

**MINUTES OF THE MEETING OF THE
MAYOR AND COUNCIL
OF THE BOROUGH OF FRANKLIN
HELD AT THE FRANKLIN MUNICIPAL BUILDING
46 MAIN STREET, FRANKLIN, NJ
March 11, 2014**

Mayor Crowley called the meeting to order and requested the Borough Clerk to call the roll. Upon roll call, the following members of the Governing Body were present: Mr. Babcock, Mr. Fanale, Mr. Giordano, Mr. Limon, Mr. Snyder, Mr. Zschack, and Mayor Crowley.

Absent: None

Mayor Crowley led the assembly in the flag salute.

Mayor Crowley stated "This meeting is being held in compliance with the provisions of the Open Public Meetings Act, P.L. 1975, Ch. 231. It has been properly advertised and certified by the Clerk."

COMMITTEE REPORTS

Mr. Limon had nothing to report.

Mr. Giordano reported recreation will have a workshop meeting this Wednesday, the DPW negotiation committee is meeting this Thursday and there will be a Planning Board meeting this Monday.

Mr. Snyder reported the budget is on the agenda this evening.

Mr. Zschack had nothing to report.

Mr. Babcock had nothing to report.

Mr. Fanale reported the ordinance committee met last Thursday night; they discussed eliminating the garage sale fees for Franklin residents. The ordinances will not be abolished they are just looking into fee changes. The committee reviewed the Truck/RV ordinance; with having a long discussion regarding vehicles weight. Mr. Fanale explained an incident that occurred at the pond last summer where this out of town person could only be charged with lewdness. The prosecutor advised unless there is a local ordinance there is nothing they could do. Mr. Fanale commented Mr. Babcock, Mr. Zschack and himself begun discussion drafting a public urination ordinance.

Mayor Crowley reminded Mr. Fanale when you change ordinances you have to do it legally and is very costly.

Mr. Ursin, Esq. had nothing to report.

Mr. Kilduff reported some items from the following administrator's report which is also on file in the clerk's office:

Borough Sites and Street Issues

The annual Borough hydrant flushing program will commence on Tuesday, April 1, 2014 and continue through the remainder of the month. Hydrant flushing will occur evenings from 9PM to 2AM. Residents are advised flushing activity may cause temporary water discoloration.

The New Jersey State Forestry Program in conjunction with the Sussex County Soil Conservation District is sponsoring a tree recovery program to help replant trees damaged by Hurricane Sandy. The Borough is securing a limited number of trees for distribution to schools, civic groups and residents on a first come, first serve basis. Delivery is expected in early April. Details will be posted in town Hall and the Borough's website.

It appears the salt crisis has ended. Additional deliveries last week have eased ongoing regional concerns regarding salt availability. Hopefully, the Borough has sufficient quantities on hand for the remainder of this winter.

Snow accumulations have prevented surveying of Cork Hill Road in preparation for the Borough's repaving project. Once the survey work is done, bids for repaving can be prepared.

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Financial Control/Legal Issues

Tonight we are introducing the 2014 municipal budget. Being a financial matter, 4 affirmative votes are required for introduction. This budget is the result of months of hard work by many individuals: department heads, employees, professionals, finance committee members and the Mayor and Council. I would like to thank all who participated in the process and two employees in particular: Monica Miebach, our CFO and QPA who labored to formulate a lean, detailed budget, responsive to taxpayers; and Robin Hough, our Municipal Clerk and Registrar who bears the responsibility for coordinating and distributing all the legal notices, agendas and action items required to meet state statutes. Thank you Monica and Robin for a job well done.

The tax collection rate for the first quarter is approximately 93% , slightly above the collection rate for the same period last year.

The Borough attorney is preparing the 3 recently donated Munsonhurst Road lots for auction.

Operational/Personnel Matters

The Borough successfully defended an appeal for denial of unemployment benefits filed by a part time employee who was terminated for misconduct. There will be no further comment on this matter.

A part-time employee was suspended from duty yesterday for disciplinary reasons. A hearing is scheduled for March 20th. As this is a personal matter, no further information will be provided.

A Notice of Tort Claim and Amended Notice of Claims have been filed against the Borough. The claim alleges certain police officers acted outside their scope of employment by actions causing the Claimants to sustain personal, property and economic injury and/or deprive them of their constitutional rights. The amount claimed has been amended to \$2,000,000.

A public relations policy has been issued to all department heads. The new policy identifies the proper protocol for handling media requests.

The DPW Negotiations Committee has contacted the DPW's attorney regarding representation for negotiations and scheduling. The committee will meet again on Thursday.

Land Use Matters

CM Franklin presented an amended preliminary and final site plan application with variances to the Zoning Board of adjustment on Wednesday, March 5th. The application was made in response to a settlement agreement with the owners of the Shell station who had filed a complaint against the Zoning Board and applicant for their decision to grant a prior approval. The amended site plan and variances were approved by the Board. A special meeting is planned for March 18th to memorialize a resolution of approval. When constructed, the project will bring two new commercial ratables to Franklin, an Auto Zone and STS Tire Center.

The Borough attorney is preparing notices to lienholders with interest in the Rt. 23 property, formerly known as the Franklin Ski Shop. The notices are to advise interested parties as to the Borough's intentions to raze the dilapidated buildings on the property.

Long-term and Capital Projects

As previously advised, the residential energy aggregate program public information meeting has been postponed. The new meeting date has/has not been set.

The Department of Community Affairs has advised the Municipal Housing Liaison (Borough Administrator) the Borough's Certification of Completion of Affordable Housing Trust Fund Monitoring has been found in good order and monitoring is complete for 2013. Kudos to our Clerk for her assistance in preparing the report.

The Borough's application to operate its new Backup Well C appears to have fallen victim to red tape. The NJDEP sent a Final Notice of Technical Deficiency to Mr. Knutelsky regarding the backup well. The Administrator was advised today a minor modification to the Borough's water allocation permit is now in the works. Pending approval in two weeks the Bureau of Water System Engineering should be able to issue an operating permit for Well C.

The Borough Engineer advises general plans and specifications have been prepared for camera inspection of the Borough's sanitary sewer system in the Mitchell Avenue/Rutherford Avenue North area. A camera company will be selected to investigate and prepare a detailed report identifying inflow and infiltration (I&I) issues in our sanitary sewer lines.

Miscellaneous

The Sussex County Municipal Utilities Authority (SCMUA) is conducting an E-Waste Collection Event on Saturday, March 15th from 7AM to 2 PM at the Solid Waste/Recycling Facility on Rt. 94 in Lafayette. Residents may bring up to five pieces of electronic equipment including old televisions for free disposal. Contact SCMUA for details.

Executive Session

An executive session is requested for personnel & contracts.

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Mayor Crowley reported he has a Mayor's Advisory from the League of Municipalities regarding Senate President Sweeney is considering introduction of legislation that would lower the municipal property tax levy cap to 0%. Right now we have a 2% cap which we find hard to consider. Mayor Crowley commented he doesn't know where this is going but wanted to bring it to the Council's attention.

Mayor Crowley commented people in town are concerned about the actions of emergency personnel at the scene. Mayor Crowley stated he would like to bring to the attention of everybody the actions of police personnel is reviewed by the Chief of Police, if action was appropriate or non appropriate, it is up to the Chief of Police to make that determination. The actions of Firefighters at the scene it is appropriate for the line officers of the Fire Department and the Fire Chief to resolve such problems. Mayor Crowley commented there will be some people coming to the microphone to voice their opinions tonight which is fine; he would also like to tell you when he entered the Military June 30, 1964 he took an oath to uphold the Constitution which he did in the Military, in the Navy Reserves, Army Reserves for 43 years. Don't even think that anyone should approach the microphone and think that anyone's first amendment whether they are elected or not an elected official should be tampered with. Everyone has the right to their opinion whether you agree with it or not; that is a fundamental constitutional [right].

Mayor Crowley reminded everyone there is a three minute limit at the microphone and to please give your name and address into the microphone and direct all comments to the Mayor. Comments are to the Mayor not to the general Council to discuss.

OPEN PUBLIC SESSION

Mr. Babcock made a motion to open the meeting to the public for anyone wishing to address the Governing Body. Seconded by Mr. Snyder. All were in favor.

Betty Allen, 24 Jenkins Road, Franklin, stepped forward. Mrs. Allen referenced an article that was in the paper regarding a gas station clean up in Wantage. Explaining money is available for this type of clean up. Mrs. Allen will leave the article for Mr. Kilduff; she knew the Borough is considering doing something with the property on the Highway. Mrs. Allen talked about the reductions of taxes, the Revitalization of Main Street and attending the Planning [Zoning] Board meeting.

Joe Martinez, 39 Woodland Road, Franklin, stepped forward. Mr. Martinez asked the Council regarding Franklin Night; if Recreation was going to be charged [in their budget] for Police and DPW cleanup. This was done last year and asked if it would be the same this year.

Mayor Crowley commented that has not been discussed yet. The matter will be considered.

Mr. Martinez referenced Mayor Crowley's comment regarding the first amendment and asked what was the Mayor referring too.

Mayor Crowley stated people have the right to express their own opinions whether they are elected officials or not.

Mr. Martinez asked what brought up that comment; a situation must have brought that up.

Mayor Crowley commented yes.

Mr. Martinez asked can you elaborate on what that situation is.

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Mayor Crowley commented no.

Mike Krupa, 134 Main Street, Franklin, stepped forward. Mr. Krupa commented he was impressed by the Mayor's opening comments before the time for us to speak. He appreciates freedom of opinion also. Mr. Krupa commented there is a sense of responsibility that goes with that opinion which he thinks recently has been violated. Mr. Krupa asked please would the Mayor and Council consider taking a close look at some of the comments and look at what legal responsibility these comments should carry.

Donna Arrigo, 33 Ben Franklin Drive, Franklin, stepped forward. Mrs. Arrigo commented she is going to use her first amendment rights. Mrs. Arrigo read her concerns to the Mayor and Council, regarding the disturbing remarks when Mr. Fanale used his first amendment rights aka facebook. Mrs. Arrigo commented each and every one of you except for Mr. Fanale knows her well; you know her passion for the town and passion for the folks that live here, she loves and respects most of you like family. Mrs. Arrigo stated she appreciates all of you for the time and effort you always put into making her and her family feel safe to live here. Mrs. Arrigo commented she has always trusted you and your decisions, she doesn't always agree with them but she has always trusted each and every one of you. Mrs. Arrigo commented she doesn't trust Mr. Fanale. Mrs. Arrigo commented she is thankful to live in a town that has the best Fire Department these are volunteers that are always here for everyone; she is thankful for our Police Department that are cleaning up our streets each and every day. Mrs. Arrigo commented we expect Mr. Fanale who is elected as an official for our town to always represent, promote and support our town of Franklin, its residents as well as its employees, not to belittle them on a public forum. Mrs. Arrigo gave her concerns on the comments regarding Officer Burgos by Mr. Fanale. Mrs. Arrigo asked Mr. Fanale to step down commenting he is not wanted here in Franklin.

Nicole Miller 15 Zimmer Drive, Franklin, stepped forward. Ms. Miller stated she is speaking today to defend this great town we live in and the people she is glad to have known for the past 26 years. Ms. Miller explained recently a Councilman of Franklin decided to publicly bash the Franklin Police as he had in the past. Ms. Miller read a quote from the Councilman regarding when a police officer enters a situation without proper training, proper equipment when no human life is at risk isn't a hero he is a fool and continued reading the quote. Ms. Miller explained this Councilman continued to argue with the people of Franklin who are defending their town and their workers. Ms. Miller continued who are we to define a hero especially a Councilman who we entrust with the well being of our town. This is disrespect to those who risk their lives every day whether it be a police officer, fire fighter or a teacher. Ms. Miller commented she has been blessed to have a hero under her own roof her dad. Think what you want but nothing should ever be publicly said of this nature especially of someone in this position. Ms. Miller read a quote for another hero her mom. She continues to pray that someday this world will remember what our ancestors our parents and our bible base churches teach us. That above all we continue to remain a grateful nation loving one another and following our hearts. First and foremost despite what the world may think or have an opinion about; stand tall and do the right thing. Ms. Miller thanked Mayor Crowley for his time and consideration in protecting this small town of Franklin; asking to review this behavior and discipline accordingly.

There being no one else present who wished to address the Governing Body, Mr. Limon made a motion to close the meeting to the public, seconded by Mr. Babcock. All were in favor.

Mayor Crowley gave Mr. Fanale three minutes for a chance to speak.

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Mr. Fanale commented he doesn't want anyone to think he doesn't like animals. He is a NJ State Certified Animal Control Officer, an animal cruelty investigator; he also has Fire Fighter training, he was a volunteer Fire Fighter and he was a paramedic. Mr. Fanale commented the very first concern that any first responder is suppose to have is their safety; we don't want to have any more victims. What a lot of people don't understand or forget is that it is difficult to put our personal feelings aside especially considering the irony in this is that his primary concern is the safety and well being of the officer; an employee of ours. We can't have an employee risking his safety and well being when there is no human life in there. If the Council doesn't take a position on this what is it going to be next time; is it going to be a full structure fire and gave an example. Maybe this time the officer won't come out. Emergency responders especially a Fire Fighter would not have gone into a hazardous scenario without a buddy. Two people in, so we don't have additional people to rescue especially for the sake of animals. The officer made a judgment call that resulted in injury; this wasn't the right call.

CONSENT AGENDA

Mayor Crowley requested that all persons present review the consent agenda and offer any comments they may have at this time regarding the consent agenda.

CORRESPONDENCE (ACCEPTANCE FOR FILING ONLY OF THE FOLLOWING):

1. Letter dated February 24, 2014 from James C. Kilduff to Marge McCabe, Administrator, Sussex County Board of Elections Re: Reimbursement for Special Elections.
2. Resolution 2014-30 from the Borough of Netcong Calling on the Legislature to make permanent the 2% cap on Interest Arbitration Awards.
3. Memorandum from Elaine A. Morgan, Clerk of the Board of Chosen Freeholders to All Sussex County Municipal Clerks Re: Bond Ordinance providing for various 2014 capital improvements by and in the County of Sussex, State of New Jersey appropriating \$5,286,750.00 therefore and authorizing \$5,035,000.00 Bonds or notes of the county to finance part of the Costs thereof. *Adopted on February 26, 2014.*
4. Memorandum from Elaine A. Morgan, Clerk of the Board of Chosen Freeholders to All Sussex County Municipal Clerks Re: Capital Ordinance Appropriating \$22,120.00 from General Capital Surplus for Required matching funds related to the acquisition of two (2) Vehicles by NJ Transit for the Sussex County Office of Transit/Skylands Ride under the Federal Transit Administration (FTA) section 5317 New Freedom Grant. *Adopted on February 26, 2014.*
5. Letter from Marianne Smith, Township Manager to Jim Kilduff, Administrator Re: 2013 End of Year Report and Contract (Littell Community Center)
6. Letter dated February 24, 2014 from Steven Pudney, CEng. MICE NJ DEP to Thomas Knutelsky, Harold E. Pellow & Associates Incorporated Re: Final Notice of Technical Deficiency Franklin Board of Public Works PWSID No. NJ1906002 Permit Application No. WCP130001.
7. Resolution 18-14 from Hardyston Township urging Governor Christie and the New Jersey State Legislature to enact Legislation that will permanently extend the 2% cap on interest Arbitration Awards before April 1, 2014.

REPORTS (ACCEPTANCE FOR FILING OF THE FOLLOWING):

1. Tax Department report for February, 2014.
2. Zoning Officers report for February, 2014.
3. Health Department report for January, 2014.
4. Police Mileage Report for February, 2014.
5. COH report for February, 2014.
6. Construction report for February, 2014.
7. Police report for February, 2014.

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8. Construction Permit Activity Report for February, 2014.

APPLICATIONS (APPROVAL OF THE FOLLOWING):

1. Application for use of the Senior Center on the second Wednesday of each month for the Franklin Historical Society.

RESOLUTIONS (APPROVAL OF THE FOLLOWING):

1. Payment of bills for the meeting of March 11, 2014.

Mr. Limon made a motion to approve the consent agenda of March 11, 2014.
Seconded by Mr. Babcock.

Upon roll call vote:

Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder

Nays: None Absent: None Abstentions: None

OLD BUSINESS

Mr. Giordano asked for three minutes to speak also. Mr. Giordano commented he supports peoples first amendment, he completely understands a lot of what was said here tonight. He was raised by a Fireman, he has a brother who is a police officer, he is an animal lover and he thinks that Officer Burgos is a hero, he doesn't think it is the place for any public official on a public forum to damage the reputation of a police officer. Mr. Giordano commented he respects Mr. Fanale's opinion but in this situation he [Officer Burgos] acted on what he felt was the best thing. He did a wonderful thing; we should be proud to have heroes. Mr. Giordano made a comment regarding not referring to animals as merchandise in the store.

Mr. Babcock stated you [Mr. Giordano] better be careful we are going to be liable one day when we have to pull one of those guys out. Rule is two in, two out and that is a State Law Statue.

Mr. Giordano commented he acknowledges you [Mr. Babcock] was once a chief but people do things heroically every day in this world. Heroes don't wait for their buddies to show up.

The Council took a break approximately 7:30 PM.

The Council reconvened approximately 7:40 PM.

NEW BUSINESS

Approval of the Minutes

Mr. Snyder made a motion to approve the regular meeting minutes and executive session meeting minutes for February 25, 2014. (Absent: None) Seconded by Mr. Limon.

Upon roll call vote:

Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder

Nays: None Absent: None Abstentions: None

Adoption of Ordinance #3-2014 to exceed the Municipal Budget Appropriation limits and to Establish a Cap Bank.

Mr. Snyder made a motion to adopt Ordinance #3-2014 "TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) Seconded by Mr. Giordano.

Prior to final roll call, Mayor Crowley opened the meeting to the public for any comments regarding ordinance #3-2014.

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No one from the public stepped forward.

Upon roll call vote:

Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder

Nays: None Absent: None Abstentions: None

Introduction to the CY 2014 Municipal Budget

Mr. Snyder made a motion to adopt resolution 2014-21 introducing the CY 2014 Municipal Budget for the Borough of Franklin. Seconded by Mr. Limon.

Public Hearing: April 8, 2014

Upon roll call vote:

Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder

Nays: None Absent: None Abstentions: None

Adoption of Ordinance #2-2014 Authorizing the conveyance of a portion of Lot 25 Block 1301.

Mr. Snyder made a motion to adopt Ordinance #2-2014 "AUTHORIZING THE CONVEYANCE OF A PORTION OF LOT 25, BLOCK 1301 TO THE COUNTY OF SUSSEX". Seconded by Mr. Zschack.

Prior to final roll call, Mayor Crowley opened the meeting to the public for any comments regarding ordinance #2-2014.

No one from the public stepped forward.

Upon roll call vote:

Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder

Nays: None Absent: None Abstentions: None

Resolution 2014-18 Authorizing Disbursement of Performance Bond Funds

Mr. Snyder made a motion to authorize the Chief Financial Officer to distribute funds from the Performance Bond claim directly to Model Town, LLC according to the schedule set forth in the letter from Thomas G. Knutelsky, P.E. Municipal Engineer, dated February 21, 2014. Seconded by Mr. Limon.

Upon roll call vote:

Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder

Nays: None Absent: None Abstentions: None

Resolution 2014-19 Urging the Legislature to Implement a Water Usage Tax

Mr. Snyder made a motion to adopt resolution 2014-19 urging the Legislature to Implement a Water Usage Tax. Seconded by Mr. Fanale.

Mayor Crowley explained the resolution.

There was a brief discussion regarding the resolution.

Upon roll call vote:

Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder

Nays: None Absent: None Abstentions: None

Resolution 2014-20 to permanently extend the 2% cap on interest arbitration awards.

Mr. Snyder made a motion to adopt resolution 2014-20 urging Governor Christie and The New Jersey State Legislature to Enact Legislation that will permanently extend

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the 2% cap on the interest arbitration awards before April 1, 2014. Seconded by Mr. Giordano.

Upon roll call vote:

Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder

Nays: None Absent: None Abstentions: None

Resolution 2014-22 Appointing a Certified Recycling Professional

Mr. Snyder made a motion to adopt resolution 2014-22 appointing James C. Kilduff the Municipal Certified Recycling Professional. Seconded by Mr. Limon.

Mayor Crowley explained it is required to have this position. Mr. Kilduff has this position; the Borough doesn't have to go outside for someone else. If he is appointed this position we will have to support him in taking courses [to keep up] the certification. In many towns there is a stipend involved he did not ask for a stipend.

There was a brief discussion on this position.

Upon roll call vote:

Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder

Nays: None Absent: None Abstentions: None

Resolution 2014-23 Tonnage Grant Application

Mr. Snyder made a motion to adopt resolution 2014-23 authorizing the Borough's Certified Recycling Professional to submit the 2013 recycling tonnage grant application to NJ Department of Environmental Protection. Seconded by Mr. Limon

Upon roll call vote:

Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder

Nays: None Absent: None Abstentions: None

Public Relations Policy

Mr. Snyder made a motion to approve a public relations policy as outlined in the Administrator's memo dated March 5, 2014. Seconded by Mr. Limon.

Mayor Crowley commented this policy will have the Chief of Police in charge of public relations for the police department and the Administrator in charge of public relations for all the other departments as outlined in the memo.

Upon roll call vote:

Ayes: Zschack, Fanale, Giordano, Limon, Snyder

Nays: Babcock Absent: None Abstentions: None

Crossing Guard Employment

Mr. Snyder made a motion to rehire Karen Stecher for the position of Substitute Crossing Guard as recommended by Lynn Warr Prtorich, Head Crossing Guard. Seconded by Mr. Limon.

Upon roll call vote:

Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder

Nays: None Absent: None Abstentions: None

Littell Community Center Shared Service Agreement

Mayor Crowley stated Mr. Giordano had asked if recreation can look at this first.

Mr. Giordano commented in the past few years recreation has not been using the Littell Center for our recreation in ways that we thought we could. Mr. Giordano

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stated with the new agreement to have recreation look at it [the agreement] so they have a full understanding of what we can do or what we can't; what the rules are of the agreement so if there is anything recreation needs or questions recreation can seek guidance.

Mr. Ursin stated it [the agreement] is on the agenda we should table it.

Mr. Giordano made a motion to table the Littell Community Center Shared Service Agreement between The Township of Hardyston and The Borough of Franklin from January 1, 2014 to December 31, 2014. Seconded by Mr. Zschack.

Upon roll call vote:

Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder

Nays: None Absent: None Abstentions: None

Discussion: Insurance Umbrella Coverage

At this time there was a discussion regarding Insurance Umbrella Coverage referencing the Administrator's memo dated February 26, 2014.

Mr. Kilduff explained his memo regarding the Insurance Umbrella Coverage and the possibility of saving the Borough money on its insurance coverage. Mr. Kilduff went through the options the Borough's insurance agency gave him; which was attached to his memo. Mr. Kilduff stated he is comfortable with suggesting to the Council we delete our Umbrella Coverage and increase the base limits as outlined in the second option.

There was a brief discussion regarding the insurance coverage.

Mr. Kilduff explained the savings for the Borough.

Mr. Ursin stated he generally agreed with most of the things Mr. Kilduff said; what he said regarding judgments is correct.

Mayor Crowley asked it is up to the Council if they want to take action on this, put this on the agenda for another time or not take action.

Mr. Limon made a motion to change the coverage. Seconded by Mr. Babcock.

Mayor Crowley stated to be specific that is the second option.

Mr. Kilduff commented the motion would then be delete the umbrella policy and increase the base limits as he outlined earlier.

Upon roll call vote:

Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder

Nays: None Absent: None Abstentions: None

Discussion: New Police Officer hiring status

Mayor Crowley commented this item will be discussed in executive session.

EXECUTIVE SESSION

In accordance with the provisions of the Open Public Meetings Act, Mr. Zschack made a motion to adjourn into closed executive session to discuss personnel and negotiations. Motion seconded by Mr. Snyder.

Upon roll call vote:

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Ayes: Zschack, Babcock, Fanale, Giordano, Limon, Snyder
Nays: None Absent: None Abstentions: None

After meeting in closed session, the Governing Body returned to their seats at 8:52 p.m. and Mayor Crowley declared the meeting to be reconvened into open public session.

Mayor Crowley commented he had been approached by John Sowden to get a committee to talk on behalf of the lease for the Hungarian Church. Mayor Crowley has a conflict so he cannot be on committee; he is a member of the Historical Society. Mayor Crowley asked Councilman Limon to talk with John Sowden regarding this issue and to get another Councilman on the adhoc committee.

Mr. Babcock volunteered to work with Mr. Limon on the adhoc committee to discuss the Hungarian Church.

Mayor Crowley asked if there was any action to be taken.

Mr. Fanale made a motion we further the background check and hiring process continue for the police officer candidate. Seconded by Mr. Babcock.

Upon roll call vote:

Ayes: Babcock, Fanale, Limon

Nays: Zschack, Giordano Absent: None Abstentions: Snyder

Mr. Giordano made a motion the Council grants Brian Vandebroek 21 hours of comp time for time owed. Seconded by Mr. Snyder.

Upon roll call vote:

Ayes: Zschack, Fanale, Giordano, Snyder

Nays: Limon Absent: None Abstentions: Babcock

MISCELLANEOUS COMMENTS

Mr. Limon asked if the Borough received any more updates regarding Bond Council.

Mayor Crowley commented he will check with Mrs. Miebach, CFO.

Mr. Zschack commented on being called first during roll call.

Mr. Giordano commented on Fireworks for Franklin Night.

ADJOURNMENT

There being no further items for discussion by the Mayor and Council, Mr. Zschack made a motion to adjourn the meeting at 8:56 p.m., seconded by Mr. Babcock. All were in favor.

Paul B. Crowley, Mayor

Robin Hough, Borough Clerk