

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 Greg Burchette, Committeewoman Gloria McCauley, Committeeman Carl Suraci, Deputy Mayor Doug Tomson and Mayor Frank DelCore. Also, in attendance were Township Attorney Albert Cruz, Township Clerk Pamela Borek and Township Administrator Anthony Ferrara.

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 April 9, 2013.

APPROVAL OF MINUTES

Approval of the February 26, 2013 Regular Session Minutes

Upon motion by Committeeman Burchette, seconded by Committeewoman McCauley, the minutes of the February 26, 2013 Regular Session Minutes were approved upon the call of the roll.

Abstain-Deputy Mayor Tomson

Approval of the March 12, 2013 Regular Session Minutes

Upon motion by Deputy Mayor Tomson, seconded by Committeewoman McCauley, the minutes of the March 12, 2013 Regular Session Minutes were approved upon the call of the roll.

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

Committeeman Burchette

Committeeman Burchette announced the First Business Summit was held on March 27th. Presentations by the regulatory departments geared for obtaining proper permits for owning and operating a business were the main purpose.

Committeeman Burchette stated the Shop Hillsborough Program, is a new and exciting state of the art program to promote local shopping as well as residents earning property tax rebates. Committeeman Burchette stated this initiative by Economic and Business Development Commission will be presented to Hillsborough merchants during a series of informational sessions to be presented April 22nd and April 23rd.

Committee Burchette reported the Rotary Club of Hillsborough has three two thousand dollar scholarships available to college bound Hillsborough high school students. Applications are available at the high school guidance office.

Committeewoman McCauley

Committeewoman McCauley reminded everyone that the 4th Annual Community Clean Up Day in observance of Earth Day will be held on Saturday, April 20st from 9-12. It will take place at the PID property at 29 East Mountain Road next to Foothill Acres. Please email Buck Sixt at bsixt@hillsborough-nj.org.

Committeeman Suraci

Committeeman Suraci highlighted an upcoming Hillsborough Library Program that is in conjunction with a Proclamation for this evening regarding National Autism Awareness Month . On April 17th at 7 pm there will be a presentation of the documentary film “Touched by Autism”. It will be presented by Tori Wargo, a Triangle School Elementary School Teacher.

Deputy Mayor Tomson

Deputed May Tomson reported that it is Wildfire season. In New Jersey there have already been 230 wildfires reported this year. Deputy Mayor Tomson reminded residents take care of cigarettes or any other issues that may cause a fire. 99% of all wildfires are caused by humans and if you get a chance please visit njwildfires.org to make sure we keep our community safe.

Mayor DelCore

Mayor DelCore announced that after thoughtful consideration the polling locations for the Township have been realigned and approval was received from the County Board of Elections. Polling locations will no longer include any Township Elementary Schools, nor the Auten Road Intermediate School. Mayor DelCore reported that the polling locations are as follows:

Neshanic Reformed Church
Woods Rood Firehouse
Mary, Mother of God Church
Hillsborough High School (Library)
Hillsborough Middle School
And the Peter J. Biondi Building here at the Municipal Complex.

Mayor DelCore stated that the new polling locations will be in effect for the upcoming June Primary and urged all residents to carefully check the sample ballots that will be coming in the mail prior to the Primary.

Mayor DelCore stated polling locations by voting district will be posted on the Township’s website shortly.

Operation Secure Shred

Mayor DelCore stated that Operation Secure Shred 2012 was a huge success with over 160,000 pounds of material collected from approximately 2,650 consumers at 11 shredding events throughout Somerset County.

Mayor DelCore announced the 2013 Shredding events are about to get underway with the kick off being on Saturday, April 20th at the Somerset County Public Works facility located at 410 Roycefield Road, Hillsborough, from 9am until 1pm. Mayor DelCore reminded residents to protect their identity and take advantage of these free shredding events. Visit the Township website for more information and stay tuned to the Friday eNewsletter for more details.

Daisy Troop

Mayor DelCore thanked Daisy Troop 61203 for the opportunity to meet with them and share a bit about local government.

PROCLAMATIONS

Proclamation declaring April as Child Abuse Prevention and Awareness Month

WHEREAS, the maltreatment, abuse and neglect of children is a significant social problem that damages children physically, mentally and emotionally and inflicts immeasurable harm on society as a whole and all children deserve to be nurtured, protected and free from physical or emotional harm; and

WHEREAS, the State of New Jersey and the Department of Children and Families believe that strong, healthy families are the best place to raise children; and

WHEREAS, the State of New Jersey is committed to building a continuum of community-based child abuse prevention and intervention programs that are culturally competent, strength-based and family-centered; and

WHEREAS, the New Jersey Department of Children and Families embraces the Standards for Prevention Programs developed by the New Jersey Task Force on Child Abuse and Neglect; and

WHEREAS, all sectors of the community, including law enforcement, medical professionals, schools, courts and media outlets, as well as numerous public and private agencies, have joined forces to promote public awareness and community involvement in strengthening families during the month of April and continuing throughout the year.

NOW, THEREFORE, BE IT PROCLAIMED that we, the Mayor and the members of the Hillsborough Township Committee, do hereby recognize, April as Child Abuse Prevention and Awareness Month.

**APRIL 2013
AS
CHILD ABUSE PREVENTION AND AWARENESS MONTH**

in New Jersey, and urge our residents to become involved in efforts aimed at strengthening families and communities and preventing our children from being abused and neglected.

Proclamation declaring April as National Autism Awareness Month

WHEREAS, Autism Spectrum Disorder (ASD) represents a broad group of disorders that vary widely from mild to severe, and is characterized by difficulty with social interactions, communication, severely limited interests and repetitive behaviors; and

WHEREAS, Autism is currently estimated to affect 1 in every 49 people nationally, numbers rising from the 1 in 88 last year, with rates in New Jersey being one of the highest in the nation; and

WHEREAS, Autism is said to affect boys four times more than girls and knows no racial, ethnic or social boundaries, and neither income, lifestyle, nor education affects the occurrence; and

WHEREAS, a single specific cause of autism is not known, but current research links it to biological or neurological differences in the brain, as well as environmental assaults and neurotoxins. Outdated theories and myths have been proven false, such as autism being a mental illness, or any fault of the mother; and

WHEREAS, accurate, early diagnosis and the resulting appropriate education and interventions are vital to the growth and development of the individual; and

WHEREAS, the diagnosis of autism is not reserved for the individual affected by it, but that the entire family; and

WHEREAS, organizations and individuals such as Autism New Jersey, Autism Speaks, Beth Baldwin, Governor Chris Christie, Lt. Governor Kim Guadagno, Assemblywoman Donna Simon, Paul Gubitosi Charitable Foundation, Chief Paul Kaminsky & the Hillsborough Police Department, Hillsborough Board of Education's Special Services Department, Hillsborough Department of Parks & Recreation, Hillsborough Rescue Squad, Hillsborough Volunteer Fire Companies No.1, No.2, and No.3, Organization for Autism Research (OAR), Somerset County Sheriff's Department, UNICO of Hillsborough, and Knights of Columbus enhance awareness throughout our community; and

WHEREAS, these groups and individuals also help fund research, offer resources and opportunities to those affected by Autism and educate families, professionals, and the general public to better understand this lifelong disability.

NOW, THEREFORE, BE IT PROCLAIMED, that we, the Mayor and Township Committee of the Township of Hillsborough hereby declare April as National Autism Awareness Month and vow to continue to support programs dedicated to Hillsborough's special needs community.

APRIL 2013
AS
AUTISM AWARENESS MONTH

in New Jersey, and encourage our residents to become educated and informed about programs, services and opportunities to support individuals with autism.

Proclamation declaring April 14th through April 20th, 2013 as National Library Week

WHEREAS, librarians are the heart of their communities, campuses and schools; and

WHEREAS, librarians work to meet the changing needs of their communities, including providing resources for everyone and bringing services outside of library walls; and

WHEREAS, libraries and librarians bring together community members to enrich and shape the community and address local issues; and

WHEREAS, librarians are trained, tech-savvy professionals, providing technology training and access to downloadable content like e-books; and

WHEREAS, libraries offer programs to meet community needs, providing residents with resume writing classes, 24/7 homework help and financial planning services to teens applying for student loans and to older adults planning their retirement; and

WHEREAS, libraries continuously grow and evolve in how they provide for the needs of every member of their communities; and

WHEREAS, libraries, librarians, library workers and supporters across America are celebrating National Library Week.

NOW, THEREFORE, BE IT PROCLAIMED, that we, the Mayor and Township Committee of the Township of Hillsborough, hereby proclaim April 14-20, 2013 as National Library Week.

BE IT FURTHER PROCLAIMED that we encourage all residents to visit the Hillsborough Public Library the week of April 14th to take advantage of the wonderful library resources available and thank the library and its workers for making information accessible to all who walk through the doors.

Proclamation honoring Roberta Henry as Hillsborough School District Teacher of the Year and Hillsborough High School's Teacher of the Year for 2013

WHEREAS, Hillsborough Township resident Roberta Henry has been recognized by the Somerset County as, Hillsborough's Teacher of the Year;

WHEREAS, Ms. Henry was honored as this year's Hillsborough School District Teacher of the Year and Hillsborough High School's Teacher of the Year; and

WHEREAS, Ms. Henry instructs family and consumer science at Hillsborough High School; and

WHEREAS, Ms. Henry has taught in Hillsborough schools since 1996, and for the past 12 years, Ms. Henry has also taught self-contained special education students a course in independent living; and

WHEREAS, under Ms. Henry's vision and leadership her preschool class is participating in the second phase of the district's student 1-to-1 pilot computer program.

NOW, THEREFORE, BE IT PROCLAIMED by the Mayor and Township Committee of the Township of Hillsborough that Ms. Roberta Henry is hereby recognized for her leadership who possess a talent for inspiring a love of learning in students of all backgrounds and abilities in our community.

BE IT FURTHER PROCLAIMED that we join the Somerset County Commission on the Status of this year's Hillsborough School District Teacher of the Year and Hillsborough High School's Teacher of the Year in saluting Ms. Roberta Henry and thank her for all her work.

Proclamation honoring the 30th Anniversary of the Raritan Valley Symphonic Band

WHEREAS, the Raritan Valley Symphonic Band is celebrating its 30th Anniversary with a concert to be held on Sunday, April 21st at Bridgewater-Raritan High School; and

WHEREAS, the Raritan Valley Symphonic Band was founded in 1983 in Hillsborough by Dr. Anthony Isch, a Trenton State College music professor; and

WHEREAS, the Raritan Valley Symphonic Band has grown from a six-piece band to an 85 member symphonic wind ensemble, acclaimed as one of New Jersey's premier community musical groups; and

WHEREAS, the Raritan Valley Symphonic Band provides area musicians, amateur and professional, the opportunity to bring quality, live music to thousands of residents each year; and

WHEREAS, the Raritan Valley Symphonic Band supports music education through free masters classes for students with prominent artists and offers opportunities for outstanding young musicians to perform; and

WHEREAS, the Raritan Valley Symphonic Band, for three decades, has enhanced the cultural and artistic fabric 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 the Raritan Valley Symphonic band in the celebration of its 30th Anniversary and wish the best for its future as a valued part of our community.

APPOINTMENTS

Appointment of Marian Fenwick to the Open Space Advisory Commission, Seat #8, term ending 12-31-15

Approval of the Appointment of Marian Fenwick

Upon motion by Committeeman Suraci, seconded by Committeewoman McCauley approved upon the call of the roll.

NEW BUSINESS

None at this time

PUBLIC COMMENT ON NEW BUSINESS AND MATTERS NOT ON THE AGENDA

None at this time

PUBLIC HEARINGS

Mayor DelCore stated the public hearing on the following ordinance was held on March 19, 2013. Upon the recommendation of the Assistant Township Engineer and the Township Attorney, the vote was carried until this evening. All items have been reviewed and approved and at this time we will proceed with the vote on Ordinance 2013-09:

2013-09 AN ORDINANCE AUTHORIZING ACCEPTANCE OF CONSERVATION, DRAINAGE AND SIGHT TRIANGLE EASEMENTS FROM TOLL NJ III, L.P., ON PORTIONS OF BLOCK 145.08, LOTS 1, 7, 8, 9, AND 10; BLOCK 145.09, LOTS 1, 6, 15, 18, 19, 33, 34, 35, 42 AND 43; BLOCK 145.10, LOT 1; AND BLOCK 145.11, LOT 1.

WHEREAS, the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, wishes to accept Conservation, Drainage and Sight Triangle Easements, dated January 18, 2013, conveyed to the Township by Toll NJ III, L.P.; and

WHEREAS, the Township Committee wishes to accept a Conservation Easement for a portion of Block 145.08, Lot 10; and

WHEREAS, the Township Committee wishes to accept a Drainage Easement for a portion of Block 145.08, Lots 8 and 9; and Block 145.09, Lot 6; and

WHEREAS, the Township Committee wishes to accept a Sight Triangle Easement for a portion of Block 145.08, Lots 1, 7, 10; Block 145.09, Lots 1, 15, 18, 19, 35, 42 and 43; Block 145.10, Lot 1; and Block 145.11, Lot 1; and

WHEREAS, the Township Attorney for the Township of Hillsborough reviewed the above Easements and finds them acceptable in all respects.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that it hereby authorizes acceptance of the above Easements attached hereto and directs its appropriate officials to execute and file such documents as may be necessary.

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

Upon motion by Committeeman Burchette seconded by Deputy Mayor Tomson, Ordinance 2013-09 was adopted, the aforesaid resolution was unanimously approved upon call of the roll.

INTRODUCTION OF NEW ORDINANCES

2013-10 AN ORDINANCE AMENDING CHAPTER 188 (DEVELOPMENT REGULATIONS), ARTICLE I (TITLE; PURPOSE; DEFINITIONS) AND ARTICLE IV (DESIGN AND PERFORMANCE STANDARDS) OF THE CODE OF THE TOWNSHIP OF HILLSBOROUGH, COUNTY OF SOMERSET, STATE OF NEW JERSEY, TO REVISE THE DEFINITION OF ACCESSORY BUILDING, STRUCTURE OR USE IN SECTION 188-3 AND TO AMEND SECTION 188-76A IN ORDER TO REVISE THE REQUIREMENTS FOR SOLAR ENERGY SYSTEMS

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 of the Code of the Township of Hillsborough shall be amended by revising the definition of Accessory Building, Structure or Use in Section 3 to read as follows:

ACCESSORY BUILDING, STRUCTURE OR USE- Subordinate to the principal building, structure or use and located on the same lot.

Section 2. Chapter 188 of the code of the Township of Hillsborough shall be amended by adding a new Section 76A(5) to read as follows:

(5) Solar energy systems, as defined herein, using both existing and experimental technologies, are included as permitted accessory buildings, structures or uses in conjunction with residential, commercial and industrial buildings, except that solar energy systems shall be considered a permitted use for all properties containing at least 20 acres that are located in all industrial districts. When not attached to the building or within the building footprint (known as ground mounted), solar energy systems in conjunction with residential, commercial and industrial buildings must meet all accessory use bulk requirements for the particular zone district in which the property is located and a minimum 50 foot landscaped buffer from any property line must be provided. Site plan review is required for any ground mounted solar energy system in conjunction with a commercial or industrial building. When attached directly to and positioned within the footprint of said structure, only the necessary building permits are required.

(6) A ground mounted solar energy system shall be a permitted accessory building, structure or use in conjunction with any farm subject to compliance with the following applicable requirements established by the State Agriculture Development Committee (SADC):

- (a) No more than 10 acres of a farm property are permitted to be covered by solar installation.**
- (b) For every one (1) acre in solar installation, five (5) acres must be in agriculture.**
- (c) There is a 2 megawatt cap for producing power from the solar installation.**
- (d) A Conservation Plan must be approved by the Soil Conservation District.**
- (e) A minimum buffer/setback of 100 feet must be provided from any solar installation to the property line. The required buffer shall consist of one of the following:**

[1]. Landscaped area at least ten (10) feet wide, including fencing or walls, as appropriate.

[2]. Landscaped berm at least three (3) feet in height.

(f) The maximum solar panel height shall be 20 feet.

(g) The noise generated by a solar installation shall not exceed 40 dBA at any property line.

(h) In addition, for any preserved farm, the solar installation must be sized to meet 110% of the previous calendar year's energy demand; the solar installation shall occupy no more than 1% of the entire farm and farmland assessment criteria must be met.

Any farm where a ground mounted solar energy system exceeds the SADC requirements, as provided above, is not permitted. In addition, a minimum 100 foot buffer to any property line shall be provided for all ground mounted solar energy systems located on any farm. The required buffer shall consist of one of the following:

[1]. Landscaped area at least ten (10) feet wide, including fencing or walls, as appropriate.

[2]. Landscaped berm at least three (3) feet in height.

(7) The following applies to all ground mounted solar energy systems:

(a) There is no impervious coverage requirement.

(b) A landscape plan is required for the buffer area.

(c) The property owner is responsible for the maintenance of the solar panels in the solar energy system installation, as well as the landscaped areas in conjunction with the solar energy system.

(d) The property owner is required to remove the solar energy system when no longer operational.

(e) Adequate emergency access shall be provided to and within the facility.

(f) Adequate security must be provided around the perimeter of the facility.

Section 3. Severability. 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 there from.

Section 4. Effective Date. This ordinance shall take effect immediately upon passage and publication according to law.

Mayor DelCore stated that presently, all roof and ground mounted solar energy systems are considered accessory uses in Hillsborough and the State Agriculture Development Committee (SADC) has recently adopted rules for permitting solar energy systems.

Mayor DelCore said the proposed ordinance makes a distinction between those ground mounted solar installations which constitute an accessory use and those which would otherwise not to be permitted in Hillsborough.

Mayor DelCore invited the Township Planner, Mr. Ringelheim, to provide further details on this ordinance.

Mr. Ringelheim reported ground mounting solar energy systems for residential, commercial, and industrial buildings are to be accessory uses as they are now, but they are to subject to compliance with bulk and buffer requirements which is a new requirement. Mr. Ringelheim said there are ground mounted energy systems for farms and that is a concern because if farms become solar farms they are not really serving the purpose intended. Mr. Ringelheim said if requirements are exceeded then solar farms are not permitted.

Mayor DelCore thanked Bob Ringelheim.

Committeewoman McCauley stated that solar energy is popular and it is important to have this in place because of all the open space and farms in Hillsborough. Committeewoman McCauley thanked Bob Ringelheim for pulling this all together.

Committeewoman McCauley moved that the aforesaid Ordinance be passed on first reading and that the Ordinance be further considered at a public hearing held on May 14, 2013 at 7:30 p.m. Said motion was seconded by Deputy Mayor Tomson and unanimously approved upon call of the roll.

**2013-11 ORDINANCE TO EXCEED THE 2013 MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)**

WHEREAS, the Local Government Cap Law, NJSA 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, NJSA 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Township Committee of the Township of Hillsborough, County of Somerset, finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to **\$808,574.59** in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, advisable and necessary; and

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as a cap exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Hillsborough, in the County of Somerset, a majority of the full authorized membership of this governing body affirmatively concurring that, in the CY 2013 budget year, the final appropriations of the Township of Hillsborough shall, in accordance with this ordinance and NJSA 40A:4-45.14, be increased by 3.5%, amounting to **\$808,574.59** and that the CY 2013 municipal budget for the Township of Hillsborough be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Mayor DelCore stated that under state budget law the unused portion of the appropriations cap, which is different than the tax levy cap, may be reserved to be available in the next two years.

Mayor DelCore said that each year since 2002 Hillsborough has been able reserve some appropriation authorization in the cap bank.

Mayor DelCore reported the cap bank has no impact on taxes.

Committeeman Suraci moved that the aforesaid Ordinance be passed on first reading and that the Ordinance be further considered at a public hearing held on May 14, 2013 at 7:30 p.m. Said motion was seconded by Committeewoman McCauley and unanimously approved upon call of the roll.

2013-12 AN ORDINANCE APPROPRIATING CERTAIN MONIES HELD BY THE TOWNSHIP OF HILLSBOROUGH, COUNTY OF SOMERSET, STATE OF NEW JERSEY

WHEREAS, there are funds available in the Hillsborough Township Capital Improvement Fund in the amount of \$348,252.00; and

WHEREAS, the following off-site contributions of \$75,000.00 have been received from various developers to be utilized for sidewalk improvements throughout the Township in accordance with Planning Board resolutions of approval; and

C-04-53-000-023	Paddocks	843.00
C-04-53-000-025	Pleasantview Farms	95.00
C-04-53-000-027	Raritan Hills	223.93
C-04-53-000-031	Rolling Meadows	520.00
C-04-53-000-035	Southgate III	600.00
C-04-53-000-040	Willows Landing	835.07
C-04-53-000-041	Winding Meadows	7,000.00
C-04-53-000-042	Larken	6,875.00
C-04-53-000-044	Hillsboro Industrial	13,500.00
C-04-53-000-048	Kar-Parts	6,765.00
C-04-53-000-050	Kindercare	7,800.00
C-04-53-000-051	Commerce	1,980.00
C-04-53-000-052	Sam Development	2,000.00
C-04-53-000-053	Vasquez	3,880.00
C-04-53-000-054	Stellar Academy	4,500.00
C-04-53-000-055	Foothill Estates	7,200.00
C-04-53-000-056	Copart of Conn.	9,780.00
C-04-53-000-059	Bryan Loniewski	603.00
Total		<u>75,000.00</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.	Battery Back-Up for Police Department	3,750.00
2.	Sidewalk Improvements	75,000.00
3.	Rechassis Ambulances (2)	310,000.00
4.	Pistols/Lights/Holsters for Police Department	26,302.00
5.	2 Defibrillators for Police Department	3,200.00
6.	Pipe/Electric Locator for Public Works	5,000.00
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		423,252.00
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NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the aforementioned sums are hereby appropriated.

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

Mayor DelCore states that this ordinance is for those necessary items recommended as high in priority by the Capital Planning Committee.

Mayor DelCore said that as a result of the diligence and efficiency of the Township's Engineering Department, road paving has been funded for by grants and other means and therefore that expense is not required to be part of this year's Capital Improvement Budget.

Mayor DelCore stated that key capital purchases in this year's ordinance include \$310,000 to re-chassis 2 ambulances and \$34,000 for police equipment.

Committeewoman McCauley moved that the aforesaid Ordinance be passed on first reading and that the Ordinance be further considered at a public hearing held on May 14, 2013 at 7:30 p.m. Said motion was seconded by Committeeman Burchette and unanimously approved upon call of the roll.

**2013-13 AN ORDINANCE AMENDING ORDINANCE 2012-20 ENTITLED
"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
\$323,503.00 IN AND FOR THE TOWNSHIP OF HILLSBOROUGH"**

WHEREAS, there are funds available in the Ordinance 2012-20; and

WHEREAS, the Ford F450 4WD Mason Dump/Plow is no longer available under State Contract; and

WHEREAS, there is a need and availability under State Contract for an equivalent vehicle with accessories for the Parks Department for which these funds may be used; and

WHEREAS, this equivalent vehicle with accessories will not exceed the balance of \$40,000.00 available in Ordinance 2012-20 for these purposes; and

WHEREAS, the GMC 2500 Extend Cab 4WD Utility/Plow is no longer available under State Contract; and

WHEREAS, there is a need and availability under State Contract for an equivalent vehicle with accessories for the Parks Department for which these funds may be used; and

WHEREAS, this equivalent vehicle with accessories will not exceed the balance of \$35,000.00 available in Ordinance 2012-20 for these purposes, and

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 DelCore stated that this ordinance amends last year's capital ordinance as a result of items no longer available under state contract for purchase. There is no increase in the cost of the vehicles to be purchased.

Deputy Mayor Tomson moved that the aforesaid Ordinance be passed on first reading and that the Ordinance be further considered at a public hearing held on May 14, 2013 at 7:30 p.m. Said motion was seconded by Committeewoman McCauley and unanimously approved upon call of the roll.

2013-14 AN ORDINANCE AMENDING CHAPTER 188 (DEVELOPMENT REGULATIONS), ARTICLE I (TITLE; PURPOSE; DEFINITIONS) OF THE CODE OF THE TOWNSHIP OF HILLSBOROUGH, COUNTY OF SOMERSET, STATE OF NEW JERSEY, TO AMEND ARTICLE V (DISTRICTS AND STANDARDS) IN ORDER TO REVISE THE PERMITTED ACCESSORY USES IN THE MZ DISTRICT AS CONTAINED IN SECTION 188-99.4 C

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

Section 1. Amend Chapter 188 of the Code of the Township of Hillsborough by revising Section 99.4 C(3) to read as follows:

(3) Garages, storage sheds, tennis courts and swimming pools for single-family homes, and uses customarily associated with the above uses, provided that such accessory uses are subordinate to the principal use, do not change the character of the principal use and serve only the principal use.

Section 2. Severability. 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 there from.

Section 3. Effective Date. This ordinance shall take effect immediately upon passage and publication according to law.

Mayor DelCore stated that the proposed ordinance is to permit some common accessory uses in the MZ district such as swimming pools, which are not presently permitted, but are common in all residential zones.

Mayor DelCore stated that the Township Planner, Mr. Ringelheim will provide further details on this ordinance.

Mr. Ringelheim stated this is a common sense ordinance. Mr. Ringelheim stated that accessory uses in the MZ district like swimming pools and tennis courts and some other specific permitted accessory uses in other residential zones were omitted and this ordinance does not change any other provisions affecting grandfathering, lot sizes or impervious coverage.

Committee Suruci wanted Bob Ringelheim to clarify what MZ stood for. Mr. Ringelheim stated that it stood for Mountain Zone.

Committeewoman McCauley moved that the aforesaid Ordinance be passed on first reading and that the Ordinance be further considered at a public hearing held on May 14, 2013 at 7:30 p.m. Said motion was seconded by Committeeman Suraci and unanimously approved upon call of the roll.

Municipal Budget

Mayor DelCore stated that the 2013 Municipal Budget Presentation was next on the agenda. Mayor DelCore reported that once again, preparation of the budget created a rigorous challenge to the Township Committee's goals of minimizing the impact on taxpayers, while providing the Township Departments with the funds necessary to deliver needed and expected services for our residents.

Mayor DelCore stated that the CFO, Nancy Haberle, will be making a presentation on the budget details after which he would provide some comments and would also call upon the Finance Chairs, Committeeman Suraci and Committeeman Burchette for comment.

Mayor DelCore thanked the finance team, led by Ms. Haberle, along with Administrator Ferrera and the Finance Chairs for their hard work and diligence on the budget.

Mayor DelCore invited Ms. Haberle to begin the budget presentation.

Nancy Haberle – CCFO, CMFO, CTC, RPPO

CFO, Ms. Haberle presented the 2013 Municipal Budget in a powerpoint presentation.

Ms. Haberle stated that there were no exceptions taken in order to balance the budget.

Ms. Haberle said that departments continue to freeze and operate at or below spending levels of previous years and 56 line items are still frozen or reduced.

Ms. Haberle announced that there will be a public hearing on May 14th.

Ms. Haberle stated that this presentation and information is available on the Township website.

Mayor DelCore thanked Ms. Haberle for her presentation.

Mayor DelCore stated that balancing the municipal budget is never an easy task, but this budget, with spending held to below the 2008 levels, continues the approach of managing the Township's spending in a fiscally responsible way. Mayor DelCore said he is very proud of the fact that we spend less today than we did when he took office in 2008.

Mayor DelCore said that as noted by Ms. Haberle, this budget is under the 2% levy cap, and results in a 1.6% increase in the Municipal tax as compared to 2012. Mayor DelCore reported that the key cost drivers in this year's budget include increases in contractual wages and salaries, capital spending and healthcare costs.

Mayor DelCore stated another key point in our fiscal philosophy is to minimize tax impacts by keeping any tax increase at or below the state cap. Mayor DelCore stated that the Township stood our ground and said a resounding NO to using the exception loopholes to raise taxes above the 2% cap. Mayor DelCore said the tax levy is more than \$550,000 less than allowable by law, based upon our ongoing commitment not to take any exception loopholes.

Mayor DelCore stated that although state aid has remained flat for the last several years, the overall revenue base continues to be negatively impacted by the elimination of the return of Energy Tax Receipts to municipalities by the state, amount totals roughly \$620,000.

Mayor DelCore said the net result of this budget is that the municipal tax rate will increase ½ cent per \$100 of property valuations from 30.9 cents to 31.4 cents. The average homeowner will see only a \$19 increase for the municipal portion of their property tax.

Mayor DelCore said it is laudable that Hillsborough operates a 54 square mile municipality with just under 14% of the total property tax bill.

Mayor DelCore thanked the Finance Committee members Committeemen Suraci and Burchette, along with CFO, Ms. Nancy Haberle and Administrator Ferrera for their hard work on this year's budget.

Committeeman Greg Burchette stated the Finance Committee doing an amazing job for this year as well as previous years.

Deputy Mayor Tomson thanked everyone for working on the budget. Deputy Mayor Tomson said it was amazing to have only 1.6% increase.

Committeewoman McCauley stated that she had worked on finance committee in the past and also praised Nancy Haberle on her hard work as well as the finance team this year.

Committeeman Suraci thanked Committeeman Burchette for being Co-Chair of the Finance Committee. Committeeman Suraci highlighted a few things: the cumulative loss of energy tax receipts, which has been since 2010, and cumulatively totals approximately \$2.5 million while expenses continue to rise. Committeeman Suraci stated that energy tax receipts is really a tax relief. Committeeman Suraci pointed out the philosophy of the cap exceptions; it is hundreds of thousands of dollars and over the past few years would be an increase of a couple of million of dollars to the residents. Committeeman Suraci also thanked Nancy Haberle and everyone for their efforts.

RESOLUTION AUTHORIZING THE 2013 MUNICIPAL BUDGET TO BE READ BY TITLE ONLY

WHEREAS, pursuant to N.J.S.A. 40A:4-8, as amended by Chapter 78, P.L. 1964, the municipal budget as advertised, may be read as its title at the public hearing, a complete copy of the approved budget, as advertised, shall be posted, in the principal municipal building, and is made available to each person requesting the same, during said week and during the public hearing; and

WHEREAS, the Township Committee of the Township of Hillsborough hereby determines that the above conditions have been met.

NOW, THEREFORE, BE IT RESOLVED that the 2013 municipal budget shall not be read in full, but by its title only.

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

RESOLUTION AUTHORIZING THE INTRODUCTION OF THE 2013 MUNICIPAL BUDGET AND SETTING THE PUBLIC HEARING FOR MAY 14, 2013

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 introduction of the 2013 Municipal Budget and sets the public hearing for May 14, 2013.

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

CONSIDERATIONS

1. RESOLUTION AWARDED THE CONTRACT FOR THE “2013 TUB GRINDING AND REMOVAL OF LARGE VEGETATIVE WASTE FROM THE HILLSBOROUGH TOWNSHIP AUTEN ROAD FACILITY” TO BRITTON INDUSTRIES, INC., IN AN AMOUNT NOT TO EXCEED \$114,900.00

WHEREAS, sealed bids were opened and read on March 20, 2013, at 10:00 AM which was the time and place provided for in the Invitation to Bid entitled “2013 Tub Grinding and Removal of Large Vegetative Waste from the Hillsborough Township Auten Road Facility”;
in accordance with the Local Public Contracts Law; and

WHEREAS, the Township received five (5) bids ranging from \$114,900.00 to \$258,750.00 with the lowest bid from Britton Industries, Inc. from Lawrenceville, 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 Britton Industries, Inc.; and

WHEREAS, the Township Attorney has reviewed the bid package of Britton Industries, Inc., and finds it to be in conformance with the Local Public Contracts Law and the Township Instruction to Bidders; and

WHEREAS, funds are available and have been certified as such by the Chief Financial 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 “2013 Tub Grinding and Removal of Large Vegetative Waste from the Hillsborough Township Auten Road Facility” is made to Britton Industries, Inc., in an amount not to exceed \$114,900.00.
2. The Mayor and Township Clerk are hereby authorized to execute a contract which shall delineate within it all of the terms of this Resolution and the contract documents.
3. A notice of this action shall be printed in the official Township newspaper.

Mayor DelCore stated that in an effort to assist Township residents in the wake of Super Storm Sandy, the Auten Road Facility was accessible for the vast amount of storm debris. 30,000 cubic yards of vegetative waste has been deposited resulting in the need for tub grinding and removal of the debris from the facility.

Mayor DelCore stated that we are eligible for reimbursement of up to 75% of the cost of the project from FEMA. Mayor DelCore reported that sealed bids were sought and received on March 20, 2013 and Britton Industries was the most responsive and responsible bid received.

Mayor DelCore also stated that this resolution awards a contract be issued to Britton Industries for the tub grinding and removal of 30,000 cubic yards of vegetative debris from the Hillsborough Township Auten Road Facility.

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

2. RESOLUTION APPROVING THE MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE TOWNSHIP OF HILLSBOROUGH AND THE HILLSBOROUGH TOWNSHIP DPW TEAMSTERS LOCAL #469 FOR THE 2012– 2014 COLLECTIVE BARGAINING AGREEMENT AND AUTHORIZING THE MAYOR AND THE TOWNSHIP CLERK TO EXECUTE THE AGREEMENT ONCE IT IS DETERMINED TO BE ACCEPTABLE BY BOTH PARTIES

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that the attached Memorandum of Agreement between the Township of Hillsborough and the Hillsborough Township DPW Teamsters Local #469 for the 2012 – 2014 Collective Bargaining Agreement is hereby approved and the Mayor and the Township Clerk are authorized to execute the Collective Bargaining Agreement once it is determined to be acceptable by both parties.

Mayor DelCore stated that it is never an easy process negotiating collective bargaining agreements; this contract meets the 2% property cap law.

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

3. RESOLUTION AUTHORIZING THE EXECUTION OF A “NON FAIR AND OPEN” CONTRACT WITH ACTIVE DISPOSAL SERVICE, INC. FOR DEMOLITION OF THE FLAGTOWN ANNEX,

AS RECOMMENDED BY THE CHIEF FINANCIAL OFFICER IN AN AMOUNT NOT TO EXCEED \$35,750.00

WHEREAS, there exists a need for the demolition of the Flagtown Annex; and

WHEREAS, the Township Committee has decided to award a “Non Fair and Open” contract to Active Disposal Service, Inc. for the demolition of the Flagtown Annex, in an amount not to exceed \$35,750.00, pursuant to their proposal dated March 11, 2013 and the recommendation of the Chief Finance Officer; and

WHEREAS, the amount of the contract is below the Township of Hillsborough’s bid threshold of \$36,000 and is therefore not required to publicly bid for this service (N.J.S.A. 40A:11-3 and 11-9); and

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

WHEREAS, Active Disposal Service, Inc. has submitted a Political Contribution Disclosure form.

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

1. The Mayor and Township Clerk are to authorize and execute the agreement with Active Disposal Service, Inc. for the demolition of the Flagtown Annex.
2. This contract is awarded without competitive bidding as a “Non Fair & Open Contract”.
3. The Mayor and Township Clerk are hereby authorized to execute the Township’s standard form of agreement for “Goods and Services” and any modifications thereto and related constituent documents as may be found acceptable by the Township Committee.

Mayor DeCore stated this resolution authorizes a contract to be executed with Active Disposal Service for the demolition of the Flagtown Annex. It has been determined by the Township’s Construction official and Fire Marshal that the structure is no longer safe. We did not have to seek sealed bids as the amount is within the bid threshold.

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

**4. RESOLUTION OF SUPPORT FOR ROUTE 1 REGIONAL GROWTH STRATEGY:
AN INTEGRATED DEVELOPMENT AND TRANSPORTATION VISION FOR THE BROAD
ROUTE 1 AND ROUTE 206 CORRIDORS**

WHEREAS, the broad Route 1 and Route 206 corridor from Trenton to New Brunswick to Hillsborough is a corridor of critical economic importance to the State of New Jersey; and

WHEREAS, Hillsborough Township is located within the broad Route 1 and Route 206 corridor; and

WHEREAS, the Township continues to adopt consistent, sound land use policies to manage growth, promote economic vitality and have a sustainable local and regional impact on the Route 206 corridor; and

WHEREAS, the Township anticipates the completion of the New Jersey Department of Transportation’s Route 206 Bypass plan; and

WHEREAS, the Route 206 Bypass creates the opportunity for the transformation of Route 206 from a suburban commercial strip corridor to a multi-modal friendly, mixed-use Town Center at the intersection of Amwell and the present Route 206; and

WHEREAS, directly adjacent to the Town Center Zoning District, the Township envisions a Transit Ready Development District located at the intersection of Amwell Road and the new Route 206 Bypass that would include a transit facility to provide commuter bus service in the short term and potentially a commuter train station in the future; and

WHEREAS, Mercer and Somerset Counties and municipalities along the West Trenton Line including Hillsborough Township have been working to restore passenger service along the rail line which would connect communities along the corridor with the Raritan Valley Line and the SEPTA Line to enhance economic competitiveness and reduce Route 206 traffic congestion; and

WHEREAS, the Township's Circulation Plan Update promotes a comprehensive network of 'complete streets' to provide better connectivity between the Town Center, Transit Ready Development District and surrounding areas; and

WHEREAS, past and current land use, economic development and transportation investment policies and fragmented decision-making in the corridor have led to a variety of conditions, including: limited travel options, unacceptable levels of congestion, decreased mobility, decreasing marketability of commercial properties; lack of housing choice and high housing costs, increased vehicle miles traveled and associated greenhouse gas emissions, continued loss of open space and the degradation of natural resources; and

WHEREAS, since 2005 a group of regional stakeholders, including municipal, county and state agency officials and representatives from the private sector have participated in the *Route 1 Regional Growth Strategy* planning process designed to identify shared regional planning principles, desired growth outcomes and an integrated land use and transportation vision for the corridor in order to chart a course for prosperous and sustainable future; and

WHEREAS, those participating in the planning process have agreed that well planned and better coordinated land-use, economic development and transportation investment decisions can provide for more sustainable outcomes, including: more walkable, bike-able, and transit friendly communities; greater travel choices; efficient and effective transportation; reduce demand for automobile travel; redevelopment of abandoned and underutilized properties; growing and competitive businesses with good jobs and a strong future; a diversity of housing options located near jobs; enhanced environment and natural resources; fiscal balance and equity; and even higher quality of life than the region enjoys today; and

WHEREAS, those participating in the planning process have also agreed by general consensus on the need for strategic transportation investments linked to identified growth centers and nodes throughout the region; and

WHEREAS, implementation of the vision will require a sustained and long-term commitment to cooperative action;

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, agree to support actions as appropriate to our body in the following four categories:

Planning, Zoning and Economic Development – Municipalities shall consider revisions to their planning documents, particularly their master plan and zoning ordinance, to allow and promote mixed-use centers.

Transportation Project Development and Investment – Public agencies, particularly on the state level, will identify funding to design and construct agreed-upon transportation projects. The regional stakeholders shall consider the vision of the Route 1 Regional Growth Strategy to identify and build consensus for specific projects for the Route 206 corridor.

Public Engagement, Education, and Influence – Civic leaders at all levels need to engage and educate decision-makers and citizens about the benefits of well-planned and coordinated land-use, economic development and transportation investment decisions.

Coordinated Decision-Making – Local and state agencies will strive to attain coordinated and consistent decision-making in support of more sustainable outcomes for the Route 1 and Route 206 corridors in terms of an ongoing high quality of life in communities, efficient and effective transportation, enhanced environmental quality, and growing and competitive businesses. Also work together with Mercer and Somerset Counties and municipalities along the West Trenton Line to support and enhance final environmental documents, design and engineering work leading to the restoration of passenger service.

Mayor DelCore stated that Hillsborough Township resides within the Route 1 and Route 206 corridor – an area of critical economic importance to the State of New Jersey. Mayor DelCore stated those municipalities participating in the planning process have agreed on the need for strategic transportation investments linked to identified growth centers throughout the region. Mayor DelCore said this resolution further supports this collaborative effort in the planning and decision making for the further development of this corridor.

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

5. RESOLUTION AUTHORIZING THE SALE OF EQUIPMENT AT THE 2013 SOMERSET COUNTY SEALED BID SALE OF SURPLUS

WHEREAS, the Township Committee of the Township of Hillsborough hereby declares that the vehicles identified in this Resolution are no longer needed for a public purpose and are surplus property which may be sold at public auction; and

BE IT RESOLVED by the Township Committee of the Township of Hillsborough that the following unneeded vehicles are authorized to be sold at the 2013 Somerset County Sealed Bid Sale of Surplus:

Veh #	Year	Make	Model	Serial #
83	1993	FORD	F150	1FTDF15N5PNA11101
90	1988	FORD	F250	FTHF25HOJNB26195
91	1988	FORD	F250	FTHF25H6JNB26198
328	1998	BLUEBIRD COACH (BUS)	BLUEBIRD COACH	1BAAKB7A0WF079498
755	1980	FORD	BACKHOE	C646287
	1994	MERCEDES BENZ		WDBHA28EORF063152

	1988	CADILLAC	FLEETWOOD	1G6DW51Y9JR765421
329	1991	INTERNATIONAL	BUS	1HVBAZRL8MH309076
331	2000	FORD	ELD BUS	1FDXE45F3YHA62229
338	1994	FORD	E350	1FDKE30MORHA93871
		JACOBSEN	BLOWER	B-40 BLOWER
	1974	INTERNATIONAL	JETTER	10662CHA54256

Mayor DelCore stated this resolution allows the Township to eliminate vehicles and equipment from the Township that are no longer in service. Mayor DelCore reported participation at the auction is at no cost to the Township and all funds obtained from the auction are forwarded to Finance as surplus for use in future budgets.

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

CONSENT

- 1. RESOLUTION AUTHORIZING THE FOLLOWING ACTIONS FOR TOLL BROTHERS (HILLSBOROUGH CHASE SECTION II): ACCEPTING MAINTENANCE BOND NO. 08840689M FROM FIDELITY AND DEPOSIT COMPANY IN THE AMOUNT OF \$373,440.00; RELEASING PERFORMANCE BOND NO. 08840689; RELEASING THE CASH BOND IN ITS ENTIRETY IN AN AMOUNT OF \$102,958.00 AND ACCEPTING THE PROJECT**

WHEREAS, a request has been received from Toll Brothers (Hillsborough Chase Section II) for the acceptance of Maintenance Bond No. 08840689M from Fidelity and Deposit Company in the amount of \$373,440.00, releasing Performance Bond No. 08812260, releasing the cash bond, in the amount of \$102,958.00 and accepting the project, including the following roadways into the public roadway system:

1. Drost Lane (approximately 825' in its entirety)
2. Bush Road (approximately 1,470' in its entirety)
3. Cope Court (approximately 1,600' in its entirety)
4. Heitz Lane (approximately 1,200' in its entirety)
5. Raker Court (approximately 650' in its entirety); and

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

WHEREAS, the Assistant Township Engineer recommends that the Township Committee take action to accept the Maintenance Bond, release of the Performance Bond, release the Cash Bond and accept the project, including the listed roadways into the public roadway system.

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 APPROVING REQUEST FROM HILLSBOROUGH RESCUE SQUAD FOR THE WAIVER OF PERMIT AND INSPECTION FEES FOR A BUILDING PROJECT

WHEREAS, Hillsborough Rescue Squad will be performing construction at the building located at 48 East Mountain Road, Hillsborough, New Jersey and requested that permit and inspection fees be waived.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that the permit and inspection fees in connection with the above be and are hereby waived.

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

WHEREAS, that in accordance with the following summary of accrued Planning and Zoning charges related to plan review for January, February and March, 2013, a total of \$1,111.48 should be transferred from the Planning/Board of Adjustment Escrow Accounts into the Treasurer’s Account as indicated; and

WHEREAS, that each of the project line items has been verified against the Treasurer’s Office account records for the period beginning 01/01/13 and ending 03/31/13 to ensure that sufficient funds are available for these transfers for unanticipated revenues.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that a total of \$1,111.48 is to be transferred from the Planning/Board of Adjustment Escrow Accounts into the Treasurers Account.

<u>Application Name</u>	<u>Application #</u>	<u>Escrow Name</u>	<u>Amount</u>
Avalon at Hillsborough	BA-13-03	AVALONPL	118.97
Belle Mead Tire (laRue)	BA-12-13	BELLTIREPL	118.97
Chabad Jewish Center of Greater Hillsborough	BA-12-07	CHABADPL	173.04
Copart of Connecticut - Resolution	10-PB-13-SRV (RES)	COPARTCTPB	171.80
DeNAPOLI, Patrick	BA-12-10	DENAPOLIPL	64.89
FARKAS, William	BA12-14	FARKASPB	86.52
FLEISCHMAN, Rena and Jay	BA-13-02	FLEISCHMPL	97.34
TOTAL TRANSFER			\$1,111.48

4. RESOLUTION AUTHORIZING OFFICER CHRISTOPHER MCMINN TO ENROLL IN “SOCIOLOGICAL EFFECTS OF DISASTER” AND “STRESS AWARENESS & MANAGEMENT” AND TO BE ELIGIBLE FOR TUITION REIMBURSEMENT OF SAID COURSES ONCE THEY HAVE 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 Christopher McMinn is requesting authorization to take “Sociological Effects of Disaster” and “Stress Awareness & Management” towards his Master of Science Degree in Homeland Security (MSHS) program; and

WHEREAS, Officer McMinn 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 McMinn’s request for financial reimbursement of seventy-five percent (75%) of the cost incurred upon successful completion of the classes.

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.

5. RESOLUTION AUTHORIZING THE TOWNSHIP’S QUALIFIED PURCHASING AGENT TO REQUEST PROPOSALS THROUGH THE COMPETITIVE CONTRACTING PROCUREMENT PROCESS FOR A PRIVATE COLLECTION AGENCY TO COLLECT OUTSTANDING MUNICIPAL COURT DEBT

WHEREAS, the Township of Hillsborough believes that it is in the best interests of the Township to hire a private collection agency to collect outstanding Municipal Court debt; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., authorizes the Township to procure through the process of competitive contracting, N.J.S.A. 40A:11-4.1k, the operation, management or administration of other services, with the approval of the Director of the Division of Local Government Services; and

WHEREAS, N.J.S.A. 40A:11-4.3(a) requires that the competitive contracting process be authorized by Resolution; and

WHEREAS, the Township’s Qualified Purchasing Agent is authorized to advertise a Request for Proposals through the Competitive Contracting Procurement Process for a private collection agency.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the Township’s Qualified Purchasing Agent is authorized to advertise a Request for Proposals through the Competitive Contracting Procurement Process for a private collection agency to collect outstanding Municipal Court debt.

6. RESOLUTION AUTHORIZING THE TRANSFER OF EARNED AMOUNTS, IN AN AMOUNT OF \$9,605.18, FROM THE SUBDIVISION AND SITE PLAN ENGINEERING TRUST ACCOUNTS TO THE TREASURER’S ACCOUNT

WHEREAS, in accordance with the following summary of accrued Engineering charges related to various indicated projects, a total of \$9,605.18 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 April 3, 2013, to ensure that sufficient funds are available for these transfers of unanticipated revenues.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that a total of \$9,605.18 is to be transferred from the Engineering Escrow Accounts into the Treasurers Account.

<u>Client</u>	<u>Number</u>	<u>Transfer Amount</u>
Accredited Dermatology	594	-592.08
CC @ Belle Mead	579	-382.22
CoParts 2012	586	-681.46
Colonial Square at Belle Mead	323	-77.04
Cornerstone Professional Development	570	-62.22
Country Classics – 3D	559	-304.06
Country Classics – 3C	331	-95.51
Country Classics – 4B	589	-1,011.05
Gateway@Sunnymeade	472	-1,217.74
Gross/Neshanic Riverside	575	-66.58
High Branch Land, Inc.	373	-238.26
Hillsborough Chase	376	-38.52
Hillsborough Chase II	488	-781.36
Hillsborough Estates	539	-453.32
PLEABEAZIN	477	-1,829.04
PSE&G 2012-36 Gateway	600	-201.48
Pleasant View Estates III	490	-1,163.24
Tennis Plus	584	-320.00
Grand Total		\$-9,605.18

7. RESOLUTION AUTHORIZING THE TOWNSHIP’S QUALIFIED PURCHASING AGENT TO REQUEST PROPOSALS FOR THE 2013 CONCESSION MOWING PROGRAM

WHEREAS, the Township of Hillsborough implemented a Local Median Maintenance Program whereby landscapers perform beautification services on local medians within the Township; and

WHEREAS, these beautification services are provided to the Township in exchange for the placement of a sign in the median; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., authorizes the Township to procure through the process of competitive contracting, N.J.S.A. 40A:11-4.1k, the operation, management or administration of other services, with the approval of the Director of the Division of Local Government Services; and

WHEREAS, N.J.S.A. 40A:11-4.3(a) requires that the competitive contracting process be authorized by Resolution; and

WHEREAS, the Township's Qualified Purchasing Agent is authorized to advertise a Request for Proposals through the Competitive Contracting Procurement Process for 2013 Concession Mowing Program participants.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the Township's Qualified Purchasing Agent is authorized to advertise a Request for Proposals through the Competitive Contracting Procurement Process for 2013 Concession Mowing.

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

Deputy Mayor Tomson commented on consent #5 stating this is another way to bring in revenue.

CLAIMS LISTS

Mayor DelCore presented Claims Lists 2013-07.

Upon motion by Committeeman Burchette, seconded by Deputy Mayor Tomson, Claims List 2013-07 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. *Personnel: Jack Daniels*
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 Committeewoman McCauley, the aforesaid resolution was unanimously approved upon call of the roll.

Committeeman Burchette 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 Deputy Mayor Tomson, seconded by Committeeman Suraci, the meeting duly adjourned at 9:48 p.m. Said motion was carried unanimously upon voice vote.

Attested:

Pamela Borek
Township Clerk