

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

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

### **SALUTE TO THE FLAG**

Following roll call, Mayor DelCore advised that notice of this meeting was made in accordance with Section 5 of the Open Public Meetings Act, Chapter 231, Public Laws of 1975, by 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 March 12, 2013.

### **APPROVAL OF MINUTES**

#### ***Approval of the February 12, 2013 Executive Session Minutes***

Upon motion by Committeewoman McCauley, seconded by Committeeman Suraci, the minutes of the February 12, 2013 Executive Session were approved upon the call of the roll.

Abstain-Mayor DelCore

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

#### **Committeeman Burchette**

Committeeman Burchette thanked the EBDC for hosting another successful Networking Social at Royce Brook Country Club on March 6, 2013.

Committeeman Burchette added that the Township was lucky to have Commissioner Hal Wirths from the Department of Labor and Workforce Development present to the business community and share the many services and programs available.

Committeeman Burchette also thanked Amanda Young of the Department of Labor for providing a presentation on the various services and incentives offered to businesses looking to hire from the pool of available workers in New Jersey.

Committeeman Burchette thanked Linda Dousis from the Small Business Development Center for the update on the Small Business programs available in Somerset County.

Committeeman Burchette stated that on March 27, 2013 Hillsborough Township will be hosting the first Hillsborough Business Summit, at the Peter J. Biondi Municipal Building from 9am until 12 noon.

Committeeman Burchette added the purpose of the business summit is to educate those who deal with the regulatory departments as to how the process should be followed to minimize any unnecessary delays in obtaining the required permits and authorizations to proceed with opening or renovating a business in Hillsborough. Residents and business owners can visit the EBDC website to register.

#### **Committeewoman McCauley**

No Reports

#### **Committeeman Suraci**

Committeeman Suraci stated that the Spring Recreation brochure is now available on the Township website and residents can start signing up for programs.

Committeeman Suraci added that the Recreation Department now has its own website, hillsboroughnjrecreation.org and residents can now register online for any programs.

Committeeman Suraci stated that the Sourland Star Party is hosting a Family Event Under the Stars on March 16, 2013 from 6:30 – 9:30pm. More information is available at their website, sourlandstarparty.com.

**Deputy Mayor Tomson**

Deputy Mayor Tomson stated that the Townships Health Department has updated its website.

**Mayor DelCore**

Mayor DelCore stated that on March 11, 2013 flags throughout the State of New Jersey were flown at half mast in Memory of William Highland who was an Assemblyman and a dedicated worker in New Jersey. He passed away on March 2, 2013.

Mayor DelCore thanked all of the Elementary Schools for their invitations and participation in the Read Across America and Dr. Seuss Birthday events.

Mayor DelCore added that as elected officials, the Township Committee, always looks forward to the opportunities to meet the young residents of Hillsborough and enjoy being able to participate in events such as Read Across America.

Mayor DelCore thanked Woodfern School for allowing him the opportunity to conduct the Reading Oath with the students.

**PROCLAMATIONS**

***Proclamation honoring the Hillsborough High School Girls Cross Country Team***

***WHEREAS***, the 2012 Hillsborough High School Girls Cross Country Team had a very successful season because of their hard work and dedication; and

***WHEREAS***, the 2012 Hillsborough High School Girls Top 7 group comprised of the following young athletes: Kelly Janokowicz, Stephanie Mauer, Molly Doyle, Mallory Drake, Paige Novak, Courtney Scrivanich and Meredith Young, helped the team reach exceptional achievements; and

***WHEREAS***, the Hillsborough High School Girls Cross Country Team earned the title of the Somerset County Championship; and

***WHEREAS***, the Hillsborough High School Girls Cross Country Team was crowned the Group IV State Championships for the third year in a row; and

***WHEREAS***, the Hillsborough High School Girls Cross Country Team place second in the New Jersey State Meet of Champions.

***NOW, THEREFORE, BE IT PROCLAIMED*** that we, the Mayor and Township Committee of the Township of Hillsborough, do hereby commend all of the members of the Hillsborough High School Girls Cross Country Team, not only for the awards and championships they have won, but also for their unwavering teamwork, dedication, and sportsmanship throughout the season.

***BE IT FURTHER PROCLAIMED*** that we, the Mayor and the Township Committee, further commend the Girls Cross Country Team for the honor that they have brought to themselves, their team and our community through their many achievements.

***Proclamation honoring the Hillsborough High School Boys Cross Country Team***

***WHEREAS***, the 2012 Hillsborough High School Boys Cross Country Team had a very successful season because of their hard work and dedication; and

***WHEREAS***, the 2012 Hillsborough High School Boys Top 7 comprised of the following young athletes: Nick McFarland, Mike DiGricoli, Matt Nunn, Brendan Crowley, Matt Sateary, Joe Spaniol and Jay Coleman, helped the team reach exceptional achievements; and

***WHEREAS***, the Hillsborough High School Boys Cross Country Team earned the title of the Somerset County Championship; and

**WHEREAS**, the Hillsborough High School Boys Cross Country Team placed second at the Skyland's Conference Meet; and

**WHEREAS**, the Hillsborough High School Boys Cross Country Team made it to the Meet of Champions in 2012 for the first time since 2003, and set the School Record for the course.

**NOW, THEREFORE, BE IT PROCLAIMED** that we, the Mayor and Township Committee of the Township of Hillsborough, do hereby commend all of the members of the Hillsborough High School Boys Cross Country Team, not only for the awards and championships they have won, but also for their unwavering teamwork, dedication, and sportsmanship throughout the season.

**BE IT FURTHER PROCLAIMED** that we, the Mayor and the Township Committee, further commend the Boys Cross Country Team for the honor that they have brought to themselves, their team and our community through their many achievements.

#### **Proclamation honoring Eagle Scout Connor Sellar**

**WHEREAS**, Connor Sellar, a freshman at Stevens Institute of Technology and a member of Boy Scout Troop 89, has earned the status of Eagle Scout; and

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

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

**WHEREAS**, Connor's Eagle Scout Leadership Project worked with Trout Unlimited's North Jersey Chapter to raise funds in order to purchase materials for the Troop to construct Trout stocking boxes; and

**WHEREAS**, Connor, along with Scout volunteers from Troop 89, tested the stocking boxes along a portion of the Musconetcong River; and

**WHEREAS**, 200 young trout purchased with money raised through donations were successfully distributed up and down the river; and

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

**NOW, THEREFORE, BE IT PROCLAIMED** that we, the members of the Hillsborough Township Committee, do hereby recognize and extend our sincere congratulations to Connor for having achieved the status of Eagle Scout, an honor for both him and for those who have guided him, with best wishes as he continues his studies at Stevens Institute of Technology.

#### **Proclamation honoring Chief Fire Marshal Chris Weniger**

**WHEREAS**, Christopher C. Weniger, Chief Fire Marshal of the Hillsborough Township Bureau of Fire Safety has earned the distinguished honor of "Fire Marshal" by the Commission on Professional Credentialing; and

**WHEREAS**, we, the Mayor and the Township Committee of the Township of Hillsborough, recognize the many hours Chief Weniger devoted to attaining the professional credentialing of Fire Marshal; and

**WHEREAS**, Chief Weniger met the minimum requirements to apply to enter the program and over the course of the past three years Chief Weniger has demonstrated through his education, leadership and management that he possesses the requisite knowledge, skills and abilities required for the fire and emergency services profession; and;

**WHEREAS**, Chief Weniger has now joined an elite group of Professionally Credentialed Fire Marshals, one of only fifty-two individuals within the United States of America and the only one within the State of New Jersey; and

**WHEREAS**, Chief Weniger serves as an outstanding example to all fire and emergency service personnel through his high level of dedication to the field and we are very proud of his accomplishment and honored that he is a member of the Hillsborough Township Bureau of Fire Safety.

**NOW, THEREFORE, BE IT PROCLAIMED** that we, the Mayor and the members of the Hillsborough Township Committee, do hereby recognize, commend and extend our sincere congratulations to Chief Fire Marshal and Professionally Credentialed Fire Marshal Christopher C. Weniger for having achieved the status of Fire Marshal by the Commission on Professional Credentialing.

**BE IT FURTHER PROCLAIMED**, that we, the Mayor and the members of the Hillsborough Township Committee, wish Chief Fire Marshal Weniger much success in his future endeavors.

## PRESENTATIONS

Mayor DelCore stated that there was originally going to be a presentation of a donation to our Police Department K-9 Unit. Due to scheduling reasons the presentation took place earlier in the day.

Mayor DelCore thanked Dr. Caesar De Paco for his generous donation to our K9 Unit and Police Department.

## APPOINTMENTS

*None at this time*

## NEW BUSINESS

*None at this time*

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

*None at this time*

## PUBLIC HEARINGS

**2013-01 AN ORDINANCE REPEALING CHAPTER 92, TITLED "POLICE DEPARTMENT", SECTION 22, TITLED "SPECIAL POLICEMEN" OF THE CODE OF THE TOWNSHIP OF HILLSBOROUGH, IN ITS ENTIRETY**

**WHEREAS**, it is the purpose of this Ordinance to repeal Chapter 92, titled "Police Department", Section 22, titled "Special Policemen" of the Code of the Township of Hillsborough, in its entirety.

**NOW, THEREFORE, BE IT ORDAINED** by the Township of Hillsborough, Somerset County, New Jersey, that Chapter 92, titled "Police Department", Section 22, titled "Special Policemen" of the Code of the Township of Hillsborough, is hereby repealed in its entirety.

**BE IT FURTHER ORDAINED** that this Ordinance shall take effect as provided by law.

Mayor DelCore stated that last fall at the September 25, 2013 Township Committee Meeting, the Township recognized the efforts of our Special Police with a presentation of a proclamation in honor of their service.

Mayor DelCore thanked them all again for their service to the community and wish them well in all of their future endeavors.

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

Upon motion by Deputy Mayor Tomson seconded by Committeeman Suraci, to close the public hearing, and adopt Ordinance 2013-01, the aforesaid resolution was unanimously approved upon call of the roll.

## INTRODUCTION OF NEW ORDINANCES

*None at this time*

### CONSIDERATIONS

**1. RESOLUTION AUTHORIZING MASER CONSULTING, P.A., TO PROVIDE PROFESSIONAL SERVICES ASSOCIATED WITH THE REVIEW, UPDATE AND CERTIFICATION OF THE TAX MAPS OF THE TOWNSHIP OF HILLSBOROUGH, IN AN AMOUNT NOT TO EXCEED \$10,100.00, PURSUANT TO MASER'S PROPOSAL DATED FEBRUARY 18, 2013**

**WHEREAS**, on January 3, 2013, as a result of the fair and open procurement process, N.J.S.A. 19:44A-20.4-5 et seq., Maser Consulting, P.A., was awarded a professional services contract designating Maser Consulting, P.A., as the Township of Hillsborough Engineer; and

**WHEREAS**, there is now the necessity for professional engineering services; namely, to perform professional services associated with the review, update and certification of the tax maps of the Township of Hillsborough, in an amount not to exceed \$10,100.00, as described in a proposal from Maser Consulting, P.A., dated February 18, 2013.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that Maser Consulting, P.A., is authorized to perform professional services outlined in its proposal, dated February 18, 2013., in an amount not to exceed \$10,100.00, for the review, update and certification of the tax map of the Township of Hillsborough.

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

1. The Mayor and Township Clerk are hereby authorized to execute an amendment to the Professional Services Contract with Maser Consulting, P.A., for these services in an amount not to exceed \$10,100.00.
2. This Amended Contract is awarded, as a result of the Fair and Open Selection Process as "Professional Services" in accordance with N.J.S.A. 40A:11-5(1)a of the Local Public Contracts Law and the New Jersey Local Unit Pay to Play Law (N.J.S.A. 19:44A-20.4-5 et seq.) because these services will be performed by persons authorized by law to practice a recognized profession, whose practice is regulated by law, the performance of which service requires knowledge of an advance type in a field of learning acquired by a prolonged formal course of specialized instructions as distinguished from general academic instruction or apprenticeship and training.
3. The Mayor and Township Clerk are hereby authorized to execute an amendment to the "Professional Services", with Maser Consulting, P.A., for these services.
4. A notice of this action shall be printed once in the official Township newspaper.

Mayor DelCore stated that this resolution authorizes an amendment to the existing contract with Maser Consulting to include the review, update and certify the tax maps for the Township.

Mayor DelCore added that this update is necessary to include the 206 bypass and other areas newly developed and must be certified by a licensed surveyor before the tax maps are finalized.

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

**2. RESOLUTION SUPPORTING THE IMPLEMENTATION OF “ONE SEAT RIDE SERVICE” ON THE RARITAN VALLEY RAIL LINE**

**WHEREAS**, the Raritan Valley Rail Coalition Board of Trustees has presented to municipal, county and state officials, economic development representatives, private non and not for profit representatives, and private citizens the opportunity to support “One Seat Ride Service” on the Raritan Valley Line; and

**WHEREAS**, NJ Transit is currently testing dual powered locomotives that would offer the Raritan Valley and other rail lines a one seat ride option into Manhattan indicating an economic benefit to municipalities; and

**WHEREAS**, the Township of Hillsborough is in support of a one seat ride service being implemented on the Raritan Valley Line.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, supports “One Seat Ride Service” implementation on the Raritan Valley Rail Line.

**BE IT FURTHER RESOLVED** that a copy of this Resolution be sent to the Raritan Valley Rail Coalition Board of Trustees and NJ Transit.

Mayor DelCore stated that the Raritan Valley Rail line currently offers service that terminates at Newark Penn Station and riders destined for midtown Manhattan via New York Penn Station must transfer trains in Newark.

Mayor DelCore added that the Raritan Valley Rail Coalition has been an advocate for one seat ride service (ie. Direct Service) to midtown for quite some time and this resolution lends supports to that initiative. One seat ride service along the Raritan Valley line would reduce travel time for commuters and ultimately increase home values in those areas that are in proximity to the rail line. Mayor DelCore announced the other towns along the Raritan Valley Line who have already showed support of this initiative include Garwood, Bound Brook, Cranford, Fanwood and Dunellen. Manville, similar to Hillsborough, in being on the West Trenton line has also ushered support of this initiative.

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

**3. RESOLUTION AUTHORIZING A SETTLEMENT OF ALLEGED ZONING VIOLATIONS BY COPART OF CONNECTICUT, INC., AND HERCULES ENTERPRISES, LLC**

**WHEREAS**, the Township of Hillsborough Zoning Officer issued seven (7) Municipal Court summons to CoPart of Connecticut, Inc., Hercules Enterprises, LLC, and their respective employees for alleged zoning violations; and

**WHEREAS**, the Municipal Court summons are contested; and

**WHEREAS**, the Township, CoPart and Hercules reached a resolution of the Municipal Court summons, including an agreement that the alleged zoning violations would be corrected by March 29, 2013; and

**WHEREAS**, the Township Committee believes it to be in the best interest of the residents of the Township it authorizes the Mayor and Township Clerk to sign the attached Settlement Agreement.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the Mayor and Township Clerk are hereby authorized to sign the attached Settlement Agreement.

Mayor DelCore stated that there were a series of alleged zoning violations issued against CoPart of Connecticut, Inc., and Hercules Enterprises, LLC, for the unauthorized storage of vehicles at 321 Valley Road, in Hillsborough.

Mayor DelCore added that CoPart and Hercules contested and appealed those summonses and as part of resolving those summonses and appeals, CoPart and Hercules agreed to pay a fine to the Township and remove all vehicles stored by CoPart at the property by March 29, 2013. This Resolution authorizes the Mayor and Clerk to sign a Settlement Agreement resolving this matter.

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

**4. RESOLUTION RATIFYING AND CONFIRMING THE RETIREMENT OF SGT. ROBERT FLAHERTY, OF THE HILLSBOROUGH POLICE DEPARTMENT, EFFECTIVE FEBRUARY 1, 2013**

**WHEREAS**, Robert Flaherty was employed by the Township of Hillsborough as a Sergeant in the Police Department; and

**WHEREAS**, Robert Flaherty submitted his retirement of the position of Sergeant to the Chief of Police, effective February 1, 2013.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey hereby accepts the retirement of Robert Flaherty, effective February 1, 2013.

Mayor DelCore stated that Hillsborough Township thanks Sergeant Robert Flaherty for his 25 years of dedicated service to the Township and wish him well in his retirement.

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

**5. RESOLUTION AUTHORIZING MASER CONSULTING, P.A., TO PROVIDE PROFESSIONAL SERVICES ASSOCIATED WITH THE PREPARATION OF AN OFFSITE DOWNSTREAM STORMWATER SYSTEM ANALYSIS, IN AN AMOUNT NOT TO EXCEED \$18,830.00, PURSUANT TO THEIR PROPOSAL DATED FEBRUARY 12, 2013**

**WHEREAS**, on January 3, 2013, as a result of the fair and open procurement process, N.J.S.A. 19:44A-20.4-5 et seq., Maser Consulting, P.A., was awarded a professional services contract designating Maser Consulting, P.A., as the Township of Hillsborough Engineer; and

**WHEREAS**, there is now the necessity for professional engineering services; namely, to perform professional services associated with the preparation of an offsite downstream analysis, in an amount not to exceed \$18,830.00, pursuant to their proposal dated February 12, 2013; and

**WHEREAS**, the Chief Financial Officer has certified that the funds for this work are available from Account No. C-04-52-200-014, developer contributions, and will not result in the expenditure of taxpayer funds.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that Maser Consulting, P.A., is authorized to perform professional services outlined in its proposal, dated February 12, 2013, in an amount not to exceed \$18,830.00, for the preparation of an offsite downstream analysis.

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

1. The Mayor and Township Clerk are hereby authorized to execute an amendment to the Professional Services Contract with Maser Consulting, P.A., for these services in an amount not to exceed \$18,830.00.

2. This Amended Contract is awarded, as a result of the Fair and Open Selection Process as “Professional Services” in accordance with N.J.S.A. 40A:11-5(1)a of the Local Public Contracts Law and the New Jersey Local Unit Pay to Play Law (N.J.S.A. 19:44A-20.4-5 et seq.) because these services will be performed by persons authorized by law to practice a recognized profession, whose practice is regulated by law, the performance of which service requires knowledge of an advance type in a field of learning acquired by a prolonged formal course of specialized instructions as distinguished from general academic instruction or apprenticeship and training.
3. The Mayor and Township Clerk are hereby authorized to execute an amendment to the “Professional Services”, with Maser Consulting, P.A., for these services.
4. A notice of this action shall be printed once in the official Township newspaper.

Mayor DelCore stated that this resolution authorizes an amendment to the previously awarded professional services contract to Maser Consulting for their proposal dated February 12, 2013. As part of the conditions of the Planning Board approval for the Colonial Square Subdivision, an escrow account was established to be used towards downstream study and improvements to the Riverview Terrace Storm Water System.

Mayor DelCore added that the issue is the deterioration of the downstream open concrete channels in the area near Surrey Drive.

Mayor DelCore stated that Maser Consulting would conduct a downstream study and an improvement analysis as part of their Township Engineer yearly contract to determine the most cost effective remediation utilizing the contribution escrow. It is important to note that the funds for this analysis are from the developer contributions escrow account and not taxpayer dollars.

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

**6. RESOLUTION APPROVING THE REQUEST FROM RYAN HOMES FOR RELEASE OF PERFORMACNCE GUARANTEE ESCREOW IN THE AMOUNT OF \$250,000.00**

**WHEREAS**, on January 30, 2013, Ryan Homes posted, as a Performance Guarantee Escrow, with the Township of Hillsborough, a check in the sum of \$250,000.00 to satisfy Condition 12 of the January 10, 2013 Planning Board Resolution, namely, to provide at least four (4) affordable units within the Township; and

**WHEREAS**, a request has been received from Ryan Homes for the release of Performance Guarantee Escrow; and

**WHEREAS**, the Township Planner certifies that Condition 12 of the Planning Board Resolution has been satisfied; and

**WHEREAS**, the Township Planner recommends that the Township Committee take action to release the \$250,000.00 Performance Guarantee Escrow because Condition 12 has been satisfied.

**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 Township Planner be and hereby is accepted and approved, and that the Performance Guarantee Escrow be released.

Mayor DelCore stated that Ryan Homes was required to post a performance guarantee in the form of escrow to satisfy Condition 12 of the January 10, 2013 Planning Board Resolution. The condition required them to provide at least four affordable housing units within Hillsborough Township.

Mayor DelCore added that as part of a previous approval by the Township, Ryan Homes, under an agreement with SERV, has purchased a home in Hillsborough that will serve as a home for disable adults. As part of the Planning Board approval, the home will have a deed restriction requiring it to be a four bedroom group home for developmentally disabled adults.

Mayor DelCore stated that the escrow was to ensure that all requirements of the Planning Board resolution would be met. The requirement has been satisfied and as such, this resolution authorizes the release of the escrow.



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

**CONSENT**

**1. RESOLUTION AUTHORIZING THE SUBMISSION OF THE HILLSBOROUGH TOWNSHIP 2012 RECYCLING TONNAGE GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**WHEREAS**, the Mandatory Source Separation and Recycling Act, P.L. 1987, C. 102, established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

**WHEREAS**, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, a resolution authorizing the municipality to apply for the 2012 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey hereby endorses the submission of the 2012 recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Dr. Glen Belnay to ensure that the application is timely and properly filed; and

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

**2. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS IN THE AMOUNT OF \$48,158.46 (total properties 23)**

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee, of the Township of Hillsborough, County of Somerset, State of New Jersey, the Tax Collector is hereby authorized to refund said amounts to the property owners; Total, \$48,158.46, properties, 23.

<b>Block</b>	<b>Lot</b>	<b>Name</b>	<b>Amount</b>	<b>Qtr</b>	<b>Year</b>
163.21	1238	Gnirrep, William E.	1,211.62	1 <sup>st</sup>	2013
151.09	172	Gerald J. Kelly, Esq.	2,393.31	1 <sup>st</sup>	2013
140.01	58	Lereta, LLC	642.98	1 <sup>st</sup>	2013
178	13.73	Lereta, LLC	1,598.13	1 <sup>st</sup>	2013
205.30	37	Lereta, LLC	4,103.29	1 <sup>st</sup>	2013
205.14	10	QBE First Property Tax Solutions	3,743.35	1 <sup>st</sup>	2013
151	12.117	Wells Fargo Real Estate Tax Service, LLC	2,007.35	1 <sup>st</sup>	2013
145.03	38	Corelogic Real Estate Tax Service	1,661.93	1 <sup>st</sup>	2013
145.06	6	Corelogic Real Estate Tax Service	5,128.84	1 <sup>st</sup>	2013

151.09	208.10	Corelogic Real Estate Tax Service	3,229.47	1 <sup>st</sup>	2013
153.05	22083	Corelogic Real Estate Tax Service	1,191.12	1 <sup>st</sup>	2013
153.09	3201	Corelogic Real Estate Tax Service	1,232.65	1 <sup>st</sup>	2013
160	13	Corelogic Real Estate Tax Service	444.38	1 <sup>st</sup>	2013
163.21	8.24	Corelogic Real Estate Tax Service	1,358.35	1 <sup>st</sup>	2013
163.21	1281	Corelogic Real Estate Tax Service	1,212.16	1 <sup>st</sup>	2013
174.04	63	Corelogic Real Estate Tax Service	1,995.17	1 <sup>st</sup>	2013
175.08	15	Corelogic Real Estate Tax Service	2,579.58	1 <sup>st</sup>	2013
178	13.27	Corelogic Real Estate Tax Service	1,536.11	1 <sup>st</sup>	2013
180.04	10	Corelogic Real Estate Tax Service	3,433.81	1 <sup>st</sup>	2013
180.09	62	Corelogic Real Estate Tax Service	485.91	1 <sup>st</sup>	2013
203.07	9	Corelogic Real Estate Tax Service	2,632.53	1 <sup>st</sup>	2013
203.09	13	Corelogic Real Estate Tax Service	2,300.28	1 <sup>st</sup>	2013
204.03	11	Corelogic Real Estate Tax Service	2,036.14	1 <sup>st</sup>	2013

Upon motion by Deputy Mayor Tomson, seconded by Committeeman Burchette, the consent agenda was unanimously approved upon call of the roll.

#### CLAIMS LISTS

Mayor DelCore presented Claims Lists 2013-05.

Upon motion by Committeeman Burchette, seconded by Committeewoman McCauley, Claims List 2013-05 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) *Property Acquisition:*
    - i. *Barbara Lipani, Block 199, Lot 11.01*
    - ii. *Davids Lane, Block 171, Lot 112.02*
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 Suraci seconded by Deputy Mayor Tomson, the aforesaid resolution was unanimously approved upon call of the roll.

Committeeman Suraci motioned to reopen the public meeting after the executive session adjourned. The motion was seconded by Committeewoman McCauley, and was unanimously approved upon call of the roll.

**ADJOURNMENT**

Upon motion by Committeeman Suraci, seconded by Committeewoman McCauley, the meeting duly adjourned at 8:27p.m. Said motion was carried unanimously upon voice vote.

Attested:

Pamela Borek  
Township Clerk