

**REGULAR AGENDA
FOR THE MAYOR AND COUNCIL MEETING
BOROUGH OF FRANKLIN,
HELD AT THE MUNICIPAL BUILDING, 46 MAIN STREET
FRANKLIN, NEW JERSEY AT 7:00 P.M. ON
APRIL 27, 2010**

- A. **Mayor Crowley** will call the meeting to order; Clerk will call the roll.
- B. **Mayor Crowley** will invite all present to salute the flag.
- C. **Mayor Crowley** will state that "This meeting is being held in compliance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq. It has been properly advertised, and certified by the Clerk."

D. **PRESENTATIONS**

There are no presentations scheduled for tonight's meeting.

- E. **CONSENT AGENDA:** **Mayor Crowley** will request that all persons present review the consent agenda. If any member of the Council or public wishes an item on the consent agenda to be discussed and considered separately, a motion to this effect shall so be made, at this time.

After all persons have had an opportunity to review the consent agenda and offer requests for changes, Mayor Crowley will request a motion to approve the consent agenda.

- F. **COMMITTEE REPORTS:** **Mayor Crowley** will allow each member of the Council, Borough Administrator, Borough Clerk, and Borough Attorney to present their respective committee report.

Mayor Crowley will offer the Mayor's Report.

- G. **OPEN PUBLIC SESSION:** **Mayor Crowley** will request a motion to open the meeting to the public, for any questions or comments concerning the good and welfare of the Borough. **All comments should be directed to the Mayor and kept to a 5 minute maximum.**

After giving all persons present an opportunity to address the Governing Body, **Mayor Crowley** will request a motion to close the meeting to the public and return to the regular order of business.

H. **OLD BUSINESS:**

I. **NEW BUSINESS:**

1. **Approval of Meeting Minutes**

A motion is in order to approve the meeting minutes of the Regular Meeting and Executive Session held on April 13, 2010. (Absent: None)

2. **Adoption Ordinance #2-2010 Exceed Budget Cap**

A motion is in order to adopt an ordinance entitled "AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK".

Prior to final roll call, **Mayor Crowley** will open the meeting to the public for any comments regarding ordinance #2-2010.

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3. Public Hearing on 2010 Budget

Mayor Crowley will open the meeting to the public for any comments regarding the 2010 Budget.

4. Introduction Ordinance #4-2010 Amending Recreation Area Rules and Regulations and Criminal Background Checks

A motion is in order to introduce an ordinance entitled "ORDINANCE OF THE BOROUGH OF FRANKLIN, COUNTY OF SUSSEX AND STATE OF NEW JERSEY SUPPLEMENTING AND AMENDING CHAPTER 196, ATTACHMENT 1 ENTITLED "RECREATION AREA RULES AND REGULATIONS" AND CHAPTER 106 ENTITLED "CRIMINAL BACKGROUND CHECKS" OF THE CODE OF THE BOROUGH OF FRANKLIN".

FINAL HEARING: MAY 11, 2010

5. Resolution Approving Restoration Bond for Braen Aggregates

A motion is in order to approve the form and amount of \$464,401.00 for the Restoration Bond for Braen Aggregates, LLC.

6. Resolution Requesting NJDOT Extend Rt. 23 Southbound Climbing Lane

A motion is in order to adopt a resolution requesting the NJ Department of Transportation extend NJ State Highway Route 23 Southbound Climbing Lane by restriping the existing pavement.

7. Refund COAH Payment for Block 15 Lot 9.03

A motion is in order to approve the request for a \$1,188.00 refund of COAH overpayment for Block 15 Lot 9.03 from the Housing Trust Fund.

8. Approval of Proposal for New Concession Stand

A motion is in order to approve the proposal submitted by Elizabeth Reeves for architectural work to create a new concession stand at the Franklin Pond Recreation Complex in the amount of \$3000.00, to be paid from the Mildred Harden Fund, as recommended by the Recreation Commission.

9. Approval of 5th Annual Prayer Walk

A motion is in order to approve the request from Family Cloister Learning Center to hold their 5th Annual Prayer Walk on Saturday, May 8, 2010 beginning at 11:00 AM.

10. Discussion on Amending Towing Ordinance

A discussion will be held on the proposed changes recommended by the Chief of Police to the Towing Ordinance.

J. EXECUTIVE SESSION – IF REQUESTED

Mayor Crowley will request a motion to adopt a resolution to adjourn into Executive Session to discuss certain items excluded from the public.

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THE OPEN PUBLIC MEETINGS ACT ALLOWS THE MAYOR AND COUNCIL TO EXCLUDE THE PUBLIC FROM A PORTION OF A MEETING IN CERTAIN CIRCUMSTANCES,

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FRANKLIN, THAT THE PUBLIC SHALL BE EXCLUDED FROM DISCUSSION OF MATTERS ALLOWED BY NEW JERSEY LAW.

THE EXECUTIVE SESSION MINUTES WILL BE PLACED ON FILE IN THE BOROUGH CLERK'S OFFICE, AND WILL BE AVAILABLE TO THE PUBLIC AS PROVIDED FOR BY NEW JERSEY LAW.

Be further advised this Resolution shall take effect immediately.

- K. MISCELLANEOUS COMMENTS: **Mayor Crowley** will allow each member of the Governing Body to offer any miscellaneous comments which they may have at this time.
- L. ADJOURNMENT: **Mayor Crowley** will request a motion to adjourn the meeting.