

Minutes of the Regular Meeting of the Township Committee of the Township of Hillsborough, in the County of Somerset, State of New Jersey, held in the Municipal Complex at 7:30 p.m. on the August 8, 2017.

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

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 August 8, 2017.

APPROVAL OF MINUTES

- *Approval of the April 25, 2017 Executive Session Meeting Minutes*

Upon a motion by Committeeman Burchette, seconded by Deputy Mayor McCauley, the minutes of the April 25, 2017 Executive Session were approved upon the call of the roll.

- *Approval of the May 9, 2017 Executive Session Meeting Minutes*

Upon a motion by Committeeman Burchette, seconded by Deputy Mayor McCauley, the minutes of the May 9, 2017 Executive Session were approved upon the call of the roll. Mayor Suraci abstained from the vote.

- *Approval of the May 23, 2017 Executive Session Meeting Minutes*

Upon a motion by Committeeman Tomson, seconded by Deputy Mayor McCauley, the minutes of the May 23, 2017 Executive Session were approved upon the call of the roll. Committeemen Burchette and DelCore abstained from the vote.

- *Approval of the July 11, 2017 Regular Session Minutes*

Upon a motion by Committeeman Burchette, seconded by Committeeman DelCore, the minutes of the July 11, 2017 Regular Session were approved upon the call of the roll. Deputy Mayor McCauley abstained from the vote.

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

Committeeman Burchette

Committeeman Burchette reported the four railroad crossings of the Norfolk Southern line within the Township were re-certified by a licensed engineer and the Federal Railroad Administration. They were inspected and found to be in compliance with the requirements of 49 CFR Part 222, Appendix A, Approved Supplementary Safety Measures.

Committeeman Burchette thanked all of the Purple Heart Recipients and Hillsborough Veterans that participated last night in the Annual Purple Heart Ceremony. Committeeman Burchette also thanked the Recreation Department for their work in setting up the event.

Committeeman DelCore

Committeeman DelCore stated Chief Powell would like to remind drivers that Hillsborough will be participating in the DRIVE SOBER OR GET PULLED OVER 2017 MOBILIZATION, which will take place August 18th – September 4th.

Committeeman DelCore reported increased patrols and checkpoints during that period are designed to increase safety on our roadways.

Committeeman DelCore reminded residents and drivers in and around Hillsborough that distracted driving is against the law. The Hillsborough Township Police Department is participating in a distracted driving campaign, in an effort to raise awareness and decrease driver distraction through a combination of enforcement and education. Distracted driving can result in injuries and deaths to all road users (motorists, pedestrians and bicyclists). In 2014 alone distracted driving-related crashes resulted in 3,179 deaths and 431,000 injuries on our nation's roads; and New Jersey distracted driving was listed as a contributing circumstance in more than 800,000 crashes between 2010-2014. All residents and motorists are urged to wait to text and utilize hands-free devices.

Committeeman DelCore reported the first couple months of emergency services transition compliance reports are now in. The first full month was July. Compliance rates were more than 98 percent. Quarterly updates will be provided.

Committeeman Tomson

Committeeman Tomson thanked the Recreation Department on a great job at the Annual Campout and Fishing Derby.

Committeeman Tomson announced the Hillsborough Township Senior Olympics will be held on Tuesday, September 19th, with a rain date of the following Tuesday the 26th at the Ann Van Middlesworth Park. The Olympics will commence from 9am until 2pm with check-in beginning at 8:30 and is open to all Hillsborough Senior Citizens of all fitness levels.

The participation fee is \$10.00 per senior, which includes the Olympic games as well as a BBQ lunch.

Pre-registration to participate in the Olympics is required. Seniors are invited to contact Social Services at 908-369-3880 to register for this fun filled day.

Committeeman Tomson advised due to HVAC repairs, Hillsborough Library will closed August 8th at 1:00 pm and will remain closed until 9:30 am on Friday, August 11th. All programs will go on as scheduled.

Committeeman Tomson reported on the July 10th Legislative Session in Trenton in which Minority Leader Bramnick requested a special session be held to address the affordable housing situation. The motion was denied by the majority party. He urged this body to draft a letter or resolution to urge Speaker Prieto and Senate President Sweeny to hold a special session to address this issue. Mayor Suraci took a quick poll of the Committee and agreed to put the letter/resolution on the next agenda.

Deputy Mayor McCauley

Deputy Mayor McCauley stated as part of the Library's Build a Better World summer reading program theme, the Hillsborough Library displayed a butterfly habitat. After the chrysalides hatched, Deputy Mayor McCauley joined them for the official butterfly release last week.

Deputy Mayor McCauley reported property owners are reminded that the last day to pay 3rd quarter taxes without interest is Thursday, August 10th. In addition to paying in person, there is a secure mailbox outside the tax office for after hours payments. Payments can also be made online at www.hillsborough-nj.org and select the "Finance Department". Final tax bills for 4th quarter 2017 and the first 2 quarters of 2018 will be mailed in late September.

Deputy Mayor McCauley announced the Hillsborough Municipal Alliance is co-sponsoring along with the Hillsborough-Manville Elks Drug Awareness Committee a Free Family Fun Night on Saturday, August 12th at Memorial Park in Manville from 6 pm until 10 pm. The movie feature will be at 8 pm and is Monsters Inc.

Please contact Minda Maggio with any questions: 908-369-4313 x7125 or mmaggio@https.us

Deputy Mayor McCauley announced a redesign of the Township website in order to enhance accessibility as well as to provide easier access to answers for commonly asked questions, so be sure to check it out at www.hillsborough-nj.org

Mayor Suraci

Mayor Suraci stated last Friday he joined members of the Recreation Department and visited some of the Summer Camps. The Amsterdam Camp hosted a haunted house. While visiting the Auten Road Camp, Mayor Suraci played some basketball and soccer.

Mayor Suraci announced even though the Purple Heart Recipients were just honored last night at the Annual Ceremony that Committeeman Burchette mentioned earlier and the Township is already looking ahead to Veterans Day, November 11th at 8:30 am there will be a Veterans Ceremony at the Garden of Honor, followed by light refreshments in the Multi-purpose room.

PROCLAMATIONS/PRESENTATIONS/APPOINTMENTS

PROCLAMATIONS

- **Proclamation honoring Anushka Khanna for earning her Girl Scout Gold Award**

WHEREAS, Anushka Khanna, a 2017 graduate of Hillsborough High School and a member of Girl Scout Troop 60045, has recently earned her Gold Award; and

WHEREAS, we, the Hillsborough Township Committee, recognize the many hours Anushka devoted towards earning her Girl Scout Gold Award, working with diligence in order to achieve this highly coveted recognition; and

WHEREAS, Anushka's Gold Award project "Sensory Friendly Art Time" worked to address the lack of programs for children on the Autism spectrum; and

WHEREAS, Anushka's project "Sensory Friendly Art Time" consisted of creating therapeutic art programs in our local library to promote peer interaction and give children on the spectrum free opportunities outside of the classroom; and

WHEREAS, Anushka created activity stations which required the use of motor skills where children were able to engage with one another while keeping their hands busy; which is greatly beneficial for their restless tendencies; and

WHEREAS, Anushka's program took a year of planning and was a huge success with 20 children participating in the summer activities; and

WHEREAS, Anushka serves as an example to the youth of Hillsborough Township through her achievements, leadership, and community service, and we are very proud that Anushka is a member of our community.

***NOW, THEREFORE, BE IT PROCLAIMED** that we, the Mayor and the Hillsborough Township Committee, do hereby recognize and extend our sincere congratulations to Anushka Khanna for having earned her Girl Scout Gold Award, an honor for both her and for those who have guided her, and we wish all the best in her future endeavors.*

- **Proclamation honoring Sydney Townsend for earning her Girl Scout Gold Award**

WHEREAS, Sydney Townsend, a 2017 graduate of Hillsborough High School and a member of Girl Scout Troop 61052, has recently earned her Gold Award; and

***WHEREAS**, we, the Hillsborough Township Committee, recognize the many hours Sydney devoted towards earning her Girl Scout Gold Award, working with diligence in order to achieve this highly coveted award; and*

***WHEREAS**, Sydney's Gold Award project "Increase Awareness of Sensory Disabilities" consisted of utilizing the Hillsborough public library to hold workshops to raise awareness about discrimination and ignorance of sensory disabilities; and*

***WHEREAS**, Sydney's project "Increase Awareness of Sensory Disabilities" provided a brief presentation on history, culture, and common misconceptions as well as a few activities that included learning ASL and Braille; and*

***WHEREAS**, Sydney created a Facebook page that promotes awareness about her project and a corresponding YouTube channel that showcases the exact presentations as well as clips of the activities; and*

***WHEREAS**, Sydney hopes to increase awareness about individuals with certain specialties as her audience grows; and*

***WHEREAS**, Sydney serves as an example to the youth of Hillsborough Township through her achievements, leadership, and community service, and we are very proud that Sydney is a member of our community.*

***NOW, THEREFORE, BE IT PROCLAIMED** that we, the Mayor and the Hillsborough Township Committee, do hereby recognize and extend our sincere congratulations to Sydney Townsend for having earned her Girl Scout Gold Award, an honor for both her and for those who have guided her, and we wish all the best in her future endeavors.*

- **Proclamation honoring Amanda Muller for her outstanding performance in the NCAA Division III Girls Lacrosse Tournament**

***WHEREAS**, Amanda Muller, a graduate of Hillsborough High School in 2014, is a Senior at The College of New Jersey; and*

***WHEREAS**, Amanda plays Attack for The College of New Jersey Girl's Lacrosse Team; and*

***WHEREAS**, the Lions' Girl's Lacrosse Team was the number one seed in the NCAA Tournament and advanced all the way to the finals; and*

***WHEREAS**, Amanda scored nine goals and two assists for the Lions, including assisting in the game winning goal to send her team to the National Championship Game; and*

***WHEREAS**, for her efforts, Amanda was named to the NCAA All-Tournament Team, as well as being named to the New Jersey Athletic Conference All-Academic Team.*

NOW, THEREFORE BE IT PROCLAIMED that we, the Mayor and Hillsborough Township Committee, do hereby recognize and extend our sincere congratulations to Amanda Muller for her outstanding performance in the NCAA Division III Girls Lacrosse Tournament and for her impressive academic standing.

BE IT FURTHER PROCLAIMED that we, the Mayor and Hillsborough Township Committee, further commend Amanda Muller for the honor she has brought herself, her team, and her community through her many achievements on and off the field.

- **Proclamation honoring the Rotary Club of Hillsborough celebrating its 10th Annual Rotary Fair**

WHEREAS, The Rotary Club of Hillsborough will hold its 10th Annual Rotary Fair on August 15 - 20, 2017; and

WHEREAS, The Rotary Club of Hillsborough was originally founded on March 8, 1955 as the Rotary Club of Belle Mead. Today, the Rotary Club of Hillsborough has over 40 active members who volunteer their time at various projects throughout the year to help improve the lives of community members needing assistance. The Club meets every Wednesday at 6 p.m. at the Landing Restaurant at 311 Amwell Road; and

WHEREAS, The Rotary Fair has raised hundreds of thousands of dollars that are returned to the community through charitable contributions that fund local college scholarships, the Hillsborough food pantry, autism research, veterans organizations and many others; and

WHEREAS, The Rotary Fair features 21 amusement rides, a wide selection of food, a petting zoo, a variety of games and displays by area vendors along with a fireworks display on Friday evening; and

WHEREAS, The Rotary Club dedicates one afternoon during the Rotary Fair exclusively for children with special needs and their families. Family Fun Day is an invitation only event where admission, special t-shirts, rides, food, games and prizes are free to special needs children and their families, including siblings. Music and lights are subdued as an accommodation to their special guests; and

NOW, THEREFORE, BE IT PROCLAIMED by the Mayor and Hillsborough Township Committee that the Rotary Club of Hillsborough is hereby recognized for the 10th Anniversary of the Rotary Fair.

BE IT FURTHER PROCLAIMED that we, the Mayor and the Township Committee, are proud to celebrate the 10th Anniversary of the Rotary Fair and thank the Rotary Club of Hillsborough members for their many hours of service to bringing this family fun event to the Hillsborough community.

APPOINTMENTS

- **Appointment of John Reddan, Jr. to the Historic Preservation Commission, Seat 5 for a 4 year unexpired term ending 12/31/19.**

Historic Preservation Commission

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|---------|-------------------------|------------------|----------|
| Seat #5 | (4-year unexpired term) | John Reddan, Jr. | 12/31/19 |
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- **Appointment of Charles Ruggieri to the Sign Review Committee, Seat 3 for a 1 year unexpired term ending 12/31/17**

Sign Review Committee

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|---------|-------------------------|------------------|----------|
| Seat #3 | (1-year unexpired term) | Charles Ruggieri | 12/31/17 |
|---------|-------------------------|------------------|----------|

PRESENTATIONS

- *None*

NEW BUSINESS

- *None*
- At 8:08pm Mayor Suraci noted that Planner David Maski joined the meeting.

PUBLIC COMMENT ON NEW BUSINESS AND MATTERS NOT ON THE AGENDA

- Susan Gulliford, Hunt Club Rd. asked about the ordinance on maintenance standards for vacant and abandoned properties. She is concerned about certain properties. Ms. Gulliford questioned whether there is any point at which the Township can demolish a building or post it as unsafe for firefighters. Is there any action that can be taken when liens/fines are higher than property value? Attorney Bill Willard stated the building would have to be deemed an unsafe structure by the Building Department. Attorney Willard also stated a judgment can be obtained against the property but some people are judgment proof. Ms. Gulliford asked if the township verifies vacant liability insurance. Township Administrator Anthony Ferrera stated he has just been through this particular property along with Dr. Belnay, John Fiedler and landscaping companies as is done with all vacant/abandoned property. Dr. Belnay inspects all properties in question. It's a difficult issue when the house is not abandoned but merely neglected.

Ms. Gulliford then asked whether the mixed -use inclusionary zone ordinance is being amended or moved to another date. Attorney Eric Bernstein replied it's on the agenda again simply because of a notice issue.

Ms.Gulliford questioned whether the Township is always going to be on probation or parole with regard to Affordable Housing. Committeeman DelCore stated a Court Master is not necessarily a bad thing. Hillsborough did not have an Affordable Housing plan in the late 1990's and thus the State assigned a Court Master.

Ms. Gulliford asked if police dispatchers are being phased out in 2018. Township Administrator Anthony Ferrera advised the Township is looking at the 1st quarter 2018 and looking to see whether the County is ready to take on Hillsborough.

Ms. Gulliford thanked Pam Borek for adding Environmental Committee agendas on the website.

Lastly Ms. Gulliford directed attention to the June 13th meeting wherein it was stated ambulances were evaluated at DPW. Ms. Gulliford asked where they are being stored. Township Administrator Anthony Ferrera stated they are being stored outside. One will be going to the police department. The Township will be maintaining 3 in hopes of bringing back the volunteer rescue squad.

- Meryl Bisberg, 4 Hickory Hill Rd. Ms. Bisberg asked about a possible settlement with Hillsborough Properties. Attorney Bernstein stated litigation is still pending and the matter is just not on the agenda. The parties are still in negotiations and nothing else can be commented upon. Mayor Suraci clarified no financial settlement has been reached.

PUBLIC HEARINGS

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.

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 2017-08 was adopted and 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.

Committeeman DelCore stated this was discussed at the Planning Board. A compromise was reached accommodating both residents and businesses.

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 Deputy Mayor McCauley, seconded by Committeeman Tomson, the public hearing was closed and Ordinance 2017-09 was adopted and unanimously approved upon call of the role.

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

Upon motion by Committeeman Burchette, seconded by Deputy Mayor McCauley, the public hearing was closed and Ordinance 2017-10 was adopted and 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 Tomson, seconded by Deputy Mayor McCauley, to open the public hearing, the resolution was unanimously approved upon call of the role.

Upon motion by Committeeman Burchette, seconded by Committeeman DelCore, the public hearing was closed and Ordinance 2017-11 was adopted and 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 Deputy Mayor McCauley, to open the public hearing, the resolution was unanimously approved upon call of the role.

Upon motion by Deputy Mayor McCauley, seconded by Committeeman DelCore, the public hearing was closed and Ordinance 2017-12 was adopted and 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 | 158,000.0 |
| 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 | 134,818.5 |
| Total | | <u>324,615.5</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.

Deputy Mayor McCauley stated the Township continues to operate under the policy pay as you go and no borrowing for routine purchases.

Committeeman Burchette thanked the Capital Planning committee, a group of 12 citizens that prioritize what is good for the town. They present their recommendations to the Planning Board, which votes and then presents to the Township.

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

Upon motion by Committeeman DelCore, seconded by Committeeman Burchette, the public hearing was closed and Ordinance 2017-13 was adopted and 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 this ordinance is necessary to allow the Police Department to add additional positions. It gives the police department flexibility to add positions in the future as the need arises.

Upon motion by Committeeman DelCore, 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 DelCore, the public hearing was closed and Ordinance 2017-14 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”. FURTHER CONSIDERATION OF THIS ORDINANCE AND PUBLIC HEARING WILL BE HELD ON SEPTEMBER 12, 2017.

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.

Brian Geniton, 15 Brook, asked for examples of multi-use zoning. Committeeman DelCore explained it is a mixture of residential and commercial/retail. Committeeman DelCore explained the construction of the by-pass will not impact this property in question. Committeeman Tomson further explained the state is building the by-pass and is awaiting funds to complete the project.

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

2017-15 AN ORDINANCE AUTHORIZING ACCEPTANCE OF EASEMENTS FROM NEW AMWELL ASSOCIATES, LLC. FURTHER CONSIDERATION OF THIS ORDINANCE AND PUBLIC HEARING WILL BE HELD ON SEPTEMBER 12, 2017.

WHEREAS, K. Hovnanian Central Acquisitions, LLC, filed Application No.: 16-PB-02-MJSR with the Township of Hillsborough Planning Board ("Board") for preliminary and final major site plan and

subdivision approval for Meadowbrook at Hillsborough, and the Board adopted a memorializing Resolution on November 3, 2016 approving the Application; and

WHEREAS, the Resolution of Approval requires the owner of the property, New Amwell Associates, LLC, to provide the Township of Hillsborough with the following Easements:

- Sight Triangle Easement for portions of Block 163.05, Lots 101.13, 101.25, 101.31 and Block 163.03, Lot 1
- Utility and Stormwater Basin Easement for portions of Block 163.03, Lots 1, 2, 3, 4, 5, 6, 8, 9, 10, 13, 14, 15, 16 and 17 and Block 163.05, Lots 101.07, 101.08, 101.09, 101.10, 101.11, 101.13, 101.22, 101.23 and 101.30

WHEREAS, the Township Attorney has reviewed the attached 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 Easements; (2) the Mayor and Township Clerk are hereby authorized to execute the Easements on behalf of the Township; (3) the Township Attorney is authorized to record the Easements with the Somerset County Clerk; and (4) this Ordinance shall take effect upon adoption and publication according to law.

Mayor Suraci stated the acceptance of property can only be effectuated through an ordinance. The Township Attorney has reviewed this and found this acceptable.

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

CONSIDERATIONS

- 1. RESOLUTION AWARDED A CONTRACT FOR “2017 CAPITAL ROADWAY RESURFACING” OF NEW AMWELL ROAD - SECTION I, ROUTE 206 TO TAURUS DRIVE TO TOP LINE CONSTRUCTION CORPORATION IN AN AMOUNT NOT TO EXCEED \$594,687.86**

WHEREAS, it has determined that there is a need for roadway resurfacing; and

WHEREAS, sealed bids were opened and read on July 19, 2017 at 10:30 a.m., which was the time and place provided for in the Notice to Bidders entitled “2017 Capital Roadway Resurfacing” of New Amwell Road - Section I, Route 206 to Taurus Drive, in accordance with the Local Public Contracts Law; and

WHEREAS, the Township received three (3) bids with the lowest bid from Top Line Construction Corporation located in Somerville, New Jersey; and

WHEREAS, the specifications provide that the award of the contract shall be made to the lowest responsible bidder; and

WHEREAS, pursuant to N.J.S.A. 40A:11-2(27) “The lowest responsible bidder is the one who conforms to all requirements of a specification and applicable statutory provisions”; and

WHEREAS, the Qualified Purchasing Agent has determined that the lowest responsible bidder is Top Line Construction Corporation; and

WHEREAS, the Township Assistant Engineer has reviewed the proposal and has provided the Township Committee with a memorandum recommending awarding the contract to Top Line Construction Corporation; 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, as follows:

1. An award of contract for the “2017 Capital Roadway Resurfacing” of New Amwell Road - Section I, Route 206 to Taurus Drive is made to Top Line Construction Corporation in an amount not to exceed \$594,687.86.
2. The Mayor and Township Clerk are hereby authorized to execute a contract with Top Line Construction Corporation in accordance with the terms of this resolution, the Bid Specifications and Bid Proposal submitted.
3. A notice of this action shall be printed in the official Township newspaper.

Mayor Suraci stated funding for this is from a DOT grant and previous capital ordinance.

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

2. RESOLUTION AUTHORIZING ADJUSTMENTS IN THE AMOUNT NOT TO EXCEED \$50,000 FOR THE LAW FIRM OF DIFRANCESCO, BATEMAN, KUNZMAN, DAVIS, LEHRER, AND FLAUM, P.C., TOWNSHIP ATTORNEY AND ERIC M. BERNSTEIN AND ASSOCIATES, LABOR ATTORNEY PROFESSIONAL SERVICES CONTRACTS FOR THE YEAR 2017

WHEREAS, on January 7, 2017, as a result of the fair and open procurement process, N.J.S.A. 19:44A-20.4-5 et seq., a contract for “Professional Services” was awarded to DiFrancesco, Bateman, Kunzman, Davis, Lehrer, and Flaum, P.C., as Township Attorney in an amount not to exceed \$50,000.00 for the year 2017; and

WHEREAS, there is now the necessity for authorization of increasing this amount by an additional \$50,000 for legal services provided by the Township Attorney for 2017; and

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

WHEREAS, on January 7, 2017, as a result of the fair and open procurement process, N.J.S.A. 19:44A-20.4-5 et seq., a contract for “Professional Services” was awarded to Eric M. Bernstein and Associates as Labor Attorney in an amount not to exceed \$50,000.00 for the year 2017; and

WHEREAS, there is now the necessity for authorization of increasing this amount by an additional \$50,000.00 for legal services provided by the Labor Attorney for 2017; and

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

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

1. That DiFrancesco, Bateman, Kunzman, Davis, Lehrer, and Flaum, P.C., is authorized to perform professional services as Township Attorney through December 31, 2017, in an additional amount not to exceed \$50,000.00.
2. That Eric M. Bernstein and Associates is authorized to perform professional service as Labor Attorney through December 31, 2017, in an additional amount not to exceed \$50,000.00.

Mayor Suraci stated this resolution authorizes the adjustments required to complete our legal obligations through 2017.

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

3. RESOLUTION AUTHORIZING THE PURCHASE OF A JOHN DEERE QUIKTRAK COMMERCIAL MOWER IN AN AMOUNT NOT TO EXCEED \$8,905.91 FROM CAMMPS HARDWARE & LAWN PRODUCTS, INC., THROUGH THE MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION COOPERATIVE PRICING SYSTEM (MCESCCPS) COOP #65 BID #15/16-08

WHEREAS, the Director of the Department of Public Works has requested authorization for the purchase of a John Deere QuikTrak Commercial Mower; and

WHEREAS, Cammps Hardware & Lawn Products, Inc., will provide this mower through the MCESCCPS Coop #65 Bid #15/16-08, of which the Township of Hillsborough is a member, in an amount not to exceed \$8,905.91; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that it hereby authorizes and approves the purchase of a John Deere QuikTrak Commercial Mower in an amount not to exceed \$8,905.91 from Cammps Hardware & Lawn Products, Inc., through the MCESCCPS Coop #65 Bid #15/16-08.

Mayor Suraci stated this is a replacement mower for a piece of equipment that is no longer repairable.

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

4. RESOLUTION AUTHORIZING THE PURCHASE OF A BOBCAT ALL-WHEEL STEER LOADER IN AN AMOUNT NOT TO EXCEED \$95,728.10 FROM GARDEN STATE BOBCAT THROUGH THE MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION COOPERATIVE PRICING SYSTEM (MCESCCPS) COOP #65 BID #15/16-08

WHEREAS, the Director of the Department of Public Works has requested authorization for the purchase of a Bobcat All-Wheel Steer Loader; and

WHEREAS, Garden State Bobcat will provide this equipment through the MCESCCPS Coop #65 Bid #15/16-08, of which the Township of Hillsborough is a member, in an amount not to exceed \$95,728.10; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that it hereby authorizes and approves the purchase of a Bobcat All-Wheel Steer Loader in an amount not to exceed \$95,728.10 from Garden State Bobcat through the MCESCCPS Coop #65 Bid #15/16-08.

Mayor Suraci stated this is to assist with the stormwater drain maintenance program, which is a state unfunded mandate.

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

5. RESOLUTION AUTHORIZING SPECIAL ITEMS OF REVENUE AND APPROPRIATION

WHEREAS, pursuant to N.J.S.A. 40A:4-87 the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any local unit when such item shall have been made available by any public or private funding source and the amount thereof shall not have been determined at the time of the adoption of the budget and may approve the insertion of an appropriation item of an amount equal to any such special item of revenue making such item of revenue available for expenditure; and

WHEREAS, the Township has received grants in the amount of \$16,372.25 for the year 2017 and wishes to amend its 2017 Budget to include these grants.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough that the Township requests the Director of the Division of Local Government Services to

approve the insertion of these items of revenue in the budget of the year 2017 in the amounts listed and detailed below, which said items are now available as revenues from:

**COUNTY OF SOMERSET
DEPT. OF HUMAN SERVICES
MUNICIPAL YOUTH SERVICES
\$5,000.00**

**DEPARTMENT OF JUSTICE
FEDERAL BODY ARMOR PROGRAM
\$11,372.25**

BE IT FURTHER RESOLVED that a like sum be appropriated under the above stated appropriation titles.

Mayor Suraci stated this is to insert into the 2017 budget funds from various grants.

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

6. RESOLUTION AUTHORIZING THE PURCHASE OF 300 TONS OF BULK ROCK SALT FROM MID-AMERICAN SALT, LLC, IN AN AMOUNT NOT TO EXCEED \$18,657.00 THROUGH THE MORRIS COUNTY CO-OP PURCHASING COUNCIL CONTRACT #3

WHEREAS, the Director of the Department of Public Works has requested authorization for the purchase of 300 tons of bulk rock salt from Mid-American Salt, LLC; and

WHEREAS, the bulk rock salt is available for purchase through the Morris County Co-Op Purchasing Council Contract #3, of which the Township of Hillsborough is member; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that it hereby authorizes and approves the purchase of 300 tons of bulk rock salt from Mid-American Salt, LLC, in an amount not to exceed \$18,657.00.

Mayor Suraci stated while salt prices are low, this is in advance for the 2017-18 winter season.

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

7. RESOLUTION AUTHORIZING THE HIRING DEVON SANTORO A ST. HUBERT'S ANIMAL CONTROL OFFICER TO CONDUCT A DOG CANVASS, AT \$20.00 PER HOUR, EFFECTIVE AUGUST 9, 2017

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

WHEREAS, the Health Officer has recommended the hiring of Devon Santoro to conduct a dog canvass, at \$20.00 per hour, effective August 9, 2017.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the salary of the St. Hubert's Animal Control Officer for the purpose of conducting a dog canvass is approved and is effective August 9, 2017.

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

8. RESOLUTION AUTHORIZING CHANGE ORDER FOR RENOVATIONS OF THE VANDERVEER HARRIS HOUSE

WHEREAS, Lewis-Graham, LLC, ("Contractor") entered into a Contract with the Township of Hillsborough for renovations of the Vanderveer Harris House; and

WHEREAS, during the course of performing the renovations unexpected structural damage was discovered; and

WHEREAS, the Township's Architect, Mills + Schnoering, confirmed the extent of the structural damage and determined additional work was necessary to repair the same; and

WHEREAS, the Contractor submitted a cost proposal in the amount of \$21,374.54 for the additional work to repair the structural damage which proposal was reviewed and found to be reasonable by the Architect; and

WHEREAS, the Architect has identified \$35,770 worth of items in the Contract that can be deferred which will cover the cost of this Change Order and provide a balance for future contingencies.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that Mayor is hereby authorized to execute a Change Order to the Contract with Lewis-Graham, LLC, authorizing the additional work to be performed in an amount not to exceed \$21,374.54 and deferring the \$35,770 worth of items identified by Mills + Schnoering to cover the cost of the Change Order and provide a balance for future contingencies.

Mayor Suraci stated this resolution authorizes various repairs needed at the Vanderveer Harris House.

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

CONSENT AGENDA

1. RESOLUTION AUTHORIZING RELEASE OF CASH ESCROW IN THE AMOUNT OF \$150.00 TO PAUL DOUVAS FOR ROAD OPENING PERMIT 2016-14

WHEREAS, a Cash Escrow in the amount of \$150.00 was posted for Road Opening permit 2016-14; and

WHEREAS, the Assistant Township Engineer certifies all work has been satisfactorily completed; and

WHEREAS, the Assistant Township Engineer recommends the Township Committee authorize the release of the Cash Escrow in the amount of \$150.00 to Paul Douvas for Road Opening permit 2016-14.

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

2. RESOLUTION AUTHORIZING OFFICER JACK HOWARD TO ENROLL IN “COMPUTER SYSTEMS SEIZURE AND EXAMINATION” COURSE TOWARDS HIS MASTER’S DEGREE IN ADMINISTRATIVE SCIENCE TO BE ELIGIBLE FOR TUITION REIMBURSEMENT OF SAID COURSE ONCE IT HAS BEEN SUCCESSFULLY COMPLETED, 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 Jack Howard is requesting authorization to take the “Computer Systems Seizure and Examination” course towards his Master’s Degree in Administrative Science; and

WHEREAS, Officer Howard has requested consideration under the Township’s Educational Assistance provision upon successful completion of the aforementioned course; and

WHEREAS, the Chief of Police has requested favorable consideration of Officer Howard’s request for financial reimbursement of seventy-five percent (75%) of the cost incurred upon successful completion of the class.

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.

3. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO TIFFANY CRIVELLI, HILLSBOROUGH TOWNSHIP POLICE DISPATCHER, EFFECTIVE JULY 24, 2017

WHEREAS, Tiffany Crivelli was hired as a Police Dispatcher in the Hillsborough Township Police Department on April 24, 2017; and

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

WHEREAS, having qualified for regular employee status during the 3 month probationary period, the Chief of Police recommends that regular employee status be conferred upon Tiffany Crivelli, effective July 24, 2017; and

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.

4. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO ERICA LENZO, HILLSBOROUGH TOWNSHIP POLICE RECORDS CLERK, EFFECTIVE JULY 24, 2017

WHEREAS, Erica Lenzo was hired as a Police Records Clerk in the Hillsborough Township Police Department on April 24, 2017; and

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

WHEREAS, having qualified for regular employee status during the 3 month probationary period, the Chief of Police recommends that regular employee status be conferred upon Erica Lenzo, effective July 24, 2017; and

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.

5. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO SERGEANT MARK SZYMANSKI

WHEREAS, Sergeant Mark Szymanski was appointed to the position of Sergeant on January 25, 2017 for a six month probationary period; and

WHEREAS, Chief of Police Darren Powell has certified that Sergeant Mark Szymanski has successfully completed his probationary period; and

WHEREAS, Chief of Police Darren Powell recommends that permanent status be conferred upon Sergeant Mark Szymanski as of July 25, 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 is hereby accepted and approved, and Sergeant Mark Szymanski is granted Permanent Employee Status as of July 25, 2017.

6. RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO POST FOR THE POSITION OF ONE (1) PUBLIC WORKS WORKER I

WHEREAS, there is a need in the Hillsborough Township Department of Public Works for the position of a full-time Public Works Worker I; and

WHEREAS, the Director of Public Works has determined that this position needs to be filled as soon as possible and thereby requests authorization to post for this position.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that it does hereby authorize the Director of Public Works to post for the position of Public Works Worker I.

7. RESOLUTION AUTHORIZING DIRECTOR OF PARKS AND RECREATION, TO POST FOR THE POSITION OF FULL TIME PARKS WORKER IN THE HILLSBOROUGH TOWNSHIP DEPARTMENT OF PARKS AND RECREATION

WHEREAS, there is a need in the Hillsborough Township Department of Parks and Recreation for the position of a full-time Parks Worker; and

WHEREAS, the Director of Parks and Recreation requests authorization to post for the position of full time Parks Worker.

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 Director of Public Works to post for the position of full time Parks Worker.

8. RESOLUTION APPROVING THE REQUEST FROM HRC FITNESS TO HOLD A 5K RUN IN HILLSBOROUGH TOWNSHIP ON SUNDAY, OCTOBER 1, 2017, PURSUANT TO THE REQUIREMENTS OUTLINED BY CHIEF DARREN POWELL

WHEREAS, HRC Fitness has requested permission to hold a 5K Run on Sunday, October 1, 2017, in Hillsborough Township; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that HRC Fitness is hereby authorized to hold a race in Hillsborough Township on October 1, 2017.

9. RESOLUTION ADVISING THE SOMERSET COUNTY BOARD OF CHOSEN FREEHOLDERS OF MUNICIPAL PARTICIPATION IN THE SECOND UPDATE OF THE SOMERSET COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN

WHEREAS, the current Somerset County All-Hazards Mitigation Plan approved by the Federal Emergency Management Agency (FEMA) includes a Jurisdictional Annex for Hillsborough Township through which the municipality is eligible for potential pre- and post-hazard mitigation planning and mitigation funding; and

WHEREAS, in order to continue to reduce hazard risks, strengthen community resiliency, and remain eligible for potential FEMA funding, Hillsborough Township hereby commits to participating in the development of second update of the Somerset County Multi-Jurisdictional Hazard Mitigation Plan.

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

1. Hillsborough Township agrees to participate in the update of the Somerset County Multi-Jurisdictional Hazard Mitigation Plan.
2. The following two Municipal representatives John Sheridan and Tom Belanger are hereby authorized to serve on the Multi-Jurisdictional HMP Planning Committee; actively participate as requested throughout the process, and lead a Municipal Hazard Mitigation Planning (HMP) Committee tasked with carrying out local participation requirements.
3. The following additional members are hereby named to the Municipal HMP Committee: Mayor Carl Suraci, Director of Public Works Rich Resavy, and Anthony Ferrera, Administrator.
4. At the end of the project, when FEMA deems the updated plan approvable, Hillsborough Township will, as required, pass a resolution formally adopting the final updated Somerset County Multi-Jurisdictional Hazard Mitigation Plan, which will include an updated municipal annex. This resolution will be provided immediately to the Somerset County Planning Division for submittal to FEMA, who requires the resolution on file.
5. A signed copy of the Resolution shall be provided to the Somerset County Board of Chosen Freeholders and the Somerset County Planning Division.

10. RESOLUTION APPROVING THE REQUEST FROM THE THREE BRIDGES VOLUNTEER FIRE COMPANY TO HOLD A PORTION OF THE THREE BRIDGES 5-MILE RUN IN HILLSBOROUGH TOWNSHIP ON SATURDAY, AUGUST 12, 2017, PURSUANT TO THE REQUIREMENTS OUTLINED BY CHIEF DARREN POWELL

WHEREAS, Three Bridges Volunteer Fire Company has requested permission to hold the Three Bridges 5-Mile Run on Saturday, August 12, 2017, in Hillsborough Township; and

WHEREAS, Three Bridges Volunteer Fire Company has produced a certificate of insurance naming the Township of Hillsborough as an insured; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the Three Bridges Volunteer Fire Company is hereby authorized to hold a race in Hillsborough Township on August 12, 2017.

11. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO SCOTT WILLIAMSON IN THE HILLSBOROUGH TOWNSHIP BUILDING DEPARTMENT, EFFECTIVE AUGUST 10, 2017

WHEREAS, Scott Williamson was hired in the Building Department as a Fire Inspector on August 10, 2016; and

WHEREAS, the Construction Official recommends that Mr. Williamson be granted permanent employee status in the Hillsborough Township Building Department effective August 10, 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.

12. RESOLUTION APPROVING THE REQUEST FROM JOHN LAZORCHAK FOR RELEASE OF DEVELOPMENT REVIEW ESCROW IN THE AMOUNT OF \$168.21

WHEREAS, a request has been received from John Lazorchak for the release of Development Review Escrow; and

WHEREAS, the Hillsborough Township Planning Director certifies that all work related to the review of the above has been completed; and

WHEREAS, the Hillsborough Township Planning Director recommends that the Township Committee take action to release the \$168.21 Development Review Escrow because the work has been completed.

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

13. RESOLUTION APPROVING THE REQUEST FROM CHRISTOPHER AND MELISSA PHEIL FOR RELEASE OF DEVELOPMENT REVIEW ESCROW IN THE AMOUNT OF \$418.85

WHEREAS, a request has been received from Christopher and Melissa Pheil for the release of Development Review Escrow; and

WHEREAS, the Hillsborough Township Planning Director certifies that all work related to the review of

the above has been completed; and

WHEREAS, the Hillsborough Township Planning Director recommends that the Township Committee take action to release the \$418.85 Development Review Escrow because the work has been completed.

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

14. RESOLUTION APPROVING THE REQUEST FROM SOMERSET HEALTH CARE FOUNDATION TO HOLD THE STEEPLECHASE DISTANCE RUN IN HILLSBOROUGH TOWNSHIP ON SUNDAY, SEPTEMBER 24, 2017, PURSUANT TO THE REQUIREMENTS OUTLINED BY CHIEF DARREN POWELL

WHEREAS, Somerset Health Care Foundation has requested permission to hold the Steeplechase Distance Run on Sunday, September 24, 2017, in Hillsborough Township; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the Somerset Health Care Foundation is hereby authorized to hold a race in Hillsborough Township on August 12, 2017.

15. RESOLUTION AUTHORIZING THE TRANSFER OF EARNED AMOUNTS OF \$10,566.86 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 \$10,566.86 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 July 19, 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 \$10,566.86 is to be transferred from the Engineering Escrow Accounts into the Treasurer’s Account.

| <u>Client</u> | <u>Number</u> | <u>Transfer Amount</u> |
|---------------|---------------|------------------------|
| | | |

| | | |
|--------------------------|-----|--------------|
| Country Classics - 4A | 640 | -1,282.96 |
| Country Classics – 4D | 626 | -915.99 |
| Gateway Phase 5 | 614 | -524.25 |
| Gateway Phase 6 | 620 | -2,554.99 |
| Green Village | 607 | -471.82 |
| Hidden Brook Estates | 603 | -706.29 |
| Hillsborough Farms | 630 | -681.52 |
| MAAC Development | 615 | -891.22 |
| Pierson Properties | 650 | -144.25 |
| RPM Dev/Westerling Place | 637 | -1,001.35 |
| Senior Housing | 636 | -576.67 |
| Sissco/Permadur | 649 | -815.55 |
| | | |
| Grand Total | | \$-10,566.86 |

16. RESOLUTION AUTHORIZING RELEASE OF CASH ESCROW IN THE AMOUNT OF \$150.00 TO PETER GALLICCHIO FOR ROAD OPENING PERMIT 2016-28

WHEREAS, a Cash Escrow in the amount of \$150.00 was posted for Road Opening permit 2016-28; and

WHEREAS, the Assistant Township Engineer certifies all work has been satisfactorily completed; and

WHEREAS, the Assistant Township Engineer recommends the Township Committee authorize the release of the Cash Escrow in the amount of \$150.00 to Peter Gallicchio for Road Opening permit 2016-28.

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

17. RESOLUTION ACCEPTING PERFORMANCE SURETY BOND NO. 019057308 FROM LIBERTY MUTUAL INSURANCE COMPANY, IN THE AMOUNT OF \$187,993.92 FOR PIERSON PROPERTIES, LLC

WHEREAS, a request has been received from Pierson Properties, LLC for the acceptance of Performance Surety Bond No. 019057308 from First Indemnity of America Insurance Company in the amount of \$187,993.92; and

WHEREAS, the Assistant Township Engineer recommends that the Township Committee take action to accept the Performance Surety Bond.

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

Township Engineer be and hereby is accepted and approved.

18. RESOLUTION AUTHORIZING OFFICER MICHAEL LABOY TO ENROLL IN “PERSONNEL ADMINISTRATION” COURSE TOWARDS HIS MASTER’S DEGREE IN LEADERSHIP AND PUBLIC ADMINISTRATION TO BE ELIGIBLE FOR TUITION REIMBURSEMENT OF SAID COURSE ONCE IT HAS BEEN SUCCESSFULLY COMPLETED, 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 Michael Laboy requested authorization to take “Personnel Administration” course towards his Master’s Degree in Leadership and Public Administration; and

WHEREAS, Officer Laboy has requested consideration under the Township’s Educational Assistance provision upon successful completion of the aforementioned course; and

WHEREAS, the Chief of Police has requested favorable consideration of Officer Laboy’s request for financial reimbursement of seventy-five percent (75%) of the cost incurred upon successful completion of the course.

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.

19. RESOLUTION APPROVING THE REQUEST FROM FRANK AND DEBRA COCUZZA FOR RELEASE OF DEVELOPMENT REVIEW ESCROW IN THE AMOUNT OF \$238.01

WHEREAS, a request has been received from Frank and Debra Cocuzza for the release of Development Review Escrow; and

WHEREAS, the Hillsborough Township Planning Director certifies that all work related to the review of the above has been completed; and

WHEREAS, the Hillsborough Township Planning Director recommends that the Township Committee take action to release the \$238.01 Development Review Escrow because the work has been completed.

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

20. RESOLUTION AUTHORIZING THE APPOINTMENT OF RICH RESAVY TO THE

TREE MITIGATION ADVISORY COMMITTEE, SEAT 3 FOR A FOUR-YEAR UNEXPIRED TERM ENDING DECEMBER 31, 2018, APPOINTMENT OF SEAN HORGAN TO THE BOARD OF ADJUSTMENT, SEAT 4 FOR A FOUR-YEAR UNEXPIRED TERM ENDING DECEMBER 31, 2017 , AND APPOINTMENT OF PAUL KAMINSKY TO THE BOARD OF ADJUSTMENT, ALTERNATE #3 FOR A TWO-YEAR UNEXPIRED TERM ENDING DECEMBER 31, 2017

Tree Mitigation Advisory Committee

Seat 3 (4-year unexpired term) Rich Resavy 12/31/18

Board of Adjustment

Seat 5 (4-year unexpired term) Sean Horgan 12/31/17
Alt. #3 (2-year unexpired term) Paul Kaminsky 12/31/17

21. RESOLUTION AUTHORIZING SIGNING OF THE HILLSBOROUGH/MILLSTONE MUNICIPAL ALLIANCE GRANT AGREEMENT FOR JULY 1, 2017 THROUGH JUNE 30, 2018

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

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

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

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

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

- 1. The Township Committee does hereby authorize the signing of the agreement for July 1, 2017 through June 30, 2018.

| | |
|------------|---------------------|
| DEDR | \$ <u>28,436.49</u> |
| Cash Match | \$ <u>7,109.12</u> |
| In-Kind | \$ <u>21,327.36</u> |

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

22. RESOLUTION APPROVING CARNIVAL LICENSE APPLICATION SUBMITTED BY NICK MAGOS CANCER CALLOUT, LLC FOR AN EVENT TO BE HELD ON SUNDAY, SEPTEMBER 24, 2017

WHEREAS, an Application for a Carnival License has been filed by Nick Magos Cancer Callout, LLC for an event to be held on Sunday, September 24, 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 Nick Magos Cancer Callout, LLC for an event to be held on Sunday, September 24, 2017.

23. RESOLUTION APPROVING THE REQUEST FROM THE SAMARITAN HOMELESS INTERIM PROGRAM (SHIP) TO HOLD THE PETER J. BIONDI 5K MEMORIAL RUN-WALK IN HILLSBOROUGH TOWNSHIP ON SATURDAY, NOVEMBER 5, 2017, PURSUANT TO THE REQUIREMENTS OUTLINED BY CHIEF DARREN POWELL

WHEREAS, the Samaritan Homeless Interim Program (SHIP) has requested permission to hold the Peter J. Biondi 5K Memorial Run-Walk on Saturday, November 5, 2017, in Hillsborough Township; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the Samaritan Homeless Interim Program (SHIP) is hereby authorized to hold a race in Hillsborough Township on Saturday, November 5, 2017.

24. RESOLUTION AUTHORIZING THE REFUND OF RECREATION PROGRAM FEES IN THE AMOUNT OF \$4,418.00

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 \$4,418.00.

| <u>Name</u> | <u>Amount</u> | <u>Name</u> | <u>Amount</u> |
|--------------------|---------------|---------------------|---------------|
| Radhika Kamaraju | \$190.00 | Tara Simmons | \$513.00 |
| Susan Kenyon | \$1,149.00 | N Taneja | \$145.00 |
| Viral Vyas | \$155.00 | Cindy Fede | \$110.00 |
| Ally Han | \$155.00 | Josh Chen | \$130.00 |
| Clarinda Pocchia | \$65.00 | Meredith Church | \$65.00 |
| Megan Lazarte | \$65.00 | Neelam Patel | \$800.00 |
| Anne Liivak | \$13.00 | Dannielle Smith | \$73.00 |
| Vinamra Singhanian | \$200.00 | Kristin Dedominicis | \$120.00 |
| Josh Chen | \$120.00 | Kimberly Evans | \$120.00 |
| Patricia Waller | \$230.00 | | |

25. RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENT IN THE AMOUNT OF \$19,039.45
(total properties 1)

WHEREAS, real property taxpayers overpaid their real property taxes; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee, of the Township of Hillsborough, County of Somerset, State of New Jersey, the Tax Collector is hereby authorized to refund said amounts to the property owners; Total, \$19,039.45, properties 1.

| Block | Lot | Name | Amount | Qtr | Year |
|--------------|------------|-------------------------|---------------|------------|-------------|
| 49 | 1 | Dukes Farms Foundations | 19,039.45 | 2 | 2017 |

26. RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO EXECUTE A JOINT DEFENSE AGREEMENT FOR THE LITIGATION MID-AMERICAN SALT, LLC, V. MORRIS COUNTY COOPERATIVE PRICING COUNCIL

WHEREAS, the Township of Hillsborough and many other similarly situated municipalities are named as defendants in the litigation Mid-American Salt, LLC v. Morris County Cooperative Pricing Council; and

WHEREAS, the litigation involves common issues fact and law; and

WHEREAS, the law firm of DiFrancesco, Bateman P.C., has proposed a Joint Defense Agreement in order for the municipalities to share the cost of representation and expenses of the litigation; and

WHEREAS, Hillsborough's participation in the joint defense with other municipalities will result in cost savings to the Township as opposed to proceeding with separate counsel.

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 Mayor and Township Clerk to execute a Joint Defense Agreement for the litigation Mid-American Salt, LLC v. Morris County Cooperative Pricing Council.

27. RESOLUTION APPROVING THE REQUEST FROM DR. MARION AND CHRISTOPHER ROLLINGS FOR RELEASE OF DEVELOPMENT REVIEW ESCROW IN THE AMOUNT OF \$48.43

WHEREAS, a request has been received from Dr. Marion and Christopher Rollings for the release of Development Review Escrow; and

WHEREAS, the Hillsborough Township Planning Director certifies that all work related to the review of the above has been completed; and

WHEREAS, the Hillsborough Township Planning Director recommends that the Township Committee take action to release the \$48.43 Development Review Escrow because the work has been completed.

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

28. RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT WITH GREEN BROOK FAMILY MEDICINE FOR ADMINISTRATION OF INFLUENZA AND TDAP VACCINATION CLINICS AT THE TOWNSHIP OF HILLSBOROUGH MUNICIPAL BUILDING ON SEPTEMBER 7, 2017 AND SEPTEMBER 14, 2017

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

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

WHEREAS, Green Brook Family Medicine has agreed to administer Influenza and TDAP Vaccination Clinics at the Township of Hillsborough Municipal Building on September 7, 2017 and September 14, 2017; and

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

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

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

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

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

1. Green Brook Family Medicine is authorized to conduct Influenza and TDAP Vaccination Clinics at the Township of Hillsborough Municipal Building on September 7, 2017 and September 14, 2017;
2. The Mayor and Township Clerk are authorized to execute an Agreement with Green Brook Family Medicine consistent with the terms of this Resolution for the administration of Influenza and TDAP Vaccination Clinics at the Township of Hillsborough Municipal Building on September 7, 2017 and September 14, 2017.

29. RESOLUTION ACCEPTING PERFORMANCE SURETY BONDS SNN4006414 (\$1,038,168) AND SNN4006415 (\$819,225) ISSUED BY NATIONWIDE MUTUAL INSURANCE COMPANY FOR THE MEADOW BROOK AT HILLSBOROUGH DEVELOPMENT

WHEREAS, a request has been received from MB Hillsborough, LLC, for acceptance of Performance Surety Bonds SNN4006414 (\$1,038,168) and SNN4006415 (\$819,225) issued by Nationwide Mutual Insurance Company for the Meadow Brook at Hillsborough development; and

WHEREAS, the Assistant Township Engineer recommends the Township Committee take action to accept the performance surety bonds; and

WHEREAS, the Township Attorney reviewed and approved of the form of performance surety bonds submitted.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that Performance Surety Bonds SNN4006414 (\$1,038,168) and SNN4006415 (\$819,225) issued by Nationwide Mutual Insurance Company for the Meadow Brook at Hillsborough development are hereby accepted and approved.

30. RESOLUTION AUTHORIZING THE TRANSFER OF JOANNE BERTOLINI FROM THE POSITION OF VIOLATIONS CLERK IN THE COURT OFFICE TO THE POSITION OF POLICE RECORDS CLERK IN THE POLICE DEPARTMENT AND AUTHORIZING POSTING FOR THE POSITION OF VIOLATIONS CLERK IN THE COURT OFFICE

WHEREAS, there exists a vacancy in the position of Police Records Clerk in the Hillsborough Township Police Department; and

WHEREAS, Joanne Bertolini, who currently works as Violations Clerk in the Hillsborough Township Municipal Court office, expressed interest, has been interviewed and is the most qualified candidate; and

WHEREAS, the Chief of Police recommends the Township Committee take action to transfer Ms. Bartolini to the Police Records Clerk position in the Police Department with no change in salary, effective September 18, 2017; and

WHEREAS, based on this transfer there will exist a vacancy in the position of Violations Clerk in the Municipal Court office, effective September 18, 2017; and

WHEREAS, the Municipal Court Administrator requests authorization to post for the full time position of Violations Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that: (1) Joanne Bertolini is hereby transferred to the position of Police Records Clerk in the Police Department at her current salary, effective September 18, 2017; and (2) the Municipal Court Administrator is authorized to post for the full time position of Violations Clerk.

31. RESOLUTION APPROVING PERSON-TO-PERSON TRANSFER OF LIQUOR LICENSE FROM WINE MANOR, LLC, TO HILLSBOROUGH GROUP, LLC

WHEREAS, an application was filed for a person to person transfer of Plenary Retail Consumption with Broad Package Privilege Liquor License 1810-32-002-007 from Wine Manor, LLC, to Hillsborough Group, LLC; and

WHEREAS, the submitted application is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed accordingly to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business.

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, effective August 9, 2017, the transfer of Plenary Retail Consumption with Broad Package Privilege Liquor License 1810-32-002-007 from Wine Manor, LLC, to Hillsborough Group, LLC, and does hereby direct the Township Clerk to endorse the license certificate to the new ownership, upon receipt of an original certificate of tax sales authority for transfer as follows: "This license, subject to all its terms and conditions, is hereby transferred to Hillsborough Group, LLC, effective August 9, 2017."

Susan Gulliford, Hunt Club Rd. Ms. Gulliford asked which liquor license was involved and whether this entity had been automatically not renewed last year. Town Clerk Pamela Borek stated this used to be the liquor store next to Cost Cutters. The licence is being transferred.

32. RESOLUTION APPROVING CARNIVAL LICENSE APPLICATION SUBMITTED BY IRENE MINETTI FOR AN EVENT TO BE HELD BY THE HILLSBOROUGH JR. RAIDERS ON SEPTEMBER 10 , 2017

WHEREAS, an Application for a Carnival License has been filed by Irene Minetti for an event to be held by the Hillsborough Jr. Raiders on September 10, 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 Irene Minetti for an event to be held by Hillsborough Jr. Raiders on September 10, 2017.

33. RESOLUTION APPROVING TWO APPLICATIONS FOR SPECIAL PERMIT FOR SOCIAL AFFAIR FOR ROTARY CLUB OF BRANCBURG FOR EVENTS TO BE HELD ON AUGUST 25, 2017 AND OCTOBER 1, 2017 WITH A RAIN DATE OF OCTOBER 8, 2017

WHEREAS, an Application for Special Permit for Social Affair has been filed by Rotary Club of Branchburg for an event held on August 25, 2017; and

WHEREAS, an Application for Special Permit for Social Affair has been filed by Rotary Club of Branchburg for an event held on October 1, 2017 with a rain date of October 8, 2017; and

WHEREAS, the submitted Applications are 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 Applications for Special Permit for Social Affair submitted by Rotary Club of Branchburg for an event held on August 25, 2017 and October 1, 2017 with a rain date of October 8, 2017.

34. RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A HOLD HARMLESS AGREEMENT BETWEEN THE COUNTY OF SOMERSET AND THE TOWNSHIP OF HILLSBOROUGH PERTAINING TO USE OF COUNTY EQUIPMENT AND MACHINERY

WHEREAS, the Township of Hillsborough periodically uses equipment and machinery owned by the County of Somerset; and

WHEREAS, the County requires those using County equipment and machinery to execute and provide the County with the attached Hold Harmless Agreement.

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 Mayor and Township Clerk to execute the attached Hold Harmless Agreement pertaining to Township use of County equipment and machinery.

Committeeman DelCore congratulated all the new personnel hires.

Mayor Suraci noted the November 5th Peter J. Biondi 5k run which benefits SHIP, a cause near and dear to Peter Biondi's heart.

Upon the motion of Committeeman DelCore seconded by Deputy Mayor McCauley, the Consent Agenda was unanimously approved upon call of the roll.

CLAIMS LIST

Mayor Suraci asked to approve Claims List 2017-14 and 2017-15.

Upon the motion of Committeeman Burchette seconded by Committeeman Tomson, Claims List 2017-14 and 2017-15 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 Sports and Events, LLC*
 - ii. *Fire District Extrication & Water Rescue*
 - iii. *Somerville Business Park*
 - b. *Litigation*
 - i. *Affordable Housing*
 - c. *Contract Negotiations - Collective Bargaining*
 - i. *Teamsters Local 701*
 - ii. *Teamsters Local 469*

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 Deputy Mayor McCauley, the aforesaid resolution was unanimously approved upon call of the role. The Township Committee went into Executive Session at 8:51 pm.

Township Attorney Eric Bernstein stated there was a discussion regarding Apex Sports and Events, LLC. No formal action needs to be taken. There was a discussion regarding Somerville Business Park. No formal action needs to be taken. There was an ongoing update on Affordable Housing. No formal action needs to be taken. There was a discussion on contract negotiations/collective bargaining with Teamsters Local 701 and Local 469. No formal action needs to be taken. Township Action is required with regard to Fire District extrication and water rescue. Township Clerk Pamela Borek stated a resolution is required authorizing the Mayor and the Clerk to sign the agreement providing for extrication and water rescue services.

RESOLUTION AUTHORIZING AGREEMENT WITH HILLSBOROUGH FIRE DISTRICT NO. 1 FOR THE PROVISION OF EXTRICATION AND WATER RESCUE SERVICES FOR THE TOWNSHIP OF HILLSBOROUGH

WHEREAS, Hillsborough Emergency Medical Services previously provided extrication and water rescue services within the Township of Hillsborough; and

WHEREAS, the Township of Hillsborough and Hillsborough Fire District No. 1 have agreed that it is more appropriate that these services be provided by the District; and

WHEREAS, the Township is the owner of various equipment utilized for the provision of extrication and water rescue services which equipment the Township is willing to provide to the District for the provision by the District of these services within the Township; and

WHEREAS, the attached Agreement sets forth the terms and conditions as agreed upon by the Township and District relative to the provision of extrication and water rescue services within the Township.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the Mayor and Clerk are hereby authorized to execute the attached Agreement with Hillsborough Fire District No. 1 for the provision of extrication and water rescue services for the Township of Hillsborough.

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

Upon motion by Committeeman Tomson, seconded by Committeeman DelCore, the public meeting was opened at 10:35 pm.

ADJOURNMENT

Upon motion by Deputy Mayor McCauley, seconded by Committeeman Tomson, the meeting duly adjourned at 10:37 pm. Said motion was carried unanimously upon voice vote.

Attested:

Pamela Borek
Township Clerk