeds of a loan to be made by each of the Trust (the "Trust Loan") and the State (the "Fund Loan", and together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively; and

WHEREAS, to evidence the Loans, each of the Trust and the State require the Local Unit to authorize, execute, attest and deliver the Local Unit's Special Assessment Bonds, Series 2016A, to the (the "Trust Loan Bond") and Special Assessment Bonds, Series 2016B to the State (the "Fund Loan Bond", and together with the Trust Loan Bond, the "Local Unit Bonds") in an aggregate principal amount not to exceed \$1,567,500 pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the "Local Bond Law"), other applicable law and the Loan Agreements; and

WHEREAS, the Trust and the State have expressed their desire to close in escrow the making of the Loans, the issuance of the Local Unit Bonds and the execution and delivery of the Loan Agreements, all pursuant to the terms of an Escrow Agreement (the "Escrow Agreement") to be entered into by and among the Trust, the State, the Local Unit and the escrow agent named therein.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Local Unit as follows:

Section 1. The Trust Loan Agreement, the Fund Loan Agreement and the Escrow Agreement (collectively, the "Financing Documents") are hereby authorized to be executed and delivered on behalf of the Local Unit by either the Mayor or the Chief Financial Officer in substantially the forms attached hereto as Exhibits A, B and C, respectively, with such changes as the Mayor or the Chief Financial Officer (each an "Authorized Officer"), in their respective sole discretion, after consultation with counsel and any advisors to the Local Unit (collectively, the "Local Unit Consultants") and after further consultation with the Trust, the State and their representatives, agents, counsel and advisors

(collectively, the "Program Consultants", and together with the Local Unit Consultants, the "Consultants"), shall determine, such determination to be conclusively evidenced by the execution of such Financing Documents by an Authorized Officer as determined hereunder. The Local Unit Clerk is hereby authorized to attest to the execution of the Financing Documents by an Authorized Officer of the Local Unit as determined hereunder and to affix the corporate seal of the Local Unit to such Financing Documents.

Section 2. The Authorized Officers of the Local Unit are hereby further severally authorized to (i) execute and deliver, and the Local Unit Clerk is hereby further authorized to attest to such execution and to affix the corporate seal of the Local Unit to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers or the Local Unit Clerk, as applicable, in their respective sole discretion, after consultation with the Consultants, to be executed in connection with the execution and delivery of the Financing Documents and the consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 3. This resolution shall take effect immediately.

Section 4. Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to GluckWalrath LLP, bond counsel to the Local Unit, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the Trust.

Mayor Delcore said that in addition to authorizing the sale of bonds, the Township must authorize the execution of the NJEIT loans once the bonds have been sold to finance the project. Mayor Delcore also noted that this resolution authorizes the Mayor and the Chief Financial Officer to execute these documents on behalf of the Township.

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

5. RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL TO RENEW MEMBERSHIP FOR THE PERIOD OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2021

WHEREAS, the Morris County Cooperative Pricing Council ("MCCPC") was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of educations and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and

WHEREAS, the Township of Hillsborough desires to enter into an Agreement with the MCCPC, which is administered by Randolph Township as Lead Agency to renew its membership with the MCCPC for the period of October 1, 2016 through September 30, 2021.

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

1. The Mayor and Township Clerk are hereby authorized to execute an Agreement with the Morris County Cooperative Pricing Council by the Township of Randolph as Lead Agency pursuant to N.J.S.A. 40A:11-11 (5). Said Agreement renews the Township’s membership with the MCCPC for a five (5) year period from October 1, 2016 through September 30, 2021.
2. The Township Clerk is hereby directed to submit a copy of this adopted resolution, along with the executed Agreement, to Randolph Township as Lead Agency of the MCCPC.
3. This Resolution shall take effect immediately upon final passage according to law.

Mayor DelCore said the Morris County Cooperating Pricing Council affords member municipalities substantial savings on various goods and services through cooperative public bidding.

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

6. RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH ESSEX DOOR AND GLASS, LLC, FOR THE INSTALLATION OF A BULLET-RESISTANT PROTECTIVE BARRIER FOR THE FINANCE DEPARTMENT NOT TO EXCEED \$16,500.00

WHEREAS, the Township of Hillsborough solicited quotes for the installation of a bullet-resistant protective barrier for the Finance Department and four (4) quotes were received as follows:

Essex Doors and Glass, LLC	\$16,500.00
Image Glass	\$20,685.00
Glass Castle Inc.	No quote submitted
Hillsborough Glass Co.	No quote submitted

WHEREAS, the Township’s Qualified Purchasing Agent has recommended that the Township award the contract to Essex Door and Glass, LLC at an amount not to exceed \$16,500.00; 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 as follows:

1. An award of contract for the installation of a bullet-resistant protective barrier for the Finance Department in an amount not to exceed \$16,500.00.
2. The Mayor and Township Clerk are hereby authorized to execute the contract provided by Essex Door and Glass, LLC for their services along with any modifications as may be deemed necessary by the Township Committee.

Mayor DelCore stated that the Township sought and received quotes for the aforementioned project. Mayor DelCore also stated that Essex Door and Glass provided the lowest responsive and responsible quote.

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

7. RESOLUTION AUTHORIZING AN AGREEMENT WITH C&L SWEEPER SERVICE CORP., FOR STREET SWEEPER SERVICES IN A TOTAL AMOUNT NOT TO EXCEED \$11,250.00

WHEREAS, the Director of Public Works has determined there is a need for street sweeper services; and

WHEREAS, the Township solicited quotes and three (3) responses were received as follows:

C&L Sweeper Service Corp.	\$ 93.75/hour
Advance Sweeping LLC	\$105.00/hour
Reilly Sweeping Inc.	\$120.00/hour

WHEREAS, the Director of Public Works and the Township Qualified Purchasing Agent recommend that a contract be awarded to C&L Sweeper Service Corp. to provide said street sweeper services to the Township; and

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

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

1. The agreement with C&L Sweeper Service Corp. to provide street sweeper services in an amount not to exceed \$11,250.00 is hereby authorized. A notice of this contract award shall appear once in the official newspaper.
2. This resolution shall take effect immediately.

Mayor DelCore stated that there exists the need for street sweeping services in the Township and quotes were sought and received. Mayor DelCore noted that the lowest responsive and responsible bid coming from C&L Sweeper Service.

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

CONSENT AGENDA

1. RESOLUTION APPROVING THE REQUEST FROM PHIL AND LAURA NEWMAN FOR RELEASE OF DEVELOPMENT REVIEW ESCROW IN THE AMOUNT OF \$476.85

WHEREAS, a request has been received from Phil and Laura Newman 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 \$476.85 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.

2. RESOLUTION APPROVING REQUEST FROM COUNTRY CLASSICS 4B FOR RELEASE OF CASH BOND FOR OUTSTANDING LANDSCAPE WORK, IN THE TOTAL AMOUNT OF \$3,810.00

WHEREAS, a request has been received from Country Classics 4B for release of cash bond for outstanding landscaping work, in the total amount of \$3,810.00; 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 \$3,810.00 cash bond that was posted for the completion of outstanding landscaping work.

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.

3. RESOLUTION AUTHORIZING THE TRANSFER OF EARNED AMOUNTS OF \$9,827.01 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 \$9,827.01 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 September 19, 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 \$9,827.01 is to be transferred from the Engineering Escrow Accounts into the Treasurer’s Account.

Client	Number	Transfer Amount
Country Classics – 4C	612	-833.85

Country Classics – 4D	626	-594.49
Gateway@Sunnymeade	472	-277.95
Gateway Phase 5	614	-1,909.05
Gateway Phase 6	620	-508.75
Green Village	607	-479.90
Hidden Brook Estates	603	-110.12
RETS Partners	632	-1,877.40
RPM Dev/Westerling Place	637	-881.00
Senior Housing	636	-2,181.40
WISSEMAN (HILLS. REALTY)	495	-173.10
Grand Total		\$-9,827.01

4. RESOLUTION AUTHORIZING THE REFUND OF RECREATION PROGRAM FEES IN THE AMOUNT OF \$530.00

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 \$530.00.

<u>Name</u>	<u>Amount</u>	<u>Name</u>	<u>Amount</u>
Larry Gerard	\$100.00	Lucy Warvolis	\$ 55.00
Kishore Palsam	\$35.00	Pooja Schuster	\$140.00
John Costa	\$100.00	Sue Pankowski	\$100.00

5. RESOLUTION AUTHORIZING THE TOWNSHIP QUALIFIED PURCHASING AGENT TO USE THE COMPETITIVE CONTRACTING PROCESS FOR THE PROCUREMENT OF ANIMAL CONTROL SERVICES FOR A THREE (3) YEAR PERIOD EFFECTIVE JANUARY 1, 2017

WHEREAS, pursuant to N.J.S.A. 4:19-15.16b, the governing body of a municipality is required to appoint a certified animal control officer who shall be responsible for animal control within the jurisdiction of the municipality; and

WHEREAS, the Township's current contract with St. Hubert's Giralda for animal control services is scheduled to expire on December 31, 2016; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4.1(r), competitive contracting may be used by a municipality in lieu of public bidding for the procurement of animal control services; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4.3, in order to initiate the competitive contracting process the governing body shall pass a resolution authorizing its use; and

WHEREAS, the Township Committee finds it to be in the best interests of the Township to authorize the Township Qualified Purchasing Agent to use the competitive contracting process for the procurement of animal control services for a three (3) year period effective January 1, 2017.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the Township Qualified Purchasing Agent is hereby authorized to use the competitive contracting process for the procurement of animal control services for a three (3) year period effective January 1, 2017.

6. RESOLUTION AUTHORIZING A STIPEND PAYMENT OF \$1,000.00 TO PATRICK GORMAN FOR OBTAINING THE ZONING OFFICIAL CERTIFICATION FROM THE NEW JERSEY ASSOCIATION OF PLANNING AND ZONING OFFICIALS

WHEREAS, the Administrator has recommended a stipend payment of \$1,000.00 to Patrick Gorman for obtaining the Zoning Official Certification from the New Jersey Association of Planning and Zoning Officials.

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.

7. RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO INITIATE THE HIRING PROCESS FOR THE POSITIONS OF POLICE OFFICER AND POLICE DISPATCHER

WHEREAS, vacancies exists for the position of Police Officer and Police Dispatcher; and

WHEREAS, the Chief of Police has determined that these position needs to be filled as soon as possible and requests authorization to begin the hiring process for the vacancies of certified Police Officer and Police Dispatcher.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that authorization is given to the Chief of Police to begin the hiring process for vacancies of certified Police Officer and Police Dispatcher.

8. RESOLUTION SUPPORTING H.R. 814 KNOWN AS THE “THIN BLUE LINE ACT”

WHEREAS, Police Officers, Firefighters, Correction Officers, and First Responders ensure the public safety and protection of citizens and place their lives on the line while performing their duties; and

WHEREAS, Congressman David W. Jolly, (R-Florida) introduced H.R. 814, known as the “Thin Blue Line Act” on February 9, 2016 that amends Section 3592(c) title 18 of the United States Code; and

WHEREAS, this legislation provides that the killing of Law Enforcement Officers, Firefighters, Prosecutors, First Responders, and Correction Officers while engaged in the performance of their official duties, because of the performance of their official duties or because of their status as a public official employee, shall be deemed as an aggravation factor while considering the imposition of the death penalty based on the status of the victim under federal law; and

WHEREAS, the recent murders of 5 Law Enforcement Officers in Dallas, Texas on July 7, 2016, as well as the deaths of numerous Law Enforcement Officers and First Responders in the United States is an example of the dangerous conditions which Law Enforcement Officers and other responders face on a daily basis; and

WHEREAS, the Township Committee of the Township of Hillsborough recognizes that all members of the Hillsborough Township Police Department, Fire Department, Rescue Squad, and First Responders throughout New Jersey and the United States place themselves in harm's way in order to protect the public and ensure a safe community.

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Hillsborough, Somerset County, New Jersey hereby confirms for the record its support of H.R. 814 and urges the United States House of Representatives and U.S. Senate to enact this important legislation.

9. RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT WITH GREEN BROOK FAMILY MEDICINE FOR ADMINISTRATION OF AN INFLUENZA AND TDAP VACCINATION CLINIC AT THE TOWNSHIP OF HILLSBOROUGH MUNICIPAL BUILDING ON OCTOBER 6, 2016

WHEREAS, the Township of Hillsborough Health Department's mission is to provide professional, competent and financially efficient public health services to the residents of the Township of Hillsborough and the Borough of Millstone; and

WHEREAS, the Township of Hillsborough Health Department in order to promote the public health of the residents of the Township of Hillsborough and the Borough of Millstone offers yearly vaccination clinics; and

WHEREAS, Green Brook Family Medicine has agreed to administer an Influenza and TDAP Vaccination Clinic at the Township of Hillsborough Municipal Building on October 6, 2016 for individuals 6 months of age and older; and

WHEREAS, Green Brook Family Medicine will accept coverage provided by Traditional Medicare Part B, Aetna EPO/PPO, AmeriHealth EPO/PPO, Cigna (without PCP on card), Blue Cross Blue Shield Horizon, United Healthcare, Oxford (without PCP on card) and Health Republic for the Influenza and TDAP Vaccinations; and

WHEREAS, Green Brook Family Medicine will not accept coverage from HMO plans; and

WHEREAS, for those residents not covered by the aforementioned Medicare and health insurance, Green Brook Family Medicine will provide the Influenza Vaccination at a cost of \$30.00 and the TDAP Vaccination at a cost of \$45.00; and

WHEREAS, the administration of the Influenza and TDAP Vaccinations shall be at no cost to the Township.

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

1. Green Brook Family Medicine is authorized to conduct an Influenza and TDAP Vaccination Clinic at the Township of Hillsborough Municipal Building on October 6, 2016;
2. The Mayor and Township Clerk are authorized to execute an Agreement with Green Brook Family Medicine consistent with the terms of this Resolution for the administration of an Influenza and TDAP Vaccination Clinic at the Township of Hillsborough Municipal Building on October 6, 2016.

10. RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT WITH WALGREENS FOR ADMINISTRATION OF AN INFLUENZA VACCINATION CLINIC AT THE TOWNSHIP OF HILLSBOROUGH MUNICIPAL BUILDING ON OCTOBER 17, 2016

WHEREAS, the Township of Hillsborough Health Department's mission is to provide professional, competent and financially efficient public health services to the residents of the Township of Hillsborough and the Borough of Millstone; and

WHEREAS, the Township of Hillsborough Health Department in order to promote the public health of the residents of the Township of Hillsborough and the Borough of Millstone offers yearly vaccination clinics; and

WHEREAS, Walgreens has agreed to administer an Influenza Vaccination Clinic at the Township of Hillsborough Municipal Building on October 17, 2016 for individuals 12 and older; and

WHEREAS, Walgreens will accept coverage provided by traditional Medicare Part B, Cigna, Blue Cross Blue Shield, Aetna and United Health Care for the Influenza Vaccination; and

WHEREAS, for those residents not covered by the aforementioned Medicare and health insurance, Walgreens will provide the Influenza Vaccination at a cost of \$25.99; and

WHEREAS, the administration of the Influenza Vaccinations shall be at no cost to the Township.

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

1. Walgreens is authorized to conduct an Influenza Vaccination Clinic at the Township of Hillsborough Municipal Building on October 17, 2016;

2. The Mayor and Township Clerk are authorized to execute an Agreement with Walgreens consistent with the terms of this Resolution for the administration of an Influenza Vaccination Clinic at the Township of Hillsborough Municipal Building on October 17, 2016.

11. RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH POLICEAPP FOR THE PROVISION OF ONLINE RECRUITMENT AND APPLICATION PROCESSING FOR THE HIRING OF POLICE OFFICERS

WHEREAS, PoliceApp provides a proprietary online computer software program for the recruitment and processing of applications for the hiring of police officers; and

WHEREAS, the services provided by PoliceApp are at no cost to the Township as PoliceApp collects a user fee from the applicants for the police officer positions; and

WHEREAS, the Hillsborough Township Police Chief indicates that the services provided by PoliceApp have been endorsed by the New Jersey State Association of Chiefs of Police and will greatly streamline and assist the Township of Hillsborough Police Department in recruiting and processing applications for the hiring of police officers; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(dd), authorizes the award of contracts for the provision of proprietary computer hardware and software without public bidding.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the Mayor and Clerk are hereby authorized to execute the attached Agreement with PoliceApp for the provision of proprietary online recruitment and application processing for the hiring of police officers.

12. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO SERGEANT DAVID FISHER, SERGEANT RICHARD EVANS, SERGEANT FREDERICK WACKER AND SERGEANT JOHN CARNEY

WHEREAS, Sergeant David Fisher, Sergeant Richard Evans, Sergeant Frederick Wacker and Sergeant John Carney were appointed to the position of Sergeant on March 9, 2016 for a six month probationary period; and

WHEREAS, Chief of Police Darren Powell has certified that Sergeant David Fisher, Sergeant Richard Evans, Sergeant Frederick Wacker and Sergeant John Carney have successfully completed their probationary period; and

WHEREAS, Chief of Police Darren Powell highly recommends that permanent status be conferred upon Sergeant David Fisher, Sergeant Richard Evans, Sergeant Frederick Wacker and Sergeant John Carney as of September 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 recommendations of the Chief of Police are hereby accepted and approved, and Sergeant David Fisher, Sergeant Richard Evans, Sergeant Frederick Wacker and Sergeant John Carney are granted Permanent Employee Status as of September 9, 2016.

13. RESOLUTION APPROVING THE APPLICATION FOR CATERING PERMIT FOR THE NOBLE SAVAGE FOR AN EVENT TO BE HELD OCTOBER 5, 2016

WHEREAS, an application for a Catering Permit was filed by The Noble Savage for an event to be held on October 5, 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 The Noble Savage for an event to be held on October 5, 2016.

Mayor Delcore asked for an approval of the Consent Agenda.

Committeewoman McCauley extended her congratulations to permanent status to Sergeant David Fisher, Sergeant Richard Evans, Sergeant Frederick Wacker and Sergeant John Carney. Committeewoman McCauley noted they have done an outstanding job so far and expects them to fully continue that role. Committeewoman McCauley congratulated the Sergeants in their new positions. Mayor DelCore noted that it is well deserved.

Committeeman Doug Tomson commented on Consent #8 in regards to resolution HR 814, "Thin Blue Line Act" in which we were asked to sponsor in which it makes the attempted killing or killing of a law enforcement officer, firefighter or first responder a aggravating during a death penalty proceeding. Committeeman Tomson said he thinks this is a good rule and that he is glad we are doing it.

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

CLAIMS LIST

Mayor DelCore asked to approve Claims List 2016-17.

Upon the motion of Committeeman Burchette seconded by Committeewoman McCauley, Claims List 2016-17 was unanimously approved upon call of the roll.

Mayor DelCore reminded residents that the next Township meeting which would have normally been scheduled on Tuesday, October 11th will instead be next Tuesday, October 4th at 7:30 PM in the courtroom. Mayor DelCore noted that this change was done to avoid conflicts with the Jewish Holiday.

ADJOURNMENT

Upon motion by Committeeman Tomson, seconded by Committeewoman McCauley, the meeting duly adjourned at 8:13 pm. Said motion was carried unanimously upon voice vote.

Attested:

Pamela Borek
Township Clerk