

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 July 11, 2017.

Upon call of the roll, the following Committee members were recorded present: Committeeman Greg Burchette, Committeeman Frank DelCore, Committeeman Doug Tomson, and Mayor Carl Suraci. Also in attendance were Township Administrator Anthony Ferrera, Township Clerk Pamela Borek, Township Chief Financial Officer Nancy Costa and Township Attorney Eric Bernstein. Deputy Mayor Gloria McCauley was noted as absent.

SALUTE TO THE FLAG

Mayor Suraci 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 July 11, 2017.

APPROVAL OF MINUTES

- *Approval of the February 28, 2017 Executive Session Meeting Minutes*

Upon a motion by Committeeman DelCore, seconded by Committeeman Tomson, the minutes of the February 28, 2017 Executive Session were approved upon the call of the roll. Committeeman Burchette and Committeeman Tomson abstained from the vote.

- *Approval of the June 13, 2017 Regular Session Meeting Minutes*

Upon a motion by Committeeman Burchette, seconded by Committeeman Tomson, the minutes of the June 13, 2017 Regular Session were approved upon the call of the roll.

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

Committeeman Burchette

Committeeman Burchette thanked the Township IT Department for putting in a repeater for Wifi access in the courtroom.

Committeeman Burchette thanked Scout Shreyas Murali for meeting last night to discuss Citizenship in the Community as it relates to his upcoming Eagle Scout Project.

Committeeman Burchette stated in June it was announced that the Economic & Business Development Committee (EBDC) created a survey for our business community to participate in. The survey was developed to identify the satisfaction of the Hillsborough business community regarding various

Township services and initiatives. The survey will be open until July 21st and can be accessed through the HBA e-News and hillsboroughbusiness.org.

Committeeman Burchette announced the Annual Purple Heart Ceremony will be held on Monday, August 7th at 6pm at the Municipal Building in the Garden of Honor. All Hillsborough residents are invited to attend the ceremony.

Committeeman DelCore

Committeeman DelCore reported the 3rd quarter estimated tax bills are being mailed Wednesday July 12th. There is a 10 day grace period, so taxpayers have until August 10th to pay the 3rd quarter taxes.

Committeeman DelCore thanked Senior Groups A and B in advance for generously donating their time to stuff the tax bills.

Committeeman DelCore announced Lend EDU has ranked Hillsborough as having one of the best Credit Scores in NJ. He thanked Ms. Costa for her continued efforts in this regard.

Committeeman Tomson

Committeeman Tomson thanked Hillsborough Elementary School and Mrs. Jennifer Hopson for the Flag Day event held on June 14th. Both Committeeman Tomson and Committeeman DelCore attended. Committeeman Tomson stated it is a great event for the students and their families that is held annually.

Committeeman Tomson reported the Annual Fishing Derby and Family Camp Out will be held on Friday, August 4th at AVM park. All Hillsborough residents are invited and registration is available on the Recreation website.

Mayor Suraci

Mayor Suraci thanked everyone who came out to the 2017 Hillsborough Township Independence Day Celebration and Fireworks. He thanked Deputy Mayor McCauley for kicking off the show and also Parks and Recreation, Public Works, Police, OEM and Fire for all of their support to community events such as this.

Mayor Suraci also thanked the Somerset Patriots for Hillsborough Community Day last Friday and for throwing out the first pitch.

Mayor Suraci announced residents may have seen these painted rocks around town and this is an initiative started by members of the community to spread positivity throughout Hillsborough. Check out Friday's enews for more info.

PROCLAMATIONS/PRESENTATIONS/APPOINTMENTS

Mayor Suraci asked his fellow committee to move on Consent 11 and 12.

APPOINTMENTS

CONSENT 11. RESOLUTION RE-APPOINTING ED ALLATT AS FIRE SUBCODE OFFICIAL EFFECTIVE JULY 24, 2017

WHEREAS, Ed Allatt was appointed to a four-year term as Fire Subcode Official that began on July 24, 2013 and will end on July 23, 2017; and

WHEREAS, Ed Allatt possesses qualifications for the position and has performed in a satisfactory manner; and

WHEREAS, the Construction Official recommends the re-appointment of Ed Allatt as Fire Subcode Official for the Township of Hillsborough.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the recommendation of the Construction Official is accepted and Ed Allatt is hereby re-appointed to the position of Fire Subcode Official for the Township of Hillsborough, effective July 24, 2017.

Mayor Suraci stated Ed has been an integral asset in the Building Department and it is an honor to reappoint him.

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

CONSENT 12. RESOLUTION RE-APPOINTING RICH PERLMAN AS BUILDING SUBCODE OFFICIAL EFFECTIVE JULY 16, 2017

WHEREAS, Rich Perlman was appointed to a four-year term as Building Subcode Official that began on July 16, 2013 and will end on July 15, 2017; and

WHEREAS, Rich Perlman possesses the qualifications for the position and has performed in a satisfactory manner; and

WHEREAS, the Construction Official recommends the re-appointment of Rich Perlman as Building Subcode Official for the Township of Hillsborough.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the recommendation of the Construction Official is accepted and Rich Perlman is hereby re-appointed to the position of Building Subcode Official for the Township of Hillsborough, effective July 26, 2017.

Mayor Suraci stated Rich is another exemplary employee within the Building Department and it an an honor to reappoint him as well.

Township Administrator Anthony Ferrera stated the Township is fortunate to have both Ed Allat and Rich Perlman in the Building Department. They both have provided excellent and positive service to residents and the business community.

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

Mayor Suraci invited Ed Allat and Rich Perlman and families along with Construction Official John Fiedler, Committeemen Burchette and Tomson to come up for the oath of office.

PROCLAMATIONS

- **Proclamation honoring Eagle Scout Zachary Seery**

WHEREAS, Zachary Seery, a rising Sophomore at Hillsborough High School and a member of Boy Scout Troop 186, has recently earned the status of Eagle Scout at the age of 15 while in his freshman year; and

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

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

WHEREAS, Zachary's Eagle Scout Project consisted of refurbishing the play area for Mary Mother of God Church Pre-school by removing the old mulch and replacing with new, building an outdoor chalkboard, setting hop-scotch stones and creating a reading station for the students. Zachary held a fundraiser to buy new toys for the playground to replace those that were no longer useable; and

WHEREAS, Zachary is a member of the Order of the Arrow, the National Honor Society for Boys Scouts of America and completed the National Youth Leader Training course. Zachary is a member of Mary Mother of God's Youth Group and a member of Hillsborough High School's Team 75 Roboraiders Robotics; and

WHEREAS, Zachary serves as an example to the youth of Hillsborough Township through his high level leadership and community service, and we are very proud that he is a member of our community.

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

- **Proclamation honoring Eagle Scout Connor Welch**

WHEREAS, Connor Welch, a rising Junior at Hillsborough High School and a member of Boy Scout Troop 186, has recently earned the status of Eagle Scout; and

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

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

WHEREAS, Connor's Eagle Scout Project consisted of refurbishing the landscape outside of the Manville-Hillsborough Elks Lodge by removing the weeds and old plants and replacing them with new plants, weed block and mulch; and

WHEREAS, Connor served as Assistant Senior Patrol Leader for his troop and completed the Order of the Arrow, the National Honor Society for Boys Scouts of America. Connor also attended a week of National Youth Leadership Training (NYLT) camp representing his troop; and

WHEREAS, Connor was chosen to take part in the J&J Technology Awareness Program (TAP) and played JV Lacrosse at Hillsborough High School; and

WHEREAS, Connor serves as an example to the youth of Hillsborough Township through his high level leadership and community service, and we are very proud that he is a member of our community.

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

- **Proclamation honoring Mary Buckshaw's 100th Birthday**

WHEREAS, Mary Buckshaw will be honored by friends and relatives on July 11, 2017 in celebration of her 100th Birthday on July 23, 2017; and

WHEREAS, Mary Buckshaw, nee Galaini, was born in Brooklyn, NY on July 23, 1917 and moved to 5th Street in Flagtown with her parents when she was five years old; and

WHEREAS, Mary Galaini married Stephen J Buckshaw, Sr. on July 24, 1938 and they remained happily married for 12 years until Stephen's passing in 1950; and

WHEREAS, Mary Buckshaw and Stephen were blessed with three children, Stephen of Flagtown, Barbara of Flagtown, Mary Ann of Hopewell, six grandchildren, and ten great grandchildren; and

WHEREAS, Mary Buckshaw was employed at Ortho Pharmaceuticals for 31 years and has been active participant in the community for over 80 years. Mary Buckshaw has been an active charter member of Flagtown Fire Company #1 Ladies Auxiliary since its founding in 1938. Mary Buckshaw has been a

charter member of both the original Senior Club formed in 1974 and then later the Hillsborough Senior Citizens Chapter B, formed on July 1, 1993, with whom she has enjoyed many travel adventures; and

***WHEREAS,** Mary Buckshaw has been a charter member of the senior dance group, the Rockettes and Rocket, for over 24 years and enjoys playing her role as “Lady Liberty” in the annual Hillsborough Township Memorial Day parade and most recently playing “Lady Mame” in the Villagers Theater Senior Performing Arts Festival; and*

***WHEREAS,** Mary Buckshaw continues to live an active life and attributes her longevity to “always being happy” and “never complaining.”*

***NOW, THEREFORE, BE IT PROCLAIMED** that we, the Mayor and the Hillsborough Township Committee, further congratulate Mary Buckshaw on her 100th Birthday and offer best wishes for many more happy days in the future to share with family and friends.*

PRESENTATIONS

- ***Presentation of the Green Living & Wellness Fair Poster Participants***

Mayor Suraci thanked the children that participated in the Green Living & Wellness poster contest and presented certificates of participation to those in attendance.

- ***Presentation of the Hillsborough Township Police Department’s Re-accreditation Certificate***

Mr. Harry Delgado of the NJ State Association of Chiefs of Police and NJ Law Enforcement Commission stated less than 1% of NJ Law Enforcement agencies obtain a second re-accreditation. Mr. Delgado stated this is a truly remarkable accomplishment and the Hillsborough Township Police Department is part of an elite group. Re-accreditation takes 3 years to attain meeting 105 standards.

Committeeman DelCore on behalf of himself and Committeeman Burchette presented the Hillsborough Police Department with a certificate ranking Hillsborough 22 nationwide in safest cities to raise a child by Safewise.

Police Chief Darren Powell thanked everyone that assisted in the accreditation process. Chief Powell further thanked the Hillsborough school system and the Township recreational programs for contributing to the ranking of 22nd safest city in America to raise a child.

Mayor Suraci thanked everyone for attending the meeting and congratulated the re-appointed Subcode officials, the proclamation recipients and the Police Department for a most deserving recognition. Mayor Suraci wished a very special Happy Birthday to Mary Buckshaw, truly an inspiration to all.

NEW BUSINESS

- *None*

PUBLIC COMMENT ON NEW BUSINESS AND MATTERS NOT ON THE AGENDA

- Meryl Bisberg, of 4 Hickory Hill Road, inquired how to obtain information regarding performance and response time for RWJ Ambulance Squad. Township Clerk Pam Borek responded she will work with OEM and John Sheridan to get that information. Ms. Bisberg then asked for

information contained in the Fitch Report dated September 30, 2014 specifically surrounding information provided by RWJ to the Township regarding basic life support services. Attorney Willard stated there is no comment from the Township Committee while litigation is pending on that issue.

- Tom Mutts, of 9 VanDeripe Drive, inquired into the 5am ordinance for trash collection complaining that it is much too early and certain trash companies are operating before 5am. Committeeman Tomson explained meetings were held with all the trash companies prior to the adoption of the ordinance to arrive at a suitable time frame. Township Administrator Anthony Fererra stated a compromise was reached for the 5 am time frame in that the garbage companies were requesting 3am.

PUBLIC HEARINGS

2017-06 AN ORDINANCE OF THE TOWNSHIP OF HILLSBOROUGH, IN THE COUNTY OF SOMERSET, NEW JERSEY APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE PURCHASE AGREEMENT WITH THE SOMERSET COUNTY IMPROVEMENT AUTHORITY RELATING TO THE ISSUANCE OF COUNTY GUARANTEED LEASE REVENUE BONDS (TOWNSHIP OF HILLSBOROUGH PROJECT) AND ANY NOTES ISSUED IN ANTICIPATION THEREOF BY THE SOMERSET COUNTY IMPROVEMENT AUTHORITY

WHEREAS, the Somerset County Improvement Authority (the “Authority”), a public body corporate and politic constituting an instrumentality of the State of New Jersey (the “State”) established and created under the provisions of the county improvement authorities law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State and the acts amendatory thereof and supplemental thereto (the “Act”), is authorized pursuant to the terms of the Act, to provide public facilities, as such term is defined therein, within the County of Somerset, New Jersey, including financing for the acquisition of same; and

WHEREAS, the Township of Hillsborough, New Jersey (the “Township”) desires to acquire approximately 335 +/- acres of land located on certain premises designated as Block 177, Lot 23.02, Block 175, Lot 39.04 and Block 12, Lot 13 as shown on the Tax Maps of the Township and to do any necessary environmental remediation on such property (collectively, the “Project”) for municipal purposes, which acquisition is expected to occur within the next 6 months; and

WHEREAS, the Township has requested the Authority’s assistance in financing the Project as described herein; and

WHEREAS, the Project constitutes a “public facility” as such term is defined in the Act; and

WHEREAS, the Authority has agreed to finance the Project on behalf of the Township through the issuance of bonds, and any notes issued in anticipation thereof, and shall, in connection therewith, acquire the Project and simultaneously lease the Project to the Township pursuant to a lease purchase agreement; and

WHEREAS, in order to finance the Project the Authority will issue bonds, and possibly notes issued in anticipation thereof, in one or more series, including renewals, in an aggregate principal amount not to exceed \$20,000,000, to be designated as “County Guaranteed Lease Revenue Bonds, Series 20__

(Township of Hillsborough Project)” (collectively, the “Bonds”) with such further designation and in accordance with the terms of a resolution of the Authority entitled, “Resolution Authorizing the Issuance of County Guaranteed Lease Revenue Bonds (Township of Hillsborough Project) of the Somerset County Improvement Authority and Determining Other Matters Related Thereto” (together with any amendments thereof or supplements thereto in accordance with the terms thereof, the “General Bond Resolution”); and

WHEREAS, the Authority will use proceeds from the sale and issuance of the Bonds to, among other things, finance the Project, and simultaneously therewith, enter into a lease purchase agreement with the Township to be dated as of the first day of the month of issuance of the initial series of Bonds (together with any amendments thereof or supplements thereto in accordance with its terms, the “Lease Purchase Agreement”), pursuant to which the Authority will lease the Project to the Township for its use (the transactions contemplated hereinabove shall be referred to as the “Financing”); and

WHEREAS, pursuant to the Act, specifically Section 35 thereof (N.J.S.A. 40:37A-78), the Authority is authorized to enter into and perform any lease or other agreement, including the Lease Purchase Agreement, with the Township for the lease to or use by the Township of all or any part of any public facility, including the acquisition of land, on any terms and conditions which may be agreed upon by the Township and the Authority; and

WHEREAS, the Bonds shall be secured by valid and binding general obligation lease payments of the Township under the Lease Purchase Agreement, in scheduled lease payment amounts sufficient to pay in a timely manner the principal and redemption premium, if any, of and interest on the Bonds; and

WHEREAS, in order to further secure the interests of the holders of the Bonds, the County will fully, unconditionally and irrevocably guarantee the payment of the principal of and interest on the Bonds in an aggregate principal amount not to exceed \$20,000,000 in accordance with the terms of a guaranty ordinance of the County to be finally adopted by the Board of Chosen Freeholders (the “County Guaranty”) as evidenced by a guaranty agreement between the County and the Authority (the “County Guaranty Agreement”) and by a guaranty certificate (collectively, the “County Bond Guaranty”) to be executed by an authorized County representative on the face of the Bonds, all pursuant to Section 37 of the Act; and

WHEREAS, in accordance with Section 13 (“Section 13”) of the Act (N.J.S.A. 40:37A-56), prior to the issuance of the initial series of Bonds, the Authority will have made a detailed report to the Board of Chosen Freeholders, which report will include, without limitation, the General Bond Resolution, the Bonds and the Lease Purchase Agreement (collectively, the “Financing Documents”); and

WHEREAS, to the extent applicable, this ordinance is also intended to satisfy the provisions of N.J.S.A. 40A:12-1 et seq. concerning the acquisition of real property by a municipality.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HILLSBOROUGH, IN THE COUNTY OF SOMERSET, NEW JERSEY, AS FOLLOWS:

Section 1. The Project, as further described in the Lease Purchase Agreement (a form of which is on file in the office of the Municipal Clerk), is hereby approved and the Mayor, Administrator and the Chief Financial Officer of the Township (each, an “Authorized Officer”) are hereby each severally authorized and directed, upon the satisfaction of all the legal conditions precedent to the

execution or acknowledgment and delivery by the Township of the Lease Purchase Agreement for the Project, and to execute or acknowledge and deliver such Lease Purchase Agreement in substantially the form on file in the office of the Clerk of the Township, with such changes thereto as such Authorized Officer, after consultation with counsel to the Township, bond counsel to the Township and other professional advisors to the County and the Authority (together, the "Consultants"), deems in his or her discretion to be necessary, desirable or convenient for the execution thereof and to consummate the transactions contemplated hereby, which execution thereof shall conclusively evidence such Authorized Officer's approval of any changes to the form thereof, including without limitation the amendment of debt service/lease payment schedules in the Lease Purchase Agreement for the issuance of additional series of Bonds (which includes bonds and notes issued in anticipation of bonds, or to refund prior series of bonds or notes), the insertion, from time to time, of the final financing terms in the Lease Purchase Agreement that will result from the sale of the Bonds, which financing terms shall be limited only by those financing term parameters set forth in the application of the Authority filed with the Local Finance Board, in the Division of Local Government Services, Department of Community Affairs, and the parameters set forth herein. In addition, any Authorized Officer are each hereby severally authorized and directed to execute and acknowledge or deliver such other agreements, certificates or documents that may be necessary or useful and convenient in connection with the execution of the Lease Purchase Agreement and the issuance, from time to time, of the Bonds to be so executed or acknowledged by the Township (collectively, the "Project Documents") in such form as such Authorized Officer, after consultation with the Consultants, deems in his or her discretion to be necessary, desirable or convenient for the execution thereof and to consummate the transactions contemplated hereby, which execution thereof shall conclusively evidence such Authorized Officer's approval thereof.

Section 2. The Clerk of the Township is hereby authorized and directed, upon the execution or acknowledgment of the documents set forth in Section 1 hereof in accordance with Section 1 hereof, to attest to each Authorized Officer's execution or acknowledgment of such documents and is hereby further authorized and directed to thereupon affix the seal of the Township to such documents.

Section 3. Upon the execution or acknowledgment and attestation of and if required, the placing of the seal on the documents set forth in Section 2 hereof as contemplated by Sections 1 and 2 hereof, each Authorized Officer is hereby authorized and directed to (i) deliver the fully executed or acknowledged, attested and sealed documents to the other parties thereto and (ii) perform such other actions as such Authorized Officer deems necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 4. The Township hereby authorizes the preparation and the distribution of financial statements and demographic and other information concerning the Township, the Project, the General Bond Resolution, the Bonds, the Lease Purchase Agreement and the Project Documents and the transactions contemplated thereby contained in any Preliminary Official Statements and final Official Statements to be issued by the Authority, from time to time, in connection with the marketing and sale of the Bonds. In furtherance of such authorization, the Township Committee hereby directs each Authorized Officer to take such action and execute such certificates, documents or instruments as such Authorized Officer, after consultation with the Consultants, deems in his or her sole discretion to be necessary, desirable or convenient in connection with the preparation and distribution of the Preliminary Official Statement(s) and the final Official Statement(s) to market and sell the Bonds at the most efficient economical cost to the Township.

Section 5. Each Authorized Officer is hereby authorized and directed to execute and deliver

any and all documents and instruments and to do and cause to be done any and all acts and things necessary or proper for carrying out the execution and delivery of the Lease Purchase Agreement, Project Documents, the leasing of the Project, the undertaking of the Project and all related transactions contemplated by this ordinance and by the Project Documents and necessary or desirable in connection with the issuance of the Bonds, including all determinations with respect to the refunding of Bonds and the severance or conveyance of any property from the Lease Purchase Agreement (to the extent permitted thereby).

Section 6. Each Authorized Officer is hereby authorized to enter, from time to time, into the appropriate undertakings to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of the Bonds and to amend such undertakings from time to time in connection with any change in law, or interpretation thereof, provided each such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertakings, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 7. The full faith and credit of the Township are hereby pledged to the punctual payment of all payments due under the Lease Purchase Agreement. The obligation to make such payments shall be a general obligation of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payments due under the Lease Agreement without limitation of rate or amount.

Section 8. To the extent applicable, the Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code") or the Authority, in order to preserve the exemption from taxation of interest on the Bonds, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Bonds, if necessary.

Section 9. The provisions of this ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this ordinance shall be declared invalid, illegal or unconstitutional, the remaining provisions shall continue to be in full force and effect.

Section 10. This ordinance shall take effect in accordance with applicable law; provided, that this ordinance shall not take effect before the Local Finance Board shall have issued its findings in respect of the Financing.

Mayor Suraci noted this ordinance provides the funding for the acquisition of approximately 335 acres in conjunction with Somerset County.

Committeeman DelCore stated the land acquisition is a tremendous benefit to residents. It will limit development and building of new homes.

Committeeman Tomson stated it is the property that will connect Mountain View Park to AnnVan Park. This acquisition will protect development in this area.

Mayor Suraci further noted that K. Hovnanian had submitted a proposal to build 800 homes that would have put a strain on the schools and taxpayers. The land will be clean and brought back to a pristine state

by planting approximately 30,000 - 60,000 trees.

Jane Staats, of Devonshire Court, would like to see the 20 million dollar purchase price mentioned on the agenda for the sake of openness.

Harry Burke, of 2 Sebring Road, reiterated Ms. Staats concerns about the 20 million purchase price being on the newsletter and agenda.

Committeeman Tomson stated upon the close of the property there will be a press release.

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

Upon motion by Committeeman Burchette, seconded by Committeeman Tomson, the public hearing was closed and Ordinance 2017-06 was adopted and unanimously approved upon call of the role.

INTRODUCTION OF NEW ORDINANCES

2017-07 AN ORDINANCE OF THE TOWNSHIP OF HILLSBOROUGH, SOMERSET COUNTY, NEW JERSEY, AMENDING CHAPTER 188 “LAND USE AND DEVELOPMENT”, ARTICLE V “DISTRICTS AND STANDARDS” OF THE CODE OF THE TOWNSHIP OF HILLSBOROUGH BY ADDING SECTION 188-113.7 “MIXED-USE INCLUSIONARY DISTRICT-1”

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

Section 1. Chapter 188 “Land Use and Development”, Article V “Districts and Standards”, of the Code of the Township of Hillsborough, is hereby amended by adding Section 188-113.7 “Mixed-Use Inclusionary District-1” to read as follows:

§188-113.7 Mixed-Use Inclusionary District–1.

A. Purpose, applicability, and affordable housing obligation.

(1) The purpose of the Mixed-Use Inclusionary District is to establish a mixed-use zone that provides for affordable housing, multifamily housing, retail, office and restaurant uses at a location that provides access to employment areas through adjacency to major roadways and/or public transportation. The standards are intended to offer maximum flexibility for site design and selection of dwelling unit types in order to offer a balanced housing pattern attractive to all income and age segments of the community as part of the Township's fair share housing plan for meeting the region's low and moderate-income housing needs.

(2) This zone applies to the following properties: Block 202, Lot 4 on the Hillsborough Township Tax Map.

(3) A minimum of 24% of the total number of residential units in the zone shall be low-and moderate-income units in accordance with applicable affordable housing regulations; but in no case

shall there be less than 42 low-and moderate-income units provided in the zone regardless of the total number of units constructed.

B. Permitted principal uses.

- (1) Multifamily dwellings.
- (2) Retail sales.
- (3) Office.
- (4) Restaurants, freestanding or attached (drive-through restaurants are prohibited).
- (5) Fiduciary institutions, including drive-through banks.
- (6) Mixed use buildings with residential units on upper floors.

C. Permitted accessory uses.

- (1) Clubhouse for the use of residents and their guests.
- (2) Garages, storage sheds, maintenance offices, leasing offices, swimming pools and other community recreational facilities (non-commercial) associated with residential communities.
- (3) All other uses customarily incidental and accessory to multifamily residential communities.

D. Yard and bulk requirements.

- (1) Minimum lot size: 28 acres.
- (2) Minimum lot frontage: 500 feet on Route 206.
- (3) Minimum front yard building setback: 40 feet from Route 206.
- (4) Minimum side yard building setback: 50 feet from tract boundary.
- (5) Minimum rear yard building setback: 20 feet from the tract boundary.
- (6) Maximum building coverage: 20%.
- (7) Maximum total impervious coverage: 45%.
- (8) Maximum building height.
 - (a) Multifamily dwellings: 45 feet/3 stories.
 - (b) All other principal buildings: 35 feet/2.5 stories.

(c) Accessory buildings: 20 feet.

(9) Minimum building-to-building distance requirements: 35 feet except for accessory structures/buildings.

(10) Minimum buffer to adjacent properties: 20 feet.

E. Maximum residential units and minimum/maximum commercial square footage.

(1) The total number of dwelling units shall not exceed 175 units. Any application for residential development shall include no less than the minimum commercial square footage required in §188-113.7.E.(2).

(2) The combined total of retail, office, restaurants and fiduciary institutions shall be no less than 12,500 square feet and no more than 20,000 square feet.

F. Parking requirements.

(1) Residential: In accordance with the R.S.I.S.

(2) Retail: 3.5 spaces/1,000 sf of gross floor area.

(3) Office: 3 spaces/1,000 sf of useable floor area.

(4) Restaurant: 4 spaces/1,000 sf of usable floor area.

(5) Fiduciary/Banks: 3 spaces/1,000 of useable floor area.

(6) Shared parking among non-residential uses is permitted in accordance with the following standards subject to approval by the Planning Board or Board of Adjustment, as appropriate.

(a) Shared parking shall be located within 500 feet of the building it serves.

(b) Any application that includes shared parking must provide a shared parking plan. Such a plan shall be included as an addendum to a site plan and shall be drawn to the same scale. The shared parking plan must include the following:

[1] A site plan showing parking spaces intended for shared parking and their proximity to the uses they will serve.

[2] A signage plan that directs drivers to the most convenient parking areas for each particular use or group of uses, if such distinctions can be made.

[3] A pedestrian circulation plan that shows connections and walkways between parking areas and buildings.

G. Supplemental regulations.

- (1) Buildings and site improvements shall be designed to minimize changes to existing topography and mature vegetation.
- (2) Shared driveways that serve more than one property may be provided where deemed appropriate by the Planning Board or Board of Adjustment. Cross-access shall be required between adjoining properties.
- (3) A landscape plan shall be provided for the entire site and shall be prepared by a licensed Landscape Architect.
- (4) Exterior building design shall be coordinated with regard to color, types of materials, architectural form, and detailing. Multiple buildings on the same site shall be designed to create a cohesive relationship between the buildings. The requirements contained in Sections 188-167 to 188-175 of the Architectural and Site Design (ASD) Overlay Zone shall apply, except as otherwise provided in the MUID-1 requirements, as indicated herein. In addition, residential buildings in the MUID-1 may exceed the 100-foot maximum wall length established in Section 188-175.B(5) of the ASDO if it can be demonstrated that the appropriate design features have been employed to modulate the facade to give the appearance of several buildings and otherwise comply with that section.
- (5) Requirements for establishments with fiduciary/bank uses with drive-through facilities.
 - (a) A drive-thru facility shall be architecturally integrated into the principal building.
 - (b) A drive-thru facility shall not be located on the street side of the building nor in front of the front building line.
 - (c) A drive-thru facility shall be limited to a maximum of two service lanes and a required by-pass line.
 - (d) A drive-thru facility shall not adversely impede or conflict with pedestrian and/or vehicular circulation in the area.
 - (e) The Planning Board or Board of Adjustment shall be satisfied that the on-site and off-tract circulation is accommodating the proposed traffic volume associated with such facility, particularly during peak hours. The stacking driveway for the drive-through window shall provide room for no more than two lanes of patrons plus a bypass lane and shall be separated from any off-street parking areas and their access aisles, loading areas or trash enclosures.
- (6) Signs. A signage program shall be established as part of the development review and approval process pursuant to the requirements contained in Section 188-83 J, unless as otherwise noted below:
 - (a) There shall be consistent sign design theme throughout the development. A unifying design theme shall include style of lettering, method of attachment, construction material, size proportion, lighting, position and day/night impacts. Signs shall be a subordinate rather than a predominant feature of any building.

(b) A comprehensive signage plan shall be provided which covers overall project identification, window signage and lettering, individual building/tenant identification, traffic regulations, pedestrian crossing, street identification, parking and directional instructions. A signage hierarchy shall be established governing the above signage categories.

(c) Freestanding sign setback: Minimum of 20 feet from a public right-of-way.

(7) Route 206 right-of-way. The following are specific requirements for property fronting along Route 206.

(a) The Route 206 right-of-way shall be at least 86 feet.

(b) A five-foot-wide sidewalk and ten-foot-wide planting strip between the sidewalk and right-of-way with street trees and curbing shall be provided along property frontage.

Section 4. This Ordinance shall be construed so as not to conflict with any provision of New Jersey or Federal law. The provisions of this Ordinance shall be cumulative with, and not in substitution for, all other applicable zoning, planning, and land use regulations. 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 5. 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 6. After introduction, the Township Clerk is hereby directed to provide a copy of the within Ordinance to the Planning Board of the Township of Hillsborough for its review in accordance with N.J.S.A. 40:55D-26 and N.J.S.A.40:55D-64. The Planning Board is directed to make and transmit to the Township Committee within 35 days after referral, a report including identification of any provisions in the proposed Ordinance which are inconsistent with the Master Plan and recommendations concerning any inconsistencies and any other matter as the Board deems appropriate.

Section 7. After introduction, the Township Clerk is hereby directed to provide by personal service or certified and regular mail, at least 10 days prior to the scheduled hearing, a copy of this Ordinance and a Notice of Hearing in accordance with N.J.S.A. 40:55D-62.1 to: (1) the owners of the properties affected by this Ordinance; (2) the owners of all properties within 200 feet of the boundaries of the affected properties; (3) the Office of Planning Advocacy; and (5) any military facility commander who has registered with the municipality.

Section 8. After introduction, the Township Clerk is hereby directed to provide by personal service, certified mail or email with confirmation that the email was delivered, at least 10 days prior to the scheduled hearing, a copy of this Ordinance and a Notice of Hearing in accordance with N.J.S.A. 40:55D-15 to: (1) the clerk of any adjoining municipalities located within 200 feet of the boundaries of the affected properties; and (2) the County Planning Board.

Section 9. This Ordinance shall take effect immediately upon its adoption, passage and publication according to law.

Mayor Suraci stated this ordinance was recommended by the Planning Board and as a result of this

proposed zone amendment it would further assist the Township in meeting Affordable Housing obligations.

Township Planner David Maski stated this mixed use property consists of 28 acres on North 206 between Township Line Road and Mountain View Road. There will be 175 residential units with 42 units meeting affordability criteria and count towards the Township's obligation. There will also be 12,500 - 20,000 square feet of commercial space fronting Route 206. There are no neighbors to this property.

Committeeman Tomson stated municipalities such as Hillsborough are getting slammed with required affordable housing units. Townships are waiting for the State Legislature to remedy this issue.

Mayor Suraci stated the Legislature needs to legislate this matter. The threat of builders' lawsuits takes planning out of a city's hands. Townships then run the risk of builder density lawsuits if a proposed building ordinance is denied and the resulting threat of density bonuses on farmland.

Committeeman DelCore stated the Township has moved forward with prudent steps. 330 acres have been moved off of available space which would have been counted as buildable space.

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

2017-08 AN ORDINANCE OF THE TOWNSHIP OF HILLSBOROUGH, SOMERSET COUNTY, NEW JERSEY, AMENDING CHAPTER 188 "LAND USE AND DEVELOPMENT", ARTICLE V "DISTRICTS AND STANDARDS", SECTION 188-113.1 "GA GATEWAY A DISTRICT" OF THE CODE OF THE TOWNSHIP OF HILLSBOROUGH TO PERMIT EXTENDED CARE FACILITIES IN THE GA GATEWAY A DISTRICT

New language is underlined thus.

BE IT ORDAINED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that Chapter 188 "Land Use and Development", Article V "Districts and Standards", Section 188-113.1 "GA Gateway A District", of the Code of the Township of Hillsborough, is hereby amended to add the underlined language as follows:

Section 1. §188.113.1.B. Principal permitted uses. All uses shall be provided at a scale and size that is appropriate for the district. There may be more than one principal permitted use or structure on a lot subject to compliance with § 188-113.1C through H as contained below.

- (1) Retail sales of goods and personal service establishments.
- (2) Offices, medical centers and veterinary hospitals.
- (3) Indoor and outdoor recreation facilities, including fitness centers, gymnasiums, tennis courts and pools.
- (4) Banks, fiduciary institutions and insurance offices.
- (5) Business services.

- (6) Restaurants, including sit-down and carry out as long as food and/or drink shall not be served directly to patrons in motor vehicles.
- (7) Utilities which are compatibly designed and/or screened, as appropriate.
- (8) Public playgrounds, conservation areas, parks and other public gathering places.
- (9) Mixed used development, including the permitted principal uses indicated above, shall be permitted where a property located in the Gateway A District directly abuts the Town Center and any existing residential development, such that the residential component shall not exceed a density of four dwelling units per acre and shall be located as a buffer between existing residential development and commercial development in the Town Center.
- (10) Art studios, for the creation, assembly or production of works of art including, but not limited to paintings and sculpture; art education and instruction; and art galleries where works of art are exhibited to the public and sold.
- (11) Commercial instructional activities.
- (12) **Extended care facilities.**

Section 2. Amend Article V. Districts and Standards, Section 188-113.1.E. as follows:

§188.113.1.E. Off-street parking requirements.

(2) The minimum number of required off-street parking spaces for the permitted uses in the GA District are as follows:

- (a) Retail at 3.5 spaces per 1,000 square feet of gross floor area.
- (b) Office, bank, fiduciary institution at three spaces per 1,000 square feet of usable floor area.
- (c) Medical office, veterinary hospital at four spaces per 1,000 square feet of usable floor area.
- (d) Theater, bowling alley and indoor/outdoor recreation facility at 3.5 spaces per 1,000 square feet of gross floor area.
- (e) Business service at 3.5 spaces per 1,000 square feet of gross floor area.
- (f) Restaurant at four spaces per 1,000 square feet of gross floor area.
- (g) Public uses at four spaces per acre or portion thereof.
- (h) Residential at 1.5 spaces per dwelling unit.
- (i) Extended care facilities at one space for every three beds plus one space for each employee.**

Section 3. This Ordinance shall be construed so as not to conflict with any provision of New Jersey or Federal law. The provisions of this Ordinance shall be cumulative with, and not in substitution for, all other applicable zoning, planning, and land use regulations. 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. After introduction, the Township Clerk is hereby directed to provide a copy of the within Ordinance to the Planning Board of the Township of Hillsborough for its review in accordance with N.J.S.A. 40:55D-26 and N.J.S.A. 40:55D-64. The Planning Board is directed to make and transmit to the Township Committee within 35 days after referral, a report including identification of any provisions

in the proposed Ordinance which are inconsistent with the Master Plan and recommendations concerning any inconsistencies and any other matter as the Board deems appropriate.

Section 6. This Ordinance shall take effect immediately upon its adoption, passage and publication according to law.

Mayor Suraci stated this ordinance was proposed by the Planning Board to add extended care facilities as a permitted use in the Gateway A Zone.

Township Planner David Maski stated the ordinance adds an additional use for extended care facilities so that these types of facilities in the future don't need to go through a variance hearing each time.

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

2017-09 AN ORDINANCE OF THE TOWNSHIP OF HILLSBOROUGH, SOMERSET COUNTY, NEW JERSEY, AMENDING CHAPTER 188 "LAND USE AND DEVELOPMENT", ARTICLE IV "DESIGN AND PERFORMANCE STANDARDS" OF THE CODE OF THE TOWNSHIP OF HILLSBOROUGH TO REGULATE COMMERCIAL VEHICLES ON RESIDENTIAL PROPERTIES

New language is underlined thus.

Deletions are indicated with brackets and strikethroughs [~~thus~~].

BE IT ORDAINED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that Chapter 188 "Land Use and Development", Article IV "Design and Performance Standards", of the Code of the Township of Hillsborough, is hereby amended as follows:

Section 1. Amend §188.51 Garages in residential zones.

Garaging for not more than three cars may be erected on a single lot. [~~Not more than one truck with a maximum capacity of one ton owned or used by a resident on the premises is permitted and that shall be kept in an enclosed garage. This provision shall not be deemed to limit the number of commercial trucks or cars used in conjunction with a permitted agricultural use.~~]

Section 2. Add §188.51.1 Commercial vehicles in residential zones.

A. For purposes of this subsection, a commercial vehicle is any vehicle registered as a commercial vehicle with the New Jersey Division of Motor Vehicles; or containing advertising matter intended to promote the interest of any business, whether or not said vehicle is registered as a commercial vehicle, with the exception of passenger vehicles designed to carry 15 passengers or less, which are exempt from this provision.

B. Only one commercial truck or van with a gross vehicle weight rating (GVWR) of 10,000 pounds or less (FHWA weight classes 1 and 2), and having no more than two axels, is permitted to be parked out-of-doors overnight on a residential property in a residential zone subject to the following conditions:

(1) The vehicle must be owned or used by a resident of the premises and used as the customary means of transportation to and from work.

(2) It must be demonstrated that the vehicle cannot be parked in a garage or other permanent enclosed structure on site.

(3) The vehicle shall not obstruct any pedestrian or vehicular traffic and be no closer than five feet from a side or rear property line. To the extent feasible, the vehicle shall be screened by a combination of fencing and/or landscaping to provide year-round screening. Wherever possible, the vehicle shall be parked in a side or rear yard.

(4) The vehicle shall not be parked on a grassed area, lawn area, or an otherwise landscaped area.

(5) No business or sales shall be conducted from any vehicle parked on a residential lot.

(6) The outside storage of any materials or equipment associated with the commercial vehicle is prohibited.

C. Overnight parking of commercial vehicles with a gross vehicle weight rating (GVWR) exceeding 10,000 pounds, non-recreational trailers, construction equipment, truck tractors, and buses is prohibited in residential zones.

D. No more than one commercial vehicle as defined herein shall be stored or maintained on any residential property whether it is stored outside or in an enclosed structure.

E. This provision shall not be deemed to limit the number of commercial vehicles used in conjunction with a permitted agricultural use.

Section 3. This Ordinance shall be construed so as not to conflict with any provision of New Jersey or Federal law. The provisions of this Ordinance shall be cumulative with, and not in substitution for, all other applicable zoning, planning, and land use regulations. 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. After introduction, the Township Clerk is hereby directed to provide a copy of the within Ordinance to the Planning Board of the Township of Hillsborough for its review in accordance with N.J.S.A. 40:55D-26 and N.J.S.A.40:55D-64. The Planning Board is directed to make and transmit to the Township Committee within 35 days after referral, a report including identification of any provisions in the proposed Ordinance which are inconsistent with the Master Plan and recommendations concerning any inconsistencies and any other matter as the Board deems appropriate.

Section 6. This Ordinance shall take effect immediately upon its adoption, passage and publication according to law.

Mayor Suraci stated this ordinance was recommended by the Planning Board as a result of addressing the issue of commercial vehicles being parked in residential neighborhoods.

Township Planner David Maski stated a vehicle of 10,000 pounds gross or less is permitted to be parked in a driveway. Non-recreational trailers, trucks and buses are not permitted.

Committeeman DelCore stated there was a lot of input from residents and the business community at the Planning Board meeting.

Upon motion by Committeeman Tomson, seconded by Committeeman DelCore, to introduce the ordinance, the motion was approved upon call of the role. Committeeman Burchette abstained.

2017- 10 AN ORDINANCE OF THE TOWNSHIP OF HILLSBOROUGH, IN THE COUNTY OF SOMERSET, NEW JERSEY AUTHORIZING ACCEPTANCE OF DEDICATIONS AND EASEMENTS FROM JOHN ZAMKOTOWICZ

WHEREAS, John Zamkotowicz filed Application No.: 07-PB-26-MJ with the Township of Hillsborough Planning Board for preliminary and final major subdivision approval for the property identified on the Tax Map of the Township of Hillsborough as Block 199, Lot 18 and the Planning Board adopted a memorializing Resolution on September 4, 2008 approving the Application; and

WHEREAS, the Resolutions of Approval require John Zamkotowicz to provide the Township of Hillsborough with the following Dedications and Easements:

1. Deed of Dedication for Right of Way for Hamilton Road for Block 199, Lot 18;
2. Stormwater Detention Facility Maintenance Agreement for Block 199, Lots 18.02, 18.03 and 18.04;
3. Conservation Easement for Block 199, Lots 18.03 and 18.04.

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

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, as follows: (1) the Township hereby accepts the attached Dedications and Easements; (2) the Mayor and Township Clerk are hereby authorized to execute

the Dedications and Easements on behalf of the Township; (3) the Township Attorney is authorized to record the Dedications and Easements with the Somerset County Clerk; and (4) this Ordinance shall take effect upon adoption and publication according to law.

Mayor Suraci stated Municipal Land Use Law requires the acceptance of property via an ordinance. This has been reviewed by the Township Attorney and found acceptable.

Upon motion by Committeeman DelCore, seconded by Committeeman Tomson, to introduce the ordinance, the motion was unanimously approved upon call of the role.

2017-11 AN ORDINANCE AMENDING CHAPTER 147 OF THE CODE OF THE TOWNSHIP OF HILLSBOROUGH, TITLED "CRIMINAL HISTORY BACKGROUND CHECKS"

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

SECTION I. Chapter 147 of the Code of the Township of Hillsborough, titled "Criminal History Background Checks", Section 147-2, titled "Request for criminal background checks; costs," is hereby amended as follows:

§ 147-2. Request for criminal background checks; costs.

The Township requires that all employees and volunteers over the age of 18 years, having involvement with Township-sponsored programs involving minors, submit to a criminal history record background check. Failure to so submit to such background check shall constitute grounds for disqualification of that individual.

~~B. The Township shall conduct a criminal history record background check only upon receipt of the written consent to the background check from the prospective or current employee or volunteer.~~

~~C. The Division of State Police shall inform the individual and third party independent agency whether the person's criminal history record background check reveals a conviction of a disqualifying crime or offense as set forth below.~~

~~D. [B.] The fee for the background check shall be established by the Recreation Commission by the adoption of a resolution on an annual basis. [borne by the potential applicant of the Recreation Department.]~~

~~E. The requirement for criminal checks does not apply to those employees or volunteers which have been qualified for service within the last three years upon the presentation of appropriate documentation.~~

[C. Background checks are required every three (3) years.]

SECTION II. Chapter 147 of the Code of the Township of Hillsborough, titled "Criminal History Background Checks", Section 147-4, titled "Submissions; exchange of background check information," is hereby amended as follows:

A. Prospective and/or current employees and volunteers of Township-sponsored programs involving minors shall submit the name, address, fingerprints [Social Security Number] and written consent to the Township [or its designated third-party independent agency] for the criminal history record background check to be performed.

B. The Township may, in its discretion, engage the services of a third-party independent agency to conduct the criminal history record background checks authorized under this chapter. ~~In that event, the third-party independent agency will perform the duties described in Subsection A.~~

SECTION III. Chapter 147 of the Code of the Township of Hillsborough, titled “Criminal History Background Checks”, Section 147-5, titled “Limitations on access and use of criminal history record background checks,” is hereby amended as follows:

§ 147-5. Limitations on access and use of criminal history record background checks.

A. It shall be the responsibility of the prospective employee or volunteer to obtain his or her criminal history from the ~~SBI~~ [recommended vendor as determined by the Recreation Department] that identifies the specific criminal violation(s) and deliver it to the Appeals Committee for the purpose of an appeal or presenting a challenge to the accuracy of the report.

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

Mayor Suraci stated this Ordinance amends the background checks chapter of the Township code to streamline the process for our volunteer coaches and recreation employees.

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

2017-12 AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED “SALARY RANGE ORDINANCE” SETTING FORTH THE SALARY RANGES FOR THE CLASSIFICATIONS SET FORTH IN SAID ORDINANCE

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

Section 1: That the Salary range ordinance, shall be amended as follows:

<u>CLASSIFICATION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
<u>Administrators Office</u>		
Committeepersons	3,500	10,000
Township Administrator	50,000	165,000
IT Systems Administrator	41,000	98,000
IT Part-Time Assistant	\$15.00/Hr.	\$28.00/Hr.

Assistant to the Administrator	35,000	65,000
Secretary to Administrator	32,000	65,000
Secretary/ Clerk Part-Time	\$12.00/Hr.	\$22.00/Hr.
Business Advocate	15,000	75,000
Special Projects Coordinator	1,000	2,000
Communications/Social Media Coordinator	\$15.00/Hr.	\$28.00/Hr.

Building Department

Director Building Department	48,000	125,000
Construction Official	48,000	125,000
Building Sub Code Official	47,008	106,964
Fire Sub Code Official	43,576	99,124
Assistant Sub Code Official	43,576	99,124
Plumbing Sub Code Official	43,576	99,124
Electric Sub Code Official	43,576	99,124
Building Inspector	40,622	92,428
Electrical Inspector	40,622	92,428
Fire Inspector	40,622	92,428
Plumbing Inspector	40,622	92,428
Technical Assistant	35,000	69,733
Part-Time Inspector	\$25.00/Hr.	\$40.00/Hr.
Part-Time Technical Assistant	\$12.00/Hr.	\$22.00/Hr.
Use of License in 2 nd Discipline	\$2,500	\$2,500
Acting Construction Official	\$1,500	\$1,500

Municipal Court

Court Administrator	45,000	95,000
After Hours ECDR Processing	2,000	5,000
Deputy Court Administrator	38,000	75,000
Violations Clerk	35,000	69,733
Municipal Judge	15,000	75,000
Public Defender	1,000	25,000

Township Clerk

Township Clerk	20,000	105,000
Deputy Clerk	20,000	65,000
Asst. to Municipal Clerk	35,000	65,000
Part-Time Receptionist	\$12.00/Hr.	\$22.00/Hr.

Engineering Department

Township Engineer	10,000	125,000
Assistant Engineer/Survey	47,008	106,964
Assistant Engineer	47,008	106,964
Assistant to Township Engineer	43,576	99,124
Sr. Engineering Aide/Inspector	43,576	99,124

Engineering Aide	40,622	92,428
Secretary/Clerk	35,000	69,733

Health Department

Health Officer	47,000	150,000
Deputy Health Officer	45,000	95,000
Director of Environmental Programs	45,000	95,000
Registered Environmental Health Specialist	40,622	92,428
Environmental Health Aid	35,000	69,733
Secretary/Clerk	35,000	69,733
Millstone Health Liaison	2,000	6,000
Recycling Coordinator	2,000	6,000
Assistant Recycling Coordinator	1,000	5,000
Registrar	1,000	4,000

Police Department

Police Chief	125,000	185,000
Police Captain	120,000	175,000
Police Lieutenant	115,000	165,000
Police Sergeant	114,006	126,017
Police Corporal	106,881	114,561
Police Officer	40,293	109,106
IT Manager	40,000	108,500
Police Chief Secretary	35,000	70,000
Civilian Police Specialist	35,000	69,733
Secretary/Clerk	35,000	69,733
Dispatcher	40,196	56,078
Municipal Prosecutor	10,000	70,000
Special Officers	\$12.00/Hr.	\$28.00/Hr.
Crossing Guards	\$10.00/Hr.	\$22.00/Hr.
Police Property Manager	\$20.00/Hr.	\$28.00/Hr.
OEM Director/Police Property Director	\$45,000	\$95,000

Public Works Department

Director Public Works	47,000	125,000
Supervisor of Public Works	45,000	95,000
Assistant Supervisor of Public Works	38,000	75,000
Equipment Operator/Mechanic/Journeyman	52,266	68,000
Public Works Worker 1-4	30,015	58,000
Secretary/Clerk	35,000	69,733

Tax Assessor Department

Tax Assessor	47,000	105,000
Deputy Assessor	45,000	95,000
Deputy Assessor-Commercial-Part-time	15,000	27,750

Assistant Tax Assessor	38,000	75,000
Assessment Clerk/Field Representative	40,622	92,428
Secretary/Clerk	35,000	69,733

Tax Collection/Treasurer Department

CFO/Treasurer/Tax Collector	10,000	135,000
Tax Collector	10,000	90,000
Treasurer/CFO	10,000	90,000
Director of Finance	10,000	90,000
Qualified Purchasing Agent	10,000	90,000
Deputy Collector/Treasurer	45,000	95,000
Deputy Finance Officer	45,000	95,000
Deputy Tax Collector	45,000	95,000
Clerk	35,000	69,733

Planning Department

Township Planner	47,000	125,000
Assistant Planner/Zoning Official	45,000	95,000
Secretary/Clerk	35,000	69,733

Recreation Commission

Director Parks and Recreation	55,000	105,000
Assistant Director of Recreation	38,000	75,000
Assistant Supervisor – Parks Maintenance	38,000	75,000
Recreation Program Coordinator	35,000	69,733
Recreation Assistant	35,000	69,733
Part-Time Secretary/Clerk	\$12.00/Hr.	\$22.00/Hr.

Part-Time Seasonal Employees:

Program Supervisor/Per Session	\$50.00/Session	\$300.00/Session
Program Supervisor/Hourly	\$14.50/Hr.	\$25.00/Hr.
Instructors	\$10.00/Hr.	\$30.00/Hr.
Assistant Program Supervisor	\$10.00/Hr.	\$20.00/Hr.
Counselors	\$6.50/Hr.	\$13.50/Hr.
Umpires/Referees	\$25.00/Game	\$55.00/Game
Scorekeepers	\$6.50/Hr.	\$13.50/Hr.

Social Services

Director Social Services	55,000	105,000
Assistant Director of Social Services	38,000	75,000
Bus Driver	35,000	69,733
Secretary/Clerk	35,000	69,733
Senior Dance Instructor	\$ 25.00/Hr.	\$ 35.00/Hr.

Senior Wellness Instructor	\$ 25.00/Hr.	\$ 35.00/Hr.
Part-Time Bus Driver	\$ 12.00/Hr.	\$ 22.00/Hr.
Part-Time Mr. Fix-It	\$ 12.00/Hr.	\$ 22.00/Hr.

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

Mayor Suraci stated this ordinance updates the ranges for various Township positions; it does not imply actual salaries for said positions.

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

2017-13 AN ORDINANCE APPROPRIATING CERTAIN MONIES HELD BY THE TOWNSHIP OF HILLSBOROUGH, COUNTY OF SOMERSET, STATE OF NEW JERSEY, FOR THE PURCHASE OF VARIOUS CAPITAL IMPROVEMENTS IN THE AMOUNT OF \$804,962.78, IN AND FOR THE TOWNSHIP OF HILLSBOROUGH

WHEREAS, there are funds available in the Hillsborough Township Capital Improvement Fund in the amount of \$462,127.28 and

WHEREAS, the following off-site contributions have been received from various developers to be utilized for road and detention basin purposes throughout the Township in accordance with Planning Board and Engineering resolutions of approval, and

C-04-52-700-011	A&H Property	4,152.00
C-04-52-700-014	Contempo West	12,164.00
C-04-52-700-021	East Point Estates	158,000.00
C-04-52-700-024	Hillsboro Campus	9,981.00
C-04-52-700-031	Thomas Kanach	500.00
C-04-52-700-057	Parsis Building	5,000.00
C-04-52-700-058	Pleasantview Farms	134,818.50
Total		<u>324,615.50</u>

WHEREAS, the following off-site contributions are available through Developers Contributions for the purpose of funding Recreational projects, and

C-04-52-600-065	Rec Equipment	5,000.00
C-04-52-600-067	Riverview Estates	10,000.00
C-04-52-600-080	Tanglewood Estates	3,220.00
Total		<u>18,220.00</u>

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

1.	Culvert Replacements	100,000.00
2.	Replacement of Damaged Wooden Guide Rails	100,000.00
3.	Network Server Upgrade	34,127.28
4.	Replace Right Side of Skate Park	8,450.00
5.	Dump Truck Replacement (DPW)	180,000.00
6.	Kompakt High Density Records Storage (Police)	28,000.00
7.	F450 Mason Dump w/Snow Package (DPW)	75,000.00
8.	F450 Ford w/Snow Plow	69,615.50
9.	Picnic Tables/Grills (Parks)	9,770.00
10.	Cistern Replacement (Deerpath)	125,000.00
11.	Sidewalk Replacements	75,000.00
		804,962.78

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the aforementioned sums are hereby appropriated.

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

Mayor Suraci stated this ordinance is for those necessary items recommended as high in priority by the Capital Planning Committee. Their purchases are based on what is available from Developer's Offsite Contributions and the Capital Improvement Fund.

Committeeman DelCore stated there is always a significant list from all the department heads. The ordinance distribution covers a good cross section of departments.

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

2017-14 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 92 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF HILLSBOROUGH TOWNSHIP, ENTITLED "POLICE DEPARTMENT", MOST NOTABLE SECTION 92-7, ENTITLED "MEMBERSHIP"

WHEREAS, the Township of Hillsborough ("Township") intends to foster and further promote the organizational and operational flexibility and readiness of the Township's Police Department (the "Police Department") by establishing the table of organization for the Police Department.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HILLSBOROUGH in the County of Somerset and State of New Jersey that Chapter 92 of the Township Code of the Township of Hillsborough, entitled "Police Department", most notably Section 92-7, entitled "Membership", shall be amended, revised and supplemented as follows:

92-7 MEMBERSHIP

The Police Department of the Township of Hillsborough may include a Chief of Police, Captains, Lieutenants, Sergeants, Corporals and such number of Patrolmen and temporary officers and members as may, from time to time, be deemed necessary by the Township Committee to properly preserve the peace and good order within the Township. The Table of Organization for the Police Department shall not exceed a total force of fifty six (56), including the following maximums by rank:

Police Chief – 1

Captain – 1

Lieutenant – 4

Sergeant – 8

Corporal – as defined under the collective bargaining agreement between PBA Local 205 and the Township of Hillsborough

Patrolman – 36

Civilian personnel assigned to the Police Department in the amount necessary shall be determined by the Township Committee or designee.

BE IT FURTHER ORDAINED that the remainder of Chapter 92 shall remain unchanged.

BE IT FURTHER ORDAINED that if any section, paragraph, subsection, clause and/or provision of this Ordinance shall be adjusted by a court of competent jurisdiction to be invalid, such adjudication shall apply only to that section, paragraph, subsection, clause and/or provision so adjudicated and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon passage and publication in accordance with law.

Mayor Suraci stated this ordinance establishes the table of organization for the Police Department.

Committeeman DelCore stated according to State requirements the Township cannot add extra officers unless there is space allotted on the table of organizations. This ordinance creates that space so that additional officers and/or sergeants can be added at a later date as needed.

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

CONSIDERATIONS

- 1. RESOLUTION AUTHORIZING MASER CONSULTING, P.A., TO PROVIDE PROFESSIONAL SERVICES ASSOCIATED WITH THE UPDATE OF THE GEOGRAPHIC INFORMATION SYSTEMS (GIS) PARCEL UPDATES FOR THE TOWNSHIP OF HILLSBOROUGH, IN AN AMOUNT NOT TO EXCEED \$4,250.00, PURSUANT TO MASER'S PROPOSAL DATED JUNE 14, 2017**

WHEREAS, on January 3, 2017, as a result of the fair and open procurement process, N.J.S.A. 19:44A-20.4-5 et seq., Maser Consulting, P.A., was awarded a professional services contract designating

Maser Consulting, P.A., as the Township of Hillsborough Engineer; and

WHEREAS, there is now the necessity for professional engineering services; namely, to perform professional services associated with the update of the Geographic Information Systems (GIS) Parcel Updates for the Township of Hillsborough, in an amount not to exceed \$4,250.00, as described in a proposal from Maser Consulting, P.A., dated June 14, 2017.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that Maser Consulting, P.A., is authorized to perform professional services outlined in its proposal, dated June 14, 2017, in an amount not to exceed \$4,250.00, for the Geographic Information Systems (GIS) Parcel Updates for the Township of Hillsborough.

BE IT FURTHER 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 amendment to the Professional Services Contract with Maser Consulting, P.A., for these services in an amount not to exceed \$4,250.00.
2. This Amended Contract is awarded, as a result of the Fair and Open Selection Process as "Professional Services" in accordance with N.J.S.A. 40A:11-5(1)a of the Local Public Contracts Law and the New Jersey Local Unit Pay to Play Law (N.J.S.A. 19:44A-20.4-5 et seq.) because these services will be performed by persons authorized by law to practice a recognized profession, whose practice is regulated by law, the performance of which service requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instructions as distinguished from general academic instruction or apprenticeship and training.

Mayor Suraci stated this resolution authorizes Maser to proceed with services related to updating the Township's Tax Maps.

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

2. RESOLUTION AUTHORIZING CONTRACT WITH PREMIERE MEDIA, LLC, FOR PRODUCTION OF SIX 10 MINUTE NEWS MAGAZINE PROGRAMS FOR THE TOWNSHIP OF HILLSBOROUGH PURSUANT TO THE JULY 1, 2017 PROPOSAL SUBMITTED IN AN AMOUNT NOT THE EXCEED \$9,000.00

WHEREAS, Premiere Media has been providing videotaping and media services to the Township of Hillsborough since 2002; and

WHEREAS, at the request of the Township, Premiere Media provided a proposal, dated July 1, 2017, to produce six 10 minute news magazine programs for the Township; and

WHEREAS, the Township Committee wishes to authorize a contract with Premiere Media to produce six

10 minute news magazine programs for the Township in accordance with the proposal submitted in an amount not to exceed \$9,000.00; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that a contract be awarded to Premiere Media, LLC, for production of six 10 minute news magazine programs for the Township of Hillsborough pursuant to the July 1, 2017 proposal submitted in an amount not to exceed \$9,000.00.

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

3. RESOLUTION AUTHORIZING AGREEMENT FOR PARTICIPATION IN PRESERVATION OF THE PROPERTY IDENTIFIED ON THE TAX MAP OF THE TOWNSHIP OF HILLSBOROUGH AS BLOCK 169 LOTS 36.03, 36.05, 36.07 & 36.08

WHEREAS, the County of Somerset holds a Contract For Sale of Real Estate to purchase the property identified on the Tax Map of the Township of Hillsborough as Block 169, Lots 36.03, 36.05, 36.07 and 36.08 consisting of approximately 42.815 acres +/- (“Property”) for the purchase price of \$17,500 per acre based upon a true and accurate survey of the Property; and

WHEREAS, the Township and County discussed a contribution by the Township toward the County’s purchase of the Property in the amount of thirty 30% percent of the purchase price or \$5,250 per acre, not to exceed \$225,000; and

WHEREAS, the Township Chief Financial Officer certifies sufficient funds are available in the Open Space Trust Fund for this contribution toward the County’s purchase of the Property; and

WHEREAS, the Property will be owned and managed by the County upon acquisition; and

WHEREAS, in the event the County does not maintain the Property as open space or sells the Property to a third party, the County will reimburse the Township for its contribution towards the County’s purchase of the Property.

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 an Agreement for Participation in the Preservation of Property with the County of Somerset consistent with the terms of this Resolution.

Mayor Suraci stated this resolution authorizes additional property to be added to open space.

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

4. RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A MEMORANDUM OF AGREEMENT BETWEEN THE TOWNSHIP OF

HILLSBOROUGH AND AFSCME NEW JERSEY, AFL-CIO LOCAL 3697 AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A COLLECTIVE BARGAINING AGREEMENT WITH THE SAME

WHEREAS, the the Township and AFSCME, AFL-CIO Local 3697 have finalized a Memorandum of Agreement; and

WHEREAS, the Mayor and the Township Clerk are authorized execute the Memorandum of Agreement between the Township of Hillsborough and AFSCME New Jersey, AFL-CIO Local 3697; and

WHEREAS, the Mayor and Township Clerk are further authorized to execute a Collective Bargaining between the Township and AFSCME, AFL-CIO Local 3697 once the parties have entered into an acceptable agreement to both parties.

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 authorized to execute the attached MOA.
2. The Mayor and Township Clerk are authorized to execute a Collective Bargaining Agreement with AFSCME, AFL-CIO Local 3697 once the parties have entered into an acceptable agreement.

Township Administrator Anthony Fererra thanked Ms. Costa and Mr. Bernstein and the Union Representatives for coming up with a fair contract and staying below 2%.

Committeeman DelCore recognized Administrator Fererra and his work on the contract as well. The contract is fair on both sides.

Mayor Suraci stated it was a very good effort on all parts.

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

5. RESOLUTION ACCEPTING AND APPROVING THE CORRECTIVE ACTION PLAN FOR THE 2016 AUDIT

WHEREAS, in accordance with Local Finance Notice 92-15, Hillsborough Township must submit a Corrective Action Plan for 2017 to the Division of Local Government Services in regards to the Township Audit of 2016.

BE IT RESOLVED that the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey hereby accepts and approves the attached “2016 Corrective Action Plan for the Township of Hillsborough” as submitted by Chief Finance Officer Nancy Costa.

Mayor Suraci stated as a result of the diligent efforts of our Finance Department overseeing the financial operations along with the Municipal Departments, the 2016 Audit resulted in favorable findings.

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

6. RESOLUTION AUTHORIZING THE HIRING OF MIKE DIMINO, AS A PART TIME BUILDING INSPECTOR FOR THE TOWNSHIP'S BUILDING DEPARTMENT EFFECTIVE JULY 12, 2017, AT THE RATE OF \$30.00 PER HOUR NOT TO EXCEED 12 HOURS PER WEEK

WHEREAS, there exists a need for a part time Building Inspector in the Township's Building Department; and

WHEREAS, John Fiedler, Construction Official, recommends the hiring of Mike Dimino as part time Building Inspector, effective July 12, 2017, at the rate of \$30.00 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 Construction Official is authorized to hire Mike Dimino as a part time Building Inspector, effective July 12, 2017, at the rate of \$30.00 per hour not to exceed 12 hours per week..

Mayor Suraci stated there exists a vacancy in the position of part time building inspector in the Township's Building Department. Mr. Dimino has been recommended to fill this vacancy by the Construction Official. Mayor Suraci welcomed Mr. Dimino.

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

7. RESOLUTION AUTHORIZING THE HIRING OF JIM MEGNA, AS A PART TIME BUILDING INSPECTOR FOR THE TOWNSHIP'S BUILDING DEPARTMENT EFFECTIVE JULY 12, 2017, AT THE RATE OF \$30.00 PER HOUR NOT TO EXCEED 29 HOURS PER WEEK

WHEREAS, there exists a need for a part time Building Inspector in the Township's Building Department; and

WHEREAS, John Fiedler, Construction Official, recommends the hiring of Jim Megna as part time Building Inspector, effective July 12, 2017, at the rate of \$30.00 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 Construction Official is authorized to hire Jim Megna as a part time Building Inspector, effective July 12, 2017, at the rate of \$30.00 per hour not to exceed 29 hours per week..

Mayor Suraci stated there exists a vacancy in the position of part time building inspector in the Township's Building Department. Mr. Megna has been recommended to fill this vacancy by the Construction Official. Mayor Suraci welcomed Mr. Megna.

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

8. RESOLUTION ACKNOWLEDGING THE ANNUAL AUDIT FOR THE YEAR 2016 OF HILLSBOROUGH TOWNSHIP, SOMERSET COUNTY

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2016 has been filed by a Registered Municipal Accountant with the Township of Hillsborough's Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, N.J.S.A. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of N.J.S.A. 52:27BB-52, to wit:

A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, and in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Mayor Suraci thanked Ms. Costa and all departments for being in compliance with the audit.

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

9. RESOLUTION RATIFYING AND CONFIRMING THE AWARD OF A ONE (1) YEAR CONTRACT THROUGH THE COMPETITIVE CONTRACTING PROCESS N.J.S.A. 40A:11-4.1 WITH ERIC EDEN BASEBALL LLC, TO OPERATE A RECREATION BASEBALL SUMMER CAMP FROM JUNE 23, 2017 TO JUNE 22, 2018

WHEREAS, there exists a need for a Recreation Baseball Summer Clinic in the Township of Hillsborough; and

WHEREAS, a notice of advertisement for proposals was prepared and advertised on June 8, 2017; and

WHEREAS, one (1) proposal was received from Eric Eden Baseball, LLC, and submitted on June 20, 2017 at 10:00 AM, which was the time and place as provided for in the advertisement; and

WHEREAS, the Township of Hillsborough awards the contract to the sole bidder, Eric Eden Baseball, LLC; and

WHEREAS, the sole bid offered \$1,000.00 to the Township of Hillsborough for the use of Municipal Premises.

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

1. Eric Eden Baseball, LLC, was awarded a one (1) year contract, from June 23, 2017 to June 22, 2018, to operate the Recreation Baseball Summer Clinic in the Township of Hillsborough.
2. Eric Eden Baseball, LLC, will pay the Township of Hillsborough \$1,000.00 for the use of Municipal Premises.

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

10. RESOLUTION AUTHORIZING THE HIRING OF SUMMER EMPLOYEES CHANOND NUALPLUB AND JOSEPH GALIETTI FOR THE DEPARTMENT OF PUBLIC WORKS WITH A START DATE ON OR ABOUT JULY 12, 2017, FUNDED THROUGH THE CLEAN COMMUNITIES GRANT

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

WHEREAS, the Township of Hillsborough received \$106,817.64 from the 2016 Clean Communities Grant Fund, said monies to be used to cover the cost of the summer help in the Department of Public Works; and

WHEREAS, the Director of Public Works has determined that the following applicants are the most qualified candidates and has recommended their appointment as summer employees in the Department of Public Works, with a start date on or about July 12, 2017, for a period of up to sixteen weeks, 40 hours per week:

1. Chanond Nualplub at a salary of \$10.00 per hour
2. Joseph Galietti at a salary of \$12.00 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 are hereby be accepted and approved.

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

11. RESOLUTION AUTHORIZING CONTRACT WITH PREMIERE MEDIA, LLC, FOR PRODUCTION OF PROMOTIONAL VIDEO FOR THE TOWNSHIP OF HILLSBOROUGH PURSUANT TO THE JULY 1, 2017 PROPOSAL SUBMITTED IN AN AMOUNT NOT TO EXCEED \$975.00

WHEREAS, Premiere Media has been providing videotaping and media services to the Township of Hillsborough since 2002; and

WHEREAS, at the request of the Township, Premiere Media provided a proposal, dated July 1, 2017, to produce one (1) two (2) minute promotional video for the Township; and

WHEREAS, the Township Committee wishes to authorize a contract with Premiere Media to produce one (1) two (2) minute promotional video for the Township in accordance with the proposal submitted in an amount not to exceed \$975.00; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that a contract be awarded to Premiere Media, LLC, for production of one (1) two (2) minute promotional video for the Township of Hillsborough pursuant to the July 1, 2017 proposal submitted in an amount not to exceed \$975.00.

Township Adminisrtator Anthony Fererra thanked Caz Bielen for his patience in filming the Township Department heads and Township Committee.

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

12. RESOLUTION AUTHORIZING MASER CONSULTING TO PROVIDE PROFESSIONAL ENGINEERING AND SURVEYING SERVICES ASSOCIATED WITH

THE RESURFACING OF AMWELL ROAD FROM BEEKMAN LANE TO AUTEN ROAD

WHEREAS, on January 3, 2017, as a result of the fair and open procurement process, N.J.S.A. 19:44A-20.4-5 et seq., Maser Consulting, P.A., was awarded a professional services contract designating Maser Consulting, P.A., as the Township of Hillsborough Engineer; and

WHEREAS, there is now the necessity for professional engineering services; namely, to perform engineering and surveying services associated with the resurfacing of Amwell Road from Beekman Lane to Auten Road in an amount not to exceed \$18,800.00, as described in a proposal from Maser Consulting, P.A., dated June 30, 2017; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that: (1) Maser Consulting, P.A., is authorized to perform professional engineering and surveying services for the resurfacing of Amwell Road from Beekman Lane to Auten Road as outlined in its proposal, dated June 30, 2017, in an amount not to exceed \$18,800.00; (2) the Mayor and Township Clerk are hereby authorized to execute an amendment to the Professional Services Contract with Maser Consulting, P.A., in an amount not to exceed \$18,800.00; and (3) this Amended Contract is awarded, without competitive bidding, through the Fair and Open Selection Process as “Professional Services” in accordance with N.J.S.A. 40A:11-5(1)a of the Local Public Contracts Law and the New Jersey Local Unit Pay to Play Law (N.J.S.A. 19:44A-20.4-5 et seq.) because these services will be performed by persons authorized by law to practice a recognized profession, whose practice is regulated by law, the performance of which service requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instructions as distinguished from general academic instruction or apprenticeship and training.

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

CONSENT AGENDA

1. RESOLUTION RATIFYING AND CONFIRMING THE EXECUTION OF THE 2017 SOMERSET COUNTY MUNICIPAL YOUTH SERVICES COMMISSION ANNUAL GRANT APPLICATION FOR THE IRUN PROGRAM

WHEREAS, the Somerset County Municipal Youth Services Commission Grant Application was due on June 5, 2017; and

WHEREAS, it is the desire of the Township Committee of the Township of Hillsborough to endorse the submission of said grant by the Hillsborough Youth Services Commission, requesting funds for the IRun Program to be held at the Auten Road Intermediate School.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the execution of the 2017 Somerset County Municipal Youth Services Commission application requesting funds for the IRun Program to be held at

the Auten Road Intermediate School are hereby ratified and confirmed.

2. RESOLUTION AUTHORIZING HILLSBOROUGH POLICE CHIEF DARREN POWELL, TO POST FOR THE POSITION OF FULL TIME CLERK IN THE HILLSBOROUGH TOWNSHIP POLICE DEPARTMENT

WHEREAS, there is a vacancy in the Hillsborough Township Police Department for the position of full time Records Clerk; and

WHEREAS, Chief Powell requests authorization to post for the position of full time Records Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that it hereby authorizes the Chief Powell to post for the position of full time Records Clerk.

3. RESOLUTION AUTHORIZING JOHN FIEDLER, CONSTRUCTION OFFICIAL, TO POST FOR THE POSITION OF FULL TIME ASSISTANT BUILDING SUBCODE OFFICIAL IN THE HILLSBOROUGH TOWNSHIP BUILDING DEPARTMENT

WHEREAS, there is a vacancy in the Building Department for a full time Assistant Building Subcode Official; and

WHEREAS, the Construction Official requests authorization to post for the position of full time Assistant Building Subcode Official.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey hereby authorizes the Construction Official to post for the position of full time Assistant Building Subcode Official.

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

WHEREAS, there is a vacancy in the Building Department for a full time Multi-Licensed Inspector; and

WHEREAS, the Construction Official requests authorization to post for the position of full time Multi-Licensed Inspector.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey hereby authorizes the Construction Official to post for the position of full time Multi-Licensed Inspector.

5. RESOLUTION AUTHORIZING THE TRANSFER OF EARNED AMOUNTS OF \$7,048.44 FROM THE SUBDIVISION AND SITE PLAN ENGINEERING TRUST ACCOUNTS TO THE TREASURER'S ACCOUNT

WHEREAS, in accordance with the following summary of accrued Engineering charges related to various indicated projects, a total of \$7,048.44 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 June 14, 2017, to ensure that sufficient funds are available for these transfers of unanticipated revenues.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that a total of \$7,048.44 is to be transferred from the Engineering Escrow Accounts into the Treasurer's Account.

<u>Client</u>	<u>Number</u>	<u>Transfer Amount</u>
Assisted Living	308	-952.05
Country Classics - 4A	640	-3,159.34
Country Classics - 4C	612	-195.87
Country Classics – 4D	626	-643.64
Gateway Phase 5	614	-355.14
Gateway Phase 6	620	-546.12
Hidden Brook Estates	603	-427.47
Pat Richards, LLC	412	-234.46
Richmond Properties	641	-447.80
Valley Holdings, LLC	643	-86.55
Grand Total		\$-7,048.44

6. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO SUSAN CAPOLONGO, POLICE CLERK IN THE HILLSBOROUGH TOWNSHIP POLICE DEPARTMENT, EFFECTIVE JUNE 27, 2017

WHEREAS, Susan Capolongo was hired as a Police Clerk in the Hillsborough Township Police Department on December 27, 2016; and

WHEREAS, the Chief of Police certifies that Susan Capolongo has performed her duties in a capable and competent manner; and

WHEREAS, having qualified for regular employee status during the 6 month probationary period, the Chief of Police recommends that regular employee status be conferred upon Susan Capolongo, effective June 27, 2017.

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

7. RESOLUTION AUTHORIZING THE HILLSBOROUGH TOWNSHIP TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED TAX BILLS, IF DEEMED NECESSARY BY THE TAX COLLECTOR, IN ACCORDANCE WITH P.L. 1994, c. 72

WHEREAS, The Hillsborough Township Finance Office may be unable to mail the Township's 2017 tax bills on a timely basis, if the Somerset County Tax Board cannot issue a certified tax rate at this time; and

WHEREAS, the Hillsborough Township Chief Finance Officer/Tax Collector has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and she has signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, in the County of Somerset and State of New Jersey on this 13th day of June, 2017, as follows:

1. The Hillsborough Township Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills, if deemed necessary by the Tax Collector, for the Township for the third installment of 2016 taxes. The Tax Collector shall proceed upon approval, if required, from the Director Division of Local Government Services, and take such actions as are permitted and required by P.L. 1994, c. 72 (N.J.S.A. 54:4-66.2 and 54.4-66.3).
2. The entire estimated tax levy for 2017 is hereby set at \$138,481,307.14.
3. In accordance with law the third installment of 2017 taxes shall not be subject to interest until the later of August 10th or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

8. RESOLUTION RATIFYING AND CONFIRMING JOHN FIEDLER, CONSTRUCTION OFFICIAL, TO CONDUCT SATURDAY BUILDING INSPECTIONS FOR THE TOWNSHIP'S BUILDING DEPARTMENT ON AN AS NEEDED BASIS EFFECTIVE JULY 1, 2017 THROUGH SEPTEMBER 30, 2017

WHEREAS, there exists a need for Saturday building inspections for the Township's Building Department; and

WHEREAS, the Township Administrator recommends John Fiedler, Construction Official, be authorized to conduct Saturday building inspections on an as needed basis effective July 1, 2017 to September 30, 2017 at the rate of \$30.00 per hour.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, ratifies and confirms that John Fiedler, Construction Official, is authorized to conduct Saturday building inspections on an as needed basis effective July 1, 2017 to September 30, 2017 at the rate of \$30.00 per hour.

9. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO JUDY MATROS IN THE HILLSBOROUGH TOWNSHIP BUILDING DEPARTMENT, EFFECTIVE JULY 3, 2017

WHEREAS, Judy Matros was transferred to the Building Department as a Technical Assistant on April 3, 2017; and

WHEREAS, the Construction Official recommends that Ms. Matros be granted permanent employee status in the Hillsborough Township Building Department effective July 3, 2017.

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

10. RESOLUTION AUTHORIZING THE REFUND OF RECREATION PROGRAM FEES IN THE AMOUNT OF \$3,282.00

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee, of the Township of Hillsborough, County of Somerset, State of New Jersey, the Chief Financial Officer is hereby authorized to refund said amounts as detailed below, in a total amount of \$3,282.00.

<u>Name</u>	<u>Amount</u>	<u>Name</u>	<u>Amount</u>
Padmini Muthyale	\$225.00	Jinal Patel	\$360.00
Steven Graham	\$10.00	Elizabeth Bienstock	\$50.00
Hardik Patel	\$120.00	Rachel Enslin	\$175.00
Dawn Eelman	\$85.00	Lisa Dickholtz	\$85.00
Owen Nurse	\$110.00	Renuka Chauhan	\$110.00
Ursula Puglia	\$850.00	Nancy Rygiel	\$100.00
Jeanette Sena	\$1,002.00		

11. RESOLUTION APPROVING CARNIVAL LICENSE APPLICATION SUBMITTED BY ANTHONY FRANCHINI FOR AN EVENT TO BE HELD BY ROTARY CLUB OF HILLSBOROUGH FOUNDATION ON AUGUST 15, 2017 THROUGH AUGUST 20 , 2017

WHEREAS, an Application for a Carnival License has been filed by Anthony Franchini for an event to be held by Rotary Club of Hillsborough Foundation on August 15, 2017 through August 20, 2017; and

WHEREAS, the submitted Application is complete.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that it hereby approves the Application for a

Carnival License submitted by Anthony Franchini for an event to be held by Rotary Club of Hillsborough Foundation on August 15, 2017 through August 20, 2017.

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

WHEREAS, in accordance with the following summary of accrued Planning and Zoning charges related to plan review for April, May and June, 2017, a total of \$787.97 should be transferred from the Planning/Board of Adjustment Escrow Accounts into the Treasurer's Account as indicated; and

WHEREAS, that each of the project line items has been verified against the Treasurer's Office account records for the period beginning 04/01/17 and ending 06/30/17 to ensure that sufficient funds are available for these transfers for unanticipated revenues.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that a total of \$787.97 is to be transferred from the Planning/Board of Adjustment Escrow Accounts into the Treasurer's Account.

<u>Application Name</u>	<u>Application #</u>	<u>Escrow Name</u>	<u>Amount</u>
ABLINE / RASPA	BA-17-06	ABLINEPL	\$75.99
Global Enterprises, LLC	BA-16-11	GLOBALPL	\$101.32
MISRA, Praveer (TJC Development)	BA-17-05	MISRATJCPL	\$60.66
Montgomery Development, LLC	05-PB-19-SR (2017 Ext)	MONTPROPPL	\$23.29
Pierson Properties, LLC	15-PB-05-MSRV (2017 Wall)	PIERPROPPL	\$23295
SANTORA, Louis & Elizabeth	BA-17-08	SANTORAPL	\$122.58
Terrace Industrial Park	08-PB-08-MJF (2017 Ext)	TERRINDVPB	\$23.29
VIJAY, Ampily	BA-17-04	VIJAYPL	\$101.31
WSH Enterprises - Amended Final Plat	08-PB-15-MJF (2017 Et)	WSHENTERPL	\$23.29
ZAMKOTOWICZ, John	07-PB-26-MJ (2017 Ext)	ZAMKOTOWPL	\$23.29
Total Transfer:			\$787.97

13. RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A DEVELOPER'S AGREEMENT BETWEEN THE TOWNSHIP OF HILLSBOROUGH AND ROUTE 206 ENTERPRISES, LLC (GREEN VILLAGE)

WHEREAS, the Developer obtained preliminary and final major site plan approval for a project known as Green Village on June 7, 2012 via Planning Board Application #11-PB-11-SR; and

WHEREAS, the Developer has completed a majority of the work on the project pursuant to the above mentioned approval; and

WHEREAS, the execution of the Developer's Agreement was made a condition of the preliminary and final major subdivision approval granted on March 9, 2017 from the Hillsborough Township Planning Board pursuant to application #16-PB-12-MJV.

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 Township Clerk are hereby authorized to execute a Developer's Agreement between the Township of Hillsborough and Route 206 Enterprises, LLC (Green Village).

Susan Gulliford, Hunt Club Road, Ms. Gulliford requested additional information on the development plan. Attorney Bernstein stated there is a developer agreement in place that we can all be happy with. The developer has come in for approval of zoning and subdivision of lots.

14. RESOLUTION AUTHORIZING TUITION REIMBURSEMENT TO OFFICER JACK HOWARD FOR COMPLETION OF "ORGANIZATIONAL DECISION MAKING" OFFERED THROUGH FAIRLEIGH DICKINSON'S ADMINISTRATIVE SCIENCE PROGRAM, IN THE AMOUNT OF \$1,478.48, PURSUANT TO ARTICLE XVIII OF THE CURRENT PBA CONTRACT

WHEREAS, it is the policy of the Township of Hillsborough to encourage continuing education on the part of full-time employees for the purpose of enabling them to better perform in their jobs and to better prepare them in the event of an opportunity for advancement and promotion within the Township; and

WHEREAS, financial assistance for education is outlined in Article XVIII of the current PBA contract; and

WHEREAS, Officer Howard has successfully completed the "Organizational Decision Making" course through Fairleigh Dickinson's Administrative Science program; and

WHEREAS, Officer Howard has requested consideration under the Township's Educational Assistance provisions.

WHEREAS, the Chief of Police has requested favorable consideration of Officer Howard's request for financial reimbursement of seventy-five percent (75%) of the \$1,971.31 cost incurred for a total of \$1,478.48.

15. RESOLUTION AUTHORIZING THE REIMBURSEMENT OF THE MUNICIPAL PORTION OF THE PROPERTY TAXES FROM 8/26/16 THROUGH 12/31/16 AND A FULL REFUND FOR TAXES PAID IN 2017 FOR A QUALIFIED 100% DISABLED VETERAN

WHEREAS, the Township Committee by Resolution adopted on September 11, 2007 and pursuant to N.J.S.A. 54:4-3.32 authorized a tax exemption from local property taxes for veterans who have suffered a 100% permanent disability resulting from wartime service in the United States military; and

WHEREAS, the Township Committee authorized the date for qualification for the municipal portion of the property tax exemption to be the date on which the United States Veterans' Administration determined the 100% service connected disability; and

WHEREAS, the Tax Collector has received proof of such information from the Tax Assessor for the following property effective August 24, 2016:

Huggins, Charles Block 163.21 Lot 4 Qual. C4821 \$3,015.97

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that, in recognition of the serious and debilitating nature of 100% permanent service connected disabilities suffered by our veterans while serving in war time and in fairness to those disabled veterans, the Chief Finance Officer is authorized, pursuant to N.J.S.A. 54:4-3.32, to reimburse the municipal portion of property taxes for the year 2016 and all taxes paid for the year 2017 to the above referenced property owner.

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

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

CLAIMS LIST

Mayor Suraci asked to approve Claims List 2017-12.

Upon the motion of Committeeman Tomson, seconded by Committeeman Burchette, Claims List 2017-12 was unanimously approved upon call of the roll.

EXECUTIVE SESSION RESOLUTION

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

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

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

1. The public shall be excluded from discussion of the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows:
 - a. *Contract Negotiations:*
 - i. *Apex*
 - ii. *Sherman Brothers*
 - iii. *Affordable Housing*
 - b. *Litigation:*
 - iv. *Mid-American Salt*

3. The Township Committee may take official action on those items discussed in Executive Session upon completion of the Executive Session.
4. The minutes of the discussions shall be made available to the public as soon as the matters under discussion are no longer of a confidential or sensitive nature.
5. This Resolution shall take effect immediately.

Upon motion by Committeeman Burchette, seconded by Committeeman DelCore, the aforesaid resolution was unanimously approved upon call of the role. The Township Committee went into Executive Session at 9:25 pm.

Upon motion by Committeeman DelCore, seconded by Committeeman Burchette, the public meeting was reopened at 10:04 pm.

Attorney Eric Bernstein reported that in Executive Session an update on Apex was given. Township Administrator Anthony Ferrera and Attorney Bill Willard were authorized to go forward relative to items in question. No formal action was taken. With regard to Mid Atlantic, permission was given to Attorney Willard to take action toward potential settlement but no action is required at this time. With regard to Sherman a motion is needed to authorize Township Administrator Anthony Ferrera and Attorney Willard to engage in negotiations to go forward with acquisition of property. The motion was made and unanimously approved. Mr. Bernstein stated an update on affordable housing issues was given and no formal action needs to be taken at this time.

ADJOURNMENT

Upon motion by Committeeman Burchette, seconded by Committeeman DelCore, the meeting duly adjourned at 10:05pm. Said motion was carried unanimously upon voice vote.

Attested:

Pamela Borek
Township Clerk