

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, and Mayor Frank DelCore. Also, in attendance were Township Clerk Pamela Borek, Township Administrator Anthony Ferrera and Township Attorney William Willard on behalf of Albert Cruz. Deputy Mayor Tomson was absent.

SALUTE TO THE FLAG

Following roll call, Mayor DelCore advised that in accordance with Section 5 of the Open Public Meetings Act, Chapter 231, of the Public Laws of 1975, that notice of this meeting was made by the posting on the bulletin board at the Hillsborough Township Municipal Complex and notifying the officially designated newspapers that this meeting would take place at the Hillsborough Township Municipal Complex at 7:30 p.m. on May 14, 2013.

APPROVAL OF MINUTES

Approval of the April 9, 2013 Regular Session Minutes

Upon motion by Committeeman Burchette, seconded by Committeewoman McCauley, the minutes of the April 9, 2013 Regular Session Minutes were approved upon the call of the roll.

Approval of the April 9, 2013 Executive Session Minutes

Upon motion by Committeewoman McCauley, seconded by Committeeman Burchette, the minutes of the April 9, 2013 Regular Session Minutes were approved upon the call of the roll.

Approval of the April 23, 2013 Executive Session Minutes

Upon motion by Committeeman Burchette, seconded by Committeewoman McCauley, the minutes of the April 23, 2013 Executive Session Minutes were approved upon the call of the roll.
Mayor DelCore abstained.

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

Committeeman Burchette

Committeeman Burchette stated that two weeks ago it was bring your child to work day. Visitors to the Township went to visit the jail and also met Raider the K-9 dog. Committeeman Burchette thanked Administrator Ferrera and all of the Municipal Staff for planning a wonderful day.

Committeeman Burchette stated that Hillsborough Family YMCA and American Red Cross is having a blood drive on June 24th between 2 and 7 pm at the Hillsborough Branch YMCA.

Committeeman Burchette stated that on June 28th the US Marine Corps is holding the Basilone Bowl at the Bridgewater Raritan High School Football Stadium. This is to honor the local Marine Corps Hero John Basilone and raise funds for Toys for Tots and promote the Marine Corps.

Committeewoman McCauley

Committeewoman McCauley thanked the Cultural and Arts Commission. The new portrait of Shaun O'Hara was unveiled. Mr. O'Hara was in attendance.

Committeewoman McCauley stated that the 5th Joetta Clark Diggs Family Fun and Fitness Day, called "Just Finish One Mile" will be held on Saturday, May 18th at Colonial Park in Somerset.

Committeewoman McCauley stated that The Christie Administration and the Health Department reminds everyone to be aware of the mosquito population and to empty water barrels, rain gutters, and anything that would attract mosquitoes.

Committeeman Suraci

Committeeman Suraci stated that this Thursday is the Health and Wellness Fair. There will be two sessions 12:30 - 3:00 pm and 4:30 – 7:30 pm. The morning session will include the Hillsborough Rockettes, and there will be refreshments at both sessions.

Committeeman Suraci stated there will be a free skin and cancer screening that will be held on May 18th from 9 – 11 a.m. at Somerset Medical Family Practice in Somerville.

Committeeman Suraci stated that on Friday, June 7th at 7 pm in the Hillsborough Public Library there will be a screening of “Super Storm Sandy a view from the inside” with Marc DiIonno and Amy Ellis Nutt.

Mayor DelCore

Mayor DelCore thanked Deputy Mayor Tomson for covering the last Township Committee meeting while being away on assignment.

Mayor DelCore thanked Barbara Parker the President of Hillsborough Education Association for the invitation to participate in the Teacher for a Day program. Mayor DelCore stated that it was a great opportunity to understand the role our teachers play in the learning process and the creative ways utilized to enhance the student experience. Mayor DelCore also thanked Ms. Cartmell and Ms. Sellar for allowing him to participate in their classrooms.

Mayor DelCore announced that Hillsborough Township has been selected to receive funding from the NJDOT municipal aid program in the amount of \$205,000 for the resurfacing of Homestead Road. 660 applications were submitted totaling more than \$254 million for the \$78.75 million in available funds.

Mayor DelCore stated Hillsborough Township has been notified of the Clean Communities Grant for 2013 and that the Township will receive \$81,754.05 from the NJDEP, representing a \$12,000 increase from last year.

Mayor DelCore stated that on Saturday, May 25th, Hillsborough Township will host the Annual Salute to Veterans Breakfast, Memorial Day Parade and Garden of Honor Ceremonies. All Hillsborough Veterans are invited to attend the Breakfast.

Mayor DelCore reminded residents to stay in touch with happenings of the Township by signing up for the Friday eNewsletter that is sent from his office.

Mayor DelCore stated that everyone should keep in mind that for the upcoming Primary Election to be held on June 4, 2013, the polling locations have been changed. Mayor DelCore stated that everyone should check their sample ballot that will be coming in the mail, call the Clerk’s office or again visit our website.

Deputy Mayor Tomson

Absent

PROCLAMATIONS / PRESENTATIONS

Proclamation honoring Christian Buckley for earning the status of Eagle Scout

WHEREAS, Christian Buckley, a student at Hillsborough High School, and a member of Boy Scout Troop 489, has earned the status of Eagle Scout; and

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

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

WHEREAS, Christian’s Eagle Scout Project consisted of refurbishing the St. Joseph’s Roman Catholic Church “Prayer Path”; and

WHEREAS, Christian cleared the area and re-stained all 12 crosses along the St. Joseph's Church "Prayer Path"; and

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

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

Proclamation honoring Alexander Duncan for earning the status of Eagle Scout

WHEREAS, Alexander Duncan, a student at Hillsborough High School, and a member of Boy Scout Troop 489, has earned the status of Eagle Scout; and

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

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

WHEREAS, Alexander's Eagle Scout Project involved building picnic tables for the Hillsborough Jr. Raiders Youth Football Program; and

WHEREAS, Alexander wanted to give back to the Jr. Raiders Organization after they gave him so much during his youth; and

WHEREAS, Alexander is also a member of the Hillsborough High School Varsity Football Team, a Varsity Volleyball player, a member of the HHS' FIRST robotics team, a member of the National Honor Society and a volunteer football coach; and

WHEREAS, Alexander Duncan 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 Alexander is a member of our community.

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

Proclamation honoring Jesse Gonzalez for earning the status of Eagle Scout

WHEREAS, Jesse Gonzalez, a student at Hillsborough High School, and a member of Boy Scout Troop 489, has earned the status of Eagle Scout; and

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

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

WHEREAS, Jesse's Eagle Scout Project involved restoring and beautifying the Memorial Garden at the Neshanic Reformed Church; and

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

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

Proclamation honoring Benjamin Guarino for earning the status of Eagle Scout

WHEREAS, Benjamin Guarino, a student at Hillsborough High School, and a member of Boy Scout Troop 489, has earned the status of Eagle Scout; and

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

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

WHEREAS, Benjamin's Eagle Scout Project was to design and build three park benches for the People Care Center in Bridgewater; and

WHEREAS, Benjamin served as a Patrol Leader and a Troop Guide in his troop during his seven years of scouting; and

WHEREAS, Benjamin Guarino 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 Benjamin is a member of our community.

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

Proclamation honoring Christopher Obropta for earning the status of Eagle Scout

WHEREAS, Christopher Obropta, a senior at Hillsborough High School, and a member of Boy Scout Troop 489, has earned the status of Eagle Scout; and

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

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

WHEREAS, Christopher's Eagle Scout Project consisted of handcrafting turtle basking platforms from downed trees for the Duke Estates Gardens; and

WHEREAS, Christopher's basking platforms allow turtles to rest and bask while being out of the water; and

WHEREAS, Christopher is also a 3rd Degree Black Belt in TaeKwonDo; and

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

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

Proclamation honoring Stephen Sopko for earning the status of Eagle Scout

WHEREAS, Stephen Sopko, a student at Hillsborough High School, and a member of Boy Scout Troop 489, has earned the status of Eagle Scout; and

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

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

WHEREAS, Stephens's Eagle Scout Project was to build an outdoor information Kiosk for the Girl Scouts at Camp DeWitt; and

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

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

Proclamation honoring Jacob Thole for earning the status of Eagle Scout

WHEREAS, Jacob Thole, a student at Hillsborough High School, and a member of Boy Scout Troop 489, has earned the status of Eagle Scout; and

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

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

WHEREAS, Jacob's Eagle Scout Project was to build three equipment sheds for the Hillsborough YMCA summer camp programs; and

WHEREAS, Jacob served as an Assistant Den Leader and the Troop Librarian; and

WHEREAS, Jacob Thole 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 Jacob is a member of our community.

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

Proclamation honoring Linda Suozzo as Hillsborough Middle Schools Teacher of the Year for 2013

WHEREAS, Linda Suozzo was honored as Hillsborough Middle School's Teacher of the Year for 2013;

WHEREAS, Ms. Suozzo has been a Speech teacher and has taught for over 25 years with nearly half of that time as part of the Hillsborough Middle School Faculty; and

WHEREAS, Ms. Suozzo is a member of the American Speech and Hearing Association, and she mentors many new teachers and speech therapy interns at Hillsborough Middle School; and

WHEREAS, Ms. Suozzo is the leading advocate and expert in the use of augmentative technologies to assist our more significantly impaired students, conducting research, providing training to others, and most importantly working directly with students in-need to use these technologies that give them a voice in school as well as in the community; and

WHEREAS, Ms. Suozzo has been a mentor to at-risk students as well as mentored students taking part in our Future Teachers of America program; and

WHEREAS, Ms. Suozzo has volunteered with the local Special Olympics and is a member of the District Autism Focus Group in addition to her work with the Hillsborough Extended School Year Program.

NOW, THEREFORE, BE IT PROCLAIMED by the Mayor and Township Committee of the Township of Hillsborough that Ms. Linda Suozzo is hereby recognized for her leadership and ability to employ speech and language effectively in her classroom and the community.

BE IT FURTHER PROCLAIMED that Ms. Linda Suozzo has been recognized as the Hillsborough Middle School Teacher of the Year and we thank her for all her work.

Mayor DelCore congratulated all of the proclamation recipients.

PRESENTATIONS

Presentation by Carmine de Falco regarding Shop Hillsborough program

Mayor DeCore invited Mr. Carmine deFalco, Managing Director with property tax card.com to present the Shop Hillsborough Program.

Mr. deFalo provided a powerpoint presentation outlining the Shop Hillsborough program.

PUBLIC COMMENT ON NEW BUSINESS AND MATTERS NOT ON THE AGENDA

None

PUBLIC HEARINGS

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 as indicated when this ordinance was introduced, all roof and ground mounted solar energy systems are considered accessory uses in Hillsborough.

Mayor DelCore stated the State Agriculture Development Committee (SADC) has adopted rules for permitting solar energy systems.

Mayor DelCore stated this 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.

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

Upon motion by Committeeman Suraci seconded by Committeewoman McCauley, to close the public hearing, and adopt Ordinance 2013-10, the aforesaid resolution was unanimously approved upon call of the roll.

2013-11 AN 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 New Jersey State budget law permits the unused portion of the appropriations cap to be reserved for the next two years. The appropriations cap is different than the tax levy cap.

Mayor DelCore also stated that as a result of our continued fiscal diligence, since 2002, Hillsborough has been able reserve some appropriation authorization in the cap bank. The cap bank has no impact on taxes.

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

Upon motion by Committeeman Suraci seconded by Committeewoman McCauley, to close the public hearing, and adopt Ordinance 2013-11, the aforesaid resolution was 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, FOR THE PURCHASE OF VARIOUS CAPITAL IMPROVEMENTS IN THE AMOUNT OF \$423,252.00, IN AND FOR THE TOWNSHIP OF HILLSBOROUGH.

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
	Pleasantview	
C-04-53-000-025	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
		<u>423,252.00</u>

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 each year the Capital Planning Committee makes recommendations for the Municipal Capital Plan. This ordinance is for those necessary items recommended as high in priority by the Capital Planning Committee.

Mayor DelCore stated 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.

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

Upon motion by Committeeman Suraci seconded by Committeewoman McCauley, to close the public hearing, and adopt Ordinance 2013-12, the aforesaid resolution was 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.

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

Upon motion by Committeeman Suraci seconded by Committeewoman McCauley, to close the public hearing, and adopt Ordinance 2013-13, the aforesaid resolution was 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 ordinance permits 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 Mr. David Kois, the Zoning Officer was present to provide further comment.

Upon motion by Committeeman Suraci seconded by Committeewoman McCauley, Ordinance 2013-14 was adopted, the aforesaid resolution was unanimously approved upon call of the roll.

Committeewoman McCauley noted that this ordinance had been reviewed and approved by the Planning Board.

Upon motion by Committeeman Suraci seconded by Committeewoman McCauley, Ordinance 2013-14 was adopted, the aforesaid resolution was unanimously approved upon call of the roll.

INTRODUCTION OF NEW ORDINANCES

Mayor DelCore stated that we do not have any new Ordinances this evening.

CONSIDERATIONS

- 1. RESOLUTION SUPPORTING A PROPERTY TAX REWARDS PROGRAM TO BE IMPLEMENTED AS PART OF THE HILLSBOROUGH SHOP LOCAL CAMPAIGN**

WHEREAS, the Township Committee of the Township of Hillsborough desires to stimulate local commerce in Hillsborough Township by encouraging the patronage of Hillsborough Township-based businesses by local residents; and

WHEREAS, the Township Committee has determined it is appropriate to permit "reward" type programs that act as enhancement which will give Hillsborough Township taxpayers a financial incentive to patronize participating Hillsborough Township-based businesses through the payment of residential property taxes; and

WHEREAS, the Township Committee of the Township of Hillsborough believes that the implementation of this system will benefit Hillsborough Township-based businesses and resident taxpayers.

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 Township Committee supports the implementation of the Property Tax Reward Program and hereby authorizes the Township Administrator and Township Clerk in coordination with the Hillsborough Township Economic and Business Development Commission to coordinate the implementation.
2. The program shall be administered solely by the vendor who shall undertake to register interested taxpayers and Hillsborough Township-based businesses.
3. The Township shall establish the necessary reporting requirement for any payment of taxes made to the Township by the vendor. The Township shall not be responsible for any impact of program participation on mortgage escrow calculations. The Township shall not be responsible for any changes in property ownership.

Mayor DelCore stated that as you have heard this evening, the Shop Hillsborough Program represents favorable potential for both the business community, but also the taxpayers of Hillsborough. Mayor DelCore stated that we are looking forward to the next steps in the process to move this program along. Mayor DelCore thanked Committeeman Burchette and to the EBDC for vetting this program.

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

2. RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO SIGN A MEMORANDUM OF UNDERSTANDING WITH VARIOUS COUNTY OF SOMERSET ENTITIES FOR THE DEVELOPMENT OF THE GSA SITE

WHEREAS, the Township of Hillsborough ("Township"), the Somerset County Improvement Authority ("SCIA") and the County of Somerset ("County") are of the opinion that it is appropriate to enter into a Memorandum of Understanding ("MOU") for the development of that property known as the General Services Administration Site ("GSA Site"); and

WHEREAS, the purpose of the MOU is to define the obligations of the Township, SCIA and County to develop the GSA Site into a recreation area that will include athletic fields, hiking/walking trails and other recreation amenities.

Mayor DelCore stated that this resolution authorizes the Township to further partner with Somerset County on this property.

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

<u>Bid Item</u>	<u>Description</u>	<u>Recommended Vendor</u>	<u>Unit Price</u>	<u>Meeting Past 2012</u>	<u>Minutes Past 2013</u>	<u>May 14, 2013</u>	<u>Page 13</u>
19	Prime Coat, MC-70 or MC-30, FDA	Morris Asphalt	4.79/Gal	4.79	No Bid		
20	Seal Coat RS-3K, FDA	Morris Asphalt	3.45/Gal	3.45	No Bid		
21	Seal Coat CRS-2P, FDA	Morris Asphalt	3.65/Gal	3.65	No Bid		
22	Reflective Crack Control Material, FDA	No Bidder	No Bid	No Bid	No Bid		
23	High Temperature Joint Sealing Compound	No Bidder	No Bid	No Bid	0.80		
24	Hot Mix Base Asphalt 19M64 FOB	Stavola	67.00/ton*	67.00	64.00		

3. RESOLUTION AWARDING CONTRACT 2013-01 "2013 ROAD MAINTENANCE MATERIALS"

WHEREAS, the Assistant Township Engineer, has determined that there is a need for the acquisition of the following:

"2013 Road Maintenance Materials"; and

WHEREAS, sealed bids were opened and read on April 18, 2013, at 10:00 a.m. which was the time and place provided for in the Invitation to Bid entitled "2013 Road Maintenance Materials"; and

WHEREAS, the Assistant Township Engineer has reviewed the bids, provided the Township Committee with his memorandum dated April 22, 2013, and has made the following recommendations for award, which are as follows:

<u>Bid Item</u>	<u>Description</u>	<u>Recommended Vendor</u>	<u>Unit Price</u>	<u>Past 2012</u>	<u>Past 2011</u>
1	#8 Broken Stone, FOB (3/8")	Gibraltar Rock	17.00/ton*	23.00	22.00
2	#8 Broken Stone, FD (3/8")	Gibraltar Rock	21.00/ton	26.20	26.60
3	#57 or #67 Broken Stone, FOB	Gibraltar Rock	11.00	11.00	
			12.25/ton*		
4	#57 or #67 Broken Stone, FD	Gibraltar Rock	16.25/ton	15.20	15.20
5	#2 Clean Stone, FOB	Stavola	12.00/ton*	10.00	10.00
6	#2 Clean Broken Stone, FD	Stavola	16.00/ton	14.20	14.20
7	#3 or #4 Broken Stone, FOB	Gibraltar Rock	14.75/ton*	10.00	10.00
8	#3 or #4 Broken Stone, FD	Stavola	16.00/ton	14.20	14.20
9	Dense Graded Aggregate, FOB	Gibraltar Rock	8.75/ton*	8.00	8.00
10	Dense Graded Aggregate, FD	Stavola	12.00/ton	12.20	12.20
11	3/4" Road Stone, FOB	Trap	8.00/ton*	8.00	8.00
		Rock/Stavola			
12	3/4" Road Stone, FD	Stavola	12.00/ton	12.20	12.20
13	Core Stone (6"-12"), FD	Gibraltar Rock	18.50/ton	19.00	19.00
14	Bit. Conc. Stab. Base I-2, FOB	Stavola	65.00/ton*	66.00	66.00
15	Bit. Conc. Surface I-3, FOB	Stavola	65.00/ton*	66.00	66.00
16	Bit. Conc. Surface I-4, FOB	Stavola	65.00/ton*	67.00	67.00
17	Bit. Conc. Surface I-5, FOB	Stavola	65.00/ton*	67.00	67.00
18	Bit. Conc. Winter Mix, FOB	No Bid	No Bid	70.00	75.00

<u>Bid Item</u>	<u>Description</u>	<u>Recommended Vendor</u>	<u>Unit Price</u>	<u>Meeting Minutes Past 2012</u>	<u>May Past 2013</u>	<u>Page 14</u>
19	Prime Coat, MC-70 or MC-30, FDA	Morris Asphalt	4.79/Gal	4.79	No Bid	
20	Seal Coat RS-3K, FDA	Morris Asphalt	3.45/Gal	3.45	No Bid	
21	Seal Coat CRS-2P, FDA	Morris Asphalt	3.65/Gal	3.65	No Bid	
22	Reflective Crack Control Material, FDA	No Bidder	No Bid	No Bid	No Bid	
23	High Temperature Joint Sealing Compound	No Bidder	No Bid	No Bid	0.80	
24	Hot Mix Base Asphalt 19M64 FOB	Stavola	67.00/ton*	67.00	64.00	

WHEREAS, the Township Attorney has reviewed the bid packages of the recommended vendors set forth hereinabove and finds them to be in conformance with the Local Public Contracts Law and the Township Instruction to Bidders; and

WHEREAS, a certification of availability of funds shall be made in connection with each purchase order in accordance with N.J.A.C. 5:34-5.3(b)(2); and

WHEREAS, it will be determined at a later date, as per the Assistant Township Engineer and the Director of Public Works if rebidding will be necessary for Items 22 and 23.

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

1. Awards of contract are hereby made at the unit price for Items 1-4, 7, 9, and 13 to Gibraltar Rock; Items 5, 6, 8, 10, 14-17 and 24 to Stavola; Items 19-21 to Morris Asphalt and Item 11 was a tie between Stavola and Trap Rock and both companies are awarded the contract as set forth herein above with the understanding that the minimum quantity is zero and the maximum amount based upon the bid quantity as tabulated in the bid summary and as further adjusted as provided in the Township contract specifications.
2. The Mayor and Township Clerk are hereby authorized to execute the Township's standard form of contracts for goods, products and supplies and for services with each of the successful bidders in each of the various categories in accordance with the recommendations of the Assistant Township Engineer as set forth herein above.

Mayor DelCore stated that the Township sought sealed public bids for various road improvement materials that are used by the Department of Public Works throughout the year. These materials are used for road maintenance throughout the year, on an as needed basis.

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

4. **RESOLUTION TO HIRE SUMMER EMPLOYEES JOHN BANACISKI, RYAN BOLTON, STEVEN BOLTON AND ANDREW DOOLEY FOR THE DEPARTMENT OF PUBLIC WORKS AND KYLE BUREK, NICHOLAS PADULA AND EUGENE REID FOR THE DEPARTMENT OF PARKS AND RECREATION WITH A START DATE ON OR ABOUT MAY 15, 2013, AT A SALARY OF \$10.00 PER HOUR FUNDED THROUGH THE CLEAN COMMUNITIES GRANT**

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

WHEREAS, the Township of Hillsborough anticipates receiving \$81,754.05 from the Clean Communities Grant Fund, said monies to be used to cover the cost of the summer help in the Department of Public Works and Department of Parks and Recreation; and

WHEREAS, the Director of Public Works has determined that the following applicants are the most qualified candidates and has recommended their appointment as summer employees in the Public Works Department, with a start date on or about May 15, 2013, at a salary of \$10.00 per hour, for a period of up to sixteen weeks, 40 hours per week:

1. John Banaciski
2. Ryan Bolton
3. Steven Bolton
4. Andrew Dooley

WHEREAS, the Director of Parks and Recreation has determined that the following applicants are the most qualified candidates and has recommended their appointment as summer employees in the Parks and Recreation Department, with a start date on or about May 15, 2013, at a salary of \$10.00 per hour, for a period of up to sixteen weeks, 40 hours per week:

1. Kyle Burke
2. Nicholas Padula
3. Eugene Reid

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the recommendations of the Director of Public Works and Director of Parks and Recreation hereby be accepted and approved.

Mayor DelCore stated that every year, the Clean Communities Grant provides the funding for temporary summer help in the Public Works Department and the Parks Department. Mayor DelCore stated that this year we received an increase of over \$12,000 the 2012 grant amount.

Mayor DelCore stated that this particular program helps the Public Works Department, keeps the Township clean, and properly maintain various public areas throughout the community. Mayor DelCore stated that we always welcome grant funds into the community.

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

5. 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 of Hillsborough advertised the Municipal Budget pursuant to N.J.S.A. 40A:4-8, as amended by Chapter 78, P.L. 1964, posted the Municipal Budget on the Township website and copies were made available upon request at the Clerk's office; 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

Mayor DelCore stated that this resolution allows the budget to be read by title only instead of having the entire document read prior to the public hearing. The full document is available in the Clerk's Office during regular business hours and on the Township's website www.hillsborough-nj.org.

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

5. RESOLUTION ADOPTING THE 2013 MUNICIPAL BUDGET

WHEREAS, the 2013 Municipal Budget was introduced and approved by the Hillsborough Township Committee on April 9, 2013, at a regularly scheduled Township Committee meeting; and

WHEREAS, the Public Hearing for the 2013 Municipal Budget was held on May 14, 2013, at a regularly scheduled Township Committee meeting, at which said budget was read by title only;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that the 2013 Hillsborough Municipal Budget totaling \$27,377,707.00 is hereby adopted and that two certified copies of the same be forwarded to the Director of the Division of Local Government Services and a certified copy of the same be forwarded to the Somerset County Board of Taxation.

Mayor DelCore stated the 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 thanked the full finance team, led by our CFO, Ms. Haberle, along with Administrator Ferrera and our Finance Chairs Committeeman Suraci and Burchette for their hard work and diligence on the budget.

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 our approach of managing the township's spending in a fiscally responsible way. Mayor DelCore stated that he is very proud of the fact that we spend less today than we did when he took office in 2008.

Mayor DelCore stated that another key point in the fiscal philosophy is to minimize tax impacts by keeping any tax increase at or below the state cap. Mayor DelCore stated that the tax levy this year is more than \$550,000 less than the allowable amount 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, which totals roughly \$620,000. Mayor DelCore stated that Hillsborough would have had a zero tax increase in this year's budget if the ETR had been rightfully returned to the Township.

Mayor DelCore stated that 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, with the average homeowner seeing only a \$19 increase for the municipal portion of their property tax.

Mayor DelCore stated that it is laudable that Hillsborough operates a 54 square mile municipality with just under 14% of the total property tax bill. Mayor DelCore stated that is because the Township continues to operate as a business.

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

Upon motion by Committeeman Suraci seconded by Committeewoman McCauley, to close the public hearing, and adopt the 2013 Municipal Budget, the aforesaid resolution was unanimously approved upon call of the roll.

CONSENT

1. RESOLUTION GRANTING PERMANENT EMPLOYEE STATUS TO MARY DECKER, AS SECRETARY TO THE MAYOR AND TOWNSHIP ADMINISTRATOR, EFFECTIVE MAY 1, 2013

WHEREAS, Ms. Decker was hired as Secretary to the Mayor and Township Administrator on February 1, 2013; and

WHEREAS, the Mayor and Township Administrator certifies that Ms. Decker has performed her duties and assignments in a capable and competent manner; and

WHEREAS, having qualified for regular employee status during the three-month probationary period, the Mayor and Township Administrator recommends that regular employee status be conferred upon Ms. Decker, effective May 1, 2013.

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 Mayor and Township Administrator be and hereby are accepted and approved.

2. RESOLUTION APPROVING REQUEST FROM COUNTRY CLASSICS 4B FOR THE RELEASE OF CASH ESCROWS FROM WINTER CERTIFICATES OF OCCUPANCY FOR BLOCK 2045.15, LOTS 114, 115, & 121, BLOCK 205.22, LOTS 31 & 32, IN THE AMOUNT OF \$2500.00

WHEREAS, a request has been received from Country Classics 4B for release of cash escrow for Block 2045.15, Lots 114, 115, & 121, Block 205.22, Lots 31 & 32; and

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

WHEREAS, the Assistant Township Engineer recommends that the Township Committee take action to release the \$2500.00 cash escrow that was posted for the completion of the project.

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

3. RESOLUTION AUTHORIZING RON SKOBO, DIRECTOR OF BUILDING, TO POST FOR THE POSITIONS OF BUILDING SUB-CODE OFFICIAL AND PART-TIME ELECTRICAL INSPECTOR IN THE HILLSBOROUGH TOWNSHIP'S BUILDING DEPARTMENT

WHEREAS, there exist a vacancy in the Building Department for the position of Building Sub-Code Official and part-time Electrical Inspector; and

WHEREAS, the Director of Building has determined that these positions need to be filled as soon as possible and thereby requests authorization to post for the position of Building Sub-Code Official and part-time Electrical Inspector.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that it does hereby authorize the Director of Building to post for the position of Building Sub-Code Official and part-time Electrical Inspector.

4. RESOLUTION RATIFYING AND CONFIRMING THE AMENDING OF AN APPLICATION FOR SPECIAL PERMIT FOR SOCIAL AFFAIR FOR JRR RESTAURANT, LLC FOR AN EVENT TO BE HELD AT DUKE FARMS FROM JUNE 8, 2013 TO MAY 8, 2013

WHEREAS, an application for a Special Permit for Social Affair has been filed by JRR Restaurant, LLC for an event to be held on June 8, 2013 at Duke Farms; and

WHEREAS, JRR Restaurant, LLC asked that the date be amended to May 8, 2013.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that it hereby ratifies and confirms the actions of the Township Clerk amending the Special Permit for Social Affair for JRR Restaurant, LLC for event to be held at Duke Farms on June 8, 2013 to May 8, 2013.

5. RESOLUTION APPROVING THE APPLICATION FOR SPECIAL PERMIT FOR SOCIAL AFFAIR FOR MANVILLE-HILLSBOROUGH ELKS FOR AN EVENT TO BE HELD ON JUNE 15, 2013

WHEREAS, an application for a Special Permit for Social Affair has been filed by Manville-Hillsborough Elks for an event to be held on June 15, 2013; and

WHEREAS, the submitted application is complete.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey that it hereby approves the application for Special Permit for Social Affair for Manville-Hillsborough Elks for event to be held on June 15, 2013.

6. RESOLUTION DENYING A REQUEST FROM TOLL BROTHERS FOR THE PROJECT ACCEPTANCE OF PLEASANT VIEW ESTATES PHASE III

WHEREAS, a request has been received from Toll Brothers for the acceptance of Pleasant View Estates Phase III; and

WHEREAS, Assistant Township Engineer Tom Belanger reports that there still exist numerous incomplete and outstanding issues with the project; and

WHEREAS, Assistant Township Engineer Tom Belanger recommends that the Township Committee take action to deny the request to accept Pleasant View Estates Phase III at this time.

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 Assistant Township

Engineer Tom Belanger is hereby accepted and approved and the request to accept Pleasant View Estates Phase III is denied at this time.

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

CLAIMS LISTS

Mayor DelCore presented Claims Lists 2013-09.

Upon motion by Committeeman Burchette, seconded by Committeewoman McCauley, Claims List 2013-09 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. *6 David's Lane, Block 171, Lot 112.02*
 - b. *Attorney Client Privilege*
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.

This Resolution shall take effect immediately.

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

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

ADJOURNMENT

Upon motion by Committeeman Suraci, seconded by Committeewoman McCauley, the meeting duly adjourned at 9:26 p.m. Said motion was carried unanimously upon voice vote.

Attested:

Pamela Borek
Township Clerk