

**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
June 9, 2015**

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. Dabinett, Mr. Giordano, Mr. Limon, Mr. Martinez, Mr. Snyder, 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. Dabinett had nothing to report.

Mr. Martinez reported he followed up on several items; garbage on Main Street and the complaint regarding the garbage at the dumpsters at the Franklin Senior Housing. Mr. Martinez commented for safety he filed a report with the police department so they can take it to the DOT regarding the intersection with Washington and Rte 23, that is a very dangerous spot.

Mr. Babcock had nothing to report.

Mr. Snyder reported the finance committee met on June 5, and a talked over some of the items we had on the agenda for May 22, capital project expenditures. Mr. Snyder explained items discussed and the cost for those items. The items explained will be up for vote tonight.

Mr. Giordano reported the Carnival is scheduled for July 2 through July 4; it is going to be from 6:00PM to 10:00PM, the fireworks will be on Thursday night at 9:00PM. Mr. Giordano commented on the need for volunteers and groups to sponsor gaming trailers. Mr. Giordano thanked Braen Aggregates for their donation of \$5,000 to cover the fireworks. Mr. Giordano commented we did research for color signs; the Council would have to ok those. We are looking at buying 5 signs at approximately \$40.00 about \$45.00 with shipping. Mr. Giordano asked if anyone would second his motion to buy signs for the carnival.

Mr. Limon asked if there was a total on that.

Mr. Giordano commented it would depend on the shipping; a good estimate would be about \$245.00 to \$260.00 total. It would take about five to eight business days for them to come in.

Mr. Giordano commented we need to find some people that have private property to put the signs on and on Borough Property.

Mr. Martinez seconded the motion.

Mayor Crowley asked for the Motion to be read again.

Mr. Giordano made a motion that we approve the purchase of 5 4x4 two color signs for approximately \$245.00 to \$260.00 total cost for advertising.

The motion had been seconded by Mr. Martinez.

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Upon roll call vote:

Ayes: Snyder, Dabinett, Giordano, Limon, Martinez

Nays: Babcock Absent: None Abstentions: None

Mr. Limon had nothing to report.

Ms. Hough, Clerk, had nothing to report.

Mr. Ursin, Esq. had nothing to report.

Mrs. McHose, Administrator, reported we have been working on DPW, and we are in the process of placing calls to start the interview process. We had a tremendous response and we will be moving forward with that very shortly.

Mrs. McHose commented she will be meeting with Chief McInerney to go over those applications.

Mrs. McHose thanked the DPW for the Memorial Day preparation, they did a very nice job.

Mrs. McHose commented the street sweeping has begun, please call Borough Hall if you have an issue.

Mrs. McHose commented the demolition of the two buildings on Rte 23 will begin, we had a meeting this morning with the contractor and the Borough Engineer Tom Knutelsky. It will take approximately two weeks to complete. They will be putting up some fencing, demo the ski shop first to allow for some truck access and then the big building will be removed.

Mrs. McHose commented the survey of the pond will begin soon; she will be meeting with the surveyor and Tom Knutelsky to review that; hopefully we will have a report at the next meeting.

Mrs. McHose commented on grants she was briefed on during the week. We are looking to have more efficient lighting at the pond.

Mrs. McHose commented we had a safety committee meeting today with the department heads and our insurance carrier. We reviewed the Borough's situation with claims and we are in very good shape.

Mrs. McHose commented tomorrow she has a meeting on COAH with some of our professionals; there is some confusion over some of the most recent court cases.

Mrs. McHose commented Taco Bell is moving ahead; as you see they have begun some of their site work and tonight on the agenda is the developers agreement which is almost the final document to them getting their construction permits and moving forward. All Attorney's involved have reviewed this developers agreement.

Mrs. McHose explained how she was helping to promote the Carnival.

Mr. Babcock asked about Walsh Street.

Mrs. McHose explained the paving will be done soon.

Mr. Dabinett asked if there was a starting date on the demolition.

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Mrs. McHose commented they have their construction permit so hopefully in the next couple of days.

Mayor Crowley commented on the serious accident on 23 which caused the road to be closed for 5 hours; unfortunately there was a fatality involved. Mayor Crowley commended the Police Department for their prompt response, the First Aid Squad and the paramedics.

OPEN PUBLIC SESSION

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

Dick Durina, 23 Lozar Road, Franklin, stepped forward. Mr. Durina questioned and read part of a letter sent to the residents by the Mayor. Mr. Durina commented on a court case regarding the deed restriction all the neighbors of the development had. Mr. Durina read from the Mayor and Council minutes of December 9, 2014.

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

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 May 26, 2015 to Robin Hough, Municipal Clerk/CMR from Sussex County Division of Finance Re: Certification for Rescue Squad Contribution.
2. Township of Montague Resolution 2015-44 in support of the continuation of Sussex County Farmland Preservation, Recreation and Open Space Trust Fund.
3. Township of Vernon Resolution #15-98 supporting steps by New Jersey Officials to Protect and Support Federal Military Bases located in the State of New Jersey.

REPORTS (ACCEPTANCE FOR FILING OF THE FOLLOWING):

1. Construction permit activity report for May, 2015.
2. COH report for May, 2015.
3. Construction permit report for May, 2015
4. Municipal Court report for May, 2015.
5. Tax Department report for May, 2015.

APPLICATIONS (APPROVAL OF THE FOLLOWING):

1. Application to operate a Tattoo Parlor for Moonlight Tattoo LLC. Joseph Moon 418 Rte 23 N Franklin.

RESOLUTIONS (APPROVAL OF THE FOLLOWING):

1. Payment of bills for the meeting of June 9, 2015.

Mr. Limon made a motion to approve the consent agenda of June 9, 2015. Seconded by Mr. Martinez.

Upon roll call vote:

Ayes: Snyder, Babcock, Dabinett, Giordano, Limon, Martinez
Nays: None Absent: None Abstentions: None

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OLD BUSINESS

Mr. Babcock asked what we are going to do with that disgrace of a church down there on Main Street. What are we going to do with it? If there was a resident down that would leave their property like that the [other] residents would be up here complaining. The lease is well past.

Mayor Crowley commented we have met with the Historical Society and are in the process of negotiating a new lease that would incorporate them to continue to satisfy the construction and get back on track.

Mr. Babcock commented he thinks it is a waste of time.

NEW BUSINESS

Approval of the Minutes

Mr. Giordano made a motion to approve the regular meeting minutes for May 26, 2015. (Absent: None) Seconded by Mr. Limon.

Upon roll call vote:

Ayes: Snyder, Babcock, Dabinett, Giordano, Limon, Martinez

Nays: None Absent: None Abstentions: None

Resolution 2015-52 Temporary Closure of Franklin Avenue

Mr. Giordano made a motion to adopt resolution 2015-52 regarding temporary closure of Franklin Avenue, County Road 631 for fireworks display. Seconded by Mr. Limon.

Upon roll call vote:

Ayes: Snyder, Babcock, Dabinett, Giordano, Limon, Martinez

Nays: None Absent: None Abstentions: None

Mayor's Appointment to Various Board

Mr. Giordano made a motion to confirm the Mayoral appointments for the following various Boards. Seconded by Mr. Limon.

Mayor Crowley commented Mike Gunderman's position was alternate now he will be a full member.

	Planning Board	Term Expires
Alternate #2	Sean Kidd	12/31/15
	Board of Public Works	Term Expires
Member	Dennis Jengo	12/31/17
Member	Jason Doyle	12/31/16
	Board of Recreation	Term Expires
Member	Mike Gunderman	12/31/16

There was a brief discussion on the Board of Public Works.

Upon roll call vote:

Ayes: Snyder, Babcock, Dabinett, Giordano, Limon, Martinez

Nays: None Absent: None Abstentions: None

Resolution 2015-53 Amendment to the Capital Budget

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Mr. Giordano made a motion to adopt resolution 2015-53 amending the capital budget for various improvements. Seconded by Mr. Limon.

There was a brief discussion on the resolution.

Upon roll call vote:

Ayes: Snyder, Babcock, Dabinett, Giordano, Limon, Martinez

Nays: None Absent: None Abstentions: None

Introduction Ordinance 7-2015 Bond Ordinance

Mr. Giordano made a motion to introduce an ordinance entitled " "BOND ORDINANCE APPROPRIATING \$379,300 AND AUTHORIZING THE ISSUANCE OF \$227,300 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF FRANKLIN, IN THE COUNTY OF SUSSEX, NEW JERSEY" Seconded by Mr. Limon.

Upon roll call vote:

Ayes: Snyder, Babcock, Dabinett, Giordano, Limon, Martinez

Nays: None Absent: None Abstentions: None

Public Hearing will be held June 23, 2015

Developer's Agreement MRAN Franklin Corp. T/A Taco Bell

Mr. Ursin explained this is the same form that was used for the last several developers agreements.

At this time there was a discussion on the developers agreement for Taco Bell.

Mr. Babcock made a motion to approve the developers agreement between MRAN Franklin Corp. T/A Taco Bell and the Borough of Franklin. Seconded by Mr. Limon.

Upon roll call vote:

Ayes: Snyder, Babcock, Dabinett, Giordano, Limon, Martinez

Nays: None Absent: None Abstentions: None

Mr. Giordano asked to have the Planning Board resolution cleaned up.

Mr. Ursin commented the Planning Board resolution is the law of that site.

Mr. Ursin commented he would speak to Mr. Brady regarding the issue of the drive up window time.

EXECUTIVE SESSION

There was no executive session.

MISCELLANEOUS COMMENTS

Mr. Babcock commented he has been sitting up here quite awhile now; about six months ago Mr. Durina told us how great he was as Mayor, what he has done and brought in. Two things that come to mind that he didn't mention, the neighborhood house, when that was taken down. Secondly he [Mr. Durina] is always sticking up for the DPW guys, he remembers there was a garbage company in this town, five

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gentlemen were laid off because of the garbage company being dropped.
Neighborhood house killer, DPW killer.

Mr. Dabinett commented he thinks that was a cheap lousy shot himself.

Mr. Martinez asked what the Borough would need to do to change Walsh Road to one way.

There was a discussion regarding Walsh Road.

There was a discussion regarding getting a Fire Chief's Vehicle.

ADJOURNMENT

There being no further items for discussion by the Mayor and Council, Mr. Limon made a motion to adjourn the meeting at 7:45p.m., seconded by Mr. Babcock. All were in favor.

Paul B. Crowley, Mayor

Robin Hough, Borough Clerk